



General Register House  
Edinburgh 26. Jan. 1859.

Dear Sir,  
By desire of Mr.  
Sterling of Keir, I send you,  
for the library of the Faculty  
of Advocates, a copy of the  
Book on his Family; and I  
shall be obliged by a Note  
that it has reached you  
safely.

Yours faithfully  
Wm. Fraser

Samuel Holkett Esq  
Librarian Advocates Library.



GANG FORWARD

THE  
**STIRLINGS**  
**OF KEIR,**

AND THEIR  
FAMILY PAPERS.

BY  
WILLIAM FRASER.

**EDINBURGH :**  
(PRIVATELY PRINTED.)  
**MDCCCLVIII.**

*Adm. B.*

NON-MORTALE QVOD OPTO



GANG FORWARD

## PREFATORY NOTE.

This Volume is printed in order to secure the preservation of the Documents and other Memorials which it contains. The impression, which is private, consists of one hundred and fifty copies. It is intended for presentation to members of the family of which the book treats, to a few friends curious in local history, and to some of our national libraries.

WILLIAM STIRLING.

KEIR, *September 6, 1858.*

*N<sup>o</sup> 16.*

*for*

*The library of the Faculty of Advocates.*

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## EDITOR'S PREFACE.



IN examining the charter-chests of Scottish families, Antiquaries have frequently had to regret the loss of ancient muniments by fire. The Stirlings of Keir, like too many others, suffered from this cause at an early period. During the war between King James III. and his son the Prince of Scotland, in the year 1488, Sir William Stirling, Knight of Keir, joined the Prince and his party; and on one occasion, the Prince having taken shelter in the tower of the Keir, the King besieged it, succeeded in driving out the Prince, and burned the tower to the ground. The family charters were burned at the same time, as appears from a grant by King James IV. soon after his succession to the throne, in favour of his adherent, Sir William Stirling, which, though it supplied the loss of the writs, and gave him a good feudal title to the barony of Keir, does not furnish the information which would have been afforded by the earlier family muniments.

The Stirling family have continued in possession of the barony of Keir ever since, and have also acquired many other properties, each acquisition bringing with it the usual feudal progress of title-deeds, including those of their earliest inheritance of Cawder; there is thus in the united repositories of Keir and Cawder, a well stored charter-chest, from which this collection is chiefly compiled.

The present volume has been arranged in four divisions: The first contains an account of the Stirlings of Keir and Cawder: The second, an account of the Branches of the Stirling family, and of several families connected with the Stirlings, at least by name: The third contains the Charters and other Family Papers; and the fourth, the Letters.

THE  
STIRLING  
FAMILY.

An account of the origin of the Stirlings, and of each successive generation, being fully given in the first division of this volume, it is unnecessary here to enter upon their general history: a few of the more remarkable incidents connected with the family may be glanced at. The Stirlings first appear as owners of land in the twelfth century. After possessing lands in different counties, they acquired, in the reign of William the Lion, the estate of Cawder, which has continued in the family, without interruption, to the present time—a period of nearly seven centuries. Few families can boast of an inheritance which has descended through so long a line of ancestors.

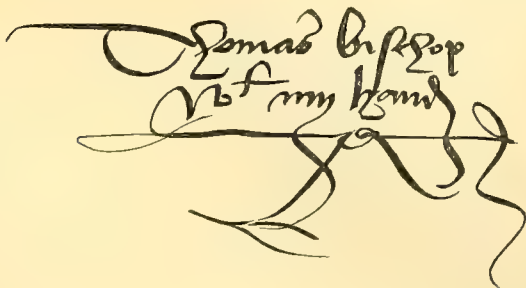
After continuing for ten generations in the direct male line, the Cawder estate, in the sixteenth century, descended to an heiress, who married her kinsman, Sir James Stirling of Keir; and thus the Cawder and Keir families became united; the two estates have ever since been held by the same proprietor. Not the least interesting part of the following narrative, is the story of the ill-fated heiress of Cawder.<sup>1</sup>

Keir was first acquired by the Stirling family in the year 1448. Lukas Stirling, who had previously possessed lands in Fife and Strathern, purchased Keir from George Leslie of that ilk, ancestor of the Earls of Rothes. Sir William, the grandson of Lukas, got Keir erected into a barony by King James III. who afterwards burned the tower. Sir William has been accused of being a party to the assassination of James III. at the battle of

<sup>1</sup> While these sheets were passing through the press, the Editor found at Tynninghame, a precept granted at Edinburgh on 23d March 1541, by Janet Stirling and her second husband, Thomas Bishop,

to which the seals of both husbands are appended. This seal of Sir James Stirling will be found on the sheet of family seals. The seal and signature of Thomas Bishop are as under:

*Thomas Bishop  
of my hand*




Sauchieburn, but without sufficient evidence, as is fully explained in the narrative.

Sir John, the fourth Laird of Keir, added greatly to the family estates between the years 1517 and 1535. He took a prominent part in the public events of his time, and held the office of Sheriff of Perth in 1516. After the death of King James IV. at Flodden, the custody of the young King's person was committed to him. He was forfeited for appearing at the battle of Linlithgow against the King's authority in 1526, but was restored in the following year. He founded a chaplainry in the Cathedral church of Dunblane in 1509. Sir John's adventure with Squire Meldrum was less in keeping with the spirit of this pious foundation than with the lawless character of the age, which is farther shown in the subsequent cruel slaughter of the knight himself.

His son, Sir James, was the husband of the heiress of Cawder. He divorced his wife, but retained her estate, and thus added considerably to the wealth of the family. He was appointed by King James VI. one of the judges who tried Morton for the murder of Darnley, and pronounced sentence of death on the Regent.

Sir George Stirling, great grandson of Sir James, was intimately connected with his kinsman, the first Marquis of Montrose, and was prosecuted, in 1641, by the Committee of Estates, as one of the 'Plotters.' Sir George was with Montrose at the rout of Philiphaugh, the only occasion on which this quiet knight was found associated in arms with his great cavalier chief. After the death of Sir George without surviving issue, the estates of Keir and Cawder were inherited by his cousin Archibald Stirling, Lord Garden, a Lord of Session of some distinction in the reign of Charles II.

James Stirling, grandson of Lord Garden, was a keen Jacobite, and was tried for an alleged conspiracy in favour of the Stuart family in 1708, but acquitted. In the *Tales of a Grandfather*, vol. ii. p. 208, Sir Walter Scott has preserved the following anecdote in regard to his trial—'The Laird of Keir was riding joyfully home, with his butler in attendance, who had been one of the evidence produced against him on the trial, but who had, upon examination, forgot every word concerning the matter which could possibly prejudice his master. Keir could not help express-

'ing some surprise to the man at the extraordinary shortness of memory which he had shown on particular questions being put to him. 'I understand what your honour means very well,' said the domestic coolly; 'but my mind was made up, rather to trust my own soul to the mercy of Heaven than your honour's body to the tender compassion of the whigs!' James Stirling was forfeited in 1715, and deprived of his estates, which were afterwards acquired by his friends, and restored to his son, from whom they have descended to the present representative of the family.

In the course of the long descent of the Keir and Cawder families, there have been no less than fourteen knights, ten of whom were in immediate succession to each other. The honour of knighthood, though purely personal, has thus the appearance of having been hereditary for many generations in the Keir family. Several branches of the Stirlings, such as Ardoch, Glorat, and others, attained the hereditary rank of Baronet for special services; but the representatives of the main line have continued untitled, as they began, barons of Cawder and Keir.<sup>1</sup>

THE  
BRANCHES.

The second division of this volume is the account of the different Branches. From these have sprung several remarkable men, such as James Stirling the mathematician, of whom little was known to previous writers, except his works;<sup>2</sup> Sir John Stirling of Craigharnard, comptroller to King James IV.; William and George Stirling of Glorat, both captains of Dumbarton Castle; the latter gallantly defended this fortress for Queen Mary; Sir Robert Sterling, governor of Cork under Charles I.; the late Edward

<sup>1</sup> A part of the account of the Keir family was prepared by John Dundas, Esquire, C. S., who, amidst numerous professional claims on his time, found leisure to interest himself in tracing the descent of a house with which his own family has long been connected. Other portions of this volume have also been enriched, by the kindness of Mr. Dundas, in obtaining charters from the owners. Cosmo Innes, Esquire, the learned editor of a kindred volume, the 'Genealogical Deduction of the Family of Rose of Kilravock,'

and of many other valuable works, enlarged Mr. Dundas's account of the Keir family. The Editor of the present volume is, however, responsible for the account of the Keir family, as it is now printed, as well as for the deduction of all the branches and the other portions of this volume.

<sup>2</sup> In the English Cyclopædia, 4to, London, 1857. vol. v. p. 732, there is a bibliographical notice of James Stirling; but his personal history is confined to a few lines of no importance.

Sterling, the famous ‘Thunderer’ of ‘The Times;’ and his son, the late John Sterling. An account of these distinguished Stirlings, and of many others of less note, will be found in the ‘Branches.’

THE  
CHARTERS.

The third division consists of the Charters and other Family Papers. They extend from the middle of the thirteenth century to the close of the seventeenth, later than which it has been deemed unnecessary to continue them. Most of the original writs are at Keir; where this is not the case, the place of deposit is noted in the Abstract. The whole of the charters have been arranged in chronological order, except where the terms of the writs required a different arrangement. The formal passages of many of the charters have been abridged, to prevent useless repetition, which is indicated by marks of omission. Words contracted in the original writs have been printed *in extenso*, although the retaining or discharging of contractions is a question on which editors have differed—the same editor occasionally discharging and retaining the contractions—and, it may not be considered a matter of much consequence. But the preference has been given to printing the words *in extenso*, even where they are contracted in the original writs.

A full Abstract of all the Charters being given, it is unnecessary to describe them particularly here. A few of the writs may be briefly noticed.

The contract of marriage in 1501 shows how matrimonial alliances were occasionally arranged at that date: Sir Patrick Hume of Polwarth, and Sir William Stirling of Keir, agree that John of Stirling, son of Sir William, should marry Margaret, daughter of Sir Patrick, and failing her, Sibbale her sister, and so forth, as long as Sir Patrick had a lawful daughter, until the marriage should be completed, which should be ‘at the lauchful age of the ‘said barnis, the maill being of fourteen years and the female twelve years.’ The contract does not show the ages of the respective ‘barnis,’ when they were thus bound for better and worse by their parents; but they must have been of very tender years, being under fourteen and twelve. It cannot be matter of wonder, that such premature alliances, arranged without regard to the feelings of the parties most interested, often proved unhappy, and led to separations and divorces.

The contract between the Governors of Dumbarton Castle in 1510, gives a minute detail of the furniture of the castle and chapel, as it was handed over by the old Governor to the new. There is notice of 'Wallas-tour,'<sup>1</sup> and 'Sanct Patrikis Chapell situat within the Castale, with ane auld Mess buk 'of perchement,' and many other 'furnishings.'

The retour of George Stirling of Glorat, on 15th January 1537, shows that Matthew, Earl of Lennox, Regent of Scotland, was born on the day of Saint Matthew the Apostle, and named after him, as it is stated that the Earl attained his twenty-first year on that day.

The decree by the Bishop of Dunblane, in 1539, is not without value in reference to the designations applied to legitimate as distinguished from illegitimate children. Two ladies are there styled the natural lawful daughters and heirs of their father, while other two are styled the natural daughters of the same parent, and are declared to be illegitimate.

The passport by Oliver Cromwell in 1653 contains a fine impression of his seal, which has been accurately engraved.

The last article of this division is a Register of Births, Marriages, and Deaths, which was commenced in 1613 by Sir John Stirling, father of Lord Garden, and has been continued to the present time.

The earliest charter in the collection, an obligation by King James II. for a payment out of the tocher of Mary of Guelders to Robert Livingstone the comptroller, who was afterwards hanged, the process of Dispensation in 1460 for the marriage of Henry Livingstone, and some other writs, appear entitled to a place in the collection, although their only connection with the Stirlings, is their being preserved in the charter-chest of the Glorat branch.

Where a seal is attached to a charter, the armorial bearings appearing on the seal have been described, as the ensigns of heraldry often disclose interesting facts in the history of families.

THE  
LETTERS. The last section of the volume contains Letters, ranging in date from the middle of the sixteenth century to the middle of the eighteenth. They

<sup>1</sup> 'Wallace's Tower was probably the tower in 'Menteith.' [Tytler's History of Scotland, 3rd ed. which Wallace was confined after his capture by vol. iii. p. 194.]

are almost entirely selected from a large collection at Keir, a few being added from other repositories. The letters have been selected, as much as possible, on account of their general interest; a desire to keep this volume within reasonable limits has also influenced the selection. An ample Abstract of the printed letters is given; one or two may be more specially noticed.

Two of the letters, which follow each other in order of time, are from Generals Thomas Dalzell of Binns and Alexander Leslie, Earl of Leven. Judging from these specimens of their penmanship, Dalzell and Leslie, although both brave soldiers, were but indifferent scholars. They had been better trained to their swords than their pens. The bad spelling of distinguished men of those times is sometimes excused, as there were then no settled rules of orthography. This is true to a certain extent; but where specimens of spelling in the seventeenth century are found to assimilate to the mode of spelling now in use, such specimens must be regarded as good spelling, compared with the letters of Leslie and Dalzell.

The third letter after Lord Leven's is from the great Marquis of Montrose, whose letter contrasts favourably in point of orthography with those from his two contemporary Generals. Montrose was a scholar as well as a soldier, and although his studies at St. Andrews were interrupted by his early marriage, and the troubles of the times, he retained a love for the classics. The Latin motto used on the seal of this letter, was probably selected by himself, soon after his creation as Marquis, in reference to his loyal daring: '*Sublimi triumphat voto.*'

Such are the materials found in the charter-chest of this old baronial family. Far from locking up his family muniments from the light of day, the present owner has, with an enlightened liberality, opened them to his friends by means of the present volume, which may perhaps be not less acceptable to some of his kinsmen than his original works have been to the public at large. This is probably the first work of the kind executed by a Scottish proprietor at his own sole charge. It is to be hoped, that the good example thus set, may yet be generally followed by the owners of other ancient charter-chests. The Editor has pleasure in stating, that already, several

noblemen of enlightened views contemplate similar volumes of their family papers.<sup>1</sup> Most of the valuable ecclesiastical chartularies of Scotland have been printed by the Bannatyne, Maitland, and other literary and antiquarian societies; and were all, or even a considerable proportion of the lay charter-chests to be similarly preserved, a great mass of very valuable materials, now in many cases decaying, would be made available for historical and antiquarian purposes. It is the fashion among some to despise family history, and to impute to such works as the present vain or selfish motives. But this is a great mistake. The public, more than individual owners of private muniments, profit, by securing them, through the instrumentality of the press, from destruction by accident or the depredations of time.

Family history may indeed be considered the most limited of all history, but it is generally interesting; and although the account of any one family, however long its descent, may be but a fragment of the history of a nation, it must be remembered, that even the history of a nation itself is but a fragment of the history of the world.

WILLIAM FRASER.

<sup>1</sup> From a nobleman of a different turn of mind, the Editor, some years ago, received the following letter, with a copy of a new antiquarian work, offered to his lordship, in return for his courtesy in allowing access to his family papers —

‘ Lord . . . has had the favour of the offer of the . . . ; but as he takes little or no interest in these old records, and as he thinks they had better be forgotten, he begs to return the book, with many thanks to the persons who were so good as to offer it to him. A great part of it seems in remarkably good Latin, which is more than can

‘ be said for the *Scotch* of those days, which seems ‘ to have been a *nonsensical language from its commencement*, and never seems likely to be much ‘ better; so that the sooner the modern English ‘ surpasses the Scotch the better. Ancient English ‘ was almost as nonsensical as ancient Scotch. But ‘ the English have encouraged improvement, while ‘ the Scotch have resisted it. Hence the difference.’

If ‘ old records’ had been ‘ forgotten’ in the manner wished for by the noble writer, some of his own titles of honour would probably never have been inherited by him.

## ABSTRACT OF THE CHARTERS, &c.

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| <p>1. Charter by Bertram, the son of Henry of Wluestoun, to his cousin, Waldeve Kokes, of those two oxengates of land in the territory of Nether Eyton, for which the latter had been pursued by the King's letters: and that the charter might remain in force for ever, he had sworn in the Court of the Prior of Coldinghame, held at Eyton, that he and his heirs would never impugn it, under the penalty of twenty pounds sterling. This charter is without date, but was probably granted about 1260. (<i>Orig. Glorat Charter Chest</i>) .....</p>   | 197  |
| <p>2. Charter by John of Argyle, Lord of Lorne, to Mary, his father's sister, wife of John of Striwelyne, and her heirs, of the five penny land of Rathorane, the penny land called Garwpennyng, the two penny land of Bartychkeregyll, the penny land of Fekyrfaltach, on both sides of the Logane, the penny land of Hachychnacelache, and the half penny land of Cragnamoychenache, all lying in Lorne: To be held for payment yearly of a pair of spurs, or their value, if they could not be bought. Dated at Perth on the Nativity of St. Mary (8th September), 1338 .....</p>   | 198  |
| <p>3. Charter by King David II., whereby, after narrating that Marjory of Streuyllyn, daughter and heir of the late John of Streuyllyn, Sheriff of Clakmannan, and Lord of the Cars of Stirling and of Alveth, had resigned all lands, offices, and rents pertaining to her by hereditary right throughout the whole kingdom, in the hands of Robert the Steward of Scotland, then the King's Lieutenant, in his absence, who had infest John of Menteith, then spouse of the said Marjory, therein; the King receives and restores the said John of Menteith and Marjory, to the same state and possession of the lands, offices, and rents, as she had in her pure widowhood: To be held by John and Marjory, and the heirs of their bodies; whom failing, the heirs of Marjory, for services used and wont. Dated at Edinburgh, 25th January A. R. 28 (1357). (<i>Official Extract in Alva Charter Chest</i>) .....</p> | 198  |
| <p>4. Charter by King Robert II. to William of Meneteth, son and heir of Marjory of Striulyn, daughter and heir of the deceased John of Striuelyn, Knight, of the baronies of Westkers and Alueth, within the sheriffdom of Striuelyn, and</p>   |      |

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wherever else within the kingdom, and also the offices of Sheriff and Forester of Clacmanan; which had been resigned by Marjory in the Parliament held at Scone on 22nd October 1382: To be held by the said William and Elisabeth his spouse, and their heirs; whom failing, the heirs of William, in free barony, for services used and wont; reserving the free tenement to Marjory for her lifetime. Dated 23rd October A. R. 12 (1382). ( <i>Orig. Kerse Charter Chest</i> )	200
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- (2.) Declaration by Walter of Danuelstoun Lord of Blackburn, that the lands of Galstoun and Bothernok, belonging to John Campbell, were no farther bound to him than to take therefrom ten merks yearly, until John should pay him 100 merks on the high altar of the Kirk of Dunbretane. Dated at Dunbretane, 10th October 1400 ..... 205
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assigned by Robert to the chapel of St. Mary of Dunbretane, to celebrate divine service there for ever, for the souls of the Earls of Leuenax her ancestors, and all faithful dead, until the said sum should be paid by the heirs or successors of the said Earl; she expresses her desire to renounce the repayment of the said sum, and to annex the said land to the said chapel, for the health of the soul of King Robert Bruce, and his ancestors and successors, kings of Scotland, and for the soul of her deceased father, Duncan Earl of Leuenax, his ancestors and successors, Earls of Leuenax, her own soul, her mother's, her children's, and all faithful dead; and grants Bullull to Sir William of Dunbretane, the then chaplain, and the chaplains, his successors in the said chapel, celebrating divine service there for ever, they giving nothing therefor but prayers; and if Isabella should impugn that gift, she bound herself to pay to the chaplain for the time £100 sterling in name of damages, and £40 sterling to the work of the High Church of Glasgow, in name of penalty. Dated at Inchmoryne, 10th June 1442. (*Orig. Glorat Charter Chest*) .....

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20. Letters by James (Kennedy) Bishop of St. Andrews, James (Bruce) Bishop of Dunkeld, Patrick Lord the Grahame, and George of Setoun Lord of that Ilk, Knights, attesting, that in the cause between William of Striuelyne, Lord of Cadare, and Gilbert of Striuelyn, they, with the other Lords of Council therein named, had ordained the lands of Kyrkmychael Striuelyn, lying above Levyn, within the sheriffdom of Dunbertane, to remain with William as his heritage, and that Gilbert who had possessed the lands unjustly, should remove therefrom with all his goods, and pay rent therefor, from the time William took sasine thereof to the making of those letters. Dated at Striuelyn, 21st January 1442 .....

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21. Notarial Instrument, narrating that Gilbert of Striwlyne came before David of Cadyhou the Precentor, and Patrick Leich, David of Narne, and Robert of Prendergest, Canons of Glasgow, and produced an instrument, made by Robert of Laweder, Canon of Glasgow and Notary Public, in which was contained that the Bishop of Glasgow, by giving a glove, reinvested the said Gilbert and Isabella his wife in Estir Cadyre, which had been recognised in the Bishop's hands; and required the said Canons to declare whether they remembered the premises: to which David of Cadhou, Patrick Leich, and David of Narne answered that they did, and Robert of Prendergest that he believed the facts to be true, but did not well remember them, as eight years had elapsed. Done in the Cathedral Church of Glasgow, 3rd March 1446 .....

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| 22. Notarial Instrument, attesting that William of Striveling, Lord of Cader, went to the town of Estyrcader, and there, in presence of many persons, explained that Sir Alexander of Levyngstoun, Knight, Lord of Calentare, had recognised the lands of Estyrcader without reasonable cause, notwithstanding the deceased Sir John of Striueling Knight, and William of Striueling, the grandfather and father of the said William, and he himself, had been in possession thereof for forty-six years, and had replighted them to Gilbert of Striueling to William's prejudice: which being said, the said William went to the house of Estircader, and expelled therefrom the said Gilbert and Isabella his spouse, and caused all their animals and moveable goods to be removed from the lands, and annulled the said replighting, by breaking a vessel and extinguishing a fire. Dated 28th May 1447 ..... | 218  |
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| 25. Procuratory of Resignation by George of Leysly, Lord of that Ilk, to James of Lewyngstone, Captain to the King, and William of Sterling, son and apparent heir of Lucas of Sterling of Bouchquhumgre, for resigning half the lands of Keyre, in the sheriffdom of Perth and earldom of Stratherne, in the hands of King James, in favour of the said Lucas of Sterling and his heirs. Dated at Leysly, 7th May 1448 .....   | 222  |
| 26. Charter by Jonet of Kinross, of Kippanrosse, with consent of her friends, to William of Striuline, son and heir of Lucas of Striuelin of Ratherne (for assisting her often in times past, and especially in recovering her lands of Lupnoch, lying in the lordship of Strogartnay, from John of Menteth, to whom they had been wadset by her predecessors), of the said lands of Lupnoch; to hold of the Lord of Strogartnay and his heirs, for giving yearly a roebuck's head, at Whitsunday, in name of blench farm, if asked, and giving to the King and his successors such service as pertained thereto. Given under her seal and the seal of Patrick Lord Grahaame, at Kincardin, 5th November 1448, .....  | 222  |

27. Ratification of the above Charter by Jonet of Kinross (spouse of Robert Stewart). Done in the Great Hall of the Castle of Kincardin, 5th September 1448, 223
28. Obligation by James II. to pay Robert of Levingstoune of Medilbenyng, his comptroller, on the 1st of April then next, or at furthest on the feast of St. Peter ad vincula, in the town of Brugis in Flanders, out of the sum due to the King for the tocher of his consort, Mary Queen of Scotland, the sum of 372 full pounds of Flemish money, the equivalent of £930 Scots, being the balance found due to Robert, as comptroller, by the auditors of the Exchequer: But if Robert should be paid in Flanders 63 full pounds, in virtue of another assignation by the King, that sum should be deducted from the former. Given under the royal privy seal and sign manual, at Strieline, 22nd August 1449. (*Orig. Glorat Charter Chest*) ..... 224
29. Renunciation by Stephen Scot, of the Mwrhouse, to Henry of Levingstoune, son and heir of whilome Robert of Levingstoune of Lithquo, of his right to the lands of Castalcary and the Weltoune, within the barony of Stratetoune and shire of Strivlyng, under a charter by King James II. Dated at Edinburgh, 7th November 1453. (*Orig. Glorat Charter Chest*) ..... 225
30. Charter by King James II. to Alexander of Strathachin of Knok, of the half land of Keire, in the earldom of Stratherne and shire of Perth, which had been resigned by him at Strieline: To hold of the King for services used and wont. Dated at Edinburgh, 13th April 1452..... 227
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34. Charter by King James II. to William of Striueling of Ratherne and his heirs, of the lands of Classingall, Schanraw, and Gernortoun, which had been resigned at Edinburgh by the procurators of Archibald of Kynbuk: To be held for services used and wont. Dated at Edinburgh, 10th November 1459.....	229
35. Instrument of Sasine given by Malcolm Sluthman, mayor of fee, of the Bail- liwick of Stratherne (in terms of a precept by King James III., dated at Edinburgh, 18th November, in the first year of his reign), to William of Striueline of Ratherne, Knight, of the above lands, in terms of the above charter. Dated 15th December 1460. John of Atheray, Treasurer of Dun- blane, notary .....	230
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46. Charter of Mortification by William Striueling of Keyr, whereby, for the health of the souls of King James (III.), John Hepburne, Bishop of Dunblane, Luke Strielyng, and Sir William Strielyng, Knight, and Margaret his spouse, the father and mother of the granter, and for the health of his own soul, and the souls of his wife, children, and ancestors, and of all faithful dead; he grants to Almighty God, the Heavenly Choir, and the Blessed and Glorious Virgin Mary, and to her altar on the north side of the nave of the Cathedral Church of Dunblane, and to Sir John Franch, perpetual chaplain at the said altar, and his successors serving and to serve God there for ever, a toft and croft of the lands of Keyr, the lands of Schanrach, the Wodland, and Classingall, an annualrent of forty shillings from the lands of Kippanerayt, and the mill of Strowe, with three acres of arable land of the lands of Strowe, and the pasture of six beasts in the nether part of the same lands: To be held by the said chaplains in pure and perpetual alms, for performing divine service at the said altar, with license to Sir John Franch to possess any ecclesiastical benefice or chaplainry, with or without cure, for the whole time of his life; but his successors were to reside in the city of Dunblane, and perform license at the said altar, and if they should be absent for two months without license from the granter and his heirs, the chaplainry to become vacant *eo facto*. The presentation was to be with the granter and his heirs, who were to present a chaplain within two months after a vacancy, under a penalty of twenty merks, to be paid to the work of the Cathedral of Dunblane, and the presentation to devolve *illa vice* to the Bishop of Dunblane for the time. Dated at Keyr, 26th April 1472, and Confirmed by John, Bishop of Dunblane, at Dunblane, 10th May 1472..... 244
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48. Letter under the Privy Seal of King James III., promising that no revocation to be made by the King should prejudice his charter of erection of the lands of Keire, Lupnoich, Classingawis, Dachlewane, Retherne, Striueling, and Strowy, into the barony of the Keire, in favour of William of Striueling of the Keire and his heirs. Dated at Edinburgh, 28th January 1473 ..... 247

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| 49. Letter of Reversion by William of Menteth of the Westkers, to William of Striueline of the Kere, of the lands of Halcoyge in the barony of the Kere, and in warrandice thereof, the lands of Strowy, on payment of 200 merks on the high altar of the parish kirk of Logy beside Strielyne; he or his heirs having forty days previous warning, either personally, at their dwelling-places, or at the parish kirk of Alway at time of high mass. Dated at Westkers, 6th January 1474 .....  | 248  |
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| 51. Obligation by Walter Stuart of Morphy, whereby he declares that he had never state, sasine, nor possession of the two parts of the lands of Ester Cadar, and binds himself not to molest Sir William of Streling of Cadar, Knight, in the peaceable possession thereof. Dated at Edinburgh, 29th April 1477...   | 250  |
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To be held by John Striueling, junior, and his heirs, of the King and his successors, Earls of Levenax, for services used and wont. Dated at Edinburgh, 29th May 1486. ( <i>Orig. Glorat Charter Chest</i> ) .....	254
55. Obligation by Jonet of Quhannene, daughter and apparent heir to Mungo of Quhannen of Stratheir, to obtain herself infeft in the lands of Stratheir, within the earldom of Stratherne and shire of Perth, and within eight days thereafter to infeft William Stewart of Baldorane, his heirs or assignees, in the four merk land of Ballifoule: To be holden of her, her heirs and assignees, in free blench farm, for a broad arrow at Midsummer, if asked; and that under a penalty of 200 merks to William, in name of damages and expenses; 100 merks to the King, in name of pain; and 100 merks to the Bishop of Dunblane, for the kirk work of Dunblane: Given under her seal and the seal of Duncan Campbell of Glenorquhay, at the Isle of Bragane, 10th July 1486. ( <i>Orig. Glorat Charter Chest</i> ) .....	255
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(1.) Precept of Clare Constat by Martine Wane, Chancellor, Gilbert Rerik, Archdeacon, and Patrick Leiche, Canon and Official, all of the Church of Glasgow, and Vicars-General of Robert (Blacader) Bishop of Glasgow, then abroad, for infefting said William Sterulyng, as heir of his father, in said lands, conform to the succeeding Retour. Dated at Glasgow, 30th May 1487; and	
(2.) Retour of the Service before the said baillie of said William Sterulyng, as heir of said William Sterulyng, in said lands, which were then valued at eighty-five merks, and in time of peace at the same; were held of the	

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Church of Glasgow, and the Bishop thereof for the time, by ward and relief, for giving four pounds Scots and three suits at three head courts yearly, with other services used and wont; and had been in the hands of the Bishop of Glasgow, as superior, since the death of Sir William three weeks and three days before. Dated at Glasgow, 30th May 1487.....	259
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prejudice by the destruction of his charters, but rather that he, for his faithful service, should be of new infeft in his lands, granted to him the above lands and annualrent, which had been resigned as above, and created and united them in a free barony, to be called the Barony of Kere : To be held by William and his heirs, for giving yearly a pair of gilt spurs at the tower and place of Kere, on the feast of St. John the Baptist, in summer, in name of blench-farm, if asked. Dated at Striueling, 9th January 1488.....	265
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67. Instrument of Resignation by Andrew Vod of Blayrtoune, procurator of John Buchquhanan of Pytquhonerty, of the lands of Pytquhonerty, in the shire of Perth, in the hands of King James IV. in favour of Robert Buchquhanan of Lany: Done in the College of St. Mary, near Dunbertan, at three hours after noon, on 17th June 1498 ..... 271
68. Contract between Sir Patrick Hwme of Polworcht, Knight, and Sir William Striueling of the Kere, Knight, whereby they agree that John of Striueling, son and apparent heir of Sir William, should marry Margaret Home, daughter of Sir Patrick, and failing her, Sibbale Home her sister, and so forth, as long as Sir Patrick had a lawful daughter, until the completion of the marriage, 'at the lauchfule age of the said barnis, the maill beying of fourtene yeris, and the femell twelf yeris;' and that Sir William should give in conjunct infestment to his son and his spouse, twenty pounds worth of his lands of Strathallone, in the shire of Perth; and as these lands were in wadset, would infest them in as much of either the lands of Lumbany or Balquhomry, as Sir Patrick should please, until Strathallone was redeemed. For the which Sir Patrick bound himself to pay 450 merks to Sir William of Murray of Tulibardine, Knight, and John of Kynross of Kippane Ross, the heir of umquhile Jonet of Kinross of Kippane Ross, for the discharge of a reversion (containing £133, 13s. 4d.) of the lands of Lubnoch, made by umquhile Sir William of Striueling of Reterne, Knight, father of Sir William, to the said umquhile Jonet: And in security of the completion of the marriage, Sir William was to infest Sir Patrick in the lands of Balquhomry, in the barony of Leslie and shire of Fife, to be held of him and his heirs in blench-farm for two pennies, and reserving half an acre to do the over lord service: And as Agnes Bruce had the liferent of ten pounds worth of Balquhomry, Sir William would, in warrandice thereof, infest Sir Patrick in the lands of Lumbany, in the barony of Banbrech and shire of Fif, the lands of Glenty, in the shire of Percht, and his forty shilling annualrent from Kippane Rait; and Sir Patrick would give his letter of reversion to resign the whole lands on the completion of the marriage; but if the marriage should fail by decease of John, or of the daughters of Sir Patrick, or if the King should obtain John's marriage by decease of Sir William, then the lands should be redeemable on payment of 400 merks; or on payment of 700 merks if the marriage should fail 'be dissent or wilfulnes of the said Jhonne or William his fader;' and Sir Patrick should not enter into possession until the completion of the marriage, or failure thereof as above. Dated at Edinburgh, 30th March 1501 ..... 272

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69. Contract between John of Styrling of Cragbernard, Comptroller to the King, George Styrling, his son and apparent heir, and Elizabeth Park, spouse of George, on the one part, and Alexander Craufurd of Kylwynnat, on the other part, relative to the excambion between the parties, of the half lands of Spango, in the barony and sheriffdom of Renfrew, belonging to the first parties, for the lands of Kylwynnat, in the earldom of the Lennax and sheriffdom of Stirling, belonging to the second party; and as Kylwynnat was of greater value than Spango, John of Styrling was to pay Alexander Craufurd 100 merks within forty days thereafter. Dated at Glasgow, 1st May 1502. ( <i>Orig. Glorat Charter Chest</i> ) .....	275
70. Procuratory by said George Striueling, and Elizabeth Park, to William Scott of Balwery, Knight, Alexander Lawdir, Provost of Edinburgh, and others, for resigning their lands of Killwynnet in the hands of Matthew, Earl of Lewinax, Lord Dernele, their superior. Dated at Edinburgh, 16th March 1502. ( <i>Orig. Glorat Charter Chest</i> ) .....	276
71. Bond by John Striueling of Cragbernarde, to Elizabeth Park, spouse of George Striueling, his son and apparent heir; whereby, after narrating that Elizabeth had resigned her lands of Killvynnet, in favour of John and his heirs-male, which failing the heirs-male to be gotten between George and Elizabeth; he binds himself, that if Elizabeth should have no heirs-male, but only daughters, who would have succeeded to Cragbernarde and Killvynnet but for the said tailzie; if there should be but one daughter, he or his heirs-male would marry her to a man of as great a living as Cragbernarde and Kyllwinet, and if there should be more daughters than one, each should be married to a man of as great a living as she would have had from the said lands, were it not for the said tailzie; under the penalty of £100 to each of the daughters. Dated at Edinburgh, 18th March 1502. ( <i>Orig. Glorat Charter Chest</i> ) .....	277
72. Precept by Thomas Hume of Langschaw, Knight, for infesting John Striueling of Cragbernard, Knight, in the lands of Quhitleys, within the lordship of Stewartoune and shire of Ayr, in terms of the charter given him thereupon. Dated at Edinburgh, 27th August 1503. ( <i>Orig. Glorat Charter Chest</i> ) .....	279
73. Discharge by George Campbell, son and apparent heir to George Campbell of Cesnok, to Sir John Striueling of Cragbernard, Knight, of the warrantice of the lands of Quhitleys, which had been sold by Sir John to George and Janet Montgumry, his spouse. Dated at Edinburgh, 22nd December 1504. ( <i>Orig. Glorat Charter Chest</i> ) .....	280

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| 74. Precept directed by William of Striuelyne, Laird of Cadder, to Master John of Striuelyne, Chaplain (and Curate of Cadder), and others his Baillies, for giving liferent sasine of the lands of Cragbrey, in the barony of Berune Bogall and shire of Lithgou, to his loved friend, William of Hammiltoune in Kyncauyill. Dated at Cader, 27th December 1505 .....  | 281  |
| 75. Precept directed by Robert (Blacader) Archbishop of Glasgow, to his brothergerman, Sir Baldred Blacader, for infesting William Striueling, son of the deceased William Striueling of Cadder, as heir of his father, in the lands of Cadder, which held of the Metropolitan Church of Glasgow, and the Prelates thereof for the time, for payment of £4 yearly, and £2 for the light of St. Mungo, and three suits in three head courts yearly, with other due services used and wont; and had been in the hands of the Archbishop as superior, for forty days, since the death of the said William. Dated at Glasgow, 23rd March 1505 .....  | 281  |
| 76. Retour of the Service before Nicholas Craufurd, sheriff-depute of Linlithgow, of William Striuelyne, as heir of the deceased William Striuelyne of Cadder, his father, in the lands of Cragbrey, which were then valued at six merks, and in time of peace at forty shillings, and held of the baron of Dummany in blench-farm, for giving yearly a pound of pepper, with three suits of court at three head pleas of the barony of Dummany, in name of blench-farm, if asked; and the fee thereof had been in the King's hands, through ward, since the decease of John Movbray, heir of Sir David Moybra; and the free tenement had been in the hands of the said Sir David Movbray of Dummany, Knight, through reservation, since the death of William Striuelyne, three months before. Dated at Linlithgow, 9th May 1506 ..... | 282  |
| 77. Retour of the Service before Matthew, Earl of Leuenax, Lord Dernle, and sheriff of Dunbertane, of William Striuelyne, as heir of the deceased William Striueling of Cadder, his father, in the lands of Branzeid and Bawinclair, in the earldom of Leuenax and shire of Dunbertane, which were then valued at £20, and in time of peace at nine merks, held of Colin Campbell of Achinoye, for the service of ward and relief, and had been in his hands since the death of William, three months before. Dated at Dunbertane, 12th May 1506 .....   | 283  |
| 78. Instrument of Resignation by David Someruaille of Plane, of part of one-seventh part of the lands of Glorett, within the earldom of Levynnax, and shire of Dunbertane, in the hands of Matthew, Earl of Levynnax, in favour of   |      |

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| John Striueling of Craighbernard, Knight, and his heirs; and moreover, David bound himself to give to John a letter of warrandice of the said lands against the laird of Bord and all others. Done within the new building of the King's, near the monastery of Holyrood of Edinburgh, 9th February 1507. ( <i>Orig. Glorat Charter Chest</i> ) .....   | 284  |
| 79. Charter by Matthew, Earl of Levinax, Lord Dernlie, to John Striueling of Cragbernard, Knight, his heirs and assignees, of the lands of Glorat, extending yearly to nine pounds ten shillings and fivepence halfpenny of land, part of which lands had belonged to the Earl by the resignation of James Flemyng of Borde, and the remainder had been resigned by Elizabeth Kincaid of that Ilk, spouse of Thomas Kincaid, James Turnbule, David Somerville of Plane, Christian Hepburne, and Margaret Hepburne, spouse of Walter Sellar: To be held for giving three suits of court, at the three head pleas held yearly at Balloch, and ward, relief, and marriage, when they should happen. Dated at Edinburgh, 27th May 1508. ( <i>Orig. Glorat Charter Chest</i> ) .....   | 285  |
| 80. Charter of Confirmation by Matthew Earl of Lieuenax and Lord Dernlie, of a Charter by John Striueling of Cragbernard, Knight, whereby, for the praise, glory, and honour of Almighty God, the glorious Virgin Mary, and all the saints of Paradise, for the safety and prosperity of King James IV., and after his death for the souls of himself, his ancestors, and successors, for the souls of Matthew Earl of Levenax, the deceased Andrew Stewart, Lord Avandale, Chancellor of Scotland, Colin Earl of Argyle, Lord Campbell, George Abir-nethy, provost of the collegiate church of Dunbertane, and Alexander Stewart of Avandale, and for the souls of the granter himself, Margaret Abyrnethy his spouse, their fathers, mothers, and children, and for the souls of all to whom he was indebted in this world; he grants to God, the Virgin Mary, all the saints of Paradise, and to a chaplain to serve God in the parish church of Campsi, and in a chapel founded by him in honour of the Virgin Mary within his place of Cragbernard, an annualrent of twelve merks and ten shillings to be yearly taken from his lands of Cragbernard and Glorat: To be held in perpetual aims. The chaplain was to reside continuously, and if he should be absent for fifteen days together, the chaplainry should be vacant; he was to serve in Campsi Church three days in the week, and in the Chapel four days, and should exhort the people at every mass to say a Pater Noster and Ave Maria for the above souls: he should not keep a concubine in his house, and if this should be known, the chaplainry should become vacant; and on its becoming vacant, the granter and his heirs should present a chaplain within |      |

twenty days: the chaplain was on every Saturday to say Placebo and Dirige, with the usual collects, for the said souls: and ten shillings of the annualrent was to be expended in bread, wine, and candles, for the service of the mass. The charter and its confirmation are both dated at the Earl's place of Inchenen, 6th June 1508.<sup>1</sup> (*Orig. Glorat Charter Chest*) ..... 286

81. Charter by Matthew, Earl of Leuenax and Lord Dernly, to his beloved servant, William Stryueling, son of his beloved cousin, John Stryueling of Cragbernard, Knight, of the lands of Glorat, in the earldom of Levenax, and shire of Dunbertane, which had been resigned by John in the earl's hands, at the lands of Gonze in Kilsyth: To be held by William and the heirs-male of his body; whom failing, by Walter Stryueling, his brother, and the heirs-male of his body; whom failing, by the said John Stryueling, his heirs and assignees whomsoever, for giving three suits of court at Ballach; and six merks to the chaplain at the chapel of Cragbernard and the parish church of Campsy: Reserving the liferent of said lands to said John Stryueling, and a reasonable terce to his spouse. Dated at Inchynane, 10th October 1508. (*Orig. Glorat Charter Chest*) ..... 288

82. Charter of Mortification by John Striueling of Kere, Knight; whereby in augmentation of divine worship, and moved by charity, for the praise and honour of God Almighty, the Virgin Mary, St. Anne her mother, and all the saints of the heavenly choir, for the health of the souls of James IV. King of Scots, Margaret Queen of Scotland, his spouse, their children, ancestors, and successors; and for the health of the souls of Lucas Striueling, Sir William Striueling, and Sir William Striueling, Knights, John's grandfather and father, Margaret Cunynghame his grandmother, Margaret Creichtoun, Lady Sympile, his mother, and Catherine Striueling, Countess of Angus, his sister, and for the health of his own soul and those of his wife, their ancestors and successors, and for the souls of all faithful dead; he grants to Almighty God, the blessed Virgin Mary, mother of God, and all saints, and to her altar on the north side of the nave of the cathedral church of Dunblane, and to Sir Thomas Myllar and Sir Archibald Balcomy, chaplains, and their successors, chaplains at the said altar, an annualrent of twenty pounds from the lands of Schanraw, Wodland, and Kippinerate, and the mills of Strowy and Keir, within the shire of Perth: To be held to the said chaplains and their

<sup>1</sup> This charter was also confirmed by a charter, under the Great Seal of King James IV., dated at Edinburgh 7th June 1508.

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successors in perpetual alms, for performing divine service at the said altar, either personally or by a chaplain licenced by the granter and his heirs, as patrons; and the said chaplains were to reside in the city of Dunblane, and celebrate continually divine service there, and if they should fail to do so for two months without licence, the chaplainries should be void: The presentation to the chaplainries should pertain to Margaret Creichtoun, mother of the granter, for her life, and after her death to him and his heirs; and the colation should pertain to the Bishop of Dunblane and his successors: but if the patron should not present a chaplain within two months after a vacancy, the presentation should devolve, for that time only, on the Bishop of Dunblane for the time. Dated at Dunblane, 2nd October 1509.....	289
83. Charter by William Menteth of West Kers, Knight, to William Striueling of Cader, of the lands of Vchiltreis, with the manor and mill thereof, in the barony of West Kers and shire of Striueling; which had formerly belonged to the said William Striueling, and held of the granter as lord of the said barony: which barony had been recognosed in the King's hands, on account of the alienation of the greater part thereof without his licence; but which recognition had been compounded for by the granter, who had received licence to alienate the same to his tenants: To be held by William Striueling, his heirs and assignees, for ward and relief, and three suits yearly at three head pleas of the barony. Dated at Edinburgh, 7th February 1509.....	291
84. Discharge by William Menteth of the Kers, Knight, to William Striuelng, Laird of Cadder, for three score and ten merks, in part payment of a greater sum, for the discharge of the recognition of the lands of Huchiltre by the King. Dated at Alueth, 3rd June 1510 .....	292
85. Indenture between Robert Lord Erskin and William Striuelng of Glorat, keeper of the Castle of Dunbertane, narrating that William had delivered to Lord Erskine the said Castle, with the gear and goods thereof, mentioned in the indenture, as proper goods pertaining to the King, by reason of the keeping of the said Castle. Dated at the said Castle, 24th June 1510. ( <i>Orig. Glorat Charter Chest</i> ) .....	293
86. Decree Arbitral by William [Elphinston] Bishop of Aberdeen, Andrew [Stewart] Bishop of Caithness, David [Hamilton] Bishop of Argyle, George [Hepburn] Postulate of the Isles, Matthew Earl of Levinax, and Master James Henrison of Stratonhall, Justice Clerk; finding that John Hamiltoun of Pardowy,	

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John Logan of Gartconvel and others, who had bought the lands of Blacharne and others, from Thomas Galbraith of Balkindroch, had expended 600 merks for his sustentation, and ordaining them to pay the King 900 merks for confirming their rights, and to give the said Thomas reversions to the said lands, and the latter was to have a brieve of idiotry served on him, and be interdicted from alienating of his lands, and the said persons were, among them, to pay him £20 yearly during his life, for his support. Dated at Edinburgh, 8th November 1510 .....	294
87. Charter by Alexander Lord Hwyme, to his beloved uncle Adam Creichtoun of Rothwens, Knight, and Isabella Gray, his spouse, of the half lands of Inneralloun, within the sheriffdom of Streueling, and barony of Howyme: To be held for payment of a penny Scots in name of blench-farm. Dated at Edinburgh, 4th April 1510.....	295
88. Precept of Sasine by Alexander Lord Hume, Great Chamberlain of Scotland, for infesting his beloved Catherine Striueling, daughter of the deceased William Striueling of Keir, Knight, in the liferent, and John Hume, the son of the granter by Catherine, in the fee of the lands of Innerallone, in terms of a charter made to them thereupon. Dated at Edinburgh, 11th June 1513 .....	296
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136. Decree of the Lords of Counsel, referring the disputes between John Striueling of the Keir, Knight, and John Kinross of Kippanross, and James his son and heir apparent, relative to the recognition of Lupnoch, and otherwise, to the determination of Alexander Abbot of Cambuskyneth, Robert Abbot of Kinloss, and John Lord Erskyn. Dated at Edinburgh, 19th July 1533 ..... 349
137. Discharge by David Schaw of Camsmoir, to John Striuelyng of the Keir, Knight, for 200 merks, which the latter was acted to pay him in the Commissary Books of the King's Chapel Royal of Striuelyng; and for £4 as the Whitsunday mail of the forty shilling land of Ardquhilloure. Dated at the Keyr, 10th November 1533..... 351
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| 145. Retour of the Service before John Lord Erskin, sheriff of Striueling, of George Striueling of Gloret, as heir of the deceased William Striueling of Gloret, his father, in the lands of Estir and Westir Glorettis and Estir Baldoren, which all held of Matthew Earl of Leuenax, and were in the King's hands from the decease of John Earl of Leuenax, to the day of Saint Matthew the Apostle, then last, for eleven years, through the ward of the said earldom; and had been in the hands of Earl Matthew through non-entry since the day of Saint Matthew, when he attained his twenty-first year, and entered to his earldom. Dated at Striueling, 15th January 1537. ( <i>Orig. Glorat Charter Chest</i> )..... | 356  |
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| 147. Indenture between John Striueling of the Keir, and David Ramsay of Col-luithie, whereby the latter is bound to infest the former in Brokland-Kinloich, and to give him power to pursue James Kinloicht, son to umquhile John Kinloicht in Rowis, for the bye run mails thereof; for which Sir John was to be acted in the books of the Official of Lothian, with William Lord Ruthuen and James Young, or some other burgess of Edinburgh, as his cautioners, to pay David fourteen score merks. Dated at Edinburgh, 9th March 1538.....  | 359  |
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150. Decree by William (Chisholm), Bishop of Dunblane, at the instance of Margaret and Jonet, natural lawful daughters and heirs of Patrick Buchquhannan of Lany, and of William Lok, junior, and Maurice M'Nawchtane, their spouses; decerning Elizabeth Buchannan (spouse of Andrew Murray) and Geiles Buchquhannan (spouse of Alexander Stewart), natural daughters of the said Patrick, to be illegitimate, and unable to succeed to their paternal heritage. Pronounced in the Consistory of the Cathedral of Dunblane, 23rd September 1539.....	363
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153. Declaration by Jonet Striueling of Cawder, in presence of the Lords of Council, that the procuratory granted by her for resigning her lands of Letter, Cadder, &c., in favour of James Striueling of the Keir, her spouse, and his heirs whomsoever, was made by her of her own free will. Dated 7th December 1541. ( <i>Ex Act. Dom. Con. et Sess.</i> vol. xvii. fol. 33).....	367
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<sup>1</sup> The Procuratory itself has been collated with the original at Keir.

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| pay Lucas 300 merks, for which Lucas would resign an annualrent of a chaldier of oatmeal out of the five pound land of Ballindrocht, and cause Euphame Brisbane, his mother, and relict of Walter, renounce her liferent thereof, and would also resign an annualrent, which he had by assignation, from James Waur; and James would, in security of said 300 merks, infest Lucas in the forty shilling land of Kirkton, in the earldom of Lennox, and shire of Stirviling. Dated at Calder, 18th January 1542.....  | 376  |
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## ORIGIN OF THE STIRLINGS.

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SOME genealogical writers have supposed that Henry de Strivelin, youngest son of David, Earl of Huntingdon, the brother of King William the Lion, was the progenitor of the Stirlings of Keir, and the other families of that surname in Scotland. But these writers have not attempted to trace the descent of either the Keir family, or any other family of the surname of Stirling, from this Henry de Strivelin. One of the earliest writers on this subject, Mr. John Fairbairn, author of a History of the Drummonds, which was written in the year 1656, says, that the third and fourth sons of Earl David were Henry of Brechin and Henry of Stirling, so called from their birth-places, and proceeds—‘The youngest son of Earl David was Henry of Stirling, ‘ the stock of that ancient baron, the Laird of Keir and the rest of that ‘ tribe. He had of his father in patrimony, Longfordoun and many other ‘ lands in Angus, Mernes, and other places. There came of him one or two ‘ who were chancellors in the civil state, and diverse of the clergy compt, ‘ who were men of great activities.’<sup>1</sup>

Mr. Fairbairn maintains, at some length, that Henry de Strivelin was a legitimate son of Earl David. But if he had been so, his alleged male descendants would have claimed the crown of Scotland when it was vacant through the failure of male heirs, and competed for by the descendants of the sisters of Henry; for the descendants of Henry himself, if legitimate, must have been preferable to the descendants of his sisters; and the fact

<sup>1</sup> MS. History at Keir.—The first Viscount Strathallan, in his History of the Drummonds (p. 4), acknowledges the work of Mr. Fairbairn, but regrets his digressions, which were certainly very great. He has several chapters headed thus—‘By way of digression;’ ‘Another long digression;’ ‘A branch of the former large digression;’ ‘Briefly containing another branch of the digression.’ Mr. Fairbairn’s style of writing is also somewhat peculiar, as may be gathered from his own account of it—‘For the stile although it

‘ be not clothed with the spangled garbs and ‘ pindarizing language of the times (nakedness in ‘ my conceit being ever the best dress of truth), ‘ yet I hope it shall be found so void of gross ‘ rusticity as might breed in the reader a nausea; ‘ and so legible to the satisfyable that it shall ‘ neither need a buff-coat nor a malzie shirt to ‘ guard it against Momuses of the times; if your ‘ honours, whom it principally concerns, and for ‘ whom I intend it, shall cast your cloak of patro- ‘ ciny over it.’

that no claim was ever made by any one as deriving descent from Henry, nor any allusion made to their rights during the keen discussions between the many eager claimants, is sufficient of itself to establish his illegitimacy.

The statement by Mr. Fairbairn, that Henry de Strivelin was the progenitor of the Keir family, and others of that name, rests on the supposition, that Henry was the first who adopted the surname of De Strivelin, and the root or origin of all the families of that surname. But this supposition is as erroneous as that regarding his legitimacy. It can be shown, that before Henry could have been born, there was at least one family of Strivelin who inherited lands in different counties of Scotland.

Henry's father, Earl David, was born in 1144. Henry was his youngest son, and could not well have been born before his father was eighteen years of age, that is, before 1162. Now, in the time of David I. who died in 1153, and who was Henry's great grandfather, and also in the time of Earl David's own father, Prince Henry, who died in 1152, there flourished Walter de Striveling, who witnessed charters granted by King David and Prince Henry. This Walter de Striveling must have been born at the latest twenty years before 1152, to enable him to witness charters by Prince Henry. Walter was thus older than Henry de Strivelin, or even his father Earl David.

Another Striveling was therefore established before the existence of Henry de Strivelin. Like him, Walter de Striveling had doubtless derived his surname from the town of Stirling, if he was not the successor of others who had done so at a still earlier period, of whom no trace has been found. But whether Walter was the first who adopted the surname of Stirling, or merely the representative of others who had previously done so, the surname—dating it even from the days of Walter himself—is of high antiquity, and as old as any other Scottish surname, which has continued in direct male succession from the days of David I.<sup>1</sup>

<sup>1</sup> The etymology of the surname is uncertain. Stirling having been from an early period a frontier town, and the scene of many a struggle between contending armies, is said to have derived its ancient name of Stryveling, which is supposed to signify strife. [Nimmo's History of Stirlingshire, vol. i. p. 266.]

The name of the town may have been derived from the Gaelic words *Strìbh Lin*, signifying the strife of streams; and referring to the situation of the town near three rivers—the Forth, the Teith, and the Allan. Stirling, like other ancient surnames, has undergone a great variety of spellings, as will be seen from No. 336, p. 548.

Several historical and genealogical writers assert, that Walter de Striveling was the ancestor of the Stirlings of Keir, but no one has hitherto traced the descendants of Walter.

As the descent of the family now to be stated embraces a period of more than seven centuries, and includes twenty successive generations, it will be convenient to classify the whole under four heads or chapters, of which the first will show the early generations of the Stirlings, from Walter de Striue-lyng in 1130, to William de Striue-lyng, who died in 1393; the second will trace the descent from Lukas of Strivelyng (son of William), the first of the family who acquired the lands of Keir, to Sir James Striveling, who married the heiress of Cawder in 1534, and thus united the families of Keir and Cawder, being the period from 1370 to 1588; the third from Sir Archibald Stirling, who succeeded Sir James in Keir and Cawder in 1588, to James Stirling of Keir and Cawder, who forfeited those Estates by his adhesion to the Stuarts in 1715; and the fourth from John Stirling, son of James, to William Stirling, the present proprietor.

## CHAPTER I.

[1130 – 1393.]

THE EARLY GENERATIONS OF THE STIRLINGS, FROM WALTER DE STRIUELYNG IN 1130, TO WILLIAM DE STRIUELYNG WHO DIED IN 1393.

### I. WALTER DE STRIUELYNG.

[1130 – 1160.]

WALTER DE STRIUELING is mentioned in a charter granted by David I. to Nicolas, his clerk, of twenty shillings out of the lands of Hedinhame or Edname in Teviotdale, held of the King by Peter de Striue-lyng, son of Walter.<sup>1</sup> This charter is not dated, but was probably granted about the year 1150.

Walter de Strivelyng is one of the witnesses to a charter of confirmation by Henry, Prince of Scotland, son of David I., to the church of Kelso, of

<sup>1</sup> Liber de Dryburgh, No. 158, p. 111.

the grant of the church of Sprouston, by John, Bishop of Glasgow. This confirmation was made at Roxburgh, on the Kalends of July, without the year being stated; but it must have been previous to 12th June 1152, when Prince Henry died.<sup>1</sup>

Walter de Striueling had two sons, Peter de Striueling, and John, who adopted the surname of Lambdene, from the lands of that name in Teviotdale, which he inherited from his father. This appears from a charter granted by 'Johannes de Lambdene, filius Walteri de Striueling,' to the church of Kelso, of a toft and croft, and eight acres, in the village of Lambdene, circa 1160.<sup>2</sup> To this charter Walter, the son of John, is a witness.<sup>3</sup>

Nisbet says, that 'Stirling of Keir has always been reckoned the principal family of the name, and thought to be descended from Walter de Striveline,'<sup>4</sup> and Sir James Dalrymple, that 'Walter de Strivelyn was perhaps the predecessor of Stirling of Keir.'<sup>5</sup> It will now be shown, while tracing the successive generations of the family, that the general belief, as expressed by these writers, is well founded.

## II. PETER DE STRIUELYNG OF CAMBUSBARRON.

[1150-1180.]

MALCOLM IV. granted to the church of Dryburgh, in pure and perpetual alms, two marks yearly in Edinham, 'quas Nicolas clericus meus habuit in terra Petri,'<sup>6</sup> filii Valteri de Strevelyn,' circa 1160.<sup>7</sup>

William the Lion confirmed an excambion between the church of Dunfermline and the King's chaplains at Stirling, of certain lands there, which

<sup>1</sup> Liber de Calchou, No. 382.    <sup>2</sup> Ibid. No. 298.

<sup>3</sup> A branch of the Stirlings continued to be connected with Roxburghshire till the reign of David II., who granted to Alexander Striueyling a Discharge of the Castle wards furth of his lands in Roxburghshire. [Robertson's Index of Charters, p. 38, No. 28.]

<sup>4</sup> Heraldry, vol. i. p. 401, 2nd edition, 1804.

<sup>5</sup> Collections, p. 410.

<sup>6</sup> The Christian name of Peter continued to be used by the Angus branch of the Stirlings. In a charter by Hugh de Fraser, Lord of Kynnell, to

William de Camera, Lord of Ruchnawys, Peter de Strevelyne, cousin of Hugh Fraser, is a witness. [Original Charter in Southesk Charter Chest.] There was another charter by Hugh Fraser, Lord of Lovat and of Kynnell, to Peter de Strivelyne, and John his eldest son, whom failing to Hugh his second son, of the lands of Easter Breky, in the barony of Kynnell and shire of Forfar. This charter is dated 30th March 1407, and was confirmed by the Regent Albany on 30th March 1410. [Reg. Mag. Sig. Rot. xii. No. 2.]

<sup>7</sup> Liber de Dryburgh, No. 159.

are described as lying near the lands of Cambusbarron, belonging to Peter de Strivelin. The marches were perambulated by Richard de Moreville the Constable, Peter de Striveline, and others.<sup>1</sup> This charter is not dated, but it must have been granted before the year 1189, in which the Constable died.

As Peter the son of Walter was proprietor of the lands of Cambusbarron in Stirlingshire, in addition to the lands of Edinham in Teviotdale, it is probable that he had inherited the former as well as the latter from his father.<sup>2</sup>

Peter de Striuelyng had one son Alexander, and is supposed to have been also the father of Thomas de Striuelyng, who was Archdeacon of Glasgow and Chancellor of Scotland, &c. This Thomas appears frequently as a witness in charters by King Alexander II. Among other instances, a charter granted by that King to the Hospital of Soltre, dated at Stirling on the last day of September, and the eleventh year of his reign (1225), is attested by 'Thoma de Striuelyng Archidiacono Glasguensi, Gilberto de Striuelyng, Alexandro filio Patricio de Striuelyng.' Another charter by the same King, dated Edinburgh the 13th September, the fourteenth year of the King's reign (1227), is witnessed by 'Thoma de Striuelyne, Archidiacono de Glasgow.'<sup>3</sup> An account of Thomas Stirling is given in Craufurd's Lives of the Officers of State. He says, that Thomas was a younger brother of Alexander, 'and devoting himself to the service of the church, he entered into orders; was first one of the Clerici Regis, and after that was made Archdeacon of Glasgow, and Rector of Morebattle anno 1222. At length King Alexander II. to whom the Archdeacon's parts and integrity was well known, promoted him to the Chancellor's place upon the removal of the Archdeacon of St. Andrews in 1226, and he held the office till his death, which quickly thereafter ensued anno 1227.'<sup>4</sup>

<sup>1</sup> Registrum de Dunfermline, No. 72.

<sup>2</sup> The village of Cambusbarron is situated about a mile south of the town of Stirling. It belongs to Mr. Murray of Polmaise, but the title-deeds of Cambusbarron, in his possession, are not older than the 15th century.

<sup>3</sup> MS. Chartulary of Soltre, in the Adv. Library.

<sup>4</sup> Obiit Thomas, Cancellarius Regis, Archidiaconus

Glasguensis, et Magister Matthæus Scotus factus est Cancellarius. [Chron. de Melros ad annum, 1227.] Balfour says, that Mr. Matthew Scot was elected Bishop of Aberdeen this same year, 'quo imediatly after hes electione did reseinge the office of Lord Chancellor; and then the King did make Mr. Gilbert de Streueling Lord Chancellor in his roume.' Annals, i. 45.

III. SIR ALEXANDER DE STRIUELING OF CAWDER,<sup>1</sup> SHERIFF OF STRIUELING.

[1180-1245.]

FROM the charter by King Alexander II., dated at Stirling 30th September 1225, above quoted, it appears that Alexander, son of Peter de Striuelyng, was a witness along with Thomas de Striuelyng, Archdeacon of Glasgow, his supposed brother, and Gilbert de Striuelyng, who may have been a brother or other relative of Alexander and Thomas. Alexander witnessed numerous other charters by William the Lion and Alexander II. About the year 1180, the lands of 'Cader' and others, were given to the Bishop of Glasgow by William the Lion, for the safety of his soul.<sup>2</sup> Soon afterwards the bishop appears to have feued out the lands of Cawder to Sir Alexander de Striueling, whose descendants have continued to hold them for centuries under the Bishops of Glasgow and their successors.

Sir Alexander de Striueling endowed a chaplainry at the altar of St. Servan, which he had founded in the Cathedral Church of Glasgow, with three merks annually 'de molendino meo de Cader.'<sup>3</sup> The charter of endowment is not dated, but the first witness named in it is 'H. de Mortuomari,' dean of Glasgow, who also witnessed another grant in 1221;<sup>4</sup> and the grant by Sir Alexander may therefore be held to have been made about that date. It was certainly before 1232, as it was confirmed by Walter bishop of Glasgow who died in that year.<sup>5</sup>

In a charter by William, son of Patrick, Earl of Dunbar, to the church of Kelso, dated 1241,<sup>6</sup> the first witness is 'Domino Alexandro de Striuelin 'tunc Constabulario de Rokesburg;'' an office which was then of great

<sup>1</sup> The name of this property and parish has been spelt in many different ways, as will be seen in the documents hereafter to be cited, Cader, Cadar, Cadare, Cadder, Cawder, and Calder. The spelling usually found in maps is Cadder, but that of Cawder is here adopted, because it expresses the pronunciation of the word which obtains in the district, and which is not expressed by any of the other spellings.

<sup>2</sup> Register of Glasgow, p. 28, No. 29.

<sup>3</sup> Register of Glasgow, Nos. 121 and 122. The present mill of Cawder is situated near the parish church. The site of the old mill is pointed out at a large thorn, on the south bank of the Edinburgh and Glasgow Canal, and about a quarter of a mile to the west of the present mill. The change of site was probably occasioned by the formation of the canal.

<sup>4</sup> Register of Glasgow, No. 116.

<sup>5</sup> *Ibid.* No. 122, and Preface, p. xxvi.

<sup>6</sup> Liber de Calchou, No. 239.

trust and importance, as the castle of Roxburgh was one of the chief border strongholds.

Sir Alexander appears to have been succeeded in his office of sheriff of Stirlingshire by his son,

#### IV. JOHN DE STRIUELING OF OCHILTREE, &c.

[1241 - 1270.]

UNDER the designation of Sheriff of Stirling, he witnessed a charter of Alexander II. dated at Kirkcune, 12th September, in the 28th year of the king's reign (1241).<sup>1</sup> John de Strivilen confirmed to the hospital of Soltre a toft and a croft in his manor of Ochiltree, with common of pasture for four cows, 12 ewes, with their lambs of one year old, and also one thrave of corn from every carrucate of his lands; and of his men, wherever they might be, on the southern side of the Forth. To that grant Galfred prepositus de Ochiltree was a witness.<sup>2</sup>

John is presumed to have had three sons —

1. Alexander Striveling of Cawder, from whom descended Janet Stirling, heiress of Cawder, who was married to her kinsman, Sir James Stirling of Keir, as will afterwards be seen.

2. Sir John of Carse and Alva. Sir John de Striveling, Knight, and William de Striveling, his brother, are witnesses in a charter by William de Kynmonde without date, but probably about the year 1290.<sup>3</sup> Sir John was present at the pleadings between Bruce and Baliol for the Scotch Crown in 1292, and there, with the rest, gave his homage to Edward as sovereign and lord paramount. Crawford, in his Remarks on the Ragman Roll (which was subscribed by John de Striueling), says that he 'is the ancestor of the Stirlings of Alva and Carse, of the same family with the Stirlings of Cadder.' The seal of arms of John, as appended to the Ragman Roll, is still preserved, and the shield bears on a chief, three buckles, as shown in the annexed woodcut.



Sir John de Striueling was sheriff and forester of Clackmannan, and lord of the Carse of Stirling, and of Alveth, and the superiority of Ochiltree in

<sup>1</sup> Register of Glasgow, No. 180.

<sup>2</sup> Chart. Soltre, No. 27.

<sup>3</sup> Chartulary of Cambuskenneth, No. 50.

the shire of Linlithgow. He died before the year 1357, and his offices and estates were inherited by his only daughter Marjory Striueling. She married John de Monteith, a younger son of Monteith of Ruskie; and resigned her offices and estates in the hands of Robert Steward of Scotland, who infeft John Monteith, the husband of Marjory, in the same. David II. by charter dated 25th January, in the twenty-eighth year of his reign (1357), restored Marjory and John to her offices and estates, to be held by them and the heirs of their marriage, whom failing, the lawful heirs of Marjory, in the same way as John de Strevlyyn her father held the same.<sup>1</sup> Robert II. confirmed a resignation made at Scone, in the parliament held there on 22nd October 1382, by Marjory Stirling, daughter and heiress of the late John de Stirling, to William Monteith, her son and heir, and Elisabeth, his spouse, of the said offices and estates, and also the tenantries of Ochiltree and Pardovane, in the barony of West Kerse: reserving the liferent of Marjory.<sup>2</sup>

On account of this alliance, the Monteiths of Carse always carried the three Buckles of the Stirlings, quartered with the Monteith arms.<sup>3</sup>

3. Sir William, ancestor of the Keir line, whose history will be given at page 13, after tracing the descendants of his eldest brother Alexander, who inherited Cawder, and carried on that line of the Stirlings till they terminated in an heiress, who was married to James Stirling of Keir, and thus again united both families.

#### THE CAWDER LINE.

##### (1) SIR ALEXANDER DE STRIUELING OF CAWDER, KNIGHT.

[1272-1300.]

ALEXANDER, the eldest son of John (No. IV.), subscribed the Ragman Roll in 1292, under the designation 'del conte de Lanark.' Crawford, in his

<sup>1</sup> No. 3, p. 198.

<sup>2</sup> No. 4, p. 200.

<sup>3</sup> There flourished at the same time with Marjory Stirling, another lady, who was probably of the Cawder family, from her connection with Clydesdale. This was Mary of Striuelyne, Lady of Robertoun, who in the year 1346 granted to Sir William of Douglas the barony of Roberstoun in

the Valley of Clude. The condition on which Mary of Striuelyne granted the Barony, was her own allegiance to the English king; for in 1347 she was received into King David's Peace, and reinstated in the Barony of Robertyston, which she immediately resigned in his hands. [Mun. Vet. Com. de Mortoun, pp. 50-52.]

remarks on that roll says, that 'this' Alexander, 'from vouchers which 'cannot be called in question, is the head of the family of Stirlings of Calder, near Glasgow.' The eldest son of Alexander was—

## (2) JOHN DE STRIVELING.

[1300-1333.]

IN 1272 Sir Alexander de Striveling granted a charter of the church lands of Alveth, to Saint Servan of Alveth, which is witnessed by 'Johanne filio meo 'primogenito.'<sup>1</sup> John was killed, and his cousin, also named John de Strivelin, was taken prisoner at the battle of Halidon Hill, on 19th July 1333.<sup>2</sup>

## (3) SIR JOHN OF STRIVELYNE OF CAWDER AND REGORTON, KNIGHT.

[1333-1408.]

HE is presumed to have been the son of John, who was slain at Halidon Hill. He inherited the lands of Cawder, which had belonged to his great great grandfather, Sir Alexander the Sheriff, and also the lands of Regorton in Perthshire. Sir John died in the year 1408, and was succeeded in the lands of Cawder and Regorton by his son,

## (4) WILLIAM OF STRIVELYNE OF CAWDER AND REGORTON.

[1408-1432.]

HE obtained from Mathew Bishop of Glasgow, with consent of the Chapter, a charter of the lands of Cawder, which is not dated, but must have been granted about the end of the year 1408.<sup>3</sup>

William of Strevylling, Lord of Cader, is a witness to a charter of the lands of Ballyncorrach and others, by Duncan, Earl of the Levenax, to his 'laffwell sone Donald of the Levenax,' dated 22nd July 1421.<sup>4</sup>

<sup>1</sup> Chartulary of Cambuskenneth, No. 15.<sup>2</sup> Hailes' Annals, vol. iii. p. 92. Edition, 1792, and reference to Knyghton.<sup>3</sup> No. 8, p. 204.<sup>4</sup> Case of Lennox of Woodhead, claiming the earldom of Lennox.

On 29th April 1432, William of Strivelyne was served heir of Sir John of Strivelyne, Knight, his father, in the lands of Regorton, in the shire of Perth, which were held ward of Walter de Haliburton, and had been twenty-four years in non-entry, since the death of Sir John, *i. e.* since 1408.<sup>1</sup>

William of Strivelyne of Cawder acquired, on 3rd August 1422, the lands of Gallisholme, lying in the west part of Galliston, and shire of Ayr, in wadset, from George Cambell, laird of the west part of Galliston, to be redeemable on payment of 20 merks.<sup>2</sup>

In 1431, William Striveling of Cawder was one of the hostages for payment of the ransom of King James I. from the king of England.<sup>3</sup> He died between 29th April 1432 and 23rd June 1434, and was succeeded by his son,

(5) SIR WILLIAM STRIVELING OF CAWDER AND REGORTON.

[1432-1487.]

It appears from an instrument of sasine, dated 23rd June 1434, that he was infeft in the lands of Cawder, as heir of his father.<sup>4</sup>

On 21st January 1442, a decree of the Lords of Council was obtained at the instance of William of Strivelyne, Larde of Cadare, against Gilbert of Striveling, concerning the lands of Kirkmichael Strivelyne, lying above Leven, within the shire of Dumbarton, whereby it was found that these lands belonged to William, and Gilbert was ordained to remove therefrom, and to pay the mail yearly to William, from the time he took sasine thereof.<sup>5</sup>

Sir William Strivelyne died on 6th May 1487. He had five sons :

1. William his successor.
2. Humphrey, who was procurator for his father in a requisition concerning the lands of Easter Cawder, dated at Stirling, 10th May 1472.<sup>6</sup>
3. Robert and } procurators for their eldest brother, William of Cawder,
4. Andrew, } on 7th January 1492.
5. William, the second of the name. He and Andrew are called sons of Sir William in the instrument of sasine in favour of his eldest son William, as his heir in Cawder, dated 31st May 1487.<sup>7</sup>

<sup>1</sup> No. 14, p. 210.

<sup>2</sup> No. 11, p. 208.

<sup>3</sup> Rot. Sco. II. 277<sup>a</sup>.

<sup>4</sup> No. 16, p. 212.

<sup>5</sup> No. 20, p. 216.

<sup>6</sup> No. 47, p. 247.

<sup>7</sup> No. 57, p. 259.

## (6) WILLIAM STRIVELING OF CAWDER.

[1487-1505.]

‘WILLIAM STERVELYNG, son and heir apparent of the Lord of Cader,’ witnessed a charter by Sir Alexander Montgomeri of Ardrossane, Knight, dated 13th January 1461.<sup>1</sup> William was served heir to his father in the lands of Cawder on 30th May 1487. The jury find, that the lands had been in nonentry through the death of Sir William for three weeks and three days. He was infest in Cawder on 31st May 1487,<sup>2</sup> by virtue of a precept by the Vicar-General of Robert, Bishop of Glasgow, who was then abroad. William Striveling was also infest in the lands of Kirkmichael Stirling, on 31st December 1487,<sup>3</sup> and was served heir to his father in the lands of Letter, in the earldom of Lennox and shire of Stirling, on 29th May 1487.<sup>4</sup>

On 7th January 1492, William Strevelyne of Cawder granted a procuratory to Robert and Andrew Strevelyne, his brothers, for resigning his lands of Kirkmichael and Blarnarn, in the hands of the superior, in favour of William Strevelyne, his son and heir apparent, and Elizabeth Buchanan, his wife.<sup>5</sup>

There is still appended to this procuratory the seal of the granter, which bears on a Bend engrailed, three buckles. The crest is a swan’s head issuing out of a coronet, being the same as the original crest of the Earls of Crawford. David, the fifth Earl, who was created Duke of Montrose in 1488, carried the same crest on his ducal seal.



It might be thought, that as the Keir family carried the plain Bend, and those of Cawder the Bend engrailed, the latter were cadets of the former. But the mere fact of engrailing a Bend does not invariably establish cadency. Nisbet says — ‘Those principal families who have any of those lines of partition in their arms, their cadets, in my humble opinion, besides making them crooked by putting them under accidental forms as engrailed, invecked, waved, &c. should give also some other additional figure or other eminent alteration’ — ‘for those accidental forms alone do neither shew the degrees

<sup>1</sup> Original at Eglinton.<sup>2</sup> No. 57, p. 259.<sup>3</sup> No. 58, p. 262.<sup>4</sup> No. 56, p. 258.<sup>5</sup> Procuratory at Keir.

‘ of birth, nor time when cadets descended of principal Houses, and are not  
‘ so serviceable as the minute differences.’<sup>1</sup>

Sir David Lindsay’s Heraldic work, which was written in the middle of the 16th century, gives the arms of Stirling of Keir with the Bend engrailed, and those of Cawder with the Bend plain, as shown in the fac simile opposite. Nisbet mentions, that in the House of Falahill, the Keir arms, with the Bend engrailed, were illuminated with those of many others of the Barons of Scotland in the year 1604.<sup>2</sup>

With such variation in the use of engrailing the Bend, both by the Cawder and Keir families, little weight can be attached to it as an heraldic test of cadency.

On 27th December 1505, William of Strevelyne, Laird of Cawder, granted a precept for giving possession to William of Hamilton in Kincavyll of the lands of Craiggrey, in the barony of Bernabogall, and shire of Linlithgow, in terms of an assignation of liferent, granted by the said William of Strevelyne. One of the witnesses to this precept is Mr. John Strevelyn, curate of Cawder.<sup>3</sup>

William Strevelyne (6) of Cader, died on 11th February 1505. He had one son—

(7) WILLIAM STRIVELING OF CAWDER.

[1505-1517.]

ON 23rd March 1505, he was served heir of his father, the deceased William Striveling of Cawder, who had died about forty days before.<sup>4</sup> He also obtained a precept, dated 28th April 1506, from Sir William Menteith of West Kerse, Knight, for infesting him as heir of his said father in the lands of Ochiltree, in the barony of West Kerse.

William Striveling married Elizabeth, daughter of Sir Walter Buchanan of that Ilk.<sup>5</sup> He died before 25th April 1517, and was succeeded by his son—

(8) ANDREW STRIVELING OF CAWDER.

[1517-1522.]

ON 25th April 1517, he obtained a precept of clare constat from the said

<sup>1</sup> Essay on Cadency, p. 117.

<sup>2</sup> Vol. i. p. 402.

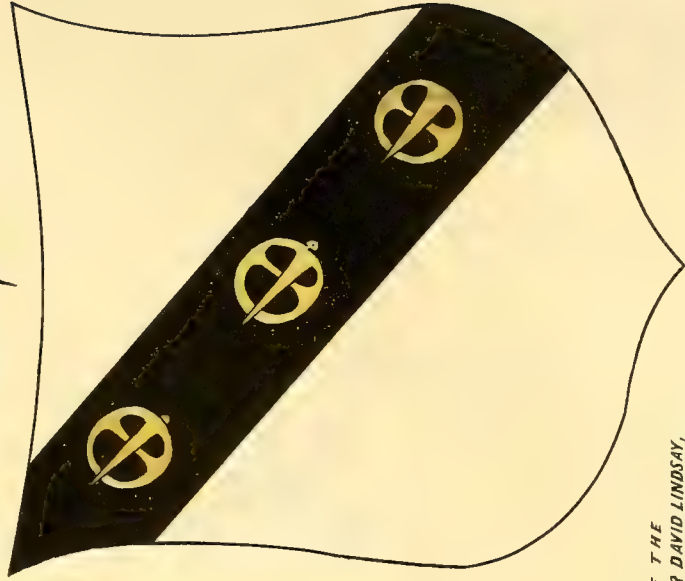
<sup>3</sup> No. 74, p. 281.

<sup>5</sup> Buchanan Pedigree: ‘ Written and set furth be

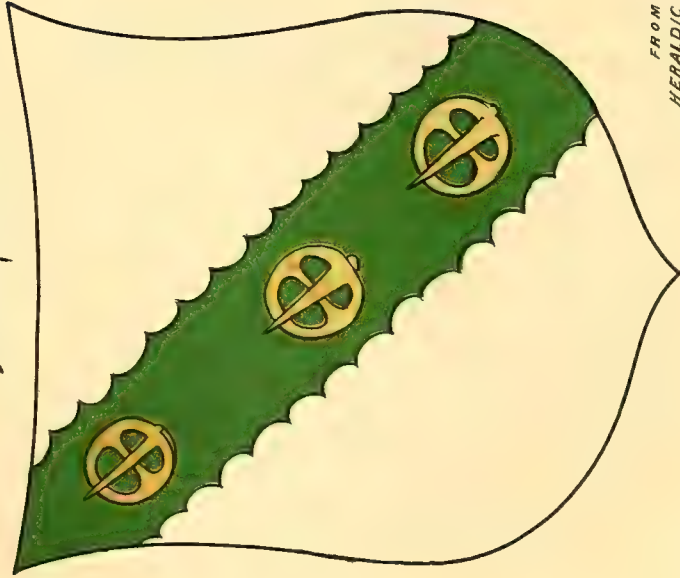
‘ William Colquhoun, in the year of God 1602.’

<sup>4</sup> No. 75, p. 281. [Bardowie and Leny Charter Chest.]

Shinehng of caddeu



Shinehng of kairu



FROM FOLIO 43 OF THE  
HERALDIC M. S. OF SIR DAVID LINDSAY,  
LORD LYON AD 1542, IN ADVOCATES LIBRARY,  
EDINBURGH

*Shirking of that ilk.*



FROM FOLIO 4 OF  
THE HERALDIC M.S. OF JAMES PONT, -1624.  
IN LYON OFFICE EDINBURGH.

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*The above is noted in Potts' Volume as 'taken  
"out of ane old M. S. herald book of Scots  
"Noblemen and Gentlemens arms Illuminat  
"in quarto."*

Sir William Menteith, for infefting him as heir of his father in the lands of Ochiltree.

He married Marjory Cunynghame, who survived her husband, and died shortly before 16th February 1524;<sup>1</sup> Andrew Stirling died before 15th September 1522, leaving an only daughter —

(9) JANET STRIVELING, HEIRESS OF CAWDER.

[1522.]

SHE succeeded her father Andrew Striveling in 1522, in the estate of Cawder. In 1534 or 1535, she was married to her kinsman James Striveling of Keir, and afterwards conveyed the estate of Cawder to him and his heirs, as will be more particularly noticed when tracing the Keir line.

Having now traced the main or Cawder line till its junction with the Keir branch, the descent of that branch will next be shown.

THE KEIR LINE.

V. SIR WILLIAM DE STRIVELING, KNIGHT.

[1270-1295.]

As already stated (pp. 7-8), the third son of John de Striveling (No. IV.) was Sir William de Striveling, Knight. He witnessed a charter by William Gourlay to the Abbey of Melrose, in the year 1293,<sup>2</sup> and with Sir John de Striveling, his brother, he witnessed a charter by William de Kinmonde to the Abbey of Cambuskenneth.<sup>3</sup> Sir James Balfour, in his *Blazons*, says, that in the year 1292, ‘ Sir William Stirling carried, parted per fesse, sable ‘ and or, three buckles of the last on the first.’<sup>4</sup>

Several seals, belonging to persons of the name of Stirling, are appended to the Deeds of Homage—commonly called the Ragman Rolls—which were exacted by Edward I. from the Scottish Barons in 1292 and 1296, and are preserved in the Chapter House, Westminster. Willelmus de Strevelin

<sup>1</sup> No. 107, p. 320.

<sup>2</sup> Sir James Dalrymple's Coll. lxxix.

<sup>3</sup> Chartulary of Cambuskenneth, No. 50.

<sup>4</sup> Nisbet's Heraldry, vol. i. p. 401.

has a shield of arms — on a chief three buckles, supported by two lions, as appears from the annexed woodcut.



Jehan de Striveline, chevalier, bears the same coat as already shown. Johannes de Strivelyn bears six mullets, three, two, and one, as appears from the annexed woodcut. The latter was Sir



John Striveline of Moray, chief of the family of Striveling, which settled in Moray. Alexander de Striveling acquired lands there before 1234, by marriage with a daughter of Freskin de Kerdale, a near relative of the great family of de Moravia,<sup>1</sup> and Sir John was probably the son of that marriage. The mullets borne by him were the arms of the Moray family, and either through the intermarriage of his father, or from his being a vassal of that family, he had assumed the mullets as arms of alliance or dependence.

The origin of the Buckles, which have for so long a period been the chief Stirling arms, has not been ascertained. Buckles, clasps, and rings in heraldry, 'represent power and authority in the bearers, as also an acknowledgment of a dependence of sovereign powers; for such things were of old ordinary gifts of superiors, as badges of fidelity and firmness.'<sup>2</sup> Bunkle of that ilk, an old family in Berwickshire, carried on a Bend three buckles. Through intermarriage, the Darnley or Lennox Stewarts quartered these Buckles with their own arms. It is possible, that one of the early Stirlings, who settled in the border counties, may have intermarried with the Bunkles, and thus acquired the Buckles in the same manner as the Stewarts. The Buckles are the well-known badge of the Leslie family, and though the Stirlings acquired Keir from them, it is certain that they did not then assume the Buckles, for it can be shown that they carried them two centuries at least before their acquisition of Keir.

It is worthy of notice, that the ancient family of Calder carried Buckles;<sup>3</sup> and the present Earl of Cawdor, as representing them, quarters the Buckles with his own Campbell coat. It is possible, that Cawder in Lanarkshire may have belonged to a family of that name before it was granted by William the Lion to the Bishop of Glasgow; and that Alexander Striveling, on his acquir-

<sup>1</sup> Chartulary of Moray, No. 86.

<sup>2</sup> Nisbet, i. 401.

<sup>3</sup> Laing's Seals, p. 31, No. 150.

ing the estate, or through an intermarriage with the family, may have adopted the Buckles.

Sir William Striveling is presumed to have been father of—

## VI. JOHN DE STRIWELYNE OF RATHORAN IN LORN.

[1295-1339.]

JOHN DE STRIWELYNE is presumed to have been taken prisoner at Halidon Hill on 19th July 1333, where his cousin of the same name was slain.

John de Striwelyne married Mary, the aunt of John of Argyll, Lord of Lorn, the last of the male line of the ancient Lords of Lorn, who claimed descent from Dugal, the son of Somerled of Argyle and the Isles. John of Lorn granted to Mary, his aunt, the wife of John de Strevelyn, the lands of Rathoran, and others, in Lorn, to be held of the granter for payment of a pair of spurs. This charter is dated at Perth on the Nativity of St. Mary 1338;<sup>2</sup> and it was perhaps granted to the lady on the occasion of her marriage.

In the following year, 1339, John de Striwelyne and Alan Boyd, styled by Fordun 'valentes armigeri,' commanded the Archers, under the Steward of Scotland, at the siege of Perth, when they were both slain.<sup>3</sup>

The death of John de Striwelyne at Perth is also recorded by Wyntoun in his Cronykil—

' Qwhil thai ware lyand at that Toun  
' Thai had oft tymys bykkoryng,  
' Qwhare there wes far and nere schotyng  
' Thaire deyd twa Scottis Sqwyeris  
' As thai war governand thaire archerys  
' Alane Boyd and Jhone of Stryvelyne.'<sup>4</sup>

He was father of—

## VII. WILLIAM OF STRIVELYN OF RATHORAN.

[1339-1393.]

WILLIAM may have been born in 1339, being the year following the marriage of his parents. He possessed the lands of Rathoran by the same tenure as they had

<sup>1</sup> Hailes' Annals, vol. iii, p. 92. Edition, 1792,  
and reference to Knyghton,

<sup>2</sup> No. 2, p. 198.

<sup>3</sup> Fordoun, xiii, 45.

<sup>4</sup> Vol. ii, p. 233-4.

been granted to Mary, the wife of John de Striwelyne, and her heirs. It appears from the retour of his son in 1423, that William had been dead about thirty years, that is, since 1393, fifty-five years after the grant to Mary Stirling.

## CHAPTER II.

[1370-1588.]

FROM LUKAS OF STRIVELYNG (SON OF WILLIAM), THE FIRST OF THE FAMILY WHO ACQUIRED THE LANDS OF KEIR, TO SIR JAMES STRIVELING, WHO MARRIED THE HEIRESS OF CAWDER IN 1534, AND THUS RE-UNITED THE FAMILIES OF KEIR AND CAWDER.

### VIII. LUKAS<sup>1</sup> OF STRIVELYNG OF RATHORAN, RATHERNE, BOQUHUMBRY, AND THE FIRST OF KEIR.

[1370-1449.]

HE acquired the lands of Ratherne or Quoigs, which lie in the parish of Dunblane, about the end of the 14th or beginning of the 15th century. On 8th October 1414, he obtained a charter from Euphemia Countess Palatine of Stratherne, of the lands of Wester Ratherne, in the earldom of Stratherne, under a limitation to him and the heirs-male of his body, whom failing, to William of Strivelyne, Lord of Cadar, and the heirs-male of his body, whom failing, to the nearest heirs-male of the surname of Strevelyne, whom failing, to the said Lucas's nearest heirs whomsoever, whom failing, to return to the Countess and her heirs.<sup>2</sup> This charter proceeds upon the resignation made by Lukas, in consequence of a taillie between him and the said William of Strevelyne of Cadar, who appears to have been his nearest heir-male, failing his own children. This family arrangement by the two cousins, at so early a period, corroborates the relationship between them.

On 11th January 1423, Lucas of Strevelyn was served nearest heir of the deceased William of Strevelyn his father, in the said lands of Rathoran and

<sup>1</sup> The Christian name of Luke is of great antiquity in the earldom of Stratherne. Luke, son of Theobald, son of William the son of Clement, was Lord of Petklandy, in the middle of the 13th cen-

tury. He and his predecessors were benefactors of the Abbey of Inchaffray. [Chartulary of Inchaffray].

<sup>2</sup> No. 10, p. 206.

others. The retour bears, that William of Strevelyn had been dead about thirty years.<sup>1</sup>

Besides possessing Rathoran and Ratherne, Lukas of Strevelyn acquired Bouchquhumgre, in the barony of Leslie, and shire of Fife, and was designated of these lands in 1448, when mutual excambions of lands were made between him and George Lord the Leysly of Lewyn, whereby the former acquired Keir, and the latter Bynzharty and the hills of Ballingalle, in the lordship of Leslie. These excambions were made by procuratories of resignation granted by the respective proprietors. The procuratory by Lukas of Sterling is dated 6th May 1448. It empowers William of Sterling, his son and apparent heir, to resign Bynzharty and the hills of Ballingalle, holding of the baron of that ilk, at Leysly, the Lord's chief place of the same barony. This procuratory is still preserved in the Rothés charter-chest.<sup>2</sup>

It has the seal of Lukas appended—on a bend, three buckles, as shown in the annexed woodcut. The buckles thus continued to be carried by Lukas Striveling in the 15th century, as they had been by his ancestor William de Striveling in the 13th, with this change, that they were borne by both the Cawder and Keir families on a bend instead of a chief. This variation is noticed by Nisbet, who does not attach any importance to the different situation of the Buckles.



On the day following, 7th May 1448, a procuratory was granted by George of Leysly, Lord of that ilk, for resigning in the king's hands, the half of the lands of Keir, in favour of Lucas of Striveling of Boquhumgre.<sup>3</sup>

Lukas had previously acquired a wadset of Keir from Norman of Lesly of Rothés, and was infeft in them on 22nd January 1433.<sup>4</sup> In this instrument, Lukas is designated of Retherne, and he had probably acquired Bouquhumgre between that date and 1448, when he is designated of the latter estate.

The place of Keir,<sup>5</sup> which was thus originally acquired by Lukas of

<sup>1</sup> No. 12, p. 209. Luke de Striveling of Ratherne, and Duncan de Striveling, were two of the inquest on the service of Sir John Haldane, Knight, as son and heir of Sir Bernard Haldane, Knight, 2nd October 1425. [Gleneagles Writs, quoted in Dennistoun MSS.] This Duncan may be the same person as

the Duncan Striveling who is stated to have been the first of the Craigharnet Stirlings.—Vide p. 127, infra.

<sup>2</sup> No. 24, p. 221.

<sup>3</sup> No. 25, p. 222.

<sup>4</sup> No. 15, p. 211.

<sup>5</sup> Occasionally in the 15th century, and generally during the 16th, Keir was called 'The Keir.' Sub-

Striueling, and other Keirs in the same district of the country, is thus described by the Rev. Dr. Robertson—‘Kier is one of a chain of rude forts, which are all called Kiers, that run along the north face of the Strath or valley of Monteath. These forts are at present in ruins, and are discernible to strangers only by knolls of green surface covering a great heap of loose stones; but well known to the inhabitants of the country, who carry away the stones for building enclosures and houses. One of these forts was situated at the place of Keir. There are also kiers at Achinsalt, at Borland, at Balinackader, at Tar, and in many other places of that direction, all similar to one another in respect of situation, construction, prospect and materials; which is a strong presumption at least, if not a clear proof, that their use was the same.’<sup>1</sup>

In the neighbouring parish of Kippen, many places have the name of Keir—‘which bear the marks of some ancient military work, namely—Keir-hill of Glentirran, Keir-hill of Dasher, Keir-brae of Drum, Keir-know of Armore, and Keir-brae of Garden. On the summit of each of these, there is a plain of an oval figure, surrounded with a rampart, which in most of them still remains entire. The Peel of Garden, on which there is a work of the same kind, is less elevated in point of situation. It rises but a little above the carse. The enclosure, however, is considerably larger than that of the keirs; and the rampart and ditch, in respect of form and appearance, have suffered less from the injuries of time.’<sup>2</sup>

There is a parish called Keir in Dumfriesshire, which the learned author of Caledonia says, derives from the British *Caer*, signifying a fort. ‘This appellation has assumed the form of Keir in many names of places in North Britain. A range of British or Caledonian forts along the northern side of the Forth are still called *Keirs* by the Scoto-Saxon people; but *Caer* by the Gaelic inhabitants.’<sup>3</sup> This etymology is confirmed by the New Statistical Account of the Parish of Keir, which states, that close by a farmhouse, now called Nether Keir, a tower once stood.

sequent to that date, the present name was commonly adopted. It has been variously spelt Keyr, Keyre, Kere, Keer, Keire, and Keir. ‘Auld Keir,’ which is now a farm on the low grounds, about a

mile to the south-west of Keir House, was perhaps the site of the original castle of Keir.

<sup>1</sup> Statistical Account of Lecropt Parish, 1796.

<sup>2</sup> Ibid. Kippen. <sup>3</sup> Caledonia, vol. iii. p. 166.

Sir Walter Scott celebrates the Keir in the *Lady of the Lake*—

‘ Blairdrummond sees the hoofs strike fire,  
 ‘ They sweep like breeze through Ochtertyre,  
 ‘ They mark just glance and disappear,  
 ‘ The lofty brow of ancient Keir.’

Lukas of Strevelyn, the first acquirer of Keir, died between 10th December 1449 and 13th April 1452. He had a son, William, who succeeded him, and a daughter, Margaret, who was married to Sir Colin Campbell, second son of Sir Duncan Campbell of Lochaw, which Sir Colin ‘ was the first ‘ laird of Glenurquhay discenditt off the house off Lochow off the name ‘ of Campbell.’<sup>1</sup>

It appears from the same authority, that Margaret Stirling was the fourth wife of Sir Colin Campbell, and that on her ‘ he begatt tua sones, the eldar ‘ callit Jhone Campbell (quha thaireftir succedit Laird of Laweris), the ‘ other namit George Campbell, quha deit young, and anc dochtir callit ‘ Helene Campbell, quha wes first mareit on Makeane of Ardnamurroch, ‘ and thereaftir on Makgregoure.’<sup>2</sup>

An instrument quoted in the same work records, that on the 9th of February 1468, Margaret de Striveling, Lady of Glenurquha, ‘ In curia de ‘ Glendochyrt, tenta apud Kandrocht Kilin, per balivum ejusdem a Johanne ‘ M<sup>c</sup>Molcalum M<sup>c</sup>Gregor, petiit firmas suas de terris de Coreheynan. Qui ‘ Johannes respondebat plane in facie prefate curie, coram omnibus ibidem ‘ existentibus, denegavit, et dixit quod non accepit assedationem dictarum ‘ terrarum a dicta domina Margareta, sed a Deore de Meser, et quod non ‘ tenebatur in aliquas firmas de terminis elapsis, quia solvit illas dicto ‘ Deora quo accepit prefatus terras.’<sup>3</sup>

#### IX. SIR WILLIAM OF STRIVELINE, OF RATHERNE AND KEIR, KNIGHT.

[1420-1471.]

WILLIAM, afterwards Sir William of Striveling, Knight, the eldest son and heir of Lukas, was commonly designated of Ratherne after his father's death.

<sup>1</sup> Black Book of Taymouth, p. 9.

<sup>2</sup> *Ibid.*, pp. 11, 12.

<sup>3</sup> *Ibid.* Preface, p. xxxvi. John de Stirling is one of the witnesses to this instrument.

Although he inherited that part of Keir which was acquired by his father from Norman Leslie, and acquired himself the other half of Keir, he was not usually designated of that estate.

William of Streveline acquired several estates. In 1448, he obtained the lands of Lubnoch, in Stragartney, from Jonet of Kinross, Lady of Kippenross. The charter bears to be granted in consideration of his help and counsel afforded to the lady in recovering those lands which her forefathers had wadset to John of Menteith. The reddendo was a roebuck's head.<sup>1</sup>

In the year 1455, he bought the half of the lands of Keir, commonly called Kere-Hawden (Haldane), from Walter Hawden of Kelore,<sup>2</sup> and also the middle part of the lands of Glassingall, Schanraw and Garnortone, in the earldom of Stratherne, from Archibald of Kynbuck of that ilk.<sup>3</sup> In the year 1468, he also acquired from the said Archibald of Kynbuck, the lands of Lytil and Mекle Kynbuck, in the regality of Stratherne.<sup>4</sup>

On 16th August 1466, Sir William Streveling of Keir, was infeft in five-eighth parts of the lands of Kennoway in Fife, on a charter by Thomas Chalmers, the superior.<sup>5</sup>

William of Striveline was knighted in 1460, and died between 8th September 1468 and 23rd May 1471.

Sir William was thrice married — 1st, to Margaret Cunninghame; 2dly, in 1466, to Eufame;<sup>6</sup> and 3dly, to Agnes Bruce, who survived him, and married, before 1491, David Blare of Adamtoun, whom she survived. She was alive on 15th July 1513. By his first marriage he had—

1. William, his heir.

And by the third—

2. John Striveling, who entered into a contract with his nephew, Sir John Stirling of Keir, dated 15th July 1513, whereby John obliges himself to renounce all his right to the lands of Monyvillowstoun and Balquhomry, and to cause his mother, Agnes Bruss, to renounce her right to the said lands; in consideration whereof the said Sir John is to infeft his uncle in ten merks' worth of the lands of Lumbarry, in the barony of Bambreich, and shire of Fife, and to give him four merks' worth of land which he had

<sup>1</sup> No. 26, p. 222. <sup>2</sup> No. 31, p. 227. <sup>3</sup> No. 32, p. 228.

<sup>4</sup> Keir Writs.

<sup>5</sup> No. 41, p. 239.

<sup>6</sup> Great Seal Register, 27th October 1466. The surname of this lady has not been ascertained.

of the king, called the West Third of Ratterne, with the hall on the Hall mark which John of Lummysden inhabited, with seed and corn and whole plenishing thereof, for his service done and to be done to Sir John.<sup>1</sup>

This John Striveling was probably father of Robert Striveling of Wellcoyg, whose two daughters and heirs, Margaret and Mariot Striveling, in 1531, resigned these lands to Sir John Striveling of Keir, for certain good deeds done by him to them.<sup>2</sup>

3. William: The existence of William is proved by the following evidence:

William Striuilin, brother to the Laird of Kere, was ordained by the Lords of Council, on 3rd February 1488, to restore to James Simson a great number of cattle, horses, and goods taken by William and his accomplices from the place of Lekra.<sup>3</sup> On 27th February 1489, the said Lords ordained certain persons named in their decree, to relieve 'William of Striuilin, brother to the Laird of Kere,' at the hands of James Simson, from payment of portions of the above goods;<sup>4</sup> and the Lords Auditors ordained, on 13th October 1479, that William of Striuiling of the Kere, and William his brother, should relieve John Bishop of Dunblane of £26, 8s.<sup>5</sup>

William Stirling having been called by the same Christian name as his eldest brother the laird, it may be doubted if the former was legitimate, as it was not usual for two brothers-german to have the same Christian name.

4. Lewis, who was concerned in an adventure with Squire Meldrum, regarding the widowed Lady Gleneagles, which will be afterwards noticed.

Besides these sons, Sir William Striveling of Keir appears to have had a daughter, Catherine Striveling. In Martine's Genealogical Account of the Betons of Balfour, it is stated, that John Beton, the fourth Laird of Balfour, married 'Catherine Stirling, daughter to the Laird of Keir, and got in tocher with her the eight part of the lands of Kennoway, which was the begin-

<sup>1</sup> Keir Writs.

<sup>2</sup> Ibid.

<sup>3</sup> Acta Dom. Conc., p. 106. The articles which were taken by William Striuiling were very miscellaneous—as the following specimens will show—10 oxen, 13 kye, 4 young nolt, 2 pair of sheets, twa gownis, a pare of doune coddis, a blew palin of

worset, 2 sarkis, a brest curche, three sekkis, a woman's haik, a pair of scheris, 2 hewin axis, a womyll, a borale, a dosane of horse schone, twa plew irnis, and all irne graith belonging to twa plewis, a tangis, a pare of womanis knyffis.

<sup>4</sup> Acta Dom. Conc., p. 132.

<sup>5</sup> Acta Auditorum, p. 86.

‘ning of their interest there.’<sup>1</sup> There is no evidence of this marriage in the Keir charter-chest; but the papers may have perished in the burning of Keir, which took place in 1488, as will be afterwards more particularly noticed. The ownership of Kennoway by the Stirlings, and their connection with the Betons, are established by documents still in the Balfour charter-chest. These are—an instrument of sasine of five-eighth parts of the lands of Kennoway, proceeding on a charter by Thomas Chalmer the superior, in favour of Sir William Straveling of Keir, Knight, dated the 16th of August 1466; and assedation in feu-farm by Sir William Straveling in favour of John Bethune of Balfour, ‘his lout cousing,’ of the said lands of Kennoway, dated 15th July 1473.<sup>2</sup>

#### X. SIR WILLIAM OF STRIVELING OF KERE, KNIGHT.

[1471-1503.]

WILLIAM OF STRIVELING was infeft as heir to his father in the lands of Keir, Glassingall, Lubnocht and others, on a Crown precept, dated 23rd May 1471.<sup>3</sup>

In 1472, he founded a chaplainry at the altar of the Virgin, on the north side of the Cathedral Church of Dunblane, for the salvation of King James III., John Hepburn, Bishop of Dunblane, Lucas Straveling, Sir William Straveling, and Margaret his wife (his own father and mother), and for the salvation of himself, his wife, and children—endowing the chaplain with a toft and croft of the land of Keir, lying under the town thereof, the lands of Schanrach and Wodland, parts of Glassingall, and an annualrent of forty shillings from the lands of Kippanerayt and the Mill of Strowe—to be held by the chaplain for performing divine service at the said altar; and declaring, that the latter should forfeit his office if he absented himself from his duty for two months, and that the right of patronage should belong to the said William of Straveling and his heirs, if they presented a chaplain within two months after a vacancy. This endowment was much more ample than those usually made in favour of chaplains.<sup>4</sup>

<sup>1</sup> MSS. Advocates' Library. Printed in illustrations of the Reign of Queen Mary, &c. Maitland Club, p. 154.

<sup>2</sup> Nos. 41 and 43, pp. 239-241.

<sup>3</sup> No. 45, p. 243. George and Malcolm Straveling are witnesses to this sasine.

<sup>4</sup> No. 46, p. 244.

On 1st March 1472, William Stirling of Keir granted a charter of his lands of Balquhomry to Mariot Fleming, his spouse, daughter to Robert Lord Fleming, in liferent, and their children to be procreated, in fee.<sup>1</sup>

In 1473, he resigned, in the hands of James III. the lands of the Kere, Lupnoich, Glassingawis, Dachlewane, and Ratherne-Strivelin, in the earldom of Stratherne, and the lands of Strowy in Perthshire; and obtained a letter under the Privy Seal of the King, declaring them united to the barony of Keir.<sup>2</sup>

He granted a tack of the lands of Tulliketill to his neighbour, Humphrey Murray of Abercairney, which he was called on to warrant in 1485.<sup>3</sup>

This Laird of Keir espoused the cause of the nobles, headed by Prince James, against King James III. Shortly before the battle of Sauchieburn, or as it was also called, the Field of Stirling, and after a skirmish with the Royal Forces, in which the Prince's party were unsuccessful, the Prince took refuge in the Tower of Keir, but he was driven out, and the place burned to the ground by his pursuers.

On 7th January 1488, soon after the accession of James IV., William Striveline resigned in the king's hands, the lands of Kere, the Tower and Place of Kere, the lands of Kippendavy, Glassingall, Strowe, Lupnoch, Ratherne-Strivling, Dachlewane, and an annualrent of 40s. out of Kippenrate,<sup>4</sup> and on the same day, a charter passed the Great Seal, by which the King, after narrating, that the Tower and Place of Kere had been burned by order of James III. when last at Striveling, by the instigation of his evil councillors, by which all the old writs and evidents relating to the said lands had been destroyed, erected all the said lands and others into a Barony, to be called the Barony of Keire, and to be held blanch for payment of a pair of gilt spurs at the Tower of Kere, on the feast of St. John the Baptist.<sup>5</sup>

When James IV. accepted the resignation of the barony of Kere for a new erection, he had knighted the Laird, for in the instrument he is styled William Striveling, and in the charter, Sir William.

<sup>1</sup> Wigton Inventory Book, p. 65.

<sup>2</sup> No. 48, p. 247.

<sup>3</sup> Original Decreet of the Lords Auditors of

Causes and Complaints, 1st March 1485, in Abercairney Charter Chest.

<sup>4</sup> No. 61, p. 264.

<sup>5</sup> No. 62, p. 265.

James IV. also granted, on 28th October 1488, £100 to 'Schir Wilzeam of Stirling to the bigging of his place.'<sup>1</sup>

This grant of money, the erection of the barony of Keir, and the knight-hood, formed the recompence which Sir William Striveling received for his support of the cause of James IV. and for his losses at the hands of James III.

Sir William Striveling was engaged in the battle of Sauchieburn, and having been one of the three who were said to pursue the king from the field of battle, he has been accused of having been directly implicated in the murder of the king.

The accusation against Sir William Stirling is stated by Scott in his *Tales of a Grandfather*. He says — 'Who this murderer was has never been discovered, or whether he was really a priest or not. There were three persons, Lord Gray, Stirling of Keir, and one Borthwick a priest, observed to pursue the king closely, and it was supposed that one or other of them did the bloody deed.'

This statement is obviously taken from Buchanan, who says — 'There were three who pursued the king very closely in his flight, namely — Patrick Gray, the head of his family, Sterline of Keir, and a priest named Borthwick; but it is not well known which of them gave him his mortal wound.'

While Buchanan, followed by Scott, names three persons who pursued the king, and from that circumstance suspects one or other of them as having done the deed, this is at variance with the earlier and more authentic history of Pitscottie,<sup>2</sup> who accuses Lord Gray's servant alone.

Pitscottie's *Chronicle* was written about the year 1565. He was assisted in his work by the brother and successor of David Lord Lindsay of the Byres, who stood so stedfastly by James III. and presented him with the horse which carried him from the field of battle. If there had been any

<sup>1</sup> Treasurer's Accounts 1488. In the same Treasurer's Account, there is entered a payment of £4, 12s. to 'Jok of Striueling to mak greyth to the Kingis Cross Bowis.' Sir William Stirling obtained a decree by the Lords Auditors against Sir Adam Murray, Knycht, to pay the sum of a thou-

sand pounds for damage and skaith sustained by Sir William in the destruction and spuilzeing of his place of the Kere, 3d July 1489. *Acta Dom. Auditor*, p. 130.

<sup>2</sup> *History of Scotland* by Robert Lindsay of Pitscottie, 3d Edition, p. 143.

suspicion or tradition that the Laird of Keir stabbed the king, Pitscottie and Lord Lindsay would not have failed to notice it in their chronicle, instead of attributing the act to the servant of Lord Gray.

On this evidence, Sir William Striveling might be cleared of the vague suspicion first thrown out by Buchanan about a century after the battle. But this is not the only evidence tending to exculpate the Laird of Keir of any part in the assassination of James III. There is an Act of Parliament, almost contemporary with the event, which provides, 'be the command and advertisement of our sovereign lord the king,' that 'for the eschewing and ceasing of the heavy murmurs and noise of the people of the deid' (death) 'and slaughter of our sovereign lord's fader . . . that the person or persons that put violent hands on his person, and slew him, are nocht punished,' a reward should be given to any who should make known those that were the overthrowers of the late king with their hands,' James IV. being 'maist desirous' that the 'perpetrators be known and punished after their demerits,' calling the murder an 'odious and cruel deed,' and a reward of 100 merks worth of land is offered for the discovery.<sup>1</sup>

If at the date of this Act, and previous to it, rumour had pointed to the Laird of Keir as the guilty person, the king would have been obliged to take cognizance of him, to satisfy the 'heavy murmurs and noise of the people.' But instead of this, James IV. conferred upon him repeated favours, and treated him in a manner which he could not have done had he been suspected of his father's murder, regarding which the king himself is said to have entertained keen remorse.

Abercromby in his *Martial Achievements*, thus refers to the death of James III. 'All that we certainly know of the matter is, that he was inhumanely murdered in a mill to which he had retired; some say by the Lord Gray, Robert Stirling of Keir, and Sir Andrew Borthwick, an unworthy priest. Fame, says Hawthornden, reporteth that the priest, after shriving, which I take to be hearing his confession, stabbed him with a dagger. But I much doubt whether one that was so wicked as to take away his life, would, especially in that haste and hurry, be

<sup>1</sup> Acts of Parlt., ii. p. 230.

‘capable of so much good, as to endeavour the salvation of his soul. They of the sirname of Stirling, which is certainly one of the most loyal in the kingdom, are very much dissatisfied that any of them should be thought guilty of such an infamous action as the murder of a king. They say that it was not Robert, but one Sir William Stirling, who was Laird of Keir at the time. Nor are they of the sirname of Gray less offended upon the same account. And Ferrerius tells us expressly, that it was never known who those savage and furious rebels were that gave the blow to the king.’<sup>1</sup>

Ferrerius’ History of Scotland was written about the same time as Pitscottie’s. The evidence of these two early authors, coupled with the contemporary proceedings of James IV. and Sir William Striveling, seems to exculpate the latter from any direct participation in the murder of James III.

On 28th February 1491, the ‘Forspekkare’ for Agnes Brois, widow of David Blare of Adamtoun, asked in presence of the Lords of Council a ‘Not’ that the procurator for the Laird of Keir answered to the allegation of George Lord Seton, that he had paid to the said Laird of Kere 312 merks for redemption of the lands of Monyvylouston and Kinwad: ‘That the said soume was nocht payit in sufficient money, bot in blak money, nocht haffand cours for the tyme, gif ony money wes payit.’<sup>2</sup>

On 14th July 1492, the Lords of Council ordained, that Sir William Striveling of the Kere, Knycht, as heir to umquhile Sir William Striveling, his father, should warrant ten pounds worth of the lands of Monyvylouston, or other lands of equal value, to ‘Agnes Brois and hir Bairns.’<sup>3</sup> ‘Agnes the Bruce, Lady of Perston,’ was again before the Lords of Council on 23rd November 1503, in an action against the same Sir William Striveling of the Keir, Knight, anent the avale and quantity of the lands of Monyvylouston, which Agnes had recovered from Sir William. In this action John Striveling was procurator for Agnes.<sup>4</sup>

Sir William married—1st, in 1472, Mariot, daughter of Robert Lord Fleming, *s. p.*; 2nd, before 1495, Margaret Crichtoun, daughter of James

<sup>1</sup> Abercromby, vol. ii. p. 477.

<sup>2</sup> Acta Dom. Con., p. 215.

<sup>3</sup> Acta Dom. Con., p. 254.

<sup>4</sup> Ibid., 23d Novr. 1503, vol. xv.

Crichtoun of Ruthvendenny (afterwards the second wife *s. p.* of Sir John, first Lord Sempill),<sup>1</sup> and had by her —

1. Sir John, his heir.

2. William. 'Wilzeame of Striueling, brother to Sir John Striueling ' of the Keir, Knycht,' is a witness to a contract between Sir John and John Kinross of Kippenross, dated 10th April 1516.<sup>2</sup>

3. Katherine Stirling, the second wife of Archibald, Earl of Angus, called 'Bell the Cat,' of which marriage was Sir Archibald Douglas, appointed Lord Treasurer in 1526, whom James V. at one time loved to call his 'Grey Steil' (a hero of popular romance), the progenitor of the Douglasses of Kilspindie. He was attainted and forfeited by Parliament on 5th September 1528, and retired into France; but weary of exile, he returned to Scotland. He went to Stirling, and threw himself on his knees before the king, when returning from hunting, and implored permission to lead an obscure life in his native land. The king passed the suppliant without an answer, and rode briskly up the steep hill towards the castle. Kilspindie kept pace with the horse, in vain endeavouring to catch a glance from the implacable monarch. He sat down at the gate, wearied and exhausted, and asked for a draught of water, which was refused by the royal attendants. Returning into France, he died of a broken heart. His forfeiture was rescinded 15th March 1542, when Archibald Douglas of Kilspindie, his son and heir, was restored to his estates.<sup>3</sup>

Katherine Stirling had by Alexander, third Lord Home, Great Chamberlain, a natural son, John Home. On 11th June 1513, Lord Home granted a precept for infesting her in liferent, and John Home, their son, and his heirs, in fee, in the lands of Innerallon, in the shire of Stirling.<sup>4</sup> This grant was made on account of the great love and favour which Lord Home bore to the said Katherine Stirling and her son.

On 24th August 1541, Alexander, Master of Home, with consent of George, Lord Home, his father, and his curators, granted a charter to the said John Home, and his heirs, whom failing, to Andrew Home, brother-german of the Master, and the heirs whomsoever of the latter, of the

<sup>1</sup> Douglas Peerage.

<sup>2</sup> No. 97, p. 306.

<sup>3</sup> Wood's Peerage, i. p. 435 and Minstrelsy of the Border, I. xxi.

<sup>4</sup> No. 88, p. 296.

half of the lands of Innerallon;<sup>1</sup> and on this charter John Home was infest.

In 1557, the lands fell to the Crown on the death of John Home; and Queen Mary granted a presentation in favour of James Striveling of Keir, and Janet Chisholme his wife, in joint fee, and the heirs of James, of the half of the lands of Innerallon, fallen in Her Majesty's hands by the death of John Home, therein designed of Hutounhall, a bastard, without lawful heirs of his body, or without making a disposition thereof in his lifetime.<sup>2</sup> This presentation was made for the purpose of having the presentees entered to the lands by the superior, Alexander Lord Home, who refused to obey the same. He refused also to obey a third precept under the Quarter Seal, and a fourth precept was issued in 1570, directed to the sheriff of Stirling for expeding infestment, in respect Lord Home had refused to do so. The sheriff accordingly infest James Striveling and Janet Chisholme.

By charter dated 31st May 1574, James VI. with consent of the Regent Morton, in respect of the services done by Alexander Home of Huttonhall, son of the said deceased John Home, in the by-past turbulent times, and in regard that the lands of Innerallon had belonged to the deceased Alexander, sometime Lord Hume, and then through his forfeiture to the Crown, the king granted to the said Alexander Home of Huttonhall (who was a natural son of the said John Home), and his heirs, the said lands of Innerallon.<sup>3</sup> Soon after the date of this charter, an action of reduction of it was brought by the Laird of Keir, who entered into a contract in 1576 with Andrew, Commendator of Jedburgh, and the said Alexander Home, whereby they renounced their right in the lands to the Laird of Keir. The lands still form part of the Keir estate.

4. Elizabeth, married to Sir Adam Crichton of Ruthven. She died before 10th September 1503, without issue.

5. Janet, married to Sir David Bruce of Clackmannan, and had a son, Robert Bruce of Clackmannan.<sup>4</sup>

Sir William Stirling of Keir, Knight, died after 23rd November 1503,

<sup>1</sup> No. 152, p. 365.

<sup>2</sup> No. 188, p. 411.

<sup>3</sup> Keir Inventory, p. 76.

<sup>4</sup> Wood's Peerage, vol. i, p. 512.

on which date he was called in an action by Agnes the Bruce, anent the lands of Monivyloustoun, as already noticed.

### XI. SIR JOHN STRIVELING OF KEIR, KNIGHT.

[1503-1539.]

JOHN STRIVELING, son and apparent heir of Sir William Striveling of Keir, obtained on 18th May 1495, a charter from James IV. of the barony of Keir, on the resignation of Sir William, reserving his own life-rent, and the reasonable terce of Margaret Crichton his wife.<sup>1</sup>



When James IV. attained majority, he revoked all deeds done in his minority. As this revocation comprehended the erection of the barony of Keir in 1488, it seems to have been considered necessary to obtain a new charter of erection from the king. For this purpose, Sir William resigned the barony in the hands of the king, who, on 10th September 1503, granted a charter thereof to Sir John Striveling (who had been knighted in the interval), son and apparent heir of Sir William, and his children to be born, whom failing, the one half of the barony of Keir to Katherine Striveling, Countess of Angus, his sister, and her heirs, and the other half to Sir Adam Crichton of Ruthvens, and the heirs of his marriage with the deceased Elizabeth Striveling, sister of Sir John, of the lands of Kere, with the tower and manor-place, corn and waulkmilns, and cruives thereof, the lands of Lupnow with fishings; the lands of Strowe, Dawachlowanè, Reterne-Striveline, otherways called Coygs of Strathalloune, Glassingallis, Schanrow, the Wester Coyg, Beirholme, the Little Coyg, the Waist Poffill, with the mill of Coygs and lands of Glentye, and advocation and donation of chaplainries and hermitage of Lupnow, newly erected into the barony of Kere.

In 1516, Sir John Striveling was sheriff of Perth, as appears from a discharge by him in that character to Gilbert Gray of Buttergask, dated 4th March 1516.<sup>2</sup> In 1523, Sir John was one of the arbiters for the Earl and Master of Glencairn, in their dispute with the Earl and Master of

<sup>1</sup> No. 64, p. 268. The seal of arms used by Sir John is shown in the above woodcut.

<sup>2</sup> Original Discharge at Kinfauns.

Eglinton concerning the Bailliary of Cunynghame, which were finally adjusted by the Regent Albany and others as oversmen.<sup>1</sup>

Upon the death of James IV. Sir John Stirling of Keir was appointed, along with the Lords Erskine and Fleming, to the important office of keeping the person of the young king.<sup>2</sup> He was a member of the Parliament of 1524, and was chosen one of the Lords of the Articles amongst the commissioners of burghs, which, together with the terms of the Minute of Parliament, renders it not improbable that he was at that time provost of Stirling.<sup>3</sup>

On 21st June 1526, the Lords Temporal of Parliament directed summons of treason to be raised in due form against the Earl of Eglinton, the Lord Sempill, Neil of Montgomery, and John Striveling of the Keir, Knight.<sup>4</sup>

It would appear that Sir John Stirling had joined the party of the queen mother, in company with the lords of her faction, for he opposed the forces of Angus, Argyle, and Lennox, at Linlithgow, with whom was the young king in person with his 'baner displayit.' Sentence of forfeiture was pronounced against Sir John on 19th November 1526, for the crime of lese majesty, for convocation of the lieges to 'have tane the kingis person,' usurping his 'auctorite riall,' and for the treasonable convocation of the lieges at Stirling, moving the people to sedition, and for the raising and leading of a host and army 'enterand in batall and fechtand at the Burgh ' of Lynlithgw, our said Soverane Lord being present in propir persone, ' and his baner displayit; and cumand aganis his graice and his trew ' lordis and baronis, being with him be command of his letterz for defen- ' cioun of his maist noble persone.'<sup>5</sup>

On the 4th September of the following year, the Laird of Keir is said to have accompanied Lennox in his attempt to rescue the young king from the hands of the Douglasses; and authorities, even contemporary with the event, erroneously assert, that he fell with Lennox at the passage of the Avon beside Linlithgow.<sup>6</sup>

In Angus's Parliament, held at Edinburgh in May 1527, Keir was restored to his estates and honours, and the sentence of forfeiture rescinded.<sup>7</sup>

<sup>1</sup> Eglinton Papers.

<sup>2</sup> Treasurer's Accounts 1515, July 31, apud Pitcairn.

<sup>3</sup> Acta Parl. Scot., ii. 289.

<sup>4</sup> *Ibid.*, ii. 305, 307.

<sup>5</sup> Acta Parl. Scot., ii. 319.

<sup>6</sup> Archdeacon Magnus's Letter to Wolsey, 13th September 1526. Pitcottic. Leslie. Buchanan.

<sup>7</sup> Acta Parl. Scot., ii. 319.

This laird added largely to the family estates. Between 1517 and 1535, he acquired the lands of Bardowy, Barnellane, Blarskeith, Easter Bankeir, Flewchart, Birdistown, Buquharrage, Kincaid, the patronage of the church of Bothornok, in the county of Dumbarton, Lanerick, and Auchinbee, Boquhapple, Torry, Drungy, and the little ward of Gudy, Drumness otherwise called Glenbank, Welleoig, Kippendavie, Brackland, Blackford alias Blacksauche, Greenyards, Calliemuck, and others, in the county of Perth; Touchadam and others, in the county of Stirling; Balcarres,<sup>1</sup> Balquhomery, and others, in the county of Fife; Duffous, Pittindreich, Caldecottis, Darkle, Levingshaws, and half of the lands of Swinstoun, in the shire of Elgin.

By charter dated 2nd October 1509, Sir John Striveling, for the safety of the soul of James IV. and of Margaret his queen, and their predecessors and successors, and for the safety of the souls of Lucas Striveling, and of Sir William Striveling and Margaret Cunynghame, grandfather and grandmother of Sir John, and of the souls of Sir William Striveling and Margaret Crichtoun, Lady Sympill, his father and mother, and Katharine Striveling, Countess of Anguss, his sister, and for the safety of the souls of himself and his wife, and their predecessors and successors; granted to God and the Virgin Mary, and all the Saints, and to the altar of the Virgin, situated in the north part of the cathedral church of Dumblane, an annualrent of £20 Scots from the lands of Shanraw, Wodland, and Kippenrate, and mills of Strowy and Keir, to be held for performing of mass and prayer at the said altar. The chaplains were to reside constantly in Dumblane, and to forfeit their office in case of their absence for two months, and the right of patronage was to be in the said Margaret Crichton during her life, and thereafter in Sir John Striveling and his heirs.<sup>2</sup>

An adventure which was undertaken by Sir John on behalf of his uncle, Lukas Stirling, in the year 1517, against William Meldrum, Laird of Binns, popularly known as 'Squire Meldrum,' deserves special notice, since it has all the characteristics of a striking romance.

The circumstances attending this affair, have been recorded both in prose and verse, by two Lindsays — the one the well-known chronicler of Pitscottie,

<sup>1</sup> His father, Sir William, was tenant of the Crown lands of half of Balkerras. Act. Dom. Concilii, 206.

<sup>2</sup> No. 82, p. 289.

and the other Sir David Lindsay of the Mount, in his still popular poem of 'Squire Meldrum.'

'Thair was,' says Pitscottie, 'ane gentleman in Edinburgh, namit William Meldrum, Laird of Bines,<sup>1</sup> who had in company with him ane fair fair ladie, called the ladie Gleneagies, who was ane dochter to Mr. Richard Lawsons of Humby, Proveist of Edinburgh, the quhilk ladie had borne tua bairnes to the said Laird, and (he) intended to marie hir if he might purchase the Pope's license, because her husband before and he were sib. Notwithstanding, ane gentleman called Luke or Luis Stirling, invyed the love and marriage betwixt thir tuo personages, thinkand to have the gentlewoman in marriage to himself, becaus he knew the Laird of Bines might not have hir richtlie be the Pope's lawis. Therefoir he solisted his brother sone, the Laird of Keir, with ane certane companie of armed men, to set vpon the Laird of Bines to tak his ladie from him be way of deid; and to that effect followed him betuixt Leith and Edinburgh, and set on him beneath the Reid' (Holyrood) 'Chappell, with fyftie armed men, and he againe defendit himself with fiue in number, and fought with him, and slew the Laird of Keire's principal servand before his face, defending himself, and hurt the Laird of Keir to the perrill of his life, and twentie sax of his men hurt and slaine. Bot this William Meldrum of Bines was evil martyred, for his hochis war cutted, and the knoppis of his elbowis war strikin off, and was strikin throw the bodie, so thair was no signe of lyff in him. Yitt be the mightie power of God, he eschaped the death and all his men that were with him, and leived fyftie yeires thairefter.'<sup>2</sup>

This affair took place in the year 1517, during the Regency of the Duke of Albany, and when he was absent in France, Monsieur Delabatie was left in charge of affairs in Scotland, having a guard of fourscore French Hagbutteers at Holyrood. Word was sent to Delabatie that Laird Meldrum was slain, and his proceedings are recorded by Pitscottie: 'He incontinently gart strike an alarm, and blew his trumpets, and rang the common bell, com-

<sup>1</sup> 'This does not appear to have been the property situated in the county of Linlithgow, now belonging to the family of Dalrymple; but the lands or 'Temple' lands of Binn or Binns, which are also now in the county of

'Kinross, though at that time in Fife, and are presently the property of Admiral Adam of Blairadam.' Liber S. Katherine Senensis, Preface, 1841.

<sup>2</sup> Pitscottie, Edition 1728-1778 and 1814.

‘ manding all men to follow him, both on foot and horse, that he might  
 ‘ revenge the said slaughter ; and rushed fiercely forward to the place where  
 ‘ the battle was stricken, and saw this nobleman lying deadly wounded, and  
 ‘ his men about him in this same manner ; and past fiercely after the  
 ‘ enemies and committers of the said crime, and overhyed them at Linlith-  
 ‘ gow, where they took the peel upon their heads to be their safeguard,  
 ‘ thinking to defend themselves therein ; notwithstanding, this noble Regent  
 ‘ lap manfully about the house, and sieged it continually, till they rendered  
 ‘ the same to come in his will ; who took them and brought them to Edin-  
 ‘ burgh, and gave them a fair assize ; who were all convicted and condemned  
 ‘ of the said crime, and thereafter were put in the Castle of Edinburgh, in  
 ‘ sure keeping, induring the Regent’s will.’<sup>1</sup>

Graphic as the language of Pitscottie is, his prose account of the skirmish between the Stirlings and Squire Meldrum, is perhaps surpassed by his kinsman of the Mount, in his celebrated Poem of ‘Squyer Meldrum,’ which was composed about the year 1550.

‘ Gude Williame Meldrum he was namit

‘ Quhilk in his honour was never defamit,’ &c.<sup>2</sup>

In justification, so far, of Sir John Stirling’s conduct to Squire Meldrum, it is not too much to suppose, that the Lady of Gleneagles and Luke Stirling may have been engaged to be married at the time that the Squire made his fatal appearance at Glencagles Castle, and overcame the heart and virtue of the Lady by his fame and superior address. ‘Scotland existing under an  
 ‘ anarchical minority, furnished such a Squyer many a field, both for the  
 ‘ conflicts of war and the dalliances of love. His concluding adventure, in  
 ‘ both, happened on the road from Edinburgh to Leith, in August 1517,  
 ‘ when jealousy and hatred in the person of Stirling of Keir, marched out  
 ‘ with fifty men, to cut off his retreat to Fife.’<sup>3</sup>

<sup>1</sup> Poor Delabatie was soon afterwards murdered by the Homes of Wedderburn, in revenge for the execution of the chief of the Homes by Albany. In the encounter between the Homes and Delabatie, Pitscottie records, that ‘he being a stranger, and  
 ‘ knew not the gate, ran his horse into a flow moss,  
 ‘ where he could not get out till his enemies came  
 ‘ upon him, and there murdered him, and cut off his

‘ head, and took it with them. And because his  
 ‘ hair was long, like women’s, and plat on a head-  
 ‘ lace, David Home of Wedderburn knit it on his  
 ‘ saddle-bow.’ Pitscottie, p. 201. Edinburgh, 1778.

<sup>2</sup> Poetical Works of Sir David Lindsay of the Mount. Edited by George Chalmers. London, 1806, vol. ii. p. 342.

<sup>3</sup> Note by Chalmers to Lindsay’s Squire Meldrum.

Sir John Stirling could have had no ground for jealousy and hatred, unless on account of rivalry in love on the part of his uncle Luke, who may have been unceremoniously supplanted at Gleneagles by the Squire, who, in his turn, met with a hard retribution.<sup>1</sup>

Sir William Stirling contracted, on 30th March 1501, with Sir Patrick Hume of Polwarth, Knight, who had also espoused the cause of James IV. against his father, and got a grant of Argaty, and other lands, situated near Keir, that John Stirling, son of Sir William, should marry Sir Patrick's eldest daughter, Margaret, and failing her, Sibbale or another sister, 'so long' as the said Sir Patrick has a lawful daughter remaining, till once the said marriage be completed.<sup>2</sup> John Stirling and the daughters of Polwarth appear to have then been under age, and even in childhood, for the contract provides, that the marriage shall be completed at the lawful age of the said *bairns*, the male being 14 years and the female 12 years of age. This contemplated marriage did not take place, as John Stirling married before 13th July 1513, Margaret, daughter of Sir Walter Forrester of the Torwood.<sup>3</sup> She was alive on 25th April 1532,<sup>4</sup> and had issue—

1. Sir James, his heir.
2. William Stryveling of Dallachlewn, ancestor of the Stirlings of Ardoch, an account of whom will be found at page 115.
3. Lucas.
4. Catherine. She was probably married to George Mushet of Tolgart, whose son, James Mushet of Tolgart, a minor in 1566, mentions Sir James Stirling of Keir, Knight, and William Stirling of Ardoch his mother's brother.<sup>5</sup> If Catherine was not the mother of James Mushet, a sister of hers, whose Christian name has not been ascertained, must have been so.
5. Margaret. She was married to Walter Graham, who granted, on 30th April 1556, an obligation anent the lands of Brokland, which had been dis-

<sup>1</sup> Marion Lawson, relict of John Haldane of Gleneagles, who was killed at Flodden, survived him for the long period of forty years—her death having occurred in July 1553. [Register of Acts and Decrees by the Lords of Session, 13th December 1555, vol. xii.]. Marion must have been a young woman as well as young widow, when first visited by Squire Meldrum in 1515. From the Gleneagles Papers, it

appears that she and her husband were infeft in the barony of Haldane on 23rd April 1513, about which time their marriage had probably taken place.

<sup>2</sup> No. 68, p. 272.

<sup>3</sup> Keir Inventory, p. 25.

<sup>4</sup> *Ibid.*, p. 19.

<sup>5</sup> Ardoch Writs, per George Home Drummond, Esquire, younger of Blairdrummond.

poned, redeemably, by James Stirling of Keir to Walter Graham and Margaret Striveling, his wife, 'sister of the said James.'<sup>1</sup>

Sir John was one of the inquest which tried John Lord Glamis for concealing his mother's conspiracy against the King's life by poison.<sup>2</sup>

On 18th December 1538, a Letter of Gift was made by King James V. to Sir John Striveling of the Keir, Knicht, of the goods, &c., 'which per-  
' tenit to umquhile Colin Campbell of Auchinhowie, justifyit for art and  
' part of the cruell slauchteris of umquhile Alane Hammyltoune of Bardowie,  
' Robert Striveling of Lettir, and Andro Striveling in Ballindrocht.'<sup>3</sup>

Sir John was alive on 22nd May 1539,<sup>4</sup> but he died before 5th November following.<sup>5</sup> It appears that he was slain between these dates, for on 4th November 1542, David Schaw and George Dreghorn had a respite under the Privy Seal 'for the slauchter of umquhile Johnne Strivilling of Keir, ' Knycht,'<sup>6</sup> but the cause or occasion of the slaughter is not mentioned in the respite.<sup>7</sup> It is stated in Squire Meldrum, that Sir John was slain at the Bridge of Stirling —

' Bot efterward, as I hard say,  
' On Striviling brig upon ane day  
' This Knight was slain with crueltie,  
' And that day gate na mair mercie  
' Nor he gaif to the young squyer.'<sup>8</sup>

## XII. SIR JAMES STRIVELING OF KEIR AND CAWDER, KNIGHT.

[1539-1588.]

JAMES, the eldest son of Sir John, was served heir to his father. He was infeft in the barony of Keir on the 5th of November 1539, and in the lands of Innerallon on the 30th of August 1544.<sup>9</sup> His curators, on the last of

<sup>1</sup> Original at Keir. Sir John Striveling of Keir had a natural son, John, who witnessed a sasine in favour of James of Keir, dated 14th January 1541 (at Keir).

<sup>2</sup> Pitcairn, p. 198.\*

<sup>3</sup> *Ibid.*, p.\* 251.

<sup>4</sup> No. 148, p. 361.

<sup>5</sup> Sasine in favour of James Striveling, his son, at Keir.

<sup>6</sup> *Regist. Secreti Sigilli*, vol. xvii.

<sup>7</sup> He was murdered by Shaw of Cambusmore, near Stirling, in a fit of compunction, 'for having  
' been the unworthy instrument of Keir in assas-

' sinating Buchanan of Leny, whose daughters,  
' co-heiresses, he had stript of a great part of their  
' estate.' [*Drumpellier, printed Claim*, p. 21, Note.]

This appears to be a very partial account of the slaughter of Sir John Stirling. There was a previous feud with the Campbells of Auchinhowie, in which Allan Hamilton of Bardowie, Andrew Striveling of Bankeir, and Robert Striveling in Cawder were slain. [*Ibid.*, p. 20.]

<sup>8</sup> Squire Meldrum.

<sup>9</sup> Instruments of Sasine at Keir.

November 1541, were Mr. Abraham Crichton, Parson of Craufurdjohn, and Alexander Crichton, Vicar of Innerwik.<sup>1</sup>

Sir James Stirling acquired the lands of Lany, Pitquhantrie and Balmyle, in the sheriffdom of Perth, Ballindroch, Bankell, and others, in the sheriffdom of Stirling, and Laidurquhart and others, in the shire of Fife.

In 1522, Sir John Stirling of Keir purchased from the Archbishop of Glasgow, for 2500 merks, the marriage of Janet Striviling, daughter and heiress of the deceased Andrew Striviling of Cawder, with the ward of her lands of Cawder, and the mill thereof, lying in the regality of Glasgow.<sup>2</sup> In 1529, Sir John had a Crown gift of the marriage.<sup>3</sup>

Janet Striviling was inest as heiress of her father in 1534, and soon married James Stirling, eldest son of Sir John.

This marriage was a favourable one for the Keir family, as through it they acquired the valuable estate of Cawder, which has ever since been united with Keir. But the parties seem to have been ill assorted, for soon after the marriage, questions arose in the civil court between the heiress and her father-in-law regarding the alienation of the estate, and at the end of seven years, the marriage was annulled, chiefly through the dishonour of the heiress.

On 8th July 1535, Janet brought an action in the civil court against her father-in-law and her husband, setting forth, that the former, having her marriage, and the disposition of her ward lands, 'causit ane pretendit matrimony to be maid betuix the said James and hir, and sensyne the said Johnne hes haldin and as yit haldis her in subjection, and will nocht suffir her to speik with hir friendis, and hes compellit hir to mak diuers alienatiounis and takkis of hir lands.' The Lords of Council ordered Sir John and James to 'bring and produce the said Jonet before the Lordis, that sche may shew hir mynd to them in the premises,' and that all alienations made by her in the meantime should be null.<sup>4</sup>

This judicial injunction continued in force till the year 1541, when the



<sup>1</sup> No. 155, p. 372.

<sup>2</sup> Nos. 105 and 106, pp. 318, 319.

<sup>3</sup> No. 119, p. 332. The above woodcut repre-

sents the seal of arms used by Sir James Stirling in 1551.

<sup>4</sup> Acta Dom. Concilii et Sessionis, vol. vi. fol. 165.

arrangements effected for the conveyance of Cawder to her husband, and their divorce, rendered it necessary that the heiress should personally compare in the Court of Session to have the first decree recalled. This she did on the 29th July 1541, when she declared that she did so of her 'awin free motive ' will,' that she had been and was at free liberty, and desired the said decree to be null, that she might dispone her lands at pleasure, as other heritors did, ' and that I am nocht compellit hereto, of the quhilk I geif my bodily aith.'<sup>1</sup>

This was preparatory to her alienation of Cawder; and on the 7th of December following, Janet Striveling again appeared before the Lords of Council, and produced a writing, setting forth that she had named certain procurators for resigning her lands to James Striveling, her husband, and his heirs; and which procuratory she declared 'now in presens of your Lordships be my ' grett aith that the samin was maid be me of my awin fre motiue will and ' certain science, vncompellit, coactit, dissaut, or circumvenit be my said spous, ' or ony vtheris, bot onlie for the wele and proffeit of my said spous, and his ' hous, and for augmentatioun of the leving thair of, becaus it is the principale ' and cheif hous of his and myne surnamis, and ane grett part of the auld ' heretage and leving of Keir annalyt and put away, swa that the samin was ' liklie to haif dekeit; and als for the luif and favour I haif and bere to my ' said spous; and thairfor now instantlie, in presens of zour Lordships, of my ' awin fre will, vncompellit as said is, ratifeis, approvis, and confermis the ' saidis letteris of procuratorie in all poyntis.'<sup>2</sup>

The subsequent judicial proceedings connected with the resignation of Cawder, together with the resignation itself, are printed among the Charters.<sup>3</sup>

The divorce of Janet and James Striveling, which is referred to in these judicial proceedings as in contemplation, was pronounced by the Official of Lothian on the last of January 1541.<sup>4</sup> The grounds of divorce set forth were, that the parties were related in the fourth and fourth degrees of consanguinity, that is, that they were the great-great-grandchildren of a common ancestor.

This relationship could not have been traced through males, as no such degree of consanguinity existed between the parties. But as the mother of Janet was Marjory Cuninghame, and the great-grandmother of James was Mar-

<sup>1</sup> Acta Dom. Concilii et Sessionis, vol. xvi. fol. 82.

<sup>2</sup> No. 153, p. 367. <sup>3</sup> Nos. 154 and 155, pp. 368, 372.

<sup>4</sup> No. 157, p. 374.

garet Cuninghame, it is probable that these two ladies were descended from a Cuninghame ancestor common to them both. Hence James and Janet would stand in the relationship to each other by affinity, and not of consanguinity, which is stated as the ground of divorce, although Janet was a degree further removed from the supposed common ancestor than James.

But the relationship between the parties, whether it was of consanguinity or affinity, and whether real or pretended, was only a pretext for dissolving the marriage, from which both parties perhaps wished to be free. Janet Stirling had been unfaithful to her husband. Her paramour was Thomas Bishop, who is said to have been originally a tailor, and a servant of Keir. If a separation had been craved by her husband on account of her crime, the marriage would still have subsisted as a bar to a subsequent marriage. To annul the marriage effectually, recourse was had to the common plea of consanguinity, and thus the marriage being declared null, each party was free to contract another marriage, which they did.

James Stirling was infeft in the lands of Cawder on a charter<sup>1</sup> and precept by the Archbishop of Glasgow, on 14th January 1541, and the decree of divorce was pronounced on the 31st of that month.

In the following month, James Stirling granted a disposition and assignation, whereby, for certain sums of money paid to him by Thomas Bishop his servitor, and 'spouse affidate' of the said Janet Striviling, and for his help and labour in soliciting and furthering the conveyance made by her of her heritage to the said James Striviling, he assigned to Bishop the marriage of the said Janet Striviling, and became bound to dispone redeemably the lands of Uchiltree to them in joint fee, with some smaller provisions; as also, to do his diligence for getting a remission from the king for the said Thomas, for 'his alleged lying with the said Janet,' while she was the said James's wife. Of the divorced lady little more is known. She was alive in 1588.<sup>2</sup> Her paramour is more easily traced; he acted the parts of a notary public, and a traitor to his country, having given assistance to the English, and gone

<sup>1</sup> No. 156, p. 373.

<sup>2</sup> No. 199, p. 425. This Lady seems to have met treatment which was to be expected from her second husband. A rhyme is still preserved descriptive of her fortunes: —

' First she was Lady Cawder,

' Syne she was Lady Keir.

' And sync she was Tam Bishop's wife,

' Wha clippit wi' the shear.'

with his wife to England, as a spy and instrument there in the transactions of Lennox and Queen Mary.<sup>1</sup> He was afterwards a trader at Yarmouth, and finally an adulterer at Perth, where he found means to sojourn.<sup>2</sup>

In 1568, Bishop was cast into the Tower of London for his supposed authorship of, or connection with, a spirited satirical rhyme against the Regent Murray. This poem is signed by 'Tom Trouth;' and in Bishop's judicial examination, he was asked, 'what part did yourself make or minister to the 'makers of the book against the Erle of Murray?''<sup>3</sup> His reply is not given.

On the forfeiture of Bishop, Sir James Stirling reacquired Ochiltree from the Crown donator.

In the year following his divorce, James Stirling of Keir entered into a contract of marriage with James Chisholm of Glassingall, and Jean Chisholme, 'cousigness' to William (Chisholm) Bishop of Dunblane, whereby it is agreed that James Chisholm should, on his own expenses, procure a dispensation for third degrees of consanguinity, and fourth of affinity, subsisting between James Striveling and Jean Cheisholme. And that thereafter James Striveling should infest Jean in her virginity in his £20 lands of old extent of Cawder, for her lifetime, and the heirs to be gotten between them: whom failing, to the said James's heirs; and that he should thereafter solemnize marriage with her; for which James Cheisholme agreed to pay James Striveling the sum of £1000 Scots.<sup>4</sup>

Although Jean Chisholm was called a cousin of the Bishop, she was truly his daughter, according to the author of the genealogy of the Drummonds, who says, 'William, Bishop of Dunblane had diverse natural

<sup>1</sup> Queen Mary, on 28th March 1547, renewed a licence to her lovit Janet Striveling, spouse of Thomas Bishop, to remain with her husband in the parts of England for twenty days, notwithstanding the wars, and ratified all rights made or to be made to the said Janet Striveling since her departure, and during the currency of the licence (No. 173, p. 395.) In 1555, Bishop wrote the English Secretary of State, that 'One Elder, a Scotchman' (who was Lord Darnley's tutor) 'hath been with me. 'He told me he had letters from my Lord Aubigny 'to my Lord Lennox, my Lord Darnley, and as I 'think to my Lady.' Elder said, 'he showed the 'Queen of Scots, in France, my Lord Darnley's 'hand which he wrote being eight years of age.'

[Stevenson's Illustrations of the Reign of Queen Mary. Maitland Miscellany, vol. i. p. 101.] Miss Strickland thinks that this was the first time Mary's attention was called to her youthful kinsman's existence. [Life of Queen Mary, vol. iii. p. 54.]

<sup>2</sup> Riddell on Peerage and Consistorial Law, p. 413. 'About this same tyme, 1544, Lennox, seing 'himself so farr out stripit by the Regent and his 'two cheiffe supports, Angus and Maxswoll, detain- 'ed close prisoners; he turns his coate, and sendes 'one Thomas Bischope priuiley to Henrey, the 'Englishe king, with offers to assist the King in 'his demands.' [Balfour's Annals, vol. i. p. 280.]

<sup>3</sup> Chalmers' Memoirs of the Regent Murray.

<sup>4</sup> No. 160, p. 378.

‘ children, according to the custom of the clergy in those dayes. Jean  
 ‘ Cheesholm, his daughter, begotten upon Lady Jean Grahame, daughter  
 ‘ to William, Earle of Montrose, was married to Sir James Sterline of  
 ‘ Keer, and had to him Sir Archibald Sterline of Keer, and James Sterline,  
 ‘ his brother, killed in Dunblane by George Sinclair; and also daughters,  
 ‘ to wit, Elspet Sterline Lady Marchiston, Helen Sterline Lady Duntreath,  
 ‘ Barbara Sterline Lady Polmaise, Margaret Sterline Lady Houstoune.’<sup>1</sup>

On 3rd November 1570, Sir James Stirling granted at Kincardine a bond of manrent to John Master of Graham.<sup>2</sup>

Sir James and Mr. John Graham<sup>3</sup> held a court of justice at Edinburgh, on 1st June 1581, in terms of a Commission from King James VI. and his Privy Council, for the trial of James, Earl of Morton, for Darnley’s murder.<sup>4</sup> He pronounced the sentence of death on Morton.

Sir James died at Cawder on 3rd February 1588. His will was made on the 4th September in the same year, by which he appoints his wife and son Archibald his executors. He ordains them to plenish the half land given to his son James, and to build him a reasonable house, either in Kippendavie or Lanerk, and plenish it well. He prays Archibald to live with his mother and use her council, for she is his loving friend. He ordains the securities made to his son John to remain with his mother while she lives, and then to be delivered to Archibald: for it is reasonable John be sustained. He leaves all effects that belong to his wife in liferent, to Archibald in fee, except what his wife pleases to leave to their daughter Margaret, or other friends, at her discretion: he leaves the helping of servants and poor friends to the discretion of his wife and his son Archibald: and as to the council and company Archibald should use, he refers that to his own wisdom, for he hopes in his judgment: he of new makes his son Archibald assignee to all his reversions of wadsets, as if he were his eldest son and heir: he ordains his son James to wait well on his brother Archibald, and to be a good servant to him, and both of them to be good and kind sons to their mother, and James to marry with consent of his mother and brother: which if they do, he doubts not but God would assist them with his holy Spirit, that they might live together in love, upright to God, true to the prince, and kind

<sup>1</sup> Genealogy of the Drummonds, p. 179.

<sup>2</sup> Montrose Writs.

<sup>3</sup> Of Halyards, as appears from another trial.

<sup>4</sup> Pitcairn, i. 114.

to their friends: and he leaves his blessing with them, and all his bairns, oysis (grandchildren), and friends.<sup>1</sup>

Sir James' issue by his first marriage with the Lady of Cawder was one son —

### XIII. JOHN STIRLING OF BANKEIR.

[1535-1597.]

JOHN STIRLING received from his father the estate of Bankeir, in the parish of Baldernock and shire of Stirling. John Striveling of Bankeir, son of Sir James, witnessed an obligation by James Striveling of Feddals to Sir James, on 18th October 1582.

On 16th February 1592, a commission was granted, under the Quarter Seal, for serving John Stirling, eldest son of the deceased Sir James Stirling of Keir, heir of his father, in the lands belonging to him in Perthshire. On 18th April 1593, John Stirling had sasine of the lands of Auchinbee, in Stratherne, on a precept from Chancery, as heir of Sir James his father.

On 4th May 1597, John Stirling of Wester Bankeir, and Margaret Colquhoun, his wife, entered into an agreement with Sir Archibald Stirling of Keir, and Dame Grizel Ross, his wife, whereby John and his wife became obliged to dispone to Sir Archibald and his wife in liferent, and William Stirling their son, and his heirs and assignees in fee, the lands of Wester Bankeir, and also to renounce an annuity of 40 merks, payable to the said John during his lifetime, out of the lands of Cawder: for which Sir Archibald and his lady obliged themselves to pay John the sum of 5000 merks, and also to cause the tenants of the ten townes of Cawder, Ballindroch, Haystoun, and Blaquharne, carry every town a dozen of leads of coals yearly to the said John and his wife, at their lodging in Glasgow, from any heugh in Campsy, or other heugh within four miles of Glasgow.<sup>2</sup>

It is presumed that John Stirling died without issue, as no trace has been found of any descendant from him.<sup>3</sup>

Sir James Stirling's issue by his second wife, Jean Chisholm, was —

<sup>1</sup> No. 199, p. 425.

<sup>2</sup> No. 203, p. 434.

<sup>3</sup> In the Patent of Arms obtained by Andrew

Stirling of Drumpellier from the Lord Lyon in 1818, it is stated that the issue of the heiress of Cawder failed.

1. Archibald his successor.<sup>1</sup>

2. James: By disposition dated at the Keir, the 20th of December 1574,<sup>2</sup> Sir James Striveling of Keir, as patron of the chaplanry or altarage in the cathedral kirk of Dunblane, granted to James Striveling his son, the said chaplanry with all lands, rents and emoluments thereof, to be possessed by James 'for support of his enterteinment at the Sculis.' The chaplanry was vacant in consequence of Sir William Blackwood, the last chaplain, not compearing to conform to the reformed religion. In an assignation dated 27th December 1587, by William Synclare and Elizabeth Striveling his wife, in favour of this James Striveling, he is called Fiar of Kippendavy, and third lawful son of Sir James. James Striveling was killed at Dunblane by William Sinclair of Galwadmoir, in a quarrel about the right of property in Auchinbee, in the parish of Dunblane. Sinclair, founding on an infestment of feu-farm of the lands, granted to him by the king, as part of the temporality of the bishopric of Dunblane, attempted to dispossess James Stirling by force, and in a scuffle which ensued on 3rd June 1593, Sinclair and Edward and George his sons were slain, and a third severely wounded. On the 5th July following, Sir Archibald, with his servant and two other persons, were ordained to be denounced rebels for non-appearance to answer touching the slaughter of William Sinclair and his sons, but in a few years the feud was stanchied, and on 8th April 1596,<sup>3</sup> the Sinclairs finally gave up their claim to the land by a contract, to which Keir was a party.

3. Margaret married Sir John Houston of that ilk. They had a Crown-charter of Houstoun and other lands on 27th June 1609.<sup>4</sup> He died in the same year, leaving issue.<sup>5</sup>

4. Elizabeth, Lady Merchieston. On 28th September 1563, William, Bishop of Dunblane, and Elizabeth, daughter of James Striveling of Keir, renounced in his favour the lands of Strowic-Striveling, called Strowiehill.<sup>6</sup>

<sup>1</sup> In a Charter by Ludovick, Duke of Lennox, dated 20th March 1586, of the lands of Lettir, Archibald is called *second* son of Sir James.

On the 23rd May 1588, Schir James Striveling of Keir, Knycht, Jeane Chesholme his spouse, and Archibald Striveling their son and appearand heir, were infest in the five-pound land of Eister Cader. [Protocol Book of Robert Blair, notary public, in the Library of Glasgow University.]

<sup>2</sup> No. 196, p. 423.

<sup>3</sup> No. 202, p. 432.

<sup>4</sup> Great Seal Record, Lib. xlv. No. 331.

<sup>5</sup> Crawford's History of Renfrewshire, p. 104, Edition 1782.

<sup>6</sup> Renunciation at Keir. Sir James had also two 'fow-begotten' (natural) daughters — 'Helen Striveling, daughter fow-begotten of the said James Striveling,' with consent of Mr. James Kennedy,



From the original in possession of the Lord Napier

at yr birth yid ee of august  
the 30<sup>r</sup> in Rome at Smada  
Home mepix





*Engraved by an artist from the original in possession of the Lord Bishops*

Substanzel mit os lmds to gtra pccobis  
 at M. Augustini für für und  
 dinst April für für of god  
 7 in 6c für für und für für für  
 Homo noper  
 Elizabeth für für für

Sir James Stirling granted on 29th Junè 1567, a charter to Elizabeth, his daughter, of the lands of Wellcoig and Westercraig, and an annualrent of 40 merks each out of Auld Keir and Camiebank. There is an instrument of renunciation, dated 16th February 1571, on the back of that charter, by Elizabeth and her tutor (which shows that she was then under age), of the said lands and annualrents to Sir James, because he had become obliged to pay to Archibald Napier of Merchistoun, in consideration of the marriage to be solemnized between her and John Napier, his son and heir apparent, the sum of 3000 merks in name of tocher, as mentioned in their marriage-contract, dated in December 1571, and also because her said father had expended other great sums for her utility.<sup>1</sup> She was married to John Napier of Merchistoun, the inventor of Logarithms. The marriage is thus noticed in the Memoirs of Napier — ‘The contract of marriage between John Naper, son of Archibald Naper of Edinkinbillie, Knycht, and Elizabeth Striveling, daughter of the Rycht Honorabill Sir James Striveling of Keir, Knycht, and Jane Chisholm, his spouse, is dated 23rd February 1571-2. The marriage did not take place till towards the close of the following year. Sir James Striveling of Keir, already noticed as the colleague of Sir Archibald Napier, in the office of Justice Depute, and who was knighted at the same time, represented one of the oldest and most respectable baronial families in Scotland. His place of ‘The Keir,’ celebrated both in history and song, joined the Napier estates in the Monteith, and was finely situated for astronomical purposes.’<sup>2</sup>



Chancellor of Dunblane, her tutor, and William, Bishop of Dunblane, granted a reversion to the said James Stryveling of the lands of Beirholme, in the barony of Keir, 1552. [Keir Writs.] Helen married Sir James Edmonston of Duntreath. They had two sons and four daughters. [Duntreath Genealogy, p. 11.]

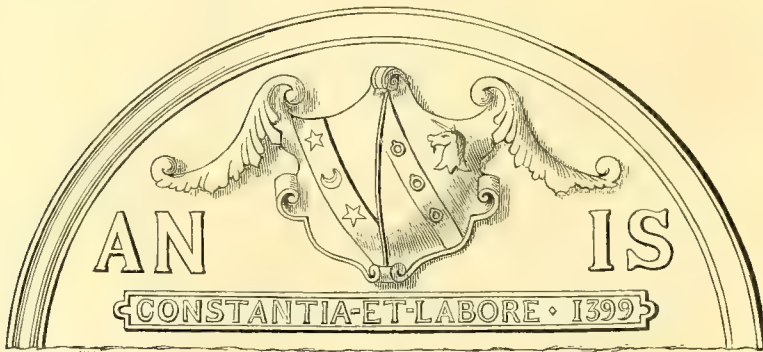
<sup>1</sup> Jean Stryveling, daughter fow-begotten of the

‘said James Stryveling,’ with consent of Robert Leirmonth, her tutor, and William, Bishop of Dunblane, granted a reversion to the said James Striveling of the lands of Kippendavy, 1554, [Keir Writs.]

<sup>2</sup> Keir Writs.

<sup>2</sup> Life of Napier of Merchistoun, p. 120. The above woodcut represents the seal of arms used by Sir James Stirling in 1579.

This was not the earliest alliance between the families of Napier and Stirling. At the Wright's Houses, near Edinburgh, which was for a long period a well-known residence of the Napiers, there is still preserved a stone, with the armorial bearings, which appears to record a marriage between a Napier and a Stirling as early as 1399. The shield is of the florid form, and impaled on the dexter side with the arms of Napier, on a Bend a Crescent between two Mollets, with the initials A. N., for A. Napier of Wrychtishousis, and on the sinister side, a Bend charged either with three Buckles or three Annulets, and in the sinister chief point a Unicorn's head. Below, the initials I. S., evidently for a lady named I. Stirling, if the bearing on the bend is buckles. Motto — 'Constantia et labore, 1399.'<sup>1</sup> Subjoined is an engraving of this armorial stone.



<sup>1</sup> This stone 'is evidently very old, though surely not contemporary with the date carved upon it. The use of Arabic numerals in Scotland can scarcely be referred to a period so early (a test 'genealogical antiquaries sometimes overlook), and probably the stone is merely commemorative of an

'alliance proved by other records of the family then 'existing.' The marriage supposed to be thus commemorated, is that of the successor of William Napier, Constable of Edinburgh Castle, who acquired Wrightshouses in 1390. [Partition of the Lennox by Mark Napier, Esq., pp. 183-4.]

## CHAPTER III.

[1588-1715.]

FROM SIR ARCHIBALD STIRLING, SON OF SIR JAMES, TO JAMES STIRLING, WHO FORFEITED THE ESTATES IN 1715.

## XIII. 2. SIR ARCHIBALD STIRLING OF KEIR AND CAWDER, KNIGHT.

[1588-1630.]

By charter dated 15th September 1579, Sir James Stirling disposed the barony of Keir to his son Archibald. This charter was confirmed by James VI. on the following day; and in the same year Archibald was also infeft in Cawder on the resignation of his father. Sir Archibald was knighted between 12th October 1587 and 7th June 1592.

By commission from King James VI. dated 22nd July 1601, Sir Archibald was appointed Admiral Depute of the West Seas and Lochs, 'at the float and tak of the herring in the year 1601.'

On 10th January 1606, he was one of the assise who tried Mr. John Welsh, and the other four clergymen who declined the jurisdiction of the Privy Council, for which they were found guilty of treason and banished.

He married—1st, Mary, youngest daughter of David, second Lord Drummond; and 2dly, contract dated 18th March 1589, Grizell, daughter of James Lord Ross, and Jane his wife, eldest daughter of Robert Lord Sempill.

By his first wife he had a son and a daughter—

1. James, his eldest son.

By his second wife, Sir Archibald had five sons and a daughter.

2. John of Garden, who carried on the line of the family.

3. William, who had the ward and nonentry of the lands of Bankell, in the parish of Baldernock, from John Earl of Mar, by disposition dated 14th July 1614. He had a son—William of Bankell, who died before 31st October 1654, without issue, and was succeeded by his cousin John Stirling (son of Henry, fifth son of Sir Archibald Stirling of Keir), who was served heir to William of that date. John Stirling of Bankell, as 'air servit and retourit to vmquhile Williame Stirling of Bankell, who was air of umquhile William

‘ Sterling of Bankell, his father, third lawful sone to umquhile Sir Archibald Stirling of Keir, Knight, my gudesire,’ granted a discharge of a tack of the teinds of Baldernock to Sir George Stirling of Keir, dated 28th January 1662.<sup>1</sup>

4. Archibald, who acquired from his father the lands of Kippendavie in 1594, and was the first of that branch of the Keir family.<sup>2</sup>

5. Henry. He witnessed the contract of marriage between Sir George Stirling of Keir and Dame Margaret Ross, dated December 1630. On 8th June 1631, he assigned to Sir George the plenishing on Wellcoigs, &c.<sup>3</sup> Henry had two sons — John, who succeeded William Stirling of Bankell, his cousin, and was served ‘ heir of William Stirling of Bankell, his father brother’s son, in the lands of Wester Bankeir *alias* Bankeir-Stirling.’<sup>4</sup> John married, before 7th February 1661, Elizabeth Dick, daughter of Mr. John Dick, fiar of Braid.<sup>5</sup>

They had a son, John, and three daughters : 1. Nicolas, baptized 17th March 1661. 2. Elizabeth, baptized 21st December 1662 ;<sup>6</sup> and 3. Anne. John Stirling acquired part of the lands of Kilbride ; and in the confirmation of his testament on 6th October 1669,<sup>7</sup> he is called of Kilbryde. He died in 1669, and Elizabeth Dick his relict was confirmed tutrix to John, Elizabeth, and Ann Stirling, their lawful children in pupilarity. His relict was directed ‘ to follow the advice of his honoured chief, and my ‘ own brother Mr. George.’ The second son of Henry was this Mr. George Stirling.

6. Alexander. ‘ Alexander Stirling, brother-german of Sir Johne Stirling ‘ of Garden, Knight,’ witnessed the contract of marriage between Archibald Stirling of Kippendavie and Jean Mushet, dated 21st November 1618.<sup>8</sup>

7. ‘ Jeane Stirling, daughter to umquhile Sir Archibald Stirling of Keir, ‘ Knight,’ is mentioned in the confirmation of the personal estate of Dame Margaret Ross, spouse of Sir George Stirling, by the Commissary of Dunblane, as a creditor for £4000 Scots.<sup>9</sup> ‘ Sir William Drummond, the third ‘ laird of Riccarton, eldest sone to the last Harie, married Jean Sterline, ‘ daughter to Sir Archibald Sterline of Keer, and begot with her a sone ‘ William Drummond, who succeeded, and two daughters, Jean Drummond, ‘ married to John Buchanan of Shirrahall, bot had no ishew, and Anna ‘ Drummond, married to Mr. Robert Naper of Kilcreuch.’<sup>10</sup>

<sup>1</sup> No. 226, p. 466.

<sup>2</sup> Page 103.

<sup>6</sup> Edinburgh Register.

<sup>3</sup> Original at Keir.

<sup>7</sup> Commissary Records of Dunblane, vol. x. p. 282.

<sup>4</sup> Printed Retours, Stirling, July 28, 1654.

<sup>8</sup> Contract at Kippenross.

<sup>9</sup> No. 211, p. 447.

<sup>5</sup> Disposition by her at Kippenross.

<sup>10</sup> Genealogy of the Drummonds, p. 155.

8. Agnes or Anna Stirling, daughter of Sir Archibald Stirling and Dame Grizel Ross, received an annual rent out of Cambusbarron, 23rd February 1613.<sup>1</sup>

Sir Archibald Stirling died 17th May 1630, and was succeeded by his grandson, George, only surviving son of —



#### XIV. SIR JAMES STIRLING, FIAR OF KEIR, KNIGHT.

HE was educated at the University of Glasgow. Among his fellow students were Zachary Boyd, James Boill, the heir of Kelburne, and Edward Maxwell, the heir of Calderwood.<sup>2</sup> He was knighted after 30th April 1607. Sir James married Anna, eldest daughter of Sir George Home of Wedderburn, who survived him. By their contract of marriage, dated July and August 1606, the estates of Keir and Cawder were settled by his father Sir Archibald on him, and the heirs-male of his marriage, whom failing, his nearest heirs-male bearing the family name and arms; and the contract was confirmed by royal charter on 25th June 1611. Sir Archibald reserved his own liferent of Keir and Cawder, 'and power of cutting down the woods of Keir, Cader, and Brokland;' and assigned to James and Anna for their entertainment, during his lifetime, Ballindroch, and various other lands; and he obliged himself to repair the tenement in Stirling for a house to James and Anna. Her tocher was 18,000 merks.<sup>3</sup>

Sir James Stirling and Anna Home had three sons and two daughters—

1. James, eldest son:  
 2. Archibald, second son: } They were alive on 4th July 1614; but must both have died before 17th August 1630, when George, their younger brother, is called the only son of his father.

3. George, third son, who carried on the line of the family.

4. Mary, who was married to John Stewart, younger of Blackhall. Their contract of marriage is dated 23rd August 1633. Her tocher was £10,000 Scots. They had four sons: 1. Archibald, who succeeded his grandfather in 1658, and was created a baronet in 1667; 2. Walter of Kincaraehie; 3. David of Kirkwood;

<sup>1</sup> Original at Garden. The above woodcut represents the Seal of Arms used by Sir Archibald Stirling.

<sup>2</sup> List of Incorporated Members in the University

of Glasgow—'6 Idibus Martii 1601. Jacobus Stirling haeres de Keir.'

<sup>3</sup> No. 205, p. 436.

4. James of Lumloch ; and two daughters : Mary, married to Sir Alexander Cuninghame of Corsehill, and had issue ; and Anabel, married to William Porterfield of that Ilk, and had issue. John Stewart predeceased his father after May 1652.

5. Jean, mentioned in disposition by the Earl of Mar, 4th July 1614.

Sir James predeceased his father before 7th June 1614, and was succeeded by his only surviving son,

#### XV. SIR GEORGE STIRLING OF KEIR AND CAWDER, KNIGHT.

[1630-1667.]

ON 23rd May 1621, ' Dominus Joannes Stirling de Garden miles, patruus ' Georgii Stirling filii legitimi natu maximi Domini Jacobi Stirling feoditarii ' de Keir,' was retoured ' propinquior agnatus, id est consanguineus ex parte ' patris ipsi Georgio Stirling.<sup>1</sup> In the Commissary Court of Dunblane, on 4th August 1629, George Stirling nominated John Earl of Perth, John Lord Erskine, Archibald Lord Napier, Sir Archibald Stirling of Keir, Sir David Home of Wedderburn, Sir Ludovick Houstoun of that Ilk, John Haldane of Gleneagles, Sir John Stirling of Garden, and William Stirling of Ardoch, his curators, tam ad lites quam ad negotia, during his minority.

On 20th March 1630, George Stirling was served heir-male of Sir James Stirling, fiar of Keir, Knight, his father, in the lands of Strowy, being a fifth part of the barony of Keir, and also in the lands of Pitquhonartie, which were then in the hands of the liferenter, Sir Archibald Stirling of Keir, Knight, grandfather of George.<sup>2</sup> On the death of Sir Archibald, on 17th May 1630, George expedes, on 4th September following, a service as heir-male of his father, Sir James, in the barony of Keir.<sup>3</sup> In the gift, dated 17th August 1630, by James (Law) Archbishop of Glasgow, of the ward and non-entry of Cawder, George is called only son of Sir James.<sup>4</sup> His two elder brothers, who were alive in 1614, must therefore have died before 1630, without issue.

George Stirling was educated at the University of Glasgow, and matriculated in the spring of 1630.<sup>5</sup> In 1632 he gave 200 merks towards the expenses of the new buildings of the College.<sup>6</sup>

<sup>1</sup> Inquisitiones de Tutela, No. 340.

<sup>2</sup> Retour at Keir.

<sup>3</sup> Ibid.

<sup>4</sup> Gift at Keir. Inventory, p. 117.

<sup>5</sup> Kal. Mart. 1630, G. Sterling primogenitus D. de Keir. List of Incorporated Members of Glasgow University.

<sup>6</sup> MSS. Clerk's Press. University Library, vol. xvi.



Крив:



Margaret Napier.

In a rental of Keir and Cawder, made up in 1632, it is stated, that ‘the Laird hes thrie woods, viz.—the wood of Keir, the wood of Cader, and the wood of Brockland, quhilk within schort space will be worth the sum of ten thousand punds money, quhilk woods were cuttit twenty yeirs be umquhile Sir Archibald Sterling, quha gat at his last selling of thame, aucht thousand by (besides) the Ladies part.’

According to the records of the Lyon Office, Sir George Stirling was knighted at Holyrood House on the 2nd of June 1662.<sup>1</sup> The following is the account of the ceremonies observed on the occasion—

‘At Holyroodhouse—Memorandum.

‘That upon Saturday the 2d of June 1662, be vertew of severall Letters and warrands direct from his Majesty, thir three Knights after mentioned wer with ancient ceremony dubit Knight at Holyroodhouse viz<sup>t</sup>. S<sup>r</sup> George Sterling Laird of Keir, S<sup>r</sup> Robert Colvil younger Laird of Cleish, and S<sup>r</sup> Thomas Kerr of Caivors.’

‘The Viscount of Dipling, Lord Chancellor, being sett in ane Chaire, and a litle before on his right the Sword, Sceptor, and Croune lying on a Table covered with Velvet, the saids gentlemen being called upon by the Master of Ceremonies, James Murray M<sup>r</sup> of Work, who supplied S<sup>r</sup> George Elphinstone, he being absent, conveyed them all and sett them doune all three before the Lord Chancellor. He received the Sword of Honour from the M<sup>r</sup> of Ceremonies, and tutcht the Laird of Keir thrice on the shoulder. S<sup>r</sup> Robert Halkite of Pitfirine presented ane gilt spur to every ane of ther heels: And after Keir was duded, and his style proclaimed by sounding Trumpets furth out at the windoues, The Laird of Cleish was efter that same manner duded secundly, and the Laird of Caivers was lastly duded: And when all the said Ceremony was ended, they went and dyned all three with the Lord Chancellor in his House or Lodging in the said Abbey: Witness to the said Ceremonie was the Earl of Buchane and the Lord Lorne: And of Heraulds, Thomas Drysdale, who tooke ther Oathes, John Malcome, Ross Herald, Eliazer Mackisone, Buite Herald, Gilbert Hunter, Dingwall, and James Currie, Ormound Pursevants: Every Knight gave as our ordinary Fees viz<sup>t</sup>. 100 merks Scots: The Laird of Keir gott his armes extracted

<sup>1</sup> This appears to be a mistake for 1632.

‘ furth of the Register one parchment by Thomas Drysdale: Quhilk was Ar.  
 ‘ a Bend Engrailed Sab. 3 Buckles Or: And for his Crest, set on a Wreath,  
 ‘ anc savage head Couped, having a Ribbon Gules or wreath about his Head.’

Sir John Stirling of Keir (XVI.), son of Lord Garden, brought an action of reduction of certain writs, said to have been executed by Sir George Stirling in favour of his vassal, John Hamilton of Bardowie, for the purpose of relieving him of the feudal casualties due from that estate. One of the grounds of reduction was, that the writs challenged were forged. A number of witnesses were examined. One of these, Mr. George Stirling, who had been pedagogue to Sir George Stirling, thus depones as to his mode of his writing his name at various periods—

‘ Mr. George Stirling, indueller in Glesgow, comon witnes for both parties, of the age of 70 years or  
 ‘ therby, married, sworn on his great oath, purged of partiall counsell, and interrogate on the interrogators  
 ‘ given in by the Laird of Keir; and to the first, depones affirmative thereto; to the second, depones, that  
 ‘ he knowes, that nether of thes subscriptiones in the peapers produced are Sir George Stirling true sub-  
 ‘ scriptiones, and that he was not in vse to subsryve efter that maner in thos years; to the third,  
 ‘ depones, that the forme of his subscription wes in anno 33, conforme to ane take produced of the milne  
 ‘ of Keir, which hes an S throw the G, which addit to his name Stirling of Keir, which forme he con-  
 ‘ tinowed till the 37, and then efter he came out of France, which was in the year 36, he changed, and  
 ‘ subscribed S. G. Keir, without any addition, conforme to the ticketts and receipts produced by the per-  
 ‘ sewar and marked; and continowed that way of subscribing till Maii 42, att which tyme he did only  
 ‘ subscribe G. Keir, without the S, but the G and K wer far different from thes letters in the wryts quar-  
 ‘ relled, viz.— in the G and letter K, which is open in the head, and turned in like an R, such as is the  
 ‘ subscription quarrelled; for cleiring wherof the deponent produces ane dierie book, beginning in Maii  
 ‘ 1642, with ane other compt book, bearing severall subscriptiones of Keir, which are lykwayes marked:  
 ‘ To the fifth interrogator, depones, that he knoweth the hand wryt of Mr. William Stirling to the con-  
 ‘ tract; depones, that it is not Mr. William Stirling’s subscription that is at the two bands quarrelled, nor  
 ‘ ar they nowayes lyke the samen: To the seventh, depones lykewayes, that Riccartoun’s subscription to  
 ‘ the said bands are not lyke his ordinare subscriptiones, and are different, as is formerlie deponed, but  
 ‘ cannot be positive as to James Stirling subscription, whither the same be it or not: To the tenth,  
 ‘ depones, that about ane quarter of year ago, the defendar came to the deponent, and desyrit to sie  
 ‘ some of the Laird of Keir subscriptiones which he subscribed in the year 1633 and 1640, and according  
 ‘ wherunto the deponent shew him the Laird’s subscription written in ane book: To the eleventh, depones,  
 ‘ that dureing the wholl moneth April 1640, the Laird of Keir was not at Edinburgh, and that upon the  
 ‘ 23 day, which is the allegeded day of the subscription of the certificat, he dynd at Stirling, and was ther  
 ‘ at the Comittie about the affairs of the shyre: Reddens causam scientiæ; Becaus the deponent did  
 ‘ attend the Laird of Keir as his pedagoge, and went abroad, and came home with him, and efter home-  
 ‘ coming did receive his money and deburse the samen, and that from the year 1626 to the year 46, and  
 ‘ so knowes all the particulars, as he hath deponed: And being interrogat upon the interrogators given in  
 ‘ be the defendar; to the first therof, depones as to the first member therof as is befor sett doun, and to the  
 ‘ last pairt therof, depones, that as to the chartour produced, that the verificatioun on the back therof is  
 ‘ trewlie the subscription of Keir and Riccartone, the deponent being ane witnes therto himself, bot belives

‘ that the take produced is not his subscription; and as to the discharge produced, he knowes it to be  
 ‘ Keir’s hand wryt as to the body, bot cannot be positive whether the subscription be his or not, in regard  
 ‘ the same bears to be subscrivit in anno 1660, long efter that the deponent was out of his service: To the  
 ‘ second interrogator, depones ut supra; and this is the truth.’

In an information for Bardouie to his counsel, he is requested,

‘ To remember that the veritie of the deeds is instructed be Barloch’s oath. When Bardowie waited upon  
 ‘ Keir to Berwick goeing off the countrie, and at their pairting, Bardowie expressing his greiff, and Bar-  
 ‘ loch inquiryng the caus, he answered, that he had pairted with his dear freind; and that he had done  
 ‘ that to him that few of his freinds knew, and that it wes in anno 1633, much about the tyme of the  
 ‘ discharge; and Balagen lykewayes depones, that 20 yeirs and upwards, and several tymes since syne,  
 ‘ he enquiryng at old Bardouie what he had done with Keir anent his warde, his answer wes, that he had  
 ‘ sickertt it.’

The result of this process does not appear from the papers.

Sir George Stirling first married, in his eighteenth year, his cousin, the Honourable Margaret Ross, daughter of James, Lord Ross. She was born 19th December 1615, and was married in her fifteenth year, as the marriage contract is dated December 1630. Her tocher was 20,000 merks.<sup>1</sup> The arrangements for this marriage appear to have been made on behalf of the young couple by Jane Hamilton, Dowager Lady Ross, and her daughter-in-law Margaret Scott, Lady Ross, the mother of the bride. In a letter from Jane Hamilton, dated 13th November 1630, about a month before the marriage, she says—‘ I haif sene your wairs since they come fra the buith.  
 ‘ Thair is the sattin and the ribbonis poyntis and rossis that ar for the  
 ‘ Laird of Keir’s cloithis, quhilk will be fund nawayes suittable bot very  
 ‘ fidler lyke.’<sup>2</sup> Margaret Ross died 10th March 1633,<sup>3</sup> in her seventeenth year. She left one daughter, Margaret Stirling, who died two months after her mother on 11th May 1633—a child of a year old.

Margaret Ross, Lady Keir, was buried in Holyrood Chapel on the 27th of March 1633, as appears from the following account of her funeral, which is preserved in the Lyon Office Record of Funerals—

‘ The order and ceremony which was used at the funrales of the Right  
 ‘ worshipfull Lady Dame Margret Ross Lady Keir, who dyed at Edin<sup>r</sup> the  
 ‘ . . . day of March at Niders wynd in my Lord Rosses her father  
 ‘ house for the time,<sup>4</sup> and was caried from thence to the Abby Kirk of Holy-

<sup>1</sup> No. 210, p. 444.

<sup>2</sup> Letter at Eglinton.

<sup>4</sup> Sir George’s house in Edinburgh, in 1644, was at Bell’s Wynd head. Keir Inventory, p. 111.

<sup>3</sup> No. 211, p. 447.

‘ rood house upon Wednesday the 27th day of March 1633 years, and painted  
‘ by James Workman without our directions.

‘ Imprimis there went an poor old man cled in a black Goun, holding in  
‘ his hand an litle Spear, having one the poynt of the same painted one an ell  
‘ of Buckrum the Morthead, going befor 16 other poor ons, marching 2 and 2,  
‘ holding one their Spears poynt an quarter of Black Buckrum, whereupon  
‘ was painted the Defuncts Armes, viz<sup>t</sup> the Armes of her husband the Laird  
‘ of Keir, Impeailed with the Lord Ross of Hallkhead her father’s Armes.

‘ Then followed George and David Fergusons, Mark Smith and Andrew  
‘ Finnie Trumpeters.

‘ Next to them followed a Gentleman, Servitor to the Laird, cled in Dule,  
‘ carring one a black spears end an ell of black tefity, whereupon was painted  
‘ the Morthead calle’d the Gumphon.

‘ Then followed the 4 Branches viz<sup>t</sup>.

‘ 1. Item the Armes of Kerr of Sessfoord, 2d Grandsir one the mother’s  
‘ syde, carried be George Stirling.

‘ 2. Next to them the Armes of Raphloch, 2d Grandsir one the father syde  
‘ carried be Walter Scott [? Stirling] of Bellagune.

‘ 3. Then the Armes of Scott of Buccleuch, first Grandsir one the mother’s  
‘ syde, caried be James Stirling of Euglie (?)

‘ 4. Next to him the Armes of Lord Ross, first Grandsir one the father’s  
‘ syde, carried be Mungo Stirling of Glorate.

‘ And lastly the defuncts Armes wes born by John Stirling of Craighbornet.

‘ Then followed John Malcom, Rosse, and Thomas Drysdale, Ilay, Heralds,  
‘ marching just befor the Corps, who was covered with ane velvite Morteloth,  
‘ and Busked with Armes caried on hand spackes to the Abbay Kirk by her  
‘ Noble frends such as Earles Airth and Monteath, Lords Semple, Ogilvey,  
‘ Traquare, Melvell.

‘ And of Murners that followed the Corps was the first two, the Lady Ball-  
‘ merino, and the Lady Cardross whose name are Lady . . . . Kerr  
‘ sister to Somersett, and . . . . Ballantyne daughter to unquhile Sir  
‘ Lewis Ballantyne, relict of Hary Erskin Lord Cardross.

‘ Next to them followed . . . . Lady Lundie Campble and . . . .  
‘ Lady Arnisston, relict of Sir James Dundas. Lastly followed Jean Ross the

‘ defuncts sister, and Mary Sterling the Laird of Keir Sir John his Sisters  
 ‘ Maides. They would not suffer a closs murner, because they could not agree  
 ‘ who should be.

‘ The Corps was intered at the north east syde of the said Kirk, and had  
 ‘ no funrall Sermon, and every one of us gott 40 Merk.’

Sir George Stirling erected a monument to the memory of Margaret Ross on the south side of the chapel. The monument itself has been removed, but the inscription which was upon it has been preserved in Monteith’s ‘ Theatre of Mortality’ —

‘ Sir George Sterline’s Monument.

‘ D. O. M.

‘ Here lyeth Dame Margaret Ross, daughter to James Lord Ross, and Dame  
 ‘ Margaret Scot, daughter to Walter Lord Buccleugh, and sister to Walter  
 ‘ Scot, Earl of Buccleugh. She was married to Sir George Sterline of Keir,  
 ‘ knight, and chief of his name; and having lived a pattern and paragon, for  
 ‘ piety and debonarie, beyond her sex and age, when she had accomplished  
 ‘ 17 years, she was called from this transitory life, to that eternal, 10 March  
 ‘ 1633. She left behind her only one daughter, Margaret; who, in her pure  
 ‘ innocency, soon followed her mother, the 11<sup>th</sup> day of May thereafter; when  
 ‘ she had been 12 months shoven to this world, and here lyeth, near unto  
 ‘ her interred.

‘ D. Georgius Sterline, de Keir, eques auratus, familiæ princeps, conjugii  
 ‘ dulcissimæ poni curavit MDCXXXIII.

‘ At each corner below, five roses, 2 and 2 cross against each other, and 1 in  
 ‘ the middle, with an escrol above, bearing over each five, Mors Sentibus æquat.

‘ Though marble, porphirie, and mourning touch,  
 ‘ May praise these spoils; yet can they not so much:  
 ‘ For beauty, lastand fame, this stone doth close  
 ‘ One, earth’s delight, heav’ns care, a purest rose.  
 ‘ And shouldst thou, reader, but vouchsafe a tear  
 ‘ Upon it, other flow’rs shall soon appear;  
 ‘ Sad violets and hyacinths, which grow  
 ‘ With marks of grief, a publick loss to show.’<sup>1</sup>

<sup>1</sup> Monumental Inscriptions, p. 37.

The learned editor of the 'Memorials of Montrose,' has alluded to the untimely death of the young Lady Keir: 'Thus heavily had the chastening hand of God visited this young chief of 'ancient Keir,' when himself but 18 years of age. The date upon the portrait now engraved is 1637, four years later than the tragedy recorded in the Church of the Greyfriars<sup>1</sup> in Edinburgh; and Sir George, also noted by Jamieson on the Portrait, was at that time only 22 years. Some of the deeds of the marriage settlement upon Margaret Napier, his second wife, are among the Napier charters, and bear date 2d January 1637, the same year as the date of Sir George's Portrait.'

Sir George Stirling married, secondly, Margaret Napier, daughter of Archibald first Lord Napier, by Margaret sister of the great Marquis of Montrose. Their marriage settlements are dated 2nd January 1637.<sup>2</sup> He married, thirdly, Anna, second daughter of Sir Thomas Nicolson of Carnock, Baronet. The marriage contract is dated 2nd February 1654. Her tocher was 25,000 merks, and £2059, 13s. 4d. Scots. She died before 1st March 1664.<sup>3</sup> Sir George married, fourthly, Lady Margaret Livingston: '1666 Junii 8, Sir George Stirling of Keir, Knycht, on the one part, within our paroch of Dunblane, and Lady Margaret Livingstoune, relict to the deceast Sir Thomas Nicolsons of Carnock, Knycht, on the other part, within Saint Ninian's paroch, gave up their names to be proclaimed with us in purpose to marriage.'<sup>4</sup>

Lady Margaret Livingston was the eldest daughter of Alexander second Earl of Linlithgow, by Lady Mary Douglas, eldest daughter of William tenth Earl of Angus. Lady Margaret survived Sir George, who died a year after their marriage. She married in 1668, for her third husband, Sir John Stirling of Keir, who was cousin-german once removed of Sir George.

<sup>1</sup> Should be Holyrood.

<sup>2</sup> Napier Charter Chest, as quoted in the Memorials of Montrose.

<sup>3</sup> In a letter from Sir George to Marie Stirling of Ardoch, dated Keir, 3rd October 1657, he says—'John Nicolsons and Sabina being to marie Thursday nixt the 8th instant, I desire you be pleased to caus Robert your Brother, Miller or any else

'try what wylde fowles can be hade of all kynds, and by any els who will take money, and send them heir.' (Letter at Ardoch.) John Nicolson may have been a brother of Lady Stirling, and 'Sabina,' his bride, may have been a sister or aunt of Sir George. No other notice of her has been found.

<sup>4</sup> Records of Dunblane Parish.

A letter to the Laird of Kilravock from his agent in Edinburgh, Mr. W. Hay, dated 18th December 1638, thus proposes a courtship between the Laird's son and a daughter of the Laird of Keir — ‘ Sir, I heve considered  
 ‘ the last part of your letter concerning your sonne, and the furnishing of  
 ‘ a matche for him. It is trew that the old Laird of Keir hes a dochter  
 ‘ liveing in Edin<sup>r</sup>, about the age of 24 yeeris or therby, provyded to a good  
 ‘ portione, as is reported of twentie thousand markis and abone, and it is  
 ‘ said that be hir good cariage schoe hes made the same better. Diverse  
 ‘ gentlemen of good sorte hes bein in sutt of hir, but I heare that schoe  
 ‘ is yet frie ; your sonne hes sein hir, and thinckis well of her as ane comly  
 ‘ gentelwoman of good report, and com of verie good people ; he hes told  
 ‘ me, that if he can obtain hir consent, quhilk I hop he shall doe, if it  
 ‘ then shall be your will and his motheris, he will follow furthe the busines  
 ‘ as God will direck him.’<sup>1</sup>

At the date of this letter, Sir George Stirling was the Laird of Keir, and it is certain that he had no daughter ‘ about the age of 24 yeeris’ to be courted by young Kilravock. It is possible that the date of Mr. Hay's letter may be misprinted 1638 for 1628, as the only other letter from him in the same work is dated in 1627, in which case Mr. Hay's remarks would apply to Jean, daughter of Sir Archibald Stirling, No. XIII ; or it may be that Mr. Hay himself, notwithstanding his precision as to the age, fortune, &c. of the lady, had mistaken a sister for a daughter of Sir George, and the lady who formed the subject of the letter may have been Jean Stirling, his youngest sister. Young Kilravock married Margaret Sinclair of Dunbeath. It is unknown if Jean Stirling was ever married.

Sir George took part with Montrose, Lord Napier, and Sir Archibald Stewart of Blackhall, in concerting measures in favour of King Charles I. in 1641, which drew upon them the indignation and persecution of the Committee of Estates. The measures of Montrose and his friends were regarded as a conspiracy or ‘ plot,’ and those loyal kinsmen were branded as plotters.

The parties concerned in the ‘ plot’ were all closely connected by marriage. Montrose's sister was married to Lord Napier, Sir George Stirling was married to Napier's daughter, who was a niece of Montrose, and Sir

<sup>1</sup> Genealogy of the Roses of Kilravock, p. 324.

Archibald Stewart's eldest son John was married to Mary Stirling, sister of Sir George. These friends had frequent meetings, both in Montrose's lodging in Edinburgh and at Merchiston, towards the end of the year 1640. A Lieutenant-Colonel Walter Stewart was admitted to their counsels, and entrusted with a letter to Charles I. urging his Majesty to visit Scotland. The King wrote to Lord Napier on the 20th May 1641, that he intended to visit Scotland, but before his Majesty's arrival, the plotters were committed as prisoners to the Castle of Edinburgh, on the 11th of June. After being harassed by Argyll and the Committee of Estates, Montrose and his friends were fully exonerated by the King in the following year. As the proceedings in this affair are fully detailed in the 'Memorials of Montrose and his Times,'<sup>1</sup> it is unnecessary to quote them here.

The Committee of War for Stirlingshire for raising levies of horse and foot, unanimously elected Sir George Stirling to be Lieutenant-Colonel, and John Murray of Touchadam to be Major to Colonel Lord Erskine.<sup>2</sup>

The Commissioners for sequestrating the Estates under Cromwell's Act, threatened, in 1652, to take Sir George Stirling's estates 'for his having entered England with the King and army.' But Sir Mungo Stirling of Glorat declared 'upon my honour and conscience, that Sir George Stirling entered not England at all.' Sir James Livingston of Kilsyth, made a declaration corroborative of this,<sup>3</sup> and the Commissioners, by their warrant, dated at Leith, 15th September 1652, ordered that the estates 'bee respited at present from sequestration.'<sup>4</sup>

In 1652, Sir George Stirling and Sir Mungo Stirling were appointed by the shire of Stirling, commissioners for treating of a union between Scotland and England, with power to attend the English Parliament.<sup>5</sup>

Cromwell, in the following year, granted a warrant to Sir George 'to

<sup>1</sup> Vol. i. p. 273, et seq. Mr. Napier, in his last edition of the life of Montrose, says: 'So quiet was the Laird of Keir' . . . 'that he never joined Montrose in arms, although a young man and married to his niece.' [Vol. ii. p. 616.] The Editor has lately discovered in the Glorat Charter Chest, a List of Prisoners taken by General Leslie at Philphaugh, and of those who escaped with Mon-

trose. Among the latter is the Laird of Keir, which shows that Sir George was in arms on that occasion. Among the prisoners, are his Kinsmen the Laird of Glorat and 'Young Craighbarnet.'

<sup>2</sup> Keir Writs.

<sup>3</sup> No. 218, p. 459.

<sup>4</sup> No. 219, p. 460.

<sup>5</sup> Contemporary copy at Keir.

‘ passe from London into Scotland, and to return without any trouble or  
 ‘ molestation,’<sup>1</sup> and in 1656, General Monck granted, at Dalkeith, a permission  
 ‘ to Sir George to keepe one horse above the value in the proclamation,  
 ‘ att Calder or Keere, and to passe with the same about his occasions  
 ‘ without molestation.’<sup>2</sup>

Sir George Stirling and Lord Cardross for themselves, and the other  
 heritors and inhabitants, petitioned Cromwell’s Council in Scotland to have  
 the parishes of Dunblane, Kilmadock, Kincardine, Port, Aberfuil, Calander,  
 Kippen, Lekrop, and Logie, disjoined from the county of Perth, and joined  
 to the sheriffdom of Stirling. One of the reasons stated in the petition  
 for this change is, that ‘ when poyndings are used in these parishes, the  
 ‘ poynded goods become useless to parties concerned before they can be  
 ‘ carried to Perth.’<sup>3</sup> This petition was not acted upon by the Council.

Sir George made his will on 1st March 1664, in which he says—‘ Being  
 ‘ vexed this yeir past with sore paine in my legs, I purpose, God willing,  
 ‘ to goe to Edinburghe to use the ordinarie means for freeing me thereof  
 ‘ in time coming. But if it please God so to dispose as not only the use  
 ‘ of meanes prove ineffectualle, but that deathe ensewe, and this mortall  
 ‘ tabernacle be dissolved, I trust in the mercies of God, throughe the alone  
 ‘ merite of Jesus Chryst, my Saviour, to have ane house not made with hands  
 ‘ but eternall in the heavens. When deathe shall arreist, I not only re-  
 ‘ commende to (but conjure) my Lord Garden, for the mutuall affection  
 ‘ hes bein betwixt ws, not to let cut up or bowell my body, but interre it  
 ‘ in my ile in Dumblane Kirk, without showe, trumpets, or conveying any  
 ‘ but freinds at a neir distance, and that with decencie and diligence.’ Among  
 other legacies, he appoints ‘ the virginells in the laigh tour of the Keir to  
 ‘ be given to the Lady Carnocke, younger, having promised her them,  
 ‘ being at Carnock as I came eist.’<sup>4</sup> On the 3rd of August of the same  
 year, this legacy is revoked, and ‘ the virginalls to be kept and not given,

<sup>1</sup> No. 220, p. 460.

<sup>2</sup> No. 223, p. 464.

<sup>3</sup> No. 222, p. 464.

<sup>4</sup> When Queen Elizabeth was satisfying her curiosity by questioning Melville regarding the personal appearance and employments of Queen Mary,

one of Melville’s answers was, that Mary ‘ some-  
 ‘ times played on the lute and Virginals.’ [Sir  
 James Melville’s Memoirs.]

In Mr. Chalmers’ account of the youthful pas-  
 times of James VI. he says, that he ‘ loved music,  
 ‘ and had early an establishment of violins. In

in regarde of the melancholie condition the Lady is in through the deathe of hir husbände.'<sup>1</sup>

Sir George died in June 1667,<sup>2</sup> having had by his first wife an only daughter,

Margaret Stirling, who predeceased him in childhood, as already shown, on 11th May 1633.

Sir George was succeeded by his cousin Sir Archibald Stirling, Knight, Lord Garden, descended from —

#### XIV. SIR JOHN STIRLING OF GARDEN, KNIGHT.

[1595-1643.]

HE was the eldest son of Sir Archibald Stirling of Keir, Knight, and Dame Grizell Ross, his second wife,<sup>3</sup> and was born before 30th September 1595. He had a grant of the lands of Nether Dechmont, in the regality of Dalkeith, and parish of Livingston, from his father, in addition to Uchiltrees and Ballindroch, 27th August 1600.<sup>4</sup> He was educated at the University of Glasgow.<sup>5</sup> He went to France in October 1610, and studied law, fencing, dancing, &c. in several towns in that country, till March 1613. He kept a minute account of his travelling and personal expenses during these years, which is still preserved at Keir. He married, 1st, Margaret Menteith, youngest daughter of Sir William Menteith of Kerse, Knight, at Alva church, on the 17th August 1613. Their contract of marriage is dated the 9th of July previous. Sir Archibald and Sir John Stirlings thereby, with consent of Dame Grizell Ross, oblige themselves to infest Margaret Menteith in liferent, in the tower and place of Garden. Margaret's tocher was 1200 merks.<sup>6</sup> She predeceased her husband, who thus recorded the

' 1580, he imported from London a pair of virginals for his own use, and indeed Elizabeth delighted to play on the virginals, in which she excelled.' [Life of Queen Mary, p. 255.]

In an Inventory of the last Earl of Monteith's 'household stuffe,' at the Isle, in 1694, there is entered as in the Hall, 'ane pair of Virginnalls.' [Priory of Inchmahome.]

<sup>1</sup> No. 227, p. 467.

<sup>2</sup> No. 228, p. 468.

<sup>3</sup> Discharge by Sir Archibald Stirling of Keir, dated 30th September 1595, at Keir.

<sup>4</sup> Keir Writs.

<sup>5</sup> 'Johannes Sterling filius comarche de Keir militis,' matriculated at Glasgow, cal. mar. 1608.

<sup>6</sup> No. 208, p. 440.

event—‘ My wyff at the plesor of God departed this mortall lyf in the  
 ‘ Keir on Mononday the xxi of July 1628, at fyve horis in the morning,  
 ‘ and was buriet in Dunblaine, the 1st of August thereafter.’<sup>1</sup> Her will was  
 confirmed by the Commissary of Dunblane, on 31st March 1629.

Sir John Stirling married, 2dly, Margaret Bruce, daughter of Sir John  
 Bruce of Kincavil, Knight, and Dame Jean Drummond, ‘ Lady Kincavil.’  
 Their contract of marriage is dated 13th October 1638. Her tocher was  
 8000 merks, and she was granted an annuity out of the lands of Uchiltrees.<sup>2</sup>  
 He had no children by her, who survived him.

By Margaret Menteith, Sir John had seven sons and three daughters—

1. John, ‘ born in the Keir on Saturday the xxiii of July 1614, at  
 ‘ ten horis at nicht.’<sup>3</sup> He must have died without issue before 1639, as he  
 was not confirmed, with his brothers, an executor of his sister Anna; and  
 his next brother Archibald succeeded his father in Garden.

2. Archibald ‘ was borne in Cadder on mononday the ix of June 1617, at  
 ‘ two horis afternoon.’ He carried on the line of the Keir family, on the  
 death of Sir George Stirling of Keir, as shown, page 62.

3. William ‘ was borne in Cadder on Sunday the xxiiij of December 1620,  
 ‘ betwix 3 and 4 in the evening.’ He is presumed to have died in infancy,  
 as another son was named William in 1625.

4. James ‘ was borne in the Keir on Thursday the xxx of May 1622,  
 ‘ just at xii horis at nicht.’ He had a bond of provision for 4000 merks  
 from his father, dated 15th January 1639.<sup>4</sup>

James Stirling was abroad at his father’s death; he was one of the Cap-  
 tains of the town of Berwick on 28th June 1675. He was afterwards a  
 Major in the army. He married, before 1675, Margaret, daughter of  
 Colonel James Innes of Easter Denoon, Forfarshire. She died shortly before  
 13th May 1681, as appears from a letter from James of that date.<sup>5</sup> They  
 had two sons and four daughters—

1. James who died without issue, before 30th April 1698, when Mary, Anne,  
 and Margaret, three of his sisters, were served heirs-portioners to him.<sup>6</sup>

<sup>1</sup> No. 232, p. 473.

<sup>2</sup> No. 213, p. 451.

<sup>3</sup> No. 232, p. 473. Vide also the same Register  
 for the subsequent Births on this page.

<sup>4</sup> At Keir.

<sup>5</sup> No. 297, p. 518.

<sup>6</sup> Printed Returns.

2. Francis became a Colonel in the army. He married Agnes, daughter of Robert Murray, third son of Sir Archibald Murray of Blackbarony, Baronet, by whom he had two daughters, Frances and Barbara. The latter died unmarried at Edinburgh on 25th March 1795, aged 101.<sup>1</sup> Frances, the elder daughter, married Sir Robert Montgomerie of Skelmorlie, Baronet. An account of this marriage will be found in a letter from Sir Robert to his uncle.<sup>2</sup> The marriage was rendered unhappy from the want of a proper income for the support of Sir Robert and his lady. When she became a widow in 1731, she was in very poor circumstances, as appears from her letters, which are printed in the Correspondence.<sup>3</sup> They had three daughters — (1.) Lilius, heiress of Skelmorlie, who was married to Alexander Montgomerie of Coilsfield. Their eldest son, Hugh, became twelfth Earl of Eglinton, and was grandfather of the present Earl. (2.) Isabella died unmarried. (3.) Agnes died at Edinburgh, 4th September 1759, also unmarried. Frances Stirling, Lady Montgomerie, died at Skelmorlie on 9th June 1759.

The four daughters of Major James Stirling were —

3. 'C,' probably Christian, who was married, before 1697, to Mr. Bower of Kincaldrum and Meathie, in the parish of Kincaldrum, and county of Forfar. She was sometimes styled 'Lady Kincaldrum,' but generally 'Lady Meathie.' Alexander Bower of Carret, the nephew of her husband, was married to her sister Mary, and it was probably their mother's connection with the county of Forfar that led these two sisters to intermarry with gentlemen of that county, as well as a third sister to be married to a merchant in Dundee. 'Lady Meathie' appears to have embraced the Roman Catholic religion; and five letters from her on this and other subjects, all displaying considerable ability, will be found in the Correspondence.<sup>4</sup> Lady Meathie had five sons — 1. James. His mother writes to her cousin, the Laird of Garden, in 1702 — 'My Jemey takes exceeding well with his trade, and his master has an extraordinary kindnes for hem and uses him very dis-

<sup>1</sup> Scots Magazine, lvij. 207. Agnes Murray survived her husband Colonel Stirling, and married, 2dly, Colonel Robert Keith, and had a son Robert Keith of Craig, ambassador to the Courts of Vienna and Petersburg, father of Sir Robert Murray Keith of Craig and Murrayshall, K. B.

<sup>2</sup> No. 318, p. 532.

<sup>3</sup> Nos. 319, 320, pp., 533, 534.

<sup>4</sup> A Letter to her from her law agent in Edinburgh, William Stirling. W. S., contains a very reprehensible expression — 'I should be glad to hear of the old Lady's death.' [At Garden.]

'creetly.' Again she writes on 5th August 1706, that 'James is come home after being taken by the French, and all taken from hem, and shot through the left leg.'<sup>1</sup> 2. Francis. 3. Archibald, who was godson of his mother's cousin, Archibald Stirling of Garden. 4. Peter. 5. Alexander. The last four are all mentioned in a letter from Francis Johnson, dated 2nd April 1706. He says, that 'Francis is well at Rome, Archibald at Doway, and Peter busy at gramer at home. Sandy is also well in the Exeter Frigate.' He also says, that 'the old man Meathie is become tendere.' Alexander is also mentioned in a letter from his mother, dated 27th April 1702, as having arrived in 'Noroway;' besides these sons, Lady Meathie alludes to, but does not name, a daughter in a letter without date.<sup>2</sup>

4. Mary: she was married, before 1698, to Alexander Bower of Carret, nephew of the husband of her sister, Lady Meathie, who was Alexander Bower of Kincaidrum and Meathie. The postnuptial contract of marriage of Mary Stirling and Alexander Bower is dated 6th March 1699.<sup>3</sup>
5. Anna: in a letter addressed to her sister, Lady Meathie, by their law agent, William Stirling, W.S., dated 22nd March 1697, he says—'I was necessitat to take Anna home to my owne house, for the retention of annualrents was so much prejudicial to her that her annualrent could do no more than pay her chamber and furnish her cloaths, till God send better times and greater plenty.'<sup>4</sup>
6. Margaret: she was married—contract dated 15th February 1700—to David Brown, merchant in Dundee.<sup>5</sup> They had two sons. Margaret died of a 'spotted fever seven days after her delivery,' in June 1706.<sup>6</sup>

5. William 'was borne in The Keir on Saturday the xv of January 1625, betuix ten and elevin in the morninge.'<sup>7</sup> He had a bond of provision for 3000 merks from his father, 15th January 1639.

<sup>1</sup> No. 302, p. 523.

<sup>2</sup> These two Letters are at Garden.

<sup>3</sup> Contract at Garden. In a letter from Alexander Bower of Carret, dated Meathie, 6th June 1698, he mentions 'Kincaidrum as my Unquill, and his Leady as my wife's eldest sister.'

<sup>4</sup> Letter at Garden.

<sup>5</sup> Contract *ibid*.

<sup>6</sup> Letter from her sister Lady Meathie, No. 302, p. 523.

<sup>7</sup> No. 232, p. 473.

6. George 'was borne in Cadder on Mononday the xviii of September 1626, at ten horis in the morninge.' He died before 1639, as he is not named as one of the executors of his sister Anna.

7. Alexander 'was borne in The Keir on Thursday the xvii of July 1628, befor fyve horis in the morninge.' He had a bond of provision for 3000 merks from his father, 15th January 1639.

8. Grissall 'was borne in Cadder on Sondag the xi of Februar 1616, at fyve horis in the morninge.' She died before 1639, as she is not named as one of the executors of her sister Anna.

9. Anna 'was borne in The Keir on Saterdag the xi of July 1618, betuix x and xi at night.' She married, contract dated 5th June 1635,<sup>1</sup> Alexander Cowan of Wester Polmaise, and died without issue before 15th September 1638, when her brother Archibald, then fiar of Garden, was served heir to her.<sup>2</sup> He was also served heir to her in the lands and barony of Polmaise-Cowan and others, on 19th October 1639.<sup>3</sup>

10. Margaret 'was borne in The Keir the 1st of August 1619, befor viij horis in the morninge.' She died before 1639, as she is not named one of the executors of her sister Anna.

Sir John died on 15th April 1643,<sup>4</sup> and was succeeded by his second born but eldest surviving son —

## XV. SIR ARCHIBALD STIRLING OF GARDEN, KNIGHT (LORD GARDEN).

[1617-1668.]

As above mentioned, Sir George Stirling was succeeded by his cousin, Sir Archibald Stirling, eldest surviving son of Sir John Stirling of Garden. He was educated at the University of Glasgow, where he matriculated in the spring of 1643. He studied law, and entered early into public life. He travelled in France from October 1643, till the end of 1644, during which period he kept an account of his expenses, which is preserved at Keir. Before leaving Scotland, he executed on 16th October 1643,

<sup>1</sup> Discharge for 3000 merks as her tocher— registered in Books of Session 21st January 1642.

<sup>2</sup> Retour at Garden.

<sup>3</sup> Printed Retours, vol. ii., Stirling, No. 170.

<sup>4</sup> Testament Dative at Keir.

a testament, in which, after expressing his 'intent and purpose to depart ' out of this kingdome,' he nominates his son John, his only executor, and Patrick, Lord Elibank, Sir George Stirling of Keir, William Drummond of Riccartoun, Sir Walter Murray of Livingstone, Mungo Stirling of Gloratt, and James Stirling, brother of Sir Archibald, tutors-testamentars to John his son, 'during the time of his pupillaritie and less age.'

He was a member of the various committees of war appointed for the defence of the country in 1643 and subsequent years—commanded a troop of horse in the army, which the Earl of Lanark raised in 1648, after the defeat of his brother at Preston, and was appointed one of the Committee of Estates on 9th June that year. He was fined £1500 sterling, by Oliver Cromwell's Act of Grace and Pardon in 1654.

On the eve of the Restoration, Sir Archibald was summoned by General Monck to London, with Glencairn and several other Royalists; and on the 14th February 1661, he was nominated one of the Senators of the College of Justice,<sup>1</sup> when he assumed the title of Lord Garden.<sup>2</sup>



He was one of the commissioners to the Convention and Parliament for the shire of Linlithgow from 1661 until his death; and was chosen a Lord of the Articles in 1661 and 1663.

He was served heir-male of Sir George Stirling of Keir, Knight, his uncle's son, in the lands and barony of Keir and others, on 15th August 1667, and obtained a precept of sasine from Alexander (Burnet), Archbishop of Glasgow, for infefting him in the lands of Cawder, 7th August 1667.

He married—1st, Elizabeth, eldest daughter of Sir Patrick Murray of Elibank, Knight-Baronet, and Dame Elizabeth Dundas, his second wife. Their contract of marriage is dated 24th June 1637, and the marriage was celebrated at Edinburgh on the 9th of July. The tocher of the lady was £10,000 Scots. He was then under twenty-one years of age, and his father joins in the contract 'as lawful administrator to him.'<sup>3</sup> He and his wife, Elizabeth Murray, were infeft in the lands of Garden, in terms of the contract of marriage. He married, 2dly, Mause Murray, daughter

<sup>1</sup> Act. Parl. vii. 124.

<sup>2</sup> *Ibid.*

<sup>3</sup> No. 212, p. 448. The above woodcut represents the seal used by Lord Garden in that year.

of Sir James Murray of Kilbaberton by his wife Dame Katherine Weir, then Lady Elibank. By their contract of marriage, which is dated 24th June 1646, Sir Archibald obliges himself to infest Mause in liferent in the barony of Polmaise, and other lands. The tocher of Mause was 18,000 merks.<sup>1</sup>

Sir Archibald enjoyed the estates of Keir only a short time, having died in April 1668. Lamont, in his Diary records his death—1668, April. ‘The Lord Carden, surnamed Stirling, one of the Lords of the Sessioun, depairtit owt of this life att Edin<sup>r</sup> and, April 23, was caried from Edin<sup>r</sup> to Dumblaine to be interred ther.’<sup>2</sup> The death is also noticed by Sir John Lauder of Fountainhall, in his Diary; after an entry dated 5th June 1668, on which date he himself was admitted Advocate: ‘At this tyme died my Lord Garden, and Gosfurd succeeded.’

His children were, by his first marriage, two sons and two daughters, viz.—  
 1. John, ‘born at Ochiltrie the 13th day of Apraill 1638.’ He succeeded his father in Keir.

2. George, ‘born at Polmease, 16th day of June 1642.’ He died young, as another son received the same name in 1653.

3. Anna, ‘born at Gardenn the 3d of August 1639.’

4. Margaret, ‘born at Stirling upon the 9th of Januar 1640’ (1641?).

The children by his second marriage were seven sons and three daughters—

1. Archibald, ‘born at Gardenne the 21st of March 1651.’ He succeeded his father in Garden, and continued that branch.<sup>3</sup>

2. James, ‘borne in Gardenne the 29th of June 1652.’ Archibald Stirling of Garden, and his brother-german James, are named with others, tutors to the children of Sir John Stirling of Keir, in his will dated 12th June 1682. In a letter from James to his brother, the Laird of Keir, dated at Edinburgh 5th June 1678, he says, that the reason of his long stay there ‘is to mak moiene for a place, and to waite upon the commisioner hes grace.’ In a previous letter to Sir John of Keir, dated Paris, 4th July 1674, James solicits Keir to promote a match between him and a niece of Bankell, who is presumed to have been John Stirling: James says—

‘I houpe yow will doe me the feavoure not to be forgetful to case trai if Bankels neace be not disposed off, and also to know if her unckle Banckel be of that meind

<sup>1</sup> No. 216, p. 455.

<sup>2</sup> Lamont's Diary, p. 205.

<sup>3</sup> Page 83.

‘ that he was of the last time that you and Touch was pleased to speak to him of that  
 ‘ busines betuixt her and me, which without doutte (I houpe) yow wil bring him as  
 ‘ great a lenth as you think fitte, for, Sir, I will asssure you, that my meind is now  
 ‘ much more that way than formarly; and if yow think fitte to lett Banckel see this  
 ‘ letter, you may doe it. If you fortune to see her befor my coming to Scoot-  
 ‘ land, I humblie intreat you to present my service to her, and make much off her.  
 ‘ Hoping that you wil pardone this my fredome, I wil not truble yow longer in this  
 ‘ particular.’

The alliance proposed in this letter did not take place, and James Stirling afterwards married, contract dated 22nd June 1681, Mary, only daughter of Sir George Stirling, the first baronet of Glorat. James Stirling made his will at Touch on 10th May 1689, in which he is designated ‘ Lieutenant James ‘ Stirling, brother-german to unquhile Sir John Stirling of Keir.’<sup>1</sup> He died before 21st April 1699. By Mary Stirling, his wife, he had a son, James, and a daughter, Christian, both living on 15th August 1702, when Sir Mungo Stirling of Glorat granted a bond of corroboration to them.<sup>2</sup>

3. George (second of the same name), ‘ borne at Ochiltrie the 20th day of July 1653.’ He is included in the destination of Garden in 1667.

4. William, ‘ borne at Ochiltrie the 20th day of Oct’ 1654.’

5. Alexander, ‘ born at Ochiltrie the 9th of April 1656.’

6. Thomas, ‘ borne at Ochiltrie the 25th December 1658.’

As the three last are omitted from the destination of Garden made by their father in 1667, it is presumed that they died young.

7. Henry, the youngest son, ‘ borne at Edinburgh the 20th day of July 1667.’ In 1683, he was appointed ensign to the company levied by the Merchants of London, to go to the East Indies. On 3rd December 1718, ‘ Mr. Henry (or ‘ Harry’) Stirling, lawfull son of the deceased Sir Archibald ‘ Stirling of Keir,’ obtained right to a bond for 1800 merks Scots by the Garden family, which he discharged on 12th February 1734.<sup>3</sup> He died in the end of August 1736, after eight days illness of a ‘ bloody flux.’<sup>4</sup> Henry Stirling had a son born in 1709 or 1710, who was living in 1731.<sup>5</sup>

<sup>1</sup> Glorat Writs.

<sup>2</sup> Glorat Writs.

<sup>3</sup> Original Assignation and Discharge at Garden.

<sup>4</sup> Letter from John Stirling of Garden, his nephew, 2nd September 1736, at Garden.

<sup>5</sup> Letters from Archibald Stirling and Anna Stirling, at Garden.

8. Catherine, 'borne at Edin<sup>r</sup> the 8th September 1647.'

9. Elizabeth, 'born at Ochiltrie upon the last of January 1649.' She married James Setoun of Touch. They had a daughter, baptized Lucy at Edinburgh, 30th March 1676.<sup>1</sup>

10. Rebecca, 'born at Ochiltrie upon the 2nd April 1650.'<sup>2</sup>

## XVI. SIR JOHN STIRLING OF KEIR AND CAWDER, KNIGHT.

[1668-1684.]

SIR JOHN STIRLING of Keir was born at Ochiltree on 13th April 1638. He was served heir to his father, Sir Archibald (Lord Garden), in the barony of Keir, &c., on the 31st July 1668.

The lands of Ochiltrees, in the parish and county of Linlithgow, which probably first became the property of the family in the 12th or 13th century, were sold by Sir John, in 1678, to Sir Archibald Primrose of Carrington, and they still belong to his representative, the Earl of Rosebery.

Sir John Stirling married, 1st, at Stirling, 6th February 1668, Lady Margaret Livingston, daughter of Alexander, second Earl of Linlithgow (widow of Sir Thomas Nicolson of Carnock, and also of Sir George Stirling of Keir<sup>3</sup>). She died at Keir, 2nd November 1674, without surviving issue. He married, 2ndly, Liliias, eldest daughter of Sir John Colquhoun of Luss, at the Abbey of Holyroodhouse, on 2nd December 1675. Their postnuptial contract of marriage is dated 2nd March 1676. The tocher of Liliias was 20,000 merks.<sup>4</sup> She is stated by Law, in his Memorials, to be 'a gentlewoman of great expectation.' She survived him, and married, 2ndly, in 1701, the Honourable Charles Maitland, third son of Charles, third Earl of Lauderdale, without issue. Mr. Maitland died at Cawder in June 1716, and Liliias Colquhoun also died there on the 31st December 1726.<sup>5</sup> She was buried at Cawder on 5th January 1727.<sup>6</sup>

<sup>1</sup> Edinburgh Registers.

<sup>2</sup> There are in the Library at Keir, several books which belonged to Lord Garden, containing his autograph signature, and the motto, 'Non mortale quod opto.'

<sup>3</sup> Lady Margaret was by her marriages twice Lady of Keir.

<sup>4</sup> No. 229, p. 469.

<sup>5</sup> No. 232, p. 473.

<sup>6</sup> Records of Cawder Parish.

At the time of her first marriage to Sir John Stirling, Liliias Colquhoun was wooed by another widower—the last Laird of Buchanan—who about four years after the death of Lady Mary Erskine, his first Lady, 'entertained some thoughts of a

Sir John Stirling had issue by his second marriage, five sons and two daughters —

1. Archibald 'was borne at the Keir 29<sup>th</sup> October 1676, at five o'clock ' on Sunday morning, and was baptized at the Keir be M<sup>r</sup>: Gasper Kellie, ' Dean of Dunblaine, the 2d of November 1676.' He died young, as his next brother, John, succeeded their father.

2. John 'was borne at Sterling 26<sup>th</sup> October 1677, at five o'clock on ' Fraydie morning. He was baptized by M<sup>r</sup>: Persone, minister of Sterling, ' the 1st November.' He succeeded his father.

3. George 'was borne at the Kere on Tuesday, 12th November 1678, and ' was baptized by M<sup>r</sup>: Gasper Kellie, Dene of Dunblane, at the church of ' Lecrop, on the 18th November 1678.' He died without issue, as his younger brother James succeeded their elder brother John. 'My mother-in-law got ' a letter from the Lady Keir, wherein she writes of the death of one of her ' children.'<sup>1</sup> This probably has reference to George.

4. James 'was borne at the Keir on Saturday, the 1st of November 1679, ' betwixt 7 and 8 o'clock at nicht, and was baptized at Lecrop, 2d November, ' be M<sup>r</sup>: William Wemyss, minister of Lecrop.' In his father's testament, dated 12th June 1682, he is called second son (Archibald and George having predeceased), and he has a provision of 15,000 marks. He succeeded his brother John in Keir.

5. William 'was borne at Keir on Fraydie, 24<sup>th</sup> March 1682, at six o'clock ' in the morning, and was baptized on Saturday, 26th March, at Lecrop be M<sup>r</sup>: ' William Weems, minister at Lecrop.' He is called third son in his father's

' second marriage, and for that purpose addressed ' himself to a daughter of Sir John Colquhoun of ' Luss, between which family and that of Buchanan ' there had been such frequent alliances and com- ' munication of mutual good offices, as rendered the ' proposal very agreeable to Sir John.' Buchanan went to London to get a new charter of his estate in the prospect of his marriage, but his 'design was ' wholly defeated, the young lady having, much ' against his expectation, married the laird of Keir ' before his return. This disappointment had such ' effects upon his high spirit, as in a little time ' threw him into a palsey, and prejudiced him in ' his judgment, in which unhappy circumstances

' he continued till his death.' [Buchanan of Auchmar's History of the Buchanans, p. 37.]

One letter from Mr. Walter Stirling, Minister of Baldernock, and another from his son, dated 8th and 19th October 1675, detailing the state of the courtship, will be found in the correspondence. Although Mr. Walter's own wife was then in a 'most violent distemper of body,' and his daughter 'very dangerously sick,' he left them, and went to Rossdo, and intrigued with success for his namesake of Keir. He afterwards 'celebrated' the marriage at Holyroodhouse.

<sup>1</sup> Letter from Francis Stirling to his cousin the Laird of Garden, 2nd February 1679.

testament in 1682, by which he has a provision of 12,000 merks. He acquired the lands of Northside before 29th February 1704, as in the contract of marriage of his brother James of that date, 'William Stirling of Northside, 'brother german to the Laird of Keir,' is a witness. He had a son, James, who is supposed to be the James Stirling mentioned in a letter from James Stirling the Venetian, to John Stirling of Keir, dated 26th May 1726. 'Your 'coosen James Stirling, of New England, is expected here in a little while 'from Portugal, where he has lately sold a great ship of 600 tun.'<sup>1</sup> James Stirling, son of William Stirling of Northside, was 'out' in the Rising of 1745. He appears to have been in Kingston, Jamaica, in May 1748, as in a letter of that date, from James Stirling to his brother Archibald, he says—'Our cousin 'James Stirling is well.' William Stirling died at Monkrig near Haddington.

6. Lilius 'was born at the Keir, on Thursday, 13th January 1681 at 6 in the 'morning, and was baptized at Lecrop on the 15th January, by M<sup>r</sup>. William 'Weems, minister of Lecrop.' She had 18,000 merks by her father's testament. She was married at Cawder, on 18th December 1701, to John Murray, then younger of Touchadam.<sup>2</sup> Their contract of marriage is dated the same day, in which she is called 'only daughter' of Sir John. Her tocher is 18,000 merks.

7. Elizabeth 'was born at Keir, on Sunday, 3d June 1683, at 2 o'clock in 'the morning, and baptized the said day at Lecrop, by M<sup>r</sup>. William Weemes, 'minister of Lecrop.' She must have died before 18th December 1701, as Lilius, her sister, is called only daughter of Sir John, in her contract of marriage of that date.

Sir John Stirling was appointed one of the royal commissioners for visiting the University of Glasgow by commission, dated 4th May 1680.<sup>3</sup> He made his will at Keir on 12th June 1682,<sup>4</sup> and died in March 1684. Law, in recording the death of John Stirling, says, that he was 'a discreet, honest, 'and ingenuous gentleman.'<sup>5</sup>

<sup>1</sup> At Keir.

<sup>2</sup> Cawder Parish Records.

<sup>3</sup> No. 292, p. 516.

<sup>4</sup> No. 231, p. 471.

<sup>5</sup> Law's Memorials, p. 262. Sir John Stirling is probably the 'old Laird of Keir,' referred to in the following entry in Wodrow's *Analecta*, under November 1706: 'Mr. A. Simson told me he had this 'account from one Mr. Stirling, Governour to the

'old Laird of Keir. That in his youth he was at 'Geneva, with old Diodati, who told him, with tears, 'that in the year 1605, when the rupture was be- 'tween Vennice and the Pope, the Republick wrote 'to Geneva for some of the Protestant Ministers to 'come to them. And he, as having the language, 'was sent; and when he came, he mett with seve-

## XVII. 1. JOHN STIRLING OF KEIR AND CAWDER.

[1684-1693.]

JOHN, the second son, was, as before shown, born at Stirling on 26th October, and baptized on the 1st November 1677. He was infeft in the family estates as heir to his father, on the 14th April 1686, being then 'of the age of ' eight years and five months or thereby.' He died in October 1693, and was buried on the 20th of that month, in the family aisle in Dunblane Cathedral.<sup>1</sup> Dying unmarried, he was succeeded by his immediate younger brother,

## XVII. 2. JAMES STIRLING OF KEIR AND CAWDER.

[1693-1715.]

JAMES STIRLING of Keir, who, as before stated, was born on 1st November 1679, was served heir to his immediate elder brother John, in the barony of Keir, on 1st May 1694.

James Stirling was accused of being implicated in the attempt made on behalf of the Stuart family to invade Britain in the year 1708. Along with the Lairds of Garden, Kippendavie, Touch, and Newton, James Stirling was tried for high treason, in the Court of Justiciary at Edinburgh, on 15th November 1708. One of the charges in the indictment against them is, that 'you did openly drink to the good health of your master as you ' called him, who could be none else but the said Pretender.' To this Keir and the others answered, that the charge was 'no ways relevant, *Imo.* ' Because the drinking any person's health is not a crime, there being no ' law against it. *2do.* There is no person named whose health is said to ' be drunk, and therefore cannot infer any crime; and the gloss put there- ' upon, that it could be no other but the Pretender, is not only a conjecture ' and uncertain inference of the pursuers, which can be no ways sufficient ' to fix a crime upon others, who can only be answerable for what is clearly ' expressed and declaired by them by plain words, writes, or deeds.'

' rall of the Council, who allowed him to preach  
' openly the Protestant doctrine, provided he would  
' putt on the Popish vestments, least, as they said,  
' the people should cast at him and them for soe  
' suddain outward change. This he did not agree  
' to till he went back to advise with his brethren;

' and accordingly, went back to advise with them,  
' and they allowed him in this juncture; but when  
' he came back, the matter was patched up betwixt  
' them and the Pope, and he had noe access to  
' preach.' Vol. i. p. 87.

<sup>1</sup> Funeral Letter at Garden, dated 9th October 1693.

In a memorandum of interrogatories for exculpatory evidence, one of the points to be proved was, that 'it is usuall and ordinar for highlandmen, gentlemen's servants in the highlands, to carry fusees or gunns upon all occasions, even to the church.'<sup>1</sup> After several adjournments of the trial, James Stirling and his friends were acquitted, and dismissed from the bar on the 23rd November.<sup>2</sup>

James Stirling was attainted in 1715, for his having been at Sheriffmuir, and his estates were forfeited. They were purchased by Robert, Lord Blantyre, Sir James Hamilton of Rosehall, Baronet, Mr. James Graham of Airth, judge of the High Court of Admiralty in Scotland, Mr. John Stuart, advocate, brother of Lord Blantyre, Ralph Dundas of Manor, and William Stirling of Northwoodside, for behoof of John, the eldest son of James.<sup>3</sup>

On the breaking out of the Rebellion in 1745, James Stirling was imprisoned in Dumbarton Castle. The Glasgow Courant of May 1746, contains a notice, that 'John' (a mistake for James) 'Stirling of Keir, elder, with his son Hugh, and James Stirling of Craigharnet, being found on board of a Dutch ship lying off the Largs, bound for Rotterdam, were taken by Captain Andrew Crawford of the king's boat at Cumbra, and carried prisoner to Rothesay in Bute; and yesterday we have advice of their being brought to the Castle of Dumbarton, late on Saturday's night.' Lady Hamilton of Rosehall, who was Margaret Stirling, daughter of James of Keir, visited the three Stirling prisoners in Dumbarton Castle, and by concealing a rope ladder about her dress, they availed themselves of it, and made their escape.<sup>4</sup>

After his attainder, James Stirling appears to have chiefly lived in hiding

<sup>1</sup> On 20th May 1595, John Stirling, in Garnkirk, compared before the Presbytery of Glasgow, and confessed that 'he drew his quhinzeir, and come in at the Kirk Door of Cadder upone Sondaye, the tyme of the ministration of the Supper of the Lord Jesus.' He was ordained to be punished. [Maitland Club Miscellany, Part i. p. 71.]

Another John Stirling, designated as in East Cadder, also came under the sentence of the Presbytery at the same time. He was ordained to make public repentance in 'sekelayth, bairfuttit, bairleggitt, and bairheidit, successively in the Kirks of Cadder, Glasgow, Lenzie, Campsie,

and others at the Kirk Doors and on the Pillar.' Ibid., p. 78.

<sup>2</sup> State Trials, fol. ed., vol. v. p. 630.

<sup>3</sup> The purchase of Keir by the friends of the family, discredits a tradition, that Marion Stuart, wife of James Stirling, succeeded in a personal appeal to the King for the pardon of her husband and the restoration of his estates—His Majesty, according to the tradition, thinking these little enough for so large a family.

<sup>4</sup> Information from the late James Stirling of Garden. It would rather appear from the letters of James Stirling of Keir and his son, that his liberty was granted by the government authorities.

places, and so long as he remained quiet, the Government did not take very active steps to apprehend him. But on his alleged interference at the elections in August 1727, he was made prisoner, according to a notice in Wodrow: ‘The imprisonment of Stirling of Keir, the 19th of this moneth  
 ‘ is attributed to this keenes about elections; though its hard to say where  
 ‘ his interest in elections lyes. He has been skulking since the Rebellion, and  
 ‘ overlooked by the Government, though attainted, and was suddenly taken up.  
 ‘ The reason given, though he denyes it, was the suspicion, that a messenger  
 ‘ from Bologna, where the Pretender is, was at Keir’s house, in Calder, some  
 ‘ nights. Shawfield’s son-in-law, Sir Duncan Campbell, had a warrand from  
 ‘ General Wade to apprehend; but it lay many weeks dormant till the throng  
 ‘ of elections; and whither *ad terrorem*, or for other causes than we know,  
 ‘ he was catched and sent in prisoner to Ediuburgh, must be left to time.’<sup>1</sup>

From the same work, we learn that in the following year, ‘two things  
 ‘ happen pretty singular, which twenty or thirty years ago would have been  
 ‘ very odd in Glasgow, the setting up of an’ Episcopalian meeting-house,  
 ‘ and publick allowing of comedies.’ ‘Northside, Keir, and others, contri-  
 ‘ bute to the former, and the collections go to the preacher, one Wingat  
 ‘ a non-juror, who prays not for the king.’<sup>2</sup>

In the Pasquil, called the ‘Generall Assemblies Lamentation for William  
 ‘ of Nassau,’ the Laird of Keir, evidently this James Stirling, comes in for  
 a slight notice in the following lines —

‘ There are some very good godly men in the parish of Mauchline,  
 ‘ But so is not Lauchlin M’Lauchlin of Castle Lauchlin in Stralauchlin:  
 ‘ And from the shires of Stirling and Clackmannan,  
 ‘ They’ll rise against us with pistoll muskett and cannon,  
 ‘ For ther’s a hantle of folk ther that is ay cursing Canan —  
 ‘ And Stirling of Keir and the Laird of Touch,  
 ‘ Care not for Presbyterian touns, nor our sighing sough.’

In a letter from James Stirling of Keir, to his son Robert, written in  
 Dumbarton Castle on 7th September 1746, he says, that from the beginning,  
 he was certain that that ‘extraordinary event would end as it began. I  
 ‘ dissuaded your two brothers from being concerned in it, but to no purpose.

<sup>1</sup> Wodrow’s *Analecta*, iii. 436.

<sup>2</sup> *Ibid.* iv. 8.

‘ They are now in a place of safety. As for myself, I did not medle in it. I was put up here as a disaffected person, but not by an order from any in the Government. I expect very soon to be liberate.’<sup>1</sup> His son, John of Keir, informs his brother Archibald on 15th May 1747, that ‘ Papa was dismissed from his confinement in Dumbarton Castle, the end of January last, when he came home, and enjoys a tolerable good state of health.’<sup>2</sup>

James Stirling died at Cawder on 25th February 1749. An account of his death is furnished by a letter from his son John to his brother Archibald.<sup>3</sup>

James Stirling married at Cardonald, on 24th February 1704, Marione Stuart, eldest daughter of Alexander, Lord Blantyre, by Anne his second wife, daughter of Sir Robert Hamilton, Lord Pressmennan, and sister of John, second Lord Belhaven. Their postnuptial contract is dated 29th February 1704,<sup>4</sup> whereby she is provided in an annuity of three thousand merks, which was allowed to her after the forfeiture of her husband, by charter, under the Great Seal, 15th December 1718.

Their children were fourteen sons and eight daughters —

1. John, his heir.
2. Alexander, who must have predeceased John without issue, as Archibald succeeded John.
3. Archibald, who succeeded his brother John. [Vide No. XVIII. 2.]
4. Walter, born at Keir on 30th August 1711.
5. Charles, born at Keir on 1st October 1712.
6. William, born at Keir on 8th September 1713. These three sons all died without issue, as their youngest brother William succeeded to their elder brother Archibald.
7. James, born at Keir 17th September 1714, was a merchant at Kingston, Jamaica, in 1734. He died at Monkrigg, near Haddington, 9th August 1773.<sup>5</sup>
8. Robert, born at Keir 14th September 1715, was also a merchant at Kingston, 1734-1748. He died there in 1760. James Stirling, the Venetian, writes to James Stirling of Keir on Christmas Day 1735 — ‘ Your sons in

<sup>1</sup> No. 324, p. 538.

<sup>2</sup> Letter at Keir. The same John Stirling wrote from Keir on February 6, 1747, to Andrew Fletcher, Lord Justice-Clerk, expressing ‘ the great obligations we ly under to your Lordship, on account

‘ of my Father’s liberation,’ and assuring ‘ your Lordship, both he and I shall always retain a most gratefull sense of it.’ [Letter at Salton]

<sup>3</sup> No. 327, p. 540.

<sup>4</sup> At Keir.

<sup>5</sup> No. 232, p. 473.

‘ Jamaica are both in good health and good esteem according to all accounts, but particularly Roby.’

9. Henry, born at Keir 22nd November 1718. He was at Fort Marlborough in 1739, and was Resident at Sillibar in 1742. He died in India before 1st November 1748, as in a letter of that date, his brother John mentions legacies by his ‘ poor Brother Henry.’

10. Charles, born at Cawder 8th March 1722. He died at Manchester 7th February 1749.<sup>1</sup>

11. Hugh, born at Cawder 26th February 1723. He was concerned in the Rising of 1745, and along with his father, was taken on board a Dutch ship, bound for Rotterdam, on 6th May 1746, and imprisoned in Dumbarton Castle. He was afterwards a merchant at Calcutta in 1748, and died at Fort St. Davids, East Indies, on 7th April 1749.<sup>2</sup>

12. William, born at Cawder 5th June 1725. He carried on the line of the family. [Vide No. XVIII. 3.]

13. Lewis, born at Cawder 30th November 1726. He died in Jamaica.

14. Alexander, born at Glasgow 4th December 1729.

15. Ann, born at Keir 20th January 1706. She was married to John Erskine of Carnock, advocate, whom she survived, and died at Edinburgh 11th May 1779, having had issue.

16. Lilius, born at Edinburgh 6th February 1707. She died at Cawder unmarried, in or about 1775.

17. Frances, born at Keir 30th December 1707. She was married 31st March 1742, to Sir Archibald Stuart of Castlemilk, Baronet. She died at Gourrock 12th September 1757. They had one son, who died young, and a daughter, Anne Stuart, who, in the entail of Keir in 1771, is called only child of the deceased Frances Stirling. Anne Stuart was married to her cousin, Sir John Stuart of Castlemilk, who died on 18th January 1797, and was the last Baronet of Castlemilk. Lady Stuart died at Castlemilk 16th December 1821, without issue.

18. Elizabeth, born at Edinburgh 7th January 1718.

19. Helen, born at Keir, 10th October 1719. She and her sister Elizabeth both died before 1771 unmarried, as they are not called with their younger sisters in the entail of Keir of that year.

<sup>1</sup> Letter from his brother Archibald at Keir.

<sup>2</sup> Nos. 328 and 329, pp. 541-2.

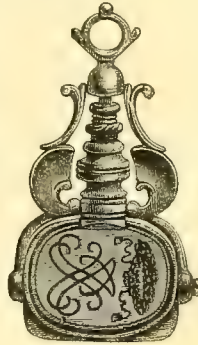
20. Margaret, born at Keir 6th October 1720. She was married to Sir Hugh Hamilton of Rosehall, and died at Edinburgh 20th October 1802, aged eighty-two. It was this lady, who by a stratagem succeeded in releasing her father and brother, and James Stirling of Craigharnock, from Dumbarton jail.

21. Magdalen, born at Cawder 29th February 1724. She was commonly called 'Aunt Maddy,' in the family of her brother William (No. XVIII. 3). She died at Edinburgh in February 1798.

22. Henriett, born at Cawder 20th March 1728.<sup>1</sup>

James Stirling and Marion Stuart had thus the large number of twenty-two children.<sup>2</sup> He died, as already shown, at Cawder, on 25th February 1749, aged seventy years, and was succeeded by his eldest son, John. His widow survived him twenty-one years, and died at Cawder on 20th March 1770.

The following Seals were used by James Stirling, on three sides of an iron seal, which is itself also here shown —



## CHAPTER IV.

[1728-1857.]

FROM JOHN STIRLING, SON OF JAMES, TO WILLIAM STIRLING, THE PRESENT PROPRIETOR OF KEIR AND CAWDER.

XVIII. 1. JOHN STIRLING OF KEIR AND CAWDER.

[1728-1757.]

JOHN STIRLING, eldest son of James, was born at Erskine on 18th November 1704. On the following day James writes — 'My wife, God be thanked, was 'saffie brought to bed yesternight of a son, and is now pretty well.'<sup>3</sup> Mungo

<sup>1</sup> These births, marriages, and deaths, are stated from the Record at Keir.

<sup>2</sup> There is a tradition, that this Lady Keir was usually followed to the church by sixteen of her

children, and that the sixteenth succeeded to the estates of Keir and Cawder.

<sup>3</sup> Letter from James Stirling of Keir, dated Areskine, November 19, 1704.

Stirling of Craighbarnet, writes to the Laird of Garden on the 18th of the following month — ‘ I was at Areskin the other week, and was verie weel pleased to see our young chief, who is a very pleasant child.’<sup>1</sup> The family estates which had been forfeited by his father in 1715, and purchased by his friends, were reconveyed to John in June 1728. The rental of these estates was then £795. The vassals of Keir, who had become Crown-holders by Act of Parliament, 1st George I., reconveyed to him the superiorities of their lands. It appears from a letter from John Stirling of Garden, 10th March 1746, that ‘ on the march of the Duke of Cumberland’s army northwards, that part of them which quartered at Keir on the night of the 4th of February last, did then take away or destroy a great many Papers.’<sup>2</sup>

He disposed Cawder to his brother Archibald in 1750, with a view to his marriage with Miss Erskine of Torrie.

John Stirling of Keir died unmarried, at Edinburgh, on 7th July 1757, æt. fifty-four. The high estimation in which he was held by his relations and friends, will appear from the letters written on his death,<sup>3</sup> and from a poem by his cousin Lord Gray.<sup>4</sup>



### XVIII. 2. ARCHIBALD STIRLING OF KEIR AND CAWDER.

[1757-1783.]

ARCHIBALD STIRLING was born at Keir, 4th September 1710. He went to Jamaica in early life and became a merchant. It was probably on the occasion of his going to Jamaica, that he obtained from Roderick Chalmers, Ross Herald, a blazon of his armorial bearings, and which are thus described — ‘ Argent on a Bend sable three Buckles or; a Crescent as a brotherly distinction, all within a bordure quarterly or, charged with a Rose gules, barbed vert, and cheque azure and argent (being the principal armorial figures of Blantyre), above the Shield an Helmet befitting his degree, with a mantle gules, doubling argent, and on a wreath of his Colours is set for his Crest a Moor’s Head, coupéd proper, and on an Escroll above, this motto, Gang Fordward.’<sup>5</sup>



*Arch<sup>d</sup> Stirling*

<sup>1</sup> Letter dated 18th December 1704.

<sup>2</sup> Keir Writs.

<sup>3</sup> Nos. 333-336, pp. 544-5.

<sup>4</sup> No. 337, p. 545.    <sup>5</sup> Original at Keir.

After acquiring a moderate fortune in Jamaica, Archibald Stirling returned to Scotland in 1748. About ten years afterwards he succeeded his brother John in Keir. He married, 1st, Margaret Erskine, daughter of Colonel William Erskine of Torrie. The contract of marriage, dated at Cardross, 21st June 1755,<sup>1</sup> is postnuptial, and narrates their marriage in February 1751. In a letter consenting to the marriage, her father says — ‘ I assure you, my daughter’s temper is agreeable ; and as she is very young, you have her of your own breeding. She has been an agreeable comfort to me, and I hope she will prove so to you—I don’t care how soon you make me a Grandfather—I really think you will both spoyle lukly if you don’t soon.’ Soon after her marriage, this lady planned and partly executed the green terrace on the south side of the park at Keir, on the top of the slope, known as Camie Bank. It was completed by the present proprietor, her husband’s grand nephew, in 1852. She died at Bristol, 4th September 1761, aged twenty-nine, without issue.

Archibald Stirling married, 2dly, at Balmanno, Perthshire, on 7th October 1762,<sup>2</sup> Dame Ann Hay, daughter of Alexander Hay of Drummelzier, and relict of Sir Patrick Hepburn Murray of Blackcastle and Balmanno, Baronet. In a postnuptial contract executed 19th October 1762,<sup>3</sup> he bound himself to infest her in a liferent annuity of 4000 merks, out of the estate of Cawder. She died at Cawder on 14th October 1807, aged eighty.<sup>4</sup>

By deed of entail, dated 5th November 1771, he entailed the estates of Keir, Cawder, and others, on the heirs-male of his body, and the following persons and the heirs-male of their bodies respectively. James Stirling, late of Kingston in Jamaica, his immediate younger brother ; William, his next brother ; James, John, Archibald, and Charles, the four eldest sons of William ; Archibald Stirling of Garden ; Patrick Stirling of Kippendavie ; John Stirling of Jamaica, only brother of Patrick, and second son of the deceased Patrick Stirling of Kippendavie ; Sir William Stirling of Ardoch ; Thomas, brother of Sir William, lieutenant-colonel of the Forty-second Royal Highlanders ; Charles Stirling of Jamaica, also brother of Sir William ; Mrs. Ann Stirling, eldest sister of Archibald the granter, and widow of John Erskine of Carnock, &c. ; Liliass, second sister of the granter ; Ann Stuart, wife of John Stuart of Castlemilk, only child of the deceased Dame Frances Stirling, third sister of Archibald the granter, wife of the deceased Sir Archibald Stuart of Castlemilk ; Dame Margaret

<sup>1</sup> At Keir.<sup>2</sup> Scots Magazine, xxiv. 507.<sup>3</sup> At Keir.<sup>4</sup> No. 232, p. 473.

Hamilton, fourth sister of Archibald; and Magdalen Stirling, his fifth and youngest sister. In his testament, confirmed 25th August 1784, Archibald Stirling of Keir bequeathed to John, Archibald, Charles, and Robert, the younger sons of his brother William, successively, and the heirs of their bodies, and in default of such heirs, to James Stirling, eldest son of his brother William, the plantations and sugar works of Hampden, Keir, and Frontier, in Jamaica. He died at Keir, 3rd November 1783, aged seventy-three, without issue, and was succeeded by his brother,

XVIII. 3. WILLIAM STIRLING OF KEIR AND CAWDER.

[1783-1793.]

WILLIAM STIRLING was born at Cawder on 5th June 1725, and although he was the twelfth son of his father, he inherited the estate of Keir through the failure of his eleven elder brothers. He was served heir of his brother Archibald, under the above mentioned entail, 23rd January 1784.

William Stirling was engaged in the rising in favour of the Stuart family in 1745, along with his father and his brother Hugh. The account of the expense of their uniforms on that occasion is preserved among the Keir papers.

He married, 1st, the Honourable Helen Gray, second daughter of John Lord Gray, at Edinburgh, on 1st October 1765. She died at Cawder on 31st July 1776, aged thirty, before her husband succeeded to Keir, and was buried at Dunblane, in the Keir aisle of the Cathedral; and 2dly, at Castlemilk, on 3rd November 1781, Jean Stuart, youngest daughter of the deceased Sir John Stuart of Castlemilk, Baronet, and of Dame Helen Orr, his wife.

His children by his first marriage were—1. James, his heir.

2. John, born at Cawder 23rd February 1768. He went to Kingston, Jamaica, in 1789, and died at Hampden in that island, on 24th March 1793, aged twenty-five, unmarried.

3. Archibald, born at Cawder on 2nd August 1769.

4. Charles, born at Cawder 12th May 1771. Inheriting from his father a thirteenth share in the copartnery of Somerville, Gordon, and Company, West India merchants in Glasgow, he was engaged during the greater part of his life in conducting the affairs of that firm. In 1806, he purchased the lands of Kenmure,



adjoining his brother's estate of Cawder, and built the greater part of the exist-

ing mansion house, where he resided from 1808 until 1816, when he sold Kenmure to his brother Archibald for £40,000. He afterwards took up his abode at Cawder, obtaining a life-lease of the house from his elder brother, and continued to reside there during the remainder of his life. He married at Linlathen, on 14th October 1817, Christian, daughter of David Erskine, C.S., third son of John Erskine of Carnock, author of the Institute of the Law of Scotland, who survives him. His leisure hours were devoted to rural pursuits, and he was no less active as an agriculturist than as a merchant. He made large additions to Cawder House, and built the western wing, from the design of David Hamilton. He also laid out the existing gardens, in which he formed a piece of water, by diverting the course of the river Kelvin, and effected many other improvements in the pleasure grounds. For many years he was greatly consulted by his elder brother in the management of his estate; and many of the plantations and other embellishments of Keir were planned and superintended by him. During a tour in Italy in 1824 and 1825, he purchased a considerable number of pictures, from collections made in the towns where the masters were resident, or where they had gone for study. These pictures, together with his library, are preserved by his widow at Cawder. Dying after a brief illness at Cawder, on the 30th January 1830, aged fifty-eight, he was buried at Lecropt, being the first of his family whose remains were laid in the vault under the southern end of the then recently built parish church.

5. Robert, a twin with Margaret, both born at Cawder on 24th December 1772. He went to Jamaica in 1790 and became a planter. He married Sarah, daughter of Dr. Thomas Steel of Steelfield, Jamaica, in 1807, and he died at Kingston, in Jamaica, on 28th September 1808, aged thirty-six, leaving one daughter in infancy, Helen Stirling, who died in London on 4th February 1822, aged thirteen years.<sup>1</sup> Sarah afterwards married on 3rd September 1821, Commissary-General Thomas Dunmore, and died on 23rd June 1823.

6. Margaret, eldest daughter, a twin with Robert, as above. She died at Keir in June 1784, aged twelve and a-half years.

7. Marion, born at Cawder on 12th June 1774. She kept house at Keir for her brothers, James and Archibald, for about fifty years. She died unmarried at Keir, 1st March 1842, aged sixty-eight, and was buried in Lecropt church on the 9th March.

<sup>1</sup> Letter from Commissary Dunmore.

8. Jean, born at Cawder 2nd July 1775. She lived at Keir till within a few months of her death, which took place at Bromley, Kent, where she went for the benefit of her health, on 17th September 1835. In Bromley church, a tablet is erected to her memory with the following inscription — ‘ Beneath this church are interred the mortal remains of Jane, third daughter of the late William Stirling, Esq. of Keir, in the county of Perth, N. B. She died the 17th of September 1835, at Bromley, aged 60 years, and rests, expecting the second coming of the Lord Jesus Christ.’

By his second marriage he had one son and two daughters —

1. William, born at Keir 23rd August 1789. He entered the 1st or King’s Dragoon Guards in 1810, and served till 1818, when he retired. He became a captain in 1815, and was engaged at the battle of Waterloo. He married, first, Mary, daughter of John Anderson, merchant, London, by whom he had one son —

William Stuart Stirling Crawford, now of Milton, born November 1819. He succeeded to Milton in 1828, on the death of his grandaunt, Mrs. Margaret Stuart Rae Crawford of Milton, in terms of an entail made in 1706, by John Crawford of Milton, writer in Glasgow, in favour of Sir William Stuart of Castlemilk, Knight, Baronet, and Dame Margaret Crawford, his spouse, eldest daughter of the said John Crawford, and their heirs, which obliged them to assume the name of Crawford.

Captain William Stirling married, second, Anne Charlotte Maitland, daughter of Sir Alexander Charles Maitland Gibson of Cliftonhall, Baronet, and had issue, a son and a daughter —

(1.) James Stirling Stirling Stuart of Castlemilk, who succeeded to that estate in 1828, on the death of his grandaunt, Mrs. Margaret Stuart Rae Crawford of Milton. He entered the First or King’s Dragoon Guards in June 1842, and having attained the rank of captain in that regiment, left the army in November 1852. He married at Dublin on 1st June 1852, Harriet Boswell Erskine, second daughter of Matthew Fortescue, and has issue, a son, William, born at Dublin on 9th May 1854, and three daughters, all born at Dublin, (1) Erskine, born 25th April 1853; (2) Anne, born 9th May 1854; (3) Harriet, born 20th August 1855; (4) Hannah Geraldine, born 9th October 1857.

(2.) Helen Maitland Stirling, born in 1823, who married at Edinburgh, 17th December 1846, Henry Everard of Fulney, Lincolnshire, by whom she has one son, Harry-Stuart-Stirling-Crawford Everard, born at Claybrooke Hall, Leicestershire, on 30th January 1848.

Captain William Stirling died at Castlemilk on 1st December 1825, aged thirty-six.

2. Helen, born at Cawder on 14th February 1783, married in 1814 the Rev. Angus Makellar, D.D., formerly minister of Pencaitland, and has issue—

1. The Reverend William, born 29th August 1816, married Margaret-Matilda Cunningham Graham, daughter of the late William Cunningham Cunningham Graham of Gartmore, and has issue, two sons and two daughters—

1. William-Thomas, born 19th July 1850; 2. Cunningham-Graham, born 28th July 1851; 3. Jeanette-Susan-Anna-Charlotte, born 19th March 1854; 4. Helen-Stirling, born 21st Feb. 1857.

2. John-Archibald, born 26th Sept. 1817. 3. Jane-Ann, born 2nd Sept. 1820.

3. Anne, born at Keir on 23rd February 1785. She died unmarried on 4th June 1849, at Alness Manse, Ross-shire, where she was buried.

William Stirling of Keir died suddenly at Keir on 22nd May 1793, aged sixty-eight, and was buried at Dunblane. He was walking in the grounds with his son Archibald, when he was seized with apoplexy, and he expired shortly after being carried into the house. He was succeeded by his eldest son—

#### XIX. 1. JAMES STIRLING OF KEIR AND CAWDER. [1793-1831.]

JAMES STIRLING was born at Cawder on the 8th October 1766. In 1787 or 1788, he entered the 11th Dragoons, and left the service, in which he held the rank of lieutenant, in 1793, when he succeeded his father in Keir.



With the exception of a residence in Sicily, whither he was sent for the benefit of his health during the British occupation of the island in 1812 and 1813, James Stirling spent his life almost entirely at Keir. He was very fond of field sports, especially of coursing, but his principal occupation was agriculture and the breeding and rearing of cattle, and in these pursuits he was eminently successful. During his tenure of his property, he greatly embellished the grounds, both by forming considerable plantations, and by making the north and south approaches, the latter of which he carried on a bridge over Lecropt burn, and by building the two park lodges on the Crieff and Stirling turnpike road. To the mansion house he made two considerable additions on the western side, including the drawing-room and the gallery. Dying unmarried on 26th July 1831, aged sixty-four, he was buried in Lecropt church, and was succeeded by his brother,

## XIX. 2. ARCHIBALD STIRLING OF KEIR AND CAWDER.

[1831-1847.]

ARCHIBALD STIRLING was born at Cawder on 2nd August 1769. Like former younger sons of the family, he went in early life to Jamaica, sailing for Montego Bay in April 1789. For nearly twenty-five years he was a planter there, on his father's estates of Hampden and Frontier. On his return home, he purchased from his brother Charles the estate of Kenmure, where he settled with his wife Elizabeth Maxwell, second daughter of Sir John Maxwell of Pollok, Bart. (whom he married on 1st June 1815), and resided there until her death, aged twenty-nine, on 5th September 1822. After that event he removed to Edinburgh, where he lived for some years in the house No. 24, Drummond Place, which he purchased. In 1831 he succeeded his brother James in the family estates, and resided at Keir with little interruption until his death, which took place somewhat suddenly in the night of the 9th of April 1847. During these sixteen years, he devoted himself with great zeal to agricultural pursuits, and drained and improved large portions of his property, both at Keir and Cawder. Like his brother James, he also paid considerable attention to the breeding and rearing of stock, especially short-horned cattle. He completed the drawing-room and gallery, added to the mansion house of Keir, but left unfinished by his brother. At Cawder and Kenmure, he added considerably to the value of his lands by the discovery of iron, coal, and freestone, which are still extensively worked there. In the later years of his life, his West Indian property, like most others at that time, was greatly deteriorated in value; and he sold his estate of Frontier, which had sometimes produced a yearly return of £5000 for something less than £8000. As a landlord, Archibald Stirling was both liberal and beloved, and few men were more munificent in their charities. By his wife, he had three children —



1. William, now of Keir.

2. Hannah-Ann, born at Kenmure on the 17th August 1816. She died unmarried at Carlsbad in Germany, on the 18th July 1843, and was buried in Lecropt Church. A monument has since been erected to her memory by her brother, in the old church-yard of Lecropt, which is now enclosed within the woods, at the south-east of the park at Keir.

3. Elizabeth, born at Kenmure on the 24th August 1822. She died unmarried on the 12th September 1845, and was buried in Lecropt Church on the 20th September. A monument to her memory was erected at the same time with that of her sister, in the old church-yard of Lecropt.

XX. WILLIAM STIRLING, NOW OF KEIR AND CAWDER.

HE was born at Kenmure on 8th March 1818. He graduated B. A. at Trinity College, Cambridge, in 1839, and M. A. in 1843. He disentailed the family estates in 1849; and in 1852, he sold for about £2000 the estate of Hampden in Jamaica, the remaining portion of a property which had for some years ceased to meet its expenses. He has made considerable alterations in the house and grounds at Keir, having removed the entrance from the east to the north, built a new set of offices, turned the old entrance hall into a library, and added a bay of five windows to the centre of the eastern front. The porch, gateway, and connecting arcade, and the terraces which surround three sides of the house, were likewise constructed by him, and he has added considerably to the pleasure-grounds. These improvements were chiefly effected between 1849 and 1851. He was elected M. P. for Perthshire at the general elections of 1852 and 1857.



He is author of the following works—

Songs of the Holy Land. 8vo. London, 1847.

Annals of the Artists of Spain (Plates). 3 vols. 8vo. London, 1848.

The Cloister Life of the Emperor Charles V. Fcap. 8vo. London 1852. Reprinted in 1852 and again in 1853.

Velazquez and his Works. Fcap. 8vo. London, 1855.

Notices of the Emperor Charles V. in 1555 and 1556; selected from the Despatches of Federigo Badoer, Ambassador from the Republic of Venice to the Court of Bruxelles. Sm. 4to. London, 1856.

**Armorial Bearings** (Engraved on the back of Title Page).

*Shield*: Argent, on a Bend azure, three Buckles, or. *Crest*: A Moor's head in profile. *Supporters*: Two Greyhounds. *Motto*: Gang Forward.



THE HOUSE



PAWLEY HOUSE

1850







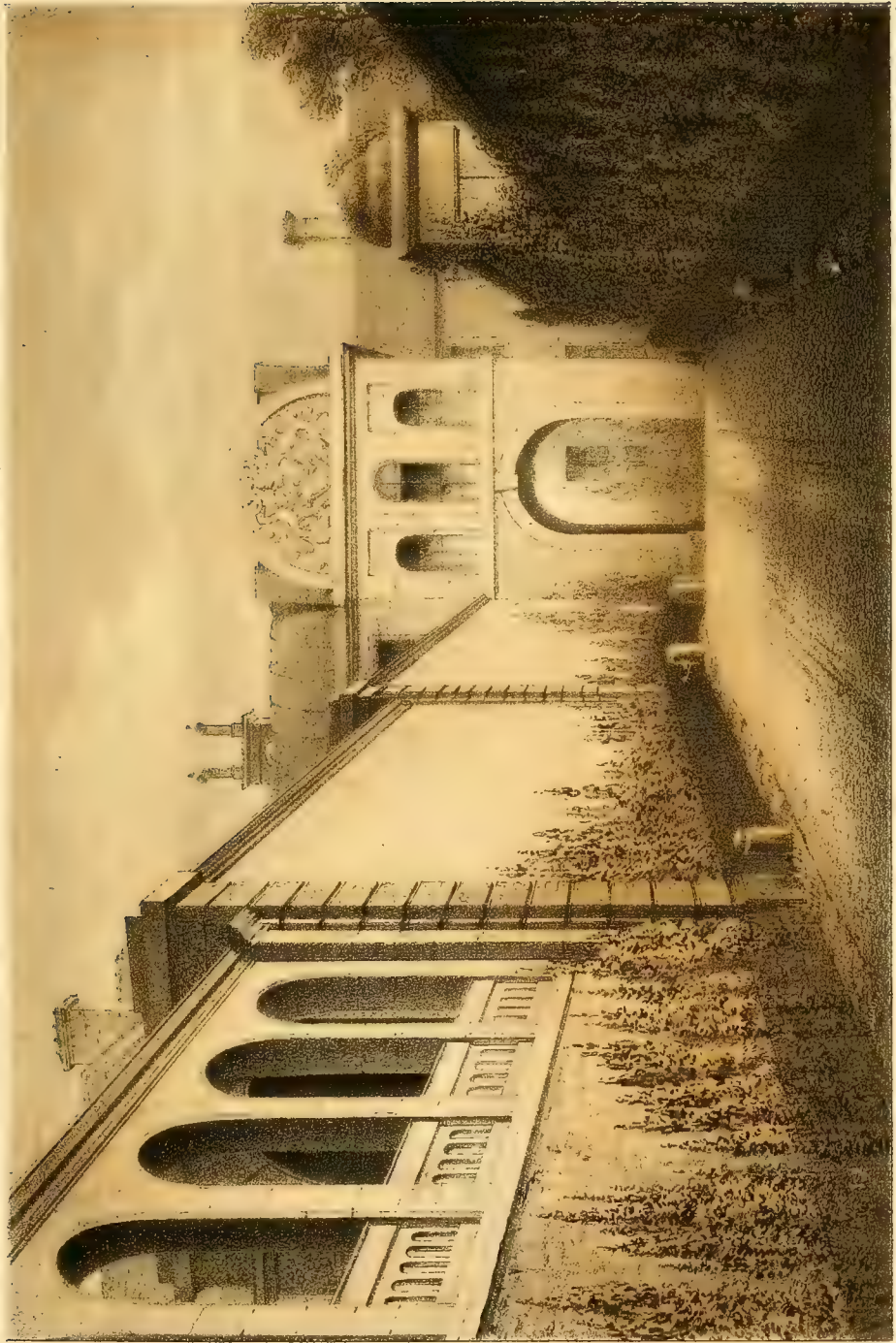
1858.



KEIR FROM THE WEST 1858 .

James J. M. Parlane, Edinb.

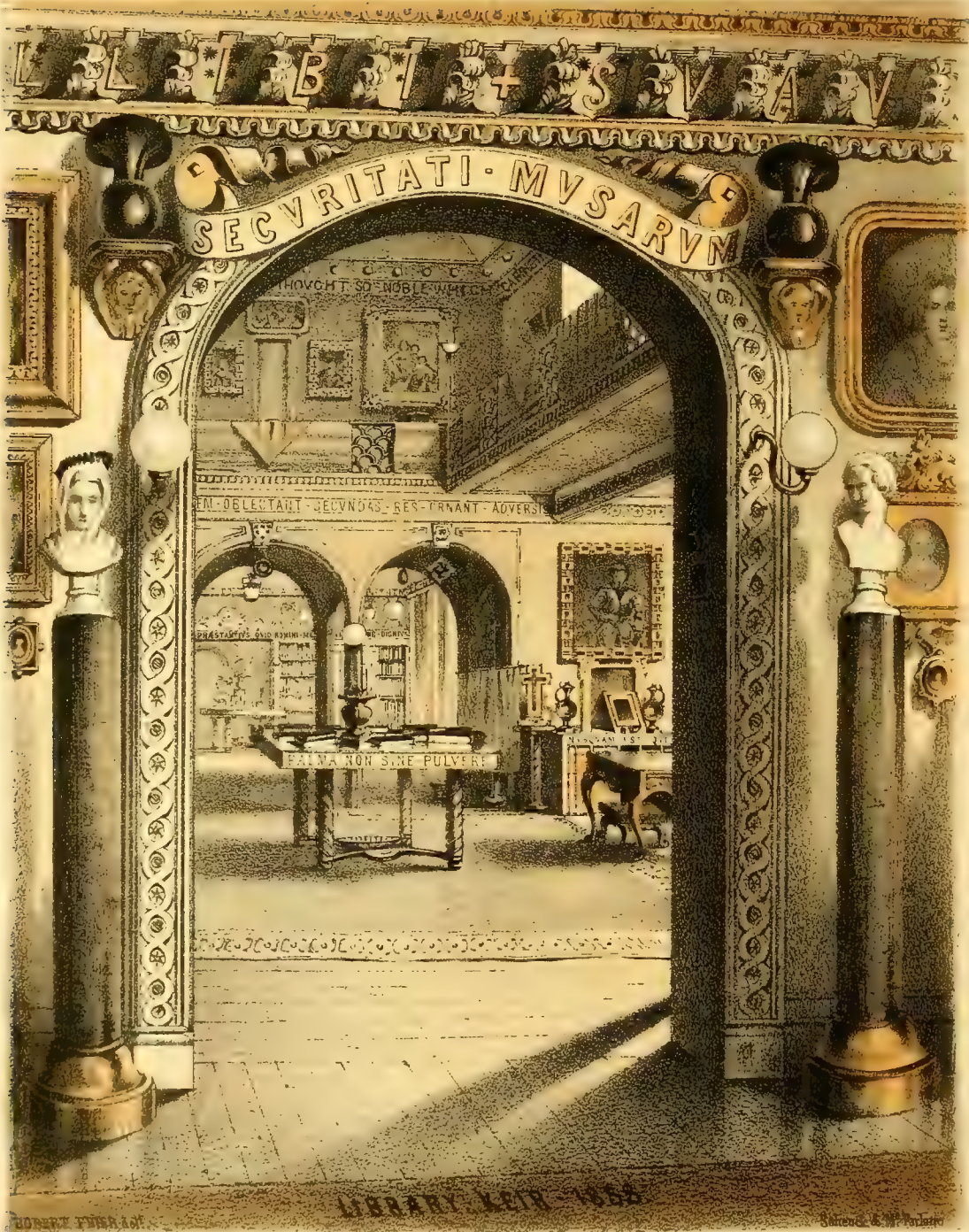
J. Edgar



KEIR ENTRANCE 1858

Scanned by M. Farlane East

J. Ludlow del.





THE BRIDGE AT ST. MARTIN'S, PARIS. BY J. M. W. TURNER. 1824.



IN MEMORY OF  
ELIZABETH STIRLING  
DIED 1845

W. & A. Barber, Edin.

W. & A. Barber, Edin.

IN MEMORY OF  
HANNAH ANN STIRLING  
DIED 1843

KEIR VAULT LECROFT CHURCH. 1858.

# BRANCHES OF THE STIRLING FAMILY.

## I. STIRLING OF GARDEN,

IN THE PARISH OF KIPPEN AND COUNTY OF STIRLING.

THIS branch is the nearest in male succession to the main line of Keir after Mr. Stirling Crawford of Milton, and his brother Mr. Stirling Stuart of Castle-milk and his family. It has existed since the year 1613; and in the course of its descent, has produced a successful lawyer, who attained to the dignity of the Bench, and a distinguished mathematician, who was the friend and correspondent of Sir Isaac Newton, and other eminent men of his time.

Garden, Gardenne, or Carden as it was frequently called, was acquired in the beginning of the seventeenth century, by Sir Archibald Stirling of Keir, from Sir James Forrester of Garden, whose family had possessed that estate for a considerable period. Garden was then of much greater extent than it is now. In Pont's Map of the Lennox, there are noted the East, Middle, and West Cardens. The old Castle or Tower of Garden has been demolished but the site is well known. It stood on a knoll, in a large marsh, about half a mile to the north-west of the present mansion house of Garden.<sup>1</sup>

The first Stirling who possessed Garden as a separate estate was—

I. SIR JOHN STIRLING, Knight, second son of Sir Archibald Stirling of Keir. Sir John was born about the year 1595, and on the occasion of his marriage in 1613, obtained Garden from his father. As Sir John's eldest son, Lord Garden carried on the line of the Keir Family, an account of both father and son is given under the Keir line. The eldest surviving son of Sir John was—

II. SIR ARCHIBALD STIRLING of Garden, Knight, Lord Garden, an account of whom, as already stated, is given under the Keir line. The eldest son of his second marriage was—

<sup>1</sup> The Gallowhill of Garden was a little to the north of the old Tower. Old people at Garden remember the stone in which the gallows was fixed.

III. ARCHIBALD STIRLING of Garden,<sup>1</sup> who was born on the 21st March 1651. He succeeded to Garden on the death of his father, Lord Garden, in 1668, in terms of a disposition executed by the latter in the previous year. Along with the Lairds of Keir, Kippendavie, Touch, and Newton, this Laird of Garden was concerned in the rising in favour of the Stuart family in 1708, which was known as the 'Gathering of the Brig of Turk.' He was apprehended and taken prisoner to London for examination before the Privy Council. On his way to London, he writes to his wife from Newcastle in May 1708 — 'The people as we pass, flockes in great numberes to gaise on ws, but they 'appeare to be vary civill by their prayeres for ws.'<sup>2</sup> He was imprisoned in Newgate till the July following,<sup>3</sup> when he and his fellow prisoners were sent back to the Castle of Edinburgh. They were afterwards tried for high treason and acquitted.<sup>4</sup> Archibald Stirling married, 1st, in April 1677, Margaret Baillie, only daughter of Sir Gideon Baillie of Lochend, and widow of Sir John Colquhoun of Luss, Baronet.<sup>5</sup> Of this marriage there was an only son, Archibald [IV.], who succeeded his father. Margaret Baillie died on 20th July 1679, and the following elegy, preserved at Garden, was written on the occasion —

As verteue, prudence, wisdome, goodnes, grace  
 Are treue characters of this Gracious Guyd,  
 So meeknes, loue, illustrating her place  
 To be suprem, includeth all besyd.  
 So wee perceauē no splendor one can haue  
 Will free them from fatalite of graue,  
 Iff ought could plead exemption from that strok,  
 Hir immense mynd adorn'd with sacred store  
 Off select scantion, might the heaueues provok  
 To pittie people that can plead no more.

Bot since nor grace nor verteue this can moue  
 Wee most submit vnto the God of Loue.  
 Wee sie her losse, may weal compared bee  
 Vnto the fall off sum great fabrick fair,  
 Which guylted ore shyn'd with excellencie  
 Non to be seen that with it could compair  
 Bot now decay'd: So shee whil hear below  
 Had no compair for any thing wee know  
 Itt is most sure she lived all her lyffe  
 A most kynd Mother, Widow and a Wyffe.<sup>6</sup>

Archibald Stirling married, 2ndly, contract dated 26th January 1686, Anna, eldest daughter to Sir Alexander Hamilton of Haggs, near Linlithgow, and

<sup>1</sup> There is a portrait of him at Garden, marked 'Archibald Stirling of Garden, brother of Sir John Stirling of Keir.'

<sup>2</sup> Letter at Garden.

<sup>3</sup> Copy warrant by the English Privy Council.

<sup>4</sup> State Trials, vol. v. p. 630.

<sup>5</sup> One letter on the occasion of Margaret Baillie's first marriage to the Laird of Luss younger, and two letters from her brothers-in-law on the subject of her second marriage, are printed in the Correspondence.

<sup>6</sup> There is a portrait of Margaret Baillie at Garden. She was the mother of Lillias Colquhoun, wife of Sir John Stirling of Keir, who was the eldest brother of Archibald Stirling of Garden. The wives of the two brothers were thus mother and daughter, the younger brother being married to the mother. A contemporary writer records, that Margaret Baillie was 'a pattern for temperance and modesty, and an exact instructor of her children.' [Law's Memorials, p. 89.]

Dame Mary Murray, his spouse. The tocher of Anna was ten thousand merks Scots. 'Mistress Anna Hamilton, Lady Garden,' was living on 8th March 1731, but she died before 20th January 1735. By her he had four sons—

1. James, who died before 1701. His sisters, Elizabeth, Anne, and Mary, were retoured heiresses of provision to him on 22nd May 1716.<sup>1</sup>

2. John, who acquired Garden from his eldest brother Archibald in 1718.

3. James, who was an eminent mathematician. A short notice of him will be found at the end of this account of the Garden Family.

4. Charles, who went to Kingston, Jamaica, and became a merchant there. In the family he was commonly called 'The Merchant.' He died, unmarried, after the year 1739.<sup>2</sup>

These three sons, John, James, and Charles, had a bond of provision from their father, dated 19th December 1701.<sup>3</sup>

Archibald Stirling and Anna Hamilton had also five daughters—

1. Marion, who was baptized on 2nd August 1690.<sup>4</sup> 2. Elizabeth. Her father writes to her mother from London on 8th of July 1708, that he and his fellow prisoners were to be sent to Edinburgh Castle—'Let poor 'Lizie come in with you, for I would see her ther since I wanted her at 'parting.' She died young. 3. Margaret. She also died young, and was buried in the Greyfriars' Churchyard, Edinburgh, on 27th October 1701.<sup>5</sup> Her sisters, Elizabeth, Ann, and Mary, were retoured heirs of provision to her on 22nd May 1716.<sup>6</sup> 4. Anna, who died at Leadhills on 8th April 1747, unmarried. 5. Mary, who died unmarried.<sup>7</sup> After possessing Garden for forty-eight years, Archibald Stirling [III.] died on 19th August 1715, aged sixty-four, and was succeeded by the only son of his first marriage,

IV. ARCHIBALD STIRLING of Garden. He was born before 20th July 1679. In April 1706, he went to Barbadoes as private tutor in the family of Judge Walker, and in 1709 became tutor in the family of Brigadier Thomas Alleyne,

<sup>1</sup> Retour at Garden.

<sup>2</sup> Information from the late James Stirling of Garden when in his 84th year.

<sup>3</sup> Original at Garden.

<sup>4</sup> Dunblane Parish Records. Marion must have died before 11th May 1692, as she is not named in the bond of provision of that date; the other three

daughters were all born before 11th May 1692, as they are named in a bond of provision, in their favour, of that date.

<sup>5</sup> Copy Funeral Letter, and Account of Funeral Charges at Garden.

<sup>6</sup> Retour at Garden.

<sup>7</sup> Information from the late James Stirling of Garden as before.

‘ one of the richest and greatest men in the Island,’ where he was ‘ very civilly used, and lived as happily as any man in the Island.’<sup>1</sup> He was served heir to his father, Archibald Stirling of Garden, on 20th November 1717. Archibald Stirling made over Garden to his next brother John, about a year after his succession. Archibald married at Barbadoes in 1712, Elizabeth Jones, widow of Mr. Read of that island. An account of this lady is given in the following letter from him to his father, dated Barbadoes, 9 March 171 $\frac{1}{2}$ —

‘ The person I incline to marry is a widow of about 23 or 24 years old, a very good woman, and of very good sense and discretion, and very well born. The truth is, she has no great fortune (the most of what I can expect with her not being above 400£), but if I carry this business,<sup>2</sup> I shall not much want money: and her education and frugality are better than a fortune. She never had a child, her former husband having died young, and being obliged to part from her presently after marriage, so that she goes by the name of the Maiden Widow. All my friends here, particularly the Brigadier, approve of my choice; and I shall be very happy if you please to approve of it too. I have represented nothing to you but the truth in this affair, and have omitted to tell you nothing material, save only this, that I can have several other ways of living very comfortably, in case this which I have mentioned should miscarry, for I have very good friends in this countrey. Now, Sir, as you have never crossed me hitherto in any lawful thing I inclined to, so I beg you wou’d not in this; for, to tell the truth, I love the woman, as for the reasons above, so particularly for her good humor, and if I cannot be so happy as to obtain her, I believe I shall hardly ever make any other attempts of that nature. I had almost forgot to tell you her name, which is Elizabeth Read: her maiden name was Jones; for in this country, as in England, women after they marry are always called by their husband’s name, never by their own. Her former husband had a very good Estate in this Island, but did not live to enjoy it.’

Archibald, the eldest son of Archibald Stirling and Elizabeth Jones, was born on the 18th of March 1713; and his father writes in June following, that ‘ he is a very fine lusty child;’ and again in the July of the next year, that his little son ‘ is almost the very picture of my brother at Oxford. I pray God he may be as good a man as he is like to prove.’<sup>3</sup> James Stirling, the Mathematician, here referred to, writes to his brother John on 18th

<sup>1</sup> Letters from Archibald Stirling (IV.) at Garden. <sup>2</sup> An appointment to a Free School. <sup>3</sup> Letters at Garden.

April 1728, that their brother 'Baldy' was then in London in very reduced circumstances — ' I got him lately in to be a clerk, where he would have had £60 a year, but after they saw him old and using spectacles, and writing bad and slowly, they turned him out, and ever since he has been in the utmost necessity. . . . His eldest son has been a voyage to the East Indies, and in two or three years when he is stronger, I shall be able to get him in a midshipman, which will be enough to make him for his lifetime, if he be good for any thing.' The same letter concludes with a warm appeal to the writer's mother for clothing for poor 'Baldy,' who was an object of compassion to the kind hearted mathematician. In the following year, Archibald Stirling kept a school in London, the fees from which 'nearly maintained him,' as his brother James writes. There was another son, if not two, of this marriage, but all the sons died young. Archibald Stirling died in August 1732, leaving three daughters. An account of his death and family is given in the following letter from his brother James, dated the 12th of the same month —

' This is to let you know, that our brother Baldy dyed on Tuesday last. From the time that he angred me about going to Jamaica, till the time he fell ill, I had not seen him. When he begun to be apprehensive he sent for me; I found him in a weak condition, but I never heard of any body in my lifetime that was so easy, and at the same time so sensible of his condition. He had been well enough supplied while he lay sick, and I assisted him from the time I knew of his illness, which was three weeks before his death. I sent his wife money sufficient to bury him in a decent manner. He has left three daughters, one of about 17 or 18, another of 10, and the youngest two years old. You know his death pays his debts, so it is like a beginning of the world to his wife. If any of our friends be inclined to help her in any manner, I shall be very willing to bear a share, altho' in proportion I believe I am before hand with any of them on that score. I am sure, since I was last in London, he has got at least £100 sterling of me, and was never 100 pence the better for it. For this while past, as I had not supplied him, he was much more diligent about his school, and lived much better than he used to do when he knew where to get a small matter when he wanted it. His wife is a strong healthy woman, able enough to work for herself, and her eldest daughter will be a help to her, while the other two are a burden.'<sup>1</sup>

<sup>1</sup> Letter at Garden.

The youngest daughter was married to Mr. Layton, and had at least one son, Thomas Layton of Old Manse, Kinross, who died there on 23rd November 1836, leaving two sons and one daughter, viz. — (1.) David Stark Layton, surgeon, L.R.C.S.E. (2.) Thomas James Layton, M.D., Surgeon, R.N.; and (3.) Margaret Anne Layton, married to David Syme, Esq., Sheriff-substitute at Kinross. The other two daughters of Archibald Stirling were Margaret and Sarah. The former died at Edinburgh about the end of the last century, unmarried. The latter was married to Mr. Adams, and died at Leadhills about the same time as her sister Margaret.

IV. JOHN STIRLING of Garden. On 21st November 1716, a decree was obtained against Archibald Stirling, eldest lawful son of the first marriage, and heir of line to the deceased Archibald Stirling of Garden, his father, and John Stirling, eldest lawful son of the second marriage, and heir of provision and tailzie to the said deceased Archibald Stirling.<sup>1</sup> John Stirling acquired Garden from his eldest brother Archibald in 1717. John married, contract dated 2nd December 1736, Grizell Graham, youngest daughter of Robert Graham of Gartmore.<sup>2</sup> They had three sons and two daughters — 1. Archibald, who succeeded to Garden. 2. Robert, born on Friday, 9th, N. S. 20th, March 1739. He went to India in the military service; and while returning home in bad health, died at the Cape of Good Hope in 1765, unmarried.<sup>3</sup> 3. James, born on Thursday, 4th, N. S. 15th, December 1740. He went to Jamaica as a planter, and died there young and unmarried.<sup>3</sup> 4. Isabell, born 12th January 1742; and 5. Ann, born 16th November 1747. Isabell and Ann died unmarried—the latter at Garden about the year 1825.<sup>3</sup> Grizell Graham predeceased her husband in May 1751.<sup>4</sup>

John Stirling built the present house of Garden, about the year 1751, on the lands of Blairfeichan. The Old Tower of Garden was then pulled down and the materials used in building the new house.<sup>5</sup> John Stirling died about the year 1760, and was succeeded by his eldest son —

<sup>1</sup> Decree at Garden.

<sup>2</sup> ‘Our brother and good-sister are very kind, and am pritty sure I could not wish that either he could be happier in a wife nor us in a good-sister.’—Letter from Anna Stirling, 4th Sep. 1738, at Garden.

<sup>3</sup> Information from the late James Stirling of Garden.

<sup>4</sup> Letter from Anna Graham at Garden.

<sup>5</sup> Although some members of the Stirling family were born at Garden Tower, it was not generally inhabited. The family resided partly at their mansion houses of Polmaise (now Stewartball), near Stirling, Ochiltree, near Linlithgow, and in Edinburgh.

V. ARCHIBALD STIRLING of Garden. He was baptized on 13th January 1738. When he was boarded with a friend in his youth, his aunt, Mary, wrote to his father that 'he is a gentle sweet lad.'<sup>1</sup> He succeeded his father in Garden about the year 1760. At that time and previously, he assisted his uncle James in the management of the mines at Leadhills, and on the death of his uncle, he became sole manager. He purchased the estates of Arnmore, Arnfinlay, and Arngibbon, all adjoining Garden. He executed an entail of the estate of Garden on 22nd November 1816, and recorded in the Register of Entails on 21st December following. After James Stirling, his only son, and Ann Stirling, sister of the granter, he nominated the second son to be born to Archibald Stirling of Hampden, in the Island of Jamaica, afterwards of Keir, and also William, John, James, Charles, and Sylvester, the second, third, fourth, fifth, and sixth sons of John Stirling of Kippendavie, and the second or other younger sons of Patrick Stirling, his eldest son. In the event of there being only one son existing for the time in any degree or generation, it is provided by the entail, that such only son may enjoy both estates of Garden and Keir, or Garden and Kippendavie, during his life, or until he had a second son who should attain the age of twenty-one years, when Garden should devolve on him. From the terms of the destination in this entail, it is clear, that at the date of it there were no nearer heirs-male of the Garden family, known to the maker of the entail as then existing, otherwise they would have been nominated preferably to the younger sons of the Keir and Kippendavie families. Archibald Stirling married in 1772 his cousin, Christian, daughter of James Stirling the Venetian. He died at Garden in January 1824, aged eighty-seven, and was succeeded by his only son —

VI. JAMES STIRLING of Garden. He was born on 3rd September 1772. He purchased the estate of Arnprior, adjoining Garden. During his possession of the estate of Garden, he greatly increased its value by extensive and judicious improvements, having expended nearly £40,000 since his succession in 1824. He was regarded by his tenants as one of the best landlords in the district. He died on 20th June 1856, aged eighty-four, having married in

<sup>1</sup> Letter at Garden.

January 1844, Isabella Monteith, who survives him;<sup>1</sup> and was succeeded by his only son —

VII. JAMES STIRLING, now of Garden—He was born in 1844.

<sup>1</sup> The Editor is glad to take this opportunity of expressing his thanks to Mrs. Stirling of Garden for the great assistance which he received from her while investigating the family papers at Garden, and collecting information relative to different members of the family. The best thanks of the Editor

are also due to Thomas Barty, Esq., Dunblane, for the great trouble he has taken in furnishing information regarding this branch. Mr. Barty has for many years been factor on the Garden estate, and was an intimate friend of the late Mr. Stirling of Garden.

**Armorial Bearings.**



*Shield:* Argent, on a Bend azure, three Buckles or; in chief, a crescent, gules.  
*Crest:* A Moor's Head in profile. *Motto:* Gang Forward.

## JAMES STIRLING, THE MATHEMATICIAN,

COMMONLY CALLED THE 'VENETIAN.'

HE was the second surviving son of the second marriage of Archibald Stirling of Garden (III.), and grandson of Lord Garden. He was born before 11th May, and baptized on 1st August 1692, and was the second son of the same Christian name, his eldest born brother, James, having died in infancy. It is believed that James Stirling was first educated at Glasgow. When in his eighteenth year he went to the University of Oxford. This was either in the end of December 1710, or in the beginning of the following year. During his journey to London, preparatory to joining the University of Oxford, James Stirling writes to his father, from Newcastle-under-Lyne, on the 18th of November 1710 — ' We are within 116 miles of London.' . . . ' We have been all very well since we came away, and the foll rids very ' well, and hath a very good stomach.'<sup>1</sup> After reaching London, he writes to his mother on the 12th of December — ' I spent as little money on the road as I could. ' I could spend no less, seeing I went with such company, for they lived on the ' best meat and drink the road could afford. Non of them came so near the price of ' their horses as I did, altho' they kept them 14 days here, and payed every night ' 16 pence for the piece of them.' . . . ' There is no fear of ill company here, ' since I have non but ministers.'<sup>2</sup> Being at length established at Oxford, he writes to his father from thence on the 20th of February 1711 — ' Every thing is very dear ' here. My shirts coast me 14 shillings Sterling a piece, and they are so course I ' can hardly wear them, and I had as fit hands for buying them as I could.' . . . ' We have a very pleasant life as well as profiteable. We have very much to do; ' but there is nothing here like strickness. I was lately matriculate, and with the ' help of my tutor, I escaped the oaths, but with much ado.'<sup>3</sup> In another letter to his father, dated Oxon, 20th March 1712, James Stirling writes — ' I doubt not but you ' have heard of Bannockburn's marriage to Mar's sister. The 18th of this month ' dyed my Lord Glames at London of the small pocks, just as he was setting of for ' his journey to Scotland, as honest a young gentleman as ever our country produced, ' and one that was no litle admired while he was here by the most competent judges ' of the University for his learning, to which he applied more closs than is usual for ' persons of his quality.'<sup>4</sup>

<sup>1</sup> Letter at Garden.

<sup>2</sup> Ibid.

<sup>3</sup> Ibid.

<sup>4</sup> Ibid.

Chiefly through the interest of the Earl of Mar, James Stirling was, in 1711, nominated one of Bishop Warner's Exhibitioners in Baliol College.<sup>1</sup> Archibald Stirling, the elder brother of James, congratulates their father on having obtained the nomination — 'I am very glad to hear that my brother James has been so lucky as to get a presentation to an Exhibition at Oxford, where he will have an occasion of the most polite education in the world; and I hope in God he will improve it to the best advantage.'<sup>2</sup> James Stirling continued for five years at Oxford, where he obtained a high reputation as a distinguished mathematician. He was expelled the University in 1715, for his correspondence with the Garden and Keir families, who were keen Jacobites. He afterwards resided for several years at Venice, as a professor of mathematics. During his residence there, and subsequently, he corresponded with Sir Isaac Newton and other eminent mathematicians. There are preserved at Garden a few letters written to and by James Stirling, the remains of a larger collection, unfortunately destroyed. Amongst them are letters from Maclaurin, Cramer, Euler, Bernoulli,<sup>3</sup> Klingenshiern, Castel, Bradley, Cumming, Campailla, Machin, Folkes, and Clairaut, chiefly written between 1728–1738. One is as late as 1747. As specimens of that correspondence, one letter to James Stirling, and another by him, are here quoted —

GABRIEL CRAMER,<sup>4</sup> Professor of Philosophy at Geneva, to JAMES STIRLING the Venetian,  
20th June 1729.

Viro Clarissimo, Doctissimo Jacobo Stirling, L. A. M. et R. S. Socio, Gabriel Cramer,  
S. P. D.

DOMINUM Klinguestierna Matheseos Professorem Vpsaliensem, amicum meum intimum, eo digniorem esse familiaritate tua intelliges, quo tibi intimius innotescet. Is cum apud Germanos haud vulgaris Mathematici famam reportasset et a Johanne Bernoullio mihi magnopere commendatus mecum Parisiis degeret; in Angliam profecturus est ut

<sup>1</sup> Copy Nomination at Garden. It appears from a letter from the Earl of Mar's secretary, that he paid a guinea of 'drink money for the nomination.'

<sup>2</sup> Letter, dated Barbadoes 25th August 1711, at Garden.

<sup>3</sup> Sir David Brewster, in his *Life of Sir Isaac Newton*, has printed a letter addressed to Sir Isaac 'from the Scotch mathematician, James Stirling, who met with Nicolas Bernoulli when he was at Venice in 1719.' Vol. II. p. 300, N. 3. In that

letter James Stirling acknowledges the generosity of Newton, and it seems to bear out the statement of the author of the *Life of Sir Isaac*, that 'he gave money to Stirling, and brought him from Venice.' *Ib.* p. 411, N. 4.

<sup>4</sup> Gabriel Cramer was born at Geneva in 1704. He was Professor of Philosophy there, and died in 1752 at Bagnols. He edited the works of John and James Bernoulli, and wrote a great number of works, of which a list will be found in the *Histoire Litteraire de Genève* of Senebier.

Mathematicorum, tuique in primis, consuetudine uteretur. Vbi tuum in me amorem intellexit, confidit his meis literis se apud te gratiosum fore; quæ ne spes eum fallat vehementer rogo te: sed ut ad eam voluntatem quam tua sponte erga ipsum habiturus esses, tantus cumulus accedat commendatione mea, quanti me a te fieri intelligo: hoc mihi gratius facere nihil potes. Vale.

Dabam Genevæ ad diem 20 Junii 1729.

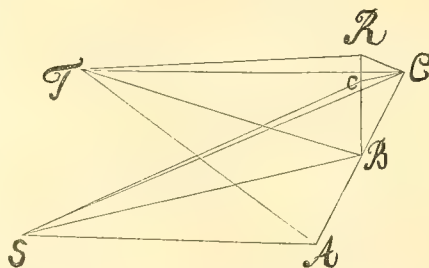
To Mr. James Stirling, F.R.S. at the Academy in Little Tower Street, London.

JAMES STIRLING to LOUIS CASTEL, July 1733.

Doctissime Celeberrimeque Vir,

Gratias ago maximas propter epistolam quam nuper ad me scribere dignatus es, cui certe responsum antehac dedissem si per varia negotia licuisset. Commentaria Trivoliensia ad manus meas nondum pervenere; fateor tamen me pluribus nominibus tibi devinctum propter ea quæ in aliis tuis operibus de me scripta videram. Cur ego ad amicum communem D. Ramsay ea scripsi quæ tibi paulo liberius dicta videntur, in causa fuit tua erga me publice attestata benevolentia, quam certe credebam me satis remunerari non posse, agnoscendo librum tuum de gravitate esse multiplici cruditione refertam, si non libere etiam tecum communicarem objectiones quasdam, mea opinione haud male fundatas; hoc enim ni fallor non minus quam illud munus est amici.

Quantum ad æqualitatem arearum circa centrum virium, ego in pagina 539 tui libri credebam CR fuisse errorem præli, siquidem nulla istius modi linea extat in schemate, et pro eadem legebam Cc.<sup>1</sup> Et procul dubio oportet CR et Cc esse unam atque eandem, tam magnitudine quam positione, nisi fingas duas esse vires centripetas ut in tua epistola. Ibi supponis demonstrationem Newtoni pro æqualitate arearum circa punctum S, dein profers propriam pro arcibus circa punctum T: quam ais tam veram esse quam eam Newtoni: quod ego libenter concedo. Nam si, existente S centro virium, areæ circa idem aequales sint per demonstrationem Newtoni; annon per eandem demonstrationem arcæ erunt æquales circa aliud quodvis punctum T modo idem supponatur esse centrum virium? Sed quid

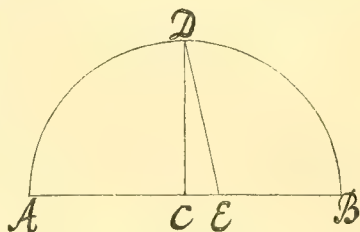


<sup>1</sup> The two figures in this letter are engraved from the original drawings by James Stirling.

hoc ad nostram controversiam ego sane nondum percipio. Tuum est demonstrare areas esse æquales circa punctum quod non est centrum virium, alias inconcussa manebit veritas propositionis Newtonianæ.

Inquis me, si perlegerem paginas 531, 532, &c. ‘Sensurum non in solo trium linearum non parallelarum parallelismo rem stare, sed in ipsa præcipue curvarum geometricarum natura, quarum latera infinitesimalia sunt omnino indeterminata ut hoc vel illo modo physico resolvantur in determinationes laterales numero infinitas.’ Sed post lectas sedulo paginas mihi recommendatas, minime sentio rem stare in natura curvarum, etiamsi resolvi possint in latera infinitesimalia ad libitum. Et si  $CR$  et  $Cc$  supponantur non coincidere, erunt duæ vires centripetæ, quo in casu nihil probari potest contra Newtonum. Ut autem coincidant est impossibile, quoniam  $SA$  et  $TA$  non sunt parallelæ.

Revolvatur jam corpus in semicirculo  $ADB$ , cujus centrum  $C$ , et  $E$  punctum quodvis in diametro  $AB$ , cui normalis sit  $CD$ . Dico impossibile esse areas circa puncta  $C$  et  $E$  descriptas esse temporibus proportionales. Sit enim si fieri potest. Itaque ex hypothesi erit ut tempus quo arcus  $AD$  describitur ad tempus quo arcus  $DB$  describitur, ita quadrans  $ACD$  ad quadrantem  $DCB$ ; et eadem de causa ut tempus quo describitur arcus  $AD$  ad tempus quo describitur arcus  $DB$ , ita area  $AED$  ad aream  $DEB$ ; unde, ex æquo, ut quadrans ad quadrantem ita sector  $AED$  ad sectorem  $DEB$ , unde, ob quadrantes ejusdem circuli sibi invicem æquales, erit area  $AED$  æqualis  $DEB$ . Quod est absurdum, nam prior excedit quadrantem, posterior vero ab eadem deficit triangulo  $CDE$ . Hæc autem deducitur consequentia non arguendo a finito ad infinitum, aut ab infinitesimali ad finitum, sed argumentando per æqualitatem rationis. Et in quacunque curva deferatur corpus, geometricè semper demonstrari potest, impossibile esse ut arcæ circa duo puncta descriptæ sint temporibus proportionales.



Ais veram esse observationem Kepleri, et veram esse demonstrationem Newtoni, sed non vere applicatam huic observationi: quod ultimum velim ostendes. Deinde ais, ‘punctum  $S$  centrum esse ita demonstratur, ut centrum sit et  $T$  eodem modo, et quodvis punctum aliud, nullum enim est ad quod non dirigitur vis centripeta, ut ipse adstruit Newtonus, varias versus varia puncta curvæ definiens vires centripetas.’

Newtonus ut demonstraret vim, qua planetæ retinentur in orbibus, tendere ad centrum Solis, ostendit per prop. 2, lib. 1, corpus omne quod movetur in curva, et radio ducto ad punctum immobile ducto describit areas temporibus proportionales, urgeri a vi centripeta

tendente ad idem punctum : quumque Keplerus observasset planetas describere areas circa solem temporibus proportionales, concludit vires quibus planetæ retinentur in orbibus tendere ad centrum Solis. Et hæc est legitima argumentatio ; quoniam unicum tantum est punctum circa quod aræ descriptæ sunt temporibus proportionales. Unde constat nec punctum T, nec aliud quodlibet, probari posse centrum virium, nisi prius observetur areas circa idem descriptas esse temporibus proportionales.

Newtonus definivit legem vis centripetæ tendentis ad punctum quodvis in genere, at exinde non sequitur eum adstruere vim centripetam tendere ad omnia puncta ; e contra, tota vis demonstrationis propositionis 1<sup>mæ</sup> Lib. I, de æquabilitate arearum, pendet ex hoc, quod vis centripeta dirigatur ad unicum punctum idque immobile. Nam si dirigeretur ad punctum mobile, vel ad duo aut plura puncta, propositio esset falsa. Et si vis centripeta tenderet ad duo puncta immobilia, tum triangulum confectum lineis jungentibus puncta illa duo et centrum corporis moventis describeret solida proportionalia temporibus, ut paucis ab hinc annis invenit D. Machin. Lex autem pro pluribus centris quam duobus nondum est reperta : æqualitas arearum ad unicum centrum pertinet. Inquis plerasque Newtoni assertiones esse geometrice veras et physice falsas ; hanc distinctionem fateor me non capere : nam secundum me assertio Geometricæ vera est propositio demonstrata ; hæc erit semper et ubique vera, nec falsa physice aut metaphysice, aut alio quovis modo. Fieri quidem potest propositionem Geometricam in rerum natura locum non habere, propter aliquam suppositionem quæ in natura non est, sed inde non sequitur propositionem esse falsam. Exempli gratia, si nulla existat linea absolute recta in rerum natura, tum nullum extabit triangulum cujus tres anguli æquantur duobus rectis ; attamen est propositio vera, non solum geometrice sed et in omnibus scientiis, quod tres anguli trianguli æquantur duobus angulis rectis modo latera ejus sint lineæ rectæ. Si tantum velis, non sequi conclusiones geometrice inventas existere, nisi per experimenta vel observationes constiterit, hypotheses quibus innituntur hæ conclusiones existere, inficias non ibo.

Si habes opusculum apud te quo physica Newtoni tota convellatur, oro te meo et omnium nostratum nomine, ut eundem illico mandes prælo, neve patiari Newtoni reverentiam te cohibere a propaganda veritate, cujus amor apud nos antecellit reverentiam qua colimus mortalium quemvis.

In conclusione dicis 1<sup>mº</sup> sine ulla vi centripeta, et sine ullo centro, æquabiles esse tamen areas circa punctum E. In cujus contrarium aio demonstrationem Newtoni in eo fundari, quod sit vis centripeta continue agens, et quod vis illa semper tendat ad unicum immobile centrum. Secundo dicis infinita esse puncta circa quæ hæc vigeat inæqualitas ; hujus autem impossibilitas geometrice demonstrari potest, de quo itaque

non est mihi disputandum. Adeoque post omnia quæ ad me scripsisti, non percipio propositionem fundamentalem Newtonianæ Systematis ruere; ignoscas interim oro si tibi assentire nequeo, et obsecro ut tu legas hanc epistolam eodem animo quo ego eandem scripseram. Quod superest valeas illustrissime Vir, meque tibi devinctissimum et obsequentissimum credas.

JACOB: STIRLING.

Londini, Julii 1733, S. V.

Reverendo Patri Domino Ludovico Castel.

Obliged to fly from Venice, in consequence of his having discovered the secret of making plate glass, and the glassmakers wishing to get him assassinated, James Stirling returned to London about the year 1725. He continued to reside there for about ten years, during the greater part of which period he was connected with an Academy in Tower Street. Besides his scientific correspondence at this time, a specimen of which has just been quoted, James Stirling also corresponded with his relatives in Scotland. His letters are always written in a pleasant lively style, as extracts from the originals at Garden will show. On 5th June 1725, he writes to his brother John, that he is to prepare several papers of his own for the press; and that ‘ Sir Isaac Newton lives a little way off in the country. I go frequently to see him, and find him extremely kind and serviceable in every thing I desire; but he is much failed, and not able to do as he has done. Mr. Stanhope is not here; I can’t get information where he is. But I have already got a new patron, from whom I expect good things. He has a brave heartsome house of young ladies, with whom I spend some idle hours at cards. Dr. Fullerton is my very good friend. He may prove an useful acquaintance in case of necessity. But it shall be far against my will to trouble him. He is, I am sure, the happiest man out of heaven, and all his happiness proceeds from his wife, who is neither well-favoured nor well shaped, but the best creature under the sun . . . . My first coming to town was expensive, but now I have gotten into a cheaper way of living, after I have gotten acquaintance in private houses, where I divert myself at no expences much better than at the play house or tavern with a comerade. The Lady Polmais marriage is now stale to me, else it might [have] afforded matter for a droll enough letter. Since she has got a thousand pounds jointer, I think it’s the less matter. I hope [she] shall have a long tack of that to lay up for her children after the Colonel is in the Elysian Fields. As for the provision for the children, I am pretty easy about that, for I presume they sha’nt be numerous, unless some well hained Dominic lend the Colonel a helping hand in his old age. I wish they would produce a pretty little Cameronian to make a minister

‘ of, and to be a Deity of my good friend the old Lady Keir. I suppose they live at  
 ‘ Culross. I should be sorry if the young Ladies left their mamma; they had best  
 ‘ rather dispense with a long grace and a pickle prayer now and then. I had a letter  
 ‘ from Mrs. Anne at Cader since I had yours; among other things she gives me the  
 ‘ same account you did of Lily Colqhun. I am glad that am out of the way to give  
 ‘ her an opportunity of discharging her malice, which lay hidden before, and was a  
 ‘ heavy load on her heart, for I observ’d it often made her blood boyll. There is  
 ‘ no love lost between us; I shall forgive her all on condition that Craighends and  
 ‘ Colónel Erskine and she dance a reel together, but I would like to have one stroak  
 ‘ at her or she dyes. She would deny all if we were face to face.’

James Stirling writes to his brother John, on 23rd October 1725—‘ I drank all  
 ‘ your healths with him’ (‘ the mickle Laird’s brother’) ‘ the tother night. For  
 ‘ my part, I am living neither in great plenty nor poverty, but still keeping the bins  
 ‘ green and the heart as merry as I can. I want nothing that you could send, but a  
 ‘ little news about honest Colonel Erskine, to make me laugh, or if there be any  
 ‘ new scene of mirth arisen among you, pray communicate it.’ ‘ If the God’s have  
 ‘ let daft Shon live to this time, my respects to him, and pray let me know where he  
 ‘ is, and how he is. I should be glad of the like of him, but that’s not to be got  
 ‘ in all London.’ In another letter, dated 22nd July 1729, James Stirling refers to  
 ‘ the Laird,’ who from other allusions in the letter, was probably his younger brother  
 Charles, although the reason for calling him the Laird does not appear: James says,  
 ‘ I have not got the Laird off my hands yet, his writing improves but slowly, else he  
 ‘ might have been provided for before this time. He lives here in our house, and  
 ‘ sometimes we have some fun with him, especially when he plays at cards, he talks  
 ‘ very learnedly on History, Genealogies, and Cookry, but above all things on man  
 ‘ midwifery, which makes him a great favourite of married ladies, and so he may well  
 ‘ be, for let there be never so many young ones in company, he always picks out a  
 ‘ married one to pay his compliments to, especially if she be with child, and after asking  
 ‘ a few modest questions, he very learnedly solves all doubts.’ . . . ‘ The other  
 ‘ day Mr. Farquharson, who was lately tutor to Lendrick’s children, has marryed my  
 ‘ Lord Montjoy’s widow, who has £1300 a-year jointer, and an immense sum at her own  
 ‘ disposal. Such things happen often here, and never fail to put the Laird mad.’  
 On the 19th May 1730, James Stirling writes to his brother—‘ I must tell you that  
 ‘ I think your censure on another person very hard. When a woman of her years  
 ‘ never having been marryed, lived in the house with a young gentleman, and had all  
 ‘ opportunities of conversation with him; is it so strange a thing that they should

' contract a liking for one another, and that by degrees this should grow into down-  
 ' right being in love? I own that at first sight the thing does not seem so honourable,  
 ' as he was her chaplain, but I have heard of many ladies actually marrying their  
 ' chaplains without incurring the tenth part of the scandal which happened to her for  
 ' barely shewing her inclination that way. The other day here my Lady Mountjoy  
 ' married Mr. Farquarson, the Earle of Essex's sister married a dancing-master,  
 ' the Countess of Winchelsea married a poor wine merchant. These things happen  
 ' daily here without the least censure, even betwixt the greatest ladies and the meanest  
 ' of men. And pray you, suppose she had married him, is he not a gentleman tho' I  
 ' own inferior to her, but is not that sufficiently recompensed by the disparity of their  
 ' ages, which is as great an advantage on his side as the superiority of her blood is  
 ' on hers? And for her familiarity with him, it is no more but a necessary conse-  
 ' quence of her affection, and I suppose consisted in such small trifles as could be no  
 ' shame to either of them unless they had been maliciously made publick, and such as  
 ' passes between any two persons that have honourable designs on one another. I  
 ' don't find that her cordials, much as they are talked of, have produced such indecent  
 ' actions to the light as the Trooper's did, relating to her amours. And let me tell  
 ' you, that if a certain young gentleman who never smelled powder had not been pre-  
 ' ferred to a certain pretty man who has fought for the King, we should have heard  
 ' less of this. Indeed the taking Tough to Dunfermling was a rash action, but very  
 ' excusable. Consider it was done as a means to restore to her arms him that was  
 ' most dear to her, and at the sametime to revenge herself on those, who in a most  
 ' inhumane manner, caused the separation. I wish ye may agree better for the future,  
 ' or at least have better reasons to allege on your side for quarrelling.'

James Stirling was appointed, about 1735, manager for the Scots Mining Company,  
 of the mines at Leadhills. Learned as he was in mathematics, and highly qualified  
 as it will be seen he was for managing these important mines, a task which had baffled  
 his predecessor, James Stirling confesses to an utter incapacity for the humbler duty  
 of superintending his own household affairs at Leadhills. In a letter to his brother  
 John, dated from thence on 21st September 1738, he says—' I came here on  
 ' Tuesday last, and am but since that time begun to be a housekeeper; and altho' my  
 ' family consist but of a man and maid, yet I am certain they will live and eat and  
 ' drink as they please, for I have neither leisure nor capacity to look into household  
 ' affairs. So, if you could prevail upon one of our sisters to come along with you to  
 ' once sett things on a right footing, I should not desire them to stay all the winter  
 ' here unless they chose it themselves.'

An interesting account of his management, as well as that of his successor, Archibald Stirling of Garden, his nephew and son-in-law, is contained in the 'Modern History of Leadhills,' which appeared in the Gentleman's Magazine for June 1853.

It appears from that account, that at first the superintendence of the mines was committed to Sir John Erskine, who had been instrumental in establishing the Scots Mining Company; but he seems to have been little fitted for the office, and the prospects of the undertaking were for a time any thing but encouraging. 'A change in the management, and the judicious appointment of' Mr. Stirling, 'a gentleman of great talents, as agent, soon produced a complete alteration in the state of affairs; and from that period, his exertions and those of his successors, Mr. Stirling of Garden, and Mr. Irving, afterwards Lord Newton, secured to the company most ample returns for its capital till nearly the present day.

'Mr. Stirling brought to the task he had undertaken not only the highest scientific skill, but remarkable administrative talents; and it is to a code of rules and regulations drawn up by him shortly after he came to reside at Leadhills, that the village owes not only the greater part of its prosperity, but most of its singular and peculiar characteristics.

'He divided the workmen into four classes — miners, labourers, washers, and smelters.

'The first class were employed exclusively in getting the ore, or in forming the necessary shafts and adits. In the latter case, they were paid according to the number of fathoms cut; in the former, by the tons of smelted lead raised by them. The rate of payment for these, varied according to the nature of the rock and the richness of the vein. The miners were divided into companies of eight men each, to whom a particular locality in the works was assigned. As the dimensions of the workings only permitted two men to work at once, it followed, as a matter of course, that each was only engaged for six hours below ground. They were therefore relieved at noon, midnight, and six o'clock, morning and evening. Shortly before these hours, the men who were to go down, assembled in a room called the Rendezvous, when the overseers saw that they were all present. There was an important reason for this. The men did not descend the pits by ladders, but were let down and pulled up by ropes, attached to windlasses worked by their comrades. It was therefore necessary that both sets should be at the pit at the same time, in order that they might mutually assist each other. No buckets, such as we see in coal-pits, were used, but a knot having been made in the cable, the right leg was thrust through it; the rope was then grasped between the left arm and the sides; the candle, inserted in a ball of clay, was carried in the left hand, and the right used in

‘ fending off the sides of the shaft. This has been pronounced by the most competent  
‘ authorities to be much the safest mode of letting the men down; and certainly,  
‘ accidents during this process were almost unknown, while several have occurred,  
‘ since ladders and buckets were introduced. With the view of affording a system  
‘ of provision for old age, a regulation was introduced, by which a man who had be-  
‘ come less able for his work from age or ill health, was allowed to introduce a young  
‘ man into the bargain as his assistant. The two certainly obtained only the share  
‘ of one able miner; but the junior was glad to accept a comparatively small portion,  
‘ as he was instructed in the business, and all vacancies in the regular body of the  
‘ miners were filled up from these assistants. In fact, the regulation permitted each  
‘ of the elder miners to keep an apprentice.

‘ The labourers were considered unskilled workmen, and were employed in con-  
‘ veying the ore obtained by the miners to the foot of the pit, where it was raised by a  
‘ horse-gin in some cases, and in others by a windlass, which they worked themselves,  
‘ and laid in heaps at the mouth of the shaft, the produce of each company of miners  
‘ being kept by itself. The employment of this body of men was more irregular than  
‘ that of the miners, and they were paid either by day’s wages, or contracted for the  
‘ bringing of a particular parcel of ore to the surface.

‘ The washers were employed in pulverizing the ore and separating it from impurities.  
‘ For this they were paid per ton of smelted lead. They had under them a number  
‘ of boys, who were chiefly occupied in pounding the lead with broad flat hammers,  
‘ a process which has more recently been performed by machinery. From these boys  
‘ the assistant miners already referred to were selected. Allan Ramsay the poet,  
‘ who was born in the village, and is its literary celebrity, began life in this capacity.

‘ The fourth and last class were the smelters, who were very limited in number.  
‘ Till the commencement of the present century, they were generally strangers brought  
‘ from England, the necessary skill not having been acquired by the native workmen  
‘ till about that period. They were also paid by the piece. They usually began work  
‘ at an early hour in the morning, and left off about eleven o’clock in the forenoon.

‘ Under these regulations you will observe, that the working hours were very short,  
‘ and a large portion of their time was left at the disposal of the workmen. Another  
‘ rule provided for the equitable distribution of this among the men. By it, it was  
‘ arranged that those who went below ground at midnight during one week, should do  
‘ so at six in the morning the next, and so on in rotation. It is to the use made of this  
‘ unoccupied time that the village owes the remarkable appearance it presents of a green  
‘ oasis among the surrounding heath. By the mining leases, Lord Hopetoun became  
‘ bound to furnish the company with the ground requisite for the houses and yards of

‘ their workmen. The word *yards* was, without doubt, originally intended to represent  
‘ no more than a small garden attached to each cottage ; but it came by degrees to re-  
‘ ceive a much more liberal interpretation, the Hopetoun family having allowed every  
‘ miner to occupy as much waste land as he could reclaim and keep in cultivation by  
‘ the labour of himself and family. To these agricultural operations, which were en-  
‘ tirely carried on by the spade, the unoccupied time of the miners was devoted. It also  
‘ happened, that the company, instead of erecting houses, permitted the men to build  
‘ them for themselves. There thus arose an ill-defined right, a sort of quasi property,  
‘ in these lands and houses, and the miners have for more than a century been allowed  
‘ to sell and transfer them to their neighbours, under the control and supervision of  
‘ Lord Hopetoun’s local agents. The result of this system has been the irregular and  
‘ picturesque character of the village, where every man has built his house after his  
‘ own ideas, and the green and cultivated appearance of the environs. The latter is in-  
‘ deed the more remarkable, when we recollect that the soil around Leadhills is of the  
‘ poorest description, and that this village is situated in latitude 55° 28’ N. and at an  
‘ elevation of nearly 1300 feet above the sea. In spite of these disadvantages, above  
‘ a mile square has been reclaimed from barren heath since 1731, and its annual pro-  
‘ duce has been calculated at not less than 10,000 stones of hay, and the same weight  
‘ of potatoes, independent of a small quantity of oats. These yards provide the winter  
‘ fodder for the cows of the villagers ; and to supply their summer wants, the Company  
‘ leases an adjoining farm, the rent of which is divided among the miners according to  
‘ the number of cows kept ; and the expense of this averages about 10s. 6d. a-year for  
‘ each cow. In addition to this, most of the miners purchase in the summer a sheep  
‘ or lamb, which they fatten on their yards, and kill towards the end of the year. Pigs  
‘ are seldom kept, not from any want of means to do so, but from other causes. Till  
‘ a very recent date, a Judaical prejudice against the use of bacon, as food, existed  
‘ among the peasantry of remote districts of Scotland, from which Leadhills was not  
‘ exempt. Independently of this, the soil is impregnated to a certain extent with  
‘ minute particles of lead, which have the most injurious effects on the lower animals,  
‘ and to their noxious influence, a grubbing creature like a pig is, of course, peculiarly  
‘ exposed. For the same reason poultry are unknown, while dogs and cats are less  
‘ numerous than in other places.’<sup>1</sup>

<sup>1</sup> A trait of the times is preserved in a note from James Stirling to his clerk at Leadhills, dated at Edinburgh, 28th January 1745, in which he says —  
‘ Take Thomas to my sisters and Whitfield and  
‘ Whigham and give them a boile of punch.’ In a P.S., the clerk is told ‘to desire Henry Otto and

‘ George Atchison to come along with the rest men-  
‘ tioned in the letter, to help Water-Meetings out  
‘ with two bottles of Shrub in Punch. Be sure to  
‘ have James Reid of the party ; and if I hear that  
‘ one of you goes home sober, I will seek another  
‘ Clerk when I come home.’ (Letter at Garden.)

The writer in the Magazine explains, that the mines at Leadhills have, like those at other places, been to a great extent worked out. ‘As long ago as the year 1800, Mr. Stirling of Garden, the nephew and successor of the mathematician, to whom we have already referred, as agent at Leadhills for the Scots Mining Company, a most competent authority, stated that the Hopetoun family and their lessees had taken as much lead out of the interior of one of the hills, which bound the basin at which the village is situated, as would *pave the surface of it with guineas set on edge.*’

James Stirling died at Edinburgh on 5th December 1770. He married Miss Watson, daughter of Mr. Watson of Thirtyacres near Stirling, and left an only daughter, Christian, who was married to her cousin, Archibald Stirling of Garden (V.) She died in childbirth of her only son, the late James Stirling, Esq. of Garden.

The following is a list of the Scientific Works of James Stirling—

*Lineæ tertii ordinis Neutonianæ sive illustratio tractatus D. Neutoni de Enumeratione Linearum tertii ordinis. Cui subjungitur Solutio trium problematum: Authore Jacobo Stirling è Col. Ball. Oxon. 8vo, Oxoniæ: e Theatro Sheldoniano; impensis Edvardi Whistler, Bibliopolæ Oxoniensis, 1717.* Title and one leaf of Dedication, pp. 128, 19, and 4 leaves of Subscribers’ Names. The Book is dedicated to the Cavaliere Nicolas Tron, Envoy from Venice to the Court of St. James’.

*Methodus Differentialis: sive Tractatus de Summatione et Interpolatione Serierum Infinitarum. Auctore Jacobo Stirling, R.S.S. 4to, Londini: Typis Gul. Bowyer; Impensis G. Strahan ad Insigne Globi aurati e regione Excambii Regalis MDCCLXXX.* Title and two leaves of Preface, pp. 153.

This work was translated into English by Francis Holliday, Master of the Grammar Free-School at Haughton-Park, near Retford, Nottinghamshire. 4to. London. Printed for E. Cave, at St. John’s Gate, MDCCLXIX. Mr. Holliday says in his Preface to the Reader, that ‘it is needless for me to say any thing in commendation of the celebrated author’s treatise, the character of which is so well established, and its general method for summing and interpolating series so clear and elegant, that it is deservedly esteemed one of the best performances of its kind.’

*Of the Figure of the Earth, and the Variation of Gravity on the Surface, Phil. Trans. 1735. Abr. viii. p. 26.*

*Of a Machine to Blow Fire by the Fall of Water, Ib. 1745. Abri. ix. p. 109.*

There are at Garden, two volumes quarto, holograph of James Stirling, of a Treatise by him on Weights and Measures. The first volume is in two parts. Part I. contains pp. 96, and folios 134; the second volume contains folios 155.

## II. STIRLING OF KIPPENDAVIE,

IN THE PARISH OF DUNBLANE AND COUNTY OF PERTH.

THIS branch was established about the close of the sixteenth century, by Sir Archibald Stirling of Keir (No. XIII. 2.), who gave Kippendavie and other lands, by a charter dated 5th August 1594,<sup>1</sup> to his third son Archibald. From this Archibald has descended a numerous progeny, several of whom have, during the present century, acquired separate estates, and founded distinct families. On 16th April 1622, Archibald Stirling of Kippendavie was received and admitted a burgess and guild brother of Stirling.<sup>2</sup> He married Jean, daughter of Sir George Muschet of Burnbank, Knight. Their contract of marriage is dated 21st November 1618. Her tocher was 6500 merks Scots.<sup>3</sup> He died between 23rd April 1645 and 17th April 1646, leaving two sons and five daughters—1. George. By the will of Archibald Stirling of Kippendavie, made at Auchinbie on 23rd April 1645, he being then ‘seik of body ‘and of perfyte memorie,’ he left his ‘eldest laulful son George to the Laird ‘of Keir, Sir George, quham I nominate and appoint tutor and gyuder to ‘him in speciall.’<sup>4</sup> George is called eldest son of Jean Muschet, ‘Ladie ‘Kippendavie,’ relict of Archibald Stirling of Kippendavie, in bond of provision by her to her daughter Grizell, dated 17th April 1646. He must have died without issue, as his brother John succeeded to the estate. 2. John, who succeeded; the daughters were—1. Grizell: In the said bond of provision by her mother, Grizell is called her eldest lawful daughter, ‘and ‘that she is not sufficientlie provydit with ane competent meanes according to ‘hir birth, Thairfore and for the motherlie love and affectione quhilk I have

<sup>1</sup> Charter in Kippendavie Charter Chest.

<sup>2</sup> Burgess ticket, *ibid*.

<sup>3</sup> In the front of a modern building, over the vaults of the old Mansion House of Kippenross, there is a stone with two shields. The shield on the dexter side bears a bend, charged with three buckles, and a crescent on the sinister chief point. Above are the initials ‘A. S.,’ and the motto ‘Gang

‘forward.’ The shield on the sinister side bears a cheveron ermine. Above are the initials ‘I. M.,’ and the motto, ‘I thank my God.’ Below the shields is the date 1617. These are probably the arms of Archibald Stirling and Jean Muschet. The stone had been removed from Kippendavie to Kippenross.

<sup>4</sup> Will in Kippendavie Charter Chest.

‘ and carie towards the said Girsell, and for certayne uther good causes and ‘ considerationes moveing me, and speciallie for advancing of hir fortune to ‘ mariage (as God sall provyde), be the advyss of hir honorable freindis,’ her mother makes a farther provision in her favour. Grizell is said to have been married to Donald M’Gillespie vic O’challum, or Donald son of Archibald son of Malcolm of Poltalloch.<sup>1</sup> 2. Marie; 3. Heleine; 4. Margaret; and 5. Jeane. By the foresaid will of Archibald Stirling, he provided ‘ Grissall,’ his eldest daughter, to three thousand merks, and each of these four younger daughters to one thousand merks. It is stated that ‘ Grissall’ is ‘ already major.’ Marie Stirling was married to James Crichtoun, lawful son to the deceased Patrick Crichtoun in Forfar. Their contract of marriage is dated at Abruthven, 22nd August 1655. James Crichton of Ruthven is one of the cautioners for James Crichtoun.<sup>2</sup> Heleine Stirling was married to James Jack in Doune of Monteith. Their contract of marriage is dated 2nd February 1653.<sup>3</sup> They had at least one son, Alexander, who was in Amsterdam in 1712 and 1714. Helen Stirling was buried at Kilmadock in 1712. Alexander Jack was then married and had a family. Margaret Stirling was married to John Burne, eldest lawful son to Patrick Burne, portioner of Scheardaill, in the shire of Clackmannan, who infest her in parts of Scheardaill on 23rd January 1662.<sup>4</sup> It is presumed that Jean Stirling, the youngest daughter, was married to the Reverend Robert Moir, minister at ‘ Girtoune,’ as Captain James Crichtoun, on 14th July 1671, executed a Renunciation of Factory, in which he styles that gentleman ‘ my weil beloved brother-in-law,’ and ‘ John Stirling of Kippendavy our brother-in-law.’ Jean Mushet made her will in favour of John Stirling, her son, at Auchinby on 16th March 1682, which bears, that she was then ‘ weak and infirme in bodie, but in perfyte judgement and memorie.’<sup>5</sup> She had probably died shortly thereafter, and she must have been of a great age, as she survived her husband nearly forty years.<sup>6</sup>

II. JOHN STIRLING of Kippendavie. He is called second son in his father’s will, dated 23rd April 1645. He married Christian Doig, daughter of David

<sup>1</sup> Burke’s Landed Gentry, p. 826.

<sup>2</sup> Original at Kippenross.

<sup>3</sup> Ibid.

<sup>4</sup> Ibid.

<sup>5</sup> Ibid.

<sup>6</sup> Archibald Stirling of Kippendavie had a natu-

ral son named Archibald, who was living on 18th December 1640. [Extract Assig nation by him of that date, recorded in Books of Session, 27th May 1641.]

Doig of Ballengrew, and relict of John Graham of Meiklewood. Their contract of marriage, to which Jean Muschet, mother of John, is a consentor, is dated 6th March and 8th April 1667. The Dunblane parish record bears, that on 7th March 1667, ‘John Stirling of Kippendavie, on the one part, and Crestiane Doig, on the other part, within the town and paroch of Stirling, did give up their names to be proclaimed with us in purpose to marriage upon ane warrand from Stirling, the dates whereof is 6th March 1667.’<sup>1</sup> They were married before 13th May following, as in a discharge made by the lady of that date, John Stirling is called ‘now my husband.’<sup>2</sup> The children of this marriage were five sons and one daughter: 1. and 2. Archibald and George, twins, were baptized 25th August 1667.<sup>3</sup> 3. James, born 6th October 1677. These three sons must all have died without issue, as their younger brother Charles succeeded their father. 4. Charles, who carried on the line of the family. 5. Alexander: In a letter from Patrick Scott of Rossie, dated August 5, 1704, to the Laird of Kippendavie, he says — ‘As for your brother Alexander, he is presently att Edinburgh.’<sup>4</sup> Alexander must have been born after 1691, when Charles is mentioned as the only son of his father. The daughter was Christian, born 19th April 1679.<sup>5</sup> John Stirling died between 8th September 1691, when he made his will,<sup>6</sup> and 1st June 1697, when his only surviving son had succeeded him —

III. CHARLES STIRLING of Kippendavie, born 14th December 1680. In his father’s will he is called the only son of him and Christian Doig, and he was then in minority. Sir William Stirling of Ardoch, Archibald Stirling of Garden, George Stirling of Herbertshire, and David Muschet of Callechatt, were named tutors to him. He was infest in Kippendavie and Auchinbee, as only surviving son of John Stirling his father, on a precept by James

<sup>1</sup> Dunblane Parish Records.

<sup>2</sup> Kippendavie Charter Chest. At the door of the House of Kippendavie there is a stone with two shields. The one on the dexter side bears a bend charged with three buckles, and a crescent on the sinister chief point. At the top are the initials ‘I. S.’ and the motto ‘Gang forward.’ The shield on the sinister side is a cheveron between two cinquefoils in chief and a sword in base. At the top are the initials ‘C. D.’ and the motto ‘Laus Deo.’ Below

the shields is the date 1617. These are evidently the arms of John Stirling and Christian Doig his wife. As the stone has been recut, it is probable the date 1617, which it now bears, has been put by mistake for 1667, the date of the marriage.

<sup>3</sup> Dunblane Parish Records.

<sup>4</sup> Original Letter at Kippenross.

<sup>5</sup> Kippendavie Family Bible, and Dunblane Parish Records.

<sup>6</sup> Will at Kippenross.

Stirling of Keir, dated 1st June 1697. Charles Stirling continued attached to the royal family of Stuart, and along with his kinsmen, the Lairds of Keir, Garden, and Touch, he was accused of aiding in the rising in 1708. He was tried for high treason but was acquitted. He married 1st, contract dated 3rd June 1703, Katharine, second lawful daughter of Alexander Arbuthnott of Knox, who was second son of the first Viscount of Arbuthnott. Her tocher was 4000 merks Scots.<sup>1</sup> She predeceased her husband, by whom she had two sons, Patrick and James, who had a bond of provision from their father, dated 7th January 1707. In that bond, Patrick is called the eldest son and James the second son. They were both then under sixteen years of age. James Stirling was apprenticed to Robert Reid, saddler, burgess of Edinburgh, by indenture, dated 4th August 1721.<sup>2</sup> Charles Stirling married, 2dly, contract dated 9th March 1709, Christian Douglas, widow of Douglas of Garvald, without issue. This is the lady referred to by Sir Walter Scott in his *Tales of a Grandfather*, third series, vol. ii. p. 24, as assisting the adherents of the Stuart family in the rising of 1715. 'Fresh intelligence came to them from Lady Kippendavie, who seems to have been as correct in her intelligence, and accurate in communicating with the insurgent army, as she was singular in her choice of messengers, this last being an old woman, who confirmed the tidings of the enemy's approach.' Sheriffmuir, at which the battle of 1715 was fought, is on the property of Kippendavie, and is close to the mansion house. Charles Stirling died before 6th November 1736, and was succeeded by his eldest son —

<sup>1</sup> Original Contract at Kippenross. Above the garden door at Kippenross there is a stone with two shields. The shield on the dexter side is a bend, charged with three buckles and a crescent on the sinister chief point. At the top are the initials 'C. S.,' and the motto, 'Gang Forward.' The shield, on the sinister side, bears a crescent between three stars. At the top of the shield are the initials 'K. A.' and the motto 'Laus Deo.' Below the shields is the date '1703.' These are evidently the arms of Charles Stirling of Kippendavie and Katharine Arbuthnott his wife, who were married in the year 1703. The stone had been removed from Kippendavie.

<sup>2</sup> Indenture at Kippenross. Several of the pro-

visions of this indenture show the strictness with which apprentices were then engaged, the care which was taken to keep them in the right way, and the severe penalties provided for transgression. The apprentice, among other things, promises 'to absent and withdraw himself from all maner of debauched company, and from all excessive playing at cards or dice, or using any other unlawful exercise, which may occasion vice or corruption in him: And if it shall happen (as God forbid) that the said James Stirling shall commit' [certain moral delinquencies] 'then and in that case he shall make three years service to his said master after the expiring of his apprenticeship, in the same state and condition as if he were a bound apprentice and servant.'

IV. PATRICK STIRLING of Kippendavie. He was born on the 8th and baptized on the 9th April 1704.<sup>1</sup> He married Margaret, daughter of Sylvester Douglas of Whiteridge, and Margaret Keith, his spouse. Their contract of marriage is dated 27th May 1727, whereby Charles, his father, disposed Kippendavie to Patrick and the heirs-male of the marriage. The contract was confirmed by charter from John Stirling of Keir, the superior, dated 5th July 1734. Margaret Douglas died before 1757. The issue of this marriage was six sons and three daughters — 1. Charles, born 14th May 1729. 2. Robert, born 5th November 1732. They must have died young, as their younger brother Patrick succeeded. 3. Patrick, who succeeded. 4. Sylvester, born 27th September 1737. 5. Robert, second of the name, born 25th May 1739. They must have died young, as their younger brother John succeeded. 6. John, who succeeded his brother Patrick. 7. Margaret, born 1st October 1727. 8. Christian, born 12th April 1731. 9. Katherine, born 11th June 1736. She married Mr. Fortescue, and had one son and two daughters — 1. Faithful Adrian. He was a captain in the 20th Regiment, and died unmarried. 2. Ann, married, 1st, Brodie Hepworth, and had two sons — Thomas and Faithful, who both died without issue; and three daughters — 1. Ann Elizabeth; 2. Katherine Stirling; 3. Margaret Douglas, who married Major Bethune, and had one son, who died young. Ann Fortescue married, 2dly, John Taylor, and had a son, John Stirling, born 29th August 1802; married, 21st April 1831, Harriet, daughter of John Waddilove of Thorpe Hall, Skipton, Yorkshire, by whom he has issue — (1.) Emily Fortescue, born 28th June 1833; (2.) Herbert, born 28th February 1835.

3. Katherine, married Mr. Cameron, merchant, Glasgow, and had two daughters, Katherine, who married Mr. Nairne, and Mary, who married Mr. Walkinshaw, and died in giving birth to her first child.

Patrick Stirling (IV.) died in the end of November 1745, and was succeeded by his eldest surviving son —

V. 1. PATRICK STIRLING of Kippendavie. He was born on 28th January 1734, and he succeeded his father in November 1745. He was in Jamaica in 1753, with Robert Stirling, son of James Stirling of Keir. As eldest son

<sup>1</sup> Dunblane Parish Records.

of the deceased Patrick Stirling, he was infeft in Kippendavie in 1760, on a precept from Archibald Stirling of Keir the superior. In the Keir entail of 1771, Patrick is called immediately after Archibald Stirling of Garden. He made his will at Hampden, Jamaica, on 11th December 1775. He died on the following day,<sup>1</sup> and was succeeded by his brother John.

V. 2. JOHN STIRLING of Kippendavie, born 22nd December 1742. He had a bond of provision from his father, dated 18th November 1745, in which he is called his second son. In the Keir entail of 1771, he is called immediately after his brother Patrick. John was then in Jamaica, and is stated to be only brother of Patrick, and second son of the late Patrick, which shows that the other brothers died young. He was infeft in Kippendavie as heir of Patrick, his brother, on a precept from Archibald Stirling of Keir. He acquired Kippenross from William Pearson in 1778, and in 1813 the superiority of Kippendavie, Lanrick, Auchinbie, Shanraw, and Woodland, from James Stirling of Keir. He was confirmed one of the executors of Archibald Stirling of Keir on 14th November 1789.<sup>2</sup> He married at Airth on 30th April 1781,<sup>3</sup> Mary, second daughter of William Graham of Airth and Ann Stirling of Ardoch. Mary died 9th July 1820.

He had seven sons and six daughters —

1. Patrick, who carried on the line of the family.
2. William, born 26th June, and baptized 7th July 1787. He got the estate of Content in Jamaica at his father's death. He married, first, in 1811, Elizabeth Barrett Barrett, only child of Henry Barrett, eldest son of Edward Barrett of Cinnamon Hill, Jamaica. She died 19th April 1830. They had three sons and three daughters —

1. John, born 24th January 1813, and now in Australia. He married Rebecca Ann, daughter of Major Crotty, and has had issue — 1. William Cashel, born 24th May, and died 23rd July 1840. 2. John Henry, born 7th October 1841. 3. Francis Gordon, born 3rd August 1843. 4. Charles William, born 18th January 1847. 5. Elizabeth, born 17th February 1845.

<sup>1</sup> Scots Magazine, xxviii. 163, and inscription on a mourning pin at Kippendavie. 'Catherine Stirling, daughter of the deceased Patrick Stirling, late of the island of Jamaica,' made a will in favour of John Stirling of Keir, dated at Hillside,

8th August 1783, in which she mentions the deceased Jean Wemyss, her mother. [Original at Kippenross.]

<sup>2</sup> Testament at Keir.

<sup>3</sup> Kippendavie Family Bible.

2. Henry, born 29th March, and baptized 7th May 1818, died in 1824.
3. William, born 30th March 1822, and baptized 11th January 1823. He is a partner of Stirling, Gordon & Co., merchants, Glasgow. He married in 1855, his cousin-german, Mary Katharine, second daughter of Sylvester Douglas Stirling of Glenbervie, and has one daughter, Charlotte Douglas, born 1st May 1856. The three daughters of William Stirling were—
  4. Mary, born 23rd July, and baptized 29th September 1814, married Thomas James Graham Stirling of Strowan, on 4th July 1844, and died 23rd December 1847, without issue.
  5. Elizabeth, born 6th April 1820, unmarried.
  6. Henrietta-Jane, born 4th July 1824, married her cousin, Graham Russell, now Somervell, of Hamilton's Farm, and has issue.

William Stirling married, secondly, contract dated 10th June 1833, Olivia, daughter of Peter Salmond, by whom he has had three sons and five daughters—1. Peter, born 15th October 1837, and died 13th April 1838. 2. Patrick Douglas, born 6th January 1841, and died 12th February 1851. 3. James William, born 30th October 1842, and died 10th December 1843. 4. Olivia Catherine, born 29th November 1834, and died 28th September 1851. 5. Anna Christian, born 31st December 1835. 6. Amy, born 30th November 1839. 7. Margaret Douglas, born 7th January 1845. 8. Williamina-Mary, born 3rd October 1846.

3. John, born 18th October, and baptized 4th November 1788. He was bred a Writer to the Signet, but never practised, and became a broker in London. On the death of his father in 1816, he succeeded to the estates of Gogar and Blackgrange. He died at Brighton on 21st May 1819, upon which these estates descended to his nephew Patrick, second son of his eldest brother Patrick.

4. James, born 31st October, and baptized 7th November 1789. He is a captain in the Royal Navy. He purchased Glentyan, in the county of Renfrew. Married 1st, contract dated 7th July 1820, his cousin-german, Mary, daughter of Day Hort Macdowall of Castle-Semple, who died 17th February 1839, without issue. 2nd, Contract dated 30th April 1844, his cousin-german, Elizabeth Christian, daughter of James Dundas of Ochertyre, C. S., and widow of William Macdowall of Garthland.

5. Charles, born 24th January, and baptized 15th February 1796. He was a partner of the firm of Stirling, Gordon & Company, merchants, Glasgow, and in 1835 purchased Gargunnoch, in the county of Stirling. He married, on 14th June 1831, Christian, eldest daughter of John Hamilton of Sundrum, and had a son, John Stirling, born 21st December 1832, now of Gargunnoch, captain in the Artillery, and a daughter, Caroline Dundas, born 2nd February 1837. Charles died 24th October 1839.

6. Thomas, born 31st October 1800, and died in June 1801.

7. Sylvester Douglas, born on 3rd, and baptized 24th February 1803. He purchased Woodside, in the county of Stirling, and changed the name to Glenbervie. He married, contract dated 7th September 1830, Anne Patricia Craigie, daughter of David Connell, Glasgow, and had one son, Charles Douglas, born 18th May 1840, died 29th April 1856; and four daughters — 1. Isabella-Georgina-Hay, born 1st August 1831; 2. Mary-Katharine, born 8th November 1833, and married in 1855 to her cousin-german, William, third son of William Stirling of Content, and has issue as already stated; 3. Anne-Douglas Stirling, born 9th October 1834; 4. Charlotte-Jane, born 27th September 1838. Sylvester was accidentally drowned while bathing at Ardrossan on 2nd September 1846.

The six daughters of John Stirling (V. 2.) were —

8. Ann, born 7th, and baptized 22nd July 1783. She married, 6th November 1809, Ludovic Houstoun of Johnstone Castle. They had a son George, who was M.P. for Renfrewshire, and died unmarried, 14th September 1843.

9. Margaret Douglas, born 14th, and baptized 30th August 1784. She married, on 3rd November 1806, James Sandilands, grandson of James, seventh Lord Torphichen, and who succeeded as tenth Lord Torphichen in 1815. Margaret Lady Torphichen died 13th December 1836. They had three sons and one daughter — 1. The Hon. Robert Sandilands, Master of Torphichen, born 3rd August 1807, unmarried. 2. Hon. and Rev. John Sandilands, born 1st November 1813, married, 24th July 1848, Helen, third daughter of James Hope, W. S., and has issue — 1. James Walter, born 4th, baptized 24th May 1846; 2. John Hope, born 24th July, baptized 28th September 1847; 3. Francis Robert, born 21st January, baptized 18th

February 1849; 4. Douglas, born 20th October, baptized 23rd November 1851; 5. Helen Jane, born 20th September, baptized 23rd October 1853.

3. Hon. James, born 2nd October 1821, captain 8th Hussars. 4. Hon. Mary, born 30th January 1811; married, 4th August 1828, William Ramsay Ramsay of Barnton, and has a son, Charles William Ramsay Ramsay, born 22nd February 1844. He succeeded to Barnton on the death of his father in 1850.

10. Mary, born 24th February, and baptized 2nd March 1786, married James Russell of Woodside, 26th April 1808. She died 16th September 1820. They had five sons and five daughters—1. David, born 27th May 1809, colonel of 84th regiment; 2. John, captain R. N., born 21st May 1810. He purchased Maulside, parish of Dalry, county of Ayr. Married Katherine, third daughter of William Forbes of Callander; has issue—1. James Erskine, born 4th June 1850; 2. William David, born 15th September 1853; 3. Agnes, born 16th August 1851; 4. Mary Jane, born 30th July 1852.

3. Henry, died 25th April 1816; 4. James Stirling, born 24th August, died 4th April 1838; 5. Graham (now Somervell), born 13th January 1819; married on 23rd July 1844, his cousin-german, Henrietta-Jane, third daughter of William Stirling of Content, and has four sons and two daughters—1. James, born 19th September 1845; 2. William Somervell, born 21st February 1850; 3. Graham Charles, born 13th July 1854; 4. Henry David, born 22nd May 1856; 5. Elizabeth, born 29th September 1847; 6. Agnes-Mary, born 22nd August 1852, and died 3rd September 1853.

In 1856, Graham Russell succeeded to the estate of Hamilton Farm, and took the name of Somervell, in terms of the settlements of Miss Somervell. The daughters of Mary Stirling and James Russell were—1. Mary; 2. Elizabeth; 3. Catherine; 4. Ann—all died unmarried. 5. Marion, married William, brother of Ludovic Houstoun of Johnstone, and has issue—1. George Ludovic, born 31st August 1846; 2. William-James, born 25th October 1848; 3. Mary-Erskine, born 17th August 1850; and 4. Ann-Margaret, born 2nd April 1852.

11. Katherine, born 20th June, and baptized 7th July 1791. Married, 4th June 1811, her cousin-german, James Erskine of Linlathen, brother of

the present Thomas Erskine of Linlathen, and had four daughters, who all died in infancy. James died at Broadstairs, 26th August 1816.

12. Elizabeth-Christian, born 24th and baptized 25th September 1794. Married, on 11th November 1815, William Milliken Napier of Milliken, afterwards Sir William Milliken Napier of Milliken, Bart., and had four sons and two daughters—1. Sir Robert John Milliken, who married in 1850, Anne Salisbury Meliora, daughter of John Ladeveze Adlercron, and has had six sons and three daughters—1 and 2. William-John and Theodora-Eliza-Christian, twins, born 6th November 1850, and both died the following day; 3 and 4. William-John and Robert-James, twins, born 4th November 1854. William-John died 6th November 1854, and Robert-James died 9th January 1855; 5. Archibald Lennox, born 2nd November 1855; 6. Francis, born at Milliken, 3rd December 1856; 7. Anne-Salisbury-Mary-Meliora, born 30th December 1851; 8. Aymie-Elizabeth-Georgina, born 30th June 1853.

2. John Stirling of Merchiston, Renfrewshire. He married Janet, daughter of Andrew Brown of Auchintorlie, and has issue—1. William, born 16th August, baptized 16th October 1850; 2. Andrew-John, born 10th May, baptized 30th June 1854, died 17th June 1855; 3. John Stirling, born 22nd June, baptized 5th August 1856.

3. William, born 15th September 1821, died 4th February 1841. 4. James, born 13th March 1825, died 24th June 1847. 5. Mary Milliken, born 7th April 1817, married Robert Speir of Culdees, and has issue—Robert-Thomas Napier, born 15th October 1841; Eliza-Christian Stirling, born 30th March 1840. 6. Ann Campbell, died 26th June 1843, unmarried.

13. Jean-Wilhelmina, born 15th July, and baptized 2nd August 1804.

John Stirling of Kippendavie died at Kippenross on 17th June 1816, aged 73. A full length portrait of him, seated in his chair, with his youngest daughter standing by his side, a very fine work of Sir Henry Raeburn, hangs in the dining-room at Kippenross. In Dunblane Cathedral there is a marble tablet with the following inscription—‘ Sacred to the Memory of John Stirling of Kippendavie, and Patrick Stirling, his eldest son, who, ‘ with a ‘ ‘ lively hope of an inheritance incorruptible,’ departed this life A. D. 1816; ‘ Patrick at Hastings, 30th March, aged 33; John at Kippenross, 17th June, ‘ aged 73, and are interred in one grave in the family burying place.’

VI. PATRICK STIRLING Younger of Kippendavie and Kippenross, born 25th and baptized 30th April 1782.<sup>1</sup> He was a captain in the 14th Light Dragoons and served in the peninsular war. His father conveyed Kippenross to him in 1810, on the occasion of his marriage to Catherine-Georgina, third daughter of John Wedderburn of Spring-garden Estate, Westmoreland, Jamaica, grandson of Sir Alexander Wedderburn of Blackness. Patrick Stirling died at Hastings, 30th March 1816, about two months and a-half before his father, and was buried in the Keir aisle, Dunblane.<sup>2</sup> His children were—1. John who succeeded; 2. Patrick, born 19th August and baptized 15th September 1813.<sup>3</sup> He inherited Gogar and Blackgrange, near Alloa, on the death, in 1819, of his uncle John. He acquired by purchase from Mr. Wardlaw Ramsay the estate of Tillicoultry, which was sold by the present Mr. Stirling of Kippendavie to Mr. Anstruther, from whom it has since passed to Robert Balfour Wardlaw Ramsay, son of the late proprietor. He died 10th March 1839, in consequence of injuries received by a fall at Laurieston Castle, near Edinburgh. He was unmarried. 3. Mary Wedderburn, born 19th November 1814. She succeeded to Gogar and Blackgrange as heir to her brother Patrick. She married in May 1840, John Davie Morries, M.D. They have one son, John-Morries-Morries Stirling, born 12th March 1851.

VII. JOHN STIRLING, now of Kippendavie and Kippenross. He was born on the 19th and baptized on the 20th September 1811. He married his cousin-german, Catherine-Mary, only child of the Rev. John Wellings, and his wife, Mary Wedderburn, second daughter of the said John Wedderburn. They have three sons and one daughter—

1. Patrick, born at Portobello on 13th November, and baptized 25th December 1846. 2. John-Carolus, born at Portobello 14th December 1848, and baptized 17th February 1849. 3. William-Robert, born at Portobello 30th March, and baptized in Dunblane 25th May 1851. 4. Mary-Catherine, born at Kippenross on 26th June, and baptized 4th August 1840.

<sup>1</sup> Dunblane Parish Records, and Kippendavie Bible.

<sup>2</sup> Tablet in Dunblane Cathedral.

<sup>3</sup> Dunblane Parish Records.

**Armorial Bearings.**

*Shield:* Argent, on a bend azure, three buckles or.

*Crest:* A Moor's head sable, banded argent, about the temples.

*Motto:* Gang Forward.

### III. STIRLING OF ARDOCH,

IN THE PARISH OF MUTHILL AND COUNTY OF PERTH.

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THE first of this Branch, which continued in direct male succession for nearly three centuries, was William, second son of Sir John Stryveling of Keir, Knight, and Margaret Forrester, his spouse. A descendant of William was created a baronet in the reign of Charles II., and that title continued to be enjoyed by the family for nearly a century and a half. The title became extinct by the failure of male heirs, although the first baronet was the eldest of thirty-one children, and one of his brothers lived to the ripe age of 112.

By charter, dated 10th May 1543, James Stirling of Keir gave to his brother-german, William Stirling, and Marion Sinclair his wife, and the children of their marriage, which failing to return to James and his heirs, the lands of Glassingall and Dachlewne, in the barony of Keir. William Stirling was thereafter designated of Dachlewne.

Marion Sinclair, his wife, was the only daughter and heiress of Henry Sinclair of Nether Ardoch and Drumlacothe or Drumlacok, and Beatrix Chisholm his wife, who received an original feu-charter of these lands from William Chisholm, Bishop of Dunblane, dated 5th February 1543. Beatrix Chisholm also received a charter from her cousin William Chisholm, Bishop of Dunblane, nephew of the former bishop, dated 30th June 1565, of Chapel Land and Watersyde, to hold to her in liferent, and to William Striveling of Dal-lachlewin and Marion Sinclair his spouse, and their children in fee.

William Stirling and Marion Sinclair had four sons and three daughters —

1. Henry,<sup>1</sup> their heir.

2. James, advocate, portioner of Easter Feddals. He acquired the wester half of Easter (now called Middle) Feddals, in the regality of Lindores and shire of Perth, by contract with Henry White, dated 1st June 1577. James Stirling witnessed a discharge by Thomas Drummond of Corskaplie, dated 22nd September 1586.<sup>2</sup> He married Isabel Borthwick, relict of

<sup>1</sup> The Christian names of William and Henry were favourite names in this family, having been given to the successive Lairds of Ardoch alternately.

There were four named William, and three named Henry.

<sup>2</sup> At Ardoch.

Mr. Robert Crichton of Elliock, Lord Advocate. He died before 31st May 1614, and was succeeded by his eldest son William, who sold Feddals to William Stirling, fiar of Ardoch, in 1618.

3. William, parson or rector of Aberfoyle in 1566 and in 1593. He acquired in 1584, from his brother James, the wester half of Easter Feddals. He married Geills Bisset, who died in or before 1566. Mr. William Stirling, son and heir of the deceased Mr. William Stirling, parson of Aberfoyle, was a party to the sale of the half of Easter Feddals in 1618. William Stirling, the rector, died between 11th January 1614 and 21st January 1618. He had a daughter, Helen, who married Sir James Chisholm of Cromlix,<sup>1</sup> by whom she had two sons and two daughters.

4. John, who as brother of Henry Stirling of Ardoch, is a witness to a sasine of Keir, dated 22nd October 1579,<sup>2</sup> and he is also named as procurator in another instrument of sasine, dated 22nd May 1613.<sup>3</sup> John is a witness to the sale of the half of Wester Feddals to Sir James Chisholm of Cromlix, Knight, dated 9th November 1620.<sup>4</sup>

<sup>1</sup> ' In the latter end of the sixteenth century, the Chisholms were proprietors of the estate of Cromlecks (now possessed by the Drummonds). The eldest son of that family was very much attached to a daughter of Stirling of Ardoch, commonly known by the name of Fair Helen of Ardoch. At that time the opportunities of meeting betwixt the sexes were more rare, consequently more sought after than now; and the Scottish ladies, far from priding themselves on extensive literature, were thought sufficiently book-learned if they could make out the Scriptures in their mother-tongue. Writing was entirely out of the line of female education. At that period, the most of our young men of family sought a fortune, or found a grave in France. Cromlus, when he went abroad to the war, was obliged to leave the management of his correspondence with his mistress to a lay brother of the monastery of Dumblain, in the immediate neighbourhood of Cromleck, and near Ardoch. This man, unfortunately, was deeply sensible of Helen's charms. He artfully preposessed her with stories to the disadvantage of Cromlus, and by misinterpreting or keeping up the letters and messages intrusted to his care, he entirely irritated both. All connection was broken off betwixt them. Helen was inconsolable, and Cromlus

' has left behind him, in the ballad called 'Cromlet's Lilt,' a proof of the elegance of his genius, as well as the steadiness of his love.

' When the artful monk thought time had sufficiently softened Helen's sorrow, he proposed himself as a lover. Helen was obdurate; but at last overcome by the persuasions of her brother, with whom she lived, and who having a family of thirty-one children, was probably very well pleased to get her off his hands, she submitted rather than consented to the ceremony. But there her compliance ended; and when forcibly put into bed, she started quite frantic from it, screaming out, that after three gentle taps on the wainscot, at the bed head, she heard Cromlus's voice, crying, 'Helen, Helen, mind me!' Cromlus soon after coming home, the treachery of the confidant was discovered, her marriage annulled, and Helen became Lady Cromlecks.' This account, which was furnished by Alexander Fraser Tytler of Woodhouselee, has been preserved by Burns the poet, in a note to 'Cromlet's Lilt,' in an interleaved volume of Johnson's Scots Musical Museum. Fair Helen of Ardoch was not a daughter of the laird but of a younger son.

<sup>2</sup> Keir Inventory, p. 91.

<sup>3</sup> Sasine at Garden.

<sup>4</sup> Ardoch Writs.

The daughters of William Stirling were—

1. Jean, who was married to James Kinross of Kippenross.<sup>1</sup>

2. Elizabeth, who was married to Thomas Drummond of Corskaplie. They granted a renunciation to Henry Stirling of Ardoch, brother of Elizabeth, of 350 merks, secured on Nether Ardoch, dated 21st May 1586. They had a son, John, who was Laird of Corskalpie in 1621. They had also daughters.<sup>2</sup>

3. Beatrix. Beatrix Striveling, sister to Henric Striveling of Airdoche, is a party to a contract of excambion, 2nd April 1574.<sup>3</sup> She was married to William Sinclair of Galwaldmuir, the father 'of old Hendry Sinclair.'<sup>4</sup> They renounced to Henry Stirling of Ardoch an annualrent of £30 out of Over Ardoch, on 26th January 1581.<sup>5</sup>

4. . . . Stirling, a daughter, married to Robert Buchanan of Lennie.<sup>6</sup> William Stirling died between 30th June 1565 and 16th December 1573.

II. HENRY STIRLING of Ardoch, eldest son of William Stirling and Marion Sinclair, was originally designated of Dachlewne or Dachlevin. On the resignation of his mother, he was infeft in Nether Ardoch and Drumlacock in 1573 and 1579. In 1574, he acquired Over Ardoch from William Reddoch in excambion for Drumlacok, and the payment of 500 merks. Henry Stirling had a precept of sasine from James Striuling of Keir, Knight, as heir to umquhile William Stirling of Ardoch, brother-german of James, and father of Henry, in the lands of Glassingall, dated 16th December 1573.<sup>7</sup> Henry Stirling received a charter of novodamus from James VI., dated 3rd February 1591, after the annexation of church lands to the Crown, of Over and Nether Ardoch.<sup>8</sup> He married Helen, daughter of Sir John Haldane of Glencagles, Knight. She died before 12th June 1622. Henry died in February 1628, when his son William was retoured to him in the half lands of Rahalloch.<sup>9</sup> They had four sons and three daughters.

1. William, who succeeded.

<sup>1</sup> Genealogy of the Drummonds, p. 180.

<sup>2</sup> Genealogy of the Drummonds, p. 120.

<sup>3</sup> At Ardoch.

<sup>4</sup> Genealogy of the Drummonds, p. 180.

<sup>5</sup> At Ardoch.

<sup>6</sup> Buchanan's History of the Buchanans.

<sup>7</sup> At Ardoch.

<sup>8</sup> The Roman Camps at Ardoch are perhaps the most perfect and interesting remains of the kind in Scotland. It is foreign to the object of the present work to give any detailed account of them, nor is this necessary, as they are well known to, and have been frequently described by antiquaries.

<sup>9</sup> Printed Retours, Perth, No. 362.

2. John, who, with James his brother, witnessed a charter of Ardoch by their father, 4th June 1603. John was living in 1656.

3. James, witness to charter of Ardoch, 4th June 1603.<sup>1</sup>

4. George. He witnessed a resignation of Ardoch by his father, 9th December 1616. George Striveling, 'sone lawfull to the Gudeman of Ardoche,' witnessed a bond by James Stewart, dated 11th June 1622.<sup>2</sup> He gave up the inventory of the estate of Sir Archibald Stirling of Keir in May 1630, for his brother, William Stirling of Ardoch.<sup>3</sup> George died between 20th September 1652 and 10th October 1655. He was succeeded by his nephew, Henry Stirling of Ardoch, who renounced the succession.

1. Jean: She was contracted in marriage February 3, 1611, to George Lundie, senior, of Gorthie.<sup>4</sup>

2. Elspeth, married to William, third son of Laurence Oliphant of Condie.<sup>5</sup>

3. Helen, who was wife of Laurence Graham of Callendar in 1615.<sup>5</sup>

III. WILLIAM STIRLING of Ardoch: He married Margaret, daughter of James Murray, fiar of Strowan, commonly called one of the seventeen sons of Tullibardine. Their contract of marriage is dated 14th and 15th May 1602. In implement of that contract, Henry Stirling of Ardoch granted a charter on 4th June 1603, to William, of Over and Nether Ardoch. William Stirling in 1621, sold Glassingall, which was part of his grandfather's patrimony, to Archibald Stirling of Kippendavy. He was retoured heir to his father in 1628 as already stated, from which it appears that his father died in February that year. William conveyed Ardoch to Henry, his son, in 1635. William, and Margaret his wife, had thirty-one children,<sup>6</sup> but of this large family the only names which have been ascertained are the following, viz. —

1. Henry, who succeeded.

<sup>1</sup> At Ardoch.

<sup>2</sup> Gartmore Writs.

<sup>3</sup> Hamilton and Campsie Commissariat Register.

<sup>4</sup> Ardoch Writs.

<sup>5</sup> Perth Sheriff Court Records.

<sup>6</sup> This is stated on the authority of a well known anecdote of James VI. and little Meg Murray. The king having been on a visit to Ardoch, was struck with the large family, and expressed his surprise to

the lady; who answered, Yes, 'please your Majesty, 'I just want your Majesty's help to make out the 'twa chalder.' [Family tradition.] 'Margaret 'Murray, mother to these thirty-one children, was 'daughter to Murray of Strowan, one of the seven- 'teen sons of Tullybardine, and whose youngest 'son, commonly called the Tutor of Ardoch, died 'in the year 1715, aged 111 years.' [Note by Robert Burns to Cromlet's Lilt.]

2. John: John and George Stirlings, sons of William Stirling of Ardoch, witnessed a disposition by him and Margaret Murray, his wife, to Henry Stirling, their son, dated 25th September and 10th October 1635. John and one of his brothers were captains in a Scots regiment in 1646. He was living in 1656. On the 13th September of that year, he writes from 'Guenoye' to his brother Henry, that 'we ar always remembering your good healthe, and ' the healthe of all our freinds in good rid clarit.'

3. Robert. He was guardian to the second and third baronets. On 23rd June 1669, he was served nearest agnate to his nephew Sir William,<sup>1</sup> and he managed the estate till 1683. Robert also gave up the inventory of Sir Henry's personal estate to the Commissary of Dumblane, on 17th February 1670. Robert lived to the year 1716, and died aged 112. He is still remembered by the designation of 'Tutor of Ardoch.'

4. William, who was living 9th August 1649.

5. George, mentioned above. He was living 16th December 1650.

6. Margaret, wife of Mr. James Row, minister at Muthill in 1633-35. He wrote the 'Pockmanky' Sermon.

7. A daughter, married to Dr. John Paton, living in Stirling 1657-9.

William Stirling died between 18th April 1651 and 6th July 1652.

IV. SIR HENRY STIRLING, first Knight Baronet of Ardoch. His father, as already stated, conveyed Ardoch to him in 1635. Henry Stirling had a permit from General Monck, dated at Edinburgh 8th July 1656, to pass with his servants, &c., to Ardoch or elsewhere in quarters, and to repass, and to keep a fowling-piece for his game. He was created a baronet by patent, dated 2nd May 1666, containing a limitation of the dignity to the heirs-male of his body.<sup>2</sup> Sir Henry married Isobel, daughter of Sir John Haldane of Gleneagles, and had by her, who survived him, two sons.<sup>3</sup> 1. William, who succeeded him; and 2. James, who died young.<sup>4</sup> Sir Henry died in February 1669, as appears from the confirmation of his will.



<sup>1</sup> Inquisitiones de Tutela, No. 944.

<sup>2</sup> Original Patent at Ardoch.

<sup>3</sup> He had also a natural son, George, and a natural daughter, Grizel.

<sup>4</sup> There is at Ardoch a portrait of Sir William in armour; and another portrait, also in armour, perhaps of his brother James, marked — Born May 19, 1668, died July 19, 1693.

V. Sir WILLIAM STIRLING, second Knight Baronet of Ardoch. He was retoured heir of his father, Sir Henry, in Ardoch, on 10th March 1670,<sup>1</sup> and he was infeft 27th March 1671, on a precept from Robert, Bishop of Dunblane. In 1693, Sir William purchased Easter Gask from John, Earl of Tullibardine. He married, 1st, contract dated 22nd January 1685, Mary, eldest daughter of Sir Charles Erskine of Alva, Baronet. 2ndly, contract dated 24th May 1699, Janet, daughter of John Murray of Touchadam, who survived Sir William, and married, 2ndly, December 3, 1702, Robert, second son of Sir Robert Murray of Abercairney. Sir William's children were all by his first marriage, viz. — 1. Henry, who succeeded. 2. James, living in 1694; and three daughters — 1. Isabel, married to Patrick Linton of Pendrieck. She died in 1761, without issue. 2. Christian, married to Captain John Stirling of Bellewill, Auchyll, and Herbertshire. Mrs. Stirling was a lady of great worth, and is still favourably remembered by the Ardoch family. She died on 16th September 1763. 3. Catherine, who married James Graham of Braco and Gorthie. He died in 1736. They had three sons and three daughters. The eldest son was General David Graham of Braco and Gorthie. One of the daughters, Mary Graham, was married to Mr. Smythe of Methven.<sup>2</sup> Another daughter, Margaret, married Masterton of Gogar, and her son eventually became laird of Braco. On 15th February 1694, Sir William executed a bond of provision in favour of his younger children, on the narrative, 'that it hath pleased God to blesse me with severall hopefull children besydes my eldest sone and appeirand air.' These younger children were James, Isabel, Christian, and Catherine.

Sir William died in February 1702, and was succeeded by his only surviving son —

VI. Sir HENRY STIRLING, third Knight Baronet of Ardoch. He was born 28th January 1688. By disposition, dated 19th May 1698, his father Sir William conveyed Ardoch to him, in which he was infeft on 13th June following. He was in minority at his father's death in 1702. He was admitted advocate on November 29, 1710, and married, at St. Petersburg,

<sup>1</sup> Printed Retours, Perth, No. 804.

<sup>2</sup> Methven Family Bible.

21st December 1726, Anna, daughter of Admiral Thomas Gordon, governor of Cronstadt, and Ann his wife, daughter of Sir Thomas Elphinstone of Cadderhall.<sup>1</sup> After his marriage he resided almost constantly at St. Petersburg, till the death of his father-in-law in 1741. Sir Henry died on 24th October 1753.<sup>2</sup> His widow survived till 23rd September 1775. They had five sons and three daughters —

1. and 2. William and Thomas, fourth and fifth Baronets.

3. Charles, born 8th October 1742. He was a planter in Jamaica, and proprietor of Ardoch Penn in that island, ‘ which is a pleasant romantic spot, and a very good house. It is very high up in the mountains, and from the situation the house stands upon, he enjoys for the most part fine agreeable breezes.’<sup>3</sup> On 14th November 1781, he was confirmed one of the executors of Archibald Stirling of Keir.<sup>4</sup> He died 19th January 1795. The Scots Magazine for March 1795, contains the following notice of his death — ‘ Lately at Kingston, Charles Stirling, Esq., youngest son of the late Sir Henry Stirling of Ardoch, Baronet.’<sup>5</sup>

4. Henry, born 25th March 1733; died 19th November 1749.

5. James, born 14th February, and died 3rd March 1735.

6. John, youngest son, born 19th June; died November 19, 1738.

7. Mary, eldest daughter, born at Cronstadt 1728. The Duke of Livia was her godfather. Marshall Keith was godfather to one of her sisters. She

<sup>1</sup> Sir Henry's sister Christian, had previously proposed another lady for him, in a letter addressed to him at St. Petersburg, without date, but from internal evidence it may be assumed as written in 1724 — ‘ I've bespoke for you a mother's only daughter of as good relations as in Scotland, bred with nice cleanness, yet can cook your dinner, order your gardens, orchard, and nurseries; in short, understands every thing from the highest quality to the meanest housewife — has a good stock of sense — a most agreeable woman — a portion suitable to her quality, and will get a good share of a mother's blessing, who has abundance to give: If all this tempt you not, you're certainly froze or worse.’ Sir Henry may have been previously melted by his Russian love, as his marriage to her took place within three years afterwards.

Admiral Gordon was a native of Aberdeen, where he inherited some house property. [Ardoch Writs.] On 23rd September 1658, Doctor Thomas Gordon and Jean Hay had a son, baptized Thomas. Thomas Gordon, elder and younger, were two of the witnesses, and Thomas Mitchell was godfather. [Register of Baptisms in Aberdeen]. The baptism was probably that of Admiral Gordon.

<sup>2</sup> Scot's Magazine, xv. 580.

<sup>3</sup> Letter from Archibald Stirling, to his father William Stirling of Keir, dated Montego Bay, 21st May 1789. (At Keir).

<sup>4</sup> Testament at Keir.

<sup>5</sup> Scots Magazine, lvii. 206. He left three natural sons — 1. Charles, born 29th May 1791; 2. Thomas, born 6th October 1792; 3. William, born June 1794.

married at Ardoch, on 11th August 1760, James Campbell of Monzie,<sup>1</sup> without issue. She died 15th December 1801.

8. Ann married, 6th February 1760, William Graham of Airth.<sup>2</sup> He died 12th November 1790. They had seven sons and seven daughters —

1. James, who succeeded his father in Airth, and died on 13th March 1805, when he was succeeded by his brother Thomas; 2. Henry, died 15th October 1787; 3. William, died young; 4. Thomas, who succeeded his eldest brother in Airth; 5. John, died young in 1775; 6. and 7. Charles and Bruce, both died young; 8. Ann, married, 29th April 1781, David, second son of John Erskine of Carnock, and died 10th March 1836; 9. Mary, married John Stirling of Kippendavie, as shown in the account of that family; 10. Elizabeth (twin with Christian), married, on 16th October 1794, James Dundas of Ochtertyre, C. S., second son of Ralph Dundas of Manor, and had issue, six sons and five daughters; 11. Christian, twin with Elizabeth; 12. Jean, died unmarried, 22nd November 1850; 13. Wilhelmina, married Day Hort Macdowall of Castle Semple; 14. Seton, died unmarried, 27th November 1791.

Thomas Graham, fourth son of William Graham of Airth and Anne Stirling, was born on 1st March 1768. He succeeded his eldest brother in Airth, and he also succeeded his maternal uncle, Sir Thomas Stirling, Baronet, in the estate of Strowan. In compliance with that gentleman's will, he assumed the additional surname and arms of Stirling. He married, 9th February 1807, Caroline-Mary, only daughter of Major James Home of the Blackadder family, and had issue —

1. William Graham, now of Airth.
2. Thomas-James Graham Stirling of Strowan, born 11th June 1811, and succeeded to Strowan, as provided by his granduncle, General Sir Thomas Stirling, Baronet. He married, 4th July 1844, Mary, eldest daughter of William, second son of the late John Stirling of Kippendavie, who died in December 1847, without issue.

<sup>1</sup> Scots Magazine, xxii. 387.

<sup>2</sup> Ibid. xxii. 105.

3. Carolus-James-Home Graham, born 24th May 1812.

4. Mary-Margaret, died unmarried, 14th March 1827.

9. Isabella, married on 15th June 1762 to John Hamilton of Bellfield, merchant in Edinburgh, fifth son of William Hamilton of Wishaw,<sup>1</sup> and had issue. She died in November 1801.

VII. 1. Sir WILLIAM STIRLING, fourth Knight Baronet of Ardoch, was born in Russia before the 22nd December 1729. He came to England with his brother Thomas in 1737, and was a lieutenant in General Halket's Regiment in the Dutch Service, in 1749 and 1752. He was served heir to his father on 9th July 1755. In the entail of Keir made by Archibald Stirling, Sir William is called immediately after the Stirlings of Kippendavie. He married at Keir, on 17th April 1762, Christian, only daughter of John Erskine of Carnock, advocate,<sup>2</sup> and she died in February 1788. Sir William died at Venlaw, 26th July 1799.<sup>3</sup> They had five daughters.

1. Anne, heiress of Ardoch.

2. Christian, born September 10, 1762, married at Ardoch on 24th December 1784, to George Dundas of Dundas,<sup>4</sup> who was shipwrecked off the island of Madagascar, on 20th August 1792. They had one son and three daughters. Christian died 14th September 1832.

3. Mary, born March 1, 1764, married at Ardoch on 10th June 1790, to Ebenezer Oliphant of Condie.<sup>5</sup> She died in 1845, leaving issue.

4. Margaret, born May 21, 1765, married, 1st, at Edinburgh in October 1790, to Andrew Stuart of Torrance, W.S., author of the History of the Stewarts,<sup>6</sup> &c.; and had issue one son and three daughters —

1. Christian.

2. Anne.

3. Elizabeth-Charlotte, married Robert, fourth son of Sir John-Edward Harington of Ridlington, Baronet, and has issue a son, Robert-Edward, and a daughter, Susan; and 2ndly, in 1804, to Sir Wil-

<sup>1</sup> Scots Magazine, xxiv. 339.    <sup>2</sup> Ibid. xx. 222.

<sup>3</sup> Scots Magazine, lx. 576. During Sir William's time, there were also living three other baronets of the name of Stirling: 1. Sir John of Glorat; 2. Sir James of Mansfield; and 3. Sir Walter of Faskine.

<sup>4</sup> Muthill Records, and Scots Magazine, xlv. 662.

<sup>5</sup> Scots Magazine, lii. 309.

<sup>6</sup> The said History, p. 378, and Scots Magazine, lii. 516.

liam Johnstone Pulteney, Baronet, without issue. She died November 1, 1849.

5. Magdalene, born July 29, 1766. Died unmarried in November 1846. Sir William was succeeded in the baronetcy by his younger brother,

VII. 2. SIR THOMAS STIRLING, second son of Sir Henry (No. VI.) On the death of his brother Sir William, without male issue, he became the fifth Knight Baronet. He entered the army in 1747, and rose to the rank of a General in 1780. He was successively Colonel of the 42nd and 71st Regiments, and saw much service in America. He purchased the estate of Strowan, and left it to his grand-nephew Thomas, second son of Thomas Graham of Airth, who is now Thomas James Graham Stirling of Strowan. Sir Thomas died unmarried on 9th May 1808, when the baronetcy became extinct, through failure of the heirs-male of the body of Sir Henry, the first baronet.

All the three brothers, Sir William, Thomas, and Charles, are called, in the Keir entail of 1771, in their order after the Stirlings of Kippendavie. The next substitution after the above Charles Stirling, is to the 'nearest heirs whomsoever of the heir-male last deceasing, infest in and possessing the said lands and estate.' From this it may be assumed, that there did not exist in 1771 any other male member of the Ardoch family known to the entailer. Sir Thomas never inherited the estate of Ardoch, which descended, on the death of his eldest brother, Sir William, to his eldest daughter, who was,

VIII. ANNE STIRLING, eldest daughter of Sir William the fourth Baronet. She was born July 5, 1761, and served heir to her father in Ardoch on 20th November 1799. She was married, on 14th March 1778, to Captain, afterwards Colonel Charles Moray of Abercairny.<sup>1</sup> Anne died on May 22, 1820. They had three sons and two daughters—

1. James Moray of Abercairny, born at Clackmannan on 18th October 1780, who was a magistrate and deputy lieutenant for Perthshire, and lieutenant-colonel of West Perthshire Local Militia. He succeeded his

<sup>1</sup> Scots Magazine, xl. 166.

father on 13th October 1810. He married, 1st, on 29th April 1806, Elizabeth, third daughter of General Sir William Erskine of Torrie, Baronet; 2ndly, on 13th October 1837, Mary, youngest daughter of Joseph Thomas of Streplands Bush, Hants. He died on 20th December 1840, without issue.

2. William Moray Stirling of Abercairny and Ardoch. He was a major in the army, and was present at Waterloo. He succeeded his mother in Ardoch in 1820, and his brother in Abercairny in 1840. He disentailed Abercairny. He married, on 18th October 1826, the Honourable Frances-Elizabeth, third daughter of Archibald first Lord Douglas. She died at Granton on 14th September 1854. Her husband predeceased her on 9th November 1850, without issue, and was succeeded in both estates by his eldest sister.

3. Charles, born on 22nd November 1791, Captain in the 13th Light Dragoons. He died at Ardoch on 21st March 1820, unmarried.

4. Christian, who succeeded to Abercairny and Ardoch.

2. Margaret died unmarried at Sundrum in Ayrshire, January 3, 1834.

IX. CHRISTIAN STIRLING. She was born at Clackmannan on 24th November 1779. On the death of her brother William in 1850, she succeeded to Abercairny and Ardoch. She married, on 14th April 1812, Henry Home Drummond, of Blair Drummond, and has two sons and a daughter —

1. George Home Drummond.

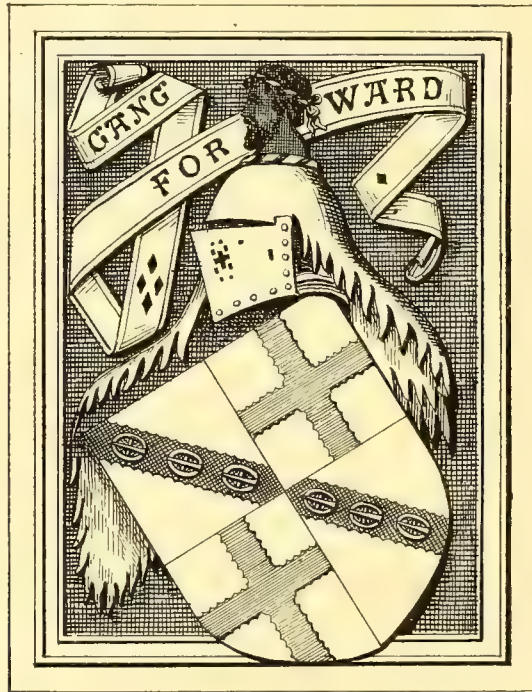
2. Charles Home Drummond, fiar of Abercairny, born 17th April 1816. He married, in December 11, 1845, Lady Anne-Georgina Douglas, eighth daughter of Charles, fifth Marquis of Queensberry, and has issue.

3. Anne, married in 1839 to George, sixth Duke of Atholl, and has issue, John, Marquess of Tullibardine, born in 1840.

X. GEORGE HOME DRUMMOND, younger of Blair Drummond and Ardoch, born March 1, 1813. He married, on August 11, 1840, Mary, daughter of William Hay of Dunse Castle, who died on April 4, 1855, without issue. To this Gentleman the Editor is indebted for much of the present account

of the Ardoch family, the history and descent of which Mr. Drummond has investigated with great precision and skill.

### Armorial Bearings.



*Shield:* Quarterly, 1st and 4th *argent* on a Bend engrailed *sable* three Buckles *or*; 2nd and 3rd, on a field of the first, a cross engrailed *azure*.

*Crest:* A Moor's head in profile.

*Motto:* Gang Forward.

#### IV. STIRLING OF CRAIGBARNARD, NOW CRAIGBARNET, IN THE PARISH OF CAMPSIE AND COUNTY OF STIRLING.

THE Stirlings of Craighbarnard are believed to be an early branch of the house of Cawder. This connection is very probable, both from the relative positions of the two properties, and from the circumstance that members of the Craighbarnard family recognized the Stirlings of Keir as their chief, but no evidence has been found of the exact relationship of the first Stirling of Craighbarnard to the House of Cawder.

Sir John Striveling of Craighbarnard was a person of distinction, having been comptroller of the household to King James IV., whose confidence he enjoyed, and by whom he was knighted. The family continued in direct male descent for nearly four centuries. It is now represented by a gallant officer, who is descended from the Stirlings of Craighbarnard in the female line, and who, in the male line, is a descendant from, if not at present the male representative of, a still more distinguished race—the Grahams, Earls of Monteith and Airth.

The first Stirling of Craighbarnard,<sup>1</sup> whose existence is proved by legal evidence, is —

I. JOHN STRIVELING of Craighbarnard, who is a witness to a deed in 1468.<sup>2</sup> He resigned, in 1486, Craighbarnard, Balgrothqueries, Korfatrik, Leythhedis and Balglas, in favour of John Striueling, his eldest son, reserving his own liferent. On 29th May 1487, he was one of the inquest on the service of William Stirling, as heir of Sir William Stirling, his father, in the lands of Letter.<sup>3</sup> John Striueling is said to have married a daughter of Galbraith of Kilcreuch. He died after 26th July 1497, and was succeeded by

<sup>1</sup> Betham, in his Baronage, states, that Duncan Stirling was the first laird of Craighbarnard in 1406, but without quoting any authority. This Duncan may have been the same person as the Duncan de Striueling who was one of the inquest at the service of Haldane of Gleneagles in 1425. *Supra*, p. 17, note 1.

‘Alicia de Erth, Domina de Cragbarnard’ and spouse of Gilbert of Buchanane, granted a charter at Mwedoc, dated 13th February 1400. [Montrose Writs.]

<sup>2</sup> Statistical Account of Campsie Parish, 1845, p. 246.

<sup>3</sup> No. 56, p. 258.

II. Sir JOHN STRIUDELING of Craigbarnard, who is also one of the inquest on the service in 1487. In the retour, he is called John Striveling, junior, son and heir-apparent of John Striveling of Craigbarnard. On his father's resignation, he received from James III., on 29th May 1486, a charter of Craigbarnard, Balgrothquheris, Korfatrik, Leythhedis and Balglas. In that charter he is called by the King his familiar squire.<sup>1</sup> On 26th July 1497, John Striveling, the son of John Striveling of Craigbarnard, and steward of the King, obtained a grant of the keeping of Dumbarton Castle for nineteen years, with the same emoluments as Robert Lundie of Balgonie had previously.<sup>2</sup> In an indenture, dated 1st May 1502, this John Stirling is called 'Comptrollar to our Souerane Lord.'<sup>3</sup> James IV. appears to have honoured Sir John with a visit at Craigbarnard, in the year 1507, as in the accounts of the Lord High Treasurer, under the date of 9th February of that year, there is the following entry—'Item, that nycht in Craigbarnard to the King to play at the cartis, xxiiii<sup>s</sup>.' On the occasion of this visit, the King held a court, and the place is still called the Courthill. On 22nd December 1504, George Campbell, son and apparent heir to George Campbell of Cesnock, granted a discharge to John Striueling of Craigbarnard, Knight, of war-randice of the lands of Quhitleys, in the bailiary of Cuninghame, which had been disposed by him to the said George Campbell, younger, and Jonet Montgumry his spouse.<sup>4</sup> He obtained the lands of Glorat by charter, from Matthew Earl of Lennox, dated 27th May 1508,<sup>5</sup> and which was confirmed by James IV. by charter, dated the 31st of the same month, in which he is called the King's familiar knight. On 6th June 1508, John Striueling of Craigbarnard, Knight, granted an annualrent of twelve merks and ten shillings, from his lands of Craigbarnard and Glorat, to a chaplain, to say mass in the church of Campsie and in a chapel founded in his place of Craigbarnard, for the souls of John, his wife, and many others specified in the grant. The chaplain was not to be allowed to keep a concubine in his house, under pain of deprivation of his office.<sup>6</sup> Sir John Striveling married Margaret Abernethy, eldest daughter of James, third Lord Abernethy of Saltoun, by whom he had three sons—

<sup>1</sup> No. 54, p. 254.

<sup>2</sup> MS. Adv. Lib., Jac. V. 4, 29, p. 13, as quoted in Chalmers's Caledonia, iii. 878.

<sup>3</sup> No. 69, p. 275.

<sup>4</sup> No. 73, p. 280.

<sup>5</sup> No. 79, p. 285.

<sup>6</sup> No. 80, p. 286.

1. George, who succeeded.
2. William, first of Glorat, who, with his descendants, is stated under the Glorat Branch.
3. Walter, first of Ballagan, who, with his descendants, is stated under the Ballagan Branch.

Sir John died before 3rd August 1510, and was succeeded by his eldest son,

III. GEORGE STRIUELING of Craigharnard. George Striueling, son of John Striueling of Craigharnard, and Elizabeth Park, spouse of George, granted warrant for resigning Kilivynnet, with the miln, in the hands of Matthew, Earl of Lennox, the superior, at Edinburgh, on 16th March 1502.<sup>1</sup> Two days thereafter, the Earl granted a charter to George of these lands, to hold to him and his heirs-male; whom failing, to William Striueling, his brother-german, and his heirs-male; whom failing, to the nearest heirs of their father John.<sup>2</sup> He received from Matthew Earl of Lennox, on 3rd August 1510, a precept of sasine, as heir to his father, in Craigharnard and Kilvynnet, on which he was infeft on the 21st of the same month. He was, as shown above, married before 16th March 1502, to Elizabeth Park, by whom he had seven sons and one daughter --



1. John, who succeeded.
2. James, who is witness to a charter by Sir James Stirling of Keir, dated 11th August 1566.<sup>3</sup> 'James Strielyng, sometime in Bangour, father brother to John Striueling, elder of Craigharnard,' granted a discharge to this John, dated 13th December 1593.<sup>4</sup>
3. William, who is a witness, under the designation of William Striveling, brother-german to John Striveling of Craigharnard, to a charter by John Stirling of Glorat, dated 17th November 1572.<sup>5</sup>
4. Duncan; 5. William; 6. Walter. These three brothers are mentioned as brothers-german to the 'Auld Lard' of Craigharnard in 1565.
7. David is mentioned in a discharge by Margaret Sterweling, spouse of Andrew Symple, as her deceased brother, dated last November 1565.<sup>6</sup> In the indorsation of this discharge, Andrew Symple is called 'of Bryntschellis.'

<sup>1</sup> No. 70, p. 276. <sup>2</sup> Glorat Writs. <sup>3</sup> Keir Inventory, p. 82. <sup>4</sup> At Glorat. <sup>5</sup> Ibid. <sup>6</sup> Bardowie Writs.

8. Margaret, who, with consent of her said husband, granted the said discharge to John Sterweling of Cragbernerd, her 'derrest brothir,' for £20 Scots, in payment of her 'contract of marriage.' She mentions 'Robert Foster my 'brothir:' He was probably her brother-in-law.

George Striueling died between 10th February and 12th April 1520, and was succeeded by his eldest son —

IV. JOHN STRIUETING of Craigbarnard. John, Earl of Levenax, granted a precept on 18th April 1520, for infesting John as heir of George his father, in Craigbernard and Kylwynnet. John Striueling witnessed a charter by William Stirling of Glorat on 5th June 1522.<sup>1</sup> He infest John Lennox, as heir of John Lennox of Woodheid, his father, in Culhadrik, in the earldom of Lennox, on 6th November 1546, in presence of Thomas Striueling of Boglass and Walter Striueling, son of John Striueling of Craigbarnet.<sup>2</sup> In March 1565, Johne Striueling of Craigbernard, John his son and apparent heir, Duncane, Williame, and Walter, brothers-german to the Auld Laird, Williame, bastard brother to the Young Laird, and nineteen others, were delatit of the invasion of James Kyncaid, son and apparent heir to James Kyncaid of that ilk, and Malcolm Kyncaid his brother.<sup>3</sup> From a subsequent entry in the same record, it appears that the Kincaids had previously slain Luke Striueling of Baldorane, who left a widow and 'ten faderles bairnis.'<sup>4</sup> John Striueling of Craigbarnet is mentioned in the said charter, dated 11th August 1566, to which his brother James is a witness. He resigned Craigbarnard and his other lands in favour of his eldest son John, who had a charter of the same from Robert Earl of Lennox, on 12th June 1579. John Striueling married Eufame Logane, probably a daughter of John Logane of Gartconnall, before 10th February 1520. Of that date, John Striueling, son and heir-apparent of George Striueling of Craigbarnet, and Eufame Logane his spouse, had a precept from John, Earl of Lennox, for infesting them in the lands of Quylt and Mwkdok-Mechell. They were infest on the 12th of April following, when George Striueling is called deceased. John Striueling had three sons and probably one daughter.

<sup>1</sup> Ballagan Charter Chest.

<sup>2</sup> Note of Sasine at Glorat.

<sup>3</sup> Criminal Trials, i. 459\*.

<sup>4</sup> Ibid. i. 354.

1. John, who succeeded. 2. Walter, a witness in 1546. 3. James, mentioned in 1580, as above.

4. Margaret, presumed to have been a daughter of John, from his having obtained for her a dispensation for her marriage to David Watson, in June 1545.<sup>1</sup> John Striueling, senior, died between 12th June 1579 and 22nd December 1580, when he is called 'umquhile,' in a discharge by James his son.<sup>2</sup>

V. JOHN STRIUDELING of Craigharnard succeeded his father between June 1579 and December 1580. He obtained a tack of the teinds of parts of Craigharnard, from Mr. William Erskine, parson and vicar of Campsie, on 26th July 1589.<sup>3</sup> John Striueling, elder of Craigharnard, was named one of the executors of Walter Striueling of Ballagan in his will, dated 17th December 1597, and confirmed in the Edinburgh Commissary Court on 4th July 1599. John was married to Margaret Reid before 24th January 1601, on which date they were parties to the contract of marriage between Christian Callendar, daughter of Margaret, and John Sempill, younger of Corruth.<sup>4</sup> He had at least one son, John, who succeeded him, and a daughter, Jean, who married, dated 7th October 1593,<sup>5</sup> Walter Buchanan of Spittal.

John Stirling appears to have been living on 17th April 1619, as in a charter by Sir William Livingston of Kilsyth of that date, his son is called John Striueling, fiar of Craigharnard.

VI. JOHN STRIUDELING of Craigharnard. In a writ, dated 7th November 1581, he is called junior of Craigharnard. He carried the arms of Dame Margaret Ross, Lady Keir, at her funeral in 1633. He appears to have married—1st, Margaret Graham, who died in June 1587;<sup>6</sup> 2dly, contract dated 1588, Elizabeth or Elspeth, daughter of John Hamilton of Bardowie. John Striueling, younger of Craigharnard, and Elizabeth Hamilton, his spouse, had a charter of Craigharnard and others from Ludovick, Duke of Lennox, dated 1591. John Stirling and Margaret Graham had five sons and five

<sup>1</sup> No. 168, p. 386. William is mentioned as the natural brother of John Striueling of Craigharnard, in 1565.

<sup>2</sup> Protocol Book of Walter Watson, N. P., in Sheriff Clerk's Office, Dumbarton.

<sup>3</sup> Craigharnard Writs.

<sup>4</sup> Gartmore Writs.

<sup>5</sup> Spittal Writs at Leny.

<sup>6</sup> Testament of Margaret Graham in Edinburgh Commissary Register, 10th March 1592-3.

daughters — John, William, Robert, Alan, Andrew, Agnes, Margaret, Jane, Sibilla, Elspeth. These sons and daughters gave up the testament dative of Margaret Graham, spouse to John Stirling of Craigharnet, who died in June 1587, as her lawful bairns and executors-dative.<sup>1</sup> John Stirling appears to have died between 1633 and 1640, and to have been succeeded by his son—

VII. JOHN STIRLING of Craigharnard. He married, contract dated 11th October 1618, Annabella, daughter of Thomas Ewing of Cukispow. John Stirling (VII.) appears to have died before 9th May 1646, and was succeeded by his son—

VIII. JOHN STIRLING of Craigharnard, who appears to have been born in the year 1627, as in a deposition made by him in 1673, he stated his age to be ‘46 yeares or thereby.’<sup>2</sup> He had a precept from William Livingston of Kilsyth, for infesting him in parts of Craigharnard as heir to his father, John, on 9th May 1646.<sup>3</sup> In a charter of adjudication by Oliver Cromwell in favour of Sir Mungo Stirling of Glorat, Knight, dated 27th July 1655, the bailie named for giving sasine is John Stirling, only lawful son to the deceased John Stirling, sometime of Craigharnet, and in the instrument of sasine he is similarly named and designated. He married, contract dated 31st October and 4th November 1656, Mary, youngest daughter of Sir Mungo Stirling of Glorat, Knight.<sup>4</sup> Her tocher was 5000 merks Scots. They had three sons and a daughter—

1. Mungo, who succeeded.

2. George: ‘George Stirling, Writer in Glasgow, brother-german to the ‘Laird of Craigharnet,’ witnessed a bond by the latter, dated 29th April 1708.’<sup>5</sup> George is also mentioned in a letter by Mungo Stirling of Craigharnet to the Laird of Garden, dated 12th December 1712, as ‘my brother George.’<sup>6</sup>

3. James, who witnessed a discharge by his father, 18th May 1634.<sup>7</sup>

4. The daughter of John Stirling was married to Mr. Bell, laird of Antermonie, before 11th February 1702, on which date Mungo Stirling of Craigharnet alludes in a letter to ‘my good brother Antermonie.’<sup>8</sup>

<sup>1</sup> Edinburgh Testaments, 10th March 1592-3.

<sup>2</sup> Bardowie Writs.

<sup>3</sup> Glorat Writs.

<sup>4</sup> Contract at Glorat.

<sup>5</sup> At Glorat.

<sup>6</sup> Letter at Garden.

<sup>7</sup> Glorat Writs.

<sup>8</sup> Letter at Garden. At Craigharnet Stables there are two round stones, each bearing the bend and three buckles of the Stirlings. One has the initials ‘I. S.’ and the figures ‘16,’ and the other ‘M. S.’ ‘62,’ apparently for John and Mary Stirling, 1662.

John Stirling died between February 1697 and April 1700. Mary Stirling survived her husband, John Stirling, and was living in 1719, aged eighty-six years. She then states, in a judicial proceeding, ‘that after her husband’s death, she was entertained by her son, and lived with him, and they agreed together till after his marriage.’<sup>1</sup>

IX. MUNGO STIRLING of Craigharnet. On 26th February 1702, he entered into an agreement of sale of Craigharnet with Sir Mungo Stirling of Glorat. Mungo Stirling of Craigharnet acquired parts of Glorat by disposition, dated 1730, from John Stirling of Belwill.<sup>2</sup> Mungo Stirling of Craigharnet, with consent of Marjory Stirling his spouse, sold the Mains of Craigharnet, &c., to John Stirling of Keir in 1731. This purchase was made for the purpose of preserving Craigharnet in the family. Archibald Stirling, brother of John of Keir, reconveyed Craigharnet to James Stirling, son of Mungo, in 1768. The disposition by Archibald Stirling, shows how honourably the Keir family had acted to their kinsmen of Craigharnet in this transaction. It bears—

‘And whereas the price paid by the said deceased John Stirling of Keir to the said Mungo Stirling for the said Mains of Craigharnet, and others hereinafter disposed, amounted to the sum of £14,500 Scots money, which was applied by the said Mungo Stirling in payment and extinction of the debts due by him, and that it always was the resolution and intention of the said John Stirling my brother, although he never came under any promise or obligation to that effect, to restore the said lands and estate to the said Mungo Stirling, in whose family they had formerly remained for many generations, and that so soon as the said Mungo Stirling and his heirs should reimburse him, the said John Stirling, of the fore-said price, loss and expense he should incur through the said purchase, and which purchase was made by the said John Stirling, solely with a view to preserve the estate of Craigharnet to the said Mungo Stirling, and his heirs, and to save the memory of the family of Craigharnet from the ruin and extinction with which it was then threatened: And that I being desirous of doing as I would be done by, am most willing and ready to fulfill, in every point, the intentions of my said deceased brother, and that now the said James Stirling of Craigharnet, only son of the deceased Mungo Stirling of Craigharnet, having by his industry and application to business, retrieved the affairs of the family, has made payment to me, at the term of Martinmas last, of the sum of £14,500 Scots money,’ ‘do therefore, and for the regard I have for him the said James Stirling, and for the standing and preservation of the family of Craigharnet, hereby sell, alienate, and dispose to the said James Stirling of Craigharnet in liferent, and to John Stirling his only son in fee, All and hail the Mains of Craigharnet, with tower, fortalice,’ &c.<sup>3</sup>

Mungo Stirling married Marjory Stirling and had two sons—James, who succeeded, and another son, whose name has not been ascertained, but he is noticed under the designation of Glorat’s ‘sister’s son,’ as being recently dead, in a letter from James Stirling the Venetian, 24th June 1712; and a daughter

<sup>1</sup> At Glorat.

<sup>2</sup> Craigharnet Writs.

<sup>3</sup> Craigharnet Writs.

Mary, married to George Graham in Shannochill, great grandfather of the present Major Graham Stirling of Craigharnet. Mary Stirling died in 1759, aged ninety years and upwards.<sup>1</sup> Her husband, George Graham, predeceased her in 1736, as in a letter from Captain John Stirling of Auchyll to Sir Henry Stirling of Ardoch, dated 14th June 1736, he mentions the death of 'George Graham in Shannochyle.'

Mungo Stirling of Craigharnet died of 'a cold and asthma,' on 7th January 1733, aged seventy-three years.<sup>2</sup> 'Marjory Stirling, Lady Craigharnet' also died of a 'cold and asthma,' on 18th January 1733, aged sixty-three years.<sup>3</sup> Mungo was succeeded by his only surviving son,

X. JAMES STIRLING of Craigharnet. James Stirling, 'only lawful son to 'the deceased Mungo Stirling, late of Craigharnet,' had a tack from John Stirling of Keir of the Mains of Craigharnet, dated 20th July 1730.<sup>4</sup> He was 'out' in the Risings of 1715 and 1745. In the latter, he captured eleven dragoons, without assistance, after having received many shots. While in concealment for his participation in these events, he occasionally deceived those in pursuit of him, by hiding in the plantations of Woodhead, opposite to Craigharnet, dressed as an old woman spinning. Along with James Stirling of Keir, he was taken prisoner, and confined in the Castle of Dumbarton in May 1746.<sup>5</sup> He married Catherine, daughter of James

<sup>1</sup> Airth Peerage Evidence, p. 59.

<sup>2</sup> Campsie Parish Records.

<sup>3</sup> Ibid

<sup>4</sup> Craigharnet Writs.

<sup>5</sup> 'Old Craigharnet' usually went by the nickname of 'Burry,' from having a burr in his speech. There is a superstitious tradition regarding the building of the old House of Craigharnet by this James Stirling. 'He proposed to erect a new house 'on the banks of Finglen, midway between Glenmill and Baillie, where was said to be an opening 'which led under ground to Keirhill, an artificial 'mound or sepulchral tumulus. It was this ancient 'mound the Lord of Craigharnet had fixed upon; 'when the progress of the building, as soon as commenced, was interrupted by the little fairy elves, 'who instigated by their wicked propensity to mischief, issued from their subterraneous abode, and 'demolished in the night what had been built 'during the day. With this unequal warfare with

'the inhabitants of the nether world, nothing was 'seen, but frequently a warning voice was heard to 'repeat—

“ Burry, Burry, big your house in a bog,

“ And you'll never want a fou cog.”

'The Laird listened to the admonition, and built 'the old Castle of Craigharnet as low in the bog 'as possible, which was finished without further 'molestation from his invisible councillors.' [The Scotsman's Library, pp. 714-15.]

On one occasion, after dining at Keir, and passing the same night to Garden, 'Burry' came to a new toll at the Ford of Frew over the Forth. Disdaining to pay the imposition of toll for his horse, he spurred the animal into the river, and swam across with difficulty and danger. He arrived at Garden in a very drenched state, and the late Mr. Stirling of Garden remembered him sitting in the dining room there very wet and uncomfortable.

Monteith of Auldcathy, by whom he had one son, John, and a daughter, Charlotte, married to James Gartshore of Alderston, by whom she had four sons — (1.) James, who died in France unmarried. (2.) John, who died unmarried; (3.) Alexander, who succeeded to Craigharnet (XII.); (4.) Maxwell, who died in the West Indies, unmarried; (5.) a daughter, who also died unmarried.<sup>1</sup>

James Stirling of Craigharnet died after 17th February 1774, and was succeeded by his only lawful son—

XI. JOHN STIRLING of Craigharnet. He executed, on 14th March 1799, an entail of Craigharnet, in which, after the heirs of his own body, he called to the succession the heirs of the body of his younger sister, Charlotte Stirling, and James Gartshore of Alderston, her husband, whom failing, the heirs of the body of John Graham, second son of Robert Graham Burden of Feddel. Under this substitution, Charles Campbell Graham, only son of John Graham, has succeeded to Craigharnet. John Stirling married Anne, daughter of Sir Patrick Murray of Balmano, Baronet. He died before 28th May 1805, without lawful issue, and was succeeded by his nephew—

XII. ALEXANDER GARTSHORE STIRLING of Craigharnet, who was the third son of James Gartshore and Charlotte Stirling, as before shown. He was born on 21st January 1773, and became a lieutenant in the navy. On his succession to Craigharnet in 1805, he assumed the additional surname of Stirling. He married (proclamation of banns made on 23rd February 1806<sup>2</sup>) Ann, only daughter of James Millar, Glasgow.<sup>3</sup> He died of disease of the heart, on 21st April 1852, aged seventy-nine years, without issue, and was succeeded by—

<sup>1</sup> James Stirling had a natural son James, who enlisted as a private into the 42nd Regiment, on the occasion of a dispute with his father. Shortly afterwards a commission was purchased for him. He rose to the rank of a general, and commanded the 42nd Regiment at Alexandria. He married Jean Fisher. They had a daughter, born at Craigharnet on 17th, and baptized Joan on 20th May 1785. (Campsie Records). She married Captain John Home, and has issue, three sons and two daughters — i. James Stirling Home, in Australia;

2. Alexander Home, teller in the Royal Bank; 3. Gartshore Stirling Home, captain 5th Fusiliers; 4. Jane Home, married Major Bell, and has two sons; 5. Christina, married to Captain Elphinston, East India Company's Service. James Stirling and Jean Fisher had a son baptized James on 21st October 1792 (Campsie Records), who died unmarried, and is buried at Musselburgh, where his father, General Stirling, is also buried.

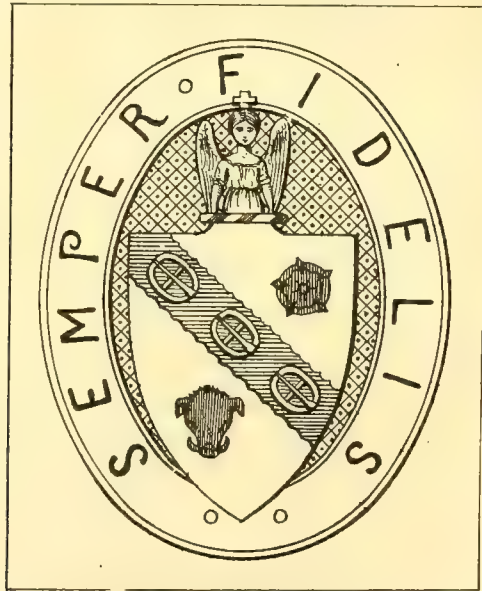
<sup>2</sup> Campsie Parish Records.

<sup>3</sup> This amiable lady still survives her husband.

XIII. CHARLES CAMPBELL GRAHAM STIRLING, now of Craighbarnet.<sup>1</sup> He is the only son of the deceased John Graham, who was second son of Robert Graham Burden of Feddel, whose grandmother was Mary Stirling, as before stated. Mr. Graham Stirling is a major in the army, and captain in the 42nd Highlanders, with which regiment he served with distinction in the Crimean war, and he commanded it at the final assault on Sebastopol, in September 1853. On his return to Craighbarnet in 1856, he received a cordial welcome from all classes of the people of Lennoxton and Campsie. He married, at Ballagan House, on the 2nd December 1856, Elizabeth Agnes, elder daughter of the late Robert Dunmore Napier of Ballikinrain.

<sup>1</sup> Besides this Mr. Graham Stirling, there are other three families of the same surnames — Mr. Graham Stirling of Strwan, Mr. Graham Stirling of Auchyll, and Mr. Graham Stirling of Duntroon and Pittendreich.

#### Armorial Bearings.



*Shield:* Argent on a bend engrailed azure, between a rose in chief, and a boar's head cabossed in base, gules, three buckles or.

*Crest:* A demi-angel couped, ensigned on the head with a cross proper.

*Motto:* Semper fidelis.

## V. STIRLING OF GLORAT,

IN THE PARISH OF CAMPSIE AND COUNTY OF STIRLING.

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THIS Branch was established by Sir John Striveling of Craigharnard, Knight, who was comptroller to King James IV. Having acquired the lands of Glorat in 1508, he settled them on his second son William. This William, and his son and successor George, acquired some historical importance from their connection with the Earls of Lennox and the Castle of Dumbarton, of which both father and son were successively keepers. William, the father, lost his life, when engaged in the special service of King James V., while George the son heroically defended the castle on two memorable occasions.

In tracing the descent of the family during the three centuries and a half for which it has existed, it will be seen, that these were not the only instances of their courage and loyalty. During the civil wars, Sir Mungo Stirling, and his son, afterwards Sir George, suffered much for their adherence to the royal cause, on account of which Charles II., after his restoration, rewarded the latter with a Baronetcy, which is still enjoyed by his representative, Sir Samuel Stirling.

I. Sir JOHN STRIVELING, Knight of Craigharnard and Glorat, comptroller to King James IV., acquired the lands of Glorat from Matthew, Earl of Lennox, in May 1508. The Earl had himself acquired them in the previous year, from James Fleming of Bord, David Somerville of Plane, and other persons. The second son of the comptroller and Margaret Abernethy, his wife, was —

II. WILLIAM STRIVELING of Glorat. Matthew, Earl of Lennox, granted a charter, on 10th October 1508, to William Striuelynge, son of his cousin John Striuelynge of Craigharnard, Knight, of the lands of Glorat, which had been

resigned by John in favour of William.<sup>1</sup> William Striveling obtained, on 3rd August 1523, a charter from John, Earl of Lennox, of the lands of Easter and Wester Glorat, and the superiority of Easter Baldorran.<sup>2</sup> William Striueling of Glorat, and Margaret Houstoun his spouse, acquired the lands of Baldorran from George Culquhoun of Glyne, by charter, dated 20th February 1529.<sup>3</sup> John, Earl of Lennox, granted an obligation on 3rd February 1514, to 'our traist cousyng and familiar seruitour, William Striueling of Glorat,' to infest him in the lands of Kepoch, in consideration that William had 'be his labouris, travellis, costis, and expensis, gottin and obtenit to ws the Castle of Dunbertane.' The Earl also bound himself to pay William 500 merks Scots for the said causes, and for 'costis, skaith, damagis, and expensis, sustenit and to be sustenit' by him.<sup>4</sup> William Striueling had previously been keeper of the Castle, probably as the deputy of his father, as appears from an indenture between William and Robert Lord Erskine, who obtained a gift of the office of keeper, apparently on the death of Sir John Striveling, Knight, the former keeper. This indenture is dated 24th June 1510, and contains an interesting account of the furnishing of that fortress at this early date.<sup>5</sup> Three days after the above obligation, John, Earl of Lennox, granted to William a commission as 'Capitane and Kepar of the Castale of Dunbertane' during his life, with the usual powers.<sup>6</sup> After the cruel slaughter of that Earl of Lennox in 1526, by Sir James Hamilton of Finnart, the latter obtained from King James V. the office of Captain of Dumbarton Castle. Sir James re-appointed Sir William Striveling his deputy in that office, by two grants, both dated 19th March 1527, one of which was to endure for nine and the other for seventeen years.<sup>7</sup> William Striueling of Glorat, Andrew Striueling of Bankere, and others, found surety on 5th December 1530, to appear at the justice-aire of Dumbarton, to underly the law for intercommuning with Allan Hamiltoune of Bardowy and others, rebels, and at the horn for art and part of the slaughter of Alexander Hamilton, young laird of Auchinhowy.<sup>8</sup> William Striveling was appointed curator to Matthew the young Earl of Lennox, by a grant under the privy seal of King James V., dated 3rd August 1531,<sup>9</sup> and he

<sup>1</sup> No. 81, p. 288.

<sup>2</sup> No. 93, p. 301.

<sup>7</sup> No. 116, p. 329.

<sup>2</sup> Glorat Writs.

<sup>3</sup> No. 85, p. 293.

<sup>8</sup> Criminals Trials, i. 150\*.

<sup>3</sup> Ibid.

<sup>6</sup> No. 94, p. 302.

<sup>9</sup> Glorat Writs.

was sheriff of Dumbartonshire in the same year. Earl Matthew granted to William Striveling a letter of bailliary, dated 10th July 1532, in which he is called the Earl's well-beloved cousin and curator.<sup>1</sup> On 23rd March 1539, William Striveling of Glorat obtained from King James V. a letter, allowing him and his successors, keepers of Dumbarton Castle, to build a mill on the lands of Murrach, which pertained to the keeping of Dumbarton Castle.<sup>2</sup> Like his master John, Earl of Lennox, William Striveling had the misfortune to be cruelly slaughtered. This deed was done on Good Friday 1534, by Humphrey Galbraith and his accomplices.<sup>3</sup> William Striveling being employed 'be his Majesty, was cruellie slayin coming from Stirling to ' Dumbartoun, by those who wes hounded out for that end, becaus the said ' William did take the Castell of Dumbarton from those who wes in possession ' thereof, and did possess the said John Earl of Lennox therein.'<sup>4</sup> He is said to have married, 1st, ——— Fleming, second daughter of Malcolm, Lord Fleming, by whom he had a son George who succeeded him; but no evidence of that marriage has been found. The wife of William, on 20th April 1517, was Marion Brisbane, who was probably a daughter or sister of John Brisbane of Bishoptoun, as of that date he was appointed one of the attorneyes for her by King James V.<sup>5</sup> William Striveling married again, before 1527, Margaret, daughter of Houstoun of that ilk. They had four sons, viz.—(2) Andrew, who got from his father the lands of Law and Portnellan, and was ancestor of the Stirlings of Law. William Striveling of Glorat, conveyed the ward of Glorat to his spouse Margaret Houstoun, and his son Andrew, on 16th June 1527.<sup>6</sup> (3) James, who is designated Mr. James Stirling, brother-german to Andrew Stirling of Law, on 27th January 1561, and also on 4th May 1564.<sup>7</sup> (4) John.<sup>8</sup> (5) Walter, who, as brother of George, was made pledge for him in the Articles of Agreement between the Regent Arran and George, dated 1st April 1545.<sup>9</sup> Walter was slain afterwards by the Sympills of Foulwod, as appears from the following entry in the Criminal Trials on March 3, 1546 ' — John Sympill of Foulwod, and John Sympill his son and heir-apparent,

<sup>1</sup> Memorandum submitted by Sir Mungo Stirling, great grandson of William, to the Duke of Lennox.

<sup>2</sup> Privy Seal Reg. viii. 42.

<sup>3</sup> Criminal Trials, part ix. p. 170.

<sup>4</sup> The said Memorandum.

<sup>5</sup> No. 101, p. 313.

<sup>6</sup> Dumbarton Records, Dennistoun MSS.

<sup>7</sup> Protocol Book of Mr. Matthew Forsyth, N.P. in Sheriff Clerk's Office, Dumbarton.

<sup>8</sup> Dennistoun MSS. <sup>9</sup> No. 169, p. 390.

‘ and others, found caution to underly the law, at the next justice-aires of ‘ Dumbarton and Renfrew, for art and part of the cruel slaughter of Walter ‘ Striueling, brother of George Striueling of Glorat.’<sup>1</sup> William Striveling was succeeded in Glorat by his eldest son —

III. GEORGE STRIVELING of Glorat. He was served heir of William, his father, in Glorat and Baldorran, on 15th January 1537.<sup>2</sup> George Striveling of the Glorat, Captain of Dumberton, granted receipts, on 30th July and 19th March 1536, to Huchoun Ross, baron of Kilravock, for certain sums for his ‘burd’ during his ward in the castle. John Striveling, elder, and Cristall Sterling, are witnesses to these receipts.<sup>3</sup> George, son and heir of William Striveling of Glorat, had a crown-charter of the lands of Mains, and others, in Dumbartonshire, dated 24th May 1536; and another crown-charter of the lands of Glorat, Baldorran, Portnellan-halliday, Capeth, and Park of Inchinane, dated 15th July 1546.<sup>4</sup> George Sterling had also a charter of the lands of Keppoch from Matthew, Earl of Lennox, on 19th April 1544.<sup>5</sup> A process of ‘cursing’ was raised at the instance of Marion Maxwell of Pollock against ‘George Striveling of Glorat, sone and air of umquhile William ‘ Striveling of Glorat,’ in 1542.<sup>6</sup> George Striveling also succeeded his father in the captaincy of Dumbarton Castle. He had a gift of the office from King James V. at Stirling, on 13th April 1534.<sup>7</sup> This gift narrates the true service done to the King and his father by the late William Stirling and his father, and that William was cruelly slain the last Good Friday, acting for the King in his charge and service. In the month following this grant, King James V. addressed a letter to George Stirling, thanking him for his diligence and good service done to the King, ‘whereby ye could have done us nae greater ‘pleasour.’<sup>8</sup>

After the death of King James V., Matthew, Earl of Lennox, returned to Scotland in 1543. On the 27th of January of that year, the Earl made a grant of the captaincy of Dumbarton Castle to George Stirling;<sup>9</sup> and in the year

<sup>1</sup> Criminal Trials, i. 333\*.

<sup>2</sup> No. 145, p. 356.

<sup>3</sup> No. 140, p. 352. It does not appear what was the particular service rendered to the King on this occasion.

<sup>3</sup> Genealogy of the Roses of Kilravock, pp. 202-3.

<sup>4</sup> Glorat Writs.

<sup>5</sup> Ibid.

<sup>6</sup> Pollock Charter Chest.

<sup>7</sup> No. 139, p. 352.

<sup>9</sup> Note of Gift among Glorat Writs.

following, it appears that the Earl and George Stirling entered into a mutual bond, offensive and defensive. This was dated on the 19th of April 1544. Soon thereafter, in the month of August, in pursuance of an agreement entered into with King Henry VIII. of England, the Earl made a descent on the west coast of Scotland. Tytler says —

‘ He next directed his course to Dumbarton Castle, a fortress of which, as the key of the west of Scotland, Henry had long, but in vain, sought the possession. It was the property of Lennox, and being commanded by Stirling of Glorat, one of his retainers, to whom he had intrusted it on his departure for England, he did not doubt for a moment that it would be surrendered. In this, however, he was disappointed: Stirling received and recognized him as his master, but the brave baron did not forget his higher allegiance to his sovereign. The first mention of his giving up the castle to Henry was received with a burst of generous indignation; the garrison, taking the alarm, rose to arms; and Lennox, with his English friends, becoming alarmed for their safety, were glad to make a precipitate retreat to their ships.’

Disdaining to surrender the castle to Lennox, and unwilling to yield it to Arran in the critical circumstances in which he was placed, Stirling appears to have resolved to hold the castle on his own account, till he could make safe terms with the Regent. After withstanding a protracted siege by the Regent for many months, Stirling was enabled to enter into articles of agreement with him on the 1st of April 1545.<sup>1</sup> Tytler, on the authority of Lesley, says, that George Stirling, for a high reward, was induced to deliver the fortress into the hands of the Governor, but these articles of agreement do not show that there was any unfair reward to induce the agreement, by which Stirling was to continue captain of the castle, with consent of the Governor. In the memorandum submitted to the Duke of Lennox by Sir Mungo Stirling, grandson of George, credit is claimed for his having performed his part of the mutual bond with Lennox, in keeping the castle for him :

‘ which the said George performed to his uttermost, having keepled the castell for the space of ane yeire against the Governour of Scotland and all his power, and never did surrender the same till the said Earle of Lennox wreatt to him from France so to doe, and upon honorable and advantageous conditiones to the said Earle and himselfe, rendered up the place.’<sup>2</sup>

<sup>1</sup> No. 169, p. 390.

<sup>2</sup> Glorat Writs.

Soon after the agreement with the Regent, George Stirling received from him a formal commission to be captain, constable, and keeper of the castle.<sup>1</sup>

Various persons, whose lands had been laid waste, and the kindred of those who had been slain by George Stirling and his servants, in his defence of Dumbarton Castle, subsequent to the death of James V., brought actions of redress against the Captain in the Court of Session. A letter, in the name of Queen Mary, was addressed by the Regent in 1547 to the Lord Chancellor, the Lord President, and other Lords of the Session, narrating, that he had agreed to relieve the Captain of all such claims in the arrangement made between them for the surrender of the castle; and therefore discharging the Lords of Session from proceeding in such suits, and desiring the parties to be remitted to the Governor for redress, conform to his promise to Stirling.<sup>2</sup> This was a stretch of the government to interpose its authority for the quashing of legal proceedings otherwise than in the due course of law.

George Striveling married Annabell, daughter of Sir William Edmonstone of Duntreath, by Agnes, daughter of Matthew, second Earl of Lennox. George Striveling died before 24th December 1550, and was succeeded by his eldest son —

IV. JOHN STRIVELING of Glorat. Queen Mary issued a precept for infefting John Striveling of Glorat as heir of George, his father, in the lands of Glorat and others, which narrates the retour of his service to his father, and that the lands had been in non-entry for three years. That precept is dated 24th December 1550, and the instrument of sasine thereon is dated the 29th of the same month.

Effem Striveling, with consent of Walter Cuninghame, burgess of Dumbarton, her spouse, granted a reversion to John Striveling, younger, son and apparent heir to unquhile George Striveling of Glorat, dated 16th February 1556.<sup>3</sup> John Striveling married Margaret, daughter of Buchanan of that Ilk, widow of the Laird of Robertland (Cuninghame).<sup>4</sup> By her he had two sons — 1. John, who succeeded him; 2. A son, who was laird of Bankell. John Striveling probably died about 1563.

<sup>1</sup> No. 170, p. 392.

<sup>2</sup> No. 171, p. 393.

<sup>3</sup> At Glorat.

<sup>4</sup> Pedigree of the Buchanans, 1602.

V. JOHN STRIVELING of Glorat. He was proprietor of Glorat on 27th May 1563, as appears from a reversion granted to him of that date.<sup>1</sup> On 23rd June 1576, John Striveling of Glorat obtained a decree by the Lords of Council against Robert Callender, younger of Ballinchoch, for trespassing on the lands of Glorat.<sup>2</sup> It appears from the Criminal Trials, that this laird had his share of family feuds, which were unfortunately too common at his time, for on 9th December 1581, ‘Johnne Striueling of Glorat, Johnne Striueling, younger  
‘ of Craighernat, Walter Striueling of Ballagane, Louke Striueling of Bal-  
‘ dorane, and Johnne Striueling, servitour to Glorat, dilatit of airt and part  
‘ of the crewall slaughter of umquhile Malcum Kincaid, sone to James  
‘ Kincaid of that ilk, committit in Junij last by past.’<sup>3</sup> John Striueling married, before 1586, Catherine Hamilton, ‘dochter to the guidman of  
‘ Grange, and bigat 4 sones and 3 dochteris.’<sup>4</sup> 1. John, who succeeded. 2. James, who witnessed a contract in 1602.<sup>5</sup> 3. William. 4. George. William and George are witnesses to a charter by their father and eldest brother John, dated 27th October 1586.<sup>6</sup> George Stirling, son of George Stirling of Glorat, received from his father sasine of the lands of Easter Baldorran, on 5th March 1593.<sup>7</sup> George died before 24th May 1608, without issue, when his father was confirmed executor to him by the Commissaries of Edinburgh. Mr. William Stirling (son of John Stirling, senior of Glorat) was rector of Baldernoch on 10th November 1607.<sup>8</sup> 5. Mary married, contract dated 26th October 1586, Robert Stirling of Lettir. 6. Elizabeth; and 7. A daughter, whose Christian name has not been ascertained.

John Striveling died between 24th May 1608 and 18th May 1613, and was succeeded by his eldest son —

VI. JOHN STRIUUELING of Glorat, who had a sasine on 14th August 1584, as son and apparent heir of John Striueling of Glorat. John Striueling, son and apparent heir of John Striueling of Glorat, was contracted to Jane, daughter of Robert Dalziel of that ilk, in 1594, and was infeft in the fee of Keppoch by his father in 1604, when Janet Dalziel was dead.<sup>9</sup> He received a precept of sasine in the lands of Glorat from Sir William Livingstoun of

<sup>1</sup> Glorat Writs.<sup>2</sup> Ibid.<sup>3</sup> Criminal Trials, i. 97.<sup>4</sup> Buchanan Pedigree, 1002.<sup>5</sup> At Keir.<sup>6</sup> Glorat Writs.<sup>7</sup> Ibid.<sup>8</sup> Ibid.<sup>9</sup> Dennistoun MSS.

Kilsyth, Knight, the superior, as heir of the deceased John Striveling, his father, dated 13th October 1613.<sup>1</sup> He acquired in 1601 the lands of Wester Baldorran from John Stirling of Wester Baldorran and Helen Dalziel his spouse (daughter of James Dalziel, merchant, Edinburgh), heir and successor of unquhile Lucas Striueling his father. John Striueling sold Wester Baldorran, in 1604, to John Livingston of Baldorran. John Striueling was infeft in Keppoch on a precept of clare constat by Ludovick, Duke of Lennox, on 14th April 1614. On 16th November 1629, he, with consent of his eldest son, Mungo Stirling, fiar of Glorat, disponed Keppoch to John Ewing. John Stirling married, before 28th September 1604, Annabell Graham, and had eight sons and two daughters, viz.—

1. Mungo, who succeeded.
2. John, who married Lilius Grahame. They were both alive in 1640.
3. Archibald, who was living in 1636.
4. James, who died before January 1631, leaving a son, Archibald, and a daughter, Christian, who was married to Alexander Livingston of Parkhills before July 1672.<sup>2</sup>
5. George, mentioned in a contract between John Stirling of Glorat and John his son, dated 26th February 1629.<sup>3</sup> George Stirling, brother-german of Mungo Stirling of Glorat, witnessed a charter by John Stirling of Craigharnet, dated 27th January 1640.<sup>4</sup>
6. Mr. Henry, who is also mentioned in the said contract, dated 26th February 1629. He married Elizabeth Jameson, between 26th November 1644, and 7th July 1645, on which last date Elizabeth Jameson was confirmed executrix to him. She married, secondly, Mr. William Fairfull, servitor to the Lord Melvill.
7. Mr. William, parson of Baldernock in 1604.
8. George. William and George, brothers-german of Mungo, witnessed a writ by him, dated 15th March 1630.<sup>5</sup>
9. A daughter, married to John Livingstone of Baldorran.
10. Margaret, married to William Dalzell of Chissim. She is described his relict on 26th June 1649.<sup>6</sup>

<sup>1</sup> Glorat Writs.

<sup>2</sup> Ibid.

<sup>3</sup> Ibid.

<sup>4</sup> Ibid.

<sup>5</sup> Ibid.

<sup>6</sup> John Stirling had also a natural son, James, who was living in June 1647 and in 1656.

John Stirling died after 24th May 1631, and before July 1642, and was succeeded by his eldest son —

VII. Sir MUNGO STIRLING of Glorat, Knight. He had a precept of sasine in the lands of Glorat, as heir to his father, dated July 1642. He was a steady adherent of Charles II. and suffered much during the Usurpation, on account of which his son was made a baronet in 1666. He married, 1st, contract dated 11th August 1614, Margaret, third daughter of Alexander Hamilton of Kinglas and Elizabeth Forrester, his spouse; 2ndly, before 1631, Marion, daughter of Wauchope of Niddrie; 3dly, contract dated 2nd October 1641, Margaret Livingston, who was living in 1644. He had two sons and three daughters —

1. George, who succeeded, and was created a baronet.

2. William, who appears to have taken a part against his father during the Commonwealth, and to have circulated reports unfavourable to him. The Commissioners for prisoners investigated these reports, and by the following declaration, dated 2nd August 1654, they cleared Sir Mungo —

‘Whereas severall things was layd to the charge of Sir Mungo Starling by William Starlinge his second sonne; vpon the examination tharoff, it was Found by the Commissioners for Prisoners at Leith, that the said charge was false and scandalus.’<sup>1</sup>

3. Jean, who was married to George Ross of Galston in 1649.<sup>2</sup>

4. Margaret, who was married, in 1649, to Thomas Kennedy of Baltersan.<sup>3</sup>

5. Mary married, contract dated 31st October and 4th November 1656, John Stirling of Craigharnet.<sup>4</sup>

Sir Mungo was succeeded by his eldest son —

VIII. Sir GEORGE STIRLING of Glorat. Along with his father, he was very devoted to the cause of Charles II., by whom Sir George was created a baronet, with limitation to the heirs-male of his body, by patent, dated at Whitehall the 24th of April 1666.<sup>5</sup> That patent narrates

<sup>1</sup> Original at Glorat.

<sup>2</sup> Ballagan Writs.

<sup>4</sup> Glorat Writs.

<sup>3</sup> Glorat Writs.

<sup>5</sup> Copy Patent at Glorat.

· the good and faithful services, great sufferings, and losses, through severall imprison-  
 · ments, fynes and uther prejudices sustained be Sir Mungo Stirling of Glorat, and  
 · Sir George Stirling his sone, for and in His Majestie's service, and His Majestie  
 · being noe less sensible thereof, as desyrous for there encouragement in the future, to  
 · put ane mark of his Majestie's favour upon that family.'

He married, contract dated 11th July 1657, Mary, daughter to Sir George Seaton of Hales, who died in August 1659, leaving an only child, Mary, who was married to Lieutenant James Stirling, brother-german to the Laird of Keir, and died before 22nd April 1724. Sir George married, 2ndly, contract dated 16th February 1661,<sup>1</sup> Marjory, eldest daughter of Sir William Purves of Woodhouselee, Baronet. They had three sons and five daughters—

1. Mungo, who succeeded.

2. Robert, who witnessed a discharge by his father, dated 9th December 1691, in which Robert is called 'second lawful sone to the said Sir George Stirling of Glorat.'<sup>2</sup> Robert was apprenticed to his brother-in-law, William Cross, merchant in Glasgow, by indenture, dated 15th April 1691.<sup>3</sup> He is presumed to have died without issue, as his younger brother John succeeded.

3. John, who afterwards carried on the baronetcy.

4. Marjory, married to Mungo Stirling of Craigharnet, and was living in 1657.<sup>4</sup>

5. Helen, who was living 7th September 1615.

6. Ann, living in 1720.

7. Margaret, married to William Cross, merchant, Glasgow—contract dated 5th February 1691. They had a daughter Catherine, living in 1714.

8. Jean, wife of James Scott, writer, Glasgow, in 1722.

Sir George died after 1681, and was succeeded by his eldest son—

IX. 1. Sir MUNGO STIRLING of Glorat, second baronet. He was living at Glorat on 10th July 1706, and also on 19th March 1712, as appears by letters addressed by him to the Laird of Garden.<sup>6</sup> He married about 1705, Barbara, eldest daughter of Hugh Corbet of Hardgray, and relict of John Douglas of Mains. In a letter from William Stirling, dated August 20, 1715, to Mr. John

<sup>1</sup> At Glorat.

<sup>2</sup> Ibid.

<sup>3</sup> Ibid.

<sup>5</sup> Receipt at Glorat.

<sup>4</sup> Craigharnet and Ballagan Writs.

<sup>6</sup> Letters at Garden.

Stirling at Garden, he says—‘ I gott a letter from the Lady Glorat, with ane  
 ‘ account of hir son Mr. James, being in a fiver.’<sup>1</sup> She made her will on 29th  
 December 1740. Sir Mungo had three sons—1. James who succeeded him ;  
 2. William, and 3. Hugh, who were all minors in 1712. He made his will  
 on 21st April 1712, and died on the same day. He was succeeded by his  
 eldest surviving son —

X. 1. SIR JAMES STIRLING of Glorat, third baronet. Sir James was served  
 heir to Sir George his grandfather on 8th August 1712. He was then only  
 about six years old. A decret of adjudication was obtained on 8th August  
 1718, by Sir William Purves of that Ilk, against Sir James, as heir to Sir  
 Mungo his father, Sir George his grandfather, Sir Mungo his great-grand-  
 father, and John, his great-great-grandfather. He had a crown-charter of the  
 lands of Glorat on 12th February 1740. Wodrow thus records the first mar-  
 riage of Sir James—‘ This moneth, May 1728, Martha Luke was married, in  
 ‘ a disorderly way, to Sir J. Stirling of Glorat. Perhaps this is a good pro-  
 ‘ vidence to her parents, and if she would take up herself, and could bear with  
 ‘ things, she might be very well. The estate of Glorat is not so low as it was  
 ‘ at first represented.’<sup>2</sup> In the same work<sup>3</sup> there is an account of a litigation  
 in 1731, between Sir James and his wife Martha Luke, regarding her father’s  
 succession. Sir James married, 2ndly, at Edinburgh, on 28th January 1751,  
 Jean, only daughter of John Stirling of Herbertshire, but had no issue. Sir  
 James died at Glorat on 30th April 1771,<sup>4</sup> and was succeeded in his  
 baronetcy by his cousin Sir Alexander Stirling, of whom afterwards. ‘ Lady  
 ‘ Stirling of Glorat’ was alive on 22nd January 1763.<sup>5</sup> She married, 2ndly,  
 James Erskine, Lord Alva, without issue. Sir James Stirling entailed Glorat  
 by a deed of entail, dated 5th October 1765.<sup>6</sup>

<sup>1</sup> Letters at Garden.

<sup>2</sup> Wodrow’s *Analecta*, iii. 524.

<sup>3</sup> *Ibid.* iv. 297.

<sup>4</sup> *Scots Magazine*, xxxiii. 222. In a memorial  
 for Sir Alexander Stirling of Glorat, dated 1771,  
 it is stated, that in the year 1757, ‘ after Sir James  
 ‘ and his Lady had been married about six years,  
 ‘ and having no prospect of children, she appears  
 ‘ to have prevailed with her husband, who was a

‘ very easy man in his temper, to execute a most  
 ‘ irrational and unnatural deed, whereby he vested  
 ‘ the total liferent of his estate in the Lady, with his  
 ‘ whole moveable goods and gear whatever, and thus  
 ‘ pillaged and robbed his own family.’ In another  
 part of the same paper, Sir Alexander styles the  
 Lady ‘ a mere harry water net.’

<sup>5</sup> Denovan Inventory.

<sup>6</sup> Ferguson’s *Index to Entails*, p. 144.

IX. 2. JOHN STIRLING, second surviving son of Sir George Stirling, first baronet. John was apprenticed to William Stirling, Writer to the Signet, by indenture, dated 1st March 1699. John was one of the tutors of his nephew Sir James, and purchased Glorat for his behoof, when it was publicly sold in 1720. He was a writer in Edinburgh before his succession to Glorat. He married Elizabeth, only daughter and heiress of Sir Alexander Home of Renton, who was heir-male of George Earl of Dunbar, and Margaret Scott his spouse. Their postnuptial contract of marriage is dated last February 1701. They had an only child —

X. 2. SIR ALEXANDER STIRLING of St. Albans, who succeeded his cousin Sir James Stirling, as fifth baronet of Glorat, in 1771. He was born in September 1715. After his succession to Glorat, he obtained a crown-charter of the lands on 6th August 1771. On the death of his cousin Sir John Home, in January 1788, he also inherited the estate of Renton in Berwickshire, which he entailed on 28th June 1788.<sup>1</sup> He married Mary Willis of Rochester, who survived him. They had one son, and one daughter Jane-Mary, who was born on 24th June 1762 and died on the 20th December 1774.<sup>2</sup> He died at Edinburgh on 22nd February 1791, aged seventy-five years and five months, and was buried at Campsie Church on the 26th.<sup>3</sup> He was succeeded by his only son —

XI. SIR JOHN STIRLING of Glorat, the sixth baronet, who was served heir to his father on 21st March 1791. He married, before 1771, Gloriana Folsome, of Stratford, in North America, by whom he had a numerous family.<sup>4</sup>

<sup>1</sup> Ferguson's Index to Entails.

<sup>2</sup> Tombstone to her in the Old Greyfriars' Church, Edinburgh.

<sup>3</sup> Tombstone in Campsie Church. There is a portrait of this Sir Alexander in the possession of his grand-daughter, Miss Rennie, at Glorat Cottage.

<sup>4</sup> The dates of their births and baptisms are chiefly taken from the Campsie Parish Registers. Sir John was much attached to America. In a letter from him to his brother-in-law there, dated Glorat, 5th April 1784, he says—'My wife, as she wrote her sister, has been blest with seven children since coming to Scotland—four boys and three girls, who, as well as their mother, are all living and in good health, as is my father and

mother. By the way, your wife directed her letter to me, I understand she thought my father was dead; but it is a mistake; he is still living, and seventy years of age. But if it please God that I outlive him, in that event you will most certainly see me again at Stratford, as it is my determined resolution if I survive my father, and the Almighty in his goodness will so permit me, to come to America with my family, and there end my days; for notwithstanding my own friends are in this country, and my property also, on my surviving my father, lies here, you may believe me when I assure you, my attachment to America is so great, that there I will, if it shall please the Almighty Disposer of all events, pass my evening of life.' (Copy at Glorat)

1. Mary, born in Connecticut on 10th December 1771. She was married to Mr. Aitchison, Berwickshire, and has issue.

2. Jean-Maria, second daughter, born on 29th January 1773, who was married to John Mackenzie of Garnkirk, merchant, Glasgow, and died on the 30th October 1797, in the twenty-fifth year of her age, leaving an only daughter, Gloriana Mackenzie.

3. Elizabeth-Ann, third daughter, born on 27th November 1774, married at Glasgow on 10th September 1792, the Reverend James Lapslie, minister of Campsie,<sup>1</sup> and had issue. Their son, John Stirling Lapslie, born on 14th November 1793, was a midshipman in the royal navy, and died at Batavia, unmarried, on 11th December 1813. They had also James, Alexander, and Andrew, and Margaret and Gloriana Lapslie.

4. Alexander-Home, born on 8th October 1775, and died unmarried.

5. Barbara-Black, born on 8th May 1777. She was married to the Reverend Robert Rennie, D.D., minister of Kilsyth, and had one son and three daughters. 1. Alexander-Home-Stirling Rennie, married Miss Anderson of Gladswood, and has one son and three daughters; 2. Margaret; 3. Gloriana; and 4. Jane-Maria. The two latter reside at Glorat Cottage.

6. John-Home, born on 16th May 1778. He died on 19th August 1789 in his eleventh year. The death of this boy had the effect of reconciling Sir Alexander to his son John, who had displeased him by refusing to educate his son as an Episcopalian.

7. Margaret, born on 14th February 1780. She was married to Robert Watt of Logiebank near Kirkintilloch, without issue.

8. James, born on 7th August 1781. He died unmarried after 28th June 1788.

9. Samuel, who succeeded his father.

10. George, of whom afterwards.

11. Ann, baptized on 3rd April 1790. She was married to Archibald Napier of Merchiston, in Tobago, and had issue. He died on 16th February 1822.<sup>2</sup>

12. John, baptized on 27th February 1791.

13. William-Bromly-Cadogan, born on 3rd July 1791. He became a naval officer, and died unmarried.

<sup>1</sup> Scots Magazine, liv. 465.

<sup>2</sup> Tombstone in Old Greyfriars' Church, Edinburgh.

14. Robert, baptized on 19th October 1792. He resides in America. He is married and has children.

15. Joseph, born on 14th January 1794. He is unmarried.

16. Sarah, born about an hour after her brother Joseph, 14th January 1794. These twins were baptized, 'the one by the Reverend Mr. Lapslie, the other by the Reverend Mr. Rennie, both sons-in-law of the family.'<sup>1</sup> Sarah married, 1st, Major Davidson of Mount Charles, Ayrshire, and had two sons and two daughters; 2ndly, John Graham of Ballagan, and has two sons and two daughters.

17. Thomas-Dundas, baptized 8th June 1798. He married Christina Cameron, and had a son baptized on 27th June 1821, called John, who died on his way to the West Indies, unmarried.

George Stirling (No. 10, above), was born on 22nd February 1786. He became a captain in the 9th regiment. He married, 1st, Anne-Henrietta, daughter of William Gray of Oxgang, and by her had — 1. Jean-Adam, born on 21st December 1821, and died at Glorat on 25th January 1828. 2. Gloriana-Ann, born on 3rd March 1823, and died in infancy. 3. George, died in infancy on 3rd October 1825. 4. John, born 30th April 1826, and died in his sixth year. 5. William-Henry, born on 30th July 1827; he was a lieutenant in the 60th Rifles, and died unmarried. 6. Ann-Henrietta, born on 22nd November 1828; she was married in 1855 to the Reverend Mr. Buckley. 7. Samuel-Home, married in 1854, Mary, daughter of Major Begbie, and has one daughter, Mary-Eleanor, born 31st August 1855. Samuel is the heir presumptive to his uncle Sir Samuel, the present baronet. 8. Charles, now in Australia. 9. Jane unmarried.

Anne-Henrietta Gray, wife of captain George Stirling, predeceased her husband, who married, 2ndly, Margaret, youngest daughter of Thomas Kibble of Whiteford, and died, without issue by her, at Portobello on 21st February 1852, aged sixty-six years.<sup>2</sup> Margaret Kibble died in 1857.

Sir John Stirling died at Edinburgh on 16th March 1818, aged sixty-seven, and Lady Stirling survived him till 4th January 1826, when she died, aged seventy-two years. Sir John was succeeded by his eldest surviving son,

<sup>1</sup> Scots Magazine, lvi. 62.

<sup>2</sup> Tombstone in Old Greyfriars' Church, Edinburgh.

XII. Sir SAMUEL STIRLING of Glorat, seventh baronet, who was born on 28th July 1783. He was called to the Scotch bar in 1808. Sir Samuel married, contract dated 13th September 1842, Mary-Anne, only daughter of Major Robert Berrie of Unthank. She died at Freidrichshaffen, Lake Constance, on 8th October 1856, without issue.

### Armorial Bearings.



*Shield:* Argent, on a Bend engrailed, azure, three Buckles, or, within a double tressure flowered and counterflowered, with thistles vert, on a chief, gules, a naked arm, issuing out of a cloud from the sinister side, grasping a sword in pale, and therewith guarding an imperial Crown, placed in the dexter chief point, proper.

*Crest:* A Lion passant gules.

*Supporters:* Two Soldiers in Armour, with plumes. *Motto:* Semper Fidelis.

VI.—STIRLING OF LAW, PORTNELLAN, AND  
EDENBARNET,

IN THE PARISH OF OLD KILPATRICK AND COUNTY OF DUMBARTON.

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THE Stirlings of Law are a branch of the Stirlings of Glorat.

I. WILLIAM STRIUELING of Glorat, acquired the lands of Law from Sir James Hamilton of Fynnart, Knight, in the year 1528. By a charter, dated 5th February in that year, Sir James, with consent of Margaret Livingstoun his spouse, for good and gratuitous services rendered to him, granted to William Striueling of Glorat, and Margaret Houston his spouse, in conjunct infeftment, and the heirs of their marriage, in fee, which failing, to the heirs of William, the lands of Law, lying in the lordship of Drumry, earldom of Levenax, and shire of Dunbarton.<sup>1</sup> William Striueling and Margaret Houston were infest in Law, in terms of this charter on 14th April 1529.<sup>2</sup> William Striueling of Glorat was slain on Good Friday 1534, as already shown in the account of the Glorat branch. He was survived by Margaret Houston, who, on 9th May 1537, obtained a transumpt of their conjunct infeftment in Law. Their eldest son and successor in Law was,

II. ANDREW STREUELING of Law, Portnellan, &c. On 28th November 1571, John Cunynghame of Drumquhassell, who had acquired the superiority of Law, granted a precept for infesting Andrew Streueling, son of the late William Streueling and Margaret Houston his spouse, in these lands, and Andrew was infest on the following day.<sup>3</sup> Andrew had previously acquired the lands of Portnellane-Halliday and half of Baldorane, by charter from Queen Mary, dated 24th May 1557.<sup>4</sup> He had another crown-charter of these lands, dated 24th May 1577.<sup>5</sup> Andrew Streueling also acquired the lands of Edenbarnet and Craighbanzeoch, in the lordship of Kilpatrick, regality of Paisley, and shire of Dumbarton, from Stephen Spreull of Edenbarnet, by

<sup>1</sup> Charter and Precept at Edenbarnet.

<sup>2</sup> Transumpt of Sasine, 9th May 1537, *Ibid.*

<sup>3</sup> Sasine at Edenbarnet.

<sup>4</sup> Reg. Mag. Sig.

<sup>5</sup> *Ibid.*

charter, dated 13th July 1569.<sup>1</sup> Andrew granted to Luke Stirling and Janet Edmondstone, spouses, and their son John, the lands of Wester Ballindorane, by charter, dated at Law, 4th May 1564.<sup>2</sup> This charter is thus subscribed —

He married Elizabeth, second daughter of Gabriel Cunninghame of Craighends, and had issue five sons —

1. William, who succeeded.

2. Mr. James, who witnessed the infeftment in Law in favour of his brother William, on 2nd April 1582.<sup>3</sup>

3. John, who as brother of William Stirling of Law, witnessed a sasine dated 20th April 1591.<sup>4</sup> John was made a burges of Dumbarton in 1603.

4. Walter, whose son and heir John had an annuity in 1584.<sup>5</sup>

5. Mr. Robert. Robert Striueling, brother-german of William Stirling of Law, witnessed an instrument in favour of the latter, dated 26th February 1584.<sup>6</sup> William, son of Robert Stirling, had a tenement in Dumbarton in 1606.<sup>7</sup>

Andrew Stirling died before 24th October 1581, and was succeeded by his eldest son,

III. WILLIAM STREUELING of Law, Portnellan, and Edenbarnet. Malcolm Crawford of Kilbirny granted at his Castle of Kilbirny, on the last day of

<sup>1</sup> Charter at Edenbarnet.

<sup>2</sup> Ibid.

<sup>3</sup> Sasine, Ibid.

<sup>4</sup> Sasine, Ibid.

<sup>5</sup> Dennistoun MSS.

<sup>6</sup> Law and Edenbarnet Writs. In the Lives of Eminent Ministers of the Church of Scotland, by Mr. James Stirling, Minister of the Barony Parish, Glasgow, there is an account of his father, Mr. John Stirling, minister at Kilbarchan; and the writer refers to the former ministers of that parish — ‘ Mr. Hamilton being dead, who had been a fifty-year old plague to that poor people, for their slighting and breaking the heart of that worthy godly minister, Mr. Robert Stirling, son of the house of Lau, as the good Lady Auchinames said — ‘ For their

‘ breaking the heart of that godly youth, Mr. Robert Stirling, God sent them in Kilbarchan a plague of Mr. Andrew Hamiltoun for fifty years, who drank and debauched with them, and would have gone with them to the football after sermon was over!’ (Wodrow’s Analecta, vol. iii. p. 29.) Mr. William Stirling, son of the deceased Mr. Robert Stirling, minister of Kilbarchan, is witness to a charter by Andrew Stirling, fiar of Law, and Jane Walkinshaw, his spouse, dated at Law, 29th August 1618. Mr. William subscribes, ‘ Mr. W. Stirling.’ (at Edenbarnet).

<sup>7</sup> Dennistoun MSS. Jean, natural daughter of William Stirling of Law, was living in 1585. (Ibid.)

March 1582, a precept of clare constat for infefting William Streueling, son of the deceased Andrew Stierling of Portnellan, in the lands of Law.<sup>1</sup> William Streueling of Law was infeft in Portnellan-Halliday, as heir of his father Andrew, on 6th September 1581. He received from William, Commendator of Paisley, a charter, dated 16th April 1581, of Edenbernen and Craigbanzeoch, on the resignation of John Spreull, heir-male of the deceased Stephen Spreull.<sup>2</sup> He married Margaret, daughter of Hugh Craufurd of Clobarhill, who survived him, and gave up his testament-dative to the Commissary of Glasgow. They had five sons and one daughter —

1. Andrew.

2. Hugh. He is probably the ‘Major Stirling,’ brother of Andrew Stirling of Law, who is noticed in Durie’s Decisions on 25th January 1642, p. 888, as having arrested certain silver plate belonging to Colonel Cuninghame.

3. Walter, who was executor-dative of his father on 29th January 1624.<sup>3</sup>

4. Robert, afterwards Sir Robert Sterling, Knight. A notice of him will be found annexed to the present account of the Law family.

5. William, a notice of whose descendants will be found after the account of his brother Sir Robert (p. 162).

6. Elizabeth, who was married to Hew Crawford of Jordanhill, without issue. William Streueling died in December 1623, and was succeeded by his eldest son —

IV. ANDREW STIRLING of Law. William Sterling of Law, and Margaret Craufurd his wife, granted charters on 20th October 1610, to Andrew Sterling, their eldest son and apparent heir, and his spouse Jean Walkinshaw, daughter of Mr. Patrick Walkinshaw, sub-dean of Glasgow, of half of Law and the lands of Enbarnen and Craigbanzeoch, in implement of contract of marriage between said Andrew and Jean, dated 4th September previous. Sir John Craufurde of Kilbirnie, Knight, granted on 10th September 1641, a precept of clare constat for infefting Andrew Stirling of Law as heir to his grandfather, Andrew Stirling of Law, in the lands of Law, and he was infeft on the following day.<sup>4</sup> On the same day, Andrew resigned Law in favour of William Stirling, his eldest

<sup>1</sup> Precept at Edenbarnet.

<sup>2</sup> Charter, *Ibid.*

<sup>3</sup> Glasgow Commissary Records.

<sup>4</sup> Precept and Sasine at Edenbarnet.

son and apparent heir, reserving the liferent of Andrew and Jane Walkinshaw his spouse; and on the 16th of the same month, Sir John Crawford of Kilbirnie, Knight, granted a charter to William Stirling of the Law, of the lands of Law, and he was infeft on the following day.<sup>1</sup> Andrew Stirling and Jean Walkinshaw had at least one son, William, who succeeded, and one daughter, Agnes, married to William Colquhoun of Garscadden.

Andrew Stirling died in December 1646, and was succeeded by his son —

V. WILLIAM STIRLING of Law, who was retoured heir to his father, Andrew Stirling of Law, on 13th October 1647. He was one of the War Committee for Dumbartonshire in 1647.<sup>2</sup> He entailed Law by entail, dated 20th May 1691. William Stirling married, contract dated 2nd December 1641, Margaret Maxwell of Dargavel, by whom he had three daughters—

1. Margaret, who married James Buchanan of Ross, by whom she had two daughters—1. Jean, heiress of Ross, who married Archibald Buchanan of Drumikill, and had four sons and four daughters.<sup>3</sup> 2. Janet, who, with Jean, got legacies from their grandfather William Stirling, under his will in 1694.

2. Mary, married before 1698, William Colquhoun of Craigton. Her tocher was 5000 merks.<sup>4</sup> She died before 14th September 1703, leaving two sons and three daughters. The second son was William Colquhoun, of whom afterwards. The daughters were—1. Margaret, married before 1713, John Maxwell of Dargavel. 2. Anna, married before 1713, Robert Campbell of Balvie, W. S. 3. Elizabeth.

VI. 3. AGNES, youngest daughter, married, 1st, John Campbell of Succoth, W. S. They had two sons; John, the second son, succeeded to Law. 2ndly, James Hamilton of Hutchison, by whom she had a son, James, who appears to have died without issue, and two daughters, Agnes and Anne, who successively inherited Law, as after shown.

William Stirling died between 1694 and 14th September 1703, and was succeeded by his grandson,

<sup>1</sup> Edenbarnet Writs.

<sup>2</sup> Acta Parl., vol. vi. p. 279.

<sup>3</sup> History of the Buchanans, p. 77. The marriage of Margaret Stirling displeased her father, who dis-

inherited her, and in doing so, he passed over the second daughter, and her descendants, in favour of the youngest daughter, in the first instance.

<sup>4</sup> Fountainhall.

VII. JOHN CAMPBELL OF STIRLING OF LAW. He had a charter from Walter, Lord Blantyre, the superior, dated 17th August 1708, of the lands of Edinbaron and Craighanoch, as heir to William Stirling of Law.<sup>1</sup> John Campbell Stirling had also a crown-charter of these lands, dated 27th July 1713.<sup>2</sup> John Graham, younger of Killearn, as Provost of the Collegiate Church of Dumbarton, granted to him a charter of the Kirklands of Strathblane, dated 4th July 1711.<sup>3</sup> John Stirling of Law was a great Anti-Jacobite in 1745. He died in April 1757, and was succeeded by his only son —

VIII. JAMES STIRLING OF LAW. On 18th August 1758, he was served heir to his father in the lands of Enbarren, &c.<sup>4</sup> He had a precept of clare constat from George Earl of Craufurd and Lindsay, for infefting him, as heir to his father John Stirling, in the lands of Law, dated 7th August 1762. As superior of Ballagan, he granted a precept for infefting John Graham, as heir to his father Thomas, 27th September 1777; and also a precept for infefting Alexander Graham as heir of John Graham his brother, in the lands of Ballagan, dated 3rd May 1787.<sup>5</sup> James Stirling set tacks of the greater part of the estate of Law and Edenbarnet to various parties, and these tacks were challenged by his successor in the estate. In the judicial proceedings, it was set forth, on the part of the heir of entail, that ‘about thirty years before his death, Mr. Stirling was attacked with a complaint, which nearly deprived him of the use of his limbs, and confined him almost constantly to his house, and for the most part to his bed. For the last twenty years he was very seldom out of his bed-room.’ On the other hand, it was maintained for the holders of the leases, that ‘Mr. Stirling was a man of very good understanding, and he retained all his faculties entire, long after the transactions which form the subject of this cause were entered into. It is true, indeed, that at a period not less than thirty years before his death, he had the misfortune to meet with a serious fall, by which he was lamed for life. In consequence of this, he was very much confined during the remainder of his life. But the fact is beyond all question, that he retained all his faculties in their utmost vigour, and was very much consulted by all descriptions of persons in the manage-

<sup>1</sup> Law and Edenbarnet Writs.

<sup>2</sup> Ballagan Writs.

<sup>3</sup> Ibid.

<sup>4</sup> Law and Edenbarnet Writs.

<sup>5</sup> Ballagan Writs.

‘ ment of their affairs. Indeed, the opinion of his knowledge and capacity was  
 ‘ so strong, that the meetings of the Justices of the Peace were frequently held in  
 ‘ his house, in order that they might have the benefit of his advice and assistance.’<sup>1</sup>

James Stirling married, contract dated 6th June 1757,<sup>2</sup> Christian, second daughter and one of the three heirs-portioners of William Colquhoun of Craigtoun, who died on 27th January 1806 at Edenbarnet.<sup>3</sup> James Stirling died on 15th January 1809, and was succeeded by his cousin-uterine,

VII. 1. AGNES HAMILTON STIRLING of Law and Edenbarnet. She was the eldest daughter of James Hamilton of Hutchison, and Agnes Stirling, youngest daughter of William Stirling (V.). On 10th November 1809, Agnes Hamilton was served heir to James Stirling of Law, her cousin-uterine.<sup>4</sup> She married Peter Buchanan of Spittal, whom she survived. She died on 2nd February 1816, and was succeeded by her sister —

VII. 2. ANNE HAMILTON STIRLING of Law and Edenbarnet. She was infert in Law, as heir of her sister Agnes, on 23rd July 1816.<sup>5</sup> She died unmarried on 11th July 1817, and was succeeded by William Colquhoun, descended from —

VI. MARY STIRLING, second daughter of William Stirling (V.), and wife of William Colquhoun of Craigtoun, as before shown. They had a daughter —

VII. MARGARET COLQUHOUN who married Alan Colquhoun of Kenmure. They had two sons, Alan, who died without issue, and —

VIII. WILLIAM COLQUHOUN of Kenmure. He married Judith Dunn Thibou, by whom he had one son, William, who succeeded to Law, and two daughters. The elder daughter, Margaret, married Alexander Dunlop of Keppoch. They had five sons and six daughters. The second son is Alexander Murray Dunlop of Corsock, M.P. for Greenock.

IX. WILLIAM COLQUHOUN STIRLING of Law. He was for sometime a sur-

<sup>1</sup> Memorial for John Gibson of Johnstone, &c.

<sup>3</sup> Scots Mag., lxxviii. 159.

<sup>2</sup> Contract at Glorat.

<sup>4</sup> Law and Edenbarnet Writs.

<sup>5</sup> Ibid.

geon in the service of the East India Company. On 23rd July 1818, he was served heir to Mrs. Agnes Hamilton or Stirling. He married Helen, youngest daughter of the late Archibald Calder, banker in Glasgow, lineal descendant of the Calders of Inchbreck. They had issue, a son William, and a daughter Judith, married George, son of Sir David Innes of Orton and Cockstoune, Baronet. Mr. Stirling died in January 1842, and was succeeded by his only son—

X. WILLIAM COLQUHOUN STIRLING, now of Law and Edenbarnet. He is a lieutenant in the 14th Regiment of Madras Native Infantry.

### Armorial Bearings.



*Shield:* Quarterly 1st and 4th *argent*, on a Bend engrailed, *azure*, three Buckles *or*; in chief on an oak branch slipped, *vert*, a raven proper; 2nd and 3rd on a field *argent*, a saltier engrailed, *sable*, and in chief a rose, *gules*.

*Crests:* A Lion's paw erased, grasping an oaken slip proper, for Stirling; and a Stag's head erased proper, for Colquhoun. *Motto:* Hic Fides et Robor.

SIR ROBERT STERLING, KNIGHT, GOVERNOR OF CORK IN 1649.

SIR ROBERT STERLING, Knight, who was a distinguished military officer in the reign of Charles I., was the fourth son of William Striveling of Law, and Margaret Crawford his wife. Sir Robert obtained, on 9th October 1649, a grant or patent of arms from the Ulster King. As this grant states the descent of Sir Robert from William Stirling of Law, and contains an ample account of his military services, and is an interesting specimen of an early grant of arms in the sister country, it is here subjoined.

Patent of Arms by William Roberts, D.C.L. Ulster King of Arms of Ireland, to Sir Robert Stirling, Knight, Governor of Corke, 9th October 1649.

WILLIAM ROBERTS, Doctor of the Civile Lawe, Vluester King of Armes of the whole Kingdome of Ireland; To all and singular, aswell Nobles, Kings of Armes, Heralds and other Officers att Armes, as Gentlemen and others to whome these present Letters Patents shall come, sendeth greeting, etc. Whereas (in former ages) every wellgoverned Commonwealth hath endeavoured to commemorate the valiant and vertuous acts of Noble and worthy persons, to the present age and succeeding posterity, by sundry Tropheas and Monuments erected to their memory to the eternizing of their owne fame, and to the honour of their families; And whereas (not only his sacred Majesties most renowned and rightfamous Progenitours of ancient times), but allso the greatest Monarchs of forreigne nations (amongst other their honorary remunerations for services done in peace or warre), haue conferred on those that haue worthely merited the same divers tokens and Emblemes depicted and engraven in Sheilds (now vulgarly called Armes), as evident demonstrations of their valour or vertue, that such as haue been faithfull to their Soveraignes in their Civile imployments, or Couragious in their wars, might haue hereditary Signes of honour to destinguish them and theirs from the meere servile and ignoble multitude; which laudable custome of former times (that posterity might still deriue benefitt from the famous deeds of worthy Ancestors), hath been ever continued vnto this present, and that (not only to bee notes of distinction betwixt persons of eminence and estimation and the meer vulgar and Mechanick), but to incite others to the study of vertue and noble Chivalry, to preserue their descents and Genealogies from confusion, and to debarre the illegitimate, or any others, from vnlawfull intrusion into their inheritances. Whereas, therefore, the Honorable Sir Robert

Sterling, Knight, Governor of the Citty and County of Corke, President of the Councell of Warre, Sargent Maior Generall of his Majesties Forces in the said Province of Munster, and one of his Majesties Councell in the said Province, beeing descended from the right noble and most ancient family of the Sterlings (of great Antiquity, Barons of Glorate in the Kingdome of Scotland), viz. — as fowerth sonne of William Sterling of The Lawe, in the Sherifdome of Lenox, in Scotlande, sonne of William Sterling, Baron of Glorate, in the said Realme, hath desired me (that according to the duty of my place) I should set forth and Emblazon his Atcheiument, as hee the said Sir Robert Sterling (his present dignity considered) may properly beare the same, without deminution of his owne honour, or iniury to his name or family: In consideration whereof, I do hereby (as proper unto mine office) think fitt to publish and declare, that I find by most authentick proofes and Records, that he the said Sir Robert Sterling is very nobly descended for very many generations, both by the paternall and Maternall line, and also for as many generations, that his Ancestors, and their descendants also in the Collaterall lines, haue borne for their Paternall Coat Armor, Argent, on a Bend engrailed Azure, three Buckles, Or, with their severall due differences according to the Lawes of Armes; which said Coat Armor was for Martiall service (att a Battle neer Sterling in Scotland) giuen to one of the said Sir Robert Sterling's Ancestors, by one of his Majesties Prædecessers King of Scots), and that hee may (with his due Armoriall difference) beare the said Armes, as descended unto him from his said Ancestors; But forasmuch as the said Sir Robert Sterling hath lately receiued the honorable order of Knighthood, from the most honorable James, Lord Marques of Ormond, Lord Lieutenant Generall, and Generall Governour of Ireland, not only for his Martiall Prowes, his approued valour showne in Battells and Skirmishes, his singular abilities manifested in the execution of his severall Martiall Commands, in his Majesties service since the yeere of our Lord, 1641, in which hee hath been wounded to the great effusion of his blood, and weakning of his body, but also for his most constant loyalty and fidelity to our late most gracious Sovereigne Lord King Charles of ever most blessed memory, and also to our most sacred and dread Sovereigne Lord King Charles the 2d now raigneing ouer us, and in all his said services and Commands, not only well acted the part of a most expert Martiallist, but of a rightwellaccomplished Statesman, as by his severall discoveries and prevention of divers horrid treasons intended against his said Sovereignes; but also of severall conspiracies of Rebels against the person of his Excellency the said Lord Lieutenant of Ireland, and the righthonorable Murrough Obrian Baron of Inchequin, Lord President of Munster, and Generall of his Majesties Forces in the said Province, and all his

Majesties subjects adhering unto them, as the same is most manifestly knowne, the circumstancie thereof being too large to bee here set downe (as matter more proper for the Chronicles of the present age), I haue therefore, that the Remembrance of his said great and most faithfull services may by some lasting Monuments of honor bee recommended unto posterity) thought fitt (of mine owne free accord) in consideration of his said services, not to set forth his said Armes with the moderne and ordinary difference proper unto him, but to augment his said Coat Armor, with a Canton Gules, charged with a Sword holding a Crowne on the point thereof proper, betwixt a Thistle and Harpe, Or; and I doe hereby farther declare that hee may lawfully beare (as descended unto him from his Ancestors aforesaid), for his Crest (on a Helme befitting his Dignity) and a Coronet, An armed Arme and hand, holding an arming sword proper: to which also I haue thought fitt to add (as a farther Remembrance of his said Martiall services), to bee borne on the said sword, a Lawrell Crowne, proper; as the same is depicted on the Margent; And for his Motto (being the same of his Ancestors) **GANG THROUGH**, Mantled Gules, doubled Argent; All which said Atcheiument, I the said Vluester King of Armes (by the power and authority granted vnto mee under the great Seale of Ireland), do hereby ratify and confirme unto the said Sir Robert Sterling, and his posterity for ever, to be by him and them used and borne (with moderne or other due differences according to the Lawe of Armes); And doe hereby also (by the power and authority aforesaid) giue and graunt unto him and them, full power and authority to display shewforth or Emblazon the said Atcheiument, or to cause the same to bee depicted in Standerts, Bannerols, Banners, Trumpetbanners, Guidhoms, Penons, Ensignes, Drums, Wagons, Tents, Sheilds, Targes, or to bee embrodered on Coat Armour, Sumptures, Cooperisons, or any other ornaments, Martiall or Civile; or to bee engraven or Carved on Monuments, Seales, Rings, Plate, or any other vtinsells; or to advance or beare the same in Hastiludes, Tiltings, Iousts, Tournaments, or other Martiall exercises; or to display the same att Musterings, Encampings, Single Combats; or to beare or use the same att any time, in any kind, or in any place, as shall befit his or their present or future condition, without the molestation, lett, chalenge, or contradiction of any persons whatsoever. In full and ample confirmation of all which, I hereunto subscribe my name and title, and affix the publique Seale of mine office, the nynth day of October, in the first yeere of the Raigne of our most gracious Sovereigne Lord Charles the second (by the Grace of God), King of England, Scotland, France, and Ireland, Defender of the faith, etc. 1649.

W<sup>M</sup> ROBERTS Vluester Kinge of Armes of all Ireland.

[*On the Margin.*]

Sir Robert Sterling knight was Ensigne of Foot, Lieutenant of Horse, and Captain of Dragoons in Germany, under the command of the King of Sweden, where he served eleven yeeres.

Hee was the fowerth of December 1641 made Sargent Maior, and in the same month Lieutenant Colonell, by commission from his Excellency James Marques of Ormond, then Lieutenant Generall of all his Majesties forces in Ireland.

He was made Colonell of Foot the xi<sup>th</sup> of September 1645, Gouvernor of the City of Corke, President of the Councell of Warre, one of His Majesties Councell, and Sargent Maior Generall of his Majestie's Forces in the Prouince of Munster, etc.

Hee was knighted att Corke the xii day of Nouember, Anno 1648.

W<sup>m</sup> ROBERTS Vluester.

This Patent farther shows from the marginal Pedigrees, that Sir Robert married Jane, daughter of Edward Lord Blaney, by whom he had three sons—Captain Laurence, Robert, and Edward Sterlings.

A gallant and distinguished officer, Lieutenant-Colonel Anthony Coningham Sterling, who kindly communicated the above Patent of Arms to the editor, has also supplied him with the following information regarding his own family, which is descended from William, brother of Sir Robert Sterling:

In an old family Bible, the title page of which is wanting, but it bears to be printed at London for the Company of Stationers in 1658, the following entries are recorded—

' William Sterling, brother to Sir Robert Sterling, married Miss Poc, daughter to Anthony Poe of Dromgoldstoun, in the county of Lowth, Esq., by whom he had several sons, viz<sup>t</sup>, Anthony, William, Robert, Edward, and John, all of whom died unmarried, except Anthony, who married the daughter of the Reverend Doctor Robert Bredin. Anthony, born 8 October 1656, died 17 November 1723, aged 67. Married Ann Bredin 23 July 1693. She was born 9 January 1675. Died 29 April 1713, aged 33. Their youngest son, but one, was named Edward, born on 24 May 1711 (died 1777).' This last date is in the handwriting of his grandson, the late Edward Sterling, father of the present Colonel A. C. Sterling.

Edward Sterling, born 24th May 1711, was clerk to the Irish House of Commons, married Mrs. Catherine Fergusson 9th November 1734, who was born 23rd June 1712. They had a son—

The Rev. Anthony Sterling, born 15th July 1740. He married Miss Wallace, daughter of an American loyalist, by whom he had a son —

Edward Sterling, who was born on 27th February 1773. He was the author of the *Letters of Vetus*, which appeared in the 'Times' newspaper in 1812, and he was connected with that paper for many years, during which he wrote the leading articles, which were known by the name of the 'Thunderers.' He conducted the policy of the 'Times' during the agitation of the Catholic Emancipation and Corn Law questions. He married, on 5th April 1804, Hester, only daughter of John Coningham, merchant in Derry, and Elizabeth Campbell, of the Campbells of Sunderland in Isla. Hester died on 18th April 1843, two hours before her daughter-in-law, Susannah, the wife of her son John. Edward and Hester Sterling had three sons and a daughter — Anthony, John, and Edward. The latter died young, and in the same week with an infant sister.

The following is a list of the works of Edward Sterling —

*Views of Military Reform*, second edition, 1811.

*Letters of Vetus*, from March 10th to May 10th 1812.

————— Part II., from 1st July to 10th November 1812.

————— Part III., with some letters under different signatures, published in the course of the year 1813, 3 vols. 8vo. London, 1812-1814. These letters were reprinted from the *Times*.

Lieutenant-Colonel Anthony Coningham Sterling, eldest son of Edward, was the first brigade major to the first Highland Brigade. He afterwards successively held the following appointments — assistant adjutant-general to Sir Colin Campbell, in command of the joint Anglo-Turkish division which held the lines of Balaklava in the Crimea during the winter of 1854-5; assistant adjutant-general to the First Division, consisting of the Brigade of Guards and of the Highland Brigade; assistant adjutant-general to the Highland Division, when commanded by Sir Colin Campbell; assistant adjutant-general to Sir Colin when in command of a corps d'armée, which never was properly formed in consequence of the peace. For his services he was made C. B. and an officer of the Legion of Honour. He is now assistant adjutant-general to Sir Colin Campbell, inspector-general of infantry.

John Sterling, second son of Edward, was born at Kames Castle, Bute, on 20th July 1806. He married, on 2nd November 1830, Susannah, eldest daughter of General Barton, formerly colonel of the Life Guards. They had three sons and four daughters — 1. Edward-Coningham, born 14th October 1831; 2. Charles-Frederick-Evelyn,

born 8th March 1839; 3. John-Barton, born 12th October 1840; 4. Anna-Charlotte, born 15th February 1833; 5. Katharine-Susan, born 2nd December 1834; 6. Julia-Maria, born 26th March 1836; 7. Hester-Isabella, born 14th April 1843. Susannah Barton died on 18th April 1843, two hours after her mother-in-law.

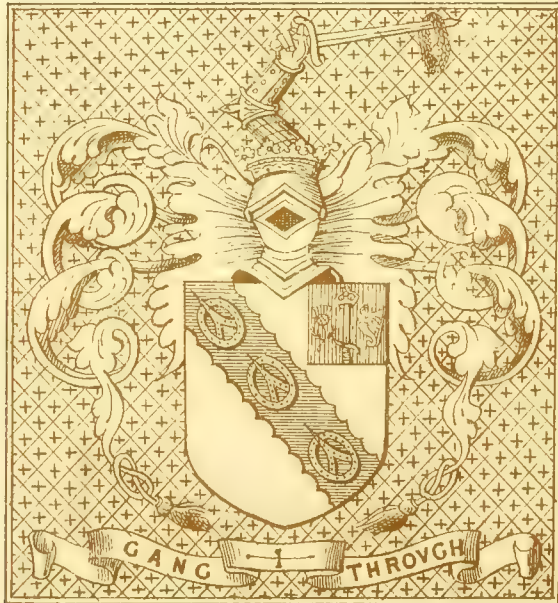
John Sterling died at Ventnor, Isle of Wight, on 18th September 1844, and was buried at Bonchurch. He was the author of several literary productions, chiefly poems and essays; and he was so highly esteemed by his literary friends, that they founded in memory of him a club, called the Sterling Club, which numbered amongst its members many of the most distinguished of his contemporaries. His life was written, first in 1848, by Archdeacon Hare, and again by Thomas Carlyle, 8vo., 1851, second edition, 1852. The principal works of John Sterling are —

Arthur Coningsby, a Novel, 1833. Poems. Fcap. 8vo. London, 1839.

The Election; a Poem, in Seven Books (published anonymously). Fcap. 8vo. London, 1841.

Strafford; a Tragedy. Fcap. 8vo. London, 1843.

Essays and Tales; with Memoir of his Life. Collected and Edited by Julius Charles Hare. 2 vols. 8vo. London, 1846.



Arms of Sir Robert Sterling, 1649, as described on pp. 159-161.

## VII. STIRLING OF BALLAGAN,

IN THE PARISH OF STRATHBLANE AND COUNTY OF STIRLING.

IN the account of the Stirlings of Glorat, given in Playfair's *British Family Antiquity*, it is stated, that the first Stirling of Ballagan was Walter, second son of William Stirling of Glorat; but this is erroneous, as the earliest charter of Ballagan shows, that William of Glorat and Walter of Ballagan, were brothers-german, and not father and son.

I. WALTER STRIUELYNG, first of Ballagan. William Strivelyng of Glorat granted a charter on 5th June 1522,<sup>1</sup> to his brother-german, Walter Striue-lyng and Eufame Birsbane, his spouse, of the west half of the lands of Ballagan, extending to a forty shilling land of old extent, then lying in the earldom of Lennox, and shire of Dumbarton, to be held of William, for six merks Scots and four bolls four pecks farm bear yearly. Walter and Eufame were infeft of the same date.<sup>2</sup>

'Walter Stryuelyng of Bavlagan' granted a reversion, without date, to his 'derrest broder germane, William Stryuelyng of Glorat,' of the Kirklands of Strathblane.<sup>3</sup> Walter Striueling of Ballagane was curator of Andrew Cunynghame, son and heir of the deceased Walter Cunynghame of Blarquheis, on 25th October 1535, when they granted a precept for infefting Walter Buchquhannan of Spittaill and Isabella Cunynghame, his spouse, in the lands of Blairwoike.<sup>4</sup>

Walter Striveling made his will on 6th June 1549, and died on the same day. In the inventory of his debtors and debts, given up by Eufame Birsbane, his relict, and confirmed by the Archbishop of Glasgow, James Striueling of Keyr is a debtor for £10, and Walter is stated to be due 270 merks, as the tocher of Christian Striueling, probably his daughter, according to the tenor of the contract between her and Walter Cambell of Auchinhowe.<sup>5</sup>

<sup>1</sup> Charter in Ballagan Charter Chest.

<sup>2</sup> Sasine in Ballagan Charter Chest.

<sup>3</sup> At Glorat.

<sup>4</sup> Leny Writs.

<sup>5</sup> Register of Testaments in the Diocese of Glasgow. 'Ego vero Valterus Striveling, eger corpore

His eldest son and successor was —

II. LUCAS STRIUETING of Ballagan, who was one of his father's executors in 1549. He was curator to Marion Stirling in 1554.<sup>1</sup> Andrew Stirling of Portnellan-Haliday, granted a charter on 4th May 1564, to his beloved cousin Luke Stirling and Jonet Edmestoun, his spouse, in conjunct liferent, and to John Stirling their son and heir-apparent, and his heirs and assignees in fee, of the lands of Wester Baldorrane.<sup>2</sup> He married Janet Edmestoun, who, with consent of Luke Stirling, resigned to James Stirling of Keir their infefment of Ballindroch on 22nd October 1564.<sup>3</sup>

III. WALTER STRIUETING of Ballagan, who was a witness to a reversion in favour of Sir James Stirling of Keir, dated 25th May 1569.<sup>4</sup> Walter Striueting of Ballagan was fined £100 for non-appearance of the panels, for whom he had become surety, that they should enter themselves before the justiciar on 31st January 1570, and underly the law, for the traitorous detention of the tower or fortalice of Perdowye, against the King and his Regent, and also for their remaining at home from the raid at Linlithgow.<sup>5</sup> Walter was tried for being art and part with William Striueting of Glorat, and others, of the slaughter of Malcolm Kincaid.<sup>6</sup> He married Janet Graham, and died on 24th December 1597, as appears by his will, dated the 17th of that month, and confirmed 4th July 1599, and in which his wife is one of his executors, along with John Stirling, elder of Craigharnet, and John Stirling, elder of Glorat.

' sanus tamen mente, condo testamentum meum in  
' hunc modum; inprimis, do et lego animam meam  
' Deo Omnipotenti, corpusque meum sepeliendum  
' fore in humo Sancti Mathani, et quatuor denarios  
' fabrice Sancti Kentigerni: Item, lego ordinio et  
' constituo fore meos executores Eufamiam Birsbane,  
' meam sponsam, et Lucam Striueting meum filium.

' Residuam vero omnium bonorum meorum lego  
' Eufamie Birsbane mee sponse, vt ipsa disponat pro  
' salute anime mee, vt velit rendere coram summo  
' iudice in extremo iudicio.

' Factum fuit hoc testamentum apud Strablane,  
' die, mense, et anno quibus supra, per me Domi-  
' num Johannem Litoljohne capellanum, coram hiis  
' testibus, viz. — Domino Gilberto Provane, Johanne

' Galbraith, et Arthure Hamilton, cum diuersis  
' aliis: Teste mea manuali subscriptione Johannes  
' Litoljohne capellanus manu propria.'

Walter Stirling of Ballagan had a 'carnal  
' daughter,' Katherine Stirling, who received a life-  
' rent charter, in 1545, from John Colquhoun of Kil-  
' mardinnny, of half of his lands of Kilmardinnny,  
' propter speciales fauores et amores quos habeo et  
' gero erga honestam puellam ac dilectam meam,  
' et benemerita michi per eandem et suos amicos  
' impensa.' She had a brother, John Stirling.  
(Dennistoun MSS.)

<sup>1</sup> Keir Inventory.

<sup>2</sup> Keir Inventory, p. 82.

<sup>3</sup> Criminal Trials, i. 22.

<sup>4</sup> Glorat Writs.

<sup>5</sup> Ibid., p. 83.

<sup>6</sup> Ibid., i. 98.

IV. GEORGE STIRLING of Ballagan. He witnessed a discharge by Sir Archibald Stirling of Keir, dated 24th May 1602.<sup>1</sup> George died in July 1615 intestate, and an inventory of his effects was given up by Jonet Stirling, his relict, on behalf of Jeane, Elizabeth, Jonet, and Agnes Stirlings, his lawful bairns and executors-dative.<sup>2</sup> George was succeeded by his son —

V. WALTER STIRLING, who was served heir to his father in Ballagan on 22nd August 1618.<sup>3</sup> He was probably father of —

VI. WALTER STIRLING of Ballagan. A letter from him, dated 19th July 1662, to Sir George Stirling, first baronet of Glorat, advising Sir George to take a second wife, is printed in the Correspondence.<sup>4</sup> He married Margaret Logan, by whom his eldest son was —

VII. JOHN STIRLING of Ballagan. On 13th February 1655, Walter Stirling of Ballagan granted a charter, whereby, in implement of a contract of marriage, dated 19th January preceding, betwixt him and John Stirling, his eldest lawful son, and James Stirling, chamberlain of Mugdock, for himself, and Jean Stirling, his eldest lawful daughter, he disposes the lands of Ballagan and Hill of Dumglas to his son John, Jean Stirling, his future spouse, and their heirs. Walter reserved the liferent to himself and to Margaret Logane, his spouse, of the lands in which she was infest, conform to their contract of marriage.<sup>5</sup> John Stirling died before 20th March 1668, on which date Mr. James Stirling of Bankell, and Mr. Walter Stirling, minister at Baldernock, as tutors, curators, and overseers, ‘of the orphans of umquhil John Stirling of Ballagane,’ required Sir Mungo Stirling of Glorat, then at the New Hall of Craigharnet, to pay a certain sum owing by him.<sup>6</sup>

A charter was granted by Sir Mungo Stirling of Glorat, Knight, with consent of John Stirling, son to the deceased John Stirling of Craigharnet, ‘my

<sup>1</sup> At Glorat.

<sup>2</sup> Glasgow Commissary Register.

<sup>3</sup> Printed Retours for Stirlingshire, No. 91.

<sup>4</sup> No. 262, p. 497. According to a notice in the New Statistical Account of the parish of Strathblane, a Laird of Ballagan was killed by a miller.

‘An erect stone, on the north side of the turnpike road to Campsie, marks the spot, where, two centuries ago, Mr. Stirling of Ballagan was killed by a miller of the name of Abernethie.’

<sup>5</sup> Ballagan Writs.

<sup>6</sup> Glorat Writs.

‘sonne-in-law, and Mary Stirling his spouse,’ whereby they set in feu-farm to John Stirling, fiar of Ballagan, and Jean Stirling his spouse, the lands of Easter Ballagan. This charter is dated 11th and 19th March 1657.<sup>1</sup> John Stirling of Ballagan was succeeded by his eldest son—

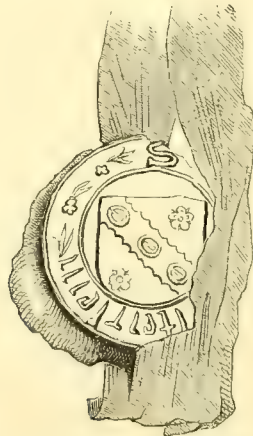
VIII. JAMES STIRLING of Ballagan. He obtained a precept of clare constat from William Stirling of Law, superior of Ballagan, for infesting him as heir of John Stirling, his father, on 29th August 1684.<sup>2</sup> He was a goldsmith in Glasgow. He married Mary Napier, who survived him, and was living in 1728. They had a son James, and a daughter Jean, to whom her brother James was served heir-general on 29th November 1756.<sup>3</sup>

IX. JAMES STIRLING of Ballagan. His father having died in embarrassed circumstances, a ranking and sale of Ballagan was brought by the creditors, which depended for twenty-five years, when a separate action was brought by James Stirling as heir-apparent of his father. Under this judicial sale, he in 1728 purchased back Ballagan for £16,100 Scots after a keen competition. In the year 1756, he sold Ballagan to Thomas Graham, merchant in Glasgow, whose descendant is now John Graham of Ballagan.

<sup>1</sup> Ballagan Writs.

<sup>2</sup> Ibid.

<sup>3</sup> Ibid.



The Seal from which this woodcut is taken, is appended to precept by Walter Stirling of Ballagane, dated 25th October 1535, and is referred to on page 165.

VIII. STIRLING OF AUCHYLL,  
 IN THE PARISH OF PORT, STEWARTRY OF MONTEITH, AND  
 COUNTY OF PERTH.<sup>1</sup>

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THE Stirlings of Auchyll are stated by Crawford, in his Remarks on the Ragman Roll, to be descended from the Stirlings of Cawder. The earliest proprietor of Auchyll of the name of Stirling who has been discovered, is —

I. THOMAS STIRLING of Auchyll, who was infeft in these lands on 10th November 1498, by the Mair of Monteith, in terms of a Precept of Sasine, directed to him from Chancery.<sup>2</sup> Thomas had a charter from King James IV. of the same lands, upon his own resignation, on 3rd November 1509.<sup>3</sup> He was succeeded in Auchyll by his eldest son —

II. WALTER STIRLING of Auchyll. By charter, dated 18th July 1531, Thomas Stirling of Auchyll gave to Walter Stirling, his eldest son and apparent heir, and Isabella Grahame, his spouse, and the heirs of their marriage, the lands of Auchyll, on which charter the grantees were infeft on the 19th July following. Walter was probably the father of James and John. The latter witnessed a sasine, in favour of Robert Buchanan of Leny, dated 5th July 1575.<sup>4</sup>

III. JAMES STIRLING of Auchyll, who witnessed a reversion in 1564, by William Stirling of Ardoch, and another in 1566. He had three sons —  
 1. William, who succeeded him. 2. James, who is a witness to a contract

<sup>1</sup> The old mansion-house or Castle of Auchyll has long since disappeared. It stood about two miles north-west of the Lake of Monteith, and a little higher than the present farm house of Auchyll. The present tenant (1856) remembers hearing, that the last occupants of the mansion-house were

four ladies, of the name of Stirling. The site is correctly noted in Timothy Pont's Map of the Lennox.

<sup>2</sup> Auchyll Writs: Buchanan (or Montrose) Charter Chest.

<sup>3</sup> Ibid.

<sup>4</sup> Leny Writs.

by his brother William in 1602.<sup>1</sup> James Stirling, 'second son of the deceased ' James Stirling of Auchyll, and servitour to Sir Archibald Stirling of Keir,' got a discharge from the latter, on 18th March 1607.<sup>2</sup> James Stirling, second son of James Stirling of Auchyll, had a natural son, John Stirling, who witnessed the charter by William Stirling of Auchyll (IV.) to his eldest son James (V.), dated 5th September 1627. 3. Alexander. The latter witnessed a deed of conveyance by the Earl of Mar in 1614.

James Stirling (III.) witnessed a decree-arbitral concerning the marches of Lenrick on 2nd June 1592:<sup>3</sup> he must have died soon thereafter, because in the retour of his son William, as his heir in Auchyll, dated 31st March 1606, these lands are stated to have been in the king's hands, through nonentry since his death, fourteen years before. He was succeeded by his eldest son—

IV. WILLIAM STIRLING of Auchyll, who was served heir to his father in the lands of Auchyll, &c., before the Stewart of Monteith, on 31st March 1606.<sup>4</sup> He, with consent of Marion Sinclair, his first spouse, renounced two annualrents out of the lands of Blaquharn and Hayistoun to Sir Archibald Stirling of Keir, on 30th August 1608.<sup>5</sup> William Stirling is presumed to have been ' the Barone of Achyll,' mentioned in a warrant under the hand of the Lord Chancellor, 10th June 1623.<sup>6</sup> William Stirling of Auchyll was on the War Committee, 1644. He married, 2ndly, Janet Peiblis, who predeceased him before 1627, and had by her two sons—1. James, his successor; and 2. John. John, second lawful son of William Stirling of Auchyll, witnessed a charter by the latter to James Stirling his (William's) son, 5th September 1627. John Stirling had a Crown-charter of the lands of Sherehall, in the county of Edinburgh, dated 28th January 1631, and another of the lands of Coldochs, on 28th January 1632.<sup>7</sup> Elizabeth Lundy was spouse of William Stirling of Auchyll on 4th August 1630. Their eldest son, Archibald, appears to have got the lands of Coldoch from his brother John before 1652. He was also proprietor of Herbertshire.

V. JAMES STIRLING, who got the lands of Auchyll from his father William,

<sup>1</sup> Contract at Keir.

<sup>2</sup> Keir Writs.

<sup>3</sup> At Keir.

<sup>4</sup> Auchyll Writs.

<sup>5</sup> At Keir.

<sup>7</sup> Reg. Mag. Sig.

<sup>6</sup> Criminal Trials, iii. 552.

by charter dated 5th September 1627, on which James was infest on the 13th of the same month.<sup>1</sup> James Stirling of Auchyll was on the War Committee in 1643. He married, contract dated 19th February 1630, Margaret, sister of John Haldane of Gleneagles, and had three sons—1. William Sterling of Herbertshire; 2. George of Auchyll and Herbertshire; 3. Alexander, also of Auchyll and Herbertshire. James Stirling had also a daughter married to Alexander Short. He seems to have died in difficulties, between 1653 and 1662.

VI. 1. WILLIAM STIRLING, apparent heir of Auchyll. By decret dated 5th July 1662, obtained by Mr. Andrew Birnie, advocate, against ‘William Stirling of Herbertshire, sone and apparent heir to umquhile James Stirling of Auchyle, his father, and oye and apparent heir to umquhile William Stirling of Auchyle his gudshir,’ the lands of Auchyll were adjudged from William.<sup>2</sup> He was proprietor of Herbertshire, and appears to have died without issue after 1667. He was succeeded by his immediate younger brother,

VI. 2. GEORGE STIRLING of Auchyll and Herbertshire. He acquired Auchyll from Mr. Andrew Birnie the adjudger, by disposition, dated 8th August 1665, to George Stirling, second lawful son of the deceased James Stirling of Auchyll, on which George was infest on 2nd October 1665. George Stirling obtained a charter of Auchyll on 8th July 1676.<sup>3</sup> On 30th March 1678, he, with consent of Jean Murray, otherwise Creighton, his spouse, disponded Auchyll, &c., to his brother-german, Alexander. George Stirling married, about 1677, Jean Murray or Crichton, ‘who was the eldest daughter and co-heiress of Sir Robert Murray alias Crichton of Cockpool, Knight, who was executor and universal disponee of James Murray, last Earl of Annandale.’<sup>4</sup> George Stirling and Jean Murray had three sons and two daughters—

1. William of Herbertshire, who died without surviving issue.
2. John, who purchased Auchyll.
3. George of Byres, in the parish of St. Martin and county of Perth. He was a surgeon in Perth. He died on 31st January 1750, and his

<sup>1</sup> Auchyll Writs.

<sup>2</sup> Ibid.

<sup>3</sup> Ibid.

Stirling of Duchray and Auchyll, 21st April 1798.

<sup>4</sup> Patent of Arms to Colonel Alexander Graham (Duchray Charter Chest.)

widow died on 20th October 1763. They had one son, George of Byres, a student of medicine, who died on 31st August 1750, without issue, and was succeeded by his uncle John.

4. Margaret married, contract dated 8th September 1718, Alexander Graham of Duchray, and was the mother of John Graham of Duchray, who was the father of the late General Graham Stirling of Duchray and Auchyll.

5. Daughter, mentioned by John Stirling as 'Sister Campbell,' on 14th June 1736.<sup>1</sup>

VI. 3. ALEXANDER STIRLING of Auchyll. He obtained a Crown-charter of resignation, on the disposition by his brother George, dated 20th February 1680, on which he was infest on 19th August thereafter.<sup>2</sup> He was contracted in marriage, on 13th December 1681, to 'Mrs. Margaret Grahame, 'second dochter to William Earle of Monteith,' who was a consentor, and gave a tocher of 4000 merks Scots.<sup>3</sup> Alexander died in June 1715, and was succeeded by his only son —

VII. 1. WILLIAM STIRLING of Auchyll. He was retoured-elderest lawful son and heir of his father, Alexander Stirling of Auchyll, on 9th March 1727, and infest on 15th September following. He sold Auchyll to Lieutenant John Stirling, brother to William Stirling of Herbertshire (and cousin of William the disponer). In the disposition thereof, which is dated 9th December 1718, William Stirling of Auchyll is styled only lawful son and heir to the deceased Alexander Stirling of Auchyll.

VII. 2. Captain JOHN STIRLING of Auchyll. He was second son of George Stirling of Herbertshire, and was originally of Bellwill, in the parish of Drymen, at which there is still a mound, called 'Lady Stirling's Knowe.' He purchased Auchyll from his cousin William in 1718. By disposition, dated 3rd July 1739, he conveyed Auchyll to himself in liferent, and to George, Henry, and John Stirlings, his eldest, second, and third sons, and the heirs-

<sup>1</sup> Letter at Ardoch.

<sup>2</sup> Auchyll Writs.

<sup>3</sup> Original Contract in Auchyll Charter Chest (Mr. Graham Stirling's). Neither this lady, nor

her elder sister, are mentioned by any of the peerage writers, who all state her father to have died without issue.

male of their bodies respectively, in fee. The two latter died before 1754 without issue. He married Christian, daughter of Sir William Stirling of Ardoch. He died at his seat of Herbertshire on 15th January 1756, at an advanced age.<sup>1</sup> He had the three sons above stated, and an only daughter, Jean, who afterwards succeeded.

VIII. 1. GEORGE STIRLING succeeded his father in Auchyll, and died without issue on 4th July 1760. He was succeeded by his only sister —

VIII. 2. JEAN STIRLING of Auchyll. She obtained a precept from Chancery, dated 30th October 1761, for infefting her as only sister-german, and nearest heir of George Stirling, her brother, in the lands of Auchyll, ‘ In respectu ‘ quod dictus Capitaneus Joannes Stirling et dicti Georgius, Henricus, et ‘ Joannes Stirling eius filii, omnes nunc mortui sunt, absque hæredibus ‘ masculis ex eorum corporibus.’<sup>2</sup> Jean Stirling married, 1st, at Edinburgh on 28th January 1751, Sir James Stirling of Glorat, without issue. 2nd, the Honourable James Erskine of Alva, also without issue. She conveyed Auchyll to Mr. Erskine, her husband, and John Graham of Duchray in liferent, and Alexander Graham, his eldest son in fee, by disposition and settlement, dated 29th July 1790. Lady Stirling is referred to in the account of the Glorat Family. She died 24th September 1797, and was succeeded by,

IX. ALEXANDER GRAHAM of Duchray. On his succession to Auchyll he assumed the additional name of Stirling. On 8th June 1799, he was retoured heir to Dame Jean Stirling of Auchyll, his cousin once removed. On 21st April 1798, he obtained a patent of arms from the Lord Lyon, in which he is stated to be great grandson and heir of line of Jean Murray and George Stirling. Auchyll was given in excambion, in 1822, by him to the late Duke of Montrose, whose son, the present Duke, is now the proprietor. Alexander Graham Stirling married Margaret, daughter and heiress of Colonel James Moncrief of Sauchop, and had issue. Margaret died on 8th April 1844, aged 71 years. Her husband died on 2nd April 1849, aged 84 years, and was succeeded by his eldest son,

<sup>1</sup> Scots Magazine, xvii. 52.

<sup>2</sup> Auchyll Writs.

X. JOHN GRAHAM STIRLING now of Duchray and Auchyll. He was called to the Scotch Bar in 1824.

### Armorial Bearings.



*Shield* : Quarterly first and fourth, *argent*, on a Bend engrailed *azure* between two roses, *gules*, three buckles, *or* ; Second, *or*, a dyke or wall broken down, in some places, *azure* between a crescent in the collar point, and a rose in base *gules*, on a chief engrailed *sable*, three escallops of the *field* ; Third, *argent* a saltire engrailed, and on a chief *azure*, three stars of the *field*.

*Crest* : An eagle displayed, in his dexter talon a sword, and in the sinister a pistol, all proper.

*Mottos* : Above the crest, 'For Right,' and below the shield, 'Noctesque Diesque Presto.'

*Supporters* : Two Lions, *argent*, crowned *or*.

## IX. STIRLING OF HERBERTSHIRE,

IN THE PARISH OF DUNIPACE, AND COUNTY OF STIRLING,  
CADETS OF AUCHYLL.

I. JOHN STIRLING, second lawful son of William Stirling of Auchyll, witnessed a charter by the latter to his son James, dated 5th September 1627.<sup>1</sup> John Stirling, son of William Stirling of Auchyll, had a Crown-charter of the lands of Herbertshire, dated 1st December 1632.<sup>2</sup> John Stirling of Herbertshire had also a Crown-charter of the lands of Little Denovan, dated 14th December 1635.<sup>3</sup> He was one of the inquest on the service of Sir James Livingstoun of Kilsyth, as heir-male of his brother's grandson, William Livingstone of Kilsyth, 23rd April 1647.<sup>4</sup> He appears to have been succeeded in Herbertshire, before 1664, by his nephew William, eldest son of James Stirling of Auchyll.

II. 1. WILLIAM STIRLING of Herbertshire. He was one of the inquest on the service of Sir Archibald Stirling of Garden to Sir George Stirling of Keir, on 15th August 1667. He renounced the succession to James and William Stirling, his father and grandfather, on 31st October in the same year.<sup>5</sup> As superior of the lands of Little Denovan, William Stirling of Herbertshire granted to David Forrester of Little Denovan, a charter of these lands, dated 10th September 1667.<sup>6</sup> He married, contract dated 13th February 1672, ' Dame Helen Sinclair, Lady Bannockburn,' with consent of her brother-german, James Sinclair of Roslin. William Stirling died between 1st April 1768 and 31st December 1679.<sup>7</sup> He had a sister married to Alexander Short. William Stirling was succeeded in Herbertshire by his brother.

II. 2. GEORGE STIRLING of Herbertshire, second son of James Stirling of Auchyll. He had a Crown-charter of Auchyll, dated 8th July 1676, and he disposed Auchyll to his brother Alexander in 1678. George Stirling

<sup>1</sup> Auchyll Writs.

<sup>2</sup> Great Seal Register.

<sup>4</sup> Keir Inventory, p. 112.

<sup>5</sup> Glorat Writs.

<sup>3</sup> Ibid.

<sup>6</sup> Denovan Inventory in Callendar Charter Chest.

<sup>7</sup> Ibid., and Auchyll Writs.

of Herbertshire, as superior, granted a charter to David Forrester of the lands of Little Denovan, to be holden for three blasts of a horn at the house of Herbertshire, in name of blench farm, dated 31st December 1679.<sup>1</sup> He is named in the testament of Sir John Stirling of Keir, 12th June 1682. Jean Crichton, daughter of Sir Robert Crichton, a brother's son to William, Earl of Dumfries, was married to George Stirling, Laird of Herbertshire, and had three sons—1. William, who succeeded him; 2. John, who became Laird of Auchyll;<sup>2</sup> 3. George, who was a surgeon in Perth in 1715, as appears from a discharge of that date, by his brother William, at Glorat; and two daughters, who are noticed in the account of Auchyll. George Stirling died between 25th September 1696, and 28th March 1707.

III. 1. WILLIAM STIRLING of Herbertshire: On 28th March 1707, he was retoured heir to his father in the lands and barony of Herbertshire.<sup>3</sup> In 1740 he disposed the lands of Gunnershaw, part of Herbertshire, to Charlotte Lady Forrester, widow of George Lord Forrester. 'April 25, 1718, William Stirling of Herbertshire, Esquire, and Lady Lillias Forrester, daughter to the noble Lord William Forrester of Torwoodhead, compeared and gave up their names for proclamation in order to marriage, who being three times pro-claimed in one Sabbath, and no objection being made against their said purpose, they were married, April 30th.'<sup>4</sup> They had a daughter, baptized Charlotte on 1st March 1719,<sup>5</sup> and another, baptized Jean on 30th March 1722.<sup>5</sup> These two daughters died without issue. William Stirling of Herbertshire died before 28th January 1751, and was succeeded by his brother,



*Wm Stirling Esq*

III. 2. Captain JOHN STIRLING of Bellwill, Auchyll and Herbertshire; an account of him is given under Auchyll, No. VII. 2. To him succeeded his eldest son,

<sup>1</sup> Denovan Inventory.

<sup>2</sup> Drummond History, p. 189, and Auchyll Writs.

<sup>3</sup> Denovan Inventory.

<sup>4</sup> Dunipace Session Records.

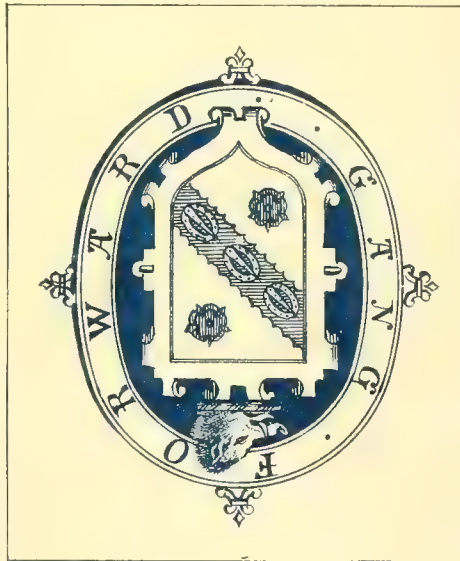
<sup>5</sup> Ibid.

IV. 1. GEORGE STIRLING of Herbertshire and Auchyll: He succeeded his father in 1756, and died on 4th July 1760, without issue. He was succeeded by his only sister,

IV. 2. JEAN STIRLING of Herbertshire and Auchyll: She was married at Edinburgh on 28th January 1751, to Sir James Stirling of Glorat, Baronet,<sup>1</sup> without issue. She sold Herbertshire in 1768 to William Morehead, whose grandson sold it in 1836 to the late William Forbes, Esquire of Callendar, whose son is the present proprietor. Lady Stirling then purchased the estate of Ravelston.

<sup>1</sup> Scots Magazine, xiii. 53.

### Armorial Bearings.



*Shield:* Argent on a Bend engrailed azure, between two roses gules, three Buckles, or.

*Crest:* A Boar's Head couped proper. *Motto:* Gang Forward.

## X. STIRLING OF DRUMPELLIER,

IN THE COUNTY OF LANARK.

IN the year 1818, Andrew Stirling of Drumpellier, Esq., obtained a brieve from Chancery, directed to the Sheriff of Edinburgh, for procuring himself served heir-male in general of Robert Stirling of Bankeir and Lettyr, or Lettyr-Stirling, in the county of Stirling, who died in the year 1537.

The claim laid before the inquest, set forth the propinquity of the claimant, who prayed to be served nearest and lawful heir-male in general to the said deceased Robert Stirling of Bankeir and Lettyr, ‘ my great-great-great-great-great-grandfather, who died in the year 1537; and whose children, in a ‘ judicial proceeding after his death, before the Lords of Council and Session, ‘ were expressly declared to be next in succession to Janet Stirling, only ‘ daughter and heiress of Andrew Stirling of Cadder, failing heirs of her own ‘ body.’

In support of this claim, the claimant submitted to the jury an abstract of the documentary evidence of his propinquity. This abstract was divided into two parts, the first containing proofs of the claimant’s descent from Robert Stirling, and the second containing proofs of the identity of that ancestor with the Robert Stirling, whose children were designed by the heiress of Cawder next in succession to her, failing heirs of her own body.

When the claim came to be tried before the Sheriff of Edinburgh and a jury, on 18th April 1818, Sir Samuel Stirling of Glorat, Baronet, who appeared in opposition to the claim, objected to the consideration of that part of the brieve and claim which related to the declaration of the heiress of Cawder in favour of the children of Robert Stirling. The Sheriff-substitute sustained the objection, and pronounced an interlocutor, finding, ‘ that the ‘ claim cannot go to the jury to any other effect than to that of serving the ‘ claimant nearest and lawful heir-male in general to Robert Stirling, who ‘ died in the year 1537.’

The jury having considered the claim thus restricted, served the claimant heir-male in general to Robert Stirling of Bankeir and Lettyr.

The claimant protested, that it was still competent to him to bring forward the second branch of his claim in another shape; and he averred, that if he succeeded, it would then follow, 'that the claimant is the undoubted representative of the ancient house of Cadder.'

The claimant never followed out his protest, or carried his case further; and it may be held, that he failed to establish his claim to be heir-male of the Stirlings of Cawder.

The propinquity of the claimant was thus stated in his claim —

I. ROBERT STIRLING of Bankeyr and Lettyr. He married Marion Fleming of Boghall, and had two sons, John, and William of Bankeyr, who married Elizabeth Stewart, and died in 1575, leaving two daughters, Elizabeth and Barbara.<sup>1</sup>

II. JOHN STIRLING of Lettyr and Balquharrage.<sup>2</sup> He married Beatrix, daughter of George Elphinstone of Blythswood, and had eight sons and two daughters — 1. Robert, of Lettyr and Balquharrage, married, 1st, Mary Stirling; <sup>3</sup> 2nd, Jean Guthrie. 2. George, notary in Glasgow, married Marion Watson. 3. William, merchant in Glasgow, married, 1st, Helen Loch, 2nd, Janet Young; he died in 1621. 4. Andrew, merchant in Edinburgh, married

<sup>1</sup> John Striuling of Lettir had a sister, 'Jane Striuling,' in whose favour Archibald Sterling of Keir, and 'Jane Lady Keyr,' granted a precept to their tenants in Ballindrocht to pay her yearly 'three bollis ait meill,' which is said by a subsequent precept to be 'ane pension assignit to hir for supporting hir honestle.' These precepts are dated 10th February 1569, and 1st May 1591. (Bardowie Writs.)

<sup>2</sup> Betham, in his Baronage (IV. 421), gives an account of the Stirlings of Garnkirk, in the barony and regality of Glasgow, as descended from John Stirling, a son of Balquharrage, who feued from the Commendator of Glasgow the lands of Garnkirk in 1567. He married Isabel Boyd of Badenheath, and had several sons, who came after the sale of Garnkirk to Glasgow. The grandson of

John Stirling was George Stirling, one of the magistrates of Glasgow. He married Helen, daughter of the Rev. Robert Fleming of Kirkintilloch, by whom he had the five sons, who are mentioned in the following lines —

'Here lyes interr'd, under this stone,  
'The Corpse of Mungo, Robert and John,  
'Walter and William, for whom alone  
'I many times do sigh and groan.'

The John Stirling in Garnkirk, mentioned by Betham, was punished for interrupting the celebration of the Sacrament in Cawder Church: *Vide* note, p. 70.

<sup>3</sup> She was daughter of John Stirling of Glorat, and was married to Robert Stirling in 1586. *Vide* Glorat Family.

Margaret Smith, and died in 1631. The claimant stated, that there was 'no surviving issue' of these four sons. 5. Ninian, died young. 6. Walter, of whom afterwards. 7. Malcolm, merchant in Glasgow, married Katherine Davidson, and had issue a daughter, Margaret. 8. James. 9. Margaret, married Archibald Haggate, town-clerk of Glasgow. 10. Elizabeth, married John Graham of Killearn, and had issue two sons.

III. WALTER STIRLING, merchant, Glasgow, married Helen Wemyss, and had three sons and two daughters — 1. John. 2 and 3. George and Andrew, both died unmarried. 4 and 5. Helen and Jean, also both died unmarried. Walter died in 1656, and was succeeded by

IV. JOHN STIRLING, merchant, Glasgow, born 1615, married Janet Nelson, and had five sons and one daughter — 1. John. 2. William, bailie of the regality of Glasgow, married Euphan Cuninghame, and had a son, John, also bailie of the regality, who married, but left no male issue. 3. Henry. 4. Walter. 5. James. 6. Marion. These three sons and the daughter all died unmarried. He died in 1648, and was succeeded by his eldest son,

V. JOHN STIRLING, merchant in Glasgow. Born in 1640. He married Janet Campbell and had three sons — 1. John. 2. Dr. William, a surgeon in Glasgow, born 1682; married, 1st, Janet Smith, and 2nd, Elizabeth Murdoch, by whom he had one son, Walter, who was born in 1723, became a bailie of Glasgow, and died unmarried in 1791. Dr. William had also one daughter, who was married to Patrick Nisbet; their daughter was married to L. Dinwoodie, merchant in Glasgow. 3. Walter, ancestor of the Stirlings of Faskine, which see, under No. XI. John (V.) died in 1709, and was succeeded by his eldest son,

VI. JOHN STIRLING, merchant and Provost of Glasgow. Born 1677. Married Isabella Hunter, and had four sons and two daughters — 1. James Stirling, minister in Glasgow, born 1709, died 1772, S. P. 2. Walter, merchant in Glasgow, born 1714, and died 1758, unmarried. 3. William, of whom afterwards. 4. Edward, born 1719, was a goldsmith in Glasgow, and died in

1743, unmarried. 5. Isabella, born 1704, married Andrew Aiton, merchant in Glasgow, and had one daughter, Margaret, who married Andrew Blackburn, merchant, there. 6. Janet, born 1707, married Robert Luke, merchant, Glasgow, and had three daughters — Isabella, Elizabeth, and Janet, married respectively to George Bogle, James Yeaman, and Robert Craufurd. Provost Stirling appears to have died in 1736, as in a letter from Captain John Stirling of Auchyll, dated in June of that year, he mentions the death of ‘ honest kind Provost Stirling.’

VII. WILLIAM STIRLING, merchant in Glasgow, born 1717, married Mary Buchanan; issue four sons and three daughters — 1. Andrew of Drumpellier. 2. John of Tillychewan, married Janet Bogle. 3. James of Stair, married Margaret Murdoch. 4. George, died unmarried. 5. Marion, married Robert Mackay, merchant in Glasgow. 6. Elizabeth, married William Hamilton, Professor of Astronomy in the University of Glasgow, and had two sons, the elder of whom was the late Sir William Hamilton of Preston, Baronet, Professor of Logic in the University of Edinburgh. 7. Agnes, married to Dugald Bannatyne, merchant, Glasgow, and had issue.

VIII. ANDREW STIRLING of Drumpellier, the claimant, married Anne, daughter of Sir Walter Stirling of Faskine, Knight.<sup>1</sup> Although Mr. Stirling failed in establishing before the Sheriff and the jury, to whom his claim was submitted, that the Robert Stirling to whom he was served heir-male, was the same Robert Stirling who is referred to in the declaration by the heiress of Cawder, the Lord Lyon seems to have had little scruple in taking this for granted, and awarded to him Arms with Supporters, under the following Patent, which is dated 18th August 1818.<sup>2</sup> ‘ Andrew Stirling, Esquire of ‘ Drumpellier, seventh in lineal descent, and by retour to Chancery, dated ‘ 18th April 1818, nearest and lawful heir-male of the body of Robert Stirling ‘ of Bankeyr, and Letter or Lettyr-Stirling, in the county of Stirling, who was ‘ killed in a feud in the year 1587, and whose children, in a judicial procedure ‘ after his death, in presence of the Lords of Council and Session, were expressly

<sup>1</sup> The fifth son of this marriage is Sir James the Red in 1855. [Dod's Knightage, 1857, p. Stirling, Knight, who became Rear-Admiral of 518.]

<sup>2</sup> Lyon Register, vol. ii. p. 181.

‘ declared (failing issue of her own body, which happened accordingly), to be  
 ‘ next in succession to Janet Stirling, only daughter and heiress of Andrew  
 ‘ Stirling of Cader, the last direct representative of the house of Cader, or of  
 ‘ that ilk; which descended from the powerful Barons of the Carse, whose  
 ‘ paternal ancestor Willelmus Filius Thoraldi Vicecomes de Strivelyn<sup>1</sup> (from  
 ‘ which office the name was derived), possessed the lands of Cawder as early as  
 ‘ the reign of William the Lion, which commenced in the year 1165—Bears,  
 ‘ Argent on a Bend sable, three buckles of the field: Crest; issuing out of an  
 ‘ antique coronet *or*, a Hart’s Head coupéd *azure*—Motto above the crest:  
 ‘ ‘Gang Forward.’ Motto below the crest: ‘Castrum et Numen Strivelense;’  
 ‘ supporters: two Caledonian Bulls proper gorged and chained *or*.’

<sup>1</sup> No evidence of this is referred to.



XI. STIRLING OF FASKINE,  
NEAR GLASGOW, IN THE COUNTY OF LANARK.

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THIS is a younger branch of the Stirlings of Drumpellier.

I. WALTER STIRLING of Sherva: born in 1686, married Janet, daughter of William Ruthven of Torryburn, and died in 1732, leaving an only son Walter, and a daughter Margaret, who was married to Walter Aitken, by whom she had a daughter, married to James Ballantyne of Orchard.

II. Sir WALTER STIRLING of Faskine, Captain R.N. Born 18th May 1718, knighted 23rd March 1751. He distinguished himself in the naval service, and was appointed in 1781 Commodore and Commander-in-Chief at the Nore. He was afterwards offered a baronetcy by King George III. which he declined, but which was subsequently conferred upon his son (III). He married, 30th October 1753, Dorothy, daughter of Charles Killing of Philadelphia. She died at Drumpellier on 20th September 1782,<sup>1</sup> leaving issue —

1. Walter, created a baronet.

2. Charles, Vice-Admiral of the White, who married at Greenwich on 10th August 1789, Charlotte, second daughter of the late Andrew Grote of Blackheath,<sup>2</sup> and had issue.

3. Anne, married to her cousin Andrew Stirling, Drumpellier, and died his widow, 1st June 1830, leaving issue.

III. WALTER STIRLING, eldest son of Sir Walter; born 24th June 1758, created a baronet 15th December 1800. He married, 28th April 1794, Susannah, daughter and sole heiress of George Trenchard Goodenough of Borthwood, Isle of Wight, and by her, who died at London on 8th June 1806, had issue —

<sup>1</sup> Scots Magazine, xliv. 502.

<sup>2</sup> Ibid. li. 412.

1. Walter-George, his heir. 2. Mary-Jane, married in January 1816, Sir James Flower. 3. Dorothy-Anne, married John, second son of Sir T. Barrett Lennard. 4. Georgina-Matilda, married, 1st, H. D. Milligan, and, 2nd, Sir T. B. Lennard. Sir Walter died 26th August 1832, and was succeeded by —

IV. Sir WALTER-GEORGE STIRLING of Faskine, Baronet, born in 1802; he is a Deputy Lieutenant of Middlesex; married, 18th August 1835, the Lady Caroline-Frances Byng, daughter of the Earl of Strafford, and has issue —

1. Walter, born at Vienna, 5th March 1838. 2. Walter-George, born 6th September 1839. 3. Frances-Mary. 4. Harriet-Anne.

### Armorial Bearings.



*Shield:* *Argent* on a *Bend* engrailed, *azure*, between two roses, *gules*, seeded, *or*: barbed *vert*, three buckles of the fourth, all within a *bordure* of the fifth.

*Crest:* Issuing out of a ducal coronet a dexter arm mailed, grasping a Dagger in fesse, hilted and pommeled *or*.

*Supporters:* Two hinds *purpure*, semée of estoiles *argent*, ducally gorged, *or*.

*Motto:* Gang Forward.

## XII. STIRLING OF MANSFIELD,

IN THE COUNTY OF AYR.

IN the account of this family, which is given in Betham's Baronage, vol. iv. p. 247, it is said, that Gilbert Stirling, the first of the family, is descended from the 'Family of Keir.' But no evidence is quoted to prove this descent.

I. GILBERT STIRLING married Margaret, daughter of Alexander Cuming of Birness, in the county of Aberdeen, a cadet of the family of Altyre, by whom he had a son,

II. ALEXANDER STIRLING, who was a merchant of much respectability in Edinburgh, having a shop in the Luckenbooths for the sale of cloth and other goods.<sup>1</sup> He married Jane, second daughter of James Moir of Lochfield, in Perthshire, a cadet of the family of Moir of Leckie, and by her, who died on 30th July 1810, aged ninety-four years, he had seven children—1. James, created a baronet. 2. Gilbert, a merchant in London, who died unmarried in 1779. 3. Alexander, also died unmarried. 4. Janet, wife of George M'Queen, Esq., by whom she had a son, David, and three daughters—Jean, Margaret, and Alison. 5. Seasa. 6. Elizabeth, who both died unmarried; and 7. Margaret, wife of Charles Robertson, Esq., by whom she had two sons, Charles and James.

III. JAMES STIRLING of Mansfield, in the county of Ayr. Among the Keir letters there is one from James Stirling, cloth merchant in Edinburgh, dated 1st January 1747, on which Mr. Charles Stirling, younger son of William Stirling of Keir (No. XVIII.), wrote the following note—'The writer of this letter was father to Sir James Stirling, late Provost of Edinburgh, and grandfather to Sir Gilbert Stirling.' But this is a mistake, as Alexander was the father

<sup>1</sup> Kay's Portraits, vol. ii. p. 263.

of Sir James, as appears from his monument in the Greyfriars' churchyard. James was probably the uncle of Sir James. The author of the memoir of Sir James, in Kay's *Edinburgh Portraits*,<sup>1</sup> says, that 'in early life he went to the West Indies, as clerk to an extensive and opulent planter, Mr. Stirling of Keir, where he conducted himself with such propriety, that in a short time, through the influence of his employer, he was appointed secretary to the governor of the Island of Jamaica, Sir Charles Dalling.' James Stirling was thrice Lord Provost of Edinburgh, and was created a baronet on 19th July 1792, as a mark of his Majesty's most gracious approbation of his conduct during the riots in that year, when (according to the statement of his friends), so far from taking refuge in the Castle from fear of personal consequences, he remained there at great inconvenience to himself, in order that the military should have a civil magistrate ready to accompany them when called on, which he did on more occasions than one.<sup>2</sup> He purchased the estate of Garrieve or Gartlochs (pronounced Garclaugh), in the parish of New Cumnock, Ayrshire, and changed the name to Mansfield. He married Alison, youngest daughter of James Mansfield, banker in Edinburgh, by whom he had three sons — 1. Gilbert, second baronet; 2. James; and 3. William-Robert, who both died young; and two daughters, Janet, married to Sir Thomas Livingstone of Westquarter; and Jane, who died young. Sir James Stirling died on 17th February 1805, aged sixty-five years.<sup>3</sup> His widow died on 20th July 1823.

IV. Sir GILBERT STIRLING, second Baronet. He entered the Coldstream Regiment of Guards at an early age, and served at the Helder, and in Egypt under Sir Ralph Abercromby, and afterwards in the Peninsula under the Duke of Wellington. In 1812, Sir Gilbert retired from the service, in which he had attained the rank of Lieutenant-Colonel. He sold the estate of Mansfield, and purchased that of Larbert, in the county of Stirling, where he died on 13th February 1843, aged sixty-four years.<sup>4</sup> He left the estate

<sup>1</sup> Kay's *Portraits*, vol. i. p. 373.

<sup>2</sup> Kay's *Portraits*, vol. ii. p. 263.

<sup>3</sup> Monument in Greyfriars' Churchyard. In person, Sir James was tall and extremely attenuated. It is related, that on his being pointed out to a country woman, while walking, attired in his velvet

robes, in a procession, she exclaimed, 'Is that the Lord Provost? I thocht it was the corpse rinnin' awa wi' the mortcloth.' (Kay's *Portraits*, No. 150.)

<sup>4</sup> Monument in Greyfriars' Churchyard, Edinburgh.

of Larbert, and his large fortune to be invested in land, to be entailed on the heirs of his cousin, Sarah-Mary-Emily Robertson, wife of Major Francis Day Chalmer. Their son, Gilbert Stirling Chalmer, is the first heir to the estate of Larbert, and is to assume the surname of Stirling.

### Armorial Bearings.



*Shield:* *Argent*, on a bend *azure*, between a Moor's head in profile in chief, couped *sable*, wreathed about the temples, *or*; and in base a garb of the second three buckles of the fourth.

*Crest:* A demi Moor couped in profile, in the dexter hand an arrow in fess, at his back a quiver of arrows, all proper.

*Motto:* Forward.

## XIII. STIRLING OF GLENESK,

IN THE COUNTY OF FORFAR.

THE Stirlings acquired Glenesk at a very early period; and the last male proprietor of the name was Sir John de Striviling, whose daughter and heiress, Catherine, was married in 1365 to Sir Alexander Lindsay, third son of Sir David Lindsay of Crawford. Sir David Lindsay of Glenesk, who was created Earl of Crawford in 1398, was the eldest son of Sir Alexander Lindsay and Catherine Striviling.<sup>1</sup> Lord Lindsay says, that

‘ The cognisance of the Stirlings of Glenesk being three stars, in common with the house of De Moravia and other northern families (the Stirlings being even sometimes designed, territorially, De Moravia), Sir Alexander differenced his paternal coat, by placing a star in the dexter chief point, or upper corner of the shield. His son, Earl David, dropped it on becoming chief of the family, but the star was readopted by the Lindsays of Edzell, and semée on the bordure borne by those of Balcarres.’<sup>2</sup>

David Lindsay of Edzell, in 1571, carried the star of Stirling of Glenesk in the centre,

‘ By way of a family difference, in right of his descent from Catherine de Striveline, mother of David, first Earl of Crawford, the daughter and heiress of Sir John Striveline of Glenesk, head of an ancient and powerful family, whose arms consisted solely of stars. The stars, as a cherished gentilitial badge or emblem, are still visibly sculptured (together with the Crawford arms proper) upon prominent parts of the old castle of Edzell, which lay within the barony of Glenesk. They hence also, by Scotch practice, became what were termed the ‘feudal arms’ of the barony, which were also derived from the first tenants in capite, or possessors---in this instance undoubtedly the Strivelynes.’<sup>3</sup>

<sup>1</sup> Lives of the Lindsays, I. p. 51, and documents there quoted: David, first Earl of Crawford, endowed a chaplain in the church of St. Beteran to celebrate mass for the soul of his grandsire,

John de Strivelyne. *Compt. Camerariorum Scot.* H. p. 669.

<sup>2</sup> Lives of the Lindsays.

<sup>3</sup> Crawford Peerage Case, pp. 175, 176.

Catherine de Striveline had a sister, who was co-heiress with her to their father's estates. The sister was married to Robert de Atholia, who inherited, through her, lands in Inverness and Moray.

Tradition gives another account of the succession of the Lindsays to Glenesk. It is said, that the last Sir John Striveline of Glenesk had a son and a daughter.

‘ They were left orphans, and the former, small of stature, and greatly deformed in body, was familiarly known by the diminutive cognomen of ‘ Jackie Stirlin.’ Although physically defective, he enjoyed excellent health, and was neither imperious to the softer feelings of humanity, nor too unseemly for the kindly eyes of women, by one of whom, the lovely daughter of a neighbouring baron, his offer of marriage had been accepted. This was altogether contrary to the wishes and expectations both of his sister and her lover, the gallant Sir Alexander Lindsay; and all remonstrance having failed to prevent the nuptials, they laid a deep and heartless scheme for his overthrow; and one evening, while taking an airing alone in the wooded defile, he was pounced upon by a masked assailant, and summarily despatched at a place still pointed out a little to the north of the castle. He was buried in the family sepulchre; and many old people believe, that amongst the broken bones with which the vault is so profusely strewn, they have often beheld the *crooked* remains of the poor luckless knight.’<sup>1</sup>

Part of the old castle of Edzell, once the residence of the Stirlings of Glenesk, is called ‘ Stirling Tower,’ and is believed to have been erected by them.<sup>2</sup>

<sup>1</sup> Land of the Lindsays, p. 26.

<sup>2</sup> Ibid. p. 52.

XIV. STIRLING OF EASTER BRAIKY,  
IN THE PARISH OF KINNEL AND COUNTY OF FORFAR.

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THIS is an old Branch of the Angus Stirlings. The first on record is—

I. PETER DE STRIVELYNE of Easter Breky, who, with John his son, had a charter of these lands from Hugh Fraser, Lord of Lovat and of Kynnell, dated 30th March 1407.<sup>1</sup> He had two sons—1. John, who succeeded; and 2. Hugh, who is mentioned as the second son of Peter, in the charter of 1407, just quoted.

II. JOHN STRIVELYNE of Easter Braiky, who, with Peter his father, received the above charter in 1407. He was probably the father or grandfather of—

III. JOHN STRIVELING of Easter Braiky, who, on 10th December 1476, granted a charter of these lands, in favour of Mr. George Striveling his son, and which was confirmed by Hugh Lord Lovat, the superior, on 24th January 1477. John died between the date of the charter and the confirmation, as in the latter he is called ‘quondam.’ Both of these charters were confirmed by the Crown on 23rd February 1480.<sup>2</sup> In this last charter King James III. styles the grantee ‘dilecto clerico nostro magistro Georgio Striveling.’

John Striveling (III.) had two sons—1. Peter or Patrick; 2. Mr. George, already mentioned.

IV. PATRICK STIRLING of Rynmuir. He is a witness to the charter by his father John to Mr. George, younger brother of this Patrick, dated 24th January 1477. Patrick died before 8th June 1519, and was succeeded in his

<sup>1</sup> Supra, p. 4, note 6. The author of the article on the parish of Kinnell, in the New Statistical Account, alludes to this grant, and mentions the successors of the Strivelins in the lands of Easter Braiky—‘In the castle of West Braiky there exists a memorial of the Frasers—a coat of arms with the date 1581. The blazon of the arms is ‘azure three cinquefoils argent, the cognizance

‘of Fraser, impaled with quarterly first and fourth gules three crescents of the second—the arms of Pierrepont—second and third, three mullets of the second—the arms of Murray. There is no crest. Above the shield are the letters T. F., and over the letters is the motto ‘Soli Deo Confido.’’

<sup>2</sup> Great Seal Register, B. 9. 49.

lands of Rynmuir by his son Alexander, who had a precept of sasine of that date from Mr. George Striueling of Breke, for infesting Alexander as heir to Patrick his father, and brother of George.<sup>1</sup>

IV. Mr. GEORGE STRIUELING of Easter Braiky. He acquired these lands from his father as already stated. Hugh Lord Frassar of Lovat, and Baron of the Barony of Kynnell, granted, on 1st November 1499, 'dilecto consanguineo' 'nostro Magistro George Striueling,' a charter of the lands of Easter Brekie, and of an annualrent of ten merks payable out of the same. The charter bears, that the lands and annualrent belonged to William Stirling, son and heir of Walter Stirling, and were resigned by him to Mr. George Stirling.<sup>2</sup> By charter, dated 2nd June 1509, Mr. George Striueling of Ester Brekky, and Patrick Striueling his brother-german, with consent of David Striueling, son and apparent heir of Mr. George, mortified an annualrent of ten merks from Ester Brekky for the chaplain of Kynnell, which was confirmed by crown-charter, dated 12th March 1512.<sup>3</sup> He also acquired the lands of Balcaskie in Fife, from John Erskine of Dun, who granted a charter of sale thereof to George, and Margaret Dalgleish, his wife, dated 23rd April 1510. This charter was confirmed by the Crown on 6th May following. Mr. George Sterling had another crown-charter of Easter Breky, dated 22nd October 1526.<sup>4</sup> Mr. George Stirling appears to have been succeeded in Easter Breky by his said son,

V. DAVID STRIUELING of Easter Braiky, who made a mortification to the Church of Montrose out of these lands, which was confirmed by crown-charter, dated 24th February 1531.<sup>5</sup> David Striueling of Easter Breky, witnessed seisin of a house in Murray Street, Montrose, in favour of John Erskine of Dun, and Margaret, Countess of Buchan, his mother. David Striueling of Brekky, and many other landed gentlemen, were, on 2nd February 1532, fined for not appearing to pass on the assise of Jonet, Lady Glammiss, who was tried for witchcraft.<sup>6</sup> He had two sons—1st, David, who appears

<sup>1</sup> Braiky Charters. These charters formed part of the varied stores of David Laing, Esq, Signet Library, Edinburgh, who with his usual generosity, kindly communicated them to the Editor.

<sup>2</sup> Braiky Charters. To this charter, Alexander

and James Murray, grandsons ('nepotibus nostris') of Lord Frassar, are two of the witnesses.

<sup>3</sup> Braiky Charters.

<sup>4</sup> Great Seal Register.

<sup>5</sup> Ibid.

<sup>6</sup> Criminal Trials, i. 153\*.

to have predeceased him, or at least to have died without making up a feudal title to the estate. 2. George. 3. Thomas, who had two daughters; Helen, who succeeded to Balcaskie, as after stated, and another daughter, whose name has not been ascertained, who married —— Beaty, and had two daughters, of whom hereafter. 4. John, burgess in Dundee in 1561. On the 2nd August 1564, his grandson, David Striveling, was retoured heir of this David, his grandfather, in the lands of Balcaskie in the county of Fife,<sup>1</sup> from which it appears that this David had then been dead for eighteen years. He had therefore died in 1546.

VI. 1. DAVID STRIVELING of Easter Braiky. He probably died before his father, but certainly before 8th May 1548. His only son was —

VII. 1. DAVID STRIVELING of Braiky. He received from Jane Gray, Countess of Craufurd, a precept of sasine for infefting him in Easter Braiky as heir of David his grandfather, dated 8th May 1548.<sup>2</sup> He was retoured heir to his grandfather David, on 2nd August 1564, as above stated. This David was then in minority, and he got a dispensation to be retoured heir to his grandfather, dated 3rd January A. R. 22. (1564.) He died soon afterwards without issue, and was succeeded in Easter Braiky by his uncle,

VI. 2. GEORGE STIRUELYNG of Easter Braiky. On 24th March 1561, an agreement was entered into at Montrose, between ‘George Stiruelyng, father  
‘brother and apperand air maill and of tailze of Daudid Stiruelyng, now of  
‘Breikye, and Johnne Stiruelyng, burgess of Dundie, brother to the said  
‘George.’ The agreement narrates, that ‘Forsameikle as the said Daudid  
‘Stiruelyng now of Breckye is hewely vexit with deadlie infirmitie and seiknes,  
‘quhair throw it is supponit him to depart to the lord, and in case the said  
‘Daudid decessis, the said George bindis and oblisces him faithfullie to entir  
‘as air maill and of tailze to the said Daudid, in and to his landis of Easter  
‘Braikye,’ and thereafter to infeft the said John Stiruelyng, who had paid to George the sum of one thousand merks, and promised to pay him farther an annuity of £40 Scots, ‘with tua stand of honest and competent clething,’

<sup>1</sup> Printed Retours, Fife, No. 56.

<sup>2</sup> Braiky Charters.

yearly during the lifetime of George.<sup>1</sup> David Striveling died in January 1566, as appears from the retour of George to him, dated 22nd March following.<sup>2</sup> On 2nd April 1567, Thomas Fressar, Baron of Kynnell, granted a precept for infefting George Striveling in Easter Breky, as heir-male of David Striveling, who was the son of his brother, and George was infeft on the following day — John Striveling acting as his attorney.<sup>3</sup>

Owing to the loss of the Braiky charters subsequent to this date, the later Lairds have not been ascertained, with the exception of

VII. 2. JOHN STIRLING of Easter Braiky, who was probably the son or grandson of John Striveling above mentioned, as the contractor with his brother George, for acquiring the estate on the death of their nephew, David (VII). This John VII. was a debtor in the testament of George Gladstones, Archbishop of St. Andrews, in 1615.<sup>4</sup> John was succeeded by his son —

VIII. JAMES STIRLING of Easter Braikie. He was retoured heir of John his father, on 18th December 1633.<sup>5</sup>

David Striveling of Braky (VII.) was succeeded in Balcaskie by his cousin,

VII. 3. HELEN STRIVELING of Balcaskie, who was retoured heir of David Striveling of Easter Braiky, her grandfather, in the lands of Balcaskie, on 8th April 1567.<sup>6</sup> She died without issue in 1593, and was succeeded by her two nieces —

BARBARA and JONET BEATIE, who were daughters of — Beatie, by the second daughter of Thomas Striveling, brother of David (VII.). On 3rd October 1620, Barbara and Jonet were retoured heirs-portioners ‘*Helenaë Striveling neptis et hæredis quondam Davidis Striviling de Brakye, fratris germani quondam Thomæ Striviling*’—‘*neptis avi fratris*’—that is, heirs to the niece of the brother of their grandfather in the said lands of Balcaskie.<sup>7</sup> The retour bears, that Helen had been dead for twenty-seven years, *i.e.* since 1593.

<sup>1</sup> Braiky Writs.

<sup>2</sup> *Ibid.*

<sup>3</sup> *Ibid.*

<sup>4</sup> Wodrow's Biographies.

<sup>5</sup> General Retours, No. 2011.

<sup>6</sup> Printed Retours, Fife, No. 62.

<sup>7</sup> *Ibid.*, Nos. 312, 313.

XV. STIRLING OF TULLYDUFFY OR TULYDUVY,  
IN THE COUNTY OF FORFAR.

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It is probable that these Stirlings were collaterals of Glenesk.

I. JOHN STRIUELING of Tullyduffy died between 3rd February 1488 and 20th June 1494.<sup>1</sup> He was succeeded by his son,

II. ANDREW STRIUELING of Tullyduffy. He was served heir to his father John, in the lands of Gylcorne, before 20th June 1494, which service was reduced.<sup>2</sup> He died before 18th June 1532.

III. JOHNE STRIVELING of Tullyduvy, on 18th June 1532, obtained letters directed to the bailies of the city of Brechin, mentioning, that ‘quhair he hes  
‘ twa Landis and Tenementis pertening to him in heretage callit Strivelingis  
· Landis, liand in the north est syde of the said Ciete of Brechin, quhilk his  
· fader and guideshir and their predecessors brukit peceable as their heretage  
· all thair dayis, and thair now being decessit, and thair charteris and evidentis  
· brynt, tynt, and destroyit, the tyme that the Pest was in Brechine, the said  
· Johnne can get na entre thairto be brevis.’ He was ordered to be served heir to his father in the said subjects.<sup>3</sup>

From another entry in the same record, under date 15th May 1532, it appears that Andrew and John Striveling were the father and grandfather of the said John,<sup>4</sup> as above shown.

<sup>1</sup> Acta Dom. Con. pp. 106, 332.

<sup>2</sup> Ibid.

<sup>3</sup> Acta Dom. Con. et Sess. vol. i. fol. 29.

<sup>4</sup> Ibid. vol. xliiii. fol. 199.

## XVI. NOTICES OF SIR JOHN DE STRIVELING,

WHO WAS SUMMONED TO THE PARLIAMENT OF ENGLAND IN THE REIGN

OF EDWARD III. 1342-70.

THE earliest notice of the Stirlings, is in the reign of David I., as proprietors of lands on the Borders, and it is probable that branches of these early Stirlings had crossed the Border, and settled on the English side. Among the burgesses of Berwick who swore fealty to Edward I. in 1291, were ‘Adam de Striuelin’ and ‘Johannes de Striuelin.’

This Sir John de Striveling was connected with the county of Northumberland. He rose to great importance by adhering to the English side during the disturbed reign of David II.

In 1335, he directed the siege of Lochleven in the service of Baliol, and was appointed in the same year Sheriff of Edinburgh, and keeper of the castle, with the power of receiving, in King Edward’s name, all Scotchmen coming to his faith and allegiance.<sup>1</sup> In 1341, he was appointed, in conjunction with the Bishop of Durham and Ralph de Neville, a commissioner for concluding a peace with David II. and the Scots, and he was employed in a similar character at intervals for several years.<sup>2</sup> In 1344 and 1345, he was Governor and Chamberlain of Berwick,<sup>3</sup> probably at that time the most important military trust under the Crown. In 1346 he attended the King in his French expedition.<sup>4</sup> In the end of that year (27th February), he was again a commissioner for treating with ‘all and sundry the King’s adversaries of Scotland, whether Scots or English, who are willing to come to the faith of the King,’ and on the same day, the King, for his good and laudable service, bestowed upon him in compensation of three hundred pound lands which he had promised to give him

<sup>1</sup> Rotuli Scotie.<sup>2</sup> Ibid.<sup>3</sup> Ibid.<sup>4</sup> Rotuli Francie.

in Scotland, Foulden and all other lands forfeited by Willam de Ramsay — Loughhorward, forfeited by David de la Haye; Rosselyn by John de Seyncler; Rathen by the Steward of Scotland; and Lastalrig by John de Lastalrig. In 1346, he accompanied Baliol in his expedition into Scotland, bringing with him twenty men-at-arms, of whom one was a banneret, two were knights, and seventeen esquires, with twenty mounted bowmen.<sup>1</sup>

This trusted servant of Edward III. was summoned to Parliament among the Barons of England, in the 16th year of Edward III., and had summons again in 37 Ed. III., 38 Ed. III., 39 Ed. III., 42 Ed. III., and 44 Ed. III. — that is, from the year 1343 to 1370.<sup>2</sup>

He married Barbara, sister and co-heir to Adam de Swinburn.<sup>3</sup> Christian, their daughter and heiress, married Sir John Middleton of Belsay Castle, in Northumberland. Sir Harris Nicolas says, ‘ If this statement be correct, this ‘ barony is vested in her descendants and representatives.’<sup>4</sup>

‘ Christiana, Uxor Johannis Middleton, Militis obiit seisita. Man. de Burneton in Northumbria P. Esch. 9. H. 5. n. 54.’<sup>5</sup>

<sup>1</sup> Rotuli Scotie.                   <sup>2</sup> Close Rolls — Dugdale  
— Report of the Lords’ Committee of Privileges.

<sup>4</sup> Synopsis of the Peerage of England, 1825,  
vol. ii. p. 618.

<sup>3</sup> Bank’s Dormant and Extinct Baronage.

<sup>5</sup> Betham’s Baronetage, vol. iv. Appendix, No. 1.



Omnibus xpi fidelibus ad quorum noticiam presentem scripturam pervenerit  
viam me quietam clamasse. gessisse. et hac presenti carta ma-  
rio de Eynon le bat. pro quibus. quod eundem valdeum per litteras  
si aliquid habui. ut quod ego. uel heredes mei. tempore aliquo  
In mea urgenti utilitate gessisse. Benevolentiam et habendum eundem  
sine impedimento et suavitatis aliquid. mei. et heredum meorum per deum  
io foui ciuilitatis. et canonum. et iuris. et auxilium. in et heredibus meis  
tuum optineant in posterum. dedit sacro sancti iuramenti in pre-  
tium ut heredes mei contra tenorem presentis carte  
dum erem. Unde si existeremus. tunc eundem valdeum. et heredes  
Ad maiorem huius rei securitatem presentem cartam sigilli nostri  
priori de Coldingham. Domino David de Graham vicecomite  
del. Ada de prentres est. Johanne Gray. Henrico de pnd  
de Soplel dñi prioris de Coldingham tunc tenestallo. Sil-  
Ad tunc Walteri. Alia chancun. Johanne filio Jugestrani.  
fabri. Henrico Noyn et aliis multis.

et Berinal tunc Henric de Winton factus in dno. Houit vniuersas  
tra gsmalle Waldeu bobet glangneo nro illac duas bouatas tre i tunc  
dui degeit ptactam. Et omne jus meu quod i ante suabz bouat tre etiam  
tre pntu. vides pro qdam tuma pante q de Waldeu in Beram  
Waldeu et heredibz fuit ut assignat In pntu. libe. qere bn. et i pace.  
quda tuma pntie in p naitz collata. Benūcādo in hoc facto omū pntes  
et pntu. Et quid ipa mea queta clamaio. gcelio. gfirmacio. robur pe  
na curia dñi pntu de coldisham apud Sytonā quod nūquā ego Vere  
ad pntuamen eidem Waldeu et heredū suoz ut assignatoz venire p  
tre fuit ut assignat. viginti Libras sterlingoz nomine pene exhibebū.  
in pntuone robraui. Teatibz. compno henric de de Sytona tūc tēponf  
tūc de pereprie. dno Rad nobli. dno Wille de tarmeston. yatheo rj  
est patricio scoto. Johanne filio suo. Rogero filio Ade de Sytona Bob  
ro de Limesdene. Dauid de Limesdene. Ad filio Johis de Sytona.  
Waltero aurifabro. Ricardo dōs herede. Robto newman. Waldo fil



# CHARTERS AND OTHER FAMILY PAPERS

OF THE

## STIRLINGS OF KEIR.

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CHARTER by Bertram, the son of Henry of Wluestoun, to Waldeve Kokes, of lands in the territory of Nether Eyton : Circa 1260.

1. OMNIBUS Christi fidelibus ad quorum noticiam presens scriptum peruenerit, Bertramus filius Henrici de Wluestoun, Salutem in Domino. Nouerit vniuersitas vestra me quietum clamasse, concessisse, et hac presenti Carta mea confirmasse, Waldeuo Kokes, consanguineo meo, illas duas bouatas terre in territorio de Eyton le Bas, pro quibus contra eundem Waldeuum per litteras domini Regis placitauī, et omne jus meum quod in eisdem duabus bouatis terre etiam si aliquid habuī, uel quod ego uel heredes mei tempore aliquo habere poterimus, uidelicet, pro quadam summa pecunie quam idem Waldeuus mihi Bertramo in mea uigente necessitate contulit: Tenendas et habendas eidem Waldeuo et heredibus suis uel assignatis, in perpetuum, libere, quiete, bene, et in pace, sine impedimento et grauamine aliquo mei et heredum meorum, pro dicta quadam summa pecunie mihi pre manibus collata; renunciando in hoc facto omni priuilegio fori ciuilibus et canonici, et iuris et auxilii, mihi et heredibus meis competenti: Et quod ista mea quieta clamacio, concessio, confirmacio, robor perpetuum optineant in posterum, tactis sacro sanctis, iurauī in plena curia domini Prioris de Coldigham apud Eytonam, quod nunquam ego Bertramus uel heredes mei contra tenorem presentis Carte mee, ad grauamen eiusdem Waldeui et heredum suorum uel assignatorum venire presumeremus; quod si fecissemus, tocies eidem Waldeuo et heredibus suis uel assignatis, viginti libras sterlingorum nomine pene exhibebimus: Ad maiorem huius rei securitatem presentem Cartam sigilli mei impressione roborauī: Testibus, Dompno Henrico dicto de Syltona, tunc temporis Priori de Coldingham, Domino Dauī de Graham vicecomite tunc de Berewic, Domino Radulfo Nobili, Domino Willelmo de Scremestoun, Matheo Rydel, Ada de Prendregest, Johanne Gray, Henrico de Prendregest, Patricio Scoto, Johanne filio suo, Rogero filio Ade de

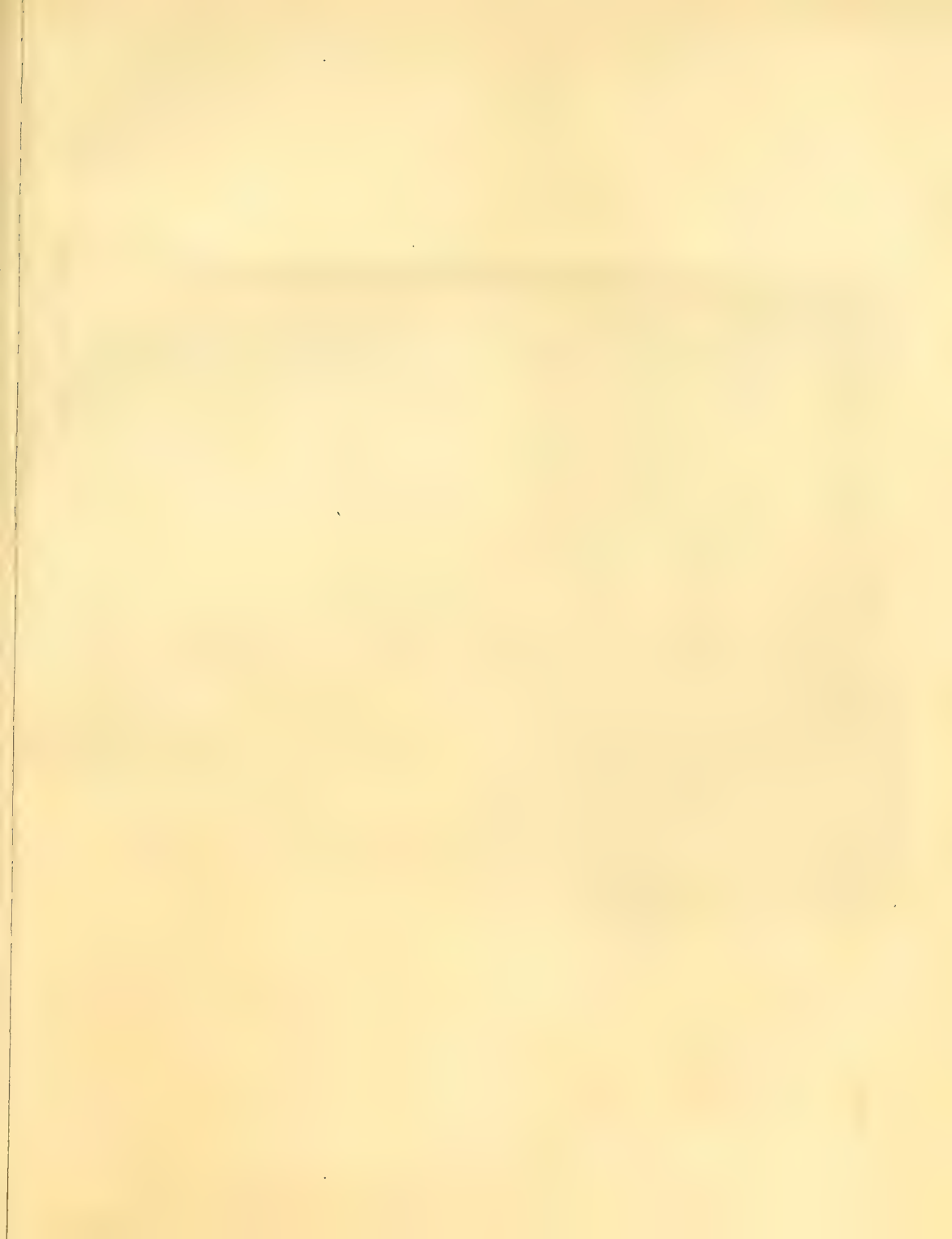
Ristona, Roberto de Copland, domini Prioris de Coldingham tunc senescallo, Gilberto de Lumesdene, David de Lumesdene, Ada filio Johannis de Eytona, Ada filio Walteri, Elya Chancun, Johanne filio Ingelrami, Waltero Aurifabro, Ricardo dicto Herede, Roberto Neuman, Waltero filio Fabri, Henrico Sweyn, et aliis multis.

CHARTER by John of Argyle, Lord of Lorne, to Mary, his father's sister, and wife of John of Striwelyne, of the lands of Rathorane, &c., 8th September 1338.

2. OMNIBUS has literas visuris vel audituris Johannes de Ergadia, Dominus de Lorne, Salutem in Domino. Vniuersitati vestre notum facimus per presentes, Nos dedisse, concessisse et hac presenti carta nostra confirmasse, Marie amite nostre, vxori Johannis de Striwelyne, et heredibus suis, quinque denariatas terre de Rathorane, et vnam denariatam que vocatur Garwpennyng, duas denariatas de Bartychkeregylye, vnam denariatam de Fekyrfaltach vtrimque Logane, vnam denariatam de Hachychnacelache, et dimidiam denariatam de Cragnamoychenache, in Lorne, constitutas: Tenendas et habendas predictas terras, a nobis et heredibus nostris, dicte Marie et heredibus suis, per omnes suas rectas metas antiquas, libere et plenarie, cum omnibus suis pertinentiis, libertatibus et aysiammentis. Reddendo nobis annuatim, vnum par calcarium ad festum Pentecostes, vel valorem ipsorum si reperiri venalia non poterint, pro omni seruicio et demanda. Qvas quidem terras nos et heredes nostri sibi et heredibus suis contra omnes viros et mulieres Warandizabimus et defendemus. In cuius rei testimonium Sigillum nostrum presentibus est appensum. Datum apud Perth, in Natiuitate Sancte Marie, anno Domini millesimo ecc<sup>o</sup> tricesimo octauo. Hiis testibus Domino Malcolmo Kenedy, Camerario Scocie. Domino Michaelo Scote, Milite. Michaelae Fisser, Constabulario de Perth, et multis aliis.

CHARTER by King David II. to John of Menteith and Marjory of Streuyllyn, his Spouse, of all lands pertaining to Marjory by heritable succession, 25th January 1357.

3. DAVID Dei gratia Rex Scotorum, Omnibus probis hominibus suis totius terre sue, clericis et laicis, Salutem. Cum Marioria de Streuyllyn, filia et heres quondam Joannis de Streuyllyn vicecomitis de Clakmanan, et domini de Cars de Stirling et de Alveth, omnes et singulas terras, officia et redditus, ipsam successu hereditario contingentes, per totum regnum nostrum, Roberto Senescallo Scotie, tunc locum nostrum tenenti in nostra absentia, per fustim et baculum sursum reddidit, ac pure et simpliciter resignauit, totum jus et clameum quod in dictis terris, officiis et redditibus predictis simpliciter



Om̄ibz has lras visur̄ vel audir̄ solū de Ergadia Cui  
pro dedisse concessisse et hac p̄sentia Carta nost̄ confirmasse  
denariatas de de Pithoran et unam denariatā que vocatur  
denariatā de febyr falcath <sup>in</sup> Regia. Cuiā denariatā de  
lord constancias Tenend et habend p̄dicas lras a nob et hec  
libere et plenarie ad om̄ibz suis p̄cū libere et assuetudine  
vel salorem ip̄or̄ si reperiri genalia nō potuerit p̄ om̄i d̄ni  
suis cont̄ om̄es lros et gub̄nes Sarandjabū et defende  
p̄ch̄ in p̄curatōre s̄c̄i marie h̄mo d̄ni gub̄no cō. Ep̄ice  
Michael s̄c̄i gub̄no archade filiter Constablar̄ de p̄ch̄ et c̄

o Lord. Galen in dno Omifraam test notu facim p pferes  
vie amice nost' Gyon Johno de Sicalyn et heredibz suis quibz  
Gar Spennys duas denariatas de barcirkbey egyll. Gnam  
hichuacelach et dimidiam denariata de Crasnamoichench in  
ibz nost' dno pape et heredibz suis q' oes suas reatas metas antiqs  
reddendo nob' annuatim omni par calcarid ad festu pentecostes  
et demanda. Et Gas qdem Gas nos et heredes nost' e' et heredibz  
In cui' rei testion sigillu nost' p'antibz est appensu. Dat apud  
o octavo. Hinc testibz dno wolcolmo benedy et ameyard et alia. dno  
as alns. ~



resignavit; quiquidem nostrum locum tenens, de omnibus et singulis terris, officiis et redditibus predictis, Joannem de Menteith, nunc sponsum predictæ Mariorie, hereditarie infeodavit. Sciatis nos, de nostra gratia speciali, recepisse et restituisse, penitus et per omnia, prefatos Joannem de Menteith et Marioriam sponsam suam, ad talem statum et possessionem omnium terrarum, officiorum et reddituum predictorum, que vel qui eandem Marioriam successu hereditario debent contingere, seu aliquo tempore contingebant, per totum regnum nostrum, qualem statum et possessionem predicta Marioria in sua pura viduitate, ante tempus resignationis predictæ, habuit de eisdem. Tenendas et habendas omnes terras, officia, et redditus predictas cum pertinentiis, eisdem Joanni de Menteith et Mariorie sponse sue, et heredibus inter ipsos legitime procreatis seu procreandis, quibus forte deficientibus, heredibus dicte Mariorie legitime de nobis et heredibus nostris, in feodo et hereditate, per omnes rectas metas et divisas suas, adeo libere, quiete, plenarie, integre et honorifice, cum omnibus libertatibus, commoditatibus, aysiamentis et justis pertinentiis suis quibuscunque, ad omnes terras, officia, et redditus predictas cum pertinentiis spectantibus, seu juste spectare valentibus in futurum quoquo modo, sicut predictus quondam Joannes de Streuylyn, pater predictæ Mariorie, aut predecessores sui, predictas terras, officia et redditus predicta, de nobis aut predecessoribus nostris, liberius juste tenuerunt seu possiderunt, aut tenere potuerunt quoquo modo. Faciendo inde annuatim nobis et heredibus nostris, predicti Joannes et Marioria sponsa sua et heredes sui, ac ipsius heredibus deficientibus, heredes ipsius Mariorie predictæ, Seruitia de predictis terris, officiis, et redditibus cum pertinentiis ex antiquo tempore debita et consueta. In cujus rei testimonium sigillum nostrum precepimus apponi. Testibus Venerabilibus in Christo patribus Willielmo et Patricio Sancti Andree et Brechinensis ecclesiarum Dei gratia Episcopis, Roberto Senescallo Scotie Comite de Stratherne nepote nostro carissimo, Thoma Comite de Marr consanguineo nostro dilecto, Willelmo Domino de Douglas, Willelmo de Levynstoun, Roberto de Erskine militibus. Apud Edinburgh, vicesimo quinto die Januarii, anno regni nostri vicesimo octavo.

Hee est vera copia principalis carte suprascripte contente in registro S. D. N.

Regis, extracta, copiata et collationata, in omnibus cum originali concordans, nil addito vel remoto, quod substantiam mutaret aut sententiam variaret, per me dominum Joannem Hamilton de Magdalenis militem, clericum rotulorum registri ac consilii dicti S. D. N. Regis, sub meis signo et subscriptione manualibus.

J. HAMILTON, Cls. Regi.

CHARTER by King Robert II. to William of Menteith, Son and Heir of Marjory of Striuly, of the Baronies of West Kers and Alveth, 23rd October 1382.

4. ROBERTUS Dei gratia Rex Scotorum, Omnibus probis hominibus totius terre sue, clericis et laicis Salutem. Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse, Willelmo de Meneteth, filio et heredi Mariote de Striuly, filie et heredis quondam Johannis de Striuelyn militis, omnes terras et tenementa baroniarum del Westkers et de Alueth cum pertinentiis, infra vicecomitatum de Striuelyn, et vbilibet infra regnum nostrum; ac etiam officia Vicecomitatus et Forestarie de Clacmanan; que fuerunt dicte Mariote, et que dicta Mariota, non vi aut metu ducta, nec errore lapsa, sed mera et spontanea voluntate sua, nobis per suas literas patentes apud Sconam, in pleno parlamento nostro tento ibidem, vicesimo secundo die Octobris, anno Domini millesimo ccc<sup>o</sup> octogesimo secundo, coram magnatibus regni nostri, sursum reddidit pureque et simpliciter resignauit, ac totum ius et clameum que in dictis terris tenementis et officiis cum pertinentiis habuit uel habere potuit, pro se et heredibus suis, omnino quietum clamauit imperpetuum: Tenendas et habendas eidem Willelmo et Elisabeth sue sponse, et eorum diucius viuenti, ac heredibus inter ipsos legitime procreatis seu procreandis; Quibus forte deficientibus, heredibus legitimis dicti Willelmi quibuscunque, de nobis et heredibus nostris, in feodo et hereditate imperpetuum, omnes dictas terras et tenementa del Westkers et de Alueth, necnon officia cum tenandiis suis de Ochyltre et de Pordovyne eiusdem Baronie de Westkers per omnes rectas metas et diuisas suas cum pertinentiis suis quibuscunque, in integras et liberas baronias, cum sok et sak, thol et theme, furca et fossa, infangand thefe et outfangand thefe, et cum tenandiis et libere tenentium seruitiis, in viis, semitis, moris, et marresiis, in pratis, pascuis et pasturis, in siluis et nemoribus, in aucupatione, piscatione et venatione, in curiis, escaetis et earum exitibus, in molendinis, multuris et eorum sequelis, ac omnibus aliis et singulis libertatibus, commoditatibus, aysiametis, feodis, rectitudinibus et consuetudinibus, et aliis iustis pertinenciis suis quibuscunque, ad omnes dictas terras et officia cum pertinenciis, necnon tenementa, spectantibus seu spectare valentibus in futurum quoquomodo, in libera foresta et warena, adeo libere, quiete, integre et pacifice, sicut dicta Mariota eadem cum pertinentiis, ante resignationem suam prefatam, de nobis tenuit et possedit: Faciendo inde seruitia debita et consueta: Salvo dicte Mariote libero tenemento omnium prefatarum terrarum, tenementorum et officiorum cum pertinentiis, pro toto tempore vite sue: Quare omnibus et singulis quorum interest uel interesse poterit damus firmiter in mandatis, quatenus eidem Willelmo et Elisabeth sponse sue

et eorum diucius viventi, et heredibus suis supradictis, in omnibus et singulis dicta officia contingentibus, prompte respondeant pareant et intendant: In cuius rei testimonium presenti carte nostre, nostrum precepimus apponi sigillum: Testibus venerabilibus in Christo patribus, Willelmo et Johanne, Cancellario nostro, Sanctiandree et Dunkeldensis ecclesiarum episcopis; Johanne primogenito nostro de Carrie, Senescallo Scotie; Roberto de Fyf et de Meneteth, filio nostro dilecto; Willelmo de Douglas et de Marr, consanguineo nostro, comitibus; Jacobo de Lindesay, nepote nostro carissimo, et Roberto de Erskyne, militibus; vicesimo tertio die Octobris, anno regni nostri duodecimo.

CHARTER by Robert Duke of Albany, &c., Governor of Scotland, to William of Menteth, son and heir of William of Menteth of Westirkers, Knight, of the Baronies of Westkers and Alueth, and the Offices of Sheriff and Forestar of Clakmannan, 16th May 1411.

5. ROBERTUS Dux Albanie, Comes de Fyfe et de Menteth, ac Regni Scocie Gubernator, Omnibus probis hominibus tocius Regni predicti Clericis et Laycis, Salutem. Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse, dilecto nostro Willelmo de Menteth, filio et heredi Willelmi de Menteth de Westirkers militis, omnes et singulas terras et tenementa baroniarum de Westkers et de Alueth cum pertinenciis, infra vicecomitatum de Striuelyne, ac eciam officia vicecomitis et forestarie de Clakmannan. Que quidem terre et officia cum pertinenciis fuerunt dicti Willelmi de Menteth patris, et quas et que ipse Willelmus, non vi aut metu ductus, nec errore lapsus, sed mera et spontanea voluntate sua, in manus nostras, coram testibus subscriptis, per fustim et baculum ac per literas suas patentes, sursum reddidit pure et simpliciter resignavit, ac totum jus et clameum que in dictis terris et officiis cum pertinenciis habuit seu habere potuit, pro se et heredibus suis, omnino quietum clamavit imperpetuum. Tenendas et habendas omnes et singulas terras predictas de Westkers et de Alueth et officia supradicta, cum tenandiis de Vchiltre et de Pordovyne dicte baronie de Westkers, cum pertinenciis, predicto Willelmo de Menteth filio, et heredibus suis, de domino nostro Rege et heredibus suis, in feodo et hereditate imperpetuum, per omnes rectas metas suas antiquas et diuisas, in integras et liberas baronias, cum furca et fossa, sok et sak, tholl et theme, infangandtheif et outfangandtheif, cum tenandiis et liberetenencium seruiciis, in boscis et planis, moris, marresiis, viis, semitis, aquis stagnis, pratis, pascuis et pasturis, molendinis multuris et eorum sequelis, aucupacionibus venacionibus et piscacionibus, cum curiis, escaetis, et curiarum exitibus, ac cum omnibus

aliis et singulis libertatibus, commoditatibus, aysiamētis, et iustis pertinenciis suis quibuscunque, ad predictas terras et officia cum pertinenciis, spectantibus seu spectare valentibus quomodolibet in futurum, in libera foresta et warena, adeo libere et quiete, plenarie, integre, honorifice, bene et in pace, in omnibus et per omnia, sicut dictus Willelmus de Menteth pater, aut aliquis predecessorum suorum, prenominatās terras et officia cum pertinenciis, de domino nostro Rege, ante dictam resignacionem nobis inde factam, tenuit seu possedit. Faciendo inde domino nostro Regi et heredibus suis, dictus Willelmus de Menteth filius et heredes sui, de predictis terris et officiis cum pertinenciis seruicia debita et consueta. Reseruato tamen liberotenemento dictarum terrarum et officiorum cum pertinenciis predicto Willelmo de Menteth patri, pro toto tempore vite sue. In cuius rei testimonium presenti carte nostre sigillum officii nostri apponi precepimus. Testibus Reuerendo in Christo patre Gilberto Episcopo Aberdonensi Cancellario Scocie, Roberto Senescallo de Fyfe nepote nostro carissimo, Johanne Senescallo Domino de Buchane filio nostro, Ricardo Comyne milite, Dauid Berclay, Willelmo Berclay, Michaele de Narn et Andrea de Hawic Rectore de Listoun, Secretario nostro. Apud Perth, decimo sexto die mensis Maii, anno Domini millesimo quadringentesimo vndecimo, et gubernacionis nostre anno quinto.

CHARTER by William of Galbrath, Laird of Katconvall, to his son James Galbrath, of the lands of Estyrbothernok, 10th October 1381.

6. OMNIBUS hanc cartam visuris vel audituris, Willelmus de Galbrath dominus de Kateonvall, Salutem in Domino sempiternam: Sciatis me dedisse, concessisse, et hac presenti carta mea confirmasse, carissimo filio meo, Jacobo de Galbrath, vnam carucatum terre, et quartam partem vnus carucate terre, scilicet, dimidietatem de Estyrbothernokis, videlicet, illam dimidietatem que iacet propinquior Kelyvne, et dimidietatem de Westyrbothernokis, videlicet, illam dimidietatem que iacet propinquior la More, et quartam partem de Kyncade, videlicet, illam quartam partem que iacet propinquior Kelyvne in occidentali parte, cum dimidietate molendini de Kyncade, cum pertinenciis, in comitatu de Levynnax, infra vicecomitatum de Strivelyne; pro auxilio et consilio suo michi impenso et impendendo: Tenendas et habendas dicto Jacobo de Galbrath et heredibus suis de corpore suo legitime procreandis, de me et heredibus meis, in feodo et hereditate, per omnes rectas metas et diuisas suas, in boscis, planis, moris, marraseis, pratis, pascuis et pasturis, viis, semitis, aquis, stagnis, molendinis, et multuris, et eorum sequelis, aucupacionibus, venacionibus, piscacionibus, et eorum sequelis, cum tenandiis et seruiciis liberetenencium, cum curiis, curiarum exitibus, et eschaetis, necnon cum

omnibus aliis et singulis libertatibus, commoditatibus, aysiamentis, et iustis pertinenciis quibuscunque, tam non nominatis quam nominatis, tam subtus terra quam supra terram, ad predictas terras cum pertinenciis spectantibus, seu quouismodo spectare valentibus, in futurum, adeo libere, quiete, plenarie, integre, et honorifice, in omnibus et per omnia, sicut ego predictus Willelmus predictas terras cum pertinenciis ante confectionem presentium tenui vel possedi, seu aliquis predecessorum meorum liberius tenuit seu possedit: [Quibus] heredibus de corpore dicti Jacobi legitime procreandis forte deficientibus, quod absit; volo quod terre cum pertinentiis michi et heredibus meis imperpetuum [libere] reuertant: Ac etiam volo quod dictus Jacobus et heredes sui de corpore suo legitime procreandi, de predictis terris cum pertinenciis, wardam faciant consuetam domino meo capitali, domino meo de Bothernokis, quumcunque per ipsum Jacobum vel heredes suos predictos contigerit wardam et releuium de dictis terris cum pertinenciis esse faciendam, et tres sectas curie annuatim ad tria placita sua capitalia de Bothernokis: Soluendo etiam eidem domino meo capitali quadraginta denarios argenti annuatim de predictis terris cum pertinenciis ad nundinas de Glasgv; Ac etiam reddendo michi et heredibus meis annuatim dictus Jacobus et heredes sui de corpore suo legitime procreandi, vnum denarium argenti nomine albe ferme, ad festum Pentecostes, apud Katconvall, si petatur tantum, pro omnibus aliis seruiciis secularibus, exactionibus et demandis, que de dictis terris cum pertinenciis exigi poterint vel requiri: Ego vero dictus Willelmus et heredes mei, omnes predictas terras cum pertinenciis, in omnibus et per omnia vt prescriptum est, predicto Jacobo et heredibus suis predictis, contra omnes homines et feminas, Warantizabimus, acquietabimus et imperpetuum defendemus: In cuius rei testimonium sigillum meum presentibus est appensum, apud Katconvall, decimo die mensis Octobris, anno domini millesimo tricentesimo octogesimo primo: Hiis testibus, Roberto de Danielstoun milite domino ejusdem, Andrea de Conynghame, Dauid de Hamyltoun domino de Cadegeow, Johanne filio domini Walteri, Roberto de Levyngstoun domino de Drumry, Johanne de Parco, armigeris, et multis aliis.

CONFIRMATION by David of Hamyltoun, and Jonet of Keth his spouse, of the above charter, 11th October 1381.

7. OMNIBUS hanc cartam visuris vel audituris, Dauid de Hamyltone, et Joneta de Keth, sponsa sua, Salutem in Domino sempiternam: Sciatis nos quandam cartam Willelmi de Galbrath, domini de Katconvall, non rasam, non abolitam, non suspectam, nec in aliqua parte sui viciatam, sed omni vicio et suspicione carentem, vidisse, et diligenter

inspexisse, in hec verba: Omnibus [*etc. ut in Carta No. 6*]: Quamquidem cartam nos Daud et Joneta predicti, in omnibus punctis, articulis, modis, et circumstantiis quibuscunque, forma pariter et effectu, in omnibus et per omnia vt predictum est, ratificamus, approbamus, et pro nobis et heredibus nostris imperpetuum confirmamus: In cuius rei testimonium presenti carte confirmacionis nostre sigilla nostra sunt appensa, apud manerium nostrum de Dalserfe, vndecimo die mensis Octobris, anno Domini millesimo tricentesimo octogesimo primo: Hiis testibus, Domino Roberto de Danielstone milite, domino eiusdem, Andrea de Conynghame, Johanne filio Domini Walteri, Roberto de Levyngstone, domino de Drumry, Johanne de Hamyltone, filio nostro et herede, Johanne de Parco, Roberto de Sympyll, armigeris; Domino Johanne Wyschard, Canonico Glasguensi, et multis aliis.

CHARTER by Matthew [Glendonig] Bishop of Glasgou, to William of Striueyne, of the lands of Cadare. [1408].

8. UNIERSIS sancte matris ecclesie filiis hanc cartam visuris vel audituris, Matheus permissione diuina Episcopus ecclesie Glasguensis, Salutem cum benedictione diuina. Nouerit vniuersitas vestra nos, cum consensu et assensu capituli nostri ecclesie predicte, dedisse concessisse et hac presenti carta nostra confirmasse dilecto nostro Willelmo de Striueyne vassallo, filio et heredi quondam domini Johannis de Striueyne militis, domini de Cadare, pro suo homagio et seruicio nobis et ecclesie nostre impenso et impendendo, omnes et singulas terras de Cadare cum pertinentiis, in baronia nostra de Glasgu, infra vicecomitatum de Lanark. Tenendas et habendas omnes et singulas dictas terras de Cadare cum pertinentiis, de nobis et successoribus nostris episcopis, et dicta ecclesia nostra Glasguensi, dicto Willelmo et heredibus suis, per omnes rectas metas et diuisas suas in feodo et hereditate imperpetuum, in boscis, planis, viis, semitis, moris et marrasiis, in pratis, pascuis, et pasturis, in petariis, virgultis et turbariis, in aucupacionibus, piscacionibus, et venacionibus, in molendinis, multuris et eorum sequelis, in fabrinis et brasinis, in curiis et earum exitibus, in heryetis, marchetis et bludewytis, in tenandriis et libere tenencium seruiciis, vna cum libero introitu et exitu ac cum omnibus et singulis aliis libertatibus commoditatibus asiamentis et iustis pertinentiis suis quibuscunque, tam non nominatis quam nominatis, tam procul quam prope, tam sub terra, quam supra terram, ad omnes et singulas dictas terras cum pertinentiis spectantibus seu quoquo modo spectare iuste valentibus in futurum, adeo libere, quiete, integre, honorifice, bene et in pace, sicut dictus quondam dominus Johannes pater suus, omnes et singulas dictas terras de Cadare de nobis et predecessoribus nostris

ac ecclesia nostra predicta, aliquo tempore tantumfacto [liberius], quicquid, integrius, honorificentius, melius et pacificentius tenuit et possedit. Reddendo inde annuatim nobis et successoribus nostris, ac ecclesie nostre predicte, prenominate Willelmus et heredes sui, quatuor libras usualis monete per equales porciones, ad festa pentecostes et sancti martini in yeme, et tres sectas curie ad tria placita nostra capititalia dicte Baronie, cum warda, releuio, et aliis seruiciis debitis et consuetis. Quas vero omnes et singulas terras predictas de Cadare cum pertinenciis, Nos et successores nostri ac ecclesia nostra predicta, prefato Willelmo et heredibus suis in omnibus vt supradictum est contra omnes gentes mortales Warandizabimus, acquietabimus et imperpetuum defendemus. In cuius rei testimonium Sigillum nostrum, vna cum Sigillo communi predicti capituli nostri presenti carte nostre est appensum apud Glasgu. Hiis testibus, Magistro Symone de Mundavilla Archidiacono, Magistro Johanne de Hawik Precentore ecclesie nostre predicte, Domino Symone de Glendunwyne milite, et Domino Jobanne de Hawik presbitero ac publico notario cum multis aliis.

TRANSMPT of Charter by Malcolm, Earl of Lennox, dated 16th January 1278, and of another writ, dated 10th October 1400, both transumed on penult July 1405.

9. IN Dei nomine Amen. Vniuersis presens publicum instrumentum inspecturis uel audituris pateat manifeste, quod anno a nativitate Domini millesimo quadringentesimo quinto, Indictione duodecima, mensis Julii die penultima, Pontificatus sanctissimi in Christo patris et domini nostri, domini Benedicti diuina prouidencia Pape terciidecimi, anno vndecimo: In mei notarii publici et testium subscriptorum presencia, personaliter constitutus nobilis vir, Johannes Cambell dominus de Westpart de Galstoun, quasdam literas quondam nobilium virorum Malcolm Comitis de Levenax, et Walteri de Danyelstoun domini de Blacburn, sub sigillis suis propriis sigillatas, non rasas, non abolitas, nec aliqua parte viciatas michi tradidit perlegendas et a me notario cum instancia petiit sub signo publico fideliter copiarı, quarum quidem literarum tenores secuntur in hunc modum videlicet: Tenor prime litere est talis: Omnibus hoc scriptum visuris uel audituris Malcolmus Comes de Levenax salutem in Domino sempiternam; Noueritis me dedisse, concessisse et hoc presenti Scripto meo, pro me et heredibus meis, confirmasse, domino Willelmo de Galbrath militi, omnes et singulas terras de Kyrkmychell et de Drummade, iacentes in comitatu de Levenax supra Levyn. Tenendas et habendas totas dictas terras cum pertinenciis predicto Willelmo et heredibus suis de me et heredibus meis in feodo et hereditate imperpetuum. Reddendo inde dictus Willelmus et heredes sui, michi et heredibus meis, vnum par caligarum de scarleto, ad primum

introitum ipsius Willelmi et heredum suorum, apud manerium meum de Belach, nomine albe firme tantum, pro omni alio seruicio seculari actione demanda uel clameo que per me uel heredes meos in dictis terris cum pertinenciis aliquo modo in futurum exigi poterint uel requiri. In cuius rei testimonium Sigillum meum presentibus est appensum, apud Bullull decimo sexto die mensis Januarii, anno Domini millesimo ducentesimo septuagesimo octauo. Testibus, domino Willelmo Byset et domino Johanne de Bykrynton militibus, et multis aliis. Item tenor secunde litere talis est. Beit knawyn til al men that thir presents letteris seis or heris, at I Walter of Danuelstoun lorde of Blackburn beris witnes, that Johnne Cambellis land of the Galstoun, and his landys of Bothernok, ar na ferther oblist to me, na to myne ayris, na to myne assignes, bot anyely to tak of tha landis ilke yher ten markis qwyll that John Cambell or his ayrys or his assignes pay to me, or to myne ayrys or to myne assignes, a hundreth markis of gude and vsuale monay of the kynryk of Scotland apou a day, in the parochie kyrk of Dunbretane on the he [altar]; And eftar that payement tha landys nevir to be distrenyt na pundyt throw me na myne ayris na myne assignes for that ten markis. In the witnes of this my sele is set at Dunbretane, the tend day of the month of October, in the yher of our lorde a thowsand and four hundreth. Acta sunt hec apud Are in cimiterio fratrum predicatorum eiusdem, anno, indictione, mense, die et pontificatu premissis; Presentibus ibidem prouidis uiris Reginaldo de Fynvyk, Johanne de Crawford, Johanne Coll, Patricio Marschell, Nigello Dugalan burgensibus de Are, et multis aliis testibus ad premissa vocatis specialiter et rogatis

Et ego Walterus de Are, Glasguensis diocesis publicus apostolica et imperiali auctoritate notarius; Premissarum literarum traditioni et perlectioni vna cum prenomminatis testibus presens interfui, ipsasque literas de verbo in verbum perlegi et in hunc modum copiaui, nil addens uel minuens, quod sensum viciare poterit aut variare intellectionem, hoc instrumentum manu propria scripsi hincque me subscripsi, et signo meo solito signaui, requisitus specialiter et rogatus in testimonium premissorum.

W. ARE.

CHARTER by Euphemia, Countess Palatine of Stratherne, to Lucas of Streuelyn, of the lands of Westeretherne, 8th October 1414.

10. EUFAMIA Comitissa Palatina de Stratherne, Vniuersis Christi fidelibus ad quorum noticiam presentes litere peruenerint, eternam in Domino salutem. Vestra nouerit vniuersitas nos, in nostra pura et legitima viduitate constituta, dedisse, concessisse et

hac presenti carta nostra confirmasse, dilecto armigero nostro, Luce de Streuelyn, pro seruicio suo nobis impenso et impendendo, omnes et singulas terras de Westeretherne cum pertinenciis, iacentes infra Comitatum nostrum predictum de Stratherne, quas idem Lucas, non vi aut metu ductus nec errore lapsus, sed sua mera et spontanea voluntate, causa talliacionis inter ipsum et Willelmum de Streuelyn dominum de Cadar fiende, nobis apud Dunblane sursum dedit, ac totum jus et clameum, quod vnquam habuit uel habere potuit pro se et heredibus suis, pure et simpliciter resignauit. Tenendas et habendas omnes et singulas terras predictas cum pertinenciis predicto Luce de Streuelyne, et heredibus suis masculis de corpore suo legitime procreatis uel procreandis, quibus forte deficientebus Willelmo de Streuelyne domino de Cadare predicto, et heredibus suis masculis de corpore suo legitime procreatis seu procreandis, quibus forte deficientibus legitimis ac propinquioribus heredibus masculis de cognomine Streuelyne quibuscunque, quibus omnibus, quod absit, deficientibus, legitimis ac propinquioribus heredibus dicti Luce quibuscunque reuertendas, de nobis et heredibus nostris ac successoribus in feodo et hereditate imperpetuum, per omnes rectas metas suas et diuisas, in boscis, planis, uijs, semitis, moris, et marresijs, pratis, pascuis, et pasturis, aquis, stagnis, aucupacionibus, piscacionibus et venacionibus, cum curijs et earum exitibus, molendinis et eorum sequelis, heryheldis, et merchetis, brasinis, fabrinis, petarijs, et turbarijs, cum omnibus et singulis alijsque libertatibus, commoditatibus, aisiamentis ac iustis pertinenciis quibuscunque, tam non nominatis quam nominatis, tam procul quam prope, tam sub terra quam supra terram, ad predictas terras cum pertinenciis spectantibus seu spectare valentibus quoquo modo in futurum. Reddendo inde annuatim nobis et heredibus ac successoribus nostris, dicti Lucas et heredes sui masculi talliati predicti, tres sectas in anno ad tria placita nostra capitalia Comitatus de Stratherne, et vnum denarium argenti apud Foulis, die Pentecostes, hora prandij, nomine albe firme si petatur tantum, pro warda et releuio, ac maritagijs, omnique alio seruicio seculari exactione seu demanda que de dictis terris cum pertinenciis, per nos uel heredes nostros aut successores, aliquialiter exigi poterint uel requiri. Nos vero Eufamia heredes nostri et successores, omnes et singulas terras predictas cum pertinenciis, predicto Luce et heredibus suis masculis forma predicta talliatis, contra omnes mortales Warantzabimus, acquietabimus, et imperpetuum defendemus. In cuius rei testimonium sigillum nostrum presentibus apponi fecimus, apud Perth, octauo die mensis Octobris, Anno domini Millesimo Quadringentesimo Decimoquarto. Testibus Roberto Senescallo Comite de Fyfe et de Menteth, Gubernatore Scocie, Waltero Senescallo Comite Adtholie et Cathinensie, auunculis nostris carissimis, Willielmo domino de Grame, Johanne de Wemys domino eiusdem, militibus, David

de Morauia de Gask, Thoma Brisbane, Trestramo de Gorty, scutiferis nostris, et multis aliis.

WADSET by George Cambeel, Laird of the West part of the Gallystoun, to William of Streuelyne, Lord of Cadar, of his lands of the Gallisholme, 3rd August 1422.

11. TYL al and syndry at thir present letteris herys or seis, me George Cambeel lard of the west part of the Gallystoun, sendys gretyng in God aye lestand. Wyt ze me, nocht throw na strencht na throw dred led, na error down sledyn, bot my nawyn fre and gud wil, tyl haf wede set and in mouabil wede tyl haf latyng, til a nobil man, Willzam of Strewylling lord of Cadar, al my landis of the Gallis holme with thair a pertenance to me pertenande, in the lardschep of the west part of the Gallystoun, lyande with in the syrraydown of Are; for twenti mark of vsual moneth of Scotland to me in my mekylmystare and streynand nede be for hand fullyly payit, of the qwhylyk for sayid some I hald me weile content and bodyly payit, and the for said Willzam of Strewynlyng, his ayeris executouris and assygnayis, I qwyt cleme perpetuely be thir present. Hafand and for to be had al tha for sayid landis, wit thar pertenance qwhatsumeuer thai be, to the for said Willzam of Strewynlyng, and his ayeris executouris and assygnayis, fra me and my ayeris executouris and assygnayis, in nayme of wed setyng, perpetuely, with outyng ony gane callyng, frely, qwhyly, fullyly, halyly, weile and in pese, be al rychtwys markis, marchis, and thair dewyssid, in lenycht and in brede, wit medowis, fudis and pastoris, with al and syndry othyr fredomys, comoditheis, hesementis, and thair rychtwyse pertenance qwhatsumeuer thai be, alswel nocht nemnyt as nemnyt, alswel wndyr erde as a bown, alswel far as nere, to the for said landis wit thair pertenance, bydand or throw law may byd, be ony maner of way in tyme to cum, qwhill the for said some be me or be my lauchtful ayeris, of oure awyn propyr gudis, and of na noderis borwt na proeuryt na resawyt, bot be twys ye ryssyng of the sounne of a day, and the down fallyng, in the hee kyrke of Glasgu, a pon the hee alter, to the for said Willzame, his ayeris executouris and assygnys, fullyly war payit, al fraude and gyl a way put. I wil aswa and I grant that the frowtis for sucht fremis, malis, provent of the said landis wit thair pertinence, in the for said payment, nodyr in al na in part, I wil na way be contyt, bot tha provent wit the said Wilzame, and his ayeris executouris and assignayis, for his consel helpis and gud merytis to me hedirtyll downe I wil halyly to ramayne. And I for sucht, the for said Gorge, and my ayeris my executouris and my assygnayis, and al our landis be for said with thair rychtwys pertenance, and al and syndry othyr conwencionis in this wryt contenyt,

in all pntys and artikyllis, to the for said Willzame, and til his ayeris executouris and assygnayis, agayne al dede lyk, we sal warand, qwynt cleme and perpetuely defende. And thar a toure gyf it hapynnys me, or myn ayeris or myn executouris, or myn assygnayis, as God for bed it do, til agayne say or mowffe mwt or stryfe, or pled agayne this wed setting, or ony pnynt or artikyl contenyit in it, I oblyss me myn ayeris executouris or assygnayis in twenti pund of vsuel moneth, to be payit to the said Willzame, his ayeris executouris and assygnayis, in name of seathis and interest, and othyr twenti pund to be payit to the kyrk werk of Glasgu, in name of payne, be for that I, myn ayeris executouris and assignes be herde in ony jugement be for ony Jugis of the kyrk or secular; this present wryt of wede setting neuer the les remanand in al fors and in effet in the awyn strencht as is be for wrytyng. In wyttenes of the qwhilk thyngis my sele to this present wryt I haf put to, at the cete of Glasgu, the thryd day of the moneth of August the yhere of our Lord I<sup>m</sup>CCCC and xxii; wyttenes here of, Mayster Johne Stewart Sodane of Glasgu, Schir Johne of Dalgless and Schir Thomas Wane, Sir Johne of Park and Schir Rechard Gardener.

RETOUR of Lucas of Streuelyn as heir of William of Streuelyn, his father, in the lands of Rathorane, &c., 11th January 1423.

12. HEC Inquisicio facta fuit apud Perth, vndecimo die mensis Januarii, anno Domini millesimo quadringentesimo vicesimo tercio, coram domino Waltero Senescallo de Railstoune, vicecomite de Perth, de mandato domini nostri Gubernatoris Scocie, per subscriptos ad hoc magno sacramento oneratos et juratos, viz., Dominos Johannem de Dromond et Willelmum de Rothven milites, Willelmum de Erskyn, Robertum de Roos, Patricium de Morauia, Andream de Dromond, Thomam de Roos, David de Ramsay, Ricardum de Wause, Johannem de Abererumby, Michaelem Mercer, Johannem de Rettre, Johannem de Camera, et Johannem de Dalrimpill. Qui jurati dicunt, quod quondam Willelmus de Streuelyn, pater Luce de Streuelyn latoris presencium, obiit vestitus et saisitus ut de feodo, ad pacem et fidem domini nostri Regis, de quinque denariatis terre in Rathorane, et de vna denarita que vocatur Garwpennyngis, et de duabus denariatis de Bartychkeregyll, et de vna denarita de Fekirfaltach de vtrimque Logane, et de vna denarita de Hachyquhatlach et de dimidietate denarita de Cragnamoychenach, jacentibus in dominio de Lorne infra vicecomitatum de Perth predictum. Et quod dictus Lucas est legitimus et propinquior heres eiusdem quondam Willelmi patris sui de dictis terris cum pertinentiis. Et quod est legitime etatis. Et quod dicte terre nunc valent per annum quinque marcis, et

valuerunt tempore pacis viginti quinque marcis. Et quod tenentur de domino de Lorne in capite, pro vno pare calcarium uel valore eorundem ad festum Pentecostes annuatim. Et quod sunt in manibus domini de Lorne per triginta annos et ultra, ob mortem dicti Willelmi Stryuelyn in defectu legitimi heredis non prosequentiis jus suum. In cuius rei testimonium sigilla quorundam qui dicte inquisitioni intererant faciende huic inquisitioni apponuntur, clause sub sigillo dicti domini vicecomitis, hoc breui incluso, loco, die, mense, et anno supradictis.

BRIEF from the Chancery of King James I. for serving William of Striuelyn heir of John of Striuelyn, Knight, his father, 1432.

13. JACOBUS dei gratia Rex Scotorum, vicecomiti et balliuis suis de Perth salutem. Mandamus vobis et precipimus quatenus, per probos et fideles homines patrie, per quos rei ueritas melius sciri poterit, magno sacramento interueniente, diligentem et fidelem inquisitionem fieri faciatis: De quibus terris et annuis redditibus cum pertinentiis quondam Johannes de Striuelyn miles, pater Willelmi de Striuelyn latoris presentium, obiit ultimo vestitus et saisitus, ut de feodo, ad pacem et fidem nostram, infra balliam vestram. Et si dictus Willelmus sit legitimus et propinquior heres eiusdem quondam patris sui de dictis terris et annuis redditibus cum pertinentiis. Et si sit legitime etatis. Et quantum valent dicte terre et annui redditus cum pertinentiis nunc per annum. Et quantum valebant tempore pacis. A quo tenentur et per quod seruitium tenentur. [In cuius manibus nunc existunt] qualiter per quem, ob quam causam, et a quo tempore. Et quid per dictam inquisitionem diligenter et fideliter factam esse [inueneritis sub sigillo vestro ballie et sigillis] eorum qui dicte inquisitioni intererant faciende ad capellam nostram mittatis, et hoc breue. Teste meipso apud regni nostri vicesimo sexto.

RETURN of William of Striuelyn as heir of John of Striuelyn, Knight, his father, in the lands of Regortoun, 29th April 1432.

14. HEC Inquisicio facta fuit apud Perth, vicesimo nono die mensis Aprilis, anno Domini millesimo cccc<sup>mo</sup> xxxiiij<sup>o</sup>, coram Johanne de R[uthven,] deputato vicecomitis de Perth, per hos subscriptos, ad hoc magno sacramento oneratos et iuratos, videlicet, Dominum Andream Gray de Fowlis militem, Robertum Rose, Thomam Charters, Johannem Hering, Patricium de Reitre, Finlaum Butter, Patricium Butter, Thomam de Monor-

gunde, Johannem Rose, Donaldum de Blare, Archibaldum Stewart, Nicholaum Kynman, Alexandrum Grahame, Malcolmum de Munereyfe. Qui iurati dicunt, quod quondam dominus Johannes de Striueline miles, pater Willelmi de Striueline latoris presentium, obiit ultimo vestitus et saisitus, ut de feodo, ad pacem et fidem domini nostri regis, de terris de Regortoun cum pertinenciis iacentibus infra vicecomitatum de Perth. Et quod dictus Willelmus est legitimus et propinquior heres eiusdem quondam domini Johannis patris sui de dictis terris cum pertinenciis. Et quod est legitime etatis. Et quod dicte terre cum pertinenciis nunc valent per annum xiiii mercis, et valuerunt tempore pacis decem libris. Et quod dicte terre cum pertinenciis tenentur in capite de Waltero de Haliburton, domino superiore earundem, pro warda et releuio. Et quod sunt in manibus dicti Walteri ob mortem quondam dicti domini Johannis, iam viginti quatuor annis elapsis, ob causam quod dicte terre de dicto Waltero tenentur in capite. In cuius rei testimonium sigilla quorundam qui dicte inquisitioni intererant faciente huic inquisitioni apponuntur, clause sub sigillo dicti deputati vicecomitis, hoc brevi incluso, loco, die, mense et anno supradictis.

INSTRUMENT OF SASINE in favour of Lucas of Stirling of the Lands of the Kere,  
22nd January 1433.

15. IN Dei nomine Amen. Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno ab Incarnacione Domini Millesimo quadringentesimo tricesimo tercio, Indictione vndecima, die vicesimo secundo mensis autem Januarij, pontificatus sanctissimi in Christo patris ac domini nostri, domini Ewgenij pape quarti, anno tercio: In mei notarij publici et testium subscriptorum presencia, personaliter constitutus honorabilis vir, Robertus Grame de Kynpoune, quandam literam in pergameno scriptam, cum sigillo dependente nobilis domini, Normani de Lesly de Rothess, cum cera alba ab extra rubea ab infra vt apparuit sigillatam, sanam et integram, non viciatam, non cancellatam, non rasam, nec abolitam, nec in aliqua sua parte suspectam, sed omni prorsus vicio et suspicione carentem, michi notario publico tradidit perlegendam, cuius tenor sequitur et est talis. Be it kende till all men be thir present Letteris, me Norman Lesly of the Rothess, till haue made, constitute and ordanit, and be thir my present Letteris makis, constitutis and ordanis my lufit ewsyng, Robert the Grame of Kynpoune, my Balze of all my landis of the Kere, liande with in the regalite of Stratherne, gifande and grauntande to the saide Robert my balze, my full pouer and speciale commaundment to gif eretabill sesyng of my landis of the Kere as of wedset, efter the tenore of the saide Lucas chartir, to Lucas of Stirling, or till his certane attorney. In

the witnace of the qwilk thing, I hafe set to my sele, at the for saide landis of the Kere, the xviii day of the moneth of December, the yher of oure Lorde a M.cccc<sup>mo</sup> xxx<sup>ti</sup> and thre. Qua visa et perlecta, prouidus vir, Lucas de Stirling de Retherne, petiit a dicto Roberto Grame, vt secundum tenorem carte dicto Luce de Stirling confecte, sasinam hereditariam sibi daret predictarum terrarum de Kere cum pertinenciis, jure hereditario contingentium, dicto Normano de Lesly; hoc dicto, dictus Robertus Grame predicto Luce de Stirling et heredibus suis sasinam hereditariam predictarum terrarum de Kere, saluo jure cuiuslibet vt moris est, per terram et lapidem tradidit. Super quibus omnibus et singulis dictus Lucas de Stirling a me notario publico sibi fieri petiit publicum instrumentum. Acta fuerunt hec apud manerium de Kere, hora quasi decima ante meridiem, sub anno, indictione, die, mense, loco et pontificatu supradictis: Presentibus, Thoma Grame filio et herede Roberti de Grame, Johanne Knokis, Johanne Swyntoune domino eiusdem, Domino Johanne Macolm capellano, Thoma de Row, Andrea Bell, Willelmo Grenok, Johanne Magno de Row, Jorgeo Arnot, Johanne Arnot, Johanne de Stirling, Patricio M<sup>c</sup>Inrosich, et multis aliis testibus ad premissa vocatis specialiter et rogatis.

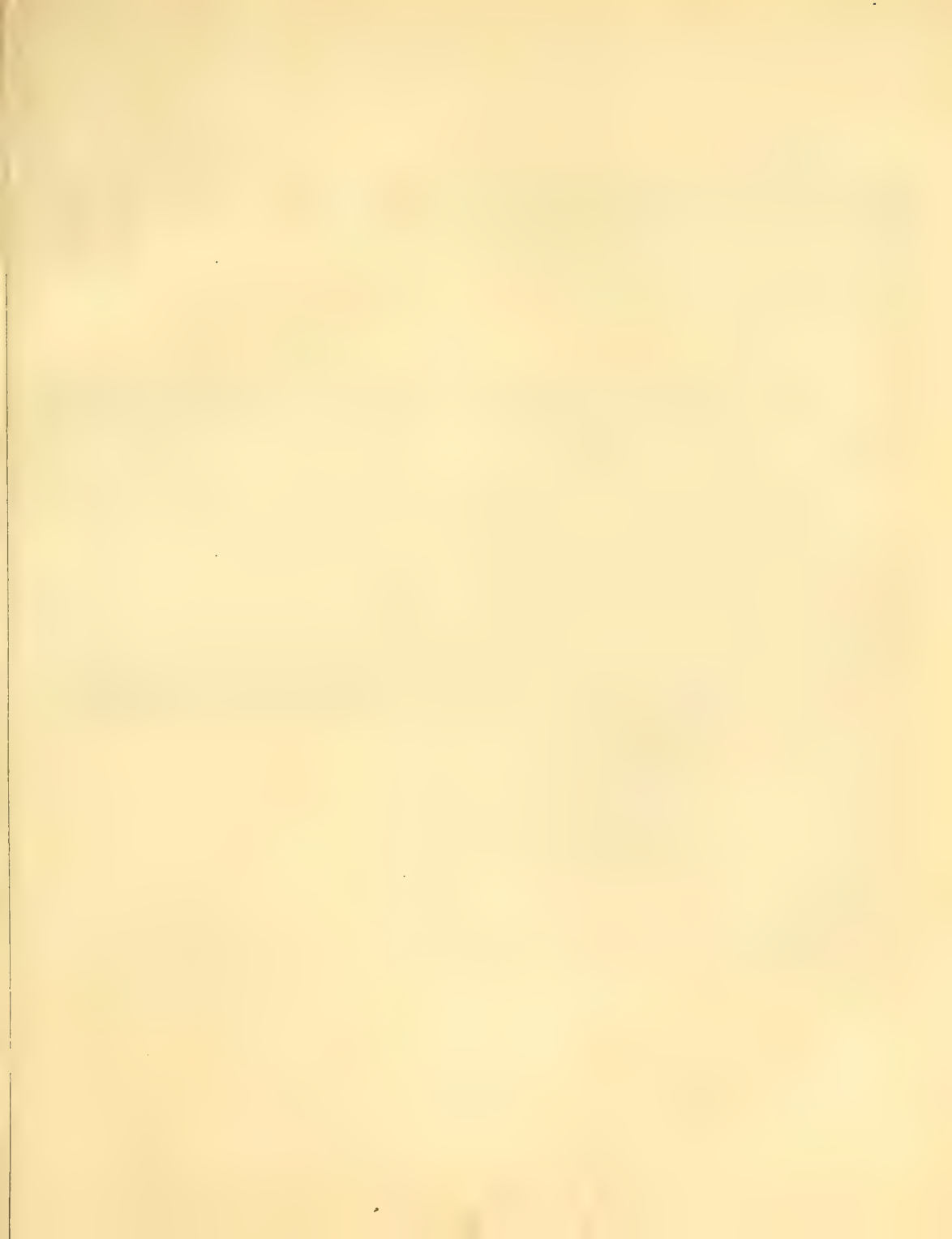
Et ego Andreas Ancolson, clericus Dunblanensis diocesis, publicus auctoritate apostolica notarius. Premissis omnibus et singulis dum sic vt premittitur, fierent, agerentur et dicerentur, vna cum prenominatis testibus presens interfui. Ea que omnia et singula sic fieri vidi, sciui et audiui, et in hanc publicam formam redegi, vnum presens publicum instrumentum, manu mea propria scriptum, signo meo et subscriptione signaui, in fidem et testimonium veritatis omnium premissorum. Et ad maiorem rei securitatem sigillum dicti Roberti Grame de Kynpounte presenti scripto est appensum dictis die et loco quibus supra.

Seal: On a chief engrailed, three escallops: Supporters, Two Lions:  
Crest, a Stag's head cabossed: Legend, 'S. ROBERTI GRAME.'

A. ANCOLSON.

INSTRUMENT of SASINE in fauour of William of Streveling of the lands of Cadare,  
23rd June 1434.

16. IN nomine Domini Amen. Per presens publicum instrumentum cunctis pateat euidenter, quod anno Domini millesimo quadringentesimo tricesimoquarto, die vero mensis Junii xxiii, Indictione duodecima, Pontificatus sanctissimi in Christo patris et domini nostri, domini Eugenii diuina prouidentia pape quarti, anno quarto: In mei notarii publici et testium subscriptorum presencia, personaliter constitutus nobilis vir, Regin-



**D**e it kende to all men thur y<sup>e</sup> p<sup>re</sup>sent l<sup>et</sup>res of Rob<sup>t</sup>  
tillham made feabylt & ordynyt & be y<sup>e</sup> o<sup>ur</sup> p<sup>re</sup>sent  
halibinton o<sup>ur</sup> balze in y<sup>e</sup> p<sup>re</sup>sent to y<sup>e</sup> h<sup>er</sup>etab<sup>le</sup>  
of a tenandry holden of us wh<sup>er</sup>e is talbr<sup>e</sup> p<sup>re</sup>sent  
y<sup>e</sup> freedom of p<sup>re</sup>sent. for y<sup>e</sup> p<sup>re</sup>sent Rob<sup>t</sup> l<sup>et</sup>res  
p<sup>re</sup>sent to y<sup>e</sup> p<sup>re</sup>sent Rob<sup>t</sup> l<sup>et</sup>res or o<sup>ur</sup> balze  
y<sup>e</sup> p<sup>re</sup>sent Rob<sup>t</sup> o<sup>ur</sup> balze in y<sup>e</sup> p<sup>re</sup>sent o<sup>ur</sup> full  
quillat p<sup>re</sup>sent y<sup>e</sup> p<sup>re</sup>sent o<sup>ur</sup> balze fall do launch  
by y<sup>e</sup> p<sup>re</sup>sent of y<sup>e</sup> p<sup>re</sup>sent to y<sup>e</sup> p<sup>re</sup>sent l<sup>et</sup>res  
month of octob<sup>r</sup> y<sup>e</sup> p<sup>re</sup>sent of o<sup>ur</sup> lord a thousand

¶ Hubburton knight lord of witte and of amyth  
do mak stables & ordays on luffe for Robert of  
Kete possession & pson to William of Amelric  
yon lorde on ye said on lordship of amyth. Et  
whit us. ye knyght bres of mandmet to gif ye said  
to ye quill thing laithfully to be done & gnyt to  
2y & haldaud & fortohalde ferme & stable all and  
yn ye tiffing of ye said. selyng in our name In ye  
we have gyt pt on peels at gith ye xxiij day of ye  
som hundredh & thertya yron yhes





aldus de Craufurd scutifer, Balliuis baronie de Glasgu, habens in manu quandam literam saisine directam a capella domini Episcopi Glasguensis, asserens quod se velle ea que precepebantur in dicta litera adimplere, tradidit saisinam hereditariam terrarum de Caddare cum pertinenciis, per terram et lapides ut est moris, Willelmo de Streuelyng, filio et heredi quondam Willelmi Streuelyng domini dictarum terrarum de Caddare, qui quidem Willelmus de Streuelyng nunc superstes, ut idem Willelmus [sic, sed lege Reginaldus] balliuis asseruit, per inquisitionem repertus fuit legitime etatis, ac legitimus et propinquior heres dicti quondam Willelmi patris sui. Super quibus omnibus et singulis prefatus Willelmus Streuelyng a me notario publico sibi fieri petiit publicum instrumentum. Acta fuerunt hec apud turrin de Caddare, anno, mense, die, indictione et pontificatu quibus supra. Presentibus venerabilibus et prouidis viris, Magistro Roberto de Moffath Thesaurario Glasguensi ac Vicario in spiritualibus reuerendi in Christo patris et domini, domini Johannis miseracione diuina Episcopi Glasguensis in remotis agentis, Alexandro Stewart de Vass, Alexandro de Craufurd scutiferis, Dominis Thoma de Lee, Johanne de Carrik presbiteris, et Henrico Michaelis burgense de Glasgu, cum multis aliis testibus ad premissa vocatis specialiter et rogatis. Et ad maiorem securitatem premissorum, predictus Reginaldus balliuis suum sigillum apposuit presenti publico instrumento.

Et ego Johannes de Hawyk presbyter Glasguensis diocesis publicus auctoritate imperiali notarius, dicte saysine tradicioni, omnibusque aliis et singulis dum sic ut premittitur, agerentur et fierent, vna cum prenomatis testibus presens interfui; eaque sic fieri, vidi et audiui, in notam recepi, ac inde presens publicum instrumentum, per alium scriptum, me aliis occupato, confeci, publicauit, et in hanc publicam formam redegi, signoque meo solito me subscribendo signaui, rogatus in fidem et testimonium omnium premissorum.

JO. DE H.

PRECEPT of SASINE by Walter of Halyburtone, Knight, Lord of that Ilk, for infefting William of Striueylene in a tenandry called Ragorton, 21st October 1437.

17. BE it kende to all men thru thir presentz lettres vs Walter of Halyburtone knyght lorde of that ilke and of Monythi, tilhaue made, stablyst and ordanyt, and be thir oure presentez lettres makis, stablyses and ordanys our luffit son, Robert off Halyburtone, oure balze in that parte, to gif heritable state, possessioun and sesyng to William of Striueylene, of a tenandry haldin of vs quhilk is callit Ragorton, lyande within the saide oure lordschip of Monythi, within the sheradome of Perth. Forquhi the saide William

broucht us the kyngis bref of commandment to gif the saide sesyng to the saide William be us or oure balze. To the quhilk thing lauchfully to be done we comyt to the saide Robert, oure balze in this parte, oure full power; We haldande and for to halde ferme and stable all and quhat so thing the saide oure balze sall do lauchfully in the giffing of the saide sesyng in oure name. In the wytnessyng of this thing to thir oure presentez lettres we haue gert set oure seele, at Perth, the xxi day of the moneth of October, the yhere of our Lorde a thousande foure hundreth and thretty and sevin yher.

Seal: Quarterly, 1st, a Bend charged with three Mascles:  
2nd, three bars: 3rd, a Bend: 4th as the first.

PRECEPT of SASINE by Isabel, Duchess of Albany and Countess of the Leuenax, in favour of James Stewart of Albany, 12th May 1437.

18. ISABEL, Duchez of Albany and Countas of the Leuenax, Til our loued Cosingis, Thomas and Malcolm Alexandersonez, Gretyng: Forthy that we haue gyffyne certane landis til our deirest nevo, Jamez Stewart of Albany, effter as is contenit in his charteris made tharvpon; We charge zow coniunctly and seuerali, bath or ane, that ze pas with the sayd Jamez to the sayd landis, and gif hym heritable state sesyng and possessioun, in our name, of the said landis al and syndry, effter the tenour of his charter; giffand and grantand to yhow and til ilkane of zow, our full powar and speciale commandment, the said sesyng heritable state and possessioun to gif to the said Jamez; haldand ferme and stable for vs and our ayeris for euer: In wytnez of the quhilkis til thir our lettrez our sele is to put, at Inchkalzach, the xij dai of May, ye zere of God I<sup>m</sup> cccc<sup>m</sup> xxxvij<sup>di</sup>.

CHARTER by Isabella, Duchess of Albany, to Sir William of Dunbretane, Chaplain, of the lands of Bullull, 10th June 1442.

19. OMNIBUS hanc cartam visuris vel audituris, Isabella Ducissa Albanie ac Comitissa de Leuenax, eternam in Domino salutem. Noueritis nos quasdam literas quondam antecessoris nostri bone memorie, Donaldi comitis de Leuenax, inspexisse et veraciter intellexisse, super terras de Bullull Superiori propinquius adiacentes ecclesie de Bullull, factas cuidam Roberto Clerk de Dunbretane, heredibus suis et suis assignatis, in feodo et hereditate, prout plenius in se continetur, pro quadam summa pecunie antique monete dicto domino comiti premanibus persoluta per dictum Robertum, quousque dictus dominus comes uel heredes sui predictam summam persoluerunt; sicut in carta sibi

inde confecta demonstratur : Nos uero considerantes dictam terram assignatam capelle sancte Marie de Dumbretane ad celebranda diuina in eadem imperpetuum per dictum Robertum, pro animabus comitum de Leuenax, antecessorum et successorum suorum, et omnium fidelium defunctorum, quousque summa predicta per heredes successores seu dicti domini comitis fuerit, ut continetur in carta, plenarie persoluta : Volentes huiusmodi summam persoluere, renunciare, et dictam terram de Bullull ad eandem capellam et diuinum seruicium in eadem annexare, pro nobis et heredibus nostris et successoribus imperpetuum confirmare, pro salute anime quondam illustrissimi principis, Regis Roberti Broyce, antecessorum et successorum suorum, Regum Scocie, et pro salute anime Duncani, quondam progenitoris nostri, comitis de Leuenax, antecessorum et successorum suorum, comitum de Leuenax, anime nostre matris, prolium, et omnium fidelium defunctorum, Damus, concedimus, et per presentes confirmamus, dictas terras de Bullull, cum pertinenciis, domino Willelmo de Dumbretane, moderno capellano, pro toto tempore vite sue, et successoribus suis capellanis in eadem capella diuina celebraturis imperpetuum. . . . Adeo libere et quiete, plenarie et honorifice, bene et in pace, sicut aliqua terra elemosinarie alicui capelle seu capellanie infra regnum Scocie, liberius conceditur siue datur, seu dari potuit uel concedi; nichil nobis seu heredibus seu successoribus quibuscunque reddendo inde, nisi oracionum suffragia tantum, pro omni alio seruicio seculari uel demanda, que per nos heredes uel successores nostros de eisdem terris exigi poterunt uel requiri : Et si contingat nos dictam Isabellam, heredes nostros assignatos seu successores nostros quoscunque, uel aliquos alios nomine nostro, contra hanc concessionem nostram, uel presens scriptum, uel aliquod in ipso contentum, futuris temporibus palam uel occulte, uerbo uel facto, contrauenire uel contradicere aut litem mouere, quod absit; obligamus nos, heredes nostros assignatos et eciam successores nostros, et eorum quemlibet, et quoscunque alios nomine nostro, contrauenientes aut contrauenientem, contradicentes aut contradicentem litem mouentes aut mouentem, in centum libris sterlingorum antiquorum, dicto domino Willelmo capellano, et successoribus suis capellanis, et suis assignatis, nomine debite dampnorum et expensarum et interesse persoluendis, et in quadraginta libris vsualis monete regni Scocie, fabrice ecclesie maioris Glasguensis nomine pene persoluendis, primo die litis mote antequam coram quocunque iudice ecclesiastico seu seculari in premissis audiamur persoluendis, presente tamen scripto in suo robore semper permanente, nullo remedio iuris obstante in contrarium : Et nos uero dicta Isabella, heredes nostri assignati et successores, dictam terram de Bullul dicte capelle cum pertinenciis, in forma premissa, in omnibus sicut prescriptum est, contra omnes mortales, Warantizabimus, acquietabimus, et imperpetuum defendemus :

In cuius rei testimonium sigillum nostrum presentibus duximus apponendum, apud Inchmoryne, decimo die mensis Junii, anno Domini millesimo cccc<sup>mo</sup> quadragesimo secundo, coram hiis testibus, Andrea Stewart, Murdaco Stewart, militibus, Alano Stewart, Arthuro Stewart, Waltero Stewart, nepotibus nostris, Patricio de Corntoun capellano nostro, Jacobo Nobill, Johanne Palmer, Thoma Arthuri, Donaldo Clerici, et aliis.

DECREE at the instance of William of Striuelyne, Laird of Cadar, against Gilbert of Striuelyn, 21st January 1442.

20. JAMES and JAMES be the grace of God Bysehopsis of Santandrowis and Dunkeldyn, Patrik Lorde the Grahame, and George of Setoun Lorde of that Ilk, Knychtis, Til al and syndry to quhais knowlagis thir oure lettris sal cum, Grettyng. Sen meidfull and merytabill thyng is to bere wytnes to the suthfastnes, tharfor it is that we bere wytnes, that in the caus of debate and controuersy moved betwene Wilzame of Striuelyne Larde of Cadar on the ta part, and Gilbert of Striuelyn on the tother part, vpoun the landis of Kyrkmychael Striuelyn, wyth the pertynence, lyande abovyn Levyn, wythin the Schirefdome of Dunbertane; quhare the said Wilzame had gert somounde the said Gilbert, be the kyngis letteris patent vnder his signet, to comperre befor our souerane lorde the kyng and his consale in the castale of Striuelyn at a certane day, til answare til it that the kyngis consale and the party had to say til hym, for the wrangwyse occupacioun of the said landis; at the quhilk tyme the said Gilbert comperyt as he was somonde as defendoure, and the said Wilzame comperyt as foloware. And thare the resonis and abaymentis of bath the forsaid partyes herde and sadly degestyt, wyth diligent commownyng, examinacioun and rype avysement; We, wyth the remanande of lordis of counsale vnderwrytten, decretyt and ordanyt that the said landis of Kyrkmychael Striuelyne wyth the pertynence sulde remayne wyth the said Wilzam as his fee and his herytage, because we fande hym possessoure of thaim lachfull and nocht the said Gilbert. Alsua we decretyt, that because at the said Gilbert had wrangwysly occupyit the said landis, that he sulde incontynent remufe and devoyde the said landis wyth al his gudis and decist from sic occupacioun in tyme to cum. And attoure we decretyt and ordanit that the said Gilbert sulde pay the male of the said landis zerly to the said Wilzame, fra the tyme that the said Wilzame tuke state and seysyng of the said landis, to the day of the makyng of thir present letteris. Thir ar the lordis that war in cumpany wyth vs vpoun the said decrete, that is to say, Johne of Dischyngtoun lorde of Ardross, procurature for oure souerane lady the qvene,

Mayster Thomas of Luyndene procurature for the Erle of Anguse, Schir Wilzame Lorde of Borthwike, Schir Robert of Levyingstoun Lorde of Drumry, Schir Alexander Ramsay Lorde of Dalwolsy, Alexander of Strathachyn procurature for the Lorde of Kethe, Schir Dauid of Dunbar Lorde of Cokburne, Schir Colyne Cambel, Schir Davy of Murrefe Lorde of Tulybardyn, Johne of the Sandylandis Lorde of Caldor, Malcolmme of Drummonde Lorde of the Stob hall, James of Levyingstoun capytane of Striuelyne, Wilzame of Levyingstoun of Balcastale, Mayster Johne of Baylistoun persoun of Douglas, secretare to the kyng, and Robert of Chesholme. In wytness of the quhilk thyng to thir present letteris we the saidis James and James, Byschopis, Patrik and George, Knychtis, has hungin oure seelis, at Striuelyn the xxi day of the moneth Januare, the zere of God a M. four hundreth fourty and twa zere.

INSTRUMENT in favour of Gilbert of Striwylyne and Isabella his wife, concerning the lands of Estir Cadere, 3rd March 1446.

21. IN Dei nomine Amen. Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno ab Incarnatione eiusdem, secundum computationem Regni Scocie, millesimo cccc<sup>m</sup> xlvi<sup>o</sup>; mensis Marcii die tertia, Indictione x<sup>ma</sup>, pontificatus sanctissimi in Christo patris et domini nostri, domini Eugenii diuina prouidencia pape quarti, anno decimo sexto: In mei Notarii publici et testium subscriptorum presencia, personaliter constitutus prouidus vir, Gilbertus de Striwylyne, veniens coram venerabilibus viris, Magistris Dauid de Cadyhou Precentore, Patricio Leich, Dauid de Narne, et Roberto de Prendergest, canonicis Ecclesie Glasguensis, produxit quoddam publicum instrumentum, signo et subscriptione Magistri Roberti de Laweder canonici Glasguensis ac publici notarii confectum, quodquidem signum cum subscriptione tunc per testes fidedignos probatum fuit. In quo instrumento contentum fuit, quod dictus Gilbertus de Striwylyne accessit ad dominum Episcopum Glasguensem et petiit quasdam terras ipsius Gilberti de Estir Cadyre, quas terras Rankynus de Crawford balliuus dicti domini Episcopi recognouit in manibus dicti Episcopi, tanquam in manibus domini superioris dietarum terrarum, sibi Gilberto replegiari, ac ipsum iterum cito in possessionem realem induci, nomine et ex parte Isabelle vxoris sue; quiquidem dominus Episcopus ad petitionem dicti Gilberti, predictas terras de Estir Cadere ipsi Gilberto,

per cirotece traditionem, nomine dicte vxoris sue, deliberavit ac ipsum Gilbertum ut prius in possessionem realem reduxit, salvo jure cuiuslibet. Verum dictus Gilbertus predictos duos canonicos cum instantia requisivit quatenus suam memoriam de premissis declararent in testimonium veritatis. Predicti vero domini canonici, videlicet, Magistri David de Cadyhou, Patricius Leich, et David de Narne asserebant et declarabant se bene habere in memoria quod talia facta fuerunt, prout in dicto instrumento continetur, cui instrumento referebant fidem ad adhibendam. Dictus vero Magister Robertus de Prendergest, pro se, asserebat et declarabat quod firmiter credit quod talia facta fuerunt, sed non bene recordatur, quod sunt octo anni elapsi, vt patet in dicto instrumento, cui se referebat et fidem similiter adhibebat. Super quibus omnibus et singulis dictus Gilbertus de Striwylyne petiit a me Notario publico fieri publicum Instrumentum: Acta fuerunt hec in ecclesia Cathedrali Glasguensi, anno, mense, die, indictione et pontificatu quibus supra. Presentibus ibidem discretis viris, dominis Ricardo Cardiner Vicario de Colmanell, Johanne de Mousfald, publico Notario, Johanne de Camera et Thoma de Raburne, presbiteris Glasguensis diocesis, testibus ad premissa vocatis specialiter et rogatis.

Et Ego Johannes de Hawyk presbiter Glasguensis diocesis publicus auctoritate Imperiali Notarius, premissis omnibus et singulis, dum sic vt prescribitur, agerentur et fierent, vna cum prenominatis testibus presens interfui. Eaque sic fieri, vidi et audiui, ac inde presens publicum instrumentum, per alium de mandato meo scriptum, publicavi et in hanc publicam formam redegi, signoque meo solito, me subscribendo, signavi, rogatus in fidem et testimonium omnium premissorum. Rasuris vero factis in istis dictionibus publicum instrumentum et cathedrali in xxi linia a principio huius instrumenti approbo cum premissis.

JO. DE H.

INSTRUMENT in favour of William Strivelyng Lord of Cader, of the lands of Estyrcader,  
28th May 1447.

22. IN Dei nomine Amen. Per hoc presens publicum instrumentum cunctis pateat evidenter, quod anno ab Incarnatione Domini millesimo cccc<sup>mo</sup> xlvii<sup>mo</sup>, die vero xxviii mensis Maii, Indictione x, pontificatus sanctissimi in Christo patris et domini nostri, domini Nicholai diuina prouidentia pape quarti [sic, sed lege quinti] anno primo: In mei notarii publici et testium subscriptorum presentia personaliter constitutus nobilis vir, Willelmus de Strivelyng dominus de Cader, personaliter accessit ad villam de Estyrcader jacentem infra dominium de Cader et baroniam de Glasgu, in multorum presentia exponendo

dixit, quod alias nobilis vir, dominus Alexander de Levyngstoun miles, dominus de Calentare, terras suas de Estyrcader sine rationabili causa Juris uel rationis recognosci fecit, qua auctoritate ignorabat, non obstantibus quod quondam dominus Johannes de Stryvelyng miles, auus dicti Willelmi de Strielyng, Willelmus de Strielyng pater eiusdem Willelmi, et ipse Willelmus dominus de Cadere, fuerunt in legitima et pacifica possessione dictarum terrarum de Estyrcader cum pertinentiis a xlvi annis elapsis, et usque ad hunc diem, ut ipse Willelmus asseruit, idem dominus de Calenter antedictus, predictas terras de Estyrcader, contra communem formam et iuris ordinem, Gilberto de Strielyng replegiari fecit, in ipsius Willelmi de Strielyng preiudicium dampnum nonmodicum et grauamen. Hiis vero peractis, prefatus Willelmus de Strielyng ad principale messuagium siue mansionem dictarum terrarum de Estircader accessit, dictumque Gilbertum de Strielyng et Isabellam eius sponsam de dicto messuagio siue mansione expulsi et deiecit, ac etiam animalia et alia bona mobilia dictorum Gilberti et Isabelle de dictis terris de Estircader per suum sergiandum remoueri fecit, necnon ibidem in eadem mansione per fractionem vnius vasis et extinctionem ignis dictam replegiationem siue intrusionem fregit, adnullauit, contradixit et reuocauit, Protestando ibidem, quod quamuis ipse Willelmus de Strielyng, cum dictis terris suis de Estircader protunc in futurum commode se intromittere non poterat, propter maiora dampna et pericula sibi lata, et in futurum pro eisdem inferenda, quod occupatio dicti Gilberti de Strielyng, si qua fuerit sibi prefato Willelmo de Strielyng quantum ad ius suum possessionem seu proprietatem dictarum terrarum suarum de Estircadere nullum preiudicium generaret in futurum. Super quibus omnibus et singulis, prefatus Willelmus de Strielyng, dominus de Cader antedictus, a me notario publico infra scripto, sibi fieri petiit publicum et publica, instrumentum et instrumenta. Acta fuerunt apud predictas terras de Estyrcader, sub anno, mense, die, Indictione et pontificatu suprascriptis. Presentibus ibidem discretis viris, dominis Roberto de Prendyrgest, Gilberto Clerk, presbiteris, Roberto Boyde scutifero, Johanne Smyth, Henrico Gudewyne, burgensibus de Kyrkyntolache, Johanne Ambrose, Donaldo Talzowre et Thoma Talzoure laicis Glasguensis diocesis, cum multis aliis testibus ad premissa vocatis specialiter et requisitis.

Et Ego Johannes de Mousfald presbiter Glasguensis diocesis publicus auctoritate Imperiali Notarius, premissis, etc.

JOHANNES DE MOUSFALD.

INSTRUMENT of RESIGNATION of the lands of Estir Cader, in favour of Patrick of Strueline — 1448.

23. IN nomine Domini Amen. Per hoc presens publicum Instrumentum [cunctis pateat euidenter, quod] Anno Domini millesimo quadringentesimo quadragésimo octauo, die vero [mensis           ] secunda, et eiusdem diei hora quasi sexta post meridiem, Indictione vñdecima, [Pontificatus sanctissimi in Christo] patris ac domini nostri, domini Nicholai diuina prouidentia pape quinti, anno secundo: In mei Notarii publici et testium subscriptorum presencia, personaliter constitutus Gilbertus de Streueline et Isabella Trepnay vxor sua, non vi aut metu ducti, nec errore lapsi, vt asseruerunt, sed vnanimi consensu pariter et assensu, pro ipsorum vtilitate, pure et simpliciter per fustem et baculum, duas partes terrarum de Estir Cadare cum pertinentiis, in manibus Reuerendi in Christo patris ac domini, domini Willelmi, Dei et Apostolice sedis gratia Glasguensis Episcopi, sursum Reddiderunt, vna cum possessione et proprietate earundem resignauerunt. Quibus sic factis et peractis, incontinenter et absque interuallo, dictus Reuerendus in Christo pater, tanquam dominus superior dictarum terrarum, honorabili viro, Patricio de Streueline filio dictorum Gilberti et Isabelle, dictas terras de Estir Cadare cum iustis pertinentiis contulit et dedit realiter cum effectū. Tendendas in capite de se et successoribus suis hereditarie, Episcopis Glasguensibus, prout antiquitus tenebantur, ac saluis iuribus et seruiciis de eisdem terris sibi debitis et consuetis. Super quibus omnibus et singulis dictus Patricius de Streueline a me notario publico subscripto, vnum vel plura, publicum seu publica, sibi confici petiit instrumentum vel instrumenta. Acta fuerunt hec in Castro de Streueline, et in camera prefati reuerendi in Christo patris, sub anno, die, mense, indictione, et pontificatu quibus supra. Testibus ibidem nobilibus viris, videlicet, Jacobo de Levyngstone, capitaneo castri de Streueline antedicti, dominis Andrea Stewart et Murdaco Stewart, militibus, magistro Johanne Spaldyne, Vicario de [Dunblane?], Roberto de Morauia, Roberto Nory, Waltero Turnbull armigeris, et Johanne Ricardi burgense dicti burgi de Streueline, cum multis aliis, in testimonium vocatis specialiter et rogatis.

Et Ego Johannes de Railstoune, presbyter Sancti Andree diocesis publicus auctoritate Imperiali notarius. Premissis, etc.

1448

JO. DE RAILSTOUNE.

RESIGNATION by Lucas of Sterling of Bouchquhumgre, to George Lord the Leysly of Lewyn, of the lands of Bynzharty, 6th May 1448.

24. BE it made kende till all men be thir present letteris, me Lwkas of Sterling of Bouchquhumgre, till hawe resignit, and be thir present letteris resignis, apone the sext day of the monethe of May, the yhere of Gode a thousande foure hundrethe fourty and acht yheris, in the handis of ayn honorabille and a worschipfulle lorde, Jorge Lorde the Leysly of Lewyn my oure lord, alle and sindry my landis of Bynzharty and the Hillis of Ballingalle withe thayre pertinens, liande within the schirrefdome of Fiff and the barowny of Leysly, and haldyn of the baron of that ilke, at Leysly, the lordis cheif place of the sam barowny. To be haldyn and to be hade alle and sindry the forsaide landis of Bynzharty and the Hillis of Ballingalle with thayre pertinens, to the forsaide Jorge Lorde the Leysly of Lewyn, my oure lorde of the saide landis, and his ayris, in fee and heretage, fra me and my ayris foreuermare, withe alle profiteis, commoditeis and eysmentis, and rychtwyse pertinens to the saide landis of Bynzharty and the Hillis of Ballingalle, pertenance or ma perteyn in ony tym tocum, als frely, quietly, veyle, and in pece, as ony landis are joysit or broukit throw gewyn or resignation be quahatsumeuer withyn the realme of Scotlande, sua that I na my ayris law or ony claym in the saide landis of Bynzharty and the Hillis of Ballingalle with thayre pertinens, ma ask or challans ony manere of wyse, bot fra hinsfurthe fra alle law and clayme of the saide landis of Bynzharty and the Hillis of Ballingalle with thayre pertinentis, I and my ayris mot be excludit for euermare be thir present letteris. Ande for the mare sowrte of this resignation and vpgewyn of thir saide landis with thayre pertinens, be lettire of procuratory, selyt withe my awn seele, I hawe gewyn fulle powere to Vilzheaym of Sterling, my sone and apperande ayre, tille resigne and vpgewe the saide landis of Bynzharty and the Hillis of Ballingalle withe thayre pertinens, to the saide Jorge Lorde the Leysly of Lewyn, my oure lorde of the saide landis, eftire manere and fourme beforwrittyn. In the witnes of the quhilk thinge my seele is to put, the sext day of the monethe of May, the yhere of Gode a thousand foure hundrethe fourty and acht yheris, at Leysly, befor thire witnes, that is to say, Thom Lummysden of the Condelay, John Lummysden of Gleggirnache, Alyschundir of Cwnyngaym squehearis, Schir Robert Schort notar, vicar of Dersy, Thomas of Kyninmounde and Jhon of Fogo burgess of Couper, withe othir diuerss.

Seal: On a Bend three Buckles. Legend: 'Sigillum  
'Lucee de Striueline.'

RESIGNATION by George of Leysly, Lord of that Ilk, to Lukas of Sterling of Bouchqumgre, of the half lands of Keyre, 7th May 1448.

25. BE it made kende till alle men be thire present letteris, me Gorge of Leysly lorde of that Ilke, till he have made, stabillist and ordande, and be thire my letteris makys, stabillis and ordanis a honorabill man, James of Lewyngstone capiteyn till he oure souerayn lorde the kyng of Scotlande, and Vilzheaym of Sterling, the sone and apperand ayre till he Lukas of Sterling of Bouchqumgre, coniunctly and seueraly, my fulle procuratouris and deputis, giffande and grantande to the forsaidis James and Vilzheaym my procuratouris and deputtis, and till he ewyre ilkayn of thaym be him self, my fulle poware and speciale mandment my lettris of resignatioun to resawe, and in my naym to resigne, half the landis of Keyre with thare pertinence, liande within the schirefdome of Perth and erledome of Stratherne, in to the handis of ayn excellent prince and kyng, kyng James of the Realme of Scotlande kyng, as ouer Lorde of the saide half landis of Keyre, with thare pertinence, to be gewyn to the forsaid Lovkas of Sterling and his ayris in fee and heretage foreuermare, fra me and my ayris euerlastandly. I haldande and fortill halde ferme and stabille quahatsmeuerting the forsaidis James and Vilzheaym my procuratouris and deputis or ony ayn of thaym in my naym doys or oysis in the saide resignatioun. In the wytnes of the quhilk thing my seele is to hungyn, at Leysly the sewyn day of the monethe of May, the yhere of God a thousande four hundredth fourty and acht yheris, befor thir witnes, that is to say, Thom of Lummysdeyn of Condelay, Jhone Lummysden of Gleggirnache, Alyshundire of Cunygaym squheyaris, Schir Robert Schort notare vicare of Dersy, Thom of Kyninmonde, and Jhone Fogo Burgez of Couper with othiris diuers.

CHARTER by Jonet of Kinross of Kippanrosse to William of Striueline, of the lands of Lubnocht, 5th November 1448.

26. OMNIBUS hanc cartam visuris vel audituris, Joneta de Kinross de Kippanrosse eternam in Domino Salutem. Noueritis me, non vi aut metu ductam, nec errore lapsam, seu dolo circumuentam, sed mea mera et spontanea voluntate, habitis super hoc auisamento et consilio amicorum meorum, dedisse . . . honorabili viro Wilhelmo de Striueline, filio et heredi apparenti Luce de Striuelin de RATHERNE, pro suis consilio et auxilio michi sepius temporibus retroactis impensis, et specialiter in recuperacione terrarum mearum de Lubnoch, cum pertinenciis, jacentibus in dominio de Strogartnay infra vicecomitatum de Perth, de manibus Johannis de Menteth alias per meos predecessores



Best made kende till alle men be ynd present letters are holden  
ynd present letters witness upon the first day of the month  
forty and eight years in the hands of myn honored hulle  
our lord alle & findyng my lands of bynzgatty & ye hille  
schirefdom of fiff & ye baronry of leysly & galsyn of ye  
baronry dobelgaldyn & to be hade alle & findyng ye forsaide  
yayd ptmets to ye forsaide forde lord ye leysly of lorbun  
gentage for me & my ayus forerindid with all ynd  
lands of bynzgatty & ye hille of ballmyalle ynd mende  
yeer as any lands ad possit or bionert thow ye lorbun or  
find yat I na my ayus know or any claym in ye saide lands  
ptmets ma ass or thalant any maner of wyf bat  
of bynzgatty & ye hille of ballmyalle with ynd  
dnde for ye man forwa of ynd restitucon & wpt  
latory schot with my own seck I have thow full  
till restitucon & wpt ye saide lands of bynzgatty  
forde lord ye leysly of lorbun my our lord of ye saide  
nd of ye quillit thow my seck is to put ye first day  
quindithe forty and eight years at leysly befor  
hon ldmysdeyn of glougnathe abyschidre of ewyngton  
of Eynmormid - & hon of sogo bratys of conp with



of frelling of bonethanquayr till hana resylmt & be  
of any ye yher of thod d thousande four hundreth  
the lord mosthighpfull lord george lord ye knyght of leban my  
of ballintalle with the said ptmens lande within ye  
of ye loun of yat ulla de knyght ye lordis thaf place of ye fam  
before landis of bonethanquayr & ye hillis of ballintalle with  
of ye my onid lord of ye saide landis & his ayris in fee &  
of ye comoditie & exsistie & wech way ptmens to ye saide  
of ye lande pteyn in any tym to be all frely amethy weyle &  
of ye situation be whatshere within ye Realme of scotland  
of ye landis of bonethanquayr & ye hillis of ballintalle with the said  
of ye la hyn frith fra alle leas & claym of ye saide landis  
of ye any ayris not be excludit forerwar be y preset litters  
of ye said saide landis with the said ptmens be litters of pen  
of ye pced to wylkaym of frelling my son & apperand aynd  
of ye hillis of ballintalle with the said ptmens to ye saide  
of ye landis esau maner & forme be for within hi ye wit  
of ye moneth of may ye yher of thod d thousande four  
of ye witef yat is to say Eghon Cumyschy of ye condelay  
of ye my sanyoyar P Robert shott notari vicar of deasy thom  
of ye this dmeff



impigneratas; omnes et singulas terras meas predictas de Lubnoch cum pertinenciis, jacentes in dominio et vicecomitatu prescriptis. Tenendas et habendas . . . dicto Wilelmo heredibus et assignatis suis, a me et heredibus meis, de domino de Strogartnay et heredibus suis, in feodo et hereditate imperpetuum . . . Reddendo inde annuatim . . . dicto domino superiori et heredibus suis vnum lee Rabuk hede in festo pentecostes, nomine albe firme, si petatur, ac faciendo domino nostro Regi et successoribus suis forinsecum seruicium quantum ad dictas terras pertinet . . . In cuius rei testimonium presenti carte mee sigillum meum est appensum; et quia sigillum meum est minus notum, sigillum potentis et nobilis domini, Patricii Domini de lee Grahaame coram testibus procuravi cum instancia, et testimonium et fidusiam omnium premissorum, vna cum sigillo meo dicte carte mee apponi. Et ad maiorem securitatem, ego dicta Joneta de Kinross, non coacta, sed mea libera voluntate, de non contradicendo prefate carte mee, aut cuique contento in eadem, clam vel palam, directe vel indirecte, in iudicio vel extra, per me aut quancumque interpositam personam, tactis Dei sanctis euuangelis iuramentum prestiti corporale. Apud Kincardin quinto die mensis Nouembris, anno Domini Millesimo quadringentesimo quadragésimo octauo, coram hiis testibus, videlicet, Reuerendo in Christo patre et domino, domino Roberto de Laudere diuina prouidentia Episcopo Dunblanensi, Magistro Johanne Cristini Officiali ac Cancellario Dunblanensi, Alexandro de Grahame, Willelmo Haldene, Malcolmo Vchtre, scutiferis, et me Domino Johanne Roberti notario publico, cum nonnullis aliis ad premissa vocatis.

INSTRUMENT OF RATIFICATION by Jonet of Kinross, Lady of Kyppenross, to William of Striuelin, of the Lands of Lubnocht, 5th September 1448.

27. IN Dei nomine Amen. Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod Anno Incarnacionis dominice millesimo quadringentesimo quadragésimo octauo, mensis vero Septembris die quinta, Indictione duodecima, pontificatus Sanctissimi in Christo patris et domini nostri, domini Nicholai diuina prouidentia pape quinti, anno secundo: In mei Notarii publici et testium subscriptorum presencia, personaliter constituta nobilis mulier, Joneta de Kinross Domina de Kyppenross, sponsa nobilis viri Roberti Stewart, omnes et singulas terras de Lubnocht, in dominio de Strogartnay, infra vicecomitatum de Perth jacentes, nobili viro, Willelmo de Striuelin, filio seniori et heredi apparenti Luce de Striuelin, cum consensu et assensu dicti Roberti sui mariti, pro certa summa pecunie dictis Jonete et Roberto, in sua magna et vrgente necessitate exhibita, et in eorum commodum et vtilitatem diuersimodi conuersa, vendidit et alienauit, prout in eorum euidentiis et literis exinde confectis plenius con-

tinetur. Quibus factis tandem de dicte Jonete presencia, de loco visu et habitacione prefato Roberto suo marito penitus abstracto et remoto, Joneta antedicta, non vi aut metu ducta, aut per aliquem choacta, nec errore lapsa, sed sua mera et spontanea voluntate, benemeritis dicti Willelmi de Striuelin eidem sepius impensis pensatis et consideratis, se nunquam, opere uel sermone, actu uel tractatu, ad quemcunque statum deueniret uel deuenire poterit in futurum, quocunque colore quesito juris uel facti, contra huiusmodi vendicionem, seu alienacionem, in omnibus articulis, punctis et circumstanciis, prout in euidentia continetur, tactis sacrosanctis dei euuangelis, se nunquam deuenire iuramentum prestitit corporale. Super quibus omnibus et singulis prefatus Willelmus de Striuelin a me notario publico infrascripto sibi fieri petiit presens publicum instrumentum seu publica instrumenta. Acta erant hec in maiori aula Castri de Kincardin hora prima post meridiem, sub anno, die, mense, indictione, et pontificatu quibus supra. Presentibus ibidem magnifico et potenti domino Patricio Domino de lee Grahame, Alexandro de Grahame fratre dicti Domini, Magistro Johanne Cristini Officiali ac Cancellario Dunblanensi, Willelmo Halden, Johanne Halden, et Willielmo Gardinere cum multis aliis.

Et ego Johannes Roberti, presbyter Dunblanensis diocesis, publicus auctoritate Imperiali Notarius. Quia predictarum terrarum venditioni alienationi et iuramenti prestitutioni, ceterisque omnibus et singulis, dum sic ut premittitur, dicerentur, et fierent, vnacum prenominate testibus presens personaliter interfui, eaque omnia et singula supradicta, sic fieri, vidi, et audiui, et in notam precepi. Ideoque presens publicum Instrumentum, manu mea propria scriptum, et sigillatum sigillo officij venerabilis et circumscripti viri, Magistri Johannis Cristini, Officialis ac Cancellarii Dunblanensis exinde confeci, signoque et nomine meis solitis et consuetis signaui rogatus et requisitus, in fidem et testimonium omnium et singulorum premissorum.

JO. ROBERTI.

OBLIGATION by James II. to Robert of Levingstoune of Medilbenyng, Comptroller, relative to the sum due to him by the King, 22nd August 1449.

28. JACOBUS Dei gracia Rex Scotorum, Vniuersis et singulis ad quorum noticias presentes litere peruenerint, Salutem: Quia, per auditores in Scaccario nostro vltimo tento apud Linlithqw, per nos ad hoc specialiter deputatos, compoto claro et fideli reddito per spectabilem scutiferum nostrum, Robertum de Levingstoune de Medilbenyng, nostrum Compotorum Rotulatore, de omnibus prouentibus, redditibus, custumis, et

peccuniarum summis nobis pertinentibus, per eundem receptis, a die introitus sui in officio Compotorum Rotulatoris predicto, vsque ad quintum diem mensis Augusti inclusiue, anno Domini millesimo quadringentesimo quadragesimo nono, illis omnibus comptotis et allocatis; comptotum est atque fatemur nos sibi debere, de propriis bonis et peccuniis suis, pro nobis et in vsibus nostris expositis, summam nouem centum et triginta librarum de moneta regni nostri currente, que se extendit ad summam trium centum et septuaginta duarum librarum grossorum de moneta Flandrie: Quamquidem summam predictam, dicto Roberto, suis heredibus, successoribus, executoribus, assignatis, procuratoribus, aut deputatis, in territorio Flandrie, in villa de Brugis, de summa nobis debita ratione dotis consortis nostre, Domine Marie Regine Scocie, primo die mensis Aprilis datam presencium immediate sequente, vel ad omne longius, in festo quod dicitur aduincula Sancti Petri, primum diem mensis Aprilis predicti immediate sequente, sine vltiore dilacione, soluere promittimus: Et nos, heredes et successores nostros, ad hoc tenore presencium firmiter obligamus: Et in solucione summe predicte, si eam in Flandria fieri contingat, pro libra grossorum in solucione predicta, computabuntur quinquaginta solidi monete regni nostri currentis: Et si contingat predictum Robertum de summa sexaginta trium librarum grossorum, per certam aliam assignacionem nostram sibi desuper factam, in territorio Flandrie persolui, predicte sexaginta tres libre grossorum de summa trium centum septuaginta duarum librarum grossorum predictarum defalcabuntur: In quorum omnium et singulorum fidem et testimonium, secretum sigillum nostrum presentibus obligacionis nostre literis, nostra subscripcione manuali roboratis, est appensum, apud Striueline, vicesimo secundo die mensis Augusti, anno Domini millesimo quadringentesimo quadragesimo nono, et regni nostri decimo tercio.

RENUNCIATION by Stephen Scot of the Mwrhouse to Henry of Leuingstoune, son and heir of the deceased Robert of Leuingstoune of Lithquo, of the lands of Castlecary and the Weltoune, 7th November 1453.

29. TIL al and sindry to quhais knowlagis thir present letteris sal to cum, Stephyn Scot of the Mwrhouse, Greting in Gode ay lestande: Wit zour vniuersite me, nocht throu strenth lede, na throw error slydyn, compellit, na constrenyhete, bot of myn awyn pure

fre and wilful will, my profit on ilk side sene ande considerit ; for til haf gyffyn oure, frely grantit, dischargit, and remittit, and be thir my present letteris, frely ouregyffis, grantis, dischargis, and remittis, and purely and simply resignis, fra me myn ayris and myn assignais for euermar, til a worthy man, Henry of Levingstoune, sone and ayr of quhylum Robert of Levingstoune of Lithquo ; all rycht, titill of rycht, questione, clame of rycht or demande, properte and possessioun, the quhilk or the quhilkis I the said Stephyn, myn ayris or assignais, or ony vthir in our name, had, has, or ony maner of way may haf in tym to cum, in or to the landis of Castelcary and the Weltoune, wyth thar pertinens, or til ony part of thaim, lyand wythtin the baronry of Stratetoune, and the schirefdome of Stryviling, be ony resone, rycht, titil, or clame of rycht, of a gyft of the said landis gyffyn til me and myn ayris of thaim, be our souerane lorde the king, James be the grace of God King of Scottis the secunde, as his charter thar vponc to me maid in to the self fully proportis : The quhilk gyft, charter, rycht, and possession, I renunce, remittis, and our gyffis for euermar as said is, fra me, myn ayris and assignais, to the said Henry and his ayris for euermar ; sua that nowther I myn ayris na myn assignais, na nane vthir in to my name na tharis, sal neuermar in tym to cum mak ony persute, clame, questione, chalangis, folowyng, distrobilling, or demand, in or to the said landis of Castelcary, or the Weltoune, wyth the pertinens, or til ony part of thaim, in to jugement or wythoute jugement, in to the law or by the law, in preve or in pert, stilly or lowde, rychtwysly or wrangwysly, in worde or in dede, na neuer move plede, raise stryf, distrubill, in quiete, vex, harm, scath, or hinder the forsaide Henry, his ayris na assignais, in the brooking, hafyng, vsing, and joysing of al the forsaide landis wyth the pertinens, na na part of thaim ; bot fra al rycht, titil, and clame of rycht, bath petitour and possessour, I myn ayris and myn assignais, and al vthiris in our name, ar and sal be for euermar dischargit, excludit, assolyhet, and oute put be thir our present letteris ; and that nowther I, myn ayris na myn assignais, na nane vthir in our name, sal neuer in tym to cum breke, reuoke, na agayn call this forsaide letter, condicion, na bande, na na poynt contenit in it, bot we and ilkane of vs sal perpetuall obserue, kepe, hald, and fulfill thaim, al the poyntis, articulis, condicionis, circumstans, furme and effect, lelly and trewly, but fraude or gyle, frielic exceptione or aganecallyng quahatsumcuer : The quhilkis al and sindry thingis til halde, kepe, observe, and fulfil for euermar, we oblis vs and ilkane of vs lelly and trewly, be the fathtis of our bodiis and thir present letteris, bwt reuocacion : In witnes of the quhilk thing to thir my present letteris, I haf to set my sele, at Edinburgh, the sevynt day of the moneth of Nouember, the zere of God a thousand four hundreth fifty and thre yheris.

CHARTER by King James II. to Alexander of Strathachin of Knok, of half of the lands of Keire, 13th April 1452.

30. **JACOBUS** dei gracia Rex Scotorum. Omnibus probis hominibus totius terre sue clericis et laicis, Salutem. Sciatis nos dedisse . . . dilecto et fideli nostro Alexandro de Strathachin de le Knok, totam et integram dimidietatem terrarum de Keire cum pertinenciis, jacentem in comitatu nostro de Stratherne infra vicecomitatum nostrum de Perth. Quequidem dimidietas . . . fuit Johannis de Strathachin de Keire hereditarie; et quam dimidietatem . . . idem Johannes . . . in manus nostras apud Striueline, coram subscriptis testibus, per suos procuratores ad hoc legitime constitutos, per suas literas patentes, per fustem et baculum . . . resignavit . . . Tenendam et habendam . . . dicto Alexandro de Strathachin et heredibus suis, de nobis heredibus et successoribus nostris in feodo et hereditate imperpetuum . . . Faciendo inde annuatim . . . nobis heredibus et successoribus nostris seruicia . . . nobis debita et consueta. In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus. Testibus reuerendo in Christo patre, Willelmo Episcopo Glasguensi, Willelmo Domino Creichtoune nostro Cancellario et consanguineo predilecto, dilectis consanguineis nostris, Thoma Domino Erskin, Laurencio Domino Abernethy in Rothimay, Andrea Domino le Gray Magistro Hospicii nostri, Johanne Stewart de Dernle, Andrea Stewart milite, Alexandro de Narne de Sandefurde, nostrorum compotorum Rotulatore, Magistris Johanne Arous Archidiacono Glasguensi, et Georgeo de Schoriswode Rectore de Cultir clerico nostro, apud Edinburgh decimo tercio die mensis Aprilis, anno Domini millesimo quadingentesimo quinquagesimo secundo, et regni nostri decimo sexto.

PRECEPT of SASINE by Walter Hawden of Kelore, for infefting William of Strivelin of Ratherne in the half of the lands of Kere, called Kere Hawden, 4th November 1455.

31. **WALTERUS** HAWDEN de Kelore, honorabilibus viris, Roberto de Conynghame de Achinbowy, Jacobo Lyddale et Ade Cosoure burgensi burgi de Striueline, balliuis meis in hac parte, Salutem. Quia concessi et alienavi hereditarie imperpetuum, honorabili viro, Willelmo de Striueline de Ratherne, totam et integram dimidietatem terrarum de Kere, wlgariter vocatam Kere Hawden, cum pertinenciis, jacentium in comitatu de Stratherne, infra vicecomitatum de Perth, pro certa summa monete currentis Scocie, michi per predictum Willelmum persoluta et deliberata in pecunia numerata. Vobis et vestrum cuiilibet, coniunctim et diuisim, precipio et mando quatenus dicto Willelmo,

vel suo certo actornato, presencium latori, saysinam hereditariam dicte dimidietatis terrarum antedictarum de Kere, cum pertinenciis, secundum tenorem carte sue quam inde de me habet, visis presentibus tradatis indilate, saluo iure cuiuslibet, et hoc nullo modo omittatis. Ad quod faciendum vobis et vestrum alteri, coniunctim et diuisim plenariam committo potestatem. In cuius rei testimonium sigillum meum presentibus est appensum, apud burgum de Perth, quarto die mensis Nouembris, anno domini millesimo quadringentesimo quinquagesimo quinto.

Seal: A Saltyre, with a Label of three points in chief.

CHARTER by Archibald of Kinbuk of that Ilk to William of Striueline of Ratherne, of the lands of Classingall, 11th April 1455.

32. OMNIBUS hanc cartam visuris vel auditoris, Archebaldus de Kinbuk de eodem, eternam in Domino Salutem. Noueritis me, vtilitate et commodo meis vndique preuisis et pensatis, ac in mea magna vrgente necessitate, concessisse, vendidisse . . . honorabili viro Willelmo de Striueline de Ratherne, totam et integram mediam partem terrarum mearum de Classingall cum pertinenciis, jacentium in comitatu de Stratherne, infra vicecomitatum de Perth, pro certa summa monete currentis Scoecie, michi per predictum Willelmum premanibus persoluta et deliberata in pecunia numerata. Tenendam et habendam totam et integram mediam partem terrarum mearum antedictarum de Classingall cum pertinentiis, exceptis et reseruatis terris de Schanraw et Garnortone, cum pertinenciis, dicto Willelmo de Striueline, heredibus et assignatis suis, de supremo domino nostro Rege, tanquam comite de Stratherne, et heredibus ac successoribus suis, in feodo et hereditate imperpetuum . . . Faciendo inde annuatim . . . comiti de Strathern qui pro tempore fuerit seruicia debita et consueta . . . In cuius rei testimonium sigillum meum presenti carte mee est appensum, apud ciuitatem Dunblanensem, vndecimo die mensis Aprilis, anno domini millesimo quadringentesimo quinquagesimo quinto, Presentibus venerabilibus et prouidis viris, Dominis Johanne de Atheray, The-saurario Dunblanensi, Patricio Ogyll capellano, David Broyse primogenito Johannis Broyse de Clakmanane, Johanne Beton de Balfoure, et Alexandro de Striueline, armigeris, cum multis aliis.

Seal: A Cheveron between three Bucks' heads cabossed.

PROCURATORY of RESIGNATION by Archibald of Kynbuc of that Ilk to King James II.  
of his Lands of Classingall, 1st October 1459.

33. PATEAT vniuersis per presentes, me Archebaldum de Kynbuc de eodem, fecisse, constituisse et ordinasse, necnon et per presentes facere, constituere et ordinare, dilectos et confisos meos honorabiles videlicet viros, Laurencium Dominum Oliphant, Jacobum Schaw de Sawchy, Michaelem de Balfour de Burly, et Daudid de Crychtoun, meos veros legitimos et indubitatos procuratores, actores, factores et deputatos speciales, Dantem et concedentem dictis meis procuratoribus, et eorum cuilibet, coniunctim et diuisim, meam plenariam et omnimodam potestatem ac mandatam speciale, ad resignandas pureque et simpliciter, in manibus excellentissimi principis supremique domini nostri, domini Jacobi secundi dei gratia Scotorum Regis illustrissimi, per fustem et baculum sursum reddendas, omnes et singulas terras mee partis terrarum de Classingall, de Schanraw et de Gernortoun, cum pertinenciis, michi iure hereditario pertinentes, jacentes in comitatu de Stretherne, infra vicecomitatum de Perth. Et generaliter omnia et singula facienda, gerenda et exercenda, que in dicta resignacione et circa eam necessaria fuerint, seu eciam oportuna, et que egomet facerem seu facere possem, ac si in premissis presens personaliter interessem: Ratam et gratam, ac firmam et stabilem habentem et habituram totum et quicquid dicti mei procuratores, vel eorum alter, coniunctim aut diuisim, rite duxerint seu duxerint faciendum super ypotheca et obligacione omnium terrarum, possessionum et bonorum meorum, mobilium et immobilium, presentium et futurorum. Quas quidem terras mee partis de Classingall, de Schanraw, et de Gernorton cum pertinenciis, ego dictus Archebaldus, non vi aut metu ductus, nec errore lapsus, sed mea mera et spontanea voluntate, in manus dicti serenissimi principis, tenore presentium per fustem et baculum pure et simpliciter sursum reddo et resingno, ac totum jus et clameum que in dictis terris cum pertinenciis habeo vel habere potero, pro me et heredibus meis, quietum clamo imperpetuum per presentes. Ita quod dictus excellentissimus princeps supremusque dominus noster Rex de dictis terris cum pertinenciis omnimodo disponere poterit pro sue libito voluntatis. In cuius rei testimonium sigillum meum presentibus est appensum, apud ciuitatem Dunblanensem, primo die mensis Octobris, anno domini millesimo quadringentesimo quinquagesimo nono.

CHARTER by King James II. to William of Striueline of RATHERNE, of the Lands of Classingall, &c., 10th November 1459.

34. JACOBUS Dei gracia Rex Scotorum, Omnibus probis hominibus totius terre sue clericis et laicis salutem. Sciatis nos dedisse . . . dilecto et fideli nostro, Willelmo de

Striueling de Ratherne, omnes et singulas terras de Classingall, de Schanrow et de Gernortoun, cum pertinenciis, jacentes in comitatu nostro de Stratherne, infra vicecomitatum nostrum de Perth. Quequidem terre cum pertinenciis fuerunt Archibaldi de Kynbuk hereditarie; et quas terras idem Archibaldus . . . in manus nostras apud Edinburgh per suos procuratores . . . resignauit . . . Tenendas . . . predicto Willelmo de Striueling et heredibus suis, de nobis heredibus et successoribus nostris, in feodo et hereditate imperpetuum . . . Faciendo inde annuatim . . . seruicia de dictis terris debita et consueta. In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus; Testibus Reuerendis in Christo patribus Georgeo Episcopo Brechinensi, Cancellario nostro, Andrea Episcopo Glasguensi, Niniano Episcopo Candidicase, Dilectis consanguineis nostris Andrea Domino Avandale, Jacobo Domino Levingstoun magno camerario nostro, Patricio Domino le Grahame, et Magistro Johanne Arous Archidiacono Glasguensi nostri secreti sigilli custode, apud Edinburgh, decimo die mensis Nouembris, anno Domini Millesimo quadringentesimo quinquagesimo nono, et regni nostri vicesimo tercio.

INSTRUMENT of SASINE in favour of William of Striueline of Ratherne, Knight, of the lands of Classingall, 15th December 1460.

35. IN Dei nomine Amen. Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno Domini Millesimo quadringentesimo sexagesimo, die vero mensis Decembris decimo quinto, et ejusdem diei hora vndecima uel eocirca ante meridiem, Indictione nona, Pontificatus Sanctissimi in Christo patris et domini nostri, domini Pii diuina prouidentia Pape secundi, anno tercio: In mei notarii publici et testium subscriptorum presencia, honorabilis vir, Willelmus de Striueline de Ratherne miles, ad terras de Glassingall . . . personaliter accedens, breue de saysina capelle supremi domini nostri Regis, euidem Malcolmno Sluthman, maro feodi dicti domini Regis balliatus de Stratherne, presentauit, tenorem qui sequitur continens. Jacobus Dei gratia Rex Scotorum, Senescallo nostro de Stratherne et deputatis suis Salutem. Quia concessimus hereditarie dilecto nostro Willelmo de Striueline militi, terras de Glassingall . . . jacentes infra balliam vestram, in manibus nostris resignatas per Archibaldum de Kynbuk, prout in carta desuper confecta plenius continetur; Vobis precipimus et mandamus quatenus, dicto Willelmo, vel suo certo actornato latori presencium, sasinam dictarum terrarum cum pertinenciis, secundum tenorem dicte carte quam inde habet, iuste habere faciatis, et sine dilatione, et hoc nullo modo omittatis. Teste meipso apud Edinburgh, decimo octauo die mensis Nouembris, anno regni nostri

primo. Quo breue recepto, aperto et perlecto, petiit idem Willelmus saysinam dictarum terrarum de Glassingall . . . secundum tenorem dicti breuis per dictum marum sibi tradi, dictus vero marus mandato desuper a Senescallo de Stratherne literatorie sibi tradito inibi oneroso et perlecto, ad principale messuagium ipsarum terrarum, saysinam hereditariam earundem, per terre et lapidis traditionem ut est moris, dicto Willelmo, secundum tenorem carte regie desuper sibi confecte, tradidit et donauit. Jure cuiuslibet saluo. Super quibus omnibus et singulis dictus Willelmus a me notario publico subscripto sibi publicum fieri petiit instrumentum seu publica instrumenta. Presentibus venerabilibus et discretis viris, Magistro Johanne Cristini Cancellario et Officiali Dunblanensi, Domino Luca Arnote Capellano, Alexandro Betoune, David Arnote, et Waltero de Kinkell, testibus cum multis aliis ad premissa vocatis specialiter et rogatis.

Et ego Johannes de Atheray, Thesaurarius Dunblanensis publicus auctoritate imperiali Notarius. Predictae saysine, etc.

JOHANNES DE ATHERAY.

GRANT by John Stewart of Dernle, Lord of that Ilk, to James Stewart of Albyne, of the lands of Ballindorane, 10th March 1457.

36. BE it kende til all men be thir present letteris, me Johne Stewart of Dernle, Lord of that Ilk, to haue giffin and grantit, and be thir my present letteris giffis and grantis to my weilebelouit cosing, James Stewart of Albyne, the naturale sone vmquhile of James Stewart, Schir Mordacht Stewartis sone, vmquhile Erle of Fiff and of Menteith, the tane half of Ballindorane, with the pertinens, lyand within the erldome of the Lewenax, and within the schirefdome of Striueling. Halding and to be hade to the saide Jamys, and till his ayris of his body lauchfulli gottyne, of me and myn ayris and successouris, the forsaide lande, in fee and heretage, be all richt merkis and diuisis, in buskis, planys, muris, and marrais, in wayis, roddis, in wateris and in stankis, in medois, pastouris, and lesouris, in myllis, myltouris, in fisching, foulyng, halking, and huntyng, in peting, turwing, and coling, in bludwitis, merchetis, and herzeldis, with all and sindry fredomys, comoditeis, and aisiamentis, with thare pertinens, alswele nemmyt as vnnemmyt, als wele vndir the erde as above, wyth fre entray and passage to the saide landis, sa frely, quyтли, honerabli, wele, and in pese, as I or my predecessouris the fornemmyt landis brokit of befor tyme; with the preuilegis and fredome contenit in my chartir of the landis of Baldorane; he geifande thare of the forsaide Jameis and his ayris, to me and to myn ayris, three

suttis at thri heide courtis of the zere alanerly, for all vthir actionis or demande of the saide landis may be askit or requerit in tym to cum: And attoure, giff it happinnis, as Gode forebeide, that the fornemmyt landis beis recouerit or optenyt fra the said Jamys or fra his airis, be law ciuill or canone, I the saide Johnne Sthewart and myn ayris sale mak to the saide Jamys and to his airis, ten markis worth within my landis off Auandale, quhar that he or his ayris thinkis best, outtakand my manys and chemys, with sik fredome and preuilegis as is beforseide: And I the said Johnne and myn ayris sall warrande and defende for evir mair agane all dedly men or woman, the saide landis with thar pertinentis, to the saide Jameis and till his ayris: In witnes of the quhilk thing I haue set to my sele, at Glasgw, the tend day of Marche, the zer of our Lorde a thousand four hundreth fifti and sevin zeris, with thir witnes, Johne Stewart of Murelee, Schir Johne Robertone, chappellane, Henry Mychelsone, Robyn of Inchenyn, and Arthour Robertsons, and Matho Stewart of Castiltone, and Johne Stewart of Albany, son to the said Jamys, with Schir Johnne of Setoune, and mony vthir.

CHARTER of CONFIRMATION by King James III., dated 12th January 1465, confirming a Charter by John Lord Dernlee to James Stewart of Albany, of the east half of Baldorrane, dated 7th January 1464.

37. JACOBUS, dei gracia Rex Scotorum, Omnibus probis hominibus totius terre sue clericis et laicis, Salutem: Sciatis nos quandam cartam dilecti consanguinei nostri, Johannis Domini Dernlee, factam et concessam consanguineo nostro, Jacobo Stewart de Albany, de tota et integra orientali dimidietate terrarum de Baldorane cum pertinentiis, iacentium in comitatu de Leuenax, infra vicecomitatum nostrum de Striueling, de mandato nostro visam, lectam, inspectam, et diligenter examinatum, sanam, integram, non rasam, non cancellatam, nec in aliqua sui parte suspectam, ad plenum intellexisse sub hac forma: Omnibus hanc cartam visuris vel auditoris, Johannes Stewart Dominus de Dernle, eternam in Domino salutem: Noueritis me dedisse, concessisse, et hac presenti carta mea confirmasse dilecto consanguineo meo, Jacobo Stewart de Albany, filio naturali quondam Jacobi Stewart, filii Domini Murdaci Stewart, quondam Ducis Albanie, Comitis de Fiff et de Menteith, pro suo seruicio michi impenso et impendendo, totam et integram mediam partem orientalem omnium terrarum mearum de Baldorane cum pertinentiis, jacentium in comitatu de Leuenax, infra vicecomitatum de Striueline: Tenendam et habendam . . . dicto Jacobo, et heredibus suis de corpore suo legitime procreatis seu procreandis, de me et heredibus meis, in feodo et hereditate

imperpetuum . . . Reddendo inde annuatim, dictus Jacobus et heredes sui predicti, michi et heredibus meis, tres sectas ad tria placita capitalia mea de Baldorane tantum. . . . Et si contingat, quod absit, dictam mediam partem terrarum antedictarum cum pertinentiis, aliquo tempore futuro rigore juris, a dicto Jacobo aut heredibus suis, optineri et recuperari; eo casu obligo me et heredes meos, dictum Jacobum et heredes suos infeodare in decem mercatis terrarum de terris meis de Auandale, vbi dicto Jacobo melius et conuenientius videbitur, et heredibus suis; saluis meis principali messuagio et le maynis, cum eisdem priuilegiis et libertatibus, vt superius est expressum. . . . In cuius rei testimonium presenti carte mee sigillum meum est appensum, apud burgum de Striueline, septimo die mensis Ianuarii, anno Domini millesimo quadringentesimo sexagesimo quarto: Hiis testibus, Andrea Domino Avandale, Cancellario Scoecie, Magistro Georgeo de Abernethy, Preposito Ecclesie Collegiate de Dunbertane, Murdaco Stewart milite, Matheo Stewart de Cassiltoune, Johanne Maxwell de Nethirpollok, et Magistro Andrea de Menteith, cum multis aliis: Quamquidem cartam, ac donacionem et concessionem in eadem contentas, in omnibus suis punctis et articulis, condicionibus et modis, ac circumstantiis suis quibuscunque, forma pariter et effectum, in omnibus et per omnia, approbamus, ratificamus, et pro nobis, heredibus et successoribus nostris, vt premissum est, pro perpetuo confirmamus: Saluis nobis heredibus et successoribus nostris, iuribus et seruiciis de dictis terris, ante presentem confirmationem, nobis debitibus et consuetis: In cuius rei testimonium presenti carte nostre confirmationis, magnum sigillum nostrum apponi precepimus: Testibus, reuerendo in Christo patre, Andrea Episcopo Glasguensi; dilectis consanguineis nostris, Andrea Domino Avandale, Cancellario nostro, Colino Comite de Ergile Domino Campbell, Magistri Hospicii nostri, Gilberto Domino Kennedy, Johanne Domino Dernlee, Alexandro Boide de Drumcoll, Johanne de Culqhohne de eodem, nostrorum Comptorum Rotulatore, militibus; Magistris Dauid de Guthre de Kincaldrum, Thesaurario nostro, et Archibaldo de Quhitelau, Archidiacono Morauisiensi, Secretario nostro; apud Striueline, duodecimo die mensis Ianuarii, anno Domini millesimo quadringentesimo sexagesimo quinto; et regni nostri sexto.

INSTRUMENT of SASINE in favour of James Steward of Albany of the lands of Baldorane, 17th January 1464.

38. IN Nomine Domini, Amen: Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno ab Incarnacione Domini, secundum computacionem regni Scoecie, millesimo ecce<sup>mo</sup> sexagesimo quarto, mensis vero Ianuarii die xvii, indictione xiii, pon-

tificatus sanctissimi in Christo patris et domini nostri, domini Pauli, diuina prouidencia pape secundi, anno primo: In mei notarii publici et testium subscriptorum presencia, personaliter constitutus prouidus vir, Willelmus Stewarde, filius naturalis Jacobi Stewarde de Albany, procurator et procuratorio nomine dicti Jacobi patris sui, de cuius procuracionis mandato et facultate sufficiente michi satis constabat legitimis documentis, ad principale messuagium dimidietatis terrarum orientalium de Baldorane, iacentium in comitatu de Leuenax, et infra vicecomitatum de Striuelyne, accedens, et super solum eiusdem stans, quoddam breue de saysina nobilis et potentis domini, Johannis Stewarde, Domini de Dernle, produxit, et prouido viro, Domino Murdaco Stewarde de Albany militi, balliuo dicti Domini de Dernle ad infrascripta specialiter deputato, presentauit, ac michi notario publico exhibuit perlegendum; cuius breue tenor sequitur, et est talis: Johannes Stewarde, Dominus de Dernle, dilecto consanguineo meo, Murdaco Stewarde militi, balliuo meo in hac parte, Salutem; Quia concessi hereditarie meo consanguineo predilecto, Jacobo Steward de Albany, filio naturali quondam Jacobi Stewarde, filii Domini Murdaci Stewarde, olim Ducis Albanie, et Comititis de Fyff et Menteth, totam et integram meam partem orientalem terrarum mearum de Baldorane, cum pertinenciis, iacentium in comitatu de Leuenax, et infra vicecomitatum de Striuelyne; Vobis mando et precipio quatenus dicto Jacobo, uel suo certo actornato et procuratori latori presencium, saysinam hereditariam dicte medie partis orientalis terrarum antedictarum de Baldorane, cum pertinenciis, secundum tenorem carte mee dicto Jacobo, et heredibus suis desuper confecte, visis presentibus tradatis indilate, saluo iure cuiuslibet, nullo modo omittatis; ad quod faciendum vobis tenore presencium plenariam committo potestatem; In cuius rei testimonium sigillum meum presentibus est appensum, apud burgum de Striuelyne, vii<sup>o</sup> die mensis Januarii, anno Domini millesimo cccc<sup>mo</sup> sexagesimo quarto: Quo perlecto, et in wlgari exposito, prefatus Dominus Murdacus Steward miles, iuxta mandatum in eodem breue contentum, statum et saysinam hereditariam dicte dimidietatis terrarum orientalium de Baldorane, cum pertinenciis, prefato Willelmo Stewarde, procuratorio nomine quo supra, videlicet, Jacobi Stewarde patris sui, secundum tenorem carte prefati Domini de Dernle desuper confecte, ac ibidem ostense, publicate, et lecte, per terre et lapidis tradicionem, ut moris est, tradidit et donauit cum effectu, eidem Jacobo Steward, heredibus suis et assignatis, pro perpetuo remansuris; saluo iure cuiuslibet: Super quibus omnibus et singulis, prefatus Willelmus Steward, procuratorio nomine prefati patris sui, a me notario publico infrascripto sibi fieri petiit publicum instrumentum: Acta erant hec apud ipsam terram, hora quasi nouena ante meridiem. anno, mense, die, indictione, et pontificatu quibus supra: Presentibus ibidem prouido viro, Roberto de Kyncaede de

Craglokkard, Domino Willelmo Capellano, commorante cum eodem; Patricio, Daud, et Roberto, filiis eiusdem Roberti de Kyncade, Roberto Petygrew, Willelmo de Glorate, Donaldo Blar, Aulay Blar, Arthuro Roberti, Johanne Henrici, Roberti Armorar clerico, Patricio Armorar, Donaldo de Kyncade, Jacobo Lyone, Johanne Lyone, et Roberto filio Donaldi de Kyncade, cum multis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Johannes Zong, presbiter Glasguensis diocesis, publicus auctoritate imperiali notarius: Premissis, etc.

JOHANNES ZONG.

PROCESS of DISPENSATION in favor of Henry of Levingstoun of Middilbenyng and Margaret of Parkle, 17th June 1460.

39. IN Dei Nomine, Amen: Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno ab Incarnacione eiusdem millesimo quadringentesimo sexagesimo, mensis vero Junii die decimaseptima, indictione octaua, pontificatus sanctissimi in Christo patris et domini nostri, domini Pii diuina prouidencia pape secundi, anno secundo: In venerabilis in Christo patris ac domini, Willelmi permissione diuina Prioris ecclesie cathedralis Sanctiandree, reuerendi in Christo patris et domini, domini Jacobi Dei et apostolice sedis gracia Episcopi Sanctiandree in remotis agentis Vicarii Generalis, iudicisque et executoris vnici ad infrascripta a sancta sede apostolica specialiter deputati; meique notarii publici et testium infrascriptorum ad hoc specialiter vocatorum et rogatorum presenciis, personaliter constituti honorabilis vir, Henricus de Leuyngstoun de Middilbenyng laicus, et Mergareta de Parkle, coniuges Sanctiandree diocesis, quasdam literas reuerendissimi in Christo patris et domini, domini Philippi miseracione diuina tituli Sancti Laurencii in Lucina Presbiteri Cardinalis, sanctissimi domini nostri, domini Pii pape secundi, Penitenciarii Maioris; in cera rubea alba impressa more Romane curie sigillatas, non viciatas, non cancellatas, sed omni prorsus vicio et suspicione carentes, dicto domino Priori iudici humiliter presentarunt; quas quidem literas predicti reuerendissimi patris, prefatus dominus Prior, iudex ad infrascripta, ea qua decuit reuerencia recepit, tenorem qui sequitur continentes: Venerabili in Christo patri Dei gracia Episcopo Sanctiandree, vel eius vicariis in spiritualibus, Philippus miseracione diuina tituli Sancti Laurencii in Lucina Presbiter Cardinalis, Salutem et sinceram in Domino caritatem: Ex parte Henrici de Leuyngston laici et Mergarete de Parkle mulieris, coniugum vestre diocesis, nobis oblata peticio continebat, quod ipsi olim scientes se quarto consanguinitatis gradu inuicem fore coniunctos matri-

monium inter se per verba de presenti publice, iuxta morem patrie, de facto contraxerunt, illudque carnali copula consummauerunt; cum autem dicti coniuges in huiusmodi matrimonio remanere non possint, et si diuorcium perpetuum fieret inter eos grauius dissensiones et scandala exinde possent verisimiliter exoriri; supplicari fecerunt humiliter dicti coniuges eis super hiis per sedem apostolicam de absolucionis debito beneficio et opportune dispensata gracia misericorditer prouideri; Nos igitur cupientes ipsorum coniugum animarum prouideri saluti, et huiusmodi scandala quantum cum Deo possumus obuiare, auctoritate domini pape, cuius penitenciarie curam gerimus, et de eius speciali mandato super hoc viue vocis oraculo nobis facto, circumspectioni vestre committimus quatenus, si est ita ipsis prius ad tempus de quo vobis videbitur, ab inuicem separatis ipsos coniuges a generali excommunicacionis sententia quam propter hoc incurrerunt, et huiusmodi incestus reatu absoluatis in forma ecclesie consueta, et iniuncta inde eorum cuilibet pro modo culpe penitencia salutari, et aliis que de iure fuerint iniungenda, quodque eorum superuiuens perpetuo absque spe coniugii remaneat; Denum cum ipsis coniugibus quod impedimento consanguinitatis huiusmodi non obstante, matrimonium de nouo inter se libere contrahere, et in eo postquam contractum fuerit remanere licite valeatis misericorditer dispensetis; dummodo dicta Mergareta propter hoc ab aliquo rapta non fuerit, prolem susceptam si qua sit et suscipiendam exinde legitimum decernentes; Datum Mantue, sub sigillo officii penitenciarie, iiii nonas Augusti, pontificatus domini Pii pape secundi anno primo: Venerabili in Christo patri gracia Dei Episcopo Sanctiandree, vel eius vicariis generalibus in spiritualibus, Philippus miseracione diuina tituli Sancti Laurentii in Lucina Presbiter Cardinalis, Salutem et sinceram in Domino caritatem; Ex parte Henrici de Leuyngstone laici, et Mergarete de Parkle mulieris, coniugum vestre diocesis, exhibita nobis peticio continebat, quod ipsi nuper quasdam literas autentica et solita forma commissionis vobis directas a sede apostolica obtinuerunt, continentes, quod non obstante quod quarto consanguinitatis gradu inuicem sunt coniuncti, possint matrimonium de nouo inter se libere contrahere, et in eo postquam contractum fuerit licite remanere dispensaretis cum eisdem; Tamen ipsi timentes literas huiusmodi fore subrepticias et inualidas, quod vnus ipsorum exponentium tercio alter vero quarto gradibus a stipite communi distabant, et quod alter ipsorum distaret tercio in ipsis literis mencio aliqua facta non fuit, humiliter supplicari fecerunt eis in hac parte per eandem sedem apostolicam misericorditer prouideri; Nos igitur attendentes quod felicis recordacionis dominus Clemens papa sextus, quaslibet dispensaciones in casu simili ab eadem sede obtentas et obtinendas, omissione mencionis de distancia tercii gradus predicti a stipite non facte in dispensacionibus ipsis, nequaquam obstante validas et sufficientes

existere et robur plenarie firmitatis habere, auctoritate apostolica declaravit; Auctoritate pape, cuius penitenciarie curam gerimus, vestre circumspectioni committimus quatenus, iuxta huiusmodi apostolicas declarationes, predictae commissionis litteras sufficientes declaratis et validas perinde existere, ac si in eisdem de distancia tertiæ gradus predicti mencio facta foret; Datum Mantue, sub sigillo officii penitenciarie, nonas Augusti, pontificatus domini Pii pape secundi anno primo: Post quarum quidem litterarum apostolicarum presentacionem et recepcionem per dictum dominum priorem iudicem, predicti Henricus et Mergareta in eisdem literis apostolicis principaliter nominati, prefatum dominum iudicem cum instantia requirebant quatenus ad executionem dictarum litterarum apostolicarum et contentorum in eisdem procedere dignaretur, iuxta traditam et directam in eisdem sibi formam; predictus vero Willelmus prior, vicarius et executor prefatus, volens tamquam obediencie filius in huiusmodi negotio rite procedere, super omnibus et singulis in eisdem literis apostolicis ad plenum informatus; et quia illa in dictis literis contenta comparuit esse et fuisse omnino vera: Idcirco, auctoritate dicti domini penitenciarum sibi in hac parte commissa, ipsos Henricum et Mergaretam a generali excommunicacionis sententia, quam propter causam contentam in eisdem literis apostolicis et huiusmodi incestus reatum incurrerunt in forma ecclesie debita absoluit, et postea ipsos ab inuicem separavit ad tempus de quo sibi videbatur expediens, demum cum ipsis Henrico et Mergareta quod, impedimento consanguinitatis huiusmodi non obstante, matrimonium de nouo inter se contrahere libere, et in eo postquam contractum fuerit licite remanere, valeant misericorditer dispensavit, et tenore presentium dispensat, constante sibi prius quod dicta Mergareta propter hoc ab aliquo rapta non fuerit, prolem susceptam et suscipiendam exinde legitimam decernendo: Super quamquidem executionem predictarum litterarum apostolicarum in omnibus secundum formam et tenorem earundem ac omnibus et singulis supradictis, dicti Henricus et Mergareta a me notario publico infrascripto sibi fieri petierunt publicum seu publica, instrumentum seu instrumenta: Acta fuerunt hec infra burgum de Edinburgh, in domo habitacionis dicti domini prioris iudicis prenominati, anno, die mensis, indictione, et pontificatu suprascriptis: Presentibus ibidem venerabilibus viris, Magistro Johanne Balfoure, et Domino Roberto Mason, ecclesiarum cathedralium Sanctiandree et Abirdonensis Canonicis, et Johanne Foulis, testibus ad premissa vocatis specialiter et rogatis.

Et ego Dauid Kay, presbiter Sanctiandree diocesis, licenciatus in decretis, publicus auctoritate imperiali notarius: Premissis omnibus dum sic agerentur interfui, et presentes litteras, siue presens publicum instrumentum, dicti domini

judicis processum in se continentes, per alium fideliter scriptum, signo et nomine meis solitis signavi, rogatus in testimonium premissorum.

DAVID KAY.

CHARTER by John Duncansone, Burgess of Dunbertane, to Mr. George Abyrnethe, Provost of the Collegiate Church of Dunbertane, of an annualrent of 20 shillings from a tenement in Dunbertane, 6th November 1461.

40. OMNIBUS hanc cartam visuris vel auditoris, Johannes Duncansone, Burgensis de Dunbertane, Salutem in Domino sempiternam: Sciatis me dedisse, ac titulo uendicionis tradidisse ac ipsam vendicionem et tradicionem presenti scripto meo confirmasse, a me et heredibus meis, venerabili clerico, Magistro Georgio Abyrnethe, Preposito Ecclesie Collegiate Sancte Marie Virginis de Dunbertane, sibi pro toto tempore sue vite; et post decessum predicti Magistri Georgii, Valtero Abyrnethe, filio carnali antedicti Magistri Georgii, et heredibus suis masculis de corpore suo legitime procreatis seu procreandis; quo deficiente, Roberto Abyrnethe, filio carnali antedicti Magistri Georgii, et heredibus suis masculis de corpore suo legitime procreatis seu procreandis; viginti solidos annui redditus de meo tenemento cum pertinenciis, jacente in burgo de Dunbertane, infra terras olim Thome Lachtane ex parte australi, ex parte vna, et terras Roberti Scherar ex parte boriali, ex parte altera; annuatim soluendos ad duos anni terminos, per equales porciones, videlicet, ad festum Pentecostes, et festum Sancti Martini in yeme; ac totum jus et clameum que in eisdem habeo, habui, seu quouismodo habere potero in futurum; pro certa summa pecunie vsualis monete regni Scocie, quam dictus Magister Georgius michi, in mea magna vrgente necessitate, persoluit; de qua summa fateor me bene solutum et contentum: Quodquidem tenementum, ex legali conquestu meo, habui et possedi: Tenenda et habenda dicto Magistro Georgio, Valtero, Roberto, et eorum heredibus legitimis masculis, quibus omnibus forte deficientibus, quod absit, propinquioribus heredibus predicti Magistri Georgii masculis de suo cognomine libere reuertenda quibuscunque; quiete, plenarie, integre, bene, honorifice, et pacifice, cum omnibus commoditatibus, libertatibus, et asiamentis, ac iustis suis pertinenciis quibuscunque, sine reuocacione quacunque, in feodo et hereditate imperpetuum: Et ego prefatus Johannes Duncansone et heredes mei, predictum annum redditum, ac jus et clameum, eidem predicto Magistro Georgio, quo deficiente, Valtero, quo deficiente, Roberto, et eorum heredibus masculis, contra omnes mortales varantizabimus, acquietabimus, et imperpetuum defendemus: In cuius rei testimonium sigillum meum presenti carte mee est appensum, sexto die mensis Nouembris, anno Domini

millesimo quadringentesimo sexagesimo primo ; presentibus, Georgeo Calbrath notario, Johanne Siluer, presbiteris, Alexandro Steyl, et Andrea Abernethe, cum multis aliis.

INSTRUMENT of SASINE in favour of William Streueling of Keyr, Knight, of the lands of Kennoquhy, 16th August 1466.

41. IN Nomine Domini Amen. Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice millesimo quadringentesimo sexagesimo sexto, mensis vero Augusti die decimasexta, Indictione decima quarta, Pontificatus sanctissimi in Christo patris et domini, domini nostri Pauli diuina prouidentia pape secundi, anno secundo: In mei notarii publici et testium subscriptorum presentia personaliter constitutus honorabilis vir, Dominus Willelmus Streueling de Keyr miles, super fundo terrarum de Kennoquhy, jacentium infra baroniam de Lesly et vicecomitatum de Fyf, et vnā literam balliatus honorabilis viri Thome Chawmyr de Drumlochy, in manu sua tenens et michi notario publico subscripto tradidit perlegendam ; cuius quidem litere tenor de verbo in verbum sequitur et est talis. Vniuersis pateat per presentes, me Thomam Chawmyr de Drumlochy fecisse, constituisse et ordinasse, ac per presentes facere, constituere et ordinare honorabiles viros, Johannem Beton de Balfour et Thomam Schethwme de eodem, balliuos meos coniunctim et diuisim irrevocabiles, ad dandum, pro me et nomine meo tanquam domino superiori, saisanam statum et possessionem hereditariam honorabili viro, Domino Willelmo Striueling de Keyr militi, de vno quartario terrarum de Kennoquhy cum pertinentiis, necnon de vna octaua parte earundem terrarum cum pertinentiis, jacentium in baronia de Lesly infra vicecomitatum de Fyf, secundum formam et tenorem suarum cartarum desuper sibi hereditibus suis et suis assignatis confectarum, ad quod faciendum dictis balliuis meis, coniunctim et diuisim, do et committo meam liberam et plenariam potestatem per presentes sine reuocatione duraturas. In cuius rei testimonium presentibus sigillum meum apposui, apud Pert, duodecimo die mensis Augusti, anno Domini millesimo quadringentesimo sexagesimo sexto, Testibus Siluestro Rettre de eodem, Willelmo Blayr de Ardblair, Johanne Rettre de le Letheyl, et Johanne Mailwyng burgense de Dysert, cum multis aliis. Quaquidem litera sic perlecta, eandem prefatus Thomas de Schethwme balliuus prescriptus de manu mea recepit, et virtute eiusdem saisanam statum et possessionem pacificam, de omnibus et singulis predictis terris cum pertinentiis, predicto Domino Willelmo et hereditibus suis et suis assignatis, per terre et lapidis traditionem, ut moris est, secundum tenorem cartarum desuper sibi confectarum, realiter contulit, ac dictum Dominum Willelmum in realem actuaalem et corporalem possessionem predictarum

terrarum cum omnibus et singulis suis pertinentiis realiter introduxit et inuestiuit; et insuper idem Dominus Willelmus miles sigillum prefati Thome de Schethwme balliui predicti huic publico instrumento appendi cum instantia procurauit. De et super quibus omnibus et singulis ipse Dominus Willelmus a me notario publico subscripto sibi fieri petiit vnum uel plura, publicum seu publica, instrumentum seu instrumenta. Acta erant hec apud capitale messuagium predictarum terrarum de Kennoquhy, hora nouena ante meridiem uel eocirca, sub anno, die, mense, indictione et pontificatu quibus supra. Presentibus ibidem honorabilibus et discretis uiris, Willelmo de Strathanry de eodem, Willelmo eius filio et apparente herede, Johanne Beton, Alexandro Schethum, David Arnot, Ricardo Beton, armigeris, Domino Johanne Lauson presbitero, Fynlaio Bryson, Johanne Forly, Johanne Kay, cum diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Georgeus Mouypenny artium magister, clericus Sanctiandree diocesis publicus autoritate imperiali notariusque. Premissis, etc.

INSTRUMENT of SASINE in favour of William Striueling of the Keyr, of the lands of Kennoquhy, 9th May 1472.

42. *In Dei Nomine Amen.* Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice millesimo quadringentesimo septuagesimo secundo, mensis uero Maii die nona, Indictione quinta, Pontificatus sanctissimi in Christo patris et domini nostri, domini Sixti diuina prouidentia pape quarti, anno primo: In mei notarii publici et testium subscriptorum presentia personaliter constitutus discretus uir Johannes Chalmer, quandam literam ballie prouidi uiri Thome Chalmer de Drumloquhy, in papiro scriptam, sigillo suo sigillatam in rubia sera, ut mihi et testibus subscriptis satis luculenter constabat, tradidit perlegendam. Post lecturam diete litere prefatus Johannes Chalmer, balliuis in hac parte, saisinam et possessionem hereditariam de quinque octauis partibus terrarum de Kennoquhy iacentium infra vicecomitatum de Fiff cum pertinentiis, honorabili viro, Johanni Beton de Balfour, actornato Willelmi Striueling de le Keyr, secundum tenorem carte desuper confecte, ac ipsum Johannem actornatum, nomine quo supra, in actualem, realem et corporalem possessionem dictarum terrarum cum pertinentiis, induxit et vestiuit, ac per traditionem terre et lapidis ut moris est, contulit et donauit. De et super quibus omnibus et singulis supradictis prefatus Johannes Beton a me notario publico subscripto sibi fieri petiit presens publicum instrumentum. Acta erant hec apud capitale messuagium dictarum terrarum, hora decima uel eocirca ante meridiem, sub anno, mense, die, indictione et pontificatu

quibus supra. Presentibus prouidis et discretis viris, videlicet, Thoma Schethum de eodem, Andrea Schethum, Roberto Schethum, Dominis Willelmo Maluil, Willelmo Mustart, et Johanne Gourlay capellanis, Ricardo Beton et Thoma Clerk, cum diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego David Vricht, clericus Sanctiandree diocesis publicus auctoritatibus imperiali et regali notarius. Premissis, etc.

TACK by William Streueling of the Keyre to John Betone of Balfour, of the lands of Kennoquhy, 15th July 1473.

43. BE it kende tyle ale men be thir present letteris, me Wilzam Streueling of the Keyre, tyle hawe set and to mayle lattyn, and be thir my present letteris settis and to mayle lattis, to my luyt cosinge Johne Betone of Balfour, his ayris and assignais, thre awchtane partis of the landis of Kennoquhy, liand within the barony of Lesly on Lewyn and in the schirefdome of Fiff, quhilkis thre awchane partis the said Johne has of me in malyn befor the dat of thir letteris, and tua achane partis of the landis of Kennoquhy forsaid, for al the zeris dayis and termys of nyntene zeris; the entre of the forsaid Johne his ayris or assignais to the thre awchtane partis of landis forsaid and pertinentis, begynning at the fest of Witsonday precedand the dat of thir letteris, and the entre of the forsaid Johne his ayris or assignais in the tothir twa awchtane partis begynning at the fest of Witsonday in zer of God a thousand fowrhundreth sevynte and fywe zeris, and sonar gif the said tua achtane partis sale happyn to cum in the handis of me the said Wilzam, and sua furtht termly and zerly tyle that nyntene zeris be halaly and fullaly completyt and furtht worun togidder, less than the saidis landis ware or that ony lachful caus lat the said Johne his ayris or assignais in the laboring of the said landis, and gif sua happynis the said Johne his ayris or assignais sale hawe fre regres in the said landis quhen thai cum agan in the handis of me the said Wilzam my ayris or assignais tyle the hale nyntene zeris be completyt and furtht worun. The forsaid Johne his ayris or assignais payand zerly to me my ayris or assignais, for the forsaid thre awchtane partis of landis, ten merkis of the vsuale monee of Scotland, and for the forsaid tua awchtane partis, sex merkis aucht schilingis and elewyn pennyis of the said monee, at twa vsuale consuet termys in the zer, that is to say, Vitsonday and Mertimes in wynter be ewyn myd porcionis alanerly, for ale other do seruis, excep the penny male forsaid, with courtis, plantis, ischais of courtis, grassumis, herzeldis, merchetis, annagis, cariagis and cane, with ale othir profitis, commoditeis and rychtwise pertinentis that I the said Wilzam or myn ayris or assignais may wyse, bruk or ask

of the forsaidis landis and pertinentis, be ony maner of way, for the zeris and termys forsaid. The quhilk forsutht settyn and to mayle lattyn, I the said Wilzam my ayris and assignais to the forsaid Johne his ayris and assignais sale warand, acquiet and aganys ale dedly defend, in maner and forme forsaid, ale fraud and gyle secludyt and away put. In the vitnes of the quhilk thing to thir my letteris my sele is appensit, at Kennoquhy, the fywtene day of the moneth of Julii, the zere of God a thousand fowr hundretht sevynte and thre zeris.

INSTRUMENT OF SASINE in favour of Sir William of Sterling of Ratherne, of the lands of Meikle and Little Kinbuck, 10th September 1468.

44. *In Dei nomine Amen. Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno incarnationis dominice millesimo quadringentesimo sexagesimo octauo, die vero mensis Septembris decimo, Indictione prima, Pontificatus sanctissimi in Christo patris et domini nostri, domini Pauli diuina prouidentia pape secundi, anno quarto: In mei notarii publici et testium subscriptorum presencia personaliter constitutus honorabilis vir, dominus Willelmus de Sterling de Rathern miles, literas balliatus honorabilis viri, domini Willelmi de Knollis militis, preceptoris ordinis et religionis Johannis Jerosalami domus et preceptorie de Torfychine, eius vero Sigillo, rubea cera alba impressa, sigillatas, pergamino scriptas, sanas et integras, non raras aut viciatas, ut apparuit, sed omni prorsus vicio et suspicione carentes, prouido viro Alexandro Spens, balliuo in hac parte dicti domini Willelmi de Knollis specialiter constituto, porrexit, exhibuit et presentauit, quarum quidem literarum tenor de uerbo in uerbum sequitur et est talis. Willelmus de Knollis miles, Preceptor ordinis et religionis Johannis Jerosalami domus et preceptorie de Torfychine, Alexandro Spens et Alexandro filio suo primogenito, balliuis meis in hac parte specialiter constitutis, Salutem. Quia concessi et dedi hereditarie honorabili viro Willelmo de Stirling de Ratherne militi, totas et integras terras medie partis terrarum de Lital Kynbuk et Mekle Kynbuk cum pertinenciis, jacentes in regalitate de Stratherne, infra vicecomitatum de Perth; que fuerunt Archibaldi de Kynbuk hereditarie, et quas dictus Archibaldus, per procuratores suos ad hoc legitime constitutos, in manibus meis pure et simpliciter, per fustem et baculum, sursum reddidit et resignauit: Vobis et vestrum alteri, coniunctim et diuisim, precepit et mando quatenus, dicto Willelmo de Striueline militi, aut suo certo actornato presencium latori, sasinam hereditariam et possessionem dictarum terrarum medie partis de Lital Kynbuk et Mekle Kynbuk cum pertinenciis, secundum tenorem carte quam inde de me habet, per terre et lapidis traditionem, vt moris est. visis presentibus,*

tradatis indilate, saluo iure cuiuslibet, et hoc nullo modo omittatis. Ad quod faciedum vobis et vestrum alteri, coniunctim et diuisim, meam plenariam et omnimodam do et committo potestatem presencium per tenorem. Datum sub sigillo meo, apud burgum de Striueline, octauo die mensis Septembris, anno domini millesimo quadringentesimo sexagesimo octauo. Quibusquidem literis sic exhibitis, receptis, perlectis et publicatis, dictus Alexander Spens balliuus in hac parte, sasinam hereditariam et possessionem dictarum terrarum medie partis de Mekle Kynbuk et Litol Kynbuk cum pertinenciis [earundem, predicto] Willelmo de Striueline militi, per terre et lapidis traditionem vt moris est, secundum tenorem carte desuper sibi confecte tradidit et donauit. Saluo iure cuiuslibet. Super quibus omnibus et singulis predictus Willelmus de Striueline a me notario publico subscripto sibi f[ieri] petiit hoc presens publicum instrumentum seu publica instrumenta, vnum uel plura. Acta erant hec super solum dictarum terrarum, apud capitale messuagium earundem sub anno, mense, die, indictione, et pontificatu quibus supra : Presentibus ibidem prouidis viris, Jacobo de Johanne Drummond de Auchray, Alexandro de Striueline, Macolmo de Kynbuk, Johanne de Calender, Willelmo Morisone, Thoma Wils[oun] Ruderfurd, et Johanne Mekle Jhon, testibus cum multis aliis ad premissa vocatis specialiter et rogatis.

Et ego Johannes Scot presbyter Dunblanensis diocesis, publicus auctoritate Imperiali notarius, &c.

JOHANNES SCOT.

INSTRUMENT OF SASINE in favour of William Stirling, of the lands of Kere and Classingall, 23rd May 1471.

45. IN DEI NOMINE, Amen: Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno Incarnacionis Dominice, millesimo quadringentesimo septuagesimo primo, die vero mensis Maii xxiii<sup>o</sup>, Indictione quarta, Pontificatus sanctissimi in Christo patris et domini nostri, domini Pauli diuina prouidentia pape secundi, anno septimo: In mei notarii publici, et testium subscriptorum presencia, personaliter constitutus prouidus vir, Walterus de Kinkell, officarius deputatus in hac parte nobilis viri, Willelmi Murreff de Tulibardin militis, Senescalli de Stratherne, literas precepti et mandati dicti Senescalli secum in medium producens, de cuius potestate et mandato literatorie michi notario publico clare constabat, honorabili viro Johanni Stirling, certo actornato nobilis viri Willelmi Stirling, filii et heredis quondam domini Willelmi Stirling de Kere militis, per literas supremi domini nostri Regis, inibi productas et

publicatas, legitime constituto; sasinam hereditariam statum et possessionem terrarum de Kere et Classingall cum pertinenciis, jacentium in comitatu de Stratherne, infra vicecomitatum de Perth, per terre et lapidis traditionem ut moris est, tradidit et donavit, successiue, singulariter et singillatim; secundum formam, effectum et tenorem precepti regii dicto Senescallo desuper directi, saluo jure cuiuslibet: Super quibus omnibus et singulis, dictus Johannes Stirling actornatus ut supra, nomine dicti Willelmi, a me notario publico, sibi fieri petiit publicum instrumentum seu publica instrumenta, vnum uel plura: Acta erant hec super solum dictarum terrarum, apud capitalia messuagia earundem, hora tertia uel eocirca post meridiem, sub anno, mense, die, indictione et pontificatu quibus supra: Presentibus ibidem prouidis uiris, Georgio Stirling, Willelmo de Kinross, Michaele Arnot, Macolmo Stirling, Johanne Dawsons, Andrea Spens, domino Johanne Franche capellano, Jacobo Cristesone, Donaldo Millare, Finlayio McFarlane, Willelmo Constable, Macolmo Sluthman, Johanne Morisone, Macolmo de Kinbuk, et Johanne Huchonsone, testibus cum multis aliis ad premissa vocatis specialiter et rogatis.

Et ego Thomas Ancolsone Dunblanensis diocesis, auctoritate imperiali notarius; premissis, etc.

THOMAS ANCOLSONE.

CHARTER by William Striueling of Keyr to the Chaplain at the Altar of the Virgin Mary in the Cathedral of Dunblane, of a toft and croft of his lands of Keyr, etc., 26th April 1472.

46. VNIUERSIS sancte matris ecclesie filiis presentem cartam visuris vel audituris, Willelmus Striueling de Keyr, Salutem in Domino sempiternam. Quia per deuotas oraciones ac missarum celebraciones, vbi filius hominis pro peccatis nostris offertur, pie creditur peccata dimitti pergatoriique penas demolliri, et ab eisdem penis defunctorum animas frequencius liberari et in paradisi gaudiis collocari. Ideoque noueritis me, pro salute anime illustrissimi ac serenissimi Regis Jacobi Scotorum, et pro salute reuerendi in Christo patris ac domini, domini Johannis Hepburne, Dei et apostolice sedis gracia Episcopi Dunblanensis, necnon pro salute animarum Luce Striuelyng, Domini Willelmi Striuelyng militis patris mei, Margarete eius sponse ac matris mee, et pro salute anime mee, vxorisque mee, et prolium nostrarum, antecessorum meorum, et pro animabus omnium fidelium defunctorum, dedisse concessisse et hac presenti carta mea confirmasse, Omnipotenti Deo, curie celesti, et beate ac gloriose uirgini Marie, et altari eiusdem in nauis ecclesie cathedralis Dunblanensis situato, ex parte boreali eiusdem, et

domino Johanne Franch capellano perpetuo dicti altaris et capellanie eiusdem, eiusque successoribus capellanis perpetuis ad dictum altare beate Marie uirginis Deo seruituris et seruientibus imperpetuum, vnam toftam et croftam de terris meis de Keyr jacentes sub villa eiusdem, sicut iacent in longitudine et latitudine, quas Johannes Alisone inhabitat, necnon totas et integras terras de Schanrach et Wodland cum pertinenciis, de terris meis de Classingall, jacentes infra vicecomitatum de Perth, ac vnum annum redditum quadraginta solidorum de terris de Kippanerayt, et molendinum meum de Strowe cum pertinenciis, videlicet, cum tribus acris arabilibus terrarum mearum de Strowe, et sex sommis animalium in pastura in inferiori parte terrarum de Strowe. Et si contingat dictum molendinum de Strowe cum pertinenciis in tantum peiorari aut in aliquo impedimento impedire tempore futuro, ita quod septem marce pro firma dicti molendini de Strowe cum pertinenciis non possunt annuatim, ad terminos Penthecostes et sancti Martini in yeme, per equales porciones, ad vsum et vtilitatem dicti domini Johannis Franch perpetui capellani capellanie et altaris predictae, et suorum successorum qui pro tempore fuerit seu fuerint, percipere et leuare; volo, concedo et oblige me, pro me et heredibus meis, quod quantum de predicta summa septem marcarum non possit de predicto molendino cum pertinenciis leuare tantum, dictus capellanus qui pro tempore fuerit, leuabit et percipiet, ac potestatem leuandi ad manus proprias habeat, annuos redditus de predictis terris meis de Strowe cum pertinenciis. Tenendas habendas et possidendas dictas toftam et croftam, terras de Schanracht et Wodland, annum redditum de Kippanerayt, et molendinum de Strowe, cum pertinenciis, dicto altari beate Marie uirginis, et domino Johanni Franch capellano perpetuo dicti altaris inibi vt premittitur celebraturo, et suis successoribus capellanis perpetuis qui pro tempore fuerint, in puram et perpetuam elemosinam . . . Faciendo inde annuatim dictus dominus Johannes Franch capellanus perpetuus beate Marie uirginis et capellanie antedictae diuinum seruicium per se aut per ydoneum capellanum per ipsum dominum Johannem ad seruendum dicto altari conductum. Ac eciam volo et concedo, pro me et heredibus meis, quod prefatus dominus Johannes Franch capellanus antedictus, libere gaudebit aliquo beneficio ecclesiastico siue capellania, cum cura vel sine cura, pro toto tempore vite sue, mea capellania perpetua per me dicto domino Johanni Franch data et concessa non obstante. Volo eciam et ordino, quod successores vero dicti domini Johannis Franch capellani perpetui dicti altaris et capellanie antedictae qui pro tempore fuerint, in ciuitate Dunblanense personaliter et continuam faciant residenceciam et diuina celebrant ad altare antedictum et tale seruicium faciant, sicut ceteri capellani fundati in naui ecclesie cathedralis Dunblanensis antedictae faciunt pro animabus supradictis. Et si abinde aliquis capellanus perpetuus dicti altaris qui pro tempore fuerit, dicto domino

Johanne Franch capellano perpetuo dicti altaris excepto, negligens et vagus fuerit per duos menses, sine speciali licencia a me et heredibus meis petita et obtenta, volo quod dicta capellania beate Marie uirginis in manibus meis et heredum meorum dicte capellanie patronorum pure et simpliciter vacabit eo facto. Volo eciam et concedo, ac per presentes ordino, quod presentacio siue jus patronatus, quociens tociens dicta capellania vacauerit, semper ad me heredes meos et successores imperpetuum pertineat. Et si contingat me heredes meos vel successores nullum presentare capellanum ydoneum ad capellaniam predictam infra duos menses immediate sequentes post vacationem dicte capellanie, tunc obligo me heredes meos et successores in summa viginti mercarum vsualis monete regni Scocie fabrice ecclesie cathedralis Dunblanensis nomine pene persoluenda; presentacio vero dicte capellanie tunc ad manus reuerendi in Christo patris Johannis Episcopi Dunblanensis antedicti, et successorum suorum qui pro tempore fuerint, deuoluitur illa vice, et hoc tociens quociens negligentes erunt patroni in presentacione dicte capellanie . . . In cuius rei testimonium sigillum meum huic presenti carte fundacionis capellanie mee est appensum, apud Keyr, vicesimo sexto die mensis Aprilis, anno Domini millesimo quadringentesimo septuagesimo secundo. Presentibus venerabilibus et circumspectis viris, Luca Striueling, Georgeo Striueling, Johanne Striueling, Dauid Arnot, domino Willelmo Patonson capellano, Johanne Smyth, Finlao McGowne, Macolmo Clerke, Willelmo Cochrane et Makbre, cum diuersis aliis.

Et nos Johannes Dei et apostolice sedis gracia Episcopus Dunblanensis predictae capellanie fundacionem et donacionem, ac omnia alia et singula in presenti carta fundacionis contenta, in omnibus suis punctis, articulis, modis, condicionibus et circumstanciis, forma pariter et effectum, diuini cultus augmentacionis, zelo caritatis intuitu et egencium curarum specialiter predictarum contemplacione salutis, pro nobis et successoribus nostris Dunblanensibus Episcopis, approbamus, ratificamus, ac dictum molendinum, annuos redditus et terras predictas, tenore presentium idem domino Johanni Franch capellano perpetuo dicti altaris et capellanie eiusdem et suis successoribus imperpetuum confirmamus, ac dictum dominum Johannem Franch capellanum antedictum, pro se et suis successoribus, in realem, actualem, et corporalem possessionem dicti altaris et capellanie supradicte cum pertinenciis, in quantum ad nos pertinet, induximus, admissimus et inuestiuimus. In quorum approbacionis ratificacionis et imperpetuum confirmacionis testimonium, sigillum nostrum rotundum presentibus est appensum, apud Dunblanam, decimo die mensis Maii, anno millesimo quadringentesimo septuagesimo secundo.

INSTRUMENT in favour of William Stirling, Lord of Cadar, Knight, anent the lands of Estir Cadar, 10th May 1472.

47. IN Dei Nomine Amen. Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice, millesimo quadringentesimo septuagesimo secundo, mensis vero Maii die decima, Indictione quinta, pontificatus sanctissimi in Christo patris et domini nostri, domini Sixti diuina prouidentia pape quarti, anno primo: In mei notarii publici et testium subscriptorum presentia personaliter constitutus, prouidus vir Vmfridus Stirling, filius honorabilis viri, domini Willelmi Stirling domini de Cadar militis, et eiusdem Willelmi procurator in hac parte specialiter deputatus, de cuius procuratoris mandato et potestate michi notario publico subscripto, sufficienti constabat documento, accessit ad presentiam honorabilis viri, Walteri Stewart de Morfy, et eundem Walterum, nomine procuratorio dicti Willelmi Stirling, premuniuit et onerauit, vt veniret ad ecclesiam parochialem burgi de Striueline, ad resignandum et sursum reddendum dicto Willelmo aut procuratori suo, duas partes terrarum de Estir Cadar, cum omni iure et elameo quod habet ad dictas terras, et ad recipiendam summam monete dicto Willelmo inde debitam, secundum formam literarum et endenturarum desuper confectarum; cui procuratori dictus Walterus responsum dedit quod venire noluit. Super quibus omnibus et singulis dictus procurator a me notario publico subscripto sibi fieri petiit vnum seu plura, publicum instrumentum aut publica instrumenta: Acta fuerunt hec in publica via, infra [burgum] de Striueline, prope hospitium nobilis domine Elisabeth Stewart domine de Bigare, hora quasi vndecima ante meridiem, sub anno, die, mense, indictione et pontificatu quibus supra; presentibus ibidem honorabilibus et prouidis viris, Waltero de Buch[quhannan] filio et herede apparente Patricii de Buchquhannan de eodem, Willelmo [burgense] dicti burgi, domino Richardo Smythsoun capellano, Johanne cum multis aliis testibus ad premissa [vocatibus pariterque] rogatis.

Et ego Johannes de Spens, presbyter Dunblanensis diocesis publicus auctoritate

Imperiali Notarius, dicte premunitioni ceterisque omnibus premissis, etc.

JOHANNES DE SPENS.

LETTER by King James III. that he would not reuoke the erection of the Barony of Keire in favour of William of Striueling of the Keire, 28th January 1473.

48. JAMES be the grace of God King of Scottis, To all and sindri ourc liegis and subditis quhais kuaulage thir ourc lettretz salcum greting. Forsamekill as ourc louet Wilzame

of Striueling of the Keire has be his procuratouris lauchfull, and his lettrez patent vnder his sele, purely and simply resignit in oure handis all and sindry his landis of the Keire, Lupnoich, Classingawis, Dachlewane and Retherne Striueling, with thare pertinentis, liand in the Earledome of Stratherne within the shirefdome of Perth, and his landis of Strowy with the pertinentis liand within the saide shirefdome; the quhillk all and sindry landis forsaide with thare pertinentis we have vnyt and annexit in ane barony, to be callit perpetually the barony of the Keire, and gevin thame agane heretably in fre barony to the saide Wilzame and his aeris, to be haldin of ws and our successouris for a commoun soyte in the shiref court of Perth in tyme tocum: We grant be thir oure lettrez to the saide Wilzame and his aeris, that na reuocatioune to be made be ws sal extend nor strike apoune oure charter and donacioun made to him of the landis abone writin, or do ony preiudice or hurt thareto in tyme tocum, suppos it happin ws to mak generall reuocatioune hereftir. Gevin vnder oure Priue Sele at Edinburgh, the xxviii day of Januar, the zer of our Lorde a thousand fourehundreth sevinty and thre zeris, and of oure regne the xiiii zer.

Litera pro Willelmo Striueling de Keire etc.

LETTER of REVERSION by William of Menteth, of the West Kers, to William of Striueline of the Kere, of the lands of the Halcoyge, 6th January 1474.

49. BE it kend til al men be thir present letteris, me Williame of Menteth of the Westkers, to be bundyn and oblist, and be thir my present letteris, and the faith in my body, lelely and treuly bindis and oblistis me, myne ayris and assignais, til ane honorable man, Williame of Striueline of the Kere, his ayris and assignais, that nochtwithstanding that the said Williame of Striueline has grantit, sauld, alienat, heretably and perpetually confirmyt, to me my ayris and assignais, the acht marcis wourth of al and hale the landis of the Halcoyge with thar pertinence, lyand in the barony of the Kere, within the shirefdome of Stratherne, and has bundyn and drawyn in warandice and sikyrness to me heretably tharof, acht marcis wourth of his landis of Strowy with thar pertinence, lyand in the north part of the samyn landis within the said shirefdome, and gifyne me heretably stat sayeing and possessioun tharof, as his letteris and eidentis grantit and maid to me tharvpon mare fullyle proportis; Neuertheless hovsoun and quhat tyme it sal happyne the sayd Williame of Striueline his ayris or assignais, to pay and content to me myne ayris or assignais, the sovme of tva hundreth marcis of gud and vsual money of the kynrik of Scotland, in ane hale sovme and togidder, in money novmeryt and tauld, vpon ane day betuix the sonc

rising and the ganging to of that ilk, vpon the hie altar of the paroch kyrk of Logy besyd Striuelyne; I, the said Williame of Menteth, my ayris or assignais, to the resat of the said sovme lauchfully warnyt be the said Williame of Striueline, his ayris or assignais, on fourty days warning, at oure propir personis, or at oure mansionis or duelling placis that beis for the tyme, or at the parich kyrk of Alvay in the hie mess tyme, on ane solempnyt day, in oppyne audience befor the parichine thar being present; thane and incontinent eftir the resat of the said sovme, al and syndry the said landis of the Halcoyge, and the acht marcis wourth of the landis of Strowy with thar pertinence, to the said Williame of Striueline his ayris or assignais, fra me my ayris and assignais, sal returne agane and remane with thame in fee and heretage euerlesting: And the samyne tyme, I the said Williame of Menteth, myne ayris or assignais, purly and symply sal resigne and gifour, al and syndry the said landis of the Halcoyge, and the said acht marcis wourth of the landis of Strowy with thar pertinence, to the said Williame of Striueline, his ayris and assignais, with stat saying and possessioun, charteris, intrumentis, and vthir eidentis maid and gevyne to me thairvpon, sva that the said sovme being payt, as sayd is, nothir I, my ayris nor assignais sal nocht nor may nocht haue no rycht nor clame of rycht, petitor nor possessor, in nor to the said landis with thar pertinence, bot fra thame ve be al vterly removit and excludyt be thir present letteris. And gif it sal happyne, as God forbeid, me, the said Williame of Menteth, my ayris or assignais fraudfully til absent vs fra the ressat of the sayd sovme, we being tharto lauchfully warnyt as sayd is, it sal be leful and lauchful to the sayd Williame of Striueline til haue heretably regres for him his ayris and assignais, til al and syndry the said landis with thar pertinence, ay and quhil I, my ayris and assignais ressaue the said sovme, it being proferyt til vs of the said warnyng, but fraud or gile. In witness of the quhilk thing, to thir my present letteris, I haue to hung and put my seil, at the Westkers, the sext day of the moneth of Januarii, the zer of God, ane thousand four hundreth sevynty and four zeris: befor thir witness, Frere Johone Broun Priour of the Freris of Striueline, Johone of Betoun of Balfour, Schir James Darow and Schir Robert Redhuch chapellanis and public notaris, with diuers vtheris.

RESIGNATION by Walter Stuart of Morphe and Patrick of Stereling of the two parts of the lands of Ester Cadar in the hands of William of Stereling Laird of Cadere, their Over Lord, 22nd April 1477.

50. BE it kend till al men be thir present Letteris. ws Walter Stuart of Morphe and

Patrike of Stereling, the sone wmqhull of Gilbert of Stereling and Isabell Tripnay his spous, nocht throw strencht na drede lede, na throu error slidding, bot of our awyn verray fre and wilfull will, our profyt on ilke side befor seyne and considerit, wicht staff and bastone, purely and simpilly, to hawe resignit, and be thir our present letteris resingis, vpgeffis and ourgeffis, al and syndry the twa partis of the landis of Ester Cadar with the pertinens, liande in the baronry of Glasgow and the schiradome of Lanark, fra ws our airis and assignais, in the handis of a worchipful man, Schir William of Stereling Larde of Cadar knycht, our ourlorde of the samyng landis with the pertinens, till hyme his airis and assignais perpetuabilly and irreuocabilly in fe and heretaige for euermar, with al and syndry richtis titil and clamis of richt, charteris, inquestis, statis, sesingis, propirteis, possessionis, evidentis, lattyn to borchtis, actis, decretis, instrumentis, writtis, documentis and munimentis that we haff hade or may haff for ws our airis and assignais be ony manner of way, now or in tyme to cum, in or to the saide landis with the pertinens as sade is; swa that the saide Schir William his airis and assignais may frely and peciabilly dispoyne, joyss, brouk and manur the said landis with the pertinens quahatever thai be, without impediment questione or demande of ws our airis and assignais, or ony vther in our name; Sua that we our airis and assignais be absolut and excludit fra all richt, titil and clame of richt, propirte possessione, als weile petatory as possessory, of the saide landis with the pertinens, with the renunciatioun of the sammyne, without reuocatione, fraude, gyle, male ingine, or fruel exceptione, be ony maner of way as saide is for euermar. In the presens of reuerendis nobillis and mychty Lordis, Johne Bischop of Glasgow, William Bischop of Orkynnay, Andro Lord Awandaile Chansellar of Scotland, Colyne Erle of Argaile, Johne Erle of the Lenax, Robert Lorde Lile, Johne Lord Carlile, William Lord Creichtone, Alexander Scot Clerk of our souerane lordis Consaile, and Johne the Roos of Montgrenane, with otheris diuers. In witnes of the quhilk thing to thir our letteris of resignatione we haw hungyn our seellis, and for the mar sekernes I the saide Waltyr, for me and the saide Patrike, becaus he cane nocht subscriwe, has subscriwit with my awyne hande and propir name, at Edinburgh, the twenty twa day of Aprile, the zer of Gode a thousande four hundreth sewynty and sewyn zeris.

OBLIGATION by Walter Stewart of Morphy to Sir William of Streling of Cadar,  
Knight, 29th April 1477.

51. To all and sindry to quhais knowlege thir present letteris sal to cum, Walter Stewart of Morphy, greting in God euerlesting. Vittis zour vniuersite me, to haff granttit

opynly and notourly maide knawyn and be thir present letteris afauldly sekirly and fauthfully, be the faitht and trewtht of my body, grantis, makis opyn and noterly knawyne, that I had neuer stat, seissing no possessione of the twa partis of the landis of Ester Cadar wyth the pertinence, liande in the baronry of Glasgow, and the schiradome of Lanark, be wmquhill Gilbert of Streling, Isabell Tripnay his spous, na be Patrik of Streling, sonne of the forsadis wmquhill Gilbert and Isabell, na be ony yther in thar name, na on thar behalff, nor zit be ony vther persone or personys, lewande nor ded, in preue or in apert, stilly or loude. And attour, I the saide Walter byndis and oblis me myne airis and assignais, be the fathtis and trewthis of our bodeis, sekerly and irreuocabilly, in the mast seker strat forme and style of obligacione, to ane honorabill man, Schir William of Streling of Cadar knycht, his airis and assignais, that I the said Walter myne airis or assignais sal neuer mak clam, inquiete, wex, perturb, distrouble nor mowe questione in the contrar, of the saide Schir William his airis or assignais, in or anentis the richt possessioun, brukyne, joycing or manuryng of the tua partis of the saide landis of Ester Cadar wyth the pertinens, in the law or by the law, in jugement or outwicht jugment, be ony maner of way in tyme to cum. Renunciande all richtis or clames of richt that I the saide Walter myne airis and assignais had, has, or may have in and to the said landis of the twa partis of Ester Cadar wyth the pertinens quhatsumeuer be ony maner of way in tyme to cum, all fraude, gile, cauillatione, dissait, maile ingine, and fruell exceptione all vterly excludit and away put, na remeide of law, canon, ciuyl, act, statut nor decret of parliament, nor general counsaile in the contrar ony maner of way to be schawing, proponit, allegit befor ony minister of law, spirituale or temporaile, now or in tyme to cum, without fraude or gile as said is. In witnes of the quhilk thing to thir my present letteris of obligacioume I haw hungyne my seele, and subscriwit with my awyne hande, at Edinburgh the twenty nyne day of the moneth of Aprile, the zer of Gode a thousande four hundreith sewynty and sewyn zeris.

Seal: On a shield couche quarterly 1st and 4th the lion of Scotland within the double tressure surmounted with a Ribbon; 2d and 3d a fess cheque: Supporters, two Lions.

LETTER of REVERSION by Matthew Forestar, Burgess of Strieline, to William of Strieline of the Kere, of the lands of Dachlewane, 27th August 1484.

52. BE it kend till all men be thir present letteris, me, Mathew Forestar, burges of Strieline, tilbe bundin and oblist, and be thir my present letteris, and the faith

in my body lelely and trewly bindis and oblisis me myne ayris and assignais, till ane honorable man, Williame of Striueline of the Kere, his ayris and assignais, that nochtwithstanding that the said Williame has sauld and analeit and perpetually heretably confirmyt, be chartir and possessioun, to me myne ayris and assignais, all and hale his landis of Dachlewyn with thair pertinence, lyand in the shireffdome of Perth, as the chartir and possessioun maid and gevyn be him to me tharapon mare fullye proportis; that quhat tyme and howsone it sall happin the said Williame of Striueling his ayris or assignais to pay and content to me, myne ayris or assignais, the sovme of twa hundreth mercis of gude and vsuale money of the kinrik of Scotland, in ane hale sovme and togidder, in money numerat and tauld, on a day betuix the sone rysing and the ganging to of that ilk, within the paroch kirk of Striueling on the hie altar of the sammyne; I the said Mathew myne ayris or assignais, be the said Williame his ayris or assignais to the rasate of the said sovme lauchfully warnyt on twenty dais warnyng, at oure propir personis, or at oure duelling placis, or at oure paroch kirk on ane solemnyt day in the hie messtyme befor the parochin thair beyng present, than and incontinent the said sovme beyng pait as said is; all and hale the forsaidis landis of Dachlewyn with thair pertinence sal returne agane fra me, myne ayris and assignais to the said Williame his ayris and assignais, and remane with thame in fee and heretage euerlesting. And that ilk tyme I the said Mathew, myne ayris and assignais sall purely and simply resigne and geve oure fra vs, to the said Williame his ayris and assignais perpetually, all and hale the saidis landis with thair pertinence togidder with chartir, state saising and possessioun maid and gevin be the said Williame to me thairupon, swa that the said sovme beyng pait as said is, nothir I, the said Mathew, myne ayris nor assignais sall nocht nor may nocht haue na rycht nor titill of rycht, propirte nor possessioun petitor nor possessor, in nor to all and hale the said landis or ony pairt of thame with thair pertinence, bot we thairfra al vterly to be removit and excludyt be thir my present letteris, vnder the stratest and sikkerest stile and forme of obligatioun all fraud, gile, cauillatioun, exceptioun and evyll ingine removit and excludyt. In wites of the quhilk thing, to thir my present letteris my sele is to hung, at the Abbay of Cambuskeneth, the twenty seyvnt day of the moneth of August, the zere of God, ane thousand four hundredth achty and four zeris, befor thir wites, Henry, be the permissione of God, Abbot of the said Abbay of Cambuskeneth, Leonart Abbircrommy, Henry Myrtoune, Richard Smethsone, chapellane and public notar, and Edward Spetale, with vthir diuers.

LETTER of REVERSION by Duncan Forester, Burgess of Striueline, to William of Striueling of the Kere, of the lands of Dachlewin, 10th May 1486.

53. BE it kend till all men be thir present letteris, me Duncane Forester, burges of the burgh of Striueline, to be bundin and oblist, and be thir my present letteris and the faith in my body, lelely and treuly bindis and oblistis me myne ayris and assignais, ane or ma, till ane nobill man, Williame of Striueling of the Kere, his airis and assignais, ane or ma, that forsamekle as the saide Williame, has gevin, grantit, and heretabli perpetually confermyt to me be charter and possessiounne, all and sindri his landis of Dachlewin, with thair pertinence; and in warandyce and securite tharof, all and hale his landis of the Auld Kere with thair pertinence, lyand within the schirefdome of Perth, as the charter eidentis and wryttis maid betuix vs tharupone mare fullylely proportis; nochtganestanding qubhat tyme and howsone it sall happin the saide Williame, his ayris or assignais, to pay and content to me myne ayris or assignais, the sovme of twa hundreth merkis of gude and vsuale money of the kinrik of Scotland, in ane hale sovme and togiddir in money to be numerat and tauld, one ane day betuix the sone rising and the ganging to of that ilk, within the paroch kirk of Striueling, on Sanet Andros Altare the Appostill within his Ile of the sammyn, I the said Duncan myne airis or assignais ane or ma, to the said Williame of Striueling his airis or assignais ane or ma, to the resstate of the said sovme lachfully warnit on fourty dais warnyng, at oure propir personis, or at oure duelling placis, or within oure paroch kirk on ane solempnyt day, in the hie mess tyme in opin audience before the parochin thare beand present for the tyme, than and incontinent, the said sovme being pait as said is; all and sindre the saidis landis of Dachlewin with thare pertinence, and in warandis tharof, all and hale the saidis landis of the Auld Kere with thair pertinence sall returne agane fra me myne ayris and assignais, to the said Williame his ayris and assignais, and remane with thame in fe and heretage euerlesting, And that ilk tyme, the said sovme being pait as said is, I the said Duncan, myne ayris or assignais ane or ma, sall purly and simply resigne and geve our fra vs perpetually to the said Williame his ayris or assignais ane or ma, all and sindre the saidis landis of Dachlewin with thare pertinence, and in warrandys tharof, all and hale the saidis landis of the Auld Kere with thare pertinence, togidder with charter, state saysing and possessiounne, and all vthir eidentis maid and gevin till vs apou the propriety and fee of the saidis landis with thare pertinence; swa that the said sovme being pait as said is, nothir I, myne airis, nor assignais, sall nocht nor may nocht haue na richt nor titill of richt, propirte nor possessiounne in or to the saidis landis with thare

pertinence, bot we tharfra all vtirly to be removit and excludyt be thir oure present letteris vndir the sikkerest stile and fornae of obligatioune, all fraude, gile, cauillatioune, exceptiounne and evill ingine, remouit and excludit. And gif it sall happin me the said Duncane, myne ayris or assignais, as God forbeid, fraudfully till absent vs fra the resstate of the said sovme, we beand lachfully warnit tharto as said is, it sal be lefull and lachfull to the said Williame of Striueling, his ayris or assignais ane or ma, till haue full regress to the saidis landis with thare pertinence, and heretabli to brok and joys thame. And I and myne airis, quhen it sall ples vs to ressaue the said sovme and frely to dispone tharupoun till oure vs and proffette, I the said Duncan, myne ayris or assignais, ane or ma, brukand and joysand the assedatioune of all and hale the saidis landis of Dachlewin with thare pertinence for the termes of thre zeris next and immediat folowand the day of the redemyng, lowsing and outquiting of the saidis landis with thare pertinence, for the male payand zerly of ten merkis of the vsuale money of Scotland, alanerly for the saidis termes. In witnes of the quhilk thing, to thir my present letteris I haue to hung my sele at Cambuskeneth, the tent day of the moneth of Maii, the zere of God, ane thousand four hundreth, achty and sex zeris, befor thir witnes, ane venerable fadir in Crist, Henry, be the permissione of God, Abbot of the said Abbay of Cambuskeneth, Johone of Abbircrummy, Archibauld of Abircrummy, Leonard of Abbircrummy, Andro Abbircrummy, Schir Dugale Cosour, chapellane, public notar, and James of Abbircrummy, with diuers vtheris.

CHARTER by King James III. to John Striueling, younger of Cragbernard, of the lands of Cragbernard, 29th May 1486.

54. *JACOBUS Dei gracia Rex Scotorum; Omnibus probis hominibus totius terre sue, clericis et laicis, Salutem: Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse, dilecto familiari armigero nostro, Johanni Striueling, filio et apparenti heredi dilecti nostri, Johannis Striueling de Cragbernard, omnes et singulas terras de Cragbernard, Balgrochquheris, Korfatrik, Leythhedis, et Balglass, cum pertinenciis, jacentes infra comitatum de Levenax, et vicecomitatum nostrum de Striueling: Quequidem terre cum pertinenciis fuerunt dicti Johannis Striueling senioris hereditarie, et quas idem Johannes senior . . . in manibus nostris, tanquam in manibus comitis de Levenax, apud Edinburgh, per fustem et baculum et suos procuratores . . . resignavit . . . Tenendas et habendas . . . dicto Johanni Striueling juniori et heredibus suis, de nobis et successoribus nostris, comitibus de Levenax, in feodo et*

hereditate imperpetuum . . . Faciendo inde annuatim, dictus Johannes Striueling junior et heredes sui, nobis et successoribus nostris, comitibus de Levenax, jura et seruicia de dictis terris cum pertinenciis ante dictam resignacionem debita et consueta : Reseruato tamen libero tenemento omnium et singularum predictarum terrarum cum pertinenciis, dicto Johanni Striueling seniori, pro toto tempore vite sue tantum : In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus : Testibus, reuerendissimo in Christo patre, Willelmo Archiepiscopo Sancti-andree ; reuerendis in Christo patribus, Roberto Episcopo Glasguensi, Georgio Episcopo Dunkeldensi, Willelmo Episcopo Abirdonensi ; dilectis consanguineis nostris, Colino Comite de Ergile, Domino Campbell, et Lorne, Cancellario nostro, Dauid Comite de Craufurde Domino Lindesay, Andrea Domino Avandale, Willelmo Domino Borthwick, magistro hospicii nostri ; dilectis clericis nostris, magistris Dauid Levingstoune Rectore de Aire, nostri secreti sigilli custode, Archibaldo Quhitlaw Archidiacono Laudonie, secretario nostro, et domino Alexandro Scot, Rectore de Wigtoune, clerico nostrorum rotulorum et registri : Apud Edinburgh, vicesimo nono die mensis Maii, anno Domini millesimo quadringentesimo octuagesimo sexto, et regni nostri vicesimo sexto.

OBLIGATION by Jonet of Quhannene to infett William Stewart of Baldorane in the lands of Ballifoule, 10th July 1486.

55. BE it kende till all menne be thir present letteris, me Jonet o Quhannene in my madinge, dochtir ande apperande ayir to Mungo of Quhannen of Stratheir, to be obleist and bundin, and be thir my present letteris lelily and trewlic bindis and oblessis me, myn ayris, executuris, and assignais, be the fatht in oure bodcis, till ane wourthie man, Wylzheme Stewart o Baldorane, his ayris executouris and assignais ; that I the said Jonet, myn ayris or assignais, sell leyle and trewly, but fraud or gill or fruolus exceptione, ordolay rais follow and persew oure souerane lorde the kynggis brewis for my lauchfull or tharis entres sesing or possessione to be hede ande optenynt in all and halle oure landis offt Strathir, witht thare pertinens, liand in the erldome of Stratherne, within the schirefdome of Pertht ; and incontinent efter that, I the said Jonet, myne ayris or assignais, or owre attournais, optenis and gettis lauchfull stait, sesing, entres, and possession in the said landis, with thar pertinens, I or thair sall entyre and lauchfully infeyft be charter and sesing, wmdir my sall or tharis, the said Wylzhame, his ayris or assignais abwne writin, in the foure markis wourth of land of auld extent of Ballifoule, with thar pertinens, within aucht dais at the farest next efter followand the

day that I myn ayris or assignais beis lauchfullie enterit in the saidis landis; to be haldin and hede the saidis four markis wortht of land, witht thar pertinens, to the said Wylzham, his ayris or assignais for said, of me myn aris or assignais, in fe and heritage for ewer maire, with all prophetis court and plaint, in fre blanchferme, for ane braide arowe at Mydsymyr gif it be askit allanyrlie, for all hudir service, with claus of waryndeis in lauchfull and sykyr form of an charter; the quhylk I bind and oblys me myn aris of lyn and taylzhe, letterill, colletterelle, and assignais, myn and thare landis, rentis, possessions, and gudis, muwabill and onmawabill, had and to be had, to the said Wylzheme and his ayris executouris and assignais, in the sekerrest forme and best styлле of obligacione that can be deveset in forma speculatoris, all fraud, cawillacione, gill, and dissait awapwt: And gif it happinis me the said Jonet or myn aris as said is or assignais, tyll enaillie be selling wedsetting or for mailleng, ony of my foir said landis of Stratheir, with thar pertinens, or thars, I obleis me, myn ayris, tham, thar ayris and owr assignais, in the stille of obligacion abown writin, to prophir and gif thaim to the said Wylzheme and his ayris or assignais befoir ony wдорis, thai giffand tharefore ressonabyllie but inconueniens as huderis wyll: And gif it happinnys, as God for beid it do, me the said Jonet, or myn aris of lyn or tailzhe, letterill, or colletterelle, or owr assignais, to faylzhe or be obstant in the fowfylling and completing of the thingis and condicionis abown writtin, that is to say, in the giffeing of a gud and sufficiande chartyr of fe and heritagis, and a cessing thar apone, of the foir said landis with thar pertinens, to the said Wylzheme, and his ayris or assignais forsaidis; or gif ewer it happinnis me, or myn aris or myn assignais, as said is of befoir, to wex inquiet or dystrobyll the said Wylzhem and his ayris or assignais foir saidis, in the brwking ande josing of the foir said landis, be brewis pledappill or wdir wayis efter thare entres in the said landis, I binde and oblyss me and myn ayris, tham and thair ayris and thar assignais ore executouris as saide is of befoir, my landis and thar landis, and owr giddis mouabill and onmwuabill quhat sum ewer, to the said Wylzheme, and his ayris executouris and assignais, in the sowme of twa hundretht markis of husualle mony of Scotlande, to be pait within xv dais to the said Wylzhem, or his ayris executouris or assignais, efter the breking and nonfulling of the said thingis and condicionis a bowne writin, and efter the inquietation and wexin of hym or tham in the said landis with the pertinens, in the naym of costis, skathlis, dampnagis, and expensis, and to be rasset be the said Wylzham, or his aris executouris or assignais, of me the said Jonet and my naris and assignais as is foir saide, myn and thair landis ande guddis mvuabill and onmvuabyllie, to be puyndit thair foir, led and away hede, at thare awyn hande, but leif of ony jugis spirituelle or temporall, quhill thai be fullely contenit and pait of

the sowm of twa hundretht markis of husualle myny of Scotlande, in the paryes kyrk of Bawquheder, on the he alter of the samin, togedir and one a day, the quhylk day salbe within xv dais efter the knowlegis of the breking and nonfulling of the said condicionis and apuntmentis as said is; and I nor myn aris nor assignais newer to be harde in jugement, in priuy nor in pertht, still nor lowd, be ony maner or ordir of law, in the said mater or tweching the said landis with the pertinens, quhill the saide sovme be pait as said is: Ande likwis I bind and oblis me and myn ayris, myn and thair landis and gudis, in a hundretht markis to our said souerane lorde the king and his succesoris, within fourthie dais nixt efter following the breking of the saide apoyntment, in nayme of payne; and in anc vthir hundretht markis to the Byschope of Dunblane that sall happin to be for the tym, and to the kyrk werk of Dunblane, within the said fourthie dais, or ewere I or myn ayris be herd in jugment as said is; na remede of law cannon or cywille, or actis of parliamentis, generalle consalis, statutis or ordinancis, maid or to be maid withstandand in the contrare quhatsumewer may be proponit; neuer the les this present writ and bande to remane in all strentht ande effect of the sammyn: Ande heire attour giff it happinnis me to faylze, as God forbeit, in the lauchfull entering of the said Wylzheme or his ayris foir saidis in the said landis, within aucht days nixt eftir following my said interes in thame, I mak constitutis and ordanis be thir present, now as than and than as now, honorabill men, Archbalde Edmistoune, sone and apperant air tyll Wylzheme Edmistoune of Duntretht, James Edmestone his brothir, Jhone Campbell, sone to Schir Colin Cambell, Androw Stewart, ande Jhone of Striviling, and ilkane of thame, coniunctlie and seueralie, my werray lauchfull wndoutit and wneuocabille procuratouris, actouris, factouris, and intromettouris, specialie; giffand and grantand, now as than and than as now, to my saidis procuratouris and to ilkane of thame, coniunctlie and seueralie, fulle pouer and speciale mandment ande purlie charge and simpli, to wp gywe and resigne the said four markes wortht of lande of Ballifoule, with thare pertinens, be staf and bastoune, in my owr lordis hande or his ayris; haldand and for me and for myn ayris ferme and stabill wneuocabilly for eur mair, quhatsumewer my said procuratouris or ony of thame, coniunctly and seueralie, in making of the said resignatione ledis to be doin; sa that the saidis landis beand resignit in the said owyr lordis handis or his ayris, it sall be lefulle to thame to dispone thareapon at thare wil fre: In witnes of the quhilk thing to be kepit but frauyd or gille, I hawe hung to my awyn selle to this present obligatione, at the Ille off Bragane, the x dai off Julii, the zheir of Gode ane thousand four hundretht four score and vi zheris; and for the mayr werificatione and knowlegis that my selle is les knawyn, I hawe procuryt with instans the selle of ane rycht honorabyll and wourschip-

full man, Dunkan Cambell of Glenorquhay, haffande the strentht of myn awyn propir sell, to be hungyn to this present obligatione witht my awyn propir sell, dai, zeir, and place a bowff writin, be foir thir witnes, Jhone Cambell sone to Schir Collyn Cambell knycht, Jhone Cambell, Ewyn Cambell sone, Fyndlaw Mak nab, sone and apperand ayr to Patrik Makuab Lard of that Ilk, Androw Stewart, Jhone Duncansone, Jorge Neylsone, Wicar of Ballquheder, Fyndlaw Mordochsone, Mair of Ballquheder, and Nicoll Neylsone, with huderis sindry.

RETOUR of William Striueling, as Heir of William Striueling of Cadder, his father, in the lands of Lettyr, 29th May 1487.

56. HEC inquisitio facta apud pretorium burgi de Striueling, vicesimo nono die mensis Maii, anno Domini millesimo quadringentesimo octuagesimo septimo, coram honorabili viro Alexandro Cunyngahame de Polmais Cunyngahame, vicecomitis de Striueling deputato, per hos subscriptos, videlicet, Alexandrum Setoune de Tulibody, Johannem Striueling de Cragbarnard, Duncanum Forester de Gunnerschaw, David Broiss de Kennet, Johannem Striueling juniorem, filium et heredem apparentem dicti Johannis Striueling, Jacobum Lekky de eodem, Johannem Murray, Adam Bulle, Gylbertum Brady, Thomam Cragingelt de eodem, Johannem Watsoune, Johannem Bulle, et Jacobum Graye. Qui jurati dicunt, quod quondam Willelmus Striueling de Cader, miles, pater Willelmi Striueling latoris presentium, obiit ultimo vestitus et saysitus vt de feodo, ad pacem et fidem supremi domini nostri regis, de totis et integris terris de Lettyr cum pertinentiis, jacentibus in comitatu de Leuenax, infra vicecomitatum de Striueling: Et quod dictus Willelmus est legitimus et propinquior heres eiusdem quondam Willelmi patris sui de dictis terris cum pertinentiis: Et quod est legitime etatis: Et quod dicte terre cum pertinentiis valent nunc per annum viginti mercas, et tempore pacis valuerunt decem libras: Et quod tenentur in capite de supremo domino nostro Rege per servitium warde et reliuii; reddendo inde annuatim, communem sectam ad curias domini nostri Regis comitatus de Leuenax, nomine warde et reliuii: Et quod sunt in manibus dicti domini nostri Regis legitime per seipsum, per mortem dicti quondam Willelmi, ob defectum veri heredis jus suum hucusque minime prosequentis, a tempore trium ebdomidarum vel eocirca. In cujus inquisitionis testimonium sigillum dicti Alexandri Cunyngahame vicecomitis de Striueling deputati, et sigilla quorundam qui dicte inquisitioni fiende intererant, brevi incluso, presentibus sunt apposita, anno, die, mense et loco supradictis.

INSTRUMENT of SASINE in favour of William Sterulyng of the lands of Cadder,  
31st May 1487.

57. *IN Dei nomine Amen.* Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum, quod anno Incarnacionis Dominice millesimo quadringentesimo octuagesimo septimo, die vero mensis Maii vltimo, Indictione quinta, Pontificatus sanctissimi domini nostri, domini Innocentii diuina prouidentia pape octaui, anno tercio: In nostrum notariorum publicorum et testium subscriptorum presenciam, personaliter constitutus nobilis vir, Willelmus Sterulyng, filius et heres quondam nobilis viri, domini Willelmi Sterulyng de Cadder militis, personaliter comparens apud turrum de Cadder, et ibidem quoddam preceptum saisine, sigillo officii venerabilium virorum, magistrorum Martini Wane Cancellarii, Gilberti Reryk Archidiaconi, et Patricii Leiche Canonicorum ecclesie Glasguensis, ac Vicariorum Generalium reuerendi in Christo patris, Roberti Dei et apostolice sedis gracia Episcopi Glasguensis in remotis agentis, munitum et roboratum, nobili viro Patricio Blacader, balliuo baronie de Glasgu directum, presentauit, eundem humilliter requirens quatenus, secundum tenorem dicti breuis, statum feodi saisinam hereditariam, necnon realem actuaalem et corporalem possessionem omnium et singularum terrarum de Cadder cum pertinenciis, prout jacent in longitudine et latitudine, sibi Willelmo realiter et cum effectu traderet, ut moris est in similibus: Quiquidem Patricius, balliuus ut supra, prefatum preceptum, ea qua decuit reuerencia, recepit et nobis notariis publicis subscriptis perlegendum tradidit, cuius tenor de verbo ad verbum sequitur, et est talis: Martinus Wane Cancellarius, Gilbertus Rerik Archidiaconus ecclesie Glasguensis, et Patricius Leiche Canonicus ac Officialis eiusdem, Vicarii Generales reuerendi in Christo patris ac domini, Roberti Dei et apostolice sedis gracia Episcopi Glasguensis in remotis agentis, prouido viro Patricio Blacader dicti reuerendi patris balliuo seu eius deputatis, Salutem in Domino. Quia per inquisitionem de mandato nostro factam, et ad capellam eiusdem reuerendi patris retornatam, compertum extitit, quod quondam Willelmus Sterulyng de Cadder miles, pater Willelmi Sterulyng latoris presencium, obiit vltimo vestitus et saisitus vt de feodo, ad pacem et fidem supremi domini nostri Regis, de omnibus et singulis terris de Cadder cum pertinenciis, jacentibus in baronia de Glasgw, et infra territorium eiusdem. Et quod dictus Willelmus est legitimus et propinquior heres ipsius quondam Willelmi militis defuncti patris sui, de dictis terris de Cadder cum pertinenciis. Et quod est legitime etatis. Et quod prefate terre cum pertinenciis tenentur in capite de ecclesia cathedrali Glasguensi, et domino Episcopo Glasguensi pro tempore existente, per modum warde et reliuii. Vobis igitur precipimus et mandamus quatenus, dicto Willelmo, vel suo actornato latori presencium,

saisinam dictarum terrarum cum pertinenciis iuste fieri et deliberari faciatis, sine dilatione. Saluo iure cuiuslibet. Capientes securitatem quod idem Willelmus fideliter persoluet onera per eum debita post mortem dicti sui patris, ab ipsius defectu ius suum non prosequentis, et hoc nullo modo omittatis. In cuius rei testimonium sigillum officii nostri presentibus est affixum, apud ciuitatem Glasguensem, die penultimo mensis Maii, anno Domini M<sup>o</sup> cccc<sup>o</sup> lxxxvii<sup>mo</sup>, &c. Quoquidem breue sic vt premittitur presentato, recepto, perlecto et intellecto, prefatus Patricius, Balliuus vt supra, volens obtemperare mandatis prefatorum vicariorum generalium, tanquam iusto rationi consono, statum feodi saisinam hereditariam, necnon realem actuaalem et corporalem possessionem omnium et singularum terrarum de Cadder, infra baroniam de Glasgw, prout jacent in longitudine et latitudine, prefato Willelmo et heredibus suis, per terre et lapidis tradicionem vt moris est in similibus, realiter et cum effectu tradidit, contulit et assignauit, ac eundem Willelmum in dictis terris ut premittitur imposuit et inuestiuit. Tenendas et habendas dictas terras de Cadder cum pertinenciis, sibi Willelmo et heredibus suis, adeo libere, bene et in pace, in omnibus et per omnia, sicut dictus quondam Willelmus eius pater miles, vel aliquis predecessorum suorum, tenuit seu possedit, tenuerunt seu possederunt easdem. Reddendo inde prefatus Willelmus et heredes sui, ecclesie Glasguensi et Episcopo eiusdem pro tempore existenti, annuos redditus ac cetera onera incumbencia solita et consueta. Demum vero prefatus Willelmus quandam literam retornatus, videlicet le Retour, in pergamino scriptam, sub sigillis venerabilium virorum in dicta inquisitione interessencium, videlicet, Thome Stewart de Mynto pro se, sigillo dicti Thome procurato per Johannem Maxuell filium et apparentem heredem Johannis Maxwell de Nethirpolloc, Andree Ottyrburn pro se, Georgei Hugonis procurato per Johannem Schaw, sigillo dicti Georgei procurato per Thomam Ottyrburn, Patricii Culquhone pro se, sigillo dicti Andree Ottyrburne procurato per Robertum Hugonis, sub ceris rubeis albis impressis, de terris prescriptis, factam et sigillatam, inscribi in instrumento prefate saisine, nos notarios subscriptos humiliter requisiiuit, et cum instancia, cuius tenor sequitur in hec verba. Hec inquisitio capta fuit apud Glasgw in pretorio eiusdem, coram probo viro, Patricio Blacader, balliuo reuerendi in Christo patris et domini Roberti [Dei] et apostolice sedis gracia Episcopi Glasguensis, in hac parte specialiter constituto, penultimo die mensis Maii, anno Domini millesimo quadringentesimo octuagesimo septimo, per istos probos viros subscriptos, videlicet, Johannem Maxuell, filium et apparentem heredem Johannis Maxwell de Nethirpollok, Thomam Steward de Mynto, Allanum Steward de Schelzardis, Patricium Culquhoine de Gleyne, Willelmum Schaw, Henricum Burell, Johannem Schaw, Andream Ottyrburn, burgenses et ciues de Glasgw, Johannem Symiesoun, Robertum Huchonsoun, Johannem

Petearne, Jacobum Bynnyng, Thomam Ottyrburn, Ricardum Lowdeane et Patricium Bard: Qui jurati dicunt, quod quondam Willelmus Sterulyng de Cadder miles, pater Willelmi latoris presencium, et modo presentis et istam inquisitionem cum instancia petentis, obiit vltimo vestitus et saisitus vt de feodo, ad pacem et fidem supremi domini nostri Regis, de omnibus et singulis terris de Cadder cum pertinenciis, jacentibus in dicta baronia de Glasgw, et infra territorium eiusdem. Et quod dictus Willelmus est legitimus et propinquior heres ipsius quondam Willelmi militis defuncti patris sui, de dictis terris de Cadder cum pertinenciis. Et quod est legitime etatis. Et quod dicte terre nunc valent per annum octuaginta quinque mercis monete nunc currentis, et tantum valuerunt in tempore pacis. Et quod tenentur in capite de ecclesia cathedrali Glasguensi, et prefato domino Episcopo eiusdem pro tempore existente, per modum warde et reliuii; reddendo inde annuatim, prefate ecclesie et domino eiusdem suisque successoribus, ad duos anni terminos, quatuor libras monete currentis pro tempore, videlicet, festum Penthecosten et Sancti Martini in yeme, per equales porciones, et tria secta capitalium curiarum in anno, cum aliis seruiiciis solitis et consuetis. Et quod nunc existunt in manibus domini Episcopi Glasguensis, tanquam in manibus domini superioris earundum, ob mortem dicti Willelmi, quondam militis nunc defuncti, per spatium trium ebdomadaram, et trium dierum, nunc perfectarum, et propter defectum dicti heredis jus suum non prosequentis. In cuius rei testimonium sigilla quorundam qui dicte inquisitioni intererant, vna cum sigillo dicti Patricii balliui supradicti alternatim sunt appensa, anno, die, mense et loco prescriptis. Et sic finit huiusmodi retornatus litera. Super quibus omnibus et singulis, prefatus Willelmus a nobis notariis publicis sibi fieri petiit, vnum et plura, publicum et publica, instrumentum et instrumenta, et petiit cum instancia debita procuravit sigillum dicti Patricii, pro maiori efficacia et firmitate presentibus appendi, vna cum subscriptionibus subscriptorum notariorum. Acta erant hec super solum huiusmodi terrarum de Cadder, sub anno, die, mense, indictione, et pontificatu prescriptis. Presentibus ibidem venerabilibus et circumspectis viris, magistris et dominis, Michaele Flemyng Canonico Glasguensi, Johanne Chawmer, Thoma Bell capellano, Johanne Sterulyng de Cragbarnate, Allano Steward de Schelzardis, Andrea Stiruelyng, Willelmo Stiruelyng, filiis dicti quondam Willelmi militis, Willelmo Flemyng, Roberto Jhonsoun, Johanne Robysoun, Roberto Flemyng, Roberto Wchtyr, Thoma Bayne, Willelmo Bard, testibus ad premissa vocatis et cum instancia debita requisitis &c.

Et ego Ricardus Gybsone, presbyter Glasguensis diocesis publicus imperialique regali auctoritatibus notarius. Quia etc.

INSTRUMENT OF SASINE by Colin Campbell of Achinquhoye to William Stirlyng of Cadder, of the lands of Kirkmichell Stirlyng, 31st December 1487.

58. IN Dei nomine Amen. Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno ab Incarnacione Domini millesimo quadringentesimo octuagesimo septimo, Indictione sexta, die vero vltimo mensis Decembris, Pontificatus sanctissimi in Christo patris et domini, domini nostri Innocencii, prouidentia diuina pape octauo anno quarto: In mei notarii publici et testium subscriptorum presencia, honorabilis vir Colinus Campbell de Achinquhoye, dominus superior terrarum de Kirkmichell Stirlyng, jacentium in vicecomitatu de Dunbertane, et infra comitatum de Lenax, personaliter accessit ad dictas terras de Kyrkmichell Stirlyng, et ibidem idem Colinus Campbell, dominus superior dictarum terrarum, statum et sasinam hereditariam, necnon possessionem realem actualem et corporalem omnium et singularum terrarum predictarum de Kyrkmichell cum pertinenciis et Blarnarne, honorabili viro Vilelmo Stirlyng de Caddar, filio et heredi domini Vilelmi Stirlyng de Caddar militis, secundum suum antiquum fundamentum et formam carte sue desuper confecte, tanquam vero filio et heredi legitimo dicti domini Vilelmi Stirlyng de Caddar militis, et heredibus suis, per terre et lapidis tradicionem, ut moris est in talibus fieri, suis propriis manibus dedit, contulit, exhibuit, et deliberauit, saluo jure cuiuslibet. Super quibus omnibus et singulis, idem Vilelmus Stirlyng a me notario publico subscripto sibi fieri petiit vnum seu plura, publicum seu publica, instrumentum seu instrumenta. Acta erant hec super solum dictarum terrarum de Kirkmichell, apud principale mansuegium earundem, anno, die, mense, indictione, et pontificatu suprascriptis. Presentibus testibus ibidem, Magistro Vmfrido Stirlyng, Roberto Danzelstoun, Donaldo Gilaspysone, Donaldo Howat, Andrea Martyn, Johanne Glenay, Patricio M'ilmwn, Duncano M'ilmwn, Valtero Glenay et Alexandro Spang, cum multis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego Georgeus Galbrath presbyter Glasguensis diocesis publicus auctoritatibus imperiali et regali notarius &c.

Et ego G. de G.

DISCHARGE by Colin Campbell of Auchinhowe to William of Strewiling of Cadar, 15th January 1488.

59. BE it kende till men be thir present letteris, me Colyne Campbell of Auchinhowe, till haue resaut be the handis of ane noble mane Vilzame off Strewiling off Cadar, the sowme off twenty pundis of gude and wsualle mone off Scotlande, for ane composicioun

made to me be the said Vilzame for the releffe off the landis of the Branzet, Ballinkeir, Kyrkmychell and Blarnarne, the quhilkis vas appoyntit concordit and endyt betuex vs be for honorable personis, that ar to say, Johne off Homiltovne off Bardowe, Johne off Strewiling sone and apperande air to Johne off Streviling off Cragbarnarde, Robert off Menteth and Robert Johnsones, with wtheris diuerss; off the quhilk sowme off twenty pundis for the releffis of the landis forsaid, I halde me rycht veill content, assythit and fully pait, ande thair off the said Vilzame, his airis executouris and assignais, for me myne airis executouris and assignais, off the said sowme of twenty pundis quitclamis ande dischargis for now and euirmar be thir my present letteris: In vitnes of the quhilk thingis, becaus I hade na seile of my ane in propir place present, I haff procuryt with instance the seill of ane honorable mane, Johne of Strewiling off Cragbarnarde, to be affixit to thir present letteris, at Cragbarnarde, the xv day of Januar in the zere of God M<sup>o</sup> cccc<sup>o</sup> achty and acht zeris, be for thir vitnes, Johne of Strewiling, sone and apperande air to the said Johne of Streviling, Schir Valter Logane Chapillane and publist notar, Archbalde off Lenax, Adam off Corsby and Johne Morisone with diueris wthirris.

CHARTER by Colin Campbell of Achowye to William Styrling and his spouse, of the Lands of Kyrkmechall and Blarnarne, 25th July 1493.

60. OMNIBUS hanc cartam visuris vel auditoris, Colinus Campbel de Achowye, ac dominus superior terrarum de Kyrkmechall et Blarnarn, Salutem in Domino sempiternam. Noueritis me dedisse, concessisse, et hac presenti carta mea confirmasse, dilectis meis Vilelmo Styrling, filio et heredi apparenti Vilelmi Styrling de Cadder, et Elisabeth Bochquhanne sponse sue, et eorum alteri diucius viuenti, Totas et integras terras meas de Kyrkmechall et Blarnarn cum pertinenciis, jacentes in comitatu de Leucanax, infra vicecomitatum de Dunbertane, que fuerunt hereditarie Vilelmi Styrling de Cadder, et quas terras cum pertinenciis idem Vilelmus . . . in presencia plurium, per procuratorem suum . . . in manibus meis per fustem et baculum . . . resignauit . . . Tenendas et habendas prefatas terras . . . dicto Vilelmo et Elisabeth sponse sue, et eorum alteri diucius viuenti, in coniuncta infeodacione, et heredibus inter eosdem procreatis seu procreandis, quibus forte deficientibus, heredibus legitimis predicti Vilelmi quibuscunque, de me et heredibus meis . . . secundum tenorem carte antique infeodacionis sue. Reddendo inde annuatim . . . michi et heredibus meis, seruicium prout predicta antiqua carta dictarum terrarum continet et proportat. In cuius rei testimonium sigillum meum est appensum, apud Kyrk-

mechall, vicesimo quinto die mensis Julii, anno Domini millesimo quadringentesimo nonogesimo tercio, coram hiis testibus, Valtero Danystoun, Jacobo Galbrath, Patricio Galbrath, Donaldo M<sup>c</sup>Corkatill, Patricio M<sup>c</sup>Gilmon, Donaldo Mechelson, et domino Valtero Nory capellano, cum diuersis aliis.

Seal — Gyrony of eight pieces, the first and fifth charged with two Mulletts in bend: Legend 'S. Collini Cambel.'

INSTRUMENT of RESIGNATION of the Barony of Kere, in the hands of James IV. in favour of William Striueling of Kere, 9th January 1488.

61. IN Dei Nomine, Amen: Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno Incarnationis Domini millesimo quadringentesimo octuagesimo octauo, die vero mensis Januarii nono, Indictione septima, Pontificatus sanctissimi in Christo patris ac domini nostri, domini Innocencii pape octaui, anno quinto: Coram excellentissimo serenissimoque principe ac domino nostro, domino Jacobo quarto Dei gracia Scotorum Rege illustrissimo, et regni sui anno primo, ac nostrorum notariorum publicorum ac testium subscriptorum, ad hoc vocatorum specialiter et rogatorum, presenciam; personaliter comparuit honorabilis vir, Villelmus Striueling de Kere, coram celsitudine dicti domini Regis, cum omni subiectione famulatu et reuerentia, genibus flexis, vt decuit, sedens; non vi aut metu ductus, nec errore lapsus, coactus aut compulsus, vt apparuit, sed sua mera, pura, spontanea voluntate, motu proprio et animo deliberato, vt asseruit; omnes et singulas suas terras subscriptas, videlicet, terras de Kere, turrin et locum de Kere cum pertinenciis, terras de Kippanedavy, terras de Classingall, terras de Strowe, terras de Lupnoch, terras de Raterne Striueling, et terras de Dalchlewane cum pertinenciis, et quadraginta solidos annui redditus terrarum de Kippanerate cum pertinenciis, jacentes in comitatu de Stratherne, infra vicecomitatum de Perth, cum vniuersis et singulis suis proficuis et pertinenciis quibuscunque, in manibus prefati domini nostri Regis, tanquam terrarum earundem domini superioris, donauit, sursum dedit, pure simpliciterque, per fustem et baculum vt moris est in talibus, resignauit et libere deliberauit; sic quod dictus dominus noster Rex, de omnibus et singulis prenomiatis terris cum pertinenciis, ad sue proprie libitum voluntatis, licite disponere valeat: Quibusquidem donacione, resignatione et deliberacione sic factis, receptis et admissis, supremus dominus noster Rex prefatus, omnes et singulas prescriptas terras, turrin et locum de Kere, ac annum redditum predictum, cum omnibus suis pertinenciis quibuscunque, Baronie de Kere creandas, vniendas, annexandas et incorporandas, dicto Villelmo Striueling et suis heredibus legitimis, pro suis

benemeritis et seruiiciis sepius et gratanter dicto domino Regi impensis et impendendis, hereditarie et imperpetuum, dedit, donauit, ac per fustem et baculum vt moris est assignauit et libere deliberauit, cum omnibus suis iuribus et pertinenciis quibuscunque superius annotatis, prout jacent in longitudine et latitudine, secundum vim, formam pariterque tenorem sue carte, sibi Villedmo et suis heredibus, per prefatum dominum Regem desuper conficiende : Super quibus omnibus et singulis, prefatus Villedmus Striueling, a nobis notariis publicis subscriptis, sibi fieri petiit vnum vel plura, publicum vel publica, instrumentum vel instrumenta : Acta erant hec in camera regia apud castrum de Striueling, hora nouena ante meridiem vel eocirca, sub anno, die, mense, indictione et pontificatu quibus supra : Presentibus ibidem, nobili et potenti domino, Patricio Comite de Bothuile ac Domino de Halis, etc. Patricio Home de Fastcastell, Johanne Touris de Innerleicht milite, Thoma Cralmont de Melgoun, Johanne Kyrkvod, Archibaldo Diksone et Thoma Pait, cum multis aliis, in prefata camera, in magno numero congregatis, testibus ad premissa vocatis specialiter et rogatis.

Et ego Andreas Macbrek, presbyter Dunkeldensis diocesis, publicus auctoritatibus imperiali et regali notarius. Quia, etc.

ANDREAS MAKBREK.

Et ego Vmfridus Clerk, presbyter Sanctiandree diocesis, auctoritate imperiali notarius publicus. Premissis, etc.

VMFRIDUS CLERK.

CHARTER of ERECTION of the Barony of Kere by King James IV. to William Striueling, Knight, 9th January 1488.

62. JACOBUS Dei gracia Rex Scotorum, Omnibus probis hominibus totius terre sue clericis et laicis, Salutem. Sciatis quod nobis nostroque Secreto Consilio sane constat, quod quondam pater noster, cuius anime propicietur Deus, per instigationem iniquumque consilium certorum prauorum cum eo existencium, in sua vltima residencia apud villam nostram de Striueling, turrim et locum de Kere, dilecto familiari nostro Willelmo Striueling de Kere militi pertinentes, vastare, destruere et incendere fecit. Et idem Willelmus Striueling miles, nobis et nostro consilio antedicto insinuauit, quod carte euidentie et infeodaciones quas habuit de terris de nobis tentis in capite, ac diuerse alie euidentie et scripture sibi pertinentes, in dictis loco et turri combuste fuerant atque distructe. Ac eciam demonstrauit vnum Retornatum sui introitus ad dietas terras, quo eodem de nobis tenentur in capite in alba firma. Quibus consideratis, et dicto retorno

per nos nostrosque consules antedictos lecto et intellecto, Nolentes quod dictus Willelmus aliquod dampnum seu preiudicium sustineat, ratione carencie suarum cartarum infeodacionum et euidentiarum combustarum et distructarum vt prefertur; sed pocius uolentes eundem Willelmum Striueling militem, pro suo fideli gratuitoque seruicio nobis impenso, de nouo de eisdem terris infeodare; Quapropter dedimus et concessimus, ac tenore presentis carte nostre, damus et concedimus hereditarie, dicto Willelmo Striueling de Kere militi, omnes et singulas terras subscriptas, uidelicet, terras de Kere, turrim et locum de Kere cum pertinenciis, terras de Kippandavy, terras de Classingall, terras de Strowe, terras de Lupnoch, terras de Raterne Striueline, et terras de Dalchlewane, cum pertinenciis, et quadraginta solidos annui redditus terrarum de Kippanerate cum pertinenciis, jacentes in comitatu nostro de Straitherne, infra vicecomitatum nostrum de Perth. Quequidem terre, turris, locus, et annuus redditus cum suis pertinenciis, fuerunt dieti Willelmi hereditarie; et quas idem Willelmus, non vi aut metu ductus, nec errore lapsus, sed sua mera et spontanea voluntate, in manus nostras personaliter, apud Striueling, per fustim et baculum sursum reddidit, pureque simpliciter resignauit, ac totum jus et clamorem juris que in dictis terris, turri et loco ac annuo reddito predictis cum pertinenciis, habuit seu habere potuit, pro se et heredibus suis, omnino quittelamauit imperpetuum. Et quas omnes et singulas terras antedictas, turrim et locum de Kere, ac annum redditum predictum, cum pertinenciis, pro gratuito fidelique seruicio nobis impenso, per dictum Willelmum, et pro singulari fauore quem gerimus erga eundem Willelmum, creauimus, vniuimus, annexauimus et incorporauimus, ac tenore presentis carte nostre creamus, vniuimus, annexamus et incorporamus, in vnam meram et liberam baroniam, pro perpetuo futuris temporibus Baroniam de Kere nuncupandam. Tenendas et habendas omnes et singulas prefatas terras de Kere, turrim et locum de Kere cum pertinenciis, terras de Kippanedavy, Classingall, Strowe, Lupnoch, Raterne Striueling, Dalchlewane, et dictum annum redditum de Kippanerate, cum suis pertinenciis, creatas, vnitas et incorporatas in vnam liberam baroniam, pro perpetuo Baroniam de Kere nuncupandam vt prefertur, prefato Willelmo et heredibus suis, de nobis et successoribus nostris, in feodo et hereditate imperpetuum, per omnes rectas metas suas antiquas et diuisas, prout jacent in longitudine et latitudine, in boscis, planis, moris, marresiis, aquis, viis, semitis, stagnis, riuolis, pratis, pascuis et pasturis, siluis, nemoribus, virgultis, molendinis, multuris, et eorum sequelis, aucupacionibus, venacionibus, piscacionibus, petariis, turbariis, carbonariis, lapicidiis, lapide et calce, fabrilibus, brasinis, brueriis et genestis, cum curiis et earum exitibus, herizeldis, bludewitis et marchetis mulierum, cum furca et fossa, sol, sak, tholl, theme, infangtheiff, outfangtheiff, pitt et galous, cum tenentibus, tenandriis et liberetenencium seruiciis, cum aduocacionibus

et donacionibus ecclesiarum et capellaniarum, ac cum omnibus aliis et singulis libertatibus, commoditatibus, et asiamentis, ac justis pertinenciis suis quibuscunque, tam non nominatis quam nominatis, tam sub terra quam supra terram, prope et procul, ad predictas terras turrin et domum ac annum redditum predictum cum pertinenciis spectantibus, seu juste spectare valentibus quomodolibet in futurum, libere, quiete, plenarie, integre, honorifice, bene et in pace, sine quacunque reuocacione aut contradiccione nostri vel successorum nostrorum futuris temporibus quouismodo inde facienda. Reddendo inde annuatim dictus Willelmus miles et sui heredes, nobis et successoribus nostris, vnum par calcarium deauratorum apud turrin et locum de Kere, in festo beati Johannis Baptiste in estate, nomine albefirme, si petatur tantum. In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus, Testibus reuerendis in Christo patribus, Roberto Episcopo Glasguensi, Georgio Episcopo Dunkeldensi; dilectis consanguineis nostris, Colino Comite de Ergile Domino Campbell et Lorne, Cancellario nostro, Archibaldo Comite Angusie Domino Douglas, Gardiano nostro, Patricio Comite de Boithuile Domino Halis, Magistro hospicii nostri, Roberto Domino Lile, Justiciario nostro, Alexandro Hume de eodem, magno Camerario nostro, Andrea Domino Gray, Laurencio Domino Oliphant, Johanne Domino Drummond; venerabili in Christo patre, Johanne Priore Monasterii nostri Sanctiandree, nostri secreti sigilli custode, Willelmo Knollis Preceptore de Torfichin milite, Thesaurario nostro, et dilectis clericis nostris, Magistris Alexandro Inglis Archidiacono Sanctiandree, comptorum nostrorum rotulatore, ac nostri registri et consilii clerico, et Archibaldo Quhitelaw Subdecano Glasguensi, Secretario nostro, Apud Striueling, nono die mensis Januarii, anno domini millesimo quadringentesimo octuagesimo octauo, et regni nostri primo.

INSTRUMENT of SASINE in favour of John Boquhannan of the lands of Pytquhonerte,  
10th November 1490.

63. IN Dei Nomine, Amen: Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno ab Incarnatione Domini millesimo quadringentesimo nonagesimo, die vero mensis Nouembris decimo, Indictione octaua, Pontificatus sanctissimi in Christo patris et domini nostri, domini Innocentii diuina prouidentia pape octauo, anno septimo: In meique notarii publici et testium subscriptorum presentia, personaliter constitutus prouidus vir, Johannes Ruthven de Cragingal, balliuus et deputatus nobilis domini, Vilelmi Domini Ruthven vicecomitis de Perth, cum vno breui sasine capelle domini nostri Regis, prefato vicecomiti et deputatis suis directo, sub cera alba sigillato;

accessit ad terras de Pytqhonerte, jacentes infra dictum vicecomitatum, et inibi tradidit statum et sasinam hereditariam Johanni Boquhannan, filio quondam Valteri Boquhannan, omnium et singularum terrarum de Pytqhonerte cum suis pertinentiis, per donationem terre et lapidis, ut est modus in talibus, secundum vim formam et tenorem prefati brevis ibidem mecum visi et lecti, et aliarum eiudentiarum prefati Johannis Boquhannane: Super quibus omnibus et singulis premissis, dictus Johannes Boquhannan a me notario publico sibi fieri petiit vnum instrumentum siue plura instrumenta: Acta erant hec in dictis terris de Pytqhonerte, hora duodecima in meridie vel eocirca, sub anno, die, mense, indictione et pontificatu quibus supra: Presentibus ibidem testibus, Johanne Forster, Roberto Forster, Villelmo Forster, Jacobo Rynd, Johanne Prop, et Johanne Lany, cum diuersis aliis ad premissa vocatis specialiter et rogatis.

Et ego Johannes Adamson presbiter Dunblanensis diocesis, publicus imperiali et regali auctoritatibus notarius. Premissis, etc.

JOHANNES ADAMSON.

CHARTER by King James IV. to John Striueling, of the Barony of Kere,  
18th May 1495.

64. JACOBUS Dei gracia Rex Scotorum, Omnibus probis hominibus totius terre sue [clericis et] laicis Salutem. Sciatis nos dedisse, concessisse, et hac presenti carta nostra confirmasse, dilecto et fideli nostro, Johanni Striueling, filio et heredi apparenti Willelmi Striueling de Kere militis, omnes et singulas terras et baroniam de Kere, cum suis annexis, dependenciis, tenentibus, tenandriis, et libere tenencium seruiciis earundem, cum pertinentiis, jacentes infra vicecomitatum nostrum de Perth. Quequidem terre et baronia . . . fuerunt dicti Willelmi Striueling de Kere militis hereditarie, et quas idem Willelmus . . . in manus nostras, apud castrum de Meware in Ardmurquhane, personaliter per fustem et baculum . . . resignauit . . . Tenendas et habendas . . . prefato Johanni Striueling et heredibus suis, de nobis heredibus et successoribus nostris . . . Faciendo inde annuatim . . . iura et seruicia . . . debita et consueta: Reseruato tamen liberotenenemento . . . predictarum terrarum et baronie . . . dicto Willielmo Striueling de Kere militi, pro toto tempore vite sue, et racionabili tercia parte earundem Mergrete Creichtoun eius sponse, pro toto tempore vite sue, cum contigerit. In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus. Testibus dilectis consanguineis nostris, Archibaldo Comite Angusie Domino Douglas, Cancellario nostro, Archibaldo

Comite de Ergile Domino Campbell et Lorne, Magistro hospicii nostri, Patricio Comite de Boithuil Domino Halis, Alexandro Domino Hume, magno Camerario nostro, Johanne Domino Drummond, Justiciario nostro; venerabilibus in Christo patribus, Georgio Abbate de Dunfermling, Georgio Abbate de Pasleto, Thesaurario nostro, et dilectis clericis nostris, Magistris Ricardo Murehede, Decano Glasguensi, Secretario nostro, et Johanne Fresale, Decano de Lestalrig nostrorum et registri ac consilii clerico; apud Castrum de Meware in Ardmurqhane, decimo octavo die mensis Maii, anno Domini millesimo quadringentesimo nonagesimo quinto, et regni nostri septimo.

INSTRUMENT OF SUBMISSION by Alexander Kynross and John Kinross to Sir William Stryueling of Kere, Knight, 15th December 1497.

65. IN Dei Nomine, Amen: Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice millesimo quadringentesimo nonagesimo septimo, die vero mensis Decembris decimo quinto, Indictione prima, Pontificatus sanctissimi in Christo patris et domini nostri, domini Alexandri diuina prouidentia pape sexti, anno sexto: In mei notarii publici et testium subscriptorum presentia, personaliter constituti prouidi viri, Alexander Kynross et Johannes Kinross, eius filius et apparens heres, non vi aut metu ducti, nec errore lapsi, sed eorum spontaneis voluntatibus, fidemedia se obligarunt irruocabiliter, sacrosanctis Dei euuangelis per ipsos tactis, ad standum, remanendum ordinationi, precepto, mandato et consilio honorabilis viri, Domini Willelmi Stryueling de Kere militis suorumque heredum, super gubernatione et regimine suarum personarum, et penes eorum ingressum in dominium de Kyppanross cum pertinentiis, ac occupationem, dispositionem et assedationem eiusdem, qualitercunque dictus Dominus Willelmus, aut sui heredes, duxerit seu duxerint in premissis faciendum: Exceptis alienatione et venditione dicti domini cum pertinentiis, ac exheredatione dictorum Alexandri et Johannis eorumque heredum: Quiquidem Alexander et Johannes corporale iuramentum prestiterunt, et se vt supra fidemedia obligarunt, quod ipsi et eorum heredes, a data presentium, erunt dicto militi et suis heredibus, fideles homines imperpetuum, et homagium inde dederunt et fecerunt dicto Domino Willelmo Striueling, et suis heredibus, ut moris est in talibus fiendis: Et si dictis Alexandro et Johanni contingat deficere in obseruatione premissorum, siue in aliqua parte eorundem, fidemedia se et suos heredes ut prefertur obligarunt, ad dandas, persoluendas et satisfaciendas quincentas libras, usualis monete regni Scotie pro tempore currentis, irremisibiliter prefato Domino Willelmo Striueling aut suis heredibus,

pro eorum expensis et dampnis factis et sustentis, premissis omnibus, in toto uel in parte, per dictos Alexandrum et Johannem ac eorum heredes minime seruatibus siue perimpletis, vt premittitur, imperpetuum : Super quibus omnibus et singulis Willelmus Striueling, frater dieti Domini Willelmi et nomine suo, a me notario publico subscripto, sibi fieri petiit publicum instrumentum seu publica instrumenta, vnum uel plura : Acta erant hec infra ciuitatem Dunblanensem, in camera domini Jacobi Belses Subdecani Dunblanensis, hora decima ante meridiem uel eocirca, sub anno, die, mense, indictione et pontificatu quibus supra : Presentibus ibidem, dicto domino Jacobo Belses et Jacobo Pollok, testibus ad premissa vocatis pariter et rogatis.

Et ego Johannes Smert presbyter Sanctiandree diocesis, publicus sacris apostolica et regali auctoritatibus notarius. Quia, etc.

JOHANNES SMERT.

LETTER of REVERSION by John of Buchquhanan of Glassingall to Robert of Buchquhanan of Lane, of the lands of Lane called the Fermouris Landis, 16th June 1498.

66. BE it kende till all men be thir present letteris, me Johnne of Buchquhanan of Glassingall, sone to vnuquhil Walter of Buchquhanan of Petquhonerte, to be bundin and oblist and be the tenour of thir present letteris byndis and oblistis me, myn aieris, executouris and assignais, in the straitast forme and stile of obligatioun, the holy euuangellics tuechit, to ane honorable man, Robert of Buchquhanan of Lane his aieris and assignais ; That forsamekile as the saide Robert has analyt and wedset to me be charter and possessioun, four merkis worth of his landis of Lane, callit the Fermouris landis with the pertinence, togidder with his myl of Lane, and with the multuris of the samyn, liande within the stewartry of Menteth, and the schirefdome of Perth ; that quhat tym ande how sone it sall happin the saide Robert of Buchquhanan of Lane his aieris or assignais, to pay and content to me, my aieris or assignais, the soume of twa hundreth merkis of gude and vsuale mone of the kinrik of Scotland hafande the curs for the tym, in ane haile sowm and togidder in mone nowmerit apone a day betuyx the sone rysyng, and the ganginge to of that ilk, within the parich kirk of Lane apone the hie alter of the samyn, I, my aieris or assignais, beande lauchfullie warnyt thairto be the said Robert of Buchquhanan of Lane, his aieris or assignais to the resait of the saide soume apone xv dais warnynge, at the saide pariche kirk of Lane, apone a solempnit dai in the hie mess tym befor the parichane than beinge present, That than and in continent the saide soume beinge pait as saide is, and lauchfullie warnynge maide, I the said Johnne of Buchquhanan my aieris and assignais sall purly ande sympilly

resinge and gif our fra ws, the said four merkis worth of the landis of Lane, callit the Fermouris landis with the pertinence, to gidde with the myl of Lane, and the multur of the sammyu, with charter, staitte seysyng and possessioun, maid and gevin to ws tharevpon, and to remayn with the saide Robert of Buchquhanan his aieris and assignais in fee and heritage euirlestyng, and we to haue no regress thareto in tym to cum, be thir oure present letteris, bot tharefra, al vterly to be removit and excludit be the faith in our bodies, and vnder the sikkerest stile and forme of obligatioun, all fraude, gile, cauiliatioun, exceptioun, and euil ingyue, removit and excluydit. In witnes of the quhilk thing I haf hungin to my seile to thir present letteris of Reuersioun, at the pariche kirk of Lane forsaide, the xvi day of the moneth of Junii, the zeir of Gode, a thousand four hundreth, nynty ande aucht zeiris, befoir thir witnes, wirschifule and discreit men, Dene Gilbert Buchquhanan Chanone of Inchemoquhomo, Schir Johnne Smert, notar publicc, Schir Thomas McGilfadrik, Johnne of Buchquhanan, bruder germane to the said Robert, Malcum Lane, Johnne Reoch, and Walter Drummond, with vtheris diuers.

INSTRUMENT of RESIGNATION in favour of Robert Buchquhanan of Lany, of the lands of Pytqhonerty, 17th June 1498.

67. IN Dei Nomine Amen. Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice millesimo quadringentesimo nonagesimo octauo, die vero mensis Junii decimo septimo, Indictione prima, pontificatus sanctissimi in Christo patris ac domini nostri, domini Alexandri, diuina prouidentia pape sexti, anno sexto: In mei notarii publici et testium subscriptorum, ad hoc vocatorum specialiter et rogatorum, presentia, personaliter comparuit honorabilis vir, Andreas Vod de Blayrtoune, procurator honorabilis etiam viri Johannis Buchquhanan de Pytqhonerty, coram excellentissimo serenissimoque principe, ac domino nostro domino Jacobo quarto, Dei gratia Scotorum Rege illustrissimo, et regni sui anno vndecimo; et ibidem, post lecturam litere procuratorialis ipsius Johannis in papiro scripte, eius vero sigillo ut aparuit cera rubea more solito sigillate, cuiusquidem litere procuratorialis virtute et vigore, dictus Andreas Vod, procurator ut supra et eo nomine dicti Johannis Buchquhanan, coram celsitudine prefati domini Regis, suis genibus flexis, ut deceuit, sedens, omnes et singulas suas terras de Pytqhonerty, cum pertinentiis, jacentes infra vicecomitatum de Perth sursum reddidit, ac per fustem et baculum in manibus dicti supremi domini nostri Regis, tanquam in manibus domini superioris earundem, pure simpliciterque resignauit. Qua resignatione sic rite et legitime facta,

et per dictum supremum dominum nostrum Regem recepta et admissa, idem dominus noster Rex, statum regalem et possessionem corporalem, omnium et singularum dictarum terrarum cum vniuersis suis pertinentiis et proficuis quibuscunque, prouido viro Roberto Buchquhanan de Lany, tunc presenti, et heredibus suis, per huiusmodi fustis et baculi traditionem ut moris est in talibus fieri consuetam, secundum tenorem carte per predictum dominum nostrum Regem prefato Roberto Buchquhanan desuper conficiende, dedit, tradidit, pariter et deliberauit, adeo libere et quiete, in omnibus et per omnia, sicut dictus Johannes Buchquhanan aut predecessores sui predictas terras cum pertinentiis, de dicto supremo domino nostro Rege aut predecessoribus suis, ante presentem resignationem liberius tenuit seu possedit, tenuerunt seu possiderunt : De et super quibus omnibus et singulis, prefatus Robertus Buchquhanan, a me notario publico subscripto, sibi fieri petiit vnum vel plura, publicum vel publica, instrumentum aut instrumenta. Acta erant hec in Collegio Beate Marie Virginis, prope villam de Dunbertan, hora tertia post meridiem vel cocirca, sub anno, die, mense, indictione et pontificatu quibus supra. Presentibus ibidem nobilibus et potentibus dominis, Archibaldo et Matheo, Ergedie et Levenax comitibus, ac etiam honorabilibus et prouidis viris, Duncano Forestar de Skipnith, Duncano Campbell de Glenwrquhart, Patricio Hwme de Polwart et Johanne Ramsay, militibus, cum diuersis aliis testibus, ad premissa vocatis specialiter et rogatis.

Et ego Andreas Macbrek, presbyter Dunkeldensis diocesis, publicus auctoritibus Imperiali et regali notarius, &c.

CONTRACT between Sir Patrick Hwme of Polwart, Knight, and Sir William of Striueling of the Keire, Knight, relative to the Marriage of John of Striueling, son and apparent heir of Sir William, and Margaret Home, daughter of Sir Patrick, 30th March 1501.

68. THIR Indentouris maid at Edinburch, the penult day of Marche, the zeir of God ane thowsand fiv hundreht and ane zeire, proportis, contenis and beris vitnes, that it is appontit and concordit betuix rycht nobile menne, Schir Patrik Hwme of Polworcht knycht, one the taapart, and Schir Williame Striueling of the Keire knycht, one the tothir part, in manere forme and effect as eftire falouis, that is to say, that Jhonne of Striueling, some and apperand air to the said Schir Williame, sal mary, God willand, and have to his spousit wife, Margret Home, dochtir to the said Schir Patrik, and fulzeing of the said Margret, the said Jhonne to complet marige with Sibbale Home hir sistre, and safurcht als lang as the said Schir Patrik has ane dochtir gottine of

lauchfull bed, ay and quhille the said mariage be completit; the quhilk mariage salbe completit, God villing, at the lauchfule age of the said barnis, the maill beyng of fourtene zeris, and the femell twelf zeris. And the said Schire Williame salgive in coniuncteffment to the said Jhonne his sone, and Margret Hvme, ore ony vtheris of the saidis Schir Patrikis dochteris that completis the said mariage, twenty pondis worcht of his landis of Strathallone wicht thair pertinence, liand in the shirefdome of Pereht, of the quhilkis thair is ane gret part in wedset to diuers personis, gif the saidis landis cane be redemit and lousit be the awis and consale of the said Schire Patrik; and gif the saidis landis cane nocht be redemit to the awaill of the saidis twenty poundis worcht of land, that samekle as beis redemit and lousit salbe gevine to thame in coniuncteffment, and the remanent of the xx poundis worcht of land salbe gevine in Lumbany or Balquhomry, quhar it best plesis the said Schir Patrik, and quhene the said twenty pundis worcht of land of Strathallone happinnis to be redemit and gevine in coniuncteffment as said is, thane the saidis Jhonne and Margret, quhilkis completis the said mariage, sall gif oure the saidis landis of Lumbany or Balquhomry, quhilk sal happine to be gevine to thame as said is; For the quhilkis mariage to be completit and gevine of the said coniuncteffment, the said Schir Patrik Home has tane vponne hime to content and pay to Schir Williame of Murray of Tulibardine knycht, and Jhonne of Kynross of Kippane Ross, the aire of wmqhile Jonet of Kinros of Kippane Ross, the some of four hundrecht and fyfty merkis, haile and togiddir in ane sovme, for the renuntiatioune and discharging and ouergevine to the said Schir Williame of Striueling of the Keire and his ayris of ane reuersioun maid be wmqhille Schir Williame off Striueling of Reterne knycht, fadir to the said Schir Williame, to the said wmqhile Jonet of Kinros hir airis and assignais, apoune the lousing redemyng and outquitting of the landis of Lubnoch with thair pertinence, liand in the lordschip of Strathgarthnay and the schirrefdome of Perth, the quhilk reuersiounne contenit in it the sovme of sex schoyr thretten pundis xiii schillingis iiiii pennys: the quhilk sovme of foure hundreth and fyfty merkis the said Schir Patrik suld pay to the said Schir Williame of Murray, as assignay to the said Jhonne of Kinros to the said reuersiounne, and to the forsaid Jhonne of Kynros as ayr to the said wmqhile Jonet.<sup>1</sup> And for the securite of the said mariage to be completit as said is, the said Schir Williame of Striueling sall infest heretably be charter and sesing the said Schir Patrik Hvme in to all and haill the landis of Balquhomry, extending now be zeire to xxiiii merkis worcht

<sup>1</sup> There was accordingly granted, of the same date as this contract, a renunciation by Sir William Murray of the above reversion; among the witnesses to which are 'David Murray, somme to me the said Schir Williame, Johnne of Murray of Kelach,' &c.

[with] the pertinence, liand withine the barony of Leslie and the Shirefdome of Fife, to be haldine of hime and his airis blanch ferme for twa pennys, and reseruand half an akir to do the oure lord seruice. And becaus Agnes Bruce has tene pundis worcht of the samin landis off Balquhomry in lifrent for hir lifetime, tharfor the said Schir Williame Striueling sal infest the said Schir Patrik Hyme heretably in warandice of thai ten pundis worcht of land beand in the handis of the said Agnes, in all and haile his landis of Lumbany with thair pertinence, liand withine the barony of Banbrech and the shirefdome of Fife, extending nove to ten merkis in the zeire, and in ale and hail his landis of Glenty with thair pertinence liand withine the shirefdome of Percht, extending now zerlie to fif merkis, and in likwis in his fourty schilling worcht of annuell liand in Kippane Rait with thair pertinence, to be haldine of the said Schir Williame and his ayris blanch ferme as said is. And the said Schir Patrik sal gev his letter of reuer-siounne to the said Schir Williame of Striueling in competent dewe forme as offeris; that quhattyme the said mariage be complet as said is, that the said Schir Patrik sal incontinent thairefter resigne renunce and ouirgef to the said Schir Williame of Striueling his airis and assignais, all and hail the saidis landis of Balquhomry, togidder with the laf of the landis and annuel rent gevine in varandice thairof as said is. And gif the said mariage failzeis be deid of the said Jhonne of Striueling, Margret Hyme, and all vtheris the saidis Schir Patrikis dochteris gottine of lauchful bed, ore gif it happinnis our souerane lord the king to obtene the saidis Jhonis mariage be the ded of the said Schir Williame Striueling his fader, thane that quhat tym or how sone it sall happine the said Schir Williame of Striueling his airis or assignais, to content and pay vpone a day, betuix the sone rising and the gangin to of that ilk, to the said Schir Patrik Hyme his airis or assignais, the sovme of four hundrecht merkis, gold and siluer, of the said sovme of four hundrecht and fifty merkis, that than efter the pay-ment of the said sovme the said Schir Patrik his ayris and assignais sall resigne renunce and gefoure to the said Schir Williame of Striueling of the Keire his airis and assignais, all and hall the saidis landis of Balquhomry, togidder with the saidis vtheris landis and annuel gevine in varandice as said is. And gif it happinnis the said mariage to falze be dissent or wilfulnes of the said Jhonne or Williame his fader, thane the forsaidis landis of Balquhomry with the pertinence, togidder with the otheris landis and annual forsaid gevine in warandice as said is thairof, to remane with the said Schir Patrik his ayris and assignais, ay and quhille he or thai be content and pait be the said Schir Williame his ayris or assignais, of the sovme of sevne hundrecht merkis, for the saidis sovmeis quhilkis he has tane vpone hime to pay and lay done for the said Schir Williame of Striueling, and for costis skaichtis and expensis sustenit and

to be sustenit be the said Schir Patrik her throwe, and this to be comprehendit in the said reuersioune. Item it is appontit albeid the said Schir Williame gif and infest now be charter and saisyne the said Schir Patrik in the landis abone vritine, he nor his airis sal nocht rais nor tak profit thair of quhil the completing of the said mariage, or failzeing of the completing of the samyn as is abone vritine, quhilk mariage salbe compleit at the lauchfule age of the said barnis as said is, athir of the saidis partiis or thair airis beand warnit be vtheris thairto, apone xx dayis warning of before. And as for the payment of the fyfty markis quhilkis the said Schir Patrik outredis mair than the four hundrecht merkis abone vritine, the said Schir Villiame sal gif his obligacioune to pay the sammyn at Lammes nixt to cum but cauillacioune or langar delay. And athir of the partiis sal gif vtheris charteris, sesingis, infestmentis, reuersionis, obligacionis, and all vtheris letteris neidful hervpone in the maist sikkirvise that can be diuisit but inconuenient, athir of the saidis partiis warnand vtheris thairto vpon sex dais varning of befor. And at all thir condicionis and appontmentis abone vritine sall lelele and trevlie be obseruit and kepit and fulfillit, in manyre forme and effect as is abone vritine, athir of the saidis partiis ar oblist and sworne fathfullie ilkane to vtheris, be the fathis and trevthis in thair bodeis. In vitnes herof the saidis partiis hes interchangeabile selit thir Indentouris with thair avne propir sealis, befor thir vitnes, Adame of Crechtone of Rethvinday knyght, Master Cuthbert Balze, Persoun of Sanquhare, and James Zonge notar, with otheris diuers, at day, zere and place forsaid.

*Hec est vera copia originalis Indenture, extracta et transsumpta de verbo in verbum, nil mutato quod substantiam facti mutaret, per me W. D. notarium publicum.*

R. COLVILLE.

CONTRACT between John of Styrling of Cragbernard, George Styrling his son and heir, and Elizabeth Park, spouse of George, and Alexander Craufurd of Kylwynnat, relative to the exCambion of the lands of Spango and Kylwynnat, 1st May 1502.

69. THIS Indentur maid at Glasgw, the first day of the moneth of May, the zer of God, ane thousand fyw hundreth and twa zheris, contenis, proportis, and beris witnes, that it is fullye agreyt apontit and concordit betuix rycht honorabil personis, that ar to say, Johne of Styrling of Cragbernard, Comptrollour to our souerane lord, George Styrling, his sone and aperand ayr, and Elisabeth Park, spous to the said George, apone the ta part, and Alexander Craufurd of Kylwynnat, apone the tothir part, in forme, manere, and effect as efter folowis, that is to say; that the said Johne. George

and Elisabeth sal mak and caus the hale half landis of Spango, with thar pertinens, liand in the barony and schirefdom of Renfrow, be resignit in the superior handis of the samyn, and to be gevin agane heretably in excambiun to the said Alexander Craufurd, to reman with him and his ayris in heretage: And the said Alexander Craufurd sal resing al and hale his landis of Kylwynnat, with thar pertinens, liand in the erldom of the Lennax and the schirefdom of Styrl yng, in the Erl of the Lennax handis, superior tharof, and to be gevin agane heretably to the said George and Elisabeth, and the langar levar of thaim in coniunctfethment, and thar ayris, in excambiun for the half landis of Spango, with thar pertinens: And that the costis of batht thir infefthmentis sal be maid be the said Johne of Styrl yng, the said Alexander aplyand him herto betuix the day of the making of thir present Indenturis, and the saxten day of May nixt efter folowand: And becaus the saidis lands of Kylwynnat ar wnderstand bettyr than the half landis of Spango, the said Johne of Styrl yng sal refund and pay to the said Alexander ane hundreth merkis of gud and vsuale money of Scotland, within fourty dais nixt efter folowand the said infefthment, and stat and sesing procedand thar vpon: And to the obseruacione and keping fathfully herof the saidis parteis bindis and oblisithaim, thar ayris and assignais, til vtheris, be the fathis and treuthis in thar bodiis, and ilkane of tharis: And for the mar securite of the premissis, to the part of this Indentur remanand with the said Alexander, the said Johne has subscrivit and selit this present writ, for himself, the said George and Elisabeth; and to the tothir part of the samyn Indentur, to reman with the said Johne, George, and Elisabeth, the said Alexander has hungyn his sele; day, zher and place as said is, befor thir witnes, Schir Petyr Hustoun of that ilk knycht, Johne Mungumre of the Syd, Androw Cunygam of Drumquhassill, and Schir Walter Nore, chapellane and notar publict, with diuers vtheris; and in lik wis the said Alexander Craufurd has subscribit the samyn, befor the samyn witnes.



PROCURATORY by George Striueling younger of Cragbernarde, and Elizabeth Park his spouse, for resigning their lands of Kilwynnet in the hands of Matthew, Earl of Lewinax, 16th March 1502.

70. NOBILI et prepotenti domino, Matheo Comiti de Lewinax, Domino Dernele etc., sui humiles subditi et seruitores, Georgius Striueling, filius et heres apparens Johannis

Striueling de Cragbernarde, et Elizabeth Park, eius sponsa, seipsos cum omni famulatu, reuerencia, et honore, ad resignandas et sursum reddendas, pureque simpliciter deliberandas, in manus vestras, omnes et singulas terras nostras de Kilwynnet, cum molendino earundem, et suis pertinentiis, jacentes in comitatu de Levinax, infra vicecomitatum de Striueling, quas de vobis tenemus in capite, tanquam in manibus domini nostri superioris earundem, honorabiles viros, Willelmum Scot de Balwery militem, Alexandrum Lawdir, prepositum de Edinburgh, Archibaldum Kincaid, et Patricium Baroun, ac eorum quemlibet, coniunctim et diuisim, nostros veros legitimos et indubitatos procuratores, actores, factores, et negotiorum nostrorum gestores, ac nuncios speciales et irreuocabiles, vnanimi consensu et assensu, et ex nostris meris liberis et spontaneis voluntatibus, fecimus, constituimus, et ordinauimus, ac per presentes facimus, constituimus et ordinamus: Quasquidem terras de Kilwynnat, cum molendino earundem, et suis pertinentiis, nos dicti Georgius, et Elizabeth, non vi aut metu ducti, nec errore lapsi, seu dolo circumuenti, sed nostra vtilitate preuisa, et desuper matura deliberatione prehabita, consensu et assensu vnanimi vt premittitur, per fustem et baculum, et has literas nostras procuratorii et resignationis, in vestras manus, tanquam dicti domini nostri superioris earundem, sursum reddimus, ac pure et simpliciter pro perpetuo resignamus, ac omne jus et clameum que in eisdem habemus seu habere poterimus, pro nobis et heredibus nostris, omnino quitteclamamus imperpetuum per presentes; sic quod de eisdem ad vestre voluntatis arbitrium liceat disponere; necnon omnia alia et singula facienda, gerenda, et exercenda, que ad officium huiusmodi procuratoris de jure seu regni consuetudine pertinere dinoscuntur: Ratum et gratum irreuocabiliter habentes et habituri totum et quicquid dicti nostri procuratores irreuocabiles, seu eorum aliquis, in premissis seu aliquo premissorum rite duxerit seu duxerint faciendum: In cuius rei testimonium sigilla nostra propria presentibus sunt appensa, apud Edinburgh, decimosexto die mensis Martii, anno Domini millesimo quingentesimo secundo, coram hiis testibus, Henrico Alane, Canonico Abirdonensi, Dominis Waltero Logane, Johanne Inglis, capellanis, Johanne Glen, burgense de Edinburgh, Magistro Johanne Murray notario publico, Adam Hopper, Thoma Schaw, coco principali supremi domini nostri Regis, et Johanne Wellis, cum diuersis aliis.

BOND by John Striueling of Cragbernarde to Elizabeth Park, spouse of George Striueling, his son and apparent heir, 18th March 1502.

71. BE it kent till all men be thyr present letteris, me Johne Striueling off Cragbernarde, to be bundine and oblist, and be thyr present letteris, and the faith and treuth in my

body, lelily and treuly bindis and oblisis me, ande my airs maill, till ane honorable vomane, Elizabeth Park, spous to George Striueling my sone and apperand ayr to me ; that for samekyll ais the sade Elizabeth of hyr fre vill ande motiffe, has resignit our all and haill the landis of Killvynnet, with the pertinens, liande in the erldome of the Lewenax, and in the schireffdome of Striueling, in the handis of ane noble and myehty lorde, Matho Erlle of Leuenax and Lorde Dernle, ais in the handis of the ourelorde of the sade landis of Kilwynet, with the pertinens ; the quhilk landis the sade Elizabeth hade in coniuinctfeftment ; and that for the vtelite of me and my airs maill, and the airis maill gottin or till be gottine betuex the sade George and the sade Elizabeth, ais is mare fullily contenit in the charter of my newinfestment of blanceferme made to me and my airs maill thar apone, be the sade lorde Matho Erlle of Lewenax : Tharefor, giff it sall happyne that the sade Elizabeth beris na ayris maill to the sade George hir spous, bot a dochter or dochteris, the quhilk ma nocht succede to the sade landis of Cragbernarde and Killvynnet vith the pertinens, be resone of the sade talze ; I vill tharefore, and oblisis me and myne airis maill, succedaris to the sade landis be resone of tallze, to the sade Elizabeth, and the dochtir and dochtiris off the sadis George and Elizabeth gottine and to be gottine be tuex tham, in this vis, that gif at tha haue bot ane dochter be tuex tham, that suld be heretayr to the sade landis in defalt of thare airis maill be tuex tham ; that I or myne airis maill that succedis to the sade landis be the resone of tailze, that I or tha sal mary that a dochtir, one a mane of als gret lewyne as Cragbernarde and Kyllwinet ; and at I or tha sall mak the cost thareapone ; and giff it sall happine tham till haue ma dochteris than ane, at suld be heritaris to the sade landis, that I and my airis maill ais sade is sall mary ilkane of tham one a man of als gret lewyne ais thare part of the sade landis nicht fall till ony of tham and tha var heretaris of the sade landis : And giff it sall happine me, or my airis maill that succedis to the sade landis be resone of the sade talze, to falze in thir premissis to the sade Elizabeth, in all or in part, ais God forbede that I or tha do ; tharefor, to the fulfilling obseruing and keping of the forsade thingis in euere part thareoff, I fathfully bindis and oblisis me, and myne airis maill succedaris to the sade landis throw reson of the sade talze, in the stratest stille and forme of obligacione that is vsyt or cane be dewysyt efterwart, vithowt inconuenient to the sade Elizabeth, and to the dochtir and dochtiris gottine and to be gottine lachfully be tuex the sadis George and Elizabeth, the quhilkis sulde be heretaris to the sade landis in defalt of ayris maill ; that I and my sade airis maill ais sade is, sall pay to tham and to ilk ane of tham, the sowme of ane hundreth pundis golde and siluer, vsualle mone of Scotlande, to thar mariage, quhen tha cum to lachful agis to be mariyt, giff I or my sade ayris maill that

succedis to the sade landis be resone of the sade talze sall happyne to falze in the maryine of the sade dochtir or dochtiris one mene of lewyne as sade is a bone vritine, but fraude or gylle; I <sup>h</sup>nyne ande my airis maill as sade is renunciande all exceptione off law, cewille nor canowne, akis of parliament or generall consell, to be proponyt eftervart in jugement or owtouth, be me or ony vthyr or vthyris in my name or tharis, in the contrar of thyr my present letteris obligatori: In vitnes of the <sup>q</sup>uhyllk thing I haue appendyt my seill to thyr present letteris, at Edinburgh, the achtene day off the moneth of March, in the zere of Gode a thowsande fiffe hundreth and twa zeris, be for thir vitnes, Master Valtyr Abirnethy Prowest of Dumbertane, Schir Henry Allane Archdene of Dunblane, Master Vilzam Lindissay Persone of Aldhame publiste notare, Master Johne off Murray publist notare, Vilzame Striuiling my sone, Johne Striuiling, Archbalde Kyncade, and Schir Valtir Logane, Vikare of Strablane, publist notare, vith diueris vthyris.

PRECEPT by Thomas Hume of Langschaw, Knight, for infesting John Striueling of Craighernard, Knight, in the lands of Quhitleys, 27th August 1503.

72. THOMAS HUME de Langschaw miles, et [superior] terrarum de Quhitleys, dilectis meis, Jacobo Redheuch, Alexandro Boyde, Jacobo Boyd, Johanni Brisbane, et Alexandro Buchquhane, ac eorum alteri, coniunctim et diuisim, balliuis meis in hac parte specialiter constitutis, Salutem: Quia dedi et concessi, ac hereditarie vendidi et alienaui, honorabili viro, Johanni Striueling de Craighernard militi, omnes et singulas terras meas de Quhitleys, cum suis pertinenciis, jacentes in dominio de Stewartoune et infra vicecomitatum de Aire; prout in carta mea dicto Johanni Striueling desuper confecta plenius continetur: Vobis igitur et vestrum cuiilibet, coniunctim et diuisim, precipio et mando quatenus, visis presentibus indilate saisinam statum et possessionem hereditariam omnium et singularum predictarum terrarum de Quhitleys, eum suis pertinenciis, prefato Johanni Striueling militi, vel suo certo attorney latori presentium, secundum tenorem dicte carte mee quam inde habet, juste deliberetis et haberi faciatis sine dilatione: Et hoc nullo modo omittatis: Ad quod faciendum vobis et vestrum cuiilibet, coniunctim vel diuisim, meam plenariam liberam et irreuocabilem potestatem, committo per presentes: In cuius rei testimonium sigillum meum presentibus est appensum, apud Edinburgh, vicesimo septimo die mensis Augusti, anno Domini millesimo quingentesimo tertio.

THOMAS HOWM off y<sup>e</sup>. Langschaw.

DISCHARGE by George Campbell, younger of Cesnok to John Striueling of Cragbernard, Knight, of the warrandice of the lands of Quhitleys, 22nd December 1504.

73. BE it kend till all men be thir present letteris, me George Campbell, sone and apperand air to George Campbell of Cesnok: That forsamekle as [ane] honorabill man, Johnne Striueling of Cragbernard knight, has sauld and analyet to me, and to Jonet Montgomery my spous, heretablie be chartir and sesing, all and sindry his landis of Quhitleys, with thair pertinence, lyand in the bailzery of Cvnyngame, within the schiref-dome of Air; the quhilkis landis the said Schir Johnne Striueling has be his conquest of Thomas Home of Lankschaw knight; and apone the lousing and redemyng of the saidis landis of Quhitleys, with thair pertinences, the said Schir Johnne Striueling has gevin to the said Schir Thomas ane letter of reuersione, contenand in it the sovme of ane hundreth pundis, gud and vsuale money of Scotland, with sevin zeris tak eftir the lousing, for five crownis of male alanerly; like as the said reuersione proportis: And becaus the said Schir Thomas has gevin and deliuerit to me, and to the said Jonet my spous, oure airis and assignais, ane chartir of confirmatioun maid vndir his sele, ratifyand, apprevand, and for him and his airis perpetually confirmand the alienatioun maid to ws of the saidis landis of the Quhitleis, with thare pertinence; like as at mair lenth is specifit and contenit in the said chartir of confirmatioun maid and gevin to me, and to the said Jonet my spous thairapone: Heirfor I, for me and the said Jonet my spous, adnullis and dischargis, and for ws, our airis and assignais, perpetually quitclewis the said Schir Johnne Striueling, his airis and assignais, of ony warrandice tobe maid be him or thame of the saidis landis of the Quhitleis in tyme tocum, be ony maner of way: Becaus the said Schir Thomas has gevin ws confirmatioun of the saidis landis, as is abone writtin; all caullatioun fraude and gile away put and excludit, and na remeid of law to be proponit nor allegit in the contrare of the discharge foresaid: In witnes of the quhilk thing to thir present letteris, subscrivit with my hand, my sele is to hanging, at Edinburgh, the xxii day of December, the zeir of God, ane thousand five hundreth and foure zeris, befor thir witnes, Andro Mathesone, Alexander Kinceragy, Robert Campbell, and Johnne Gray, with vtheris diuers.

GEORG CAMPBELL ZUNGER.

PRECEPT of SASINE by William of Striueylene, Laird of Cadder, for infesting William of Hammiltoune in Kyncauyill in the lands of Cragbrey, 27th December 1505.

74. I WILLIZAME of Striueylene, lard of Cadder, till myne luffitis Maister Johnne of Striueylene, Chapellane, Thomes Red, Robert Red, Willizame of Came and Johnne Child, Greting. Forsamekle as that I haif geuin ontill lifrent till myne lufit frend, Willizame of Hammiltoune in Kyncauyill, all and hale myne landis of Cragbrey with the pertinentis, quhilk that lysis withyne the berrony of Berune Bogall, withyne the shirefdome of Lithgow; to zow I bid and commandis, that ze in my name, or ony ane of zow, conjunctly and seueraly, this precep beand senne, that ze pass and entyr the foresaid Willizame of Hammiltoune, or hys actornay, till the foresaid landis of Cragbrey with the pertinentis, and till gif hime possessioun of the samyne, efter the tenour of myne assedatioun of lifrent, and efter the tenour of this precep; the quwiche till zow, or ony ane of zow, I commit myne ful powir be this myne precep. In witness hereof till this myne precep I haif hung myne sele, at Cadder, the xxvii day of the moneth of Decembyr, the zere of our Lord a thowsand five hundred and five zeris, in presence of thir witness, Maister Johne of Striueylene, curat of Cadder, Allane Stewart of Schelezardis, Thomas Red and Henry Curry with oydiris diuers.

*Hec est copia precepti per me Robertum Foulis notarium publicum transumpta, sub meis signo et subscriptione manualibus.*

*ROBERTUS FOULIS, Notarius, manu propria.*

PRECEPT of CLARE CONSTAT by Robert [Blacader] Archbishop of Glasgow, for infesting William Striueling in the lands of Cadder, 23rd March 1505.

75. ROBERTUS, miseracione diuina Glasguensis Archiepiscopus, dilecto nostro germano, domino Baldredo Blacader, balliuo nostro, seu eiusdem deputato in hac parte, Thome Hugonis, Salutem cum benedictione diuina. Quia euidenter constat nobis, quod quondam Willelmus Striueling de Cadder, pater Willelmi Striueling latoris presencium, obiit vltimo vestitus et saisitus vt de feodo, ad pacem et fidem supremi domini nostri Regis, de omnibus et singulis terris de Cadder cum pertinenciis, iacentibus in baronia nostra de Glasgw infra territorium eiusdem; et quod dictus Willelmus est legitimus et propinquior heres dicti quondam Willelmi sui patris de dictis terris de Cadder cum pertinenciis; Et quod est legitime etatis; et quod prefate terre de Cadder cum pertinenciis tenentur in capite de ecclesia nostra metropolitana Glasguensi, nobisque ex nunc et successoribus nostris dicte ecclesie prelati pro tempore existentibus, in warda

et releuio; reddendo inde annuatim prefate nostre ecclesie nobisque et successoribus nostris eiusdem ecclesie prelati, quatuor libras monete currentis pro tempore, ad duos anni terminos consuetos, videlicet, Sancti Penthecostes et Sancti Martini in yame, per equales porciones, vnacum duabus libris eiusdem monete lumini Sancti Kentegerni ad prescriptos anni terminos annuatim, ac etiam cum tribus sectis in nostris tribus curiis capitalibus annuatim, cum aliis seruiciis debitis solitis et consuetis; et quod nunc existunt in manibus nostris vt Archiepiscopi Glasguensi antedicti, tanquam domini superioris earundem, ob mortem dicti Willelmi, per spacium quadraginta dierum vel eocirca: Vobis igitur et vestrum cuilibet coniunctim et diuisim, precipimus et mandamus quatenus dicto Willelmo, vel suo aetornato latori presencium, saisinam hereditariam statumque possessionem dictarum terrarum cum pertinenciis, iuste fieri et deliberari faciatis, sine delacione, saluo iure cuiuslibet, capientes securitatem sufficientem quod idem Willelmus fideliter persoluet nobis onera per eum debita de dictis terris, post mortem dicti sui patris. Ad quod faciendum vobis et cuilibet vestrum nostras vices auctoritatem et potestatem tenore presencium committimus et impertimur. In cuius rei testimonium sigillum nostrum rotundum presentibus est appensum, apud ciuitatem nostram Glasguensem, die vicesimo tercio mensis Marcii, anno Domini millesimo quingentesimo quinto.

RETOUR of William Strielyne, as heir of William Strielyne of Cadder, his father, in the lands of Cragbrey, 9th May 1506.

76. HEC inquisicio facta apud burgum de Linlithgow, nono die mensis Maii, anno Domini millesimo quingentesimo sexto, coram Nykolayo Craufurd, deputato vicecomitis de Linlithgow, per hos probos patrie subscriptos, viz. Jacobum Leuinstone de Manerstone, Robertum Listoune de Himby, Gilbertum Hammiltoune de Lochous, Jacobum Leuinstone de Braidlaw, Patricium Cormie de Ballinheid, Robertum Douglas de Pimferstone, Johannem Lithgow de Weltonne, Johannem Sandilandis de Hilhous, Johannem Akynhede, Alexandrum Akynhede, Johannem Cochran de Balbachlo, Alexandrum Benyne, Willelmum Walchop, Thomam Brownne, Duncanum Carrebyr de eodem, Johannem Akynhede et Thomam Douglas. Qui iurati dicunt, quod quondam Willelmus Strielyne de Cadder, pater Willelmi Strielyne latoris presentium,

obiit ultimo vestitus et saisitus ut de feodo, ad pacem et fidem domini nostri Regis, de terris de Cragbrey, cum suis pertinentiis, jacentibus in baronia de Dummany infra vicecomitatum de Lithgow. Et quod dictus Willelmus Strielyne est legitimus et propinquior heres eiusdem quondam Willelmi patris sui, de dictis terris de Cragbrey cum pertinentiis. Et quod est legitime etatis. Et quod dicte terre de Cragbrey cum pertinentis valent nunc per annum sex mercis, et valuerunt tempore pacis quadraginta solidis. Et quod dicte terre de Cragbrey tenentur in capite de domino baronie de Dummany et successoribus suis, domino superiori earundem, per seruitium albe firme; reddendo inde annuatim unam libram piperis, cum tribus sectis curie ad tria placita capitalia dicte baronie de Dummany, nomine albe firme si petatur. Et quod feodum dicte terre de Cragbrey est in manibus supremi domini nostri Regis a decessu Johannis Movbray, heredis quondam domini David Movbra, ratione warde. Et quod liberum tenementum dicte terre de Cragbrey est in manibus dicti domini David Movbra de Dummany militis, causa reservationis, per mortem dicti Willelmi Strielyne, ob defectum veri heredis jus suum huc usque minime prosequentis, a tempore trium mensium, uel coecirca. In cujus inquisitionis testimonium sigilla dicti vicecomitis deputati et quorundam qui dicte inquisitioni intererant, presentibus, breui incluso, sunt appensa, anno, die, mense, et loco supradictis.

RETOUR of William Striueling, as heir of William Strielyng of Cadder, in the lands of Branzeid and Bawinleir, 12th May 1506.

77. HEC inquisicio facta apud burgum de Dunbertane, in pretorio eiusdem, coram nobile et prepotente domino, Matheo comite de Leuenax, domino Dernelle, et vicecomite de Dunbertane, xii<sup>o</sup> die mensis Maii, anno Domini millesimo quingentesimo sexto, per hos subscriptos, viz. Robertum Sympill de Foulwod, Alexandrum Ardincaple de eodem, Robertum Danzelstoun de Culgrane, Andream Cwnygam de Drumquhassill, Walterum Logane de Gartoonwell, Wilelmum Dowglas de Laideanroch, Jacobum Lekky, Vchthredum Knok, Thomam Sympill, Vmfridum Lenax, Patricium McGregor, Georgeum Stewart, Robertum Naper, Wilelmum Levingstoun de Kilsyth, et Wilelmum Lyndesay. Qui jurati dicunt, quod quondam Wilelmus Strielyng de Cadder, pater Wilelmi Strielyng latoris presentium, obiit ultimo vestitus et saisitus, ut de feodo, ad pacem et fidem supremi domini nostri Regis, de terris de Branzeid et Bawinleir, cum pertinentiis, jacentibus in comitatu de Leuenax infra vicecomitatum de Dunbertane. Et quod dictus Wilelmus est legitimus et propinquior heres eiusdem quondam Wilelmi patris sui, de dictis terris cum pertinentiis. Et quod est legitime etatis. Et quod dicte

terre cum pertinentiis valent nunc per annum viginti libras, et tempore pacis valuerunt nouem mercas. Et quod tenentur in capite de Colino Cambell de Achinoye per seruitium warde et releuii. Et quod nunc sunt in manibus dicti Colini Cambell legitime per seipsum, ob mortem dicti quondam Willelmi, qui obiit per spatium trium mensium ultimum elapsum, vel eo circa, in defectu veri heredis jus suum hucusque minime prosequentis. In cuius rei testimonium, sigilla quorundam eorum qui dicte inquisitioni intererant, una cum breue Regio intus clauso, sub sigillo dicti domini vicecomitis, presentibus sunt appensa, anno die, mense, et loco prescriptis.

INSTRUMENT of RESIGNATION in favour of John Striueling of Craighernard Knight, of part of the lands of Glorett, 9th Feb. 1507.

78. IN Dei Nomine Amen : Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod Anno Incarnacionis Dominice, millesimo quingentesimo septimo, mensis vero Februarii die nono, indictione vndecima, pontificatus sanctissimi in Christo patris et Domini nostri, domini Julii diuina prouidencia pape secundi, anno quarto : In mei notarii publici et testium subscriptorum presencia, personaliter constitutus honorabilis vir, Daud Someruaille de Plane, non vi aut metu ductus, nec errore lapsus, sed sua mera et spontanea voluntate, totam et integram unam partem de septima parte terrarum suarum de Glorett, cum pertinentiis, jacentium in comitatu de Levynax, infra vicecomitatum de Dunbertane, in manibus nobilis et potentis domini, Mathei Comitum de Levynax, domini superioris earundem, a se et heredibus suis imperpetuum, in fauorem honorabilis viri, Johannis Striueling de Craighernard militis et heredum suorum, per fustem et baculum sursum reddidit, pureque et simpliciter resignauit : Qua resignacione sic vt premittitur facta, idem Matheus Comes de Levynax, dictam unam partem de septima parte dictarum terrarum de Glorett, cum pertinentiis, prefato Johanni Striueling de Craighernard militi, et suis heredibus quibuscunque hereditarie, per deliberacionem fustis et baculi, dedit, contulit, pariterque deliberauit ; secundum tenorem carte desuper aficiende : Insuper predictus Daud Someruaille fideliter fidemedia se obligauit, ac firmiter promisit, quod sufficientem literam obligatoriam, sub suo proprio sigillo sigillatam, in vberiora forma obligacionis, pro se et heredibus suis, ad warrantacionem et securitatem totius et integre prenominate unius partis de septima parte prefatarum terrarum de Glorett, cum pertinentiis, dicto Johanni Striueling de Craighernard militi, et suis heredibus quibuscunque, contra et aduersus Dominum de Bord, heredes suos et assignatos, necnon contra omnes mortales, faceret et donaret : Super quibus omnibus et singulis prefatus Johannes Striueling de

Craigbernard miles a me notario publico subscripto sibi fieri petiit, instrumentum aut instrumenta, vnum vel plura, publicum seu publica: Acta erant hec in capella regia infra nouam fabricam supremi domini nostri Regis, situatam prope monasterium Sancte Crucis de Edinburgh, sub anno, die, mense, indictione, et pontificatu quibus supra: Presentibus, reuerendo in Christo patre, Dauid Episcopo Lismorensi, Waltero Striueling, Patricio Danzelstoune, Willelmo Flemyng, Thoma Somervaille, cum diuersis aliis ad premissa vocatis specialiter et rogatis.

Et Ego Willelmus Danzelstoune, clericus Glasguensis diocesis, sacra apostolica autoritate notarius: Quia, etc.

WILLELMUS DANZELSTOUN.

CHARTER by Matthew, Earl of Levinax Lord Dernlie, to John Striueling of Cragbernard, Knight, of the lands of Glorat, 27th May 1508.

79. OMNIBUS hanc cartam visuris vel auditoris, Matheus Comes de Levinax, Dominus Dernlie, etc., Salutem in Domino sempiternam: Noueritis nos dedisse, concessisse, et hac presenti carta nostra confirmasse . . . honorabili viro, Johanni Striueling de Cragbernard militi, omnes et singulas terras de Glorat, extendentes annuatim ad nouem libratas, decem solidatas et quinque denariatas terrarum, cum obulo, antiqui extentus, cum suis pertinenciis, jacentes in comitatu nostro de Levinax, et infra vicecomitatum de Dunbertane; de quibusquidem terris de Glorat . . . vna pars earundem, extendens annuatim ad duas libratas septemdecim solidatas et duas denariatas terrarum antiqui extentus, nobis antedicto domino comiti hereditarie in proprietate pertinet, per resignacionem et renunciacionem nobis per Jacobum Flemyng de Borde inde factam; et residuum dictarum nouem librarum, decem solidatarum et quinque denariatarum terrarum cum obulo de Glorat . . . fuit Elezabeth Kincaid de eodem, sponse Thome Kincaide; necnon Jacobi Turnbule, Dauid Someruille de Plane, Cristiane Hepburne et Margarete Hepburne, sponse Walteri Sellar; et quas Elezabeth Kincaid, cum consensu et assensu dicti Thome sui sponsi, Jacobus Turnbule, et dicta Margareta Hepburne, cum consensu et assensu dicti Walteri Sellar, sui sponsi, per suos procuratores . . . et dicti Dauid Someruille et Cristiana Hepburne personaliter . . . in manibus nostris . . . resignauerunt . . . Tenendas et habendas . . . prefato Johanni Striueling, heredibus suis et assignatis, de nobis, heredibus et successoribus nostris, in feodo et hereditate imperpetuum . . . Reddendo inde annuatim . . . nobis, heredibus et successoribus nostris, tres sectas curie, ad tria placita nostra capitalia annuatim tenenda apud Balloch; necnon

wardam, reliuium et maritagium, cum contigerit . . . In cuius rei testimonium sigillum nostrum huic presenti carte nostre est appensum, vuacum subscriptione nostra manuali, apud burgum de Edinburcht, vicesimo septimo die mensis Maii, anno Domini millesimo quingentesimo octauo, coram hiis testibus, videlicet, reuerendo in Cristo patre, Daud miseracione diuina Episcopo Lesmorensi, Johanne Stewart de Mynto, Alexandro Stewart de Gastoune, Johanne Maxwell de Pollok, Georgeo Lindesay, Jacobo Stewart, Magistris Jacobo Stewart, Roberto <sup>1</sup> Vicario de Erskine, Willelmo Danzelstoune notario publico, et Willelmo Flemyng, cum multis aliis.

CHARTER of CONFIRMATION by Matthew, Earl of Lieuenax and Lord Dernlie, of a charter by John Striucling of Cragbernard, Knight, to a Chaplain at the altar of St. Mary, in the Parish Church of Campsie, and in his Chapel of Cragbernard, of an annualrent of twelve merks and ten shillings, from his Lands of Cragbernard and Gloret. Both charters dated 6th June 1508.

80. OMNIBUS hanc cartam visuris vel audituris, Matheus Comes de Lieuenax ac Dominus Dernlie, Salutem in Domino sempiternam: Noueritis nos, quandam cartam donacionis et concessionis, per dilectum nostrum, Johannem Striucling de Cragbernard militem, factam, sub suo sigillo, Deo Omnipotenti, Gloriosissimeque Virgini Marie, sue matri benignissime, et vni capellano Deo seruienti, et suis successoribus perpetue seruituris, de mandato nostro visam, inspectam, et diligenter examinatum, omni vicio et suspicione carentem, intellexisse, sub hac forma: Omnibus hanc cartam visuris vel audituris, Johannes Striucling de Cragbarnard miles, Salutem in Domino sempiternam: Noueritis me, in laudem gloriam et honorem Omnipotentis Dei, et gloriosissime Virginis Marie, sue matris intemerate, omniumque sanctorum paradisi; pro incolunitate et prosperitate excellentissimi et serenissimi principis, Jacobi quarti, Dei gratia Scotorum Regis illustrissimi, postque eius decessum, pro salute anime sue, antecessorum et successorum suorum; ac pro animarum salute nobilium et potentium dominorum, Mathei Comitum de Leuenax Domini Dernlie moderni, superioris domini mei terrarum subscriptarum, antecessorum et successorum suorum; et quondam

<sup>1</sup> Blank in Original.

Andree Stewarte, Domini Avandale, Cancellarii que Scocie, Colini Comitis Ergadie, Domini Campbell, Georgei Abirnethy, Prepositi ecclesie collegiate de Dunbertane, et Alexandri Stewart de Avandale, et pro salute anime mee, et anime Margarete Abyrnethy coniugis mee, et animarum patrum et matrum nostrorum, proliumque nostrarum; ac eciam pro salute omnium illorum animarum, quibus debitor fui in hoc mundo, et penes quos aliquando deliqui; dedisse, concessisse, et hac presenti carta mea confirmasse . . . dictis Omnipotenti Deo, gloriosissime Virgini Marie matri sue, et omnibus sanctis paradisi, vni que capellano Dei seruienti, et perpetue seruituro, in ecclesia parochiali de Campsi, et in capella mea, erecta et fundata in honore beatissime Virginis Marie, infra locum meum et maneriem de Cragbernard, vnum annum redditum duodecim mercarum et decem solidorum monete Scocie, annuatim percipiendum et leuandum, ad duos anni terminos consuetos, Pentheocostes videlicet et sancti Martini in hieme, per equales porciones, videlicet, sex mercarum et decem solidorum de terris meis de Cragbernard, iacentibus in comitatu de Lievenax, infra vicecomitatum de Dunbertane, et aliarum sex marcarum de terris meis de Gloret, cum pertinentiis, iacentibus in dicto comitatu, infra dictum vicecomitatum de Dunbertane: Tenendum et habendum . . . predictis Omnipotenti Deo, et beatissime matri sue Virgini Marie, dictoque capellano diuina celebranti, et suis successoribus perpetue celebraturis pro animabus suprascriptis, in dicta ecclesia parrochiali de Campsi, ad altare nostre Domine eiusdem, semper et quousque ego, aut heredes mei, edificauero vel edificauerint sacellum siue capellam in honore Domine nostre predicte, apud et ad predictam ecclesiam parrochiam, et in capella mea de Cragberuarde, a me, heredibus meis et assignatis, in puram et perpetuam elemosinam . . . Volo insuper quod huiusmodi seruicii siue capellanie donacio, michi et heredibus meis, pre ceteris aliis et citra omnem aliam ordinariam presentacionem, vere pertineat et spectet: Arceatur eciam idem capellanus, qui pro tempore fuerit, ad continuam residenciam, nec se absentabit a dicto seruicio per spatium quindecim dierum continue, quin ipsa vacabit capellania: Et indies celebrabit, cum dispositus fuerit, videlicet, in dicta ecclesia parrochiali vt supra, ter in omni ebdomida, et in dicta mea capella de Cragbernard, quatuor vicibus, singulis septimanis, totius anni pro perpetuo: Et ad primum lauatorium, tenebitur cuiuslibet misse populum exhortare, vt dicant vnum Pater Noster, cum salutacione angelica, scilicet, Ave Maria, pro animabus supradictis: Nec licebit eidem capellano, qui pro tempore fuerit, habere seu tenere concubinam seu focariam continuam; quin hoc notarie cognito, ipsa vacabit capellania et seruicium: Ita quod quociens vacauerit, heredes mei post meum decessum, sufficientem et ydoneum capellanum ad huiusmodi seruicium, infra viginti dies post vacacionem eiusdem quociens contigerit, nominent et

instituant : Tenebitur eciam prefatus capellanus, qui pro tempore fuerit, omni sexta feria singulis annis perpetue, orare et dicere Placebo et Dirige, cum collectis consuetis, pro animabus supradictis, vt desuper voluerit coram summo rendere iudice : Volo eciam quod dicti decem solidi sepedicti annui redditus omni anno exponantur in pane vino et candela cerea, pro sustentacione missarum huiusmodi seruicij . . . In cuius rei testimonium sigillum meum huic presenti carte mee est appensum, apud Inchennen, sexto die mensis Junii, anno Domini millesimo quingentesimo octauo, coram hiis testibus, Johanne Stewart de Mynto milite, Magistro Adam Culquhone, Rectore de Govane, Jacobe Hammylton, Johanne Paris, Roberto Callander de Dowratour, Willelmo Flemyne, et Waltero Striueling : Quamquidem cartam, donacionem et concessionem in se contentas, in omnibus suis punctis et articulis, modis et circumstantiis, forma pariter et effectum vt prescriptum est, ratificamus, approbamus, ac pro nobis, heredibus nostris et successoribus, imperpetuum confirmamus : In cuius rei testimonium sigillum nostrum huic presenti carte nostre confirmacionis est appensum, apud manerium nostrum de Inchennen, sexto die mensis Junii, anno Domini millesimo quingentesimo octauo, coram hiis testibus, [ut in carta confirmata,] cum diuersis aliis.

CHARTER by Matthew, Earl of Leuenox Lord Dernly, to William Stryueling, son of John Stryueling of Cragbernard, Knight, of the lands of Glorat, 10th October 1508.

81. OMNIBUS hanc cartam visuris vel audituris, Matheus Comes de Leuenax et Dominus Dernly, Salutem in Domino sempiternam : Noueritis nos dedisse, concessisse, et hac presenti carta nostra confirmasse . . . dilecto seruitori nostro, Willelmo Stryueling, filio dilecti consanguinei nostri, Johannis Stryueling de Cragbernard militis, omnes et singulas terras de Glorat . . . jacentes in comitatu nostro de Leuenax, infra vicecomitatum de Dunbertane : Que quidem terre, cum pertinentiis, fuerunt hereditarie prefati Johannis Striueling de Cragbernard militis ; et quas idem . . . apud terras de Gonze in Kylsith, coram diuersis testibus, in manibus nostris . . . resignauit . . . Tenendas et habendas . . . dicto Willelmo Striueling, et heredibus suis masculis de corpore suo legitime procreatis seu procreandis ; quibus deficientibus, Waltero Striueling, fratri suo germano, et heredibus suis masculis de corpore suo legitime procreatis seu procreandis ; quibus forte deficientibus, prefato Johanni Striueling de Cragbernard, heredibus et assignatis suis quibuscunque ; de nobis, heredibus et successoribus nostris, in feodo et hereditate imperpetuum . . . Reddendo inde annuatim . . . nobis, heredibus et successoribus nostris, tres sectas

curie ad tria placita nostra capitalia annuatim tenenda apud Ballach; necnon wardam, reliuim et maritagium, cum contigerit; ac eciam capellano perpetuo diuina celebranti et imperpetuum celebraturo, in capella situata infra dictum locum de Cragbernard, et ecclesiam parochialem de Campsy, et suis successoribus capellanis, vnum annum redditum sex mercarum vsualis monete Scoeie, annuatim percipiendum et leuandum ad duos anni terminos consuetos, Penthecostes videlicet et sancti Martini in hieme, per equales porciones, de omnibus et singulis predictis terris de Glorat . . . Reseruato tamen libero tenemento omnium et singularum predictarum terrarum de Glorat . . . prefato Johanni Striueling de Cragbernard, pro toto tempore vite sue; necnon racionabilem terciam partem earundem, sponse sue, cum contigerit: In cuius rei testimonium sigillum meum huic presenti carte mee est appensum, apud locum nostrum de Inchynane, decimo die mensis Octobris, anno Domini millesimo quingentesimo octauo, coram hiis testibus, reuerendissimo in Christo patri ac domino, domino Dauid Hamiltonne, miseracione diuina Argadiensi episcopo, Johanne Sympill domino de Fouluod, Patricio Danzelstone filio domini de Cougrane, domino Jacobo Knox presbitero, Matheo Steuart, et Johanni Lairgis, cum multis aliis.

CHARTER by John Striueling of Kere, Knight, to the Chaplains at the Altar of St. Mary, in the Cathedral of Dunblane, of an annualrent of £20 out of his lands of Schanraw, 2nd October 1509.

82. VNIUERSIS sancte matris ecclesie filiis presentem cartam visuris vel audituris, Johannes Striueling de Kere miles, Salutem in domino sempiternam. Quia per deuotas orationes ac missarum celebraciones, vbi filius hominis pro peccatis nostris offertur, pie creditur peccata dimitti purgatoriique penas demolliri, et ab eisdem penis defunctorum animas frequencius liberari; Ideoque, noueritis me, in diuini cultus augmentum, ac caritatis intuitu, ad laudem et honorem Dei omnipotentis, et beatissime virginis Marie, et beate Anne, matris eiusdem beatissime virginis, et omnium sanctorum celestis curie; necnon pro salute animarum illustrissimi principis supremique domini nostri Jacobi quarti Dei gracia Scotorum Regis moderni, et serenissime principisse Margarete Regine Scoeie, consortis sue, et pro salute animarum prolium antecessorumque et successorum suorum, necnon pro salute animarum Luce Striueling, dominorum Wilelmi Striueling aui mei, et Wilelmi Striueling patris mei, militum, Margarete Cunynghame auie mee, Margarete Creichtoun Domine Sympile matris mee, et Katherine Striueling Comitisse Angusie sororis mee, necnon et pro salute anime mee, vxorisque mee, nostrorumque antecessorum et successorum, et pro animabus omnium fidelium defunctorum; dedisse, con-

cessisse et hac presenti carta mea confirmasse, omnipotenti Deo, beatissimeque Dei genitrici virgini Marie, et omnibus sanctis, et altari eiusdem beatissime virginis Marie in navi ecclesie cathedralis Dunblanensis situato, ex parte boreali eiusdem, ac discretis viris Dominis Thome Myllar et Archibaldo Balcomy capellanis, eorumque successoribus, capellanis perpetuis ad dictum altare beate virginis Marie, Deo seruituris et seruientibus imperpetuum, vnum annuum redditum viginti librarum vsualis monete regni Scocie annuatim leuandum et percipiendum de terris de Schanraw, Wodland et Kippanerate, et molendinis de Strowy et de Keir, cum pertinenciis, jacentibus infra vicecomitatum de Perth; ad sustentacionem dictorum duorum capellanorum et successorum suorum, capellanorum ad predictum altare beate Marie diuina celebrantium et celebraturorum, videlicet, dicto domino Thome Myllare et successoribus suis, capellanis ad idem altare Deo seruituris, decem libras prefati annui redditus . . . de predictis terris . . . necnon dicto domino Archibaldo Balcomy, et successoribus suis capellanis eciam ad idem altare Deo seruituris, decem libras dicti annui redditus . . . de predictis molendinis . . . quibus molendinis . . . deficientibus precipiendas et leuandas de terris de Strowy et de Keir predictis cum pertinenciis, in puram, meram, liberam, et perpetuam elimosinam. Tenendum et habendum ac possidendum dictum annuum redditum . . . prenomatis dominis Thome Myllar et Archibaldo Balcomy, pro eorum vite temporibus ad dictum altare Deo serui-entibus, et suis successoribus capellanis ad idem altare in dicta ecclesia cathedrali Dunblanensi imperpetuum Deo seruituris, in meram, puram, et perpetuam elemosinam, a me et heredibus meis imperpetuum . . . Faciendo inde annuatim, et in dies dicti domini Thomas Myllar et Archibaldus Balcomy ac successores sui, capellani perpetui dictarum capellaniarum ad predictum altare beate marie Virginis, per se aut per ydoneos capellanos per ipsos, de licencia consensu et assensu mei et heredum ac successorum meorum patronorum capellaniarum et altaris predicti, ad seruiendum dicto altari substitutos, missarum et aliarum oracionum diuinarum pia et cotidiana suffragia tantum. Volo eciam et ordino, quod prefati domini Thomas Myllar et Archibaldus Balcomy et successores sui, capellani perpetui capellaniarum et altaris antedicti, qui pro tempore fuerint, in ciuitate Dunblanense personaliter continuam faciant residenciam, et diuina celebrent ad altare predictum; et si abinde negligentes et vagi fuerint, vel aliquis eorum negligens seu vagus fuerit, per duos menses, sine speciali licencia, a me heredibus meis et successoribus, patronis vt premittitur, petita et obtenta, volo quod capellania illius vagi et negligentis per dictum tempus in manibus meis heredumque meorum et successorum, patronorum ut premissum est, pure et simpliciter vacabit eo facto. Volo eciam, concedo, ac per presentes ordino, quod presentacio siue jus patronatus

toeciens quociens dicte capellanie vacauerint, seu altera earum vacauerit, ad dictam Margaretam Creichtoun meam matrem, pro toto tempore vite sue, et post eius decessum ad me meos heredes et successores, patronos vt supra, imperpetuum pertineat: collacio vero seu institucio semper ad reuerendum in Christo patrem Jacobum miseracione diuina Episcopum Dunblanensem et successores suos, qui pro tempore fuerint, pertineat. Et si contingat me, heredes meos vel successores, patronos vt supra, nullos presentare capellanos ydoneos, vel capellanum ydoneum, ad capellanas vel capellaniam predictas, infra duos menses immediate sequentes post vacacionem earum vel alterius earundem; collacio vero capellaniarum seu capellanie antedictarum sic vacantium, tunc ad manus dicti reuerendi patris, et successorum suorum Episcoporum Dunblanensium qui pro tempore fuerint, deuohitur illa vice duntaxat, et hoc toeciens quociens negligentes erunt patroni in presentacione capellaniarum seu capellanie supradicte . . . In cuius rei testimonium sigillum meum huic presenti carte mee fundacionis capellaniarum supradictarum est appensum, apud dictam ciuitatem Dunblanensem, secundo die mensis Octobris, anno Domini millesimo quingentesimo nono, coram hiis testibus, reuerendo in Christo patre Jacobo Episcopo Dunblanensi, circumspectis et discretis viris, Magistro Henrico Quhite Officiali Dunblanensi etc., Dominis Jacobo Wilsone, Johanne Cheisholme, dicte ecclesie cathedralis Dunblanensis Canonicis, Georgeo Sinclare, Magistro Wilhelmo Sinclare, Domino Thoma Row capellano, et Andrea Mortoun notariis publicis cum diuersis aliis.

JOHN STRIUELING of ye Keir.

CHARTER by William Menteth of West Kers, Knight, to William Striucling of Cader, of the lands of Vchiltreis, 7th February 1509.

83. OMNIBUS hanc Cartam visuris vel auditoris Willelmus Menteth de West Kers miles, et dominus baronie eiusdem, Salutem in Domino sempeternam. Noueritis me dedisse, concessisse, et hac presenti carta mea confirmasse . . . honorabili viro Willelmo Striucling de Cader, omnes et singulas terras de Vchiltreis, cum manerio et molendino earundem cum suis pertinenciis, jacentes in dicta mea baronia de West Kers, et infra vicecomitatum de Striucling, pro gratitudinibus et beneficiis michi per dictum Willelmum multipliciter impensis; quequidem terre de Vchiltreis . . . prius fuerunt dicti Willelmi Striucling hereditarie, et per ipsum de me, tanquam domino et barone dicte baronie de West Kers, in capite tente. Non obstante omnes et singule terre dicte mee baronie . . . fuerunt recognite in manibus supremi domini nostri Regis, ex et pro eo quod maior pars predictarum terrarum et baronie fuit alienata, sine consensu, licencia aut confirmacione domini nostri Regis aut predecessorum suorum

desuper obtenta, et propter huiusmodi causam, tota dicta mea baronia de West Kers . . . fuit forisfacta dicto supremo domino nostro Regi, prout in quodam decreto dominorum suorum concilij desuper fulminato plenius continetur, et post huiusmodi recognicionem et forisfacturam dicte mee baronie, tam in proprietate quam in tenandria, sic vt premittitur factam, ego dictus Willelmus Menteth, cum dicto supremo domino nostro Rege, et suo thesaurario nomine suo, pro noua infeodacione in omnibus et singulis terris et baronia de West Kerss . . . composui, et hujusmodi infeodacionem realiter optinui, cum plenariis consensu et licencia a dicto supremo domino nostro Rege ad alienandum tenentibus meis et eorum heredibus suas tenandrias dicte mee baronie, quas de me prius tenuerunt et possederunt . . . prout in carta regia sub suo magno sigillo desuper confecta plenius continetur: Tenendas et habendas . . . prefato Willelmo Striueling heredibus suis et assignatis, de me et heredibus meis, baronibus dicte baronie de West Kers, in feodo et hereditate imperpetuum . . . Reddendo inde . . . wardam et releuium cum contigerit, necnon tres sectas ad tria mea placita capitalia annuatim apud baroniam meam de West Kerse tenenda, cum aliis seruiciis debitis et consuetis. In cuius rei testimonium sigillum meum huic presenti carte mee est appensum, apud burgum de Edinburgh, septimo die mensis Februarii, anno Domini millesimo quingentesimo nono, coram hiis testibus, videlicet, Roberto Menteth filio meo, Rankino Menteth, Duncano Menteth, Willelmo Menteth, magistro Johanne Striueling, Roberto Striueling, et Willelmo Hammyltoun, cum multis aliis.

DISCHARGE by William Menteth of the Kers, Knight, to William Striueling,  
Laird of Caddar, 3rd June 1510.

84. BE it kend til al men be thir present letteris, me William Menteth of the Kers knyecht, granttis me to haue ressayit fra ane honorable man, Willeme Striueling Lard of Caddar, the sowme of thre schor of markis and ten markis, of gud and vsuel mony of Scotland, in part of payment of ane mayr sovme for the racunysyng wtqyttyng of the landis of Huchiltre, quhilkis landis wes racunest in our Souerane Lordis handis, and now is in my handis as ourlord, and I the said Schir Willem Menteth is bowndyn to the trazazar thairfor. And I the said schir Willem Menteth grantis me weil [contentit] and payit of the said sovme of thre schor of [markis and ten] markis, and dischargis and quytelemes the said Willem Striueling of Caddar, is ayris, executouris and assignais, be me, my ayris, executouris and assignais, for now and euer. In witnes of the quhilk thyng, I haue affixit to my seil to this present writ, the thrid day of Junij, the zer of God I<sup>M</sup> v<sup>c</sup> and ten zerris, at Aluetht, be for thir witnes, Master

Johne Strielyng, Schir Johne Red, Johne Menthet, Thomas Drummond, Willem Menthet and Thomas Blar, with vderis diueris witnes.

INDENTURE between Robert Lord Erskin, and William Strielyng of Glorat, Keeper of the Castle of Dunbertane, 24th June 1510.

85. THIR Indentouris maid at the Castale of Dunbertane, the xxiiii dai of the moneth of Jwne, the zer of God I<sup>m</sup> V<sup>c</sup> and ten zeris, contenis, propertis, and beris witnes, that it is apointit and concordit betuix ane nobill and mychty lord, Robert Lord Erskin, on the ta part, and Williame Strielyng of Glorat, kepar of the said Castale of Dunbertane on the tother part, in maner efter folowing; videlicet; The said William deliuerit, the dai of the dait herof, to the said Robert Lord Erskin, the said Castale, wyth the geir and gudis vnderwrittin: In the first, in Sanct Patrikis Chapell, seituat within the said Castale, ane auld mess buk of perchement, ane tyne chaless, a chesabill of auld grene satene, ane alb, a stole, a fanone, a amet, twa towellis for the altar, a corporall, ane altar stane, a crowsat: Item, in the said Chapell a mane myll: Item, in the Kyching of the said Castale a brandraich of irne: Item, in the Pantre of the said Castale, ane almone: Item, in the Hall of the said Castale, four burdis, wyth formis according to thaim: Item, in the Chalmer of Dess of the said Hall, a waist stand bed, wyth a waist press: Item, in the Sellar of Wallastoure, tua garnellis: Item, in the Mydhous of the said Wallastoure, a stand bed tvme: Item, in the Vuerhous of Wallastour, a waist stand bed and a waist press: Item, on Wallastour hed, a bell: Item, at the entre of the said Wallastour, ane irne zet wyth a bar of irne: Item, in the Wyndehall, a waist bed: Item, vnder the said Wyndehall, ane irne zet: The quhilkis geir and gudis abone expremit, the said Williame Strielyng, kepar of the said Castale of Dunbertan forsaid, deliuerit to the said Robert Lord Erskin, as proper gudis pertenyng to our souerane lord, be resoun of keping of the said Castale: In witnes of the quhilk thing, to the part of thir Indentouris remanand with the said Robert Lord Erskin, the said William Strielyng has affixt his sele; and inlikwis, to the part of thir Indentouris remanand with the said William Strielyng, the said Robert Lord Erskin has affixt his sele, dai, zer and place forsaid, befor thir witness, Robert Sympill of Foulwod, Dauid Fallusdell, Johne Elder, balzeis of the burgh of Dunbertane, Johne Robisone, Thomas Dowglas, and George Fallusdell, with vtheris diuers and mony.

DECREE ARBITRAL between John Hamylton of Pardowy, John Logan of Gartconvel, and others, 8th November 1510.

86. AT Edinburgh the viii day of November the zeir of God I<sup>M</sup> v<sup>c</sup> and ten zeiris, We William Byschop of Abirdeen, Andro Byschop of Caithnes, Dauid Bysehop of Ergile, George Postulat of the Ylis, Matho Erll of Levinax, and Master James Henrison of Stratonhall Justice Clerk till our souerane Lord ; jugis arbitouris and amicabill compositoris chosin to consider and modify quhat sovmes of money Johne Hammyltoun of Pardowy and the remanent personis vnderwrittin has debursat and expendit apoun Thomas Galbraith of Balkindrocht, for the alienacioun maid to thame be him of the landis efter following, that is to say, to the said John Hammylton five pund land of Blacharne, to Johne Logan of Gartconvel v £ land of Balkindrocht, to Vehrede Knox v £ land of Gawistoun, to Johne Stewart Bruther to my lorde of Levinax v £ land of Kirkpennyland, to Johne Stewart of Blakhal v £ land of Kirkpennyland, to Peter Culquhone v nobillis worcht of land of Kirktoun, and to Alan Stewart v nobillis worcht of land of Bankell, and according to the qualitie thairof ilk ane to remane, etc. ; and als chosin to consider quhat suld be done to partiis havand interes in the said mater, like as is contenit in diuers actis and compromissis maid heirapon : We, havand consideration of the merits of the said caus, and the richtis of the partiis contenit, in the said compromiss be ws herd sene and vnderstand ; in the first, has considerit and fund that the saidis persounis has expendit and debursat for the said sex five pund land, the sovme of sex hundreith markis vsuall money of Scotland, apoun the said Thomas Galbraith to his sustentatioun and expenses of tymes bigane ; and becaus the saidis persounis has nocht pait the avale of the said landis, and has takin vp the proffitt thairof, and has na confirmatiounis of the kingis grace thairapoun, we ordane thame to pay to our souerane lorde the sovme of nyne hundreith merkis for his confirmatioun to be gevin to thame and his interes thairintill, to be appliit and disponit as plesis his hienes or his thesaurar ; And the part of the landis quhilk James Galbraith has to be fre to him in liverent, for expenses quhilk he has maid in the said mater, apoun the quhilkis landis euerie ilk ane of the saidis persounis sall, efferand to thair part, and efter the rate of the said sovmes, equaly mak reuersiounis in due forme to the said Thomas Galbraith and his airis, that quhat tyme he or thai [redemis] the saidis landis that thai sall geue full regress thairto, and [quhilk] reuersiounis salbe extendit in the largest forme ; And gif ony of the saidis persounis beis nocht content to pay the said new expenses, attour the said vi<sup>c</sup> markis, ony of the vtheris that plesis to be assignais to the said Thomas for the redemyng of that part of the said landis, payand to the

kingis grace the new expensis, and to the party that beis nocht content the ald expensis efter the rait of the land, the said Thomas havand reuersioun of thame that pais the said sovmes as efferis, efter the quantity and rate forsaid; and that the breif of ydeotry quhilk is to be led on the said Thomas haue passage and be full seruit apoun him fra this day forwart, and he to be interdicit fra all maner of alienatioun of reuersionis landis or heretagis quhatsumeuer, with decrete irritant and publicatioun to be maid thairof be opin proclamatioun as efferis, with interpositioun of the lordis of Counsalis auctorite etc. And als we deliuer and ordane that the saidis personis abufwritin sall amang tham content and pay to the said Thomas Galbraith zeirly, tuenti pundis to his sustentatioun for his lyfetye, to be partit amang thaim, ilkain payand his part, according to the quantite of the landis that he has. And this oure sentence gevin and pronuncit at day and place forsaidis, and ordanis the samin to be registrait in the bukis of Counsale, and haif the effect of the decrete of the lordis of consale. Witnes present at the said pronounciatioun, William Erll of Montross, Schir Alexander Makculloch, William Scot of Baluery knyechtis, Master Johnne of Murray, and Robert Lausoun of Hieriggis with vtheris.

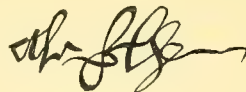
Tenet hec copia cum principali, copiata et collacionata per me notarium publicum subscriptum, nil addito aut diminuto, quod effectum mutaret vel substantiam variaret, teste manu propria hic me subscribendo.

WILLELMUS HALIBURTOUN Notarius Publicus manu sua.

CHARTER by Alexander Lord Hwyme to his beloved unele, Adam Creichtoun of Rothwens, Knight, and Isabella Gray, his spouse, of the half lands of Inneralloun, 4th April 1510.

87. OMNIBUS hanc cartam visuris vel audituris, Alexander Dominus Hwyme, Salutem in Domino sempiternam. Noueritis me concessisse, vendidisse, ac titulo pure venditionis alienasse, ac presenti carta mea confirmasse . . . dilecto auunculo meo, Ade Creichtoun de Rothwens militi, et Esobelle Gray sue sponse, et eorum alteri diutius viuenti in coniuncta infeodatione, totam et integram dimeditatem omnium et singularum terrarum de Inneralloun, vnacum dimeditate molendini eiusdem, cum multuris, sequelis et terris molendinariis eiusdem, cum vniuersis pertinentiis earundem, jacentium infra vicecomitatum de Streueling et baroniam de Howyme, pro quadam certa pecunie summa michi per dictum Adam premanibus persoluta in pecunia numerata, et in vsum meum totaliter conuersa . . . Tenendas et habendas omnes et singulas dictas dimeditates omnium et singularum predictarum terrarum de Inneralloun . . .

de me et heredibus meis, in feodo et hereditate imperpetuum . . . Reddendo inde annuatim . . . vnum denarium vsualis monete regni Scotie, in festo Pentecostes, super solum dictarum terrarum, nomine albe firme, si petatur . . . In cuius rei testimonium sigillum meum huic presenti carte mee est appensum, vna cum subscriptione mea manuali, apud Edinburgh, quarto die mensis Aprilis, anno domini millesimo quingentesimo decimo, coram hiis testibus, Patricio Heriot, Roberto Trumbul, Willelmo Creichtoun et Magistro Alexandro Dempstar.



PRECEPT of SASINE by Alexander Lord Hume, Great Chamberlain of Scotland, for infesting Katherine Striueling and John Hume in the lands of Innerallone, 11th June 1513.

88. ALEXANDER Dominus Hume, Magnus Camerarius Scotie, dilectis meis magistro Willelmo Sinclar, Willelmo Striueling, ac eorum cuilibet, coniunctim et diuisim, balliuis meis in hac parte specialiter constitutis, Salutem. Quia, pro speciali fauore quem habeo et gero erga dilectam meam Katrinam Striueling, filiam quondam Willelmi Striueling de Keir militis, et Johannem Hume meum filium, inter me et dictam Katrinam procreatum, et pro gratuitis et benemeritis michi per eos multipliciter impensis, dedi, concessi et confirmaui hereditarie, predictae Katrine in vitali reddito, pro toto tempore vite sue, et dicto Johanni Hume meo filio et heredibus hereditarie, totas et integras terras meas de Innerallone, cum molendino et pertinenciis earundem, jacentes infra vicecomitatum de Striueling prout in carta . . . desuper confecta plenius continetur: Vobis igitur et vestrum cuilibet, precipio et firmiter mando quatenus, visis presentibus indilate statum sasinam et possessionem corporalem predictarum terrarum de Innerallone, cum molendino et pertinenciis earundem, predictae Katrine in vitali reddito, pro toto tempore vite sue, et dicto Johanni Hume in hereditate, secundum tenorem dicte carte mee quam de me inde habent, juste deliberetis et haberi faciatis sine dilatione, et hoc nullo modo omittatis. Ad quod faciendum, vobis et vestrum cuilibet, coniunctim et diuisim, balliuis meis in hac parte antedictis, meam plenariam et irruocabilem tenore presentium committo potestatem. In cuius rei testimonium sigillum meum presentibus est appensum, vna cum subscriptione mea manuali, apud Edinburgh, vndecimo die mensis Junii, anno Domini millesimo quingentesimo decimo tertio.

ALEX. L. HUM.

LETTER of REVERSION by Walter Forestare of the Torwoude, Knight, to John of Striueling of the Keir, Knight, of the lands of Dachlewane, 18th July 1513.

89. TILL all and sindrie quham it efferis, quhais knaulage thir present letteris saltocum, Walter Forestare of the Torwoude, knycht, Greeting in God euerlesting: Wittis zoure vniuersites, that albede ane honorable man and my gude sone in law, Johne of Striueling of the Kere, knycht, has infeft me heretabli be chartir and saising, in all and hale his landis of Dachlewane, with thare pertinentis, lyand in my barony of the Kere, within the shirefdome of Perth, like as at mare lynth contentit in the said chartir and eidentis maide to me thareupone: Neuirtheless I will and grantis, and alsua lelely and treuly bindis and oblisis me myne airis and assignais, that quhat tyme or howsone it sall happin the said Schir Johne of Striueling, or his airis male gottin of his body, tocum to the perich kirk of Striueling, and thare upone the hie altare of the samyne, and pais and contentis to me myne airis or assignais, the sovme of twa hundreth markis gude and vsuale money of the kinrik of Scotland, in ane hale sovme and togiddir, in money numerat and tauld, on ane day betuix the sone rising and the ganging to of that ilk; neuertheles I the said Schir Waltir Forestare, myne airis or assignais, be the said Schir Johne of Striueling or his ayris male gottin of his body, to the resstate of the said sovme of twa hundreth markis lauchfully warnit apone fourety dais of before, othir personally or at oure duelling placis that beis for the tyme, in presens of ane notar and witnes as efferis, than and in continent I the said Schir Waltir myne ayris or assignais, quhilkis happinis, possessor of the saidis for the tyme, sall purly and simply resigne, renunce, quitclame, discharge and frely ouregif to the said Schir Johne of Striueling and his airis male gottin of his body as said is, all and hale the saidis landis of Dachlewane with thare pertinentis, togiddir with all vthir eidentis maide thareupone, and with all rycht and clame, propirte and possessioun thareof be thir presentis. And gif it happinis me the said Schir Waltir Forestare of the Torwoude, knycht, myne airis or assignais fraudefully or wilfully to absent ws fra the resstate of the sovme of twa hundreth markis in money forsaid, we beand lauchfully warnit as saide is, in that cais it salbe lefull to the said Schir Johne of Striueling of the Ker, knycht, or his airis male gottin of his body, to pas to the said altare and numer and tell the said soume, and put it in the handis of the Prouest or Baillies of the said burgh of Striueling that beis for the tyme, in sikkir and sure keping to the vtilite and proffet of me the said Walter myne airis or assignais, and the said Schir Johne and his airis male gottin of his body to haue full regres to the saidis landis but ony proces of law. In witnes of the quhilk thing to thir my present letteris my sele is affixit, with the subscriptione of my

hand, at Edinburgh, the xviii day of July, the zere of God 1<sup>m</sup> v<sup>c</sup> and threttene zenis, befor thir witnes, George Schaw of the Knokhill, Johne of Striueling, fadir brother to the said Schir Johne, Robert Smyth and Edwerd Spetale, with vthir diuers.

WALT. FORST, w<sup>t</sup> my hand.

DECREE of RECOGNITION against John Striuelynge of the Keir, of the lands of Lupno, etc. 12th May 1513.

90. AT Edinburgh, the xii day of Maii, the zer of God 1<sup>m</sup> V<sup>c</sup> and xiii zenis; the Lordis of Counsale vndirwritin, that is to say, ane maist reuerend fader in God, James Archebischop of Glasgw, ane noble and mychty lord, Williame Lord Borthuik, Maister Gawine Dunbar Archedene of Sanctandros, Clerk of the Registre, Williame Scot of Baluerye knyght, and Robert Coluile of Vehiltre; decretis and deliueris that Schir Johnne Striueling of the Keir, knyght, and all vtheris, havand or traistand to have interes to the landis of Lupno, Dauchlewan and Raterne Striueling, vthire wayis callit the Cogis of Straithalloun, has tynt thar propirte and possessioun thareof, and decernis the samyn to pertene to oure souerane Lord, and to be disponit at his plesoure, as his propire landis in tyme to cum: Because the maist part of the saidis landis is analyt without licence, consent, or confirmatioun of oure said souerane Lord or his predices-souris, thai beand haldin of his Hienes immediately, be seruice of warde and releif; and nochtwithstanding the chartoure of annexatione vnder the gret Seile producit be the said Schire Johnne Striueling; because the said alienatioun wes maid before the said annexatioun, as wes vndirstand to the saidis Lordis. For the quhilk cause of alienatioun, the saidis landis war recognisit in oure souerane Lordis handis, and nocht lattin to borch the space of zer and day efter the said recognitioun being bipast. Oure Souerane Lord comperand be Maister James Henrisoune his aduocat; the said Schir Johnne being personaly present, and al vtheris havand interes being summond oftymes callit and nocht comperit. Extractum de libro actorum per me Magistrum Gawinum Dumbar, Archidiaconum Sanctiandree, Clericum Rotulorum Registri ac Consilii S. D. N. Regis, sub meis signo et subscriptione manualibus.

GAWINUS DUNBAR.

ASSIGNATION by Marion Muschet to Patriek Buchquhannan of Lany, of her third and terce of the lands of Lany, 23rd November 1513.

Jesus. Maria.

91. BE it kend til all men be thir present letteris, me Marioun Muschet, lady off the fulc

thryd of the landis off Lany, with their pertinens, till hafe maid, constitut and ordanit, and be thyr my present letteris makis, constitutis and ordanis anc honorable man, Patrik Buchquhannan off Lany, my neuo, my veray lauchful assignay, intromet-towre, and factowr, in and to all and syndry the landis pertening to me off my thryd and ters off the landis off Lany, lyand within the stewartry off Menteth and shirefdome off Perth, and al and hail my ters off the landis off Ester and Wester Laydmurquharteis pertening to my part, indwryng all my leving dais in this warld, he sustenand me in met, drink and clath induring my lyftim. Gyffand and granttand to the forsaid Patrik my ful poware to hald cowrtis and here plantis, and thame to correk, and als to set and ras the sammyn landis, to put in and furth the tenentis and cottaris off the sammyn als oft as hym thinkis spedful, syklyk as he doys with his avyn landis, induryng my lyf-tyme. And thairatowr I the forsaid Marion grantis me be the tenour herof, to gyf to the said Patrik, al and hail my dettis that war awand me befor the making off thir pre-sent letteris, and als makis hym be the tenour herof my veray procuratowr indowtable and irrewocabile, to ask and requir and lyft vp the sammyn dettis, the denyaris to sumound and follow with rycht befor quhatsumeuer juge spirituale or temporale, and ther wyn and tyn off law, hald and to effek quhat euer he do thairinto now and for euer. In vitness heroff, becaus I haff nocht ane sel off myn awyn propir, I haf purchest with instans the sel off ane honorable man, Walter Buchquhannan, at Lany the thre and twenty day off the moneth off Nouember, the zere off God ane thowsand fyfe hundreth and thretene zeris, befor thir vitness, Patrik Buquhannan zoungar my neuo, Donald M<sup>c</sup>Voklyth, Patrik Dow, Donald Reochsoun, Donald M<sup>c</sup>Gilmertyn, with diuers vtheris.

INSTRUMENT of DIVISION in favour of Alexander Lord Hume, of the lands of Innerallone, 3rd October 1514.

92. IN Dei Nomine Amen. Per hoc presens publicum instrumentum cunctis pateat eui-denter, quod anno Incarnationis Dominice millesimo quingentesimo decimo quarto, mensis vero Octobris die tertia, Indictione secunda, Pontificatus sanctissimi in Christo patris et domini nostri, domini Leonis diuina prouidentia pape decimi, anno secundo: In plena et plana curia vicecomitatus de Striueling tenta in pretorio eiusdem die pre-scripto, coram nobili et potenti domino Johanne Domino de Erskin, ac vicecomite de Striueling, meque notario publico et testibus subscriptis, personaliter in iudicio com-paruit prouidus vir Andreas Mortoun, procurator et prolocutor nobilis et potentis domini Alexandri Domini Hume ac magni camerarii Scotie. Quiquidem Andreas,

procurator et prolocutor nomine et ex parte dicti domini, humiliter petiit et requisivit a vicecomite antedicto, deseruitione cuiusdam breuis partitionis siue diuisionis capelle regie per ipsum dominum impetrati et dicto vicecomiti presentati, ac ad crucem fori de Striueling per Wilelmum Quodquhen seriandum de Striueling publice proclamati, deseruendi fori in pretorio burgi de Striueling, die prescripto. Quodquidem breue dictus Johannes Dominus Erskin vicecomes recepit, et ibidem in curia perlegi fecit et suum officarium seu seriandum in fenestra pretorie de Striueling, partem aduersam, si qua fuerat, pro suo jure et interesse in deseruitione dicti breuis ter per proclamatum publicum vocare fecit, nullaque parte aduersa comparente, idem Andreas prolocutor nomine quo supra ibidem in curia petiit et clamauit dimediam partem omnium et singularum terrarum de Innerallone, dimediam partem molendini earundem, cum pertinentiis iacentium infra vicecomitatum de Striueling, et predicto domino pertinentem hereditarie. Et tunc dictus vicecomes eligere fecit condignam assisam ad hoc juratam pro deseruitione dicti breuis partitionis siue diuisionis, videlicet, honorabiles viros, Duncanum Forestar de Gerden, Ninianum Setoun de Tulchfresale, Waltherum Forestar de Torwod milites, Jacobum Edmonstoun de Bouchquhaderok, Arthurum Stewart de Culbege, Jacobum Spettale de Blair, Robertum More de Boquhopill, Richardum Burne de Hill, Johannem Knok de Ardmanuel, Robertum Calender de Maner, Alexandrum Lewingstoun de Treunteran, Robertum Bruyss de Auchinbowy, Thomam Somervel filium et heredem apperentem Daud Somervel de Plane, Patricium Pardowin de Threty Akeris, et Waltherum Sellar. Qua assisa supradieta, de curia remota, ac cum instructionibus iuribus et allegationibus dicti Andree Mortoun prolocutoris bene avisata, in eadem curia recntrans, decreuit, inuenit et deliberauit quod dictus Alexander tenetur habere dimediam omnium et singularum terrarum de Inneralloun, dimediam molendini earundem, dimediam domuum cum suis pertinentiis, secundum tenorem carte sue. Post quamquidem deliberationem, idem vicecomes, virtute sui officii, desuper sorte mittere fecit vt moris est in talibus fieri consuetum, quibus sortibus sic datis et proiectis, sors dicti domini Alexandri Hume pro sua parte dictarum terrarum de Inneralloun, dimedia parte molendini earundem, cum pertinentiis cecidit super solem, videlicet le sonesyde. De et super quibus omnibus et singulis dictus Andreas Mortoun, prolocutor nomineque prefati Domini Hume, a me notario publico subscripto sibi fieri petiit vnum aut plura, publicum seu publica, instrumentum aut instrumenta. Acta erant hec in pretorio prefati burgi de Striueling, hora prima post meridiem vel eocirca, sub anno, die, mense, indictione et pontificatu quibus supra. Presentibus ibidem prouidis viris videlicet, Alexandro Forestore de Bad, Johanne Neilsoun, Thoma Porterfeild, Henrico Stewart, Johanne Darow, Johanne Gentilman, Willelmo Burgess, Johanne Galloway, Roberto Fergusson,

Donaldo Howat, seriandis, et Archibaldo Dawsoun, cum diuersis aliis ad premissa vocatis specialiter atque rogatis.

Et ego Robertus Cunynghame clericus Sanetiandree diocesis publicus auctoritate apostolica notarius, Quia etc.

ROBERTUS CUNYNGHAME.

OBLIGATION by John Earl of Leuenax and Lord Dernlie, to infest William Striueling of Gloret in the lands of Kepoch, 3rd February 1514.

93. BE it kend till all men be thir present letteris, ws Johne, Erle of Leuenax and Lord Dernlie: That forsamekle as our traist cousyng and familiar seruitour, Williame Striueling of Gloret, has be his labouris, travellis, costis, and expensis, gotten and optenit to ws the Castale of Dunbertane; and for his faithfull and thankfull seruice maid be hym to ws in tymis bigane, and to be maid to ws for all the dais of his life: Thairfor we bynd and oblis ws, be the faitht and treuth in our body, to the said William our seruitour, that we sall, God willing, within ane zer nixt efter the dai of the dait her of, infest heretablie the said William, for the causis abone expremit, be charter and sesing in dew forme, in all and syndrie our landis of the Kepoch, extending to fyve pund land of auld extent, wyth the pertinence, liand in our erldome of the Leuenax, within the schirefdome of Dunbertane, fre, for a penne of blanchferme, to be haldin of ws and our airis; and for the sekir infesting of the said William heretablie in the saidis fornemmit landis within the said zer, we sall caus apone our expensis my lady our moder to denud hir of hir coniunctfeftment and rycht that scho has now of the saidis lands of Kepoch; swa for the causis abone expremyt we sall caus the said William and his airis to be maid sovir and sekir in the saidis landis, but fraud or gile: And failzeing that we or our airis infest nocht heretablie be charter and sesing, in the maist sekir wis that can be deuysit, the said William and his airis in the fornemmit landis of Kepoch in maner and kynd forsaid, we bynd and oblis ws, faithtfully as said is, to content and pay to the said Williame within fourti dais nixt efter the out runnyng of the said zer, the sovme of fyve hundreth merkis of the gud and vsuale money of Scotland for the causis abone expremit, and for costis, scaithis, dammagis, and expensis sustenit and to be sustenit be the said Williame thairthrov: To the obseruyng, keping, and fulfillyng of all and syndre the premissis and euery part of it, we bind and oblis ws faithtfully as said is, our airis executouris and assignis, our and thair landis, rentis, possessionis, gudis mouable and vnmouable, had and to be had within the kinrik of Scotland, to the said Williame Striueling. his airis and assignis, in the siekerest forme

and stile of obligacione vsit or that can be maid, na remeid of law in the contrar to be proponit nor allegit but fraud or gile: In witnes of the quhilk thing to thir present letteris, subscriuit with our hand, our sele is affixt, at the burgh of Dunbertane, the third dai of the moneth of Februar, the zer of God I<sup>M</sup> v<sup>c</sup> and fourtene zeris, befor thir witnes, Master James Stewart, Persone of Cardross, Master Robert Maxwell Persone of Tarboltoune, Patrik Maxwell of Newerk, Johne Sympill of Foulwod, Patrik Danzelstoune, and Andro Stewart, with vtheris diuers.

GRANT by John Earl of Leuenax and Lord Dernle, to William Striueling of Gloret, to be Captain and Keeper of the Castle of Dunbertane, during his life, 6th February 1514.

94. BE it kend till all men be thir present letteris, ws Johne, Erle of Leuenax and Lord Dernle, till haf maid, constitut, and ordanit, and be the tenour of thir present letteris, makis, constitutis, and ordanis our traist cousyng and familiar seruitour, Williame Striueling of Gloret, our Capitane and Kepar of the Castale of Dunbertane induryng all the dais of his lif; for his thankfull and faithfull seruice maid and to be maid be hym to ws induryng his said lif tyme: Geiffand, grauntand, and committand to our said Capitane and Kepar of the said Castale, our full plane powere and speciale licence to deput ordane and mak vnder hyme, constabillis, portaris, jevelleris, and wachmenc, and thaim to input and output at his will and emplesour, induryng all the dais and tyme of his said lif: And atour assignis and transferris to the said William our Capitane, the hale profit pertenyng to the keping of the said Castale, videlicet, landis, annuell rentis, fermis, gersummis, dewiteis, and dew seruice, with the wache-meile of Kilpatrik, and all vthir thingis and profitis pertening to the keping of the said Castale: And mar atour we obles ws faithfully to the said Williame, that quhar he or his seruitouris ar disobeyit in the payment getting of the malis, fermis, gersummis, annuell rentis, dewiteis, dew seruice, and wache meil, or in ony pairt of thaim, pertenyng to the keping of the said Castale; that we sal incontinent thereafter inbring the samin wpon our expensis, to the utilite and profit of the said Williame, to the behuif

and proffit of the keping of the said Castale, als oft and how oft it beis haldin fra the said Williame; and als sall do all diligence to get mair profit to the keping of the said Castale, at the Kingis handis, or the governour of the realme: And atour has constitut and maid the said Williame our Balze of all and hale the landis pertenyng to the keping of the said Castle, liand within the realme of Scotland; geiffand and grauntand to our said balze, our full and plane power, all and syndrie court or courtis induryng all the dais of his said lif, to hald, set, efferme, and begin of the saidis landis, and thaim to prolong and continew as he sall think caus; svytis to gar call; trespassouris to punys; vnlawes, eschetis, and amerciaments of the said courtis to vplift, rais, and tak to his vse and profit, and for thaim, geif neid beis, to poynd and distrenze; all membris and officiaris of the said courtis, to chus, mak, and gar be suorne: The landis quhatsumeuer pertenyng to the keping of the said Castale, to set for maile, gersum, and ferme, as he sall think maist speidfull, for lang termis or schort: The men, tenentis, malaris, and cotaris, induellaris apone the saidis landis, thaim to input and out put of the saidis landis, at his will and implesour, and vtheris to input in the samyne as he sall think caus, induryng all the dais of his said lif: The men, tenentis, and inhabitantis within the saidis fornemmit landis, thar corne, catale, or vther gudis quhatsumeuer, attachit or arrestit, for quhatsumeuer caus, befor quhatsumeuer juge of law, to borow, replege, and hame bring to the fredome and priuilege of our said courtis, culraichis to fynd dais and places till partiis; consignacioun for ministracione of justice to lymmit and set; protestacionis to mak, and instrumentis to rais: Ferme and stabill haldand and for to hald all and quhatsumeuer thingis the said Williame, our Capitane and Balze forsaid, in our name ledis to be done: And this our letter to last and indure to the said Williame for all the dais of his lif, but fraud or gile: In witnes of the quhilk thing to thir present letteris, subscriuit with our hand, our sele is affixt, at Dunbertane, the sext dai of the monctht of Februar, the zer of God, 1<sup>M</sup> v<sup>c</sup> and fourtene zeris, befor thir witnes, Master James Stewart, Persone of Cardross, Master Robert Maxwell, Persone of Tarbolton, Patrick Maxwell of Neuerk, Johne Sympill of Foulwod, Johne Logane of Gartconwell, George Culquhen of the Gleyne, and Patrik Danzelstone, with vtheris diuers.

JHON ERL OF LEUENAX.

GIFT by King James V. to John Striueling of the Keir, of the nonentry of the half of the lands of Brekland Kinloch, 10th October 1515.

95. JAMES, be the grace of God King of Scottis, To all and sindry oure officiaris, liegis,

and subditis, quham it efferis quhais knowlege thir oure letteris salcum, and in speciale to our Shireff of Perth, and Stewart of Menteth, and thare deputis, Greting. Wit ze ws, with consent and avis of oure derrest cousing, and tutour, Johnne, Duke of Albany &c. Protectour and Governour of oure Realme, and lordis componitouris, to haue gevin and grantit, and be thir oure letteris, gevis and grantis, to oure louit familiare knycht, Johnne Striueling of the Kere, and his assignais, ane or ma, all and hale, the males, proffitis, and dewiteis quhatsumeuer, of all and hale the halff of the landis of Brekland Kinloch, with the pertinentis, extending to fyve merk land of auld extent, liand within the shireffdome of Perth, and Stewartry of Menteth, now being in oure handis and pertenyng to ws, throw nonentre of the richtius are or ayris of the samyn, of all zeris and termes bigane that the saidis landis hes bene in the handis of ws, or oure predicessoris quhatsumeuer, be resoun forsaid, and of all termes tocum, that the saidis landis sall happin to be in ouris or oure successouris handis, and ay and quhill the entre of the richtius are or ayris tharof, and ay and quhill thai optene lauchfull state sasing and possessioun thareof. To be haldin and to be had, all and hale the saidis males, fermes, proffittis and dewiteis of the said halff landis of Brekland Kinloch, with the pertinentis, to the said Johnne and assignais forsaidis, of all zeris and termes bigane and tocum, as said is, with powere to thame to intromet and tak vp the samyn, and giff neyd beis, to poynd compell, and distrenze tharfor, efter the forme of law, and to occupy the saidis landis with thare avne gudis, or to sett thame to tennentis at thare avn plesour, with all and sindry commoditeis, fredomes, proffittis, esementis, and richtuis pertinentis pertenyng tharto quhatsumeuer, frelie, quietlie, wele, and in pece, but ony obstacle, impedimet or agane calling. Quharefor We charge straitly, and comandis zow all and sindry oure liegis and subditis forsaidis, that nane of zow tak apou hand to mak ony impediment, let, or distrubance to the said Johnne or his assignais forsaidis, in the peaceable possessioun, bruing joising, intrometting and disponyng apou the males, proffittis and dewiteis of the saidis landis, of the saidis termes bigane and tocum, during the tyme forsaid, efter the tenour of thir oure letteris, vnder all pane and charge that efter may follow, and that ye oure Shireff and Stewart forsaid, and zour deputis, mak the said Johnne and his saidis assignais, be reddelic ansuerit and obeyt, of all the saidis males, fermes, proffitts, and dewiteis of termes bigane, and gif neyd beys, to poynd, compell, distrenze, and appris the saidis landis for the samyn, as efferis, be all termes and process of law, according to justice and vse in sic casis. Gevin vnder oure priue sele at Edinburgh, the tent day of October, the zere of God I<sup>M</sup> v<sup>c</sup> xv zeris, and of oure regne the thryd zere.

Per Signaturam manibus dicti Domini gubernatoris et Dominorum componitorum subscriptam &c.

xviii? Julij anno Domini &c. xvij? Per hanc literam allocatur Senescallo de Menteth de firmis terrarum de Brekland Kinloch lxxvj<sup>ii</sup> xiiii<sup>i</sup> iiii<sup>d</sup>.

H. MAIR.

DECREE at the instance of John Striueling of the Keir, Knight, against John Kinross of Kippanross, 15th February 1515.

96. AT Edinburgh the xv day of Februar the zere of God 1<sup>m</sup> v<sup>e</sup> and xv zeris. The lordis of Counsale vnderwritin, that is to say, ane maist reuerend and reuerend faderis in God, James Archbischof of Glasgw, chancelar, David Bischof of Galloway; noble and nichtie lordis, James Erle of Mortoun, Hew Erle of Eglintoun, Gilbert Erle of Cassillis, William Lord Borthuic, Patrik Lord Lindesay of the Byris, Jhone Lord Flemyng, Jhone Lord Simple, Maister Gawane Dunbar, Archidene of Sanct Androis, Clerk of Registri, and Williame Keith of Inuerrugy knycht: Anent the summondis maid at the instance of Jhone Striueling of the Keir, knicht, as air and successour of vmquhile Williame Striueling, sone and than apperand air of vmquhile Lucas Striueling of RATHERNE, knicht, his grantsehir, and als as air to vmquhile Williame Striueling of Keir knycht his fader, aganis Jhone Kinross of Kippanross, as air to vmquhile Jonet Kinross of Kippanross; to warant, acquiet and defend to the said Jhone Striueling, all and sindry the landis of Lubnoch with the pertinentis, liand in the lordschip of Strogartnay, within the schirefdome of Perth, eftir the tenour of the charter of alienacioun maid be the said vmquhile Jonet Kinross, with claus of warandice for hir and hir airis, to the said vmquhile Williame Striueling, grantschir to the said Jhone, and his airis, with vtheris bandis and eidentis thairupoun: Becaus the saidis landis of Lubnoch with the pertinentis war recognist in the handis of vmquhile oure souerane lord at last decessit, quhem God assolze, and decernit to pertene to his hienes for the alienacioun of the mare part thair of be the said Johne Kinross predecessouris, as at mare lenth is contenit in the decretit of propirty gevin tharewpoun, quharthrou the said Jhone of Striueling was put fra the propirty and possessioun of the saidis landis, lik as at mare lencht is contenit in the said summondis: Baith the saidis partijs being personally present, thare richtis, resouns and allegaciouns, herd, sene and vnderstand, and tharewith being riplie avisit: The Lordis of Counsell decretis and deliueris, that becaus the said landis of Lubnoch war gevin to the said Jhone Striueling for his said seruice and vther gud dedis done to the Kingis Graice tharefor be him, and the samyn ar in

his handis; Tharfor ordanis that the said Jhone of Kinross, as air forsaide, sall warant, acquiet and defend to the said Jhone Striueling of the Keir knycht, als mekle als gud land, liand in als competent plaice, als frelie haldin and of als greit avale as the saidis landis of Lubnoch, heretabli be chartir and saising, and that letteris be direct to command and charge him to mak the said warandice, betuix and the ferd day of Maii nixt tocum deuly as offeris; and failzeing thareof sall content and pay to the said Jhone Striueling, the sowm of vi hundreth and fifty merkis, gud and vsuale money of Scotland for the warandice of the saidis landis. Becaus it is vnderstand to the saidis Lordis that and he had composit with the King or his Thesaurar for the redemeioun of the saidis landis out of his handis, eftir that the dome of forfaitour was gevin that the componiecioun for the samyn wald haue extendit to the said sowm of vi<sup>o</sup> and fifty merkis as said is; and in that cais ordanis our souerane lordis letteris be direct to compell and distrenze the said Jhone Kinros, his landis and gudis for the said sowm as offeris, the day of the said warandice being run and by past. *Extractum de libro actorum per me Magistrum Gawinum Dunbar Archidiaconum Sanctiandree, Clericum Rotulorum Registri ac consilii supremi domini nostri Regis, sub meis signo et subscriptione manualibus.*

GAWINUS DUNBAR.

CONTRACT between Sir John Striueling of the Keire, Knight, and John Kinross of Kippanross, 10th April 1516.

97. AT St[riueling, the x] day of Aprile, the zeir of God I<sup>m</sup> V<sup>o</sup>: and xvi zeris. It is concordit and endit betuix honorabill men, Schir Johne Striueling of the Keire Knycht, one the ta part, and Johne Kinross of Kippanross one the tother part, as efter followis; That forsaimekill as the said Schir Johne has optenit ane decreit be the lordis of Counsale agains the said Johne of Kinross, that becaus the landis of Lupnocht liand within the lordschipe of Stragartnay and shirefdome of Perth, was anallit be vmquhile Jonet Kinross to vmquhile Schir Williame Striueling of Raterne Knycht, for certane sowmes of money, and thairefter war recognyst in the kingis handis and dome of propirtiis giffin thairapon, sua that the said Schir Johne was put fra the properte and possession thairof, and thairfor mycht nocht bruke the samyn efter the forme of the said Jonetis alienatioun, as was elcirly vnderstandin be the saidis lordis: That thairfor the said Johne Kinross, as air and successour to the said vmquhile Jonet, suld warrand, acquiet and defend to the said Schir Johne, as air and successour to the said vmquhile Schir Williame, als mekill als gude landis, als frely haldin, of als

grete avale, and in als competent place, as the saidis landis of Lupnocht, and suld infest him heritabilly thairinto be charter and seysing, betuix and the ferd day of Maii nixt thaireftir, and failzaend thairof, the said Johne suld content and pay to the said Schir Johne the sowme of sax hundreth and fyfty merkis for warrandise of the saidis landis; becaus it was vnderstandin be the saidis Lordis that and the said Schir Johne had composit with the King or his Thesaurar for the redemptioun of the saidis landis out of his handis, efter that the dome of forfetour was giffin, that the composition for the samyn wald haue extendit to the said sowme of vi<sup>o</sup> and fifty merkis, as at mair lenth is conteint in the said decret giffin thairapon: Notwithstanding the said Schir Johne movit of pete, and for the steid and afald part to be kepit to him be the said Johne of Kinross, and for the removing of all conuenciens fra the said Schir Johne his predecessouris or successouris, and thair sawlis heir and befor God, gif ony conuenciens be in the said mater, the said Schir Johne sall forgif and discharge, and be thir presentis forgiffis and dischargis the sowme of a hundreth pundis of the forenemmyt sowme of vi<sup>o</sup> and fifty merkis optenit for warrandise as said is, and the five hundreth merkis that restis of the said sowme to be pait be the said Johne to the said Schir Johne in fauorabill maner as efterfollowis, becaus the said Johne has nocht the said sovme redy in money, he sall infest heritabilly the said Schir Johne and his airis be charter and seysing in all and hale his landis of Auchlochy with the pertinens liand within the sherifdome of Perth, to be haldin of our souerane lord the Kingis grace, and the confirmatioun to be rasit thairapon to be one the said Schir Johnis expensis, or than sall resing the saidis landis purely and sympilly in the Kingis handis, or my Lord Gouvernouris, in fauour of the said Schir Johne, quhilk as the said Schir Johne sall think maste souer: And als sall resing his hous and croft with the pertinens, callit the Spittell croft, and Merzonis akir at the brigend of Dunblane, the quhilk croft Jonet Striueking has in assedatioun, in the handis of the Bischope of Dunblane, or Balzeis of the Towne, as the said Schir Johne sall think maste expedient in fauour of the said Schir Johne in likewyse: And becaus the half of the saidis landis of Auchlochy ar wedset be the said Johne to Walter Stewart, vnder the reuersioun apone the sovme of a hundreth and ten merkis, that thairfor the said Johne sall deliuer and gif to the said Schir Johne the said reuersioun, togidder with ane sufficiant power and assignatioun to redeme and outquyte the said half landis apone the said sowme of a hundreth and ten merkis, quhilk sowme the said Schir Johne sall content and pay to the said Walter: Quhilk premisses beand done, the said Schir Johne sall mak and deliuer to the said Johne ane sufficiand letter of reuersioun vnder his sele, that it sall be lefull to the said Johne and his airis to redeme and outquyte the forenemmit landis

of Auchlochy, hous, croft and akir, with thair pertinens apone xl dais warnying apone the sowme of sax hundreth and ten merkis, to the end that the said Schir Johne sall be pait of the forenemmit five hundreth merkis restand of the vi<sup>o</sup> and fifty merkis obtenit as said is, togidder with the hundreth and ten merkis to be laid downe be the said Schir Johne for the redemptioun of the said half landis out of the handis of the said Walter, quhilk sowme of vi<sup>o</sup> and ten merkis quhilk may redeme the saidis landis, hous and croft, to be pait in a sowme, hale and togidder, to the said Schir Johne or his airis, apone our Lady altar within the cathederall kirk of Dunblane, apone a day, betwix the sone rising and the ganging to of the samyn, in gold and siluer vsuale money of the realme, havand course for the tyme, togidder with a sufficiand letter of tak for five zeris of the saidis landis, hous, croft and acre, to be brukit be the said Schir Johne and his airis forsaidis, efter the outquyting thairof, for fouretene merkis of male allanerly to be zeirly pait, endurand the said five zeris: Apone the quhilk reuersioun the said Schir Johne sall obtene letteris of regress, and deliuer the samyn to the said Johne and his ayris: And it sall nocht be lesum to the said Johne nor his airis to redeme nor outquyte the saidis landis, bot with thair awne propir gudis, nor sall haue na power to mak assignais, ane or may, to outquyte nor redeme the sammyn: And the said Schir Johne sall mak ane letter of tak to Walter Stewart, of the half of the saidis landis of Auchlochy for the termes of thre zeris, to be brukit be the said Walter efter the redemyng of the sammyn, his entre begynnand the day of the outquyting, payand thairfor zeirly the sowme of iii pundis xiii schillingis and iiii penneis ilk zeir, at twa vsuall termes, Witsonday and Mertymes, be evenly portions alanerly: And als the said Johne of Kinross sall mak and deliuer to the said Schir Johne, his obligatioun vnder his sele, to warrand acquet and defend the saidis landis to the said Schir Johne and his airis, of all takkis that ony person or personis may ask or clame of the forsaidis landis of Auchlochy, exceppand the saidis thre zeris takkis to be kept to the said Walter Stewart alanerly: And the said Schir Johne sall keipe nyne zeris takkis male fre to Jonet Striueling, of all and hale the hous croft and acre at the brigend of Dunblane foresaid fra Witsonday to cum, efter the forme of the said Johnis letteris of tak maid to hir thairapon: And als the said Schir Johne quyteclamis and dischargis be thir presentis all obligations and bandis that he has of the said Johne Kinross befor the date heireof for nowe and euir, the premisses foresaidis beand obseruit and kept: And to this pairt of this Indentour remanand with the said Schir Johne Striueling, the said Johne Kinross has setto his sele, with his subscriptioun manuale, the x day of Aprile, the zeir of God abone writin, befor thir witnes, Walter Forster of the Torwod knight, Robert Callandar of the Maner, Wilzame of Striueling brother to the said Schir

Johne, Wilzame of Kinross, Archbald Dausoune, and Edward Spetale notar publict, with vtheris diuers.

JOHN of KYNROSS, with my hand led at the pen be Edward Spetale, Notare Public. Ita est Edwardus Spetale.

TACK by Henry, Abbot of Lindores, and the Convent thereof, to Sir John Strevelinge of the Keire, Knight, of the lands of Bence and Catkin, 16th September 1516.

98. BE it kend till all men be thir present letteris, ws Henry throw the permissioun of God Abbot of Londoris, and the Convent of the sammyn, cheptourlie gadderit, with ane voice, consent and assent of oure haille cheptoure, to hafe set and for maill lattin, and be the tennoure of thir our present letteris settis and for maill lattis, to ane rycht honorable man, Schire Johnne Strevelinge of the Keire knycht, all and haille oure landis of Bence and Catkin with thair pertinens, to giddir with the teynd schavis of the samyn, lyand within the scheref dome of Perth, and oure regalite of Londoris; for all the dais and termes of nyntene zeris, nixt and immediat the entreice of the said Schir Johnne, quhilk salbe at the fest of Witsunday nixt and immediat the dait of this writ, and frathin furth to endure ay and quhill the said nyntene zeris be füllelie and togeddire completit and by rwn. To be haldin and had all and sindry the said landis of Bence and Catkin with thair pertinens, to giddire with the teynd schavis of the sammyn, to the said Schir Johnne his aris and subtennandis, ane or may, of ws and our successouris in malinge, as the said landis lye in lyncht and in breid, be all and sindry rychthis markis, methis and dewisis, with fre yschay and entray, commwn pastoure, with all sindry wdire commodeteis, asiamentis, liberteis and profeitthis to the said landis and tendis, pertenant, or rychthouslie may perten, ony maner of way, with full power to input and out put subtennandis, ane or may, in the said landis and teyndis, als ofte as is sene expedient to the said Schir Johnne and his airis, endurand the tym of nyntene zeris as said is. Payand thairfor zerlie the said Schir Johnne his airis and subtennandis ane or may, to ws our successouris and factouris, the sovm of twolve pundis wsuale monee of Scotland, at twa wsualle termes in the zere, Witsunday and Mertimes in wynter, be evenlie portionis, to giddire with multoure to our myll of all corns growand on our said landis, with harreage, careage deweteis and do seruice, als mekle and als ofte as say mony mark land of our landis of Feddaillis dois endurand the tyme forsaid. And atour gif it sall happin the said Schir Johnne his airis and subtennandis to failze in the payment of our said multour, harreage, careage and do seruice as said is, or in the payment of the Witsunday maill

zerlie at Midsowmer, and of Mertimes maile at Sanctandrois day at the ferrest, in thir caysis, or ony of thame, this our present assedatioun to be of nane awaill, bot expirit and adnult in the self, and we fre to dispone upon our said landis and teyndis without ony impediment of the said Schir Johnne his airis and subtennandis quhatsuncuer. And we the said Henry Abbot and Convent forsaid and our successouris, sall warand and aganis all deidle defend the saidis landis and tendis and this our present assedatioun, in all pontis and articlis as said is, to the said Schir Johnne his airis and subtennandis forsaid, endurand the tyme of nyntene zeris all anerlie. In witnes heirofe to this our present assedatioun we hafe appensit oure commwn scill, at Londoris, the saxtene day of September the zer of God 1<sup>M</sup> five hundreth and saxtene zeris, before thir witnes James Waulece, Robert Drummond and Schir Barnerd Merschall, with wderis diuers.

CHARTER by King James V. to Isabella Gray, relict of the deceased Adam Creichtoun of Rothvenis, Knight, of the half lands of Inneralloun, 18th November 1516.

99. JACOBUS, Dei gracia Rex Scotorum, Omnibus probis hominibus tocius terre sue clericis et laicis, Salutem. Sciatis nos, cum auisamento, consensu, assensu, consilio et autoritate carissimi consanguinei et tutoris nostri, Johannis Ducis Albanie, etc. regni nostri protectoris et gubernatoris, dedisse, concessisse hereditarie, et hac presenti carta nostra confirmasse, dilecte nostre Isobelle Gray, relicte quondam Ade Creichtoune de Rothvenis militis, et heredibus suis, totam et integram dimedietatem terrarum de Inneralloun, cum dimedietate molendini earundem, vnacum piscationibus earundem super aquas de Teth et Forth cum suis pertinentiis, jacentium infra vicecomitatum nostrum de Striueling. Quequidem dimedietates prefatarum terrarum et molendini cum pertinentiis, fuerunt dicti quondam Ade et Isobelle prius hereditarie in coniuncta infeodatione, tente per ipsos in capite de quondam Alexandro Domino Hume, quiquidem Alexander tenuit huiusmodi immediate de nobis in capite, et nunc deuenerunt in manibus nostris, et nobis pertinent ad voluntatem nostram, cum auisamento et consilio dicti nostri carissimi consanguinei et tutoris, disponende, racione forisfacture et eschacte dicti quondam Alexandri Domini Hume, qui de nonnullis proditorie tradicionis et nostre lese maiestatis criminibus conuictus erat, et pro eisdem justificatus ad mortem. Et quia nobis, dictoque consanguineo et tutori nostro carissimo, ac nostri consilii dominis, constat et est notum, quod dicta Isobella est innocens et expars criminum per dictum quondam Alexandrum dominum suum superiorem commissorum, pro quibus conuictus erat et justificatus ut premissum est: Nos igitur, cum auisamento et consilio prefati carissimi consanguinei et tutoris nostri, volumus et decernimus, quod forisfac-

tura dieti sui superioris non erit dampnum nec preiudicium diete Isobelle, penes incoadationem quam de dietis dimedietatibus terrarum et molendini prius habuit, motiuo quorum, necnon pro certis aliis racionabilibus consideracionibus nos, cum auisamento dieti nostri carissimi consanguinei et tutoris, dedimus huiusmodi diete Isobelle hereditarie de nouo ut predictum est. Tenendas et habendas . . . de nobis et successoribus nostris in feodo et hereditate imperpetuum . . . Prouiso tamen, quod dicta Isobella et heredes sui facient inde annuatim nobis et successoribus nostris iura et seruicia nobis debita et consueta de dietis dimedietatibus terrarum et molendini cum pertinentiis ante dietam forisfacturam: In cuius rei testimonium huic presenti carte nostre magnum sigillum nostrum apponi precepimus: Testibus, reuerendissimo reuerendisque in Cristo patribus, Jacobo Archiepiscopo Glasguensi Cancellario nostro, Daud Episcopo Candidecase nostreque Capelle Regie Striuelingensis, Jacobo Episcopo Morauensi; dilectis consanguineis nostris Alexandro Comite de Huntlie Domino Baidzenach, Colino Comite de Ergile Domino Campbell et Lorne, Hugone Comite de Eglingtoun Domino Montgomery; venerabilibus in Christo patribus, Johanne Priore ecclesie metropolitane Sanctiandree, Georgeo Abbate Monasterii nostri Sancte Crucis prope Edinburgh, nostri secreti sigilli custode, Patricio Abbate de Cambuskyneth Secretario nostro; dilectis clericis nostris, Magistris Gawino Dunbar Archidiacono Sanctiandree nostrorum Rotulorum Registri et Consilii Clerico, et Jacobo Ogiluy Magistro Requestarum nostrarum, apud Edinburgh, decimo octauo die mensis Nouembris, anno Domini millesimo quingentesimo decimo sexto, et regni nostri quarto.

CHARTER of CONFIRMATION by King James V. to John Striueling of Kere. Knight, of the half lands of Inneralloun, 26th March 1517.

100. JACOBUS, Dei gratia Rex Scotorum, Omnibus probis hominibus totius terre sue, clericis et laicis, Salutem. Sciatis nos, cum auisamento et consensu carissimi consanguinei et tutoris nostri, Joannis Ducis Albanie etc., regni nostri protectoris et gubernatoris, quandam cartam alienationis, factam per Isobellam Gray, dominam de Dud[op], dilecto nostro, Johanni Striueling de Kere militi, et heredibus suis, de tota et integra dimedietate terrarum de Inneralloun et molendino earundem, cum piscationibus eisdem pertinentibus et suis pertinentiis, jacentium infra vicecomitatum nostrum de Striueling, de nobis et successoribus nostris tenenda, de mandato nostro visam, lectam, inspectam et diligenter examinatum, sanam, integram, non rasam, non cancellatam, nec in aliqua sui parte suspectam, ad plenum intellexisse, sub hac forma: Omnibus hanc cartam visuris vel auditoris, Isobella Gray, relicta quondam Ade Creichtoune de Ruthvenis

militis, Salutem in Domino sempiternam. Noueritis me, in mea viduitate, dedisse, concessisse, vendidisse ac titulo venditionis alienasse, et hac presenti carta mea pro perpetuo confirmasse . . . nobili viro, Johanni Striueling de Kere militi, suis heredibus et assignatis, totam et integram meam dimedietatem terrarum de Inneralloun, ac dimedietatem molendini eiusdem, vna cum piscationibus earundem super aquis de Teith et Forth cum suis pertinentiis, jacentium infra vicecomitatum de Striueling, pro quadam certa summa pecunie vsualis monete Socie michi, per prefatum Johannem Striueling de Kere militem pre manibus gratanter et integre persoluta, in pecunia numerata, et in vsum meum totaliter conuersa . . . Tenendam et habendam . . . a me et heredibus meis de supremo domino nostro Rege et suis successoribus in feodo et hereditate imperpetuum . . . Reddendo inde annuatim . . . seruicium debitum et consuetum . . . In cuius rei testimonium sigillum meum huic presenti carte mee est appensum, vna cum subscriptione mea manuali, apud Edinburgh, decimo tercio die mensis Marcii, anno Domini millesimo quingentesimo decimo sexto, coram his testibus, Magistro Roberto Monorgund, Rectore de Essy, Domino Malcomio Mortymare, Willelmo Striueling, et domino Waltero Sutherland capellano ac notario publico, cum diuersis aliis. Quamquidam cartam ac alienationem in eadem contentam, in omnibus suis punctis et articulis, condicionibus et modis ac circumstantiis suis quibuscunque, in omnibus et per omnia, forma pariter et effectu, approbamus, ratificamus, ac cum auisamento et consensu dicti nostri carissimi consanguinei et tutoris, pro nobis et successoribus nostris, pro perpetuo ut premissum est, confirmamus: Saluis nobis et successoribus nostris iuribus et seruiciis de dictis terris cum pertinentiis ante presentem nostram confirmationem nobis debitis et consuetis: In cuius rei testimonium huic presenti carte nostre magnum sigillum nostrum apponi precepimus: Testibus, reuerendissimo reuerendisque in Christo patribus, Jacobo Archiepiscopo Glasguensi, Cancellario nostro, Dauide Episcopo Candidecase nostreque Capelle Regie Striuelingensis, Jacobo Episcopo Morauieni; dilectis consanguineis nostris Alexandro Comite de Huntlie Domino Baidzenach, Colino Comite de Ergile Domino Campbell et Lorne, Hugone Comite de Eglintoun Domino Montgomery; venerabilibus in Christo patribus, Johanne Priore ecclesie metropolitane Sanctiandree, Georgeo Abbate Monasterii nostri Sancte Crucis prope Edinburgh, nostri secreti sigilli Custode, Patricio Abbate de Cambuskyneth, Secretario nostro, dilectis clericis nostris, Magistris Gawino Dunbar Archidiacono Sanctiandree, nostrorum rotulorum registri et consilii Clerico, et Jacobo Ogiluy, Rectore de Kinkell ac Commendatario monasterii de Driburgh: Apud Edinburgh, vicesimo sexto die mensis Marcii, anno Domini millesimo quingentesimo decimo septimo, et regni nostri quarto.

LETTER of ATTORNEY by King James V. in favour of Margery Birsbane, spouse of William Striveling of Glorat, 20th April 1517.

101. JACOBUS Dei gracia Rex Scotorum, omnibus probis hominibus suis ad quos presentes litere perucenerint, Salutem: Sciatis quod suscepimus Johannem Birsbane de Bishchoptoun, Willelmum Flemyng de Bolghall, Walterum Striueling, Cuthbertum Montgumry, vel eorum aliquos vel aliquem, actornatos vel actornatum dilecte nostre Mariote Birsbane, sponse Willelmi Striueling de Glorat, in omnibus negotiis et loquelis, placitis et querelis, motis seu mouendis ipsam Mariotam tangentibus seu tangere valentibus, quibuscunque diebus et locis, contra quoscunque, et coram quibuscunque: Quare vobis precipimus et mandamus quatenus dictos Johannem, Willelmum, Walterum, Cuthbertum, vel eorum aliquos vel aliquem, quos vel quem presentes vel presentem esse contigerit, tanquam actornatos vel actornatum dicte Mariote in premissis recipiatis: Presentibus post annum minime valituris: In cuius rei testimonium has literas nostras sibi fieri fecimus patentes, apud Edinburgh, vicesimo die mensis Aprilis, anno regni nostri quarto.

Actornatus pro MARIOTA BIRSBANE, etc.

INDENTURE between John of Striueling of the Keer, Knight, and John of Kynross of Kippaneross, 15th March 1518.

102. THIR Indenturis maid at Edinburgh, the xv day of March, the zere of God I<sup>m</sup> V<sup>o</sup>: and auchtene zeris, contenis, proportis and beris witnes in the self: That it is appoyntit, concordit and finalie aggreit betuix honorable personis, Johne of Striueling of the Keer Knycht on the tane part, and Johne of Kynross of Kippaneross on the tother part, in maner, forme, and effect as eftir folowis, that is to say, That forsamekle as the said Johne of Kynross has ane summondis raisit aganis the said Schir Johne of Striueling, befor the Lordis of our Souerane Lordis consale, for the retreting of ane act and decret gevin before thame, of the dait at Edinburgh, the xv day of Februar, the zeir of God I<sup>m</sup> V<sup>o</sup>: and xv zeris, tuechin the warrandise of the landis of Lupnoch, lyand in the lordeschip of Strogartnay, within the shirefdome of Perth; and als the said Schir Johne has ane actione dependand aganis the said Johne of Kynross anentis the warrandise of certane takkis of the landis of Auchlochy, lyand within the shirefdome foirsaid, analeit be him to the said Schir Johne with speciale warandise, the quhilkis takkis, and the said Schir John mycht haue brukit peciabli, eftir the forme of the saidis alienation and bandis of warandise, as vittalis has gevin in the zeris thair of, wald

haue extendit be the space of the non warandise of the samyne, and recouerit be Jonet of Drummond, the relict of vmquhile Edmond of Chesholm, befor the Stewart of Stratherne, be our said souerane Lordis letteris direct to him at hir instance thareupone, to the sovme and avale of twa hundreth and fourscore of france crovnis, extending to ilk pece fourtene schillingis comptit be gude estimatioun: And for the vtillite and wele of baith the saidis partiis and cissing of pley the said Johne of Kynross is contentit to renunce and discharge, and be thir presentis renuncis and dischargis the saidis summondis raisit be him and actioun thareof, and that it sall neuer be lefull to him his ayris executouris, nor assignais, to intent nor persew the said actioun nor caus of retracioun of the forsaid decret of warandise gevin be the Lordis as said is, nor na part thareof, befor na juge nor jugis, spirituale nor temporale, in ony tymes tocum, and renuncis all remed of law ciuil and canoun, and ratifiis and appreis the said decret in all poyntis, and articulis contenit thareintil, and sall neuer persew nor cum in the contrar thareof: And als the said Johne of Kynros, for him and his ayris in all tyme tocum, ratifiis and appreis ane Instrument vndre the signe and subscription manuale of Schir Johne Smert noter public, of the dait, in Schir James Belchis chahner in Dunblane, the xv day of December, the zere of God I<sup>m</sup> four hundreth nynty and sevin zenis, oblisand and bindand vmquhile Alexander Kynros, fadir to the said Johne of Kyros, and als the said Johne of Kinros and thare airis, in manrent seruice and vthir sindry restrictionis, to vmquhile Williame of Striueling of the Kere knyecht, fadir to the said Schir Johne and his ayris, as is contenit in the samyn; the quhilkis in all poyntis and articulis the said Johne of Kynros now of new, be thir presentis, ratifiis and appreis, nochtwithstand that the said Schir Johne has be vtheris indentouris maid with the said Johne of Kinros, generalie dischargit him of all bandis and obligationis befor the dait thereof: And als the said Johne of Kinros, oblis him his ayris execu-  
touris and assignais, to content and paye to the said Schir Johne his ayris executouris and assignais, the sovme of twa hundreth france crovnys of gold, at thir termes vndre writtin, that is to say, at the fest of Witsonday nixt folowing the dait of thir presentis, the sovme of fyfftie france crovnys, and at the fest of Sanct Mertyne in winter nixt tharefter, vthir fyfftie france crovnys, and at Witsonday nixt tharefter fyfftie france crovnys, and at the fest of Sanct Mertyne in winter nixt tharefter vthir fyfftie france crovnys, in complet payment of the hale fornemmyt sovme of twa hundreth france crovnys, or ellis for ilk crovne fouretene schillingis vsuale money of the realme havand cours for the tyme: For the quhilkis renunciatioun, ratificationis, and payment of money at terms forsaid, the said Sir Johne sall discharge, and be thir presentis dis-  
chargis the said Johne of Kynros and his ayris, of the sovmes of money and panys

of all tymes bigane, that the said Schir Johne mycht clame apone him for the non-fulfilling of the said manrent and poyntis of Instrument to that effect forsaid, extending to the sovme of five hundreth pundis: And als the said Schir Johne now presently and of new, ratifis and appreis the remyt and discharg of the sovme of ane hundreth pundis remyttit to the said Johne of Kynros, contenit in ane vthir indentour maid betuix thame: And als the warrandis and skathis that the said Schir Johne has susteint throw the wanting of the saidis awailis and proffetis that he mycht haue had of the saidis landis of Auchlochy, and he had brukit and joisit the samyn as is befor specifit: And als the said Schir Johne remyttis and dischargis the said Johne Kynross and his ayris, all costis and expensis that he has maid and susteint in the persote of the premissis be ony maner of waye in ony tyme bigane: And als sall nocht with na person nor personis tak the said Johne of Kynros contrar part, anent the housis and croft of Spetalis croft and Maryonis akir, bot sall supple, mantene and defend the samyn, als lang as thai ar in the saidis Schir Johne handis vnredemyt, and elikawis tharefter, gif thai sall happin to be outquit be the said Johne of Kynross, sall help and assist to him thareintill insafer as he may of law: And atour sall tak the said Johne of Kynross afauld part, baith be his solistatioun and travell, to recouer his jst querellis and actionis that he has to move aganis Wilzame of Murray of Tulibardin knyght: And als the said Schir Johne is content, be the sicht and modificatioun of freindis, and efter the said Johne of Kynross gud bering to him, to do him plesour and fauour anentis the proffetis of the takkis contenit in the reuersioun maid be the said Johne of Striueling of the Kere knyght to the said Johne of Kynros, to be had efter the outquiting of the saidis landis of Auchlochy: And howbeit that the said reuersioun contenis the sovme of sex hundreth ten merkis, the tane half of the saidis landis of Auchlochy as zit is in the handis of Walter Stewart vnredemyt apone the sovme off ane hundreth and ten merkis; tharefor the said Schir Johne is contentit to ressaue fra the said Johne of Kynros the sovme of five hundreth merkis and letter of assedatioun of the saidis landis of Auchlochy efter the outquiting of the samyne, and for the payment of the male nemmyt in the said reuersion, ony tyme betuix the dait hereof and the fest of Witson-day nixt tocum, beand lauchfully warnit thareto; and in continent tharefter sall deliuer to the said Johne of Kynross all charteris and saisingis that he hes of the forsaidis landis of Auchlochy with thair pertinentis, togidder with the saidis Walter Stewartis reuersioun for the redemptioun of the half of the saidis landis, with ane letter of assignatioune maid to the said Schir Johne thareto, quhilkis reuersioun contenis the sovme of ane hundreth and ten merkis befor specifit: And to the obseruing and keping of the premissis and cuery poynt of the samyn, baith the saidis partiis for

thame thair airis executouris and assignais, is bund and oblist be the faithis and trewthis in thare bodiis, the haly Ewwangelis tuechit, but fraud or gile: And atour is contentit that thir appoyntmentis and indentouris be put in forme of act in the buke of actis before the Lordis of oure Souerane Lordis Counsale, and thare decrete interponit thareto, and letteris of executorialis gif neid beis to be geven thareupone to compell as efferis, and als the samyne be actit in the officialis bukis of Louthyane and Dunblane for sure keping of the premissis vnder panis of cursing: And to the part of thir Indentouris to remane with athir of the saidis partiis, ather of thame has affixit thare propir selis, with the subscriptioun of thare handis, interchangeabli, day, zere and place for-said, befor thir witnes, Maister Robert Elphinstone Persoun of Kyncard in Nele, Schir William Elphinstone Persoune of Clat, Maister Abrahame Crechtoune Persone of our Lady Kirk of the Stele, Robert Callendar of the Maner, Vmfray Rollok of Duncrub, William Striueling and Edward Spetale Notar public with vthir diuers.

JOHN KINROSS of Kippaneross,

with my hand on the pen of Schir Johne Morisoune Notar Public.

Ita est Johannes Morisoun Notarius publicus manv propria.

PRECEPT of SASINE by John Earl of Lauenax and Lord Derrinle, for infefting John Striueling, as heir of George Striueling of Cragbernard, his father, in the lands of Estir Balleuin, 18th April 1520.

103. JOHANNES Comes de Laucnax et Dominus Derrinle, dilectis nostris, Willelmo Lyndesay de Bullull, Alexandro Campbell, et Villelmo Bawquhane, ac eorum alteri, coniunctim et diuisim, balliuis nostris in hac parte specialiter constitutis, Salutem: Quia notum est et bene cognitum quod quondam Georgius Striueling de Cragbernard, pater Johannis Striueling, latoris presencium, obiit vltimo vestitus et sasitus, vt de feodo, ad pacem et fidem supremi domini nostri Regis, de omnibus et singulis terris de Estir Balleuin, cum pertinenciis, iacentibus in comitatu de Lauenax, infra vicecomitatum de Dunbertane; et quod dictus Johannes Striueling est verus legitimus et propinquior heres eiusdem quondam Georgei Striueling, patris sui, de predictis terris cum pertinenciis; et quod est legitime etatis; et quod diete terre cum pertinenciis de nobis tenentur in capite, tanquam de domino superiore earundem, pro seruicio debito et consueto: Vobis igitur et vestrum cuilibet, coniunctim et diuisim, firmiter precipimus et mandamus quatenus visis presentibus, indilate statum, possessionem corporalem, et sasinam hereditariam omnium et singularum predictarum terrarum de Estir Balleuin, cum earundem pertinenciis, prefato Johanni Striueling, vel suo certo actornato latori presencium, per

deliberationem terre et lapidis, vt moris est, iuste haberi faciatis et deliberetis; secundum tenorem antiqui infeodationis dicti quondam Georgei, quam idem Johannes Strueling inde habet; et hoc nullo modo omittatis: Ad quod faciendum vobis et vestrum cuiuslibet, coniunctim et diuisim, nostram plenariam tenore presentium irrevocabilem committimus potestatem: In cuius rei testimonium sigillum nostrum presentibus est appensum, vna cum nostra subscriptione manuali, apud Glasgw, xviii<sup>o</sup> die mensis Aprilis, anno Domini millesimo quingentesimo vicesimo, coram his testibus, Allano Stuard de Cardonald, Johanne Logane de Gartconuall, et domino Jacobo Knox capellano, cum diuersis aliis testibus.

JHON ERL OF LEUNAX.

NOTARIAL INSTRUMENT, attesting that James, Bishop of Dunblane, had erected nine Chaplainries in the Choir of his Cathedral Church into perpetual Chaplainries, 14th May 1522.

104. *In Dei Nomine, Amen.* Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice M<sup>o</sup> V<sup>o</sup> vicesimo secundo, mensis vero Maii die decimoquarto, Indictione decima, Romana sede pastore carente, vt fertur infra regnum Scotie: In nostrum notariorum publicorum et testium subscriptorum presentia, personaliter constitutus reuerendus in Christo pater et dominus, dominus Jacobus, Dei et apostolice sedis gratia, Episcopus Dunblanensis, Decanus et Capitulum Dunblanenses, in capitulo eiusdem ibidem pro tempore capitulariter congregati: Idem reuerendus pater, cum consensu et assensu dicti sui capituli, preter consensum decani, crexit illas nouem capellanas chori dicte ecclesie cathedralis Dunblanensis in capellanas perpetuas, secundum tenorem erectionis ibidem publice per ipsum decanum perlecte: Et statim idem decanus et capitulum, dominum Thomam Watsone capellanum ydoneum dicto reuerendo patri, pro collatione seu institutione sibi danda de capellania prima de Keir infra dictum chorum sic vacante, presentarunt: Quibus factis, prefatus reuerendus pater, collationem ordinariam ymouerius institutionem, prefato domino Thome, secundum tenorem dicte erectionis, de prefata capellania contulit et donauit, curam, regimen et administrationem eiusdem sibi committens: Super quibus omnibus et singulis, idem reuerendus pater et prefatus dominus Thomas, a nobis notariis publicis subscriptis, sibi fieri petierunt instrumentum seu instrumenta: Acta erant hec in dicto capitulo, hora vdecima ante meridiem vel eocirca, sub anno, mense, die et indictione quibus supra: Presentibus ibidem venerabilibus viris, magistris et dominis, Willelmo Cheisholme, Vicario de Muthill, Georgio Wawane, Vicario de Dunsyar, Dionisio Row, Willelmo Andersone et Roberto Akinhed capellanis, testibus ad premissa vocatis pariterque rogatis.

Et ego Andreas Sym, presbyter Sanctiandree diocesis, sacra autoritate apostolica notarius publicus, etc.

ANDREAS SYM, Pbr.

Et ego Robertus Lermonth, clericus Sanctiandree diocesis, publicus apostolica et imperiali autoritatibus notarius, etc.

ROBERTUS LERMONTH.

Et ego Jacobus Blakwod, presbyter Dunblanensis diocesis, publicus sacra autoritate apostolica notarius, etc.

JACOBUS BLAKWOD.

GRANT by James [Bethune], Archbishop of Glasgow, to John Striueling of the Keir, of the ward of the lands of Cadder, 15th September 1522.

105. BE it kend till all men be thir present letteris, Ws, James be the merey of God Archbischof of Glasgow, Chancelar of Scotland, etc. to haf sauld, assignit and disponit, and be thir present letteris, sellis, assignis and disponis, to ane honorable man, Johne Striueling of the Keir Knycht, his airis and assignais ane or ma, the ward of all and sindry the landis of Cadder, with the tour, fortalice, maner place, mylne, multuris, medowis, steddis, woddis, and outsettis, with thair pertinence, liand within our regalitie of Glasgow, and shirefdome of Lanark; quhilk pertenit to vmquhill Andro Striueling of Cadder, heretable haldin be him of ws, as Archbischof of Glasgow, in cheif, and now throw his decess being, and that sall happin to be, in our handis as superior thair of, be ressoun of ward, with all malis, fermis, proffittis, and deweteis of all the saidis ward landis and mylne, with thair pertinence, of all termes bygane and tocum, during all the tyme of the ward thair of. Togidder with the mariege of Janet Striueling, dochter and air of the said vmquhill Andro, with all proffittis of hir mariege, and with powar to the said Johne, his airis and assignais, to dispoun thairapoun at thair pleysour, and upon the ward of the saidis landis and mylne, with thair pertinence, and to occupy the samyn in all or in pairt, with thair awine gudis, or to set thame to tennentis, as thair sall think maist expedient, with court and playnt of the saidis landis, herezeldis, bludewitis, merchietis of wemen, vnlawis, amerchiamentis and eschietis thair of, and all vtheris fredomis, priuelegis, proffittis, and deveteis, pertenyng, or richtiuslie ma perteyn thairto during the said ward, frelie, quietlie, weill and in peace, but ony impediment, reuocatioun, or agane calling quhatsumeuer. For the quhilkis ward and mariege we haf rasaut fra the said Johnne the sovme of tua thovsant fyf hundreth merkis in this wyss. that is to say, ane thousand merkis in rady vsuale money of Scotland in hand,

and be infeftment of the landis of Strowe and Balcarrus, with thar pertinence, in wadset, quhill fyftene hundreth merkis be compleitlie payit, and tharfor, we, our successoris airis, and executoris, sall warrand, acquit, and defend to the said Johnne, his airis and assignais, the ward of all and sindrie the saidis landis of Cadder, with the tour, fortalice, maner place, mylne, multuris, woddis, medowis, steddis and out settis of the samyn, with thar pertinence, and all malis and proffitis tharof during the tyme of the said ward, togidder with the mariege of the said Jonet, as air forsaide, with all proffitis of hir mariege, as said is, to be brukit and joisit be the said Johnne, his airis and assignais, in all and be all things, as is abone expremit, aganis all dedlie, but fraude or gyle. In witnes of the quhilk thing, to thir oure letteris, subscriuit with our hand, our sele is appensit, and to hungin, at Edinburgh, the fyftene da of September, the zere of God, ane thousand fyf hundreth tuenti and tua yeris, and of our consecratioun the zere, befor thir witnes, honorable and discrete personis, Walter Forester of the Torwod, Knycht, James Coluile of Vchiltre, Maister Abrahme Crichtoun, persoun of Wpsatlingtonn, Schir Andro Merschele, Chanone of Glasgow, Maister Robert Grahme, Chaplane, and Maister Johnne Bellantyne, notar publict, with vtheris diuerss.

JACOBUS GLASGŪEN Archiep<sup>s</sup>

WE Adam Colquhoun, Chanone, president for the tyme, and Cheptour wnderwrittin of Glasgow, eftir the sownd of the bell cheptorly gaderit in our cheptour hows, vpon Setterday the last of Februar, the forsaide zeir of God, that is to say, Walter Betoun, Dauid Dowgless, Johnne of Colquhoun, James Steward, and William Creehtoun, Chanonis, ratifyis and apprevis cheptorly, all and sindry the premissis in all thingis and be all thingis abone writtin, and geifis our consent heirto, and tharfore has with ilk ane of our handis subscriuit the samyn, and has hungin to our commone sele, day, zeir, and place abone next writtin.

ADAM COLQUHOUN, Rector de Stobo.

JOHANNES COLQUHOUN de Glesgow 2<sup>us</sup>

M. WALTERUS BETONE, Rector de Gowan.

JACOBUS STEWARD, Rector de Torbolton.

DAVID DOUGLAS, Rector de Aer.

V. CREYCHTON, R. de Senchar.

GIFT by James [Bethune] Archbishop of Glasgow to John Striueling of the Keir, Knight, of the ward of the lands of Cadder, 14th October 1522.

106. BE it kend till all men be thir present letteris, ws, James, be the mercie of God Archbischope of Glasgow, Chancelar of Scotland, &c. to haue said, assignit and

disponit, and be thir present letteris sellis, assignis, and disponis to ane honorable man and our weilbeluft Johnne Striueling of the Keir, knyecht, his airis and assignais, ane or ma, the ward of all and sindry the landis of the lardschip of Caddor, with the tour, fortalice, maner place, mylne, medowis, steddis, outsettis thairof and thair pertinentis, liand within our barony of Glasgow, regalitie of ye samin, and shirefdome of Lanerk, quhill perteint to vmquhill Andro Striueling of Caddor heretabli, haldin be him of ws as Archbischof of Glasgow in cheif, and now throw his decess, being and that sall happin to be in our handis as superior thairof, be ressoune of ward, with all malis, fermis and profites of all the said ward landis and mylne with thair pertinentis, of all termis bygane and tocum, during all the tyme of the ward thairof, and ay and quhill the lauchfull entre of the richtuis air or airis thairto, being of lauchfull aige, with the releif of the samin and nonentres, gif ony is or sall happin to be ; With powar to the said Johnne, his airis and assignais, to dispone thairon at thair pleysour, and to occupy the samin in all or in pairt, with thair awne gudis, or to set thame to tennentis, as thai sall think expedient, with courtis and playnt of all the saidis landis, herezeldis, vnlawis, amerciamentis and eschetis thairof, and all vtheris fredomis, priuelegiis, profittis, and deweteis, pertenyng or ryechtiuslie ma pertene tharto during the said space, frely, quietly, wele and in pece, but ony impediment revocatioun or aganecalling quhatsumever. In witnes of the quhill thing, to thir oure letteris, subscrivit with our hand, our sele is affixit, at Edinburgh, the fourtene day of October, the zere of God ane thowsand fyff hundreth and twenti tua zeris, befor thir witnes, Maister Archbald Layng, Provest of Symple, Schir Andro Merschele, channon of Glasgow, Walter Forester of Torwod, Knyecht, Maister Abrahme Crichtoun, parsoun of Wpsatlingtoun, and Schir Williame Strogeth Chaplaue, with vtheris diuers.

RATIFICATION by Gavin [Dunbar] Archbishop of Glasgow to John Striueling of the Keir, Knight, of the ward of the lands of Caddoure, 16th February 1524.

107. WE Gavyne be the merey of God Archibischof of Glasgw; considerand perfittie that the maist reuerend fadir in God, James Archibischof of Sanct Androis, than of Glasgw, sauld and analyt to Johnne Striueling of Keir, Knyecht, the ward of all and

sindry the landis of Caddoure, with tenent and tenandry thairof, lyand within our regalite of Glasgw, than falland and mycht thaireftir happin to fall, quhill the entre of the rychtwis air thairto. And now we ar aduertist that Mariory Cunynghame, lady of coniunctfee of ane pairt of thai landis, is decest, quharethrow we mycht be of aventure inducit to mak argument or truble agane the said Johnne anent the bruing of the profit of the said coniunctfe landis; We, declarand our mynd thairin, will and grauntis that he bruke and jois the ward of that coniunctfee landis peceable, without ony impediement to be maid be ws, or ony vtheris in our name, according to his said gift, and gif neid beis of new, we, for ws and our successouris, gevis the ward of the said coniunctfee landis to the said Johnne, his airis and assignais, during the ward thairof, with all profit of the samin, and ay and quhill the entre of the rychtwis air thairto. In witness herof we haue subscriuit this writ with oure hand at Edinburgh, the xvi day of Februar, the zeir of God j<sup>m</sup> v<sup>c</sup> and twenty foure zeiris, &c.

PRECEPT of SASINE by William Balfour of Buchopill, for infesting Walter Graham and Marjory Campbell in the lands of Drongy, 17th June 1523.

108. WILLELMUS BALFOUR de Buchopill, dilectis meis Dauid Menteth, Johanni Makclachlan, Beyo Mechelsoun, Macolmo Menteth, et . . . . . ac eorum cuilibet, coniunctim et diuisim, balliuis meis in hac parte specialiter constitutis, Salutem. Quia concessi, vendidi et hereditarie alienaui honorabili viro, Waltero Grahame, filio quondam nobilis domini, Malizei Comitis de Menteth, et Mariorie Campbell sponse sue, ac eorum alteri diucius viuenti in coniuncta infeodacione, totas et integras meas quinque mercatas terrarum de Drongy, nuncupatas Gartinsalze et Blareholich, vna cum viginti quinque solidatis terrarum mearum de Bra de Buchquhopill, cum omnibus et singulis suis pertinenciis, jacentes in senescallatu de Menteth infra vicecomitatum de Perth, prout in carta mea, dictis Waltero et Mariorie desuper confecta, plenius continetur. Vobis igitur, et vestrum cuilibet, coniunctim et diuisim, precipio et mando quatenus, visis presentibus, indilate statum possessionem corporalem et saisinam hereditariam totarum et integrarum predictarum . . . . . terrarum . . . . . dictis Waltero Grahame

et Mariorie sponse sue, vel suis certis actornatis latoribus presencium, secundum tenorem dicte carte, juste haberi faciatis et deliberetis, et hoc nullo modo omittatis. Ad quod faciendum vobis, coniunctim et diuisim, meam plenariam tenore presencium irreuocabilem committo potestatem. In cuius rei testimonium sigillum meum presencibus est appensum, vna cum subscriptione mea manuali, apud Striueling, decimo septimo die mensis Junii, anno Domini millesimo quingentesimo vicesimo tercio, coram hiis testibus, Alexandro Forestar, Preposito de Striueling, Alexandro Leuingstoun, et Johanne Atkin, cum diuersis aliis.

WILZAM BALFOUR with my hand on the pen.

GIFT by Colin Campbell of Auchinhowe to William Striuling of Glorat, of the ward of the lands of Branzait, 10th October 1523.

109. BE it kend till all men be thyr present letteris, Me Colen Campbell of Auchinhowe, superior to the landis of the Branzait, grantis me till haf sauld and analiit to ane honorable man, Wilzem Striuling of Glorat, the ward of the saidis landis of Branzait, wicht the pertinence, liand in the erldome of Leuenax, within the shirefdome of Dunbertane, now beand in my handis as our lord of the samyne, be the decess of wmqhille Andro Striuling of Cadder, my tennent of the saidis landis, for all the space, termis and tyme of the ward, and quhile the dochter be of lauchfull age, that is herator thairof, of the said wmqhille Andro is thairto; and that for certane sowmis of money pait and to be pait be the said Wilzem to me thairfor, as the act maid in the official bulk thairapoun proportis: To be haldin and to be had the ward of the saidis landis of Branzait wicht the pertinence, to the said Wilzem Striuling, his airis executoris and assignais, for all the space and termis of the said ward, and quhile the said dochtir of Andro Striuling be of lauchfull age: The entre of the said Wilzem in and to the saidis ward landis of Branzait began at the fest of Witsunday next befor the dai of the dait hereof, and till indur for all the space and tyme of the ward of the samyn: Turnand and transferand my hale richt, properte and possessione of the saidis ward landis of Branzait fra me and myn airis, in and to the said Wilzem, his airis executoris and assignais, induring all the tyme of the said ward, and quhile ye lauchfull age of that dochter tharto, as said is: With power to the said Wilzem, his airis executoris and assignais, induring the tyme of the said ward, to set the saidis landis of Branzait for male or ferme, to input tenentis and output tenentis, or labyour the samyn, and dispone thairapon, at thair will and emplesour, with full power of court halden, herezeldis, and gresummis vptaking, vnlawis and eschetis of the saidis cowrtis to thairto talk to his

behuyf and profet, induring all the tyme of the said ward : Swa that he or thai ma frelie dispone and do with the saidis ward landis, as thai ma do with thair awin propyr heretage, induring all the tyme of the ward of the samyne : For the faithfull obseruyng of the premisis, I the said Colyne byndis and oblis me, be the faicht and treucht in my body, myne airis, executouris and assignais, to the said Wilzem Striuling, his airis executouris or assignais, in ye sikkerest forme and stile of obligation that is vsit, or that can be maid, na remeid of law of canone nor ciuile in the contrar to be proponit nor allegit, but fraud or gile. In witness of the quhilk thing, to thir present letteris subscriuit with my hand, my sele is affixit at Glasgw, the tent dai of October, the zeir of God J<sup>m</sup> V<sup>c</sup> and twentie thre zeiris, befor thir witnes Schir Jhonne Bull, notar, Robert Striuling brudir germein to the said Wilzem, and Wilzem Campbell.

COLLYN CAMPBELL of Achynhowe.<sup>1</sup>

BOND of MANRENT by Laurence Craufurd of Kilbarny, and Hew Craufurd his son, to John Striueling of Keer, Knight, and James his son, 26th October 1524.

110. BE it kend till all men be thir present letteris, Ws Laurence Craufurd of Kilbarny, and Hew Craufurd his sone and apperand air, with consent and assent of my fadar, now having the gyding of me in my nonaige, to be bunding and oblist to stand trew and affald freind to ane honorabill man, Johne Striueling of Keer knycht, and to James Striueling his sone and apperand air, and to do for thame in all thair gude and lesum actionis and querrellis, and the erar of the kyndes and allia standing betuix ws, and this our kyndes to enduir for athir of our lyftimis to the said Johne and James his sone : Heirfoir we bind and oblis ws, be the faithis and trewthis of gentill men, to gif thame our best counsale, and keip secreteit all materis thai or athir of thame revelis to ws vndir traist, and to do for thame in thair gud and lesum actionis : In witnes of the quhilkis we haue subscriuit this writ with our handis, at Edinburgh, the xxvi day of Octobar, the zeir of God I<sup>m</sup> V<sup>c</sup> and xxiiii zeris, befor thir witnes, Cristofir Craufurd, Thomas Leyrmond, Robert Craufurd, and Schir Alexander Wilsone, with vtheris diuers.

LAURENS CRAUFURD.

HEW CRAUFURD with my hand.

<sup>1</sup> 'William Striueling of the Glorrat' assigned this Gift of Ward to 'Johne Striueling of the Keir Knycht, Margaret Froster his spous, thair airis executours and assignayis, ane or ma,' on the 1st of August 1525. [Keir Writs.]

CHARTER by John Earl of Levinax to John Striuling of Keir, Knight, of the superiority of the lands of Bardowy, &c., last February 1524.

111. OMNIBUS hanc cartam visuris vel auditoris, Johannes Comes de Levinax, Dominus Dernely, Salutem in Domino sempiternam. Noueritis nos, ex certa scientia, vtilitate nostra vndique preuisa et considerata, vendidisse, alienasse, et hac presenti carta nostra confirmasse . . . honorabili viro, Johanni Striuling de Keir militi, hereditarie, Totam et integram superioritatem nostram omnium et singularum terrarum subscriptarum, videlicet, terrarum de Bardowy, Barnellen, Barseaith, Estir Bankeir, Estir Fluchert, Birdstoun; necnon terrarum de Balkindroch, Hawenstoun, Bauchquharn, le Boghous Bankell, le Kirkstoun de Bothernok, cum jurepatronatu aduocacione et donacione rectorie eiusdem, Kincaid et Buchquharage; Johanni Hammyltoun de Bardowy, in proprietate pro vna parte, et in tenendria pro alia parte spectantium et pertinentium, de nobis tanquam Comite de Levinax, per ipsum Johannem in capite tentium, aceciam superioritatem omnium et singularum aliarum terrarum et annuorum reddituum, quas et quos ipse Johannes de nobis, ut premittitur, in capite tenet . . . jacentium in dominio nostro de Levinax, et infra vicecomitatum de Dunbartane . . . Tenendam et habendam . . . prefato Johanni Striuling de Keir militi hereditibus suis et assignatis, a nobis et heredibus nostris, de supremo domino nostro Rege et suis successoribus, in feodo et hereditate imperpetuum . . . Reddendo inde annuatim . . . seruicia debita et consueta diete superioritatis tantum . . . In cuius rei testimonium, sigillum nostrum proprium huic presenti carte nostre est appensum, vna cum subscriptione nostra manuali, apud Edinburgh, die vltimo mensis Februarii, anno Domini millesimo quingentesimo vicesimo quarto, coram hiis testibus, Waltero Forestar de Torwod milite, Willelmo Striuling de Glorat, Magistro Thoma Bannatyn, Willelmo Lumysdene, Colino Broun, et Jacobo Meldrum notario publico, cum diuersis aliis.

JHON EARL OF LEVENAX.

GRANT by King James V. to John Earl of Lennox, to be Captain, Constable and Keeper of the Castle of Dumbartoun, 21st August 1525.

REX.

112. WE, with advice of our dearest mother the Queen, be thir our letters, makis, constitutis and ordanis, our trust cousing and counsillar, John Erle of Lennox, Lord Darnley, &c.. Captain, Constable, and Keeper of our Castle of Dumbartoun; and committs

to him the rewill, giding, and keeping of the samen, for the space of fyve years nixt to cum after the date of the day hereof, with power to him to make constables, deputs, garratours, javellers, watchmen, portours, and all other officers neidful under him for keeping of our said Castle, for the whilks he sall be haldin to answer: For the keeping of the whilk Castle, we give, grantis, and assignis be thir presentis to our said cousing, John Earle of Lennox, all lands, annuals, profits and dewties aught and wont therefor, and pertaining, or any ways may pertain thereto; and sicklike as ony uthers, Captains of our said Castle, had for keeping thereof in times by gain: Charging heirfor the Captain, Constable, Keepers, and with halders of our said Castle, and all other persons being therein, to deliver the samen, with all stuff being therein, pertaining to us, to our said cousin, Johne Earle of Lennox, or his factour, as yow, and ilkane of yow, will answer to us thereupon at your utter charge: Subscrivit with our hand, and under our signet, togidder with subscription of our said dearest moder, at Edinburgh, the xxi day of August, and of our reigne the eleventh year.

JAMES R.      MARGARET R.

GIFT by King James V. to John Striueling of the Keir, Knyght, of the sum of £600, due to the King by John Hamiltoun of Bardowy and others, 1526.

113. JAMES be the grace of God King of Scottis, To all and sindry oure officiaris, liegis and subditis, quhame it efferis, quhais knowlege thir our letteris saleum, Gretting. Wit ze ws, with auis of the lordis of oure secrete counsale, chosin thairto be the thre estatis of oure realme in parliament, to haue gevin and grauntit, and be thir our letteris, gevis and grauntis to oure louit familiar, Johnne Striueling of the Keir, knycht, his airis or assignais, anc or maa, for his gud and thankfull service done to ws, the sovme of sex hundreth pundis vsuall money, of oure realme, quhilk wes adiugit and decernit be vmquhile reuerend faderis in God, Williame Bischop of Abirdene, Andro Bischop of Cathines, David Bischop of Ergile, George Postulat of the Ilis, Matheu Erle of Levenax, and Mastir James Hendirsone, Jugis arbitratoris and amicable compositouris, chosin to consider and modify quhat sovmes of money Johne Hammyltoun of Bardowy and the vtheris personis vnderwritin had debursit and expendit vpone vmquhile Thomas Galbraith of Balkyndrocht, for alienatioun maid be him to thame of the landis following; to haue bene pait to vmquhile oure derrest fadir of gud mynd, quham God assolze, for his confirmatioun, to haue bene gevin apone the alienationis maid to thame be the said vmquhile Thomas, of the landis vnderwritin, and for his interes had thairintill, throu alienatioun of the saidis landis, without his confirmatioun

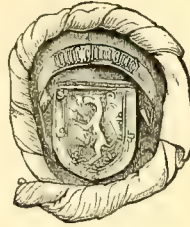
or consent ; that is to say, to the said Johne Hammyltoun, fyve pund land of Buchquharne, to Johne Logane of Balvey, fyve pund land of Balkindrocht ; to Knox, fyve pund land of Hawinstoun ; to Johne Steward, broder of the said vmquhile Mathew Erle of Levynax, fywe pund land of Kirkpenny land ; to Johne Stewart of Blakhall, fyve pundis worth of the samyn Kirkpenny land ; to Petir Colquhone, fifty schilling worth of land of the Kirktoun ; and to Alane Stewart, fifty schilling worth of land of Bankell : The quhilk sovme of sex hundreth pundis now pertenis to ws, as air and successour to our said derrest fadir, to be pait be the personis abone writin, ilk ane of thame, eftir the rait of the landis forsaidis analyt to thame be the said vmquhile Thomas ; that is to say, for ilk fyve pund land ane hundreth pundis, as at mair lenth in the decrete arbitrale gevin be the saidis arbitratouris mair fullye proportis. With power to the said Johne Striueling, his airis or assignais, ane or maa, to intromet and tak vp the said haill sovme of sex hundreth pundis, and gif neid be to convene and compell the saidis personis, thair airis, and executouris, be the law, to pay the samin, and to dispone thairone at his and thar plesour ; and gif sa beis that ony of the saidis personis refusis to mak pament of thar part of the said haill sovme, eftir the rait of the landis forsaidis analyt to thame, according to the said decrete ; in that cace, we gif and assignis be thir presentis, to the said Johne Striueling, his airis and assignais, ane or maa forsaidis, the saidis landis, or samekle tharof, as the saidis personis to quhome thair war analyt, thair airis and assignais, possessouris of the samyn, refus to mak pament tharfor, of thar partis of the said sovme, and all rycht interes, titill and clame of rycht that our said derrest fader or we had, hes or onywis may haue tharto, throu the said alienatioun, or ony vthir wayis, and sall mak him, his airis or assignais, to be heretable infest tharin be chartir and sesing alssone as the samin beis liquyd, and knawin quhat personis refusis to pay thare parte of the said haill sovme ; and als with power to the said Johne, his airis and assignais, giff thair pleis, to compone with the personis abone writin or thair airis, anent the sovmez abone writin ; and oure confirmatioun to be gevin to thame vpoun the saidis alienationis according to the said decrete, fre, without ony vther componitioun. Attour, we discharge oure thesaurar, and all vther oure officiaris present and to cum, of all intrometting, asking and vptaking of the said haill sovme of sex hundreth pundis, or ony parte tharof, and of thare offices in that part be thair our letteris, chargeing stratlie, and commandis zou all and sindry our officiaris, liegis and subdittis forsaid that nane of zow tak vpoun hand to do or attempt ony thing in contrar this oure gift and assignatioun in ony wis in tyme cuming, vndir all hiest pane and charge that eftir may follow. Gevin vnder our Signete, and subscriuit with our hand, and with the maist part of the handis of the saidis lordis

of our Secrete Counsale, at Edinburgh the  
our Regnne the xiiij zere.

day of

and of

*A amtesp*



*Ja Pady*

*John Striueling*

*Ja Hammiltoun*

*James Hammiltoun*

LICENCE by King James V. to John Striueling of Keir, Knight, to sell the superiority of the lands of Bardowe to James Hammiltoun of Fynnart, Knight, 28th January 1526.

114. JAMES be the grace of God King of Scottis, To all and syndryoure liegis and subditis quham it efferis, quhais knowlege thiroure letteris sall cum, Greeting. Wit ze ws to haue gevin and granttit, and be thiroure letteris, gevis and grantis tooure louit, Johne Striueling of Keir, knycht,oure full consent, licence, and fredome, to analie, sell or wedsett to James Hammiltoun of Fynnart, knycht, heretablelie, the superiorite of the landis of Bardowe, and certane vtheris landis pertening to Johne Hammiltoun of Bardowe in properte and tenandry, with thair pertinentis, to be haldin of ws, quhilkis wer haldin be the said Johne Hammiltoun of the said Johne Striueling, and haldin be him immediatlie of ws. Quhilk alienatioun, selling or wedsetting, we will and ordanis, for ws and ourre successores, salbe na hurt, dampnage, perell, skaith, nor caus of recognitioun nor foirfaltour to the said Johne Striueling, his airis nor assignais, nor

to the said James Hammiltoun his airis nor assignais, or ony ain of thame, for the alienatioun, selling, or wedsetting of the said superiorite of the landis abone writtin, with thair pertinentis, in all or in part, as it pleissis to the said Johne Striueling, bot that the samyn be of als greit strenth, force and effect as it wer confermit vnder oure greit scill in the mair forme, without ony reuocatioun or ganecalling quhatsumeuer. Gevin vnder oure priue sele, and subseriuit wicht oure hand, at Edinburgh, the twenty aucht day of Januare, the zeir of God, ane thowsand fyve hundreth twenty sax zeiris, and of oure Regne the xiiii zeir.

JAMES R.

Litera Johannis Striueling de Keir, militis, etc.

OBLIGATION by James Hammiltoun of Fynnart, Knight, to John of Striueling of the Keir, Knight, anent the lands of Perdowy, 8th February 1526.

115. BE it kend till all men be thir present letteris, me James Hammiltoun of Fynnart, knyght, to be bundin and oblist, and be the faith and treuth in my body, lelely and treuly bindis and oblistis me, myne airis and assignais, to ane rycht honorable man, Johne of Striueling of the Kere knyght, his ayris and assignais, that forsamekile as the said Schir Johne has bundin and oblist him to infefft me heretabili, be plane chartir and alienatioune, in all and hale the landis of Perdowy, with the ile, towre, and loch of the samyn, the landis of Barnellen, Fleucherd, Blareskeyth, Bankere, Birdstoun, with the mylnis, outsatis, tennendis, tennandriis and seruice of fre tennentis of the samyn, except the tennandry of the landis of Ballyndrocht, with all the pertinentis of the samyne, that ar hald of the Lard of Perdowy, lyand in the Erledome of Leuenax, within the Schirefdome of Dunbretane, to be haldin of oure souerane Lord for seruice aucht and wont; quhilkis landis pertenis to me in superiorite, haldin immediatlie of oure souerane lord, and to Johne Hamyltoun of Perdowy and to his tennentis in propirte, the quhilkis landis he has bundin and oblist him, be the tenor of the said charter, to warand to me as efferis: Neuertheles becaus the said Johne of Striueling of the Kere knyght, optenit the saidis landis be alienatioun of wmqhile Johne Erle of Leuenax, than immediat tennend to the kingis grace of the samyne, I bind and oblist me myne airis and assignais, that gif it sall happin the saidis landis or ony parte tharof be recouerit fra ws in defalt of the Erle of Leuenax rycht, or gif it beis fundin in ony tymis cummyn that the said Erle had na rycht to the samyn the tyme he analet the saidis landis to the said Johne of Striueling, in that cais I renunce and dischargis the effect of the said claus of warandis contenit in the said chartir, and bindis and oblistis me neuyr to persew the

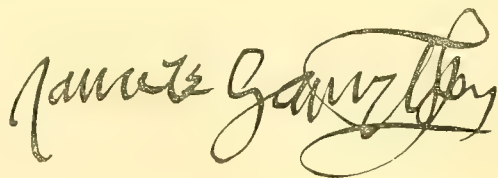
said Johne nor his airis for warandis of the saidis landis : And atoure I oblis me and myne airis to defend assist and supple the said Johne of Striueling and his airis in the peciable brukin of the superiorite of the saidis landis of Ballindrocht, the lard of Perdowy and his wassalis brukin the propirte of the samyn according to thare infeffmentis : And elikwis I sall nocht molest nor inquiet Williame Striueling of the Gloret nor his assignais in the peciable brukyn and disposition of the rycht of the mareage of the heritar of Perdowy, disponit be the said Johne of Striueling to the said William, be na rycht maid to me be vertu of the said alienatioun nor infeffment : To the observing and keping of the premisis and euery poynt thairof, I bind and oblis me faithfully myne airis and assignais, to the said Schir Johne of Striueling his airis and assignais, but fraud or gile. In witnes of the quhilk thing to thir my present letteris my sele is appensit and to hungin, to gidder with the subscripsioun of my hand, at Perth, the aucht day of Februar, the zere of God ane thousand fife hundretht and twenty sex zeris, befor thir witnes, George Douglas Master of Angus, Walter Forester of Garden knycht, Alexander Drummond of Ermore, Maister Abraham Crechtoun persoun of Chernsyd, and David Spetale notar public with vtheris diuers.

JAMES HAMILTON.

GIFT by Sir James Hammiltoun of Fynnart, Knight, to William Stirling of Glorat, of the office of Deputy-Constable and Keeper of the Castle of Dumbarton, 19th March 1527.

116. BE it kend to all men be thir present letteris, me James Hammiltoun of Fynnart knycht, Capytane of the Castell of Dunbertane constitut be oure souerane lord for xix zeris, and with powar to mak assignais, deputtis, and constabillis, and keipparis, garratoris, portaris, and officiaris tharein vnder me, as the letteris vnder his sele maide to me thare vpone proportis ; to haif maid, constitut, and ordanit, and be thir present letteris makis, constitutis, and ordanis ane honorabill man and my weilebelowit, Wilzem Stirling of Glorat, and his airis, my warray lawchfull and vndowtit deputis, constabillis, and keipparis of the said Castil and Fortalis of Dunbertane, and all the strenthis thareof, for all the dayis and termes of sevyntyne zeris, nix and immediat followand the feist of Witsounday nix to cum eftir the day of the dait heiroy, quhilk salbe his entre to the said offyce of constabillary and keipping of the said castell ; and thare efter to be vsit and brukit be hym and his airs ay and quhill the saidis sevyntyne zeris be full and togidder compleit and out roune ; with all and syndry landis, annuell rentis, fischingis, malis, fermis, martis, seruice, profitis and dewiteis

pertening or may pertain to the keipping of the said castell; with court and plent of all the said landis and fyschingis and dewyteis, vnlawis, amerciamentis and eschetis thare of to be taking wp and applyit to his awin vse and his aris, for thare lawbris and gude seruice to be downe to the kingis hienes and me in the premissis; and with powar to sett and rais the said landis and fischingis, and the tenentis, inhabitoris thare of [etter] the vsche of thare termes to remuifs, input, out put, eik, and schenge als oft as he or his aris thinkis expedient during the said space; and to mak and creat portaris, garratoris, gevyllowris, and all vder offyciaris neidfull for keiping of the said castell and strenth, as he or his aris thinkis expedient durying the said space, for the quhilkis thai salbe halding to ansueir to the kingis grace and me; and generally all and syndry ony things to do excers and ws that to the offyce of constabulary and keiping of the said Castell ar knawin to pertain, and that I mycht do tharein my self be wertew of my commissioun as I wor personaly present; and my aris sal warrant acquiett and defend to the said William and his aris, the said office of constabulary and keiping of the said castell, with all landis, annuell, fyschingis, rents, fermes, malis, profitis, and dewyteis pertenyng thare to, during the said sevyntyne zeiris, in all and be all thingis as is abowne expremit, aganis all deidly as law will, but fraud or gyle: And is content to be ackit for fulfilling the samin to the said William in the offycialis bukis of Lowdeane, vnder the pane of cursing; becaus he has contentit and payit to me for the samin, the sowme of thre hundreth pownddis vsuale mony of Scotland: In wites of the quhilk thing to thir my letteris of constabulary and assedatione, subscriuit with my hand, my sele is affixit, at Lythgw, the xix day of moneth of Merche, the zeir of God 1<sup>m</sup> v<sup>e</sup> and xxvii zeiris, in presenee of thir witness, Schir Johne Stirling of Keer knycht, Matho Hammiltoun, Robert Hammiltoun of Letham, James Robesoun burges of Linlithgw, Johne Birsbane of the Mukerauf, Peter Buntyne, Johne Leneax, and Robert Foullis notar publict, with vtheris diuers.


 A handwritten signature in dark ink, written in a cursive style. The name appears to be 'James Stewart' with a large, decorative flourish at the end.

RATIFICATION by King James V. to John Stirling of the Keir, Knight, as his heritable tenant in the lands of Litill Cog, 27th May 1528.

117. JAMES be the grace of God King of Scottis, To all and sindrie our liegis and sub-

dittis quham it efferis, quhais knowlage thir our letteris saltocum, Greeting: That forsamekle as vmquhile William Stirueling of the Keir, knyecht, father to Johne Stirueling of the Keir, knyecht, sauld and analeit to vmquhile Mathew Forester of the Gunnerschaw, all and hale the landis of the Litill Cog and corn myln of the Coggis, than liand within the shirefdom of Perth, to be haldin of our predicessouris and thair successouris, kingis of Scotland; and thaireftir vmquhile Walter Forester of Garden, knyecht, neuoy and successour to the said vmquhile Mathew, for certane concederationis moving him, hes maid and gevin to the said Johne Stirueling, ane letter of reuersioun vnder his propir sele, for redemptioun of the landis and milln forsaidis, as in the samyn at mar linecht is contenit: Tharfor, and for the gud and thankfull seruice done to ws be the said Johne, We grant and promittis be thir presentis to him and his airis contenit in the said letter of reuersioun, that quhat tyme or howsone he or tha redemis the saidis landis of Litill Cog, and milln of the Coggis, fra the airis of the said vmquhile Walter, or fra quhatsumeuer vtheris possessoris thair of for the tyme, efter the tenour of the said reuersioun; quhilkis being fulfillit, than the said Johne and his airis redemaris thair of, sall haue full and fre regres and ingres in and to the saidis landis and myln, with the pertinentis. And than as now, and now as than, we ressaue, admittis, ratifeis, and appreses him and tham our heritable tennentis of the samyn, to be haldin of ws and our successouris, als frelie in tym to cum, and on the samyn natour and maner of haldin, as tha wer haldin be the said vmquhill William, befor the said alienatioun, without ony reuocatioun, forfatour, eschet, skaith or perel quhatsumeuer to the said Johne or his airis thairthrow in ony tymes to cum. Gevin vnder our priue sele, and subscriuit with our hand, at Stirueling, the xxvii day of Maii, the zer of God I<sup>m</sup> V<sup>c</sup> xxviii zeris, and of our regne the xv zer.

JAMES R.

TACK by James Sandelandis of Crewy to John Striueling of the Keir, Knight, of the lands of Brokland Kinloch, 21st April 1529.

118. BE it kend till all men be thir present letteris, me James Sandelandis of Crewy, To haue sett and for male lattin, and be thir presentis settis and for male lattis, to ane honorable man, Johne Striueling of the Keir knyecht, and to his subtenentis, all and sindrie my five merk land of Brokland Kinloch, with thair pertinentis, lyand in stewartry of Mentheith and shirefdome of Perth, quhilk he now hes in maling, for all the space and termes of five zeris: The entre of the said Johne and his subtenentis in and to the tak and assedatioun of my saidis landis of Brokland Kinloch, at the fest

of Witsounday nixttocum, efter the dait of thir present letteris, and fra thyne furth to be peciable broukit and joisit be tham enduring the said space of five zeris, in housis, pasturis, mvre, mos, medow, wod, and with powar to furth and imput subtenentis and bowmen, and cottaris, as thai sal think expedient. The said Johne and his subtenentis payand thairfor zerlie to me ten merkis maill, to be payit at the tua vsuale termes in the zeir, Witsounday and Mertymes in winter, be ewinlie proportionis allanerly, quhilk males, gif thai pay nocht within xx dayis efter ilk terme, this present letter of tak to be expirit. And I forsuth the said James, the tak and assedatioun of my saidis landis of Brokland, to the saidis Johne and his subtenentis, induring the said space of five zeris, sall warrant, acquiet and defend as law will. In witnes of quhilkis to thir present letteris subscriuit with my hand, my sele proper is affixit, at Nework, the xxi day of Aprile, the zeir of God I<sup>M</sup> V<sup>C</sup> tuenty nyne zeris, befor thir witnes, Andro Striueling, Daid Scot, William Huchone, Johne M<sup>c</sup>Gilroy, and William Persone, with vtheris diuers.

JAMES SANDELANDIS off Crowy, etc.

GRANT by King James V. to John Striueling of Keir, Knight, of the marriage of Jonet Striueling, heiress of Cadder, 22nd July 1529.

119. JAMES, be the grace of God, King of Scottis, To all and sindry our lieges and subditis quham it efferis, quhais knaulege thir oure letteris salcum, Greeting: Wit ze Ws, with consent and auis of owre Thesaurare, to haue gevin and grantit, and be thir oure letteris, gevis and grantis to oure louit Johnne Striueling of Keir, knyecht, his airis and assignais, anc or ma, the mariage of Jonet Striueling, dochter and aire of vmquhile Andro Striueling of Caddar, pertenyng or sal happin to pertene to ws, be ony maner of way, and failzeing of hir be deceis vnmariit, the mariage of ony vthir air or airis, maill or famel, that sall happin to succeid to the said vmquhile Andro in his heretage, with all proffittis of the said mariage: To be haldin, and to be had, the said mariage, with all proffittis tharof, to the said Johnne, his airis and assignais forsaidis, with all and sindry commoditeis, fredomes, proffittis, and richtuis pertinentis quhatsumeuer, pertenyng or richtuisly may pertene tharto; with full power to the said Schir Johnne, his airis and assignais, to dispone apoun the said mariage as thai sall think expedient, frelie, quietlie, weill, and in peace, without ony impediment, revocatioun or aganecalling quhatsumeuer: Quharfore We charge straitlie and commandis zou, all and sindry our liegis and subditis forsaidis, that nane of zou tak apoun hand to mak ony impediment, lett, or distrubance to the said Johnne, his airis and assignais forsaidis, in the peaceable brouking, joising, intrometting and disponyng apoun the said mariage,

and all proffittis of the samyne, eftir the tennour of thir our letteris, and vnder all pane and charge that eftir may follow. Gevin under our priue sele, at Edinburgh, the xxij day of Julij, the zeir of God, I<sup>m</sup> V<sup>e</sup>: xxix zeiris, and of our regne the xvj zeir.

Per signaturam manibus S. D. N. Regis et thesaurarij subscriptam.

CHARTER by John Striueling of Keir, Knight, to Mr. Adam Ottirburne of Auldham, of the lands of Balquhumry, &c., 1531.

120. OMNIBUS hanc cartam visuris vel auditoris, Johannes Striueling de Kere miles, Salutem in Domino sempiternam. Noueritis me, non vi aut metu ductum, nec errore lapsum, seu dolo circumuentum, sed mea mera, pura, libera, et spontanea voluntate, vtilitateque mea vndique preuisa et pensata, concessisse, vendidisse, alienasse, et hac presenti carta mea confirmasse . . . egregio viro, Magistro Ade Ottirburne de Auldham, Preposito de Edinburgh, ac supremi domini nostri Regis aduocato, omnes et singulas terras meas de Balquhumry et Arnettis croft, cum tenentibus, tenandriis, ac libere tenentium seruitiis earundem, et suis pertinenciis, jacentes in baronia et dominio de Leslie, infra vicecomitatum de Fiff; pro quadam certa summa pecunie michi, in mea vrgenti et cognita necessitate, pre manibus per dictum magistrum Adam gratanter et integre persoluta, et in vsum meum totaliter conuersa; de qua teneo me bene contentum, plenarie et integre persolutum, dictumque magistrum Adam, heredes suos, executores et assignatos, de eadem quietos clamo et exonero, tenore presentis carte mee, imperpetuum. Tenendas et habendas omnes et singulas prefatas terras . . . dicto magistro Ade Ottirburne et heredibus suis ac assignatis, a me heredibus meis et assignatas, de nobili et prepotenti domino, Georgio Comite de Rothes Domino Leslie, et heredibus suis, dominis et baronibus de Leslie, imperpetuum . . . Reddendo inde annuatim, dictus Magister Adam heredes sui et assignati, prefato Georgio Comiti de Rothes et heredibus suis, dominis et baronibus de Leslie . . . denario super solo dictarum terrarum, in die festi Penthecostes, nomine albefirme, si petatur tantum . . . In cuius rei testimonium sigillum meum, vnacum mea subscriptione manuali, presentibus est appensum, apud . . . die . . . mensis anno Domini millesimo quingentesimo tricesimo primo, coram his testibus . . .

JHONE STRIEUELING of the Kere with my hand.

INSTRUMENT OF RENUNCIATION by James Hammiltoune of Fynnart, Knight, of the non-entry and ward of the lands of Crukisfee, &c., in the hands of King James V., 28th April 1531.

121. *IN DEI NOMINE, Amen: Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum, quod anno Incarnacionis Dominice millesimo quingentesimo tricesimo primo, mensis vero Aprilis die vigesimo octauo, indictione quarta, pontificatus sanctissimi in Christo patris et domini nostri, domini Clementis diuina prouidentia pape septimi, anno octauo: In mei notarii publici et testium subscriptorum presentia, personaliter constitutus nobilis vir, Jacobus Hammiltoune de Fynnart miles, omnibus melioribus modis via forma et jure quibus melius et efficacius de jure potuit et debuit, potestque et debet, sponte, libere, et ex sua certa scientia, pure et simpliciter cum pariter et effectu renunciauit, resignauit, et extradonauit, prout tenore presentis publici instrumenti, pureque et simpliciter renunciat, resignat, et extradonat, in manibus excellentissimi principis, Jacobi quinti Scotorum Regis illustrissimi, nonintroitum et wardam omnium et singularum terrarum de Crukisfee et Inchechynnae. Scottistoun, et Dargawaill, tam proprietatis quam tenandriarum, cum fortaliciis, piscariis, molendinis, multuris, aduocationibus ecclesiarum et capellaniarum earundem, cum pertinentiis, jacentium infra vicecomitatum de Renfrow; exceptis tenandriis Johanni Domino Erskyn, et Roberto Stewart de Mynto pertinentibus, cum reliuis dictarum terrarum: Necnon renunciauit et extradonauit in manibus dicti excellentissimi principis, maritagium Mathei Comitis de Leuenax, filii et heredis quondam Johannis Comitis de Leuenax, seu cuiuscunque alterius heredis, masculi aut femine, dicto Johanni in suo hereditate succedentis, dicto Jacobo, ex donatione seu donationibus dicti excellentissimi principis, sibi quocunque alio modo pertinentem et spectantem, cum omni alio jure et interesse quod idem Jacobus habet aut habere potuit, in et ad dictas terras, firmas, proficua, et deuoria earundem, in fauorem nobilis domini, Mathei Comitis de Leuenax, suorum heredum et assignatorum, pro noua donatione premissorum ipsis danda per dictum excellentissimum principem: Insuper, idem Jacobus renunciauit, resignauit, et extradonauit, prout tenore presentis instrumenti renunciat et extradonat pure et simpliciter in manibus eiusdem excellentissimi principis, officium Custodie siue Capitanei Castri de Dunbertane, cum feodis et emolumentis et proficuis eidem incumbentibus, per donationem Regis, aut alias quouismodo sibi spectantibus, in fauorem dicti Mathei Comitis de Leuenax, suorum heredum et assignatorum, pro noua donatione ipsis concedenda; reseruata tamen assedatione Capitanei siue Custodie dicti Castri, emolumentorum et proficuoꝝ eidem pertinentium, honora-*

bili viro, Willelmo Striueling de Glorat, pro omnibus et singulis terminis in dicta sua assedatione contentis, ac secundum formam et tenorem eiusdem : Super quibus omnibus et singulis dictus Matheus Comes, et prefatus Willelmus Striueling, petierunt et quilibet illorum petiit instrumentum et instrumenta, publicum et publica : Acta erant hec apud palatium regium monasterii Sancte Crucis prope burgum de Edinburgh scituatam, in camera regia interiore dicti monasterii, horam circa nouenam ante meridiem, sub anno, mense, die, indictione, et pontificatu quibus supra : Presentibus ibidem, reuerendo in Christo patre, Andrea miseratione diuina Episcopo Cathanensi, venerabili in Christo patre, Jacobo Abbate de Dryburgh, Willelmo Wod de Bonyngtoun, Willelmo Hammiltoun de Sanquhar, Georgio Steill, et Willelmo Cuthery, cum diuersis aliis testibus ad premissa vocatis specialiterque rogatis.

Et ego Willelmus Wychtman, artium magister, clericus Sanctiandree diocesis, sacra auctoritate apostolica notarius : Quia etc.

M. WILLELMUS WYCHTMAN notarius publicus.

ACT of CAUTION before the Royal Justices by William Striueling of Glorat,  
23rd October 1531.

122. IN Curia Itineris Justiciearie Supremi Domini Nostri Regis, tenta et inchoata apud burgum de Dunbertane, die Lune, xxiii die mensis Octobris, anno Domini millesimo quingentesimo trigesimo primo, coram nobili et potenti domino, Johanne Domino Erskyne, et Johanne Campbell de Lundy milite, Justiciariis supremi domini nostri Regis, coniunctim et diuisim, in absentia nobilis et potentis domini, Archibaldi Comitis Ergadie, Domini Campbell et Lorne, Justiciarii Generalis supremi domini nostri Regis ; comparuit in iudicio coram dicto Justiciario, Willelmus Striueling de Glorat, prout alias indictatus seu arrestatus extiterat, et per rotulos regios calumpniatus fuit, de arte et parte oppressionis facte Willelmo Edmonstoune de Duntreicht, in intronissione et detencione ab eo sui loci de Duntreicht, pomariorum, siluarum, pratorum, et lie wardis eiusdem, per spatium trium annorum, sine aliquo juris titulo ; pro quaquidem actione et calumpnia prefatus Willelmus Striueling cepit se ad respectuacionem supremi domini nostri Regis ; et inuenit Johannem Striueling de Cragbernard et seipsum plegios, coniunctim et diuisim, ad satisfaciendum partibus de eo juste conquerentibus, secundum formam juris : Datum et extractum de libro adiornalis supremi domini nostri Regis, per me Nicholaum Craufurd de Ofgangis, Clericum Justiciearie eiusdem generalem, sub meis signo et subscriptione manualibus.

NICHOLAUS CRAUFURD, Clericus Justiciearie.

RENUNCIATION by Alexander [Stewart] Bishop of Murray, as Commendator of Scone, to John Striueling of the Keir, Knight, of the lands of Strowe, 4th May 1531.

123. WE Alexander be the permissioun of God Bischop of Murray, Commendatour of the Abbays of Scwne and Inchaifray, for vs and our Conuent of Scwne, be thir presentis renuncis and ourgiwis for euer, to Jhone Striueling of the Keir knycht, the landis of Strowe with thair pertinentis, liand within the Shireffdom of Perth, appressit fra him to vs, for certane sovmez of mony quhilkis he wes oblist in the rollis of our Souerane Lordis chekeris, in the thre zeiris countis that he maid of the casualtyis, of the office of Shireffship of Perth to haif inbrocht to vs and our said convent, of our teynd penneis of the saidis casualetyis, and granttis the saidis landis to be lawchfully redemyt be him fra vs; and attour dischargis him of all rwn maillis thairof, and expensis of apprysing of the samyn; becaus the said Jhone hes payit and satisfyt vs of our saidis teynd pennyis contenit in his saidis countis. In wites herof we haif subscriuit this present writt with our hand, at Edinburgh, the ferd day of Majj the zeer of God Jm V: thretj and ane zeris, befoir thir wites, Robert Striueling, Andro Striueling, William Huchoune, Schir Henry Fyngask, Maister William Merchell notarius publicus.

Ita est WILLMS MERSHELL Notarius publicus manu propria.

LETTERS of EXCOMMUNICATION by the Official of Lothian against John Kynross of Kippenross, 1st May 1531.

124. OFFICIALIS Sanctiandree infra Archidiaconatum Laudonie; Curato de Edinburgh, seu cuicumque alteri capellano, Salutem: Quia alias Johannes Kynross de Kippenross legitime, ex sua propria confessione, sub pena excommunicationis, monitus, submit-tendo se nostre jurisdictioni in hac causa, ad perimplendum et obseruandum quemdam

contractum alias initum et confectum inter ipsum ab vna, et nobilem virum, Johannem Striueling de Keir militem, partibus ab altera, sibi Johanni Striueling in omnibus suis punctis et articulis, minime perimpleuit aut obseruauit, prout in dictam excommunicationis sententiam dampnabiliter incidebat, vnde ipsum, suis demeritis causantibus manifestis, excommunicamus in hiis scriptis: Vobis igitur et vestrum cuiilibet, precipimus et mandamus quatenus, prefatum Johannem Kinross, sic per vos excommunicatum fore in ecclesia vestra antedicta, et alibi vbi opus fuerit, coram populo infra missarum solempnia, omnibus diebus dominicis et festiuis, publice denunciatis, non cessantes donec aliud habueritis in mandatis: Et presentes debite executas, earundem latori reddatis: Datum sub sigillo officii nostri apud Edinburgh, die primo mensis Maii, anno Domini I<sup>m</sup> V<sup>c</sup> xxxi.

Die Penthicoestes, ego Robertus Cristesone, Curatus de Striueling, suprascriptum Johannem Kynross, secundum tenorem presentium, denunciaui excommunicatum, teste manu propria, infra ecclesiam parochialem de Striueling.

Die Penticostes, ego Thomas Millar capellanus, suprascriptum Johannem, secundum tenorem presentium, personaliter apprehensum intimationem feci, coram testibus, Thoma Kynross, Donaldto Gorte, et diuersis aliis; teste manu propria.

DECREE by the Official of Lothian in favour of John Striueling of Keir, Knight,  
7th December 1531.

125. CRISTI Nomine Inuocato: Nos Thomas Mailuill Rector de Hutoun, Commissariusque venerabilis et egregii viri, Magistri Jacobi Symsons, Rectoris de Kirkforthir ac Officialis Sanctiandree infra Archidiaconatum Laudonie; Judex pro tribunali sedentes in quadam causa iurium coram dicto domino Officiali mota, et adhuc coram nobis pendente indecisa, inter honorabilem virum, Johannem Striueling de Keir militem, actorem, ab vna, et Johannem Kynross de Kippaneross, reum, partibus ab altera: Cognoscentes iuxta ea que vidimus, audiimus et cognouimus, jurisperitorum communicato consilio et secuto, quibus fidelem fieri fecimus relationem in eadem, solum Deum pre oculis habentes, eiusque nomine sanctissimo premitus inuocato, per hanc nostram sententiam interlocutoriam, vim habentem diffinitive, quam ferimus in hiis scriptis: Pronunciamus, decernimus et declaramus dictum Johannem Striueling, sua iura coram nobis producta bene et legitime probasse, et propterea eundem Johannem absoluendum fore, prout absoluimus a sententiis excommunicationis, aggrauationis et reaggrauationis, si quas incurrebat, ad instantiam prefati Johannis Kynross, ob non perimpletionem cuiusdam contractus inter ipsos confecti, et in libris nostre curie registrati, de data decimi quinti

diei mensis Martii, anni Domini millesimi quingentesimi decimi octavi, quantum ad tempus preteritum; non obstantibus juribus, replicationibus et triplicationibus coram nobis productis pro parte dicti Johannis Kynross, et probationi admissis et minime probatis: Idecirco dictum Johannem Kynross in expensis litis factis et fiendis, eadem nostra sententia condemnandum fore: Et hoc omnibus et singulis quorum interest notum facimus per presentes: Extractum de libro sententiarum Officialis Sanctiandree infra Archidiaconatum Laudonie; lata et promulgata septimo die mensis Decembris, anno Domini millesimo quingentesimo trigesimo primo: In cuius rei testimonium sigillum officii Officialatus presentibus est affixum, apud Edinburgh, anno, die, mense predictis.

DECREE by the Official of Lothian against John Kynross of Kippenross,  
7th August 1532.

126. CRISTI Nomine Inuocato: Nos Jacobus Symson, Rector de Kirkforthir, ac Officialis Sanctiandree infra Archidiaconatum Laudonie: Judex pro tribunali sedentes, in quadam causa juriun coram nobis mota et adhuc pendente indecisa, inter honorabilem virum, Johannem Kynross de Kippenross, actorem, ab vna, et etiam honorabilem virum, Johannem Striueling de Keir, militem, reum, partibus ab altera: Cognoscentes juxta ea que vidimus, audiimus et cognouimus, jurisperitorum communicato consilio et secuto, quibus fidelem fieri fecimus relationem in eadem, solum Deum pre oculis habentes, eiusque nomine sanctissimo primitus inuocato, per hanc nostram sententiam interlocutoriam vim diffinitive habentem, quam ferimus in hiis scriptis: Pronunciamus, decernimus et declaramus, ex deductis coram nobis prefatum Johannem Kynross minime absolendum fore, nec absolui debere pariter nec absolimus, a sententiis excommunicationis, aggrauationis et reaggrauationis quas alias incurrebat ad instantiam prefati Johannis Striueling, ob non perimptionem cuiusdam contractus confecti de data xv diei mensis Martii, anni Domini 1<sup>M</sup> V<sup>C</sup> xviii: Propterea dictum Johannem Kynross in expensis litis factis et fiendis, eadem nostra sententia interlocutoria condemnandum: Et hoc omnibus et singulis quorum interest notum facimus per presentes: Lecta, lata et promulgata fuit hec nostra sententia, in ecclesia collegiata beati Egidii de Edinburgh, in insula Sancti Martini in eadem, loco consistoriali eiusdem solito et consueto, die septimo mensis Augusti, anno Domini 1<sup>M</sup> V<sup>C</sup> xxxii, in presentia prefati Johannis Striueling de Keir militis: Presentibus ibidem venerabilibus viris, magistris Jacobo Carmure, Jacobo Murray, Willelmo Wichtman, Willelmo Jhonstoun, Johanne Cowtis, Johanne Jhonstoun, et domino Roberto Symson capellano, cum diuersis aliis: Extractum de libro sententiarum domini Officialis Sanctiandree infra Archi-

diaconatum Laudonie : In cuius rei testimonium, sigillum officii Officialatus dicti domini Officialis presentibus est affixum, apud Edinburgh, die xi mensis Septembris, anno Domini 1<sup>m</sup> V<sup>c</sup> xxxii.

CLAIM by John Striueling of the Keir against the Laird of Kippenross. Circa 1532.

127. MY Lordis Jugis Arbitratouris, I, Jhone Striueling of the Keir, desyris that zour Lordschipis decern the Lard of Kipenross till optempir and fulfill to me, for his part, the contract indentourly mayd betuix vs, of the dait at Edinburgh, the xv day of Marche, the zere of God I<sup>m</sup> V<sup>c</sup> and xviii zeris, conform to the Officialle of Lowthionis sentence difnitiwe givin for me contrar hym, with letteris of cursyng, agrauatioun, and reagruatioun, resit on hym for non fulfilling of the samyn, as he that is akit tharto be his owin confessioun, alsweill in the bewkis of Counsalle, as in the said officiallis bewkis ; togidder with my expensis of pley, domagis and costis be me sustenit, throw his cuming contrar the samyn contract, as I sall particularly gif to zour Lordschipis in bill. And quhair he will allege that he hes appetit contrar the saidis sentence, I am contentit that zour Lordschipis justifie and knaw vpon the said appelacioun, and to decern tharupon sen we hawe submitit all actionis to zow, and he for his part and I for myne, to gif in our resonis to zour Lordschipis thareupone.

Item, I ask at the said Lard of Kipenross the sowm of v<sup>c</sup> li. becaus he oblist him and his ayrris, men, and seruandis, to my fader and his ayrris, with vther sindry diuers restrictionis, as is contenit in ane attentik Instroment takin thareupon, in the quhilkis he hes failzeit, and thairfor sould be decernit to pay the said sowm to me, as ayr to my said fader.

Item, I ask the said Lard of Kipenross, the proffit of the landis of Lupnoch, be the space of thre zeris fra the dait of the recognytioun of the samyn, quhill the day that I recouerit the decreit of warrandys tharof, extending in meyll, grassum, fysche, irnc, and vtheris proffittis zerly to lxxx li.

Item, I ask at the said Lard the expensis I sustenit in defence of the decreit of recognicioun, and in pursuyt of the said warrandys, extending to the sowm of 1<sup>c</sup> xx li.

Item, I ask for my expensis of pley that I sustenit throw the lost summondis he hes persewit contrar me for retretyng of the recogniitioun, and intending to hawe imprevit ane instroment contrar me, the sowm of 1<sup>c</sup> li. sin it is fundin be zour Lordschipis decreit, that I am assolzeit fra his petissioun.

RESIGNATION by Alan Hamiltoun of Bardowy, to James Hammiltoun of Fynnart, Knight, his Superior, -of the lands of Bardowy, 21st May 1531.

128. BE it kend to all men be thir present letteris, Me Alane Hammiltoun of Bardowy, to haue resignit and ouregevin, and be the tenour heirop purelie and symplie, be staff and bastoun, resignis and ouregevis ane acre of my land, liand at the est end of my Manis of Bardowy, with aduocatioun and donatioun and richt of patronage of my kirk of Badeirnock, with thair pertinentis, liand within the shirefdome of Dumbertane, in the handis of ane richt honorable man, James Hammiltoun of Fynnart knyecht, my superiour of the samyn, to remane with him and his airis for cuir as thair propirtie perpetually in all tyme tocum, to be disponit be him and thame at thair plesour; and that for the soume of ane thowsand pundis vsuale money of Scotland payit and deliuerit be him to me thairfor at the making heirop, of the quhilk soume I hald me wele content and payit, and quiteclames and dischargis him, his airis, executouris and assignayis thairfor for euir be thir presentis. And I forsuth, my airis and assignayis, sall warant acquiete and defend to the said James his airis executouris and assignayis, the said acre of land, with aduocatioun and donatioun and richt of patronage of the said Kirk of Badiernok, and thair pertinentis for euir, in all and be all thingis as is, aboue expremitt, aganis all deidlie as law will, but fraud or gile. And I, my airis and assignayis sall neur cum incontrar heirop be oure self, nor nane vtheris in oure name, nor nane vtheris that we may lett, nor sall molest nor truble the said James, his airis nor assignayis, in the peceable brouking and joising of the said acre of land and richt of patronage of the said kirk, and disponing thairon at thair plesour in all tyme cuming, vndir the pane of payment to thame of the said soume of ane thowsand pundis money foirsaid: And gif it happynis, as God forbid, that I or thai in ony wyse cum incontrar heirop, I bynd and oblis me faithfullie, my airis executouris and assignayis, to refound content pay and thankfullie deliuer to the said James, his airis executouris or assignayis, the said soume of ane thowsand pundis, as propir confessit dett, quhilk I grant me to haue ressaut fra the said James at the making heirop, for resignatioun and ourgeving to him of my said acre of land and richt of patronage foirsaid, within forty dayis nixt eftir it be notourlie knawin and sufficientlie preuit that I, my airis or assignayis, or ony vtheris in myne or thair names, cummis incontrar the premissis in ony wyse, or trublis the said James his airis or assignayis in peceable brouking and joising of the said acre of land and ryecht of patronage of the said kirk: And to the obseruing and fulfilling heirop lelely and trewlie in maner foirsaid, I bynd and oblis me faithfully, my airis executouris and assignayis, to the said James his airis executouris and assignayis, in the maist strait

forme and sicker stile of obligatioun that can be deuisit, but fraud or gile, na remeid nor exceptioun of law, cannon, ciuile, municipale, actis of parliament, statutis, constitutionis, or vtheris quhatsumeir to be proponit in the contrar, renuncean the samyn for me my airis executouris and assignayis for euir, be thir presentis. In witnes of the quhilk thing to thir my letteris subseriuit with my hand, my sele is hungin, at Hamyltoun, the xxi day of May, the zeir of God, ane thowsand fyve hundreth xxxi zeiris, before thir witnes, Williame Stirling of Glorat, Patrik Maxwell of Newerk, Gawyne Hamyltoun of the Haggis, Johne Hamyltoun of the Newton, Sir Andro Walch notar public, with vtheris diuerss.

Schir Andro Walcht Notar public subseriuit this for ALANE HAMILTOUN of Pardowe, at his command his hand twchand the pen.

ANDREAS WALCHTUS Notarius, manu propria. Ita est A. W.

CONTRACT between Marion Maxwell, Lady of Bardowe, Alan Hamiltoune of Bardowe, her son, and John Logan of Balwee, 17th June 1531.

129. AT Dunbertane, the xvii day of June, in the zeir of God I<sup>m</sup> V<sup>o</sup> and thretty ane zeiris. It is compremittit betuix honorabill personis, Marioun Maxwell, Lady of Bardowe, Alane Hamiltoune of Bardowe hir sonne, for thare kynn, freindis, seruandis and parttakeris on that ane part, and Johne Logane of Balwee, for his kynn, freindis, seruandis and parttakeris on the tuther part, has efter fallowis, that is to say; that the said Marioun and Alane hir sone, for them, thare kyn, freindis, seruandis and parttakeris, and the said Johne Logane, for his kyn, freindis, seruandis and parttakeris, with ane consent and assent, has conynglie schothing honorabill men, Patrik Maxwell of Newerk, and William Striueling of Glorat, Capytane of Dunbertane, has neutrall vnsuspek and equall personis, baith schothing in ane voce, has Jugis, arbitratoris, and amicabill compositoris, to dissyde, discerne, decreit and counsall, anentis all slauchtoris, hurttis, domagis, skaithis, breking of assuerence, spulzeis, reifis, debaitis, actionis of forfactoris, or ony vthir contrauersiones quhatsumeuer, depending or that may depend betuix the saidis parteis, quhilkis neutrall personis sall conwein into the parochie kirk of Dunbertane the xxii day of June instant, be ix houris befor nowne, and than sall tak the dischesioun of the saidis actiones or ony vther contrauersiones on them in maner forsaid, and to be sworne tharto, to dissyde, disserne and counsall amicabile, and the saidis parteis to conuein, day and place abone writing, to abyde and vnderly the sentence, ordynance, and counsallis of the saidis neutrall personis, and to be schorne to fulfill the samin, without appellacion or reclamacion quhatsumeuer: Quhilk sentence, ordynance, decreit and counsall to be geving furcht and pronuncit within xx dayis nix

effter the said day of conuentioun, with powar to the saidis neutrall personis to prorogat the samin to langer dayis has thai sal think neidfull, and in the mane thyme, the saidis parteis, ilk ane for them self, ther kyn, frendis, seruandis, and parttakeris, in the law and by the law, assuris vtheris to be one molestit ontrublit or wexit be vtheris, or ony that thai may latt, on to the day of the pronounciatioun of the decreit or ordinance and counsall to be geving has said is. And als the said Johne Logane oblis his hym to solist, lawbor and help at his hele powar, to persuad Collyne Campbell of Auchinhowie, his sownes and frendis, to appoint and concord with the said Alane anent the slawch-teris and displesoris amangis them: And attour, gif ony of the frendis of thir forsaidis lardis, principallie the Lard of Colgrane and his frendis on the tane part, and the lard of Cowdoun and his frendis on the tuther part, will nocht submet them to thir forsaidis jugis, thai sal bring with them to this saidis day sic jugis as thai will wis and abyde att for ather of them, quhilk jugis sal haif siclyk strencht and powar to dissyde in and vppone thir particular materis in all behawfis, lyk as the forsaidis Jugis haue vpon the forsaidis principall lardis: In witnes of the quhilk thing, all the saidis parteis has subscriuit with thair handis, day, zeir and place abone writing, befor thir witness: John Striueling of Cragbarnat, Maister James Striueling, persoun of Kilmodene, [?] Walter Striueling in Balagane, Walter Galbraicht of Kerscadden, Maister Johne Ker, Johne Busbae of Mukerawft, Johne LENOX, Schir Thomas Jacson, and Thomas Bischoep, notar.

ALANE HAMMILTOUN, of Bardowe, with my hand vpon the pen.

JHONE LOGANE of Ballwee.

ANDRO STIRLING in Bankeir, with my hand on the pen.

INSTRUMENT of RESIGNATION by Margaret and Marjory Striuelings to John Striueling of Keir, Knight, of the lands of Welcoig, 2nd July 1531.

130. IN Dei nomine, Amen. Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno Incarnacionis Dominice, millesimo quingentesimo trigesimo primo, mensis vero Julii die secundo, Indictione quarta, Pontificatus sanctissimi in Christo patris et domini nostri, domini Clementis diuina prouidentia pape septimi, anno octauo: In nostrorum notariorum publicorum et testium subscriptorum presentia personaliter constitute, prouide et honeste mulieres, Margareta Striueling et Mariota Striueling, sorores, filie et heredes quondam Roberti Striueling de Welcoyg, et vnaquaque earum particulariter per seipsas, non vi aut metu ducte, nec errore lapse, seu fraude aut dolo circumuente, sed suis propriis et spontaneis voluntatibus insorante, pure et simpliciter resignarunt, renunciarunt, et pro perpetuo sursum reddiderunt et quelibet earum renunciauit, resignauit, et pro perpetuo sursum reddidit, in manibus honorabilis viri

Johannis Striueling de Keir militis, baronis baronie omnium et singularum terrarum de Keir, totas et integras predictas terras suas de Welcoig, cum mansione earundem et vniuersis suis pertinentiis, ipsis resignantibus hereditarie pertinentes, jacentes in baronia de Keir infra vicecomitatum de Perth, tanquam in manibus dominorum suorum superiorum earundem, ad perpetuam remanentiam apud dictum Johannem, heredes et assignatos suos, in proprietate hereditaria remansuras. Et hoc propter nonnulla proficua et gratitudines dictis sororibus per ipsum Johannem impensas, ac omni juri et iuris titulo proprietati et possessioni earundem terrarum de Welcoig cum pertinentiis renunciarunt et pro perpetuo cesserunt: Et de non reuocando aut contraueniendo huiusmodi renunciacioni et resignationi in futurum, in iudicio seu extra, diete Margareta et Mariota, tactis Dei ewangelii jurarunt, et quelibet earum iurauit, ac exonerarunt et absoluerunt conscientias dicti Johannis et sui patris, penes huiusmodi terras de Welcoig et mansionem earundem cum suis pertinentiis quibuscumque. Super quibus omnibus et singulis, prefatus Johannes Stryueling de Keir miles, a nobis notariis publicis subscriptis sibi fieri petiit publicum siue publica, instrumentum seu instrumenta, vnum seu plura. Acta erant hec in ecclesia parrochiali de Donyng, hora sexta post meridiem, aut eo circa, sub anno, mense, die, indictione et pontificatu, quibus supra. Presentibus ibidem, Johanne Chayn de Innerdonyng, Roberto Berelay de Strowy, Malicio Moresone, Willelmo Huchoun, Matheo Grahame, Andrea Annand, et Andrea Oliphant, testibus ad premissa vocatis atque rogatis.

Et ego dominus Patricius Ross, presbyter Sancti Andree diocesis publicus sacra Apostolica auctoritate notarius, etc.—PATRICIUS ROSS Notarius.

Et ego Thomas Annand, Dunblanensis diocesis, clericus, sacra auctoritate apostolica notarius, etc.—THOMAS ANNAND.

GIFT by Matthew Earl of Lennax, with consent of William Stirling of Glorat his curator, to Sir John Striueling of the Keir, of the nonentry of the lands of Auchinhowye, &c., 1st August 1532.

131. BE it kend, vs Mathow Erll of Lennax, with consent, avis, and autorite of Williame Striueling of the Glorat, our Curatour, to haif givin, grantit and disponit, and be thir presentis, givis grantis and disponis to Jhone Striueling of the Keir, Knycht, his ayrris or assignnais, ane or ma, the nonentres and byrun malez of all and sindrye the landis of Awchinhowy, Blairskayth, Branzet and Bankeir, with thair pertynentis, liand within the said erldom, and shirefdom of Striueling, and of the landis of Blarnayrn, and Kyrk-mechell, liand in the samyn erldom, and shirefdom of Dunbertan, of zeris and termez bypast that the samyn or onye part thairof hes beyn in our predicesouris handis or

owris, or sall happin to be and to pertene to ws our ayrris and successouris, of all termez to cum, and ay and quhill the lauchfull entres of the rychtowis ayr or ayrris thairto, with the releif of the samyn gif it sall happin; and als of ane payr of hois of skarlet clayth, zeirlye and of ilk zeir awing to our predicessouris or to ws, be Collin Campbell of Awchinhowye, or be his predicessouris of all zeris bypast for ane part of the foirnemyt landis, as is contenit intill his auld infestmentis thairof. To be haldin and to be had the nonentres and byrun malez of the landis of Awchinhowye, Blarskayth, Branzet, Bankeir, Blairnarn and Kirkmechell, with thair pertinentis, of zeris and termez bygane and to cum, that the samyn hes bene or sall happin to be in the handis of our predicessouris, ouris or owr successouris, and ay and quhill the lauchfull entres of the rychtowis ayr or ayrris thairto, with the releif of the samyn gif it sall happen, togidder with ane payr of hois of skarlet clayth zeirlye aucht to our saidis predicessouris or to vs of zeris and termez bipast as said is, to the said Jhone, his ayrris and assignais ane or ma, with all and sindrye fredomez, comoditeis and profittis thairto pertenyng, with powar to hym and thame to dispoyne thairapon, and to compoyne and discharge the said Collyn and all vtheris thairof, as thai sall think expedient, and to persew and follow the samyn befor quhatsumever Juge or Jugis at thair plesour, turnand and transferrand all rycht clame, and entres that we had, hes, or may haif, in and to the saidis nonentres and birwn malez of all zeris bigayne and to cum, ay and quhill the rychtowis ayr or ayrris enter to the saydis landis, with the releif thairof, gif it sall happin, togidder with ane payr of hois of skarlet clayth zeirlye, and of all zeris and termez bipast, in and to the saidis Jhone, his ayris and assignais, ane or ma, and sall warrand, aquiat and defend the samyn to hym and thame, as law will, and concour to help thame to recouer the samyn. In witnes of quhilkis, to thir our letteris of dispositioun, cessionerj and assignatioun, subscriuit with our hand our propir seill is affixit, togidder with the seill and subscriptioun of the said William, in taking of his consent, aviss and autorite, at Edinburgh, the first day of August, the zeir of God Jm V: thretty tua zeris, befor thir witnes, Patrik Maxwell of Newwerk, Maister Jhone Ker, Thomas Lermotht, William Balfour, and Andro Gorthe, with vtheris diuers.

*William Coll of Edinburgh*

*William Coll of Edinburgh*

INSTRUMENT on the Renunciation by Margaret Lewingstoun, spouse of James Hammiltoun of Fynnart, Knight, of her conjunct infeftment of the lands of Bardowe, etc., 1st August 1532.

132. IN Dei Nomine, Amen : Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice millesimo quingentesimo tricesimo secundo, mensis vero Augusti die primo, Indictione quinta, Pontificatus sanctissimi in Christo patris et domini nostri, domini Clementis, diuina prouidentia pape septimi, anno nono : In mei notarii publici et testium subscriptorum presentia, personaliter constituta prouida mulier, Margareta Lewingstoun, sponsa nobilis viri, Jacobi Hammiltoun de Fynnart militis, cum consensu et assensu prefati Jacobi sui sponsi, omne jus et juris titulum quod habet habuit aut quouismodo habere poterit, in et ad suam coniunctam infeodationem omnium et singularum subscriptarum terrarum, videlicet, terrarum de Bardowe, Bucharrage, Kincaid et molendini eiusdem, ac vnus acre terrarum iacentis ex parte maneriei de Bardowe, vnacum aduocatione, donatione et jure patronatus ecclesie de Batharnok, renunciauit, pureque et simpliciter extradonauit in fauorem honorabilis viri, Johannis Striuiling de Keir militis suorumque heredum : Insuper tactis per eandem Margaretam, sacrosanctis scripturis ad sacra Dei euangelia, iurauit, extra presentiam dicti Jacobi sui mariti, quod ad prescriptam renunciationem non fuit compulsa, coacta, seducta, seu aliqua alia illicita machinatione circumuenta per dictum Jacobum suum sponsum, seu quemcunque alium, sed ex sua mera, pura et spontanea voluntate, et quod contra premissa nunquam deueniret aut deuenire procurabit, per se vel aliam intermediam personam, quouisquesito colore vel ingenio, in iudicio vel extra, vllis futuris temporibus : Super quibus omnibus et singulis, prefatus Johannes Striuiling de Keir miles, a me notario publico subscripto, sibi fieri petiit hoc presens publicum instrumentum, seu publica instrumenta : Acta erant hec in hospio prefati Jacobi, infra burgum de Linlythqw, hora quasi sexta post meridiem vel eocirca, sub anno, die, mense, indictione et pontificatu quibus supra : Presentibus ibidem honorabilibus viris, Kentigerno Stevinsone de Herdsmanchelis, Andrea Ross et Thoma Leirmontht, cum diuersis aliis ad premissa vocatis pariterque rogatis.

Et ego Johannes Cowtis, clericus Abirdonensis diocesis, publicus sacra auctoritate apostolica notarius, etc.

JOHANNES COWTIS Notarius.

[*Dorso.*] Memorandum : This lady wes monist be ane act vnder panis of curssin, of the samin dait of this Instrument, neuer to cum in the contrar herof; quhilk act is in the officiallis bwikis of Loutheane.

DISCHARGE by Thomas Colquhoun of Thorntoun to Andrew Striueling of Ballindroich, 22nd September 1532.

133. BE it kend till all men be thir present letteris, me Thomas Culquhoun of Thorntoun, possessour of the landis of Kirktoun : Forsamekle as I have gevin ane letter of Rever-sioun vnder my proper seill and hand writ, to Andro Striueling of Ballindroich, makand mentioun that quhat tyme and how sone it sall happin him, his airis or assignais, to content and pay to me, my airis or assignais, the sovme of sex scoir five merkis, haill and togidder in ane sovme, into the blak freris kirk of Glasgow, apone the hie altar of the samyn ; that I or thai sall resigne, renunce, quitclame, discharge and ourgif to the said Andro, his airis or assignais, all and haill the landis of Kirktoun of Bathernoch, extendand to fifty schilling land of auld extent, with the pertinence, lyand within the erldome of Levynnax and Schireffidome of Dunbartane ; Like as at mair lenth is contenit in my said reuersioun, of the dait at Edinburgh, the tent day of Maii, the zeir of God ane thousand five hundreith and thretty twa zeris ; off the quhilk foir nemmit sovme of sex scoir five merkis, I the said Thomas grantis me to haue resaut fra the said Andro, at the day of the making of thir presentis, the sovme of ten merkis, in part of payment of the foirsaid sovme of sex scoir five merkis, and the said Andro, his [airis] executouris and assignayis, for me myn airis executouris and assignais, of the said sovme of ten [merkis quitclames] and discharges for now and euir : And at the complet payment of the rest of the said haill sovme, I bind and obllis me, be the faitht and treuth in my body, my airis and assignais, that I or thai incontinent therefir sall renunce, resigne, quitclame, discharge, and ourgif to the said Andro, his airis or assignayis, all and haill the foirsaid land of Kirktoun of Bathernoch with the pertinence, and grant the samyn landis lauchfully redemyt fra me, eftir the tenour of my said reuersioun, and sall deliuer hym or thame all letteris and eidentis maid to me or my predecessouris thair apone, but fraude or gyle : In witnes heirop to thir present letteris subscriwit with my hand, my seill is affixt, at Edinburgh, the twenty tua day of September, the zeir of God ane thousand five hundreith and thretty twa zeris, befor thir witnes, Johne Striueling of Keir knyecht, Thomas Leirmonth, William Peirson, and James Zoung with vtheris diuers.

THOMAS COLQUHOUN of Thorntoun with my hand.

TACK by John Abbot of Lundoris and Convent thereof to Sir John Striueling of the Keir, Knight, of the lands of Beny and Caitkin, 5th October 1532.

134. BE it kend till all men be thir present letteris, ws Jhone throw the permissioun of God

Abbot of Lundoris and Conuent of the sammyn, cheptourly gadderit and ryplye avisit, with the hail consent and assent of our cheptour, the vtilite and profite of ws and ovr place sene and wnderstand, to hafe set and for mail lattyn, and be the tenour of thir our present letteris settis and for mail lattis, to ane rycht honorable man, Schir Jhone Striueling of the Keir knyght, and to his ayris and subtenentis ane or may, al and hail ovr landis of Beny and Caitkin, with thair pertinentis, to gidder with the tend schavis of the sammyn, lyand within the schirefdome of Perth and our regalite of Lundoris; for al the dayis and termes of nyntene zeris nixt and immediat folowand the entres of the said Schir Jhone, his ayris and subtenentis ane or may, to the forsaid landis and tend schavis, quhilk entres sal be at the fest of Witsunday nixt and immediat folowand the dait of this write, and frathinfurth to endure ay and quhil the said nyntene zeris be fullely and togidder completit and byrwyn: To be haldin and had al and sindry the said landis of Benye and Caitkin with thair pertinentis, togidder with the tend schavis of the sammyn, to the said Schir Johne his ayris and subtenentis ane or may, of ws and our successouris in maling, as the said landis lysis in lynth and in breid, be al and sindry rythis markis, methis and devisis, with fre yschay and entray, commwn pastur, with all and sindry other commodeteis, aisiamentis, liberteis and profiteis, to the saidis landis and tend schawis pertenant, or rychthously may pertene, ony maner of way, with ful power to in put and owt put subtenentis ane or may, in the saidis landis and tendis, als oft as is sene expedient to the said Schir Jhone and his ayris, endurand the tyme of nyntene zeris as said is: Payand tharfor zeirly the said Schir Jhone his ayris and subtenentis ane or may, to ws our successouris and factouris, the sowm of twelf pwndis vsual monye of Scotland, at twa vsual termes in the zeir, Witsunday and Mertimes in winter, be evinlye portionis, togidder with multur to ovr myl of al cornis growand apou our said landis, with hariage, cariage, deweteis and do service, als mekil and als oft as sa monye mark land of our landis of Feddallis dois endurand the tyme forsaid. And gif it sal happin the said Schir Jhone his ayris and subtenentis to failze in the payment of our said multur, hariage, cariage and do service as said is, or in the payment of the Witsunday mail zeirly at Mydsomer, and of Mertimes mail at Sanctandrowis day, and thai be requirit; in thir caisis or ony of thame this our present assedatione to be of nane avail, bot expirit and annullit in the self, and we fre to dispone apou our said landis and tendis without ony impediment of the said Schir Jhone his ayris and subtenentis quhatsumeuer: Alswa we forsaid Abbot and Conuent of Lundoris, be thir present letteris, makkis, constitutis and ordanis the forsaid honorabil man, Jhone Striueling of the Keir knyght, ovr verray lawful and ondowtit bailze of al and sindry

our landis of Feddallis, Estir, Westir and Beny, with thair pertinentis, lyand within the schirefdome of Perth foirsaid, and our regalite of Lundoris, for al the dayis and termes of nyntene zeris nixt and immediat folowand the entres of the said Jhone to the said bailzery, quhilk sal be at Witsunday nixt and immediat folowand the dait of this write, and frathinfurth to endur ay and quhil the said nyntene zeris be fullye and to gidder completit and byrwn. Giffand, grantand, and committand to our said bailze, and to his deputis ane or may, maid with owr consent, owr ful power, special mandment and charge, for ws and in owr name, owr cowrtis of al and sindry our said landis to fix, hald and afferm, fens and continew, als oft as neid beis and sal be sene expedient to our said bailze and his deputis ane or may as said is, transgressouris to pwneis, eschetis and amersiamentis of our said cowrtis to rais and wp lift, and to our wtilite and profeit alanerly inbring, our tenentis, inhabitantis, and seruandis quhatsumeuer of our said landis, and thair guddis arrestit or attechit befor quhatsumeuer juge or jugis, to the priuilege and fredome of our regalite courtis to replege, reduce and agane bring, and to the parteis plenzeand, courtis of justice to fix, day and place to assing, coleranthis and cawtion to fynd, and for our mailis, fermis, and deweteis of our said landis gif neid beis, at owr command to pwnd and strenze; and al and sindry other thingis to do exers and wse, at to the office of bailzery ar knawin to pertene, be law or consuetud of the realme, endurand the tyme forsaid. And forder gif the said Jhone sal happin to failze in tyme to cum in ony poyntis contenit in his obligation maid to ws, for the obserwing and keping of al poyntis and articulis contenit in the sammyne, or in ony of the poyntis or articulis contenit in this our letter of bailzery, this our letter of bailzery in thai caissis to be of nane avail, bot frathinfurth expirit in the self. For the quhilk office of bailzery and ministration of justice to be done as said is, we the said Jhone Abbot and Conuent forsaid grantis and promittis faithfully to pay to our said bailze, in name of fee, be our chawmerlane zeirly, twa markis wsual monye of Scotland, at twa wsual termes in the zeir, Witsunday and Mertimes in winter, be evinly portionis alanerly: Haldand and for to hald ferm and stabil al and sindry thingis quhatsumeuer our said bailze and his deputis ane or may in the premissis dois, or of the law leidis to be done, endurand the tyme forsaid. And we forsoith the said Jhone Abbot and Conuent forsaid and our successouris, sal warrand and aganis al deidly defend as law wil, the said landis and tendis, and this our present assedation, in al poyntis and articulis abone writin to the said Jhone his ayris and subtenentis forsaid, endurand the tyme of nyntene zeiris alanerly: In witnes of al and sindry thingis abone writin to thir our present letteris of assedation and bailzery we haif appensit our commwn seil, to gidder

with our subscriptionis manual, at Lundoris, the v day of October, in the zeir of God ane thowsand five hundreth threty and twa zeris.

JOHNN Abbot of Lundoris.

JOHANNES Supprior eiusdem.

Georgius Bonar. Johannes Blair. Alexander Broun. Ricardus Barcar. Wyllelmus Weland. Willelmus Meffan. Georgius Quhyt. Wilehlmus Mertial ad idem. Archbaldus Fyff. Allexander Wrycht. Allexander Richertson. Villelmus Crag. Gylbertus Merschell. Robertus Jameson. Jacobus Carstaris. Johannes Smyth. Andreas Wod. Andreas Lesly. Daudid Orm. Thomas Vilson. Jacobus Kynloch. Johannes Zowng. Patricius Steil. Alexander Paterson.

SERVICE of Elizabeth Galbreth as one of the nearest heirs of umquhile Thomas Galbreth, sometime Laird of Balkindrocht, her brother, 7th October 1532.

135. CURIA Capitalis vicecomitatus de Striueling, tenta in pretorio eiusdem, septimo die mensis Octobris, Anno Domini, 1<sup>m</sup> V<sup>o</sup> xxxii, per nobilem et potentem dominum Johannem Dominum Erskin, vicecomitem eiusdem, et Thomam Porterfeild de Chapelton eius deputatum: Sectis vocatis, curia affirmata.

ASSISA.

James Halden of Glennegass, John Setone of Gargunnok, Schir James Forestar of Garden, knycht, Duncan Forestar of Culmore, William Levinstoun of Kilsith, Walter Stewart of Culbeg, Thomas Somerwile of the Plane, William Flemyng of Bord, Rychard Lekky of that Ilk, William Levingstoun, Walter Grahame, James Wair, Walter Lokart, John Forestar, John Gentilman.

The quhilk day, the said assis fand and deliuerit, that Elizebeth Galbreth is ane of the sisteris of vmquhill Thomas Galbreth, sumtyme lard of Balkindrocht, and is ane of the nerrest and lauchfull aris of hym, and secund sister in degre, and of lauchfull age.

This is the copy of the delyuerance of the assys abune vryttin in this mater, copyit owt of the Cowrt buk, apon the quhilk the ratour is to be maid.

JHON LORD ERSKIN.

DECREE of the Lords of Counsel referring the disputes between John Striueling of the Keir, Knight, and John Kinross of Kippaneross and his son, to Arbiters, 19th July 1533.

136. AT Edinburgh, the xix day of Julii, the zeir of God I<sup>m</sup> V<sup>o</sup> and xxxiii zeris. In presens

of the Lordis of Counsale vnderwrittin, that is to say, ane maist reuerend fader in God, Gawine Archibischope of Glasgw chancelare, venerable faderis in God, Alexander Abbot of Cambuskynneth president, Robert Abbot of Kinloss, Maister Richert Bothuell, Persoun of Askirk, Maister Henry Quhite, Persoun of Fynnevin, Maister George Kar, Provest of Dunglass, Maister William Gibsoun, Dene of Restalrig, Maister James Foulis, Clerk of Registri, Johnne Campbell of Lundy, knyecht, Nicoll Craufurd of Oxingangis Justice Clerk, Maister Adame Otterburne of Auldhame, Aduocate to oure souerane lord, Thomas Scot of Petgormo, Maister James Lausoun, Provest of Edinburgh, and Maister Francis Bothuell, burges of the samyn; Comperit Johnne Striuiling of the Keir, knyecht, on that ane part, and James Kinross, sone and air apperand of Johnne Kinross of Kippanross, and Maister Henry Spittale, procuratour for the said lard of Kippanross, on that vther part, and band, oblist and compromittit thame to abyde vnderly and fulfill the land decrete and finall sentence of thir personis vnderwrittin, evinlie and commonelic chosin betuix the sadis partiis, and jugis arbitouris, and amicable componitouris; Anent the conscience and grund ryecht of ane decrete of recognitioun past vpoun the landis of Lupnoch, as in ane summondis for retreting of the said decrete of recognitioun of the sadis landis, raisit at the instance of the said Johnne Kinross of Kippauross, aganis the said Johnne Striuiling of the Keir, knyecht, is contenit; and anent all vtheris actionis, debatis, querellis, and pleyis, that ony of the sadis partiis hes to allege ask or clame aganis vtheris in ony tyme bigane vnto the day of the dait herof, that is to say, venerable faderis in God, Alexander Abbot of Cambuskynneth, Robert Abbot of Kinloss, and ane noble and mychty lord, Johnne Lord Erskyn, and the said venerable faderis hes presentlie takin the said matter in and vpoun thame, and thai to conuene with the said Lord Erskyn, and solist him, for the weill of baith the sadis partiis, to tak the mater vpoun him, and assigne certane dayis and termis as thai sall think expedient to the partiis forsadis, ilk ane of thame to gif in thare clames, ryechtis, askingis, petitionis and desyris that ony of thame hes to allege or say aganis vtheris in the said mater, and to persew and defend as accordis; and the jugis arbitouris forsadis to be avisit thairwith, and tharefter to giff furth thair sentence in amicable wys, as thai sall think maist proffittable and ganand for the wele of baith the saidis partiis, betuix this and the feist of Sanetandro nixto-cum; and quhat decrete and sentence salhappin to be gevin be thame thareupoun, the samyn to haue effect and strenth of ane decrete of the Lordis of Counsale in tyme to-cum, and the kingis letteris to be direct thareon to command and charge, compell and distrenze euery ane of the saidis partiis for the fulfilling of thare part thareof in forme as afferis. Extractum de libro actorum per me, Magistrum Jacobum Foulis, Clericum

Rotulorum Registri ac consilii supremi domini nostri Regis, sub meis signo et subscriptione manualibus.  
 JACOBUS FOULIS.

DISCHARGE by David Schaw of Camsmoir to John Striuelynge of the Keir, Knight,  
 10th November 1533.

137. I DAVID SCHAW of Camsmoir grantis me fullye and compleitly payit, be Jhone Striuelynge of the Keir knyecht, of the haill sowme of tua hundreth merkis, be hym awing to me, for payment of quhilkis he is actit in the Comisserris bowkis of the kingis Chapell Riall of Striuelynge, and the termes off payment thair of bipast: And als I haif resaut fra hym the sowme of fowr pund of the Witsunday males last bipast, of the xl schilling land of Ardquhilloure, quhilk landis the said Johne redemit fra me; and nochttheles he promitit to gif me the said iiiij<sup>li</sup> in cais that he failzeit in payment of the said ii<sup>li</sup> merkis at the days contenit in the said act; quharfor I hald me weill contentit and compleitly payit of the said haill sowme of ii<sup>li</sup> merkis, togidder with the said iiiij<sup>li</sup> of males, and quitclames and dischargis the said Johne of the samyn for euer, and will and consentis that the said act maid thairupon be destroyit anentis the payment of the saidis sowmes. In wites of quhilkis, I haif subscriuit this acquittance and discharge with my hand, at the Keyr, the x day of November, the zere of God Jm V<sup>e</sup> thretty thre zenis, befor thir wites, George Schaw of Knokhill, James Kynloch of Row, James Schaw sone to the Lard of Knokhill, Thomas Leirmocht, Alexander Stewart, Jok Striuelynge, and Donald M<sup>c</sup>Gilwe, with vtheris diuers.

DAWYD SCHAW wyth my hand.

Letter by King James V. to the Provosts, &c., of Glasgw and Dunbertane relative to the supply of wine to Dunbertane Castle, 4th April [1533?]

REX.

138. PROWEST, balzeis, aldermen and communitis of our cete and brugh of Glasgw and Dunbertane: Forsamekill as neidfull it is that our Castell of Dunbertane be furnist with wietuallis for the swrer keiping of the samin, and als that furnising of wynis be had therinto for our prowissioun to be rady to ws and our cuming in tha partis: Our will is heirfor, and alswa requestis, reqwyris, and chargis zow and ilkane of zow, officiaris forsaidis, and all vtheris officiaris present and to cum, that of the schipis franche men and prysis now cuming in zowr walter and boundis, and sicylk quhen ony vtheris schipis of our liegis or of strangeris [that com]is within zowr [walteris,] radiis or

hyewynis with wynis, that ze in[continent deliuer] to William Stry[ueling of Glorat,] Capytane of our said Castell, his Constabill, fa[etouris by his eom]and, thre or four townis of wyne of euery schip that arrywis within zowr boundis, to be takin of the first and hale heid of euerie ilk schip of the best sort of wynis, as he sal think nescesar and expedient for prowissiou and furnessing our selff and our said Castell, and that he be first ansuerit thereof befor any otheris: He paying to zow, or to the merchandis quham to the saidis wynis pertenis, siclyk and als mekill for the samin, as ze pay for the reminent effering to the part that he exceppis and reseruuis therof: And this ze do as ze will do ws plesor; and vnder all the hiest pane and chargis that efter may follow: Subscriuit with our hand at Striueling the ferd day of Aprile, and of our regnne the

zeir.

JAMES R.

RATIFICATION by King James V. to George Stirling of Glorat, of the office of Constable of Dumbarton Castle, 13th April 1534.

REX.

139. WEE having consideration of the thankfull and true service done to us and our maist noble father be unquhill William Stirling of Glorat, and his father; and that the said William is crewelly slain the last Good-Friday acting for us direct in our chairge and service; be thir presents ratifies and approves to George Stirling his sone and air, the letter of assedation of the constabulary and keeping of our house and castle of Dumbartan, with all lands profits and emoluments pertaining thereto, grantit and given by us to the said William and his airs, for certain years contained thereintó; and wills he bruik the samen efter the tenor thereof, he serving us truely in the said office: Subscribed with our hand att Stirling, the thirtein day of Aprile, and of our reigne the twenty-first year.

JAMES R.

LETTER by King James V. to George Stirling of Glorat, thanking him for his service done to the King, 21st May 1534.

REX.

140. TRUST and well beloved friend, we greet you heartily well; and has understand by our secretar, and James Wallace, Pursevant, the bearer, your dilligence and good service done to us att this time, whereby ye could have done us nae greater pleasour; wherefor we thank you greatly, praying you to continew in your dilligence and gud service in time coming; likeas the said James will inform you, as ye will report

our speciall thanks and reward, and doe us singular empleasour: Subscribed with our hand and under our signet, att Dundee, the twenty first day of May, and of our reigne the twenty first year.

JAMES REX.

WARRANT by King James V. to the Captain, Constable, and Keepers of his Castle of Dunbertane, to set Walter Grahame at liberty, 27th June 1534.

REX.

141. CAPITANE, Constable, and Keparis off our Castell of Dunbertane. It is our will and we charg zou, that incontinent efter the sycht heroff, ze deliuer and put to fredome Walter Grahame, nov beand in ward wythin our said Castell, to pass at his liberte quhar he plesis; ze kemand this wryttyne for zour warand: Giffyine vnder our signet, and subscriuit wyth our hand, at our Castell off Striueling, the xxvii day of Junii, and of our regne the xxi zer.

JAMES R.

SIGNATURE by King James V. to John Striueling of the Keir, of the lands of Kippanedawy, 18th January 1535.

142. OURE Souerane Lord ordanis ane charter of confirmatioun to be maid vnder hes grete sele in the mare forme, Ratefiand, apprewand, and for his hienes and successoris perpetually confirmand the charter maid be John Creichtoun of Rwnanis to John Striueling of the Keir, knyecht, his airis and assignais, off all and sindry his landis of Kippanedawy with the pertinentis, liand within the Shirefdome of Perth, in excambium with certane vtheris his landis, lyand in the barony of Touchadam, within the Shirefdome of Striuiling, contenit in vtheris euidentis maid to the said John Striuiling thairupone, for the said John Striuilingis landis off the Manis of Megill Brewland, Smyddeland, and dewiteis of the sammyn, with all thair pertinentis lyand within the said Shirefdome of Perth, that is to say, the saidis landis of Kippanedawy, to be haldin of oure Souerane Lord and his successoris, as at mair lenth is contenit in the said chartir of excambium maid thairupoun. Salfand to his hieness and successoris, rychtis and seruice of the saidis landis of Kippanedawy aucht and wont befor the said confirmatioun. Attour, gyf it sall happin the saidis landis of Kippanedawy and Touchadam, with thair pertinentis to be ewietit, recouerit or redemit fra the said John Striuiling, his airis or assignais, in ouy wis, sua that thai may nocht peciabilly bruk and jois the sammin, be vertew of the saidis charteris and infestmentis maid to hym thairupoun, in that cais oure Souerane Lord willis and grantis, and for his hieness and successoris, decernis and ordanis that

the said Jhon Striuling, his airis and assignais, sall haif full and fre regress and ingress to the saidis landis of the Manis of Megyll, with all thare pertinentis forsaidis, and now as than, and than as now ressauis, admittis, ratifis and appreis thaim heretabill tenentis to his hienes thareof; to be haldin of his grace and successoris in siclyk maner, and for siclyk seruice, as the said John Striuling held the sammyn of befor the said excambium allanerly; and that preceptis be directit ordourly hervpone: Subscriuit be oure souerane lord, at Striueling, the xviii day of Januar, the zeir of God 1<sup>m</sup> V<sup>c</sup> xxxv zeiris.

Compositio vij<sup>lib</sup>

[Dorso.]

JA. COLVILLE.

GEORGIUS Thesaurarius Abirdonensis.

PRECEPT of SASINE by William Levingstoun of Kilsytht for infesting Janet Striueling of Cadder in the lands of Bankeir, etc., 9th November 1537.

143. WILLELMUS LEVINGSTOUN de Kilsytht, dilectis meis Thome Broun seniori, Thome Broun juniori, Patricio Watsone, Thome Atzing, balliuis meis in hac parte, coniunctim et diuisim, specialiter constitutis, Salutem: Quia duo breuia supremi domini nostri Regis, sub testimonio sui magni sigilli inclusa, in debita forma cancellarie michi presentata sunt, quorum unum in se mentionem continet, quod Colinus Campbell de Auchinhowye, superior immediatus terrarum de Bankeir et Branzet cum pertinenciis, jacentium in comitatu de Leuenox infra vicecomitatum de Striueling, per diuersa precepta et mandata cancellarie supremi domini nostri Regis, requisitus fuit ad dandum saisinam dictarum terrarum de Bankeir et Branzet, Jonete Striueling de Cadder vel suis actornatis, et eisdem minime obediuit: Aliud vero breue dicte cancellarie proportans, quod dictus Colinus, superior immediatus memorate Jonete terrarum de Kirmychall et Blarne, jacentium in dicto comitatu infra vicecomitatum de Dunbertane, per diuersa precepta et mandata dicte cancellarie, ad dandum saisinam prefate Jonete dictarum terrarum de Kirmychall et Blarne symiliter requisitus cetiam minime obediuit: Et propterea quia prenominata terre per dictum Colinum de me immediate tenentur in capite, me requirendo sasinam predictarum terrarum prefate Jonete tradere et deliberare, saluo iurecuiuslibet; prout in hujusmodi breuibis michi directis plenius continetur: Ego igitur,

dictis breuibus siue preceptis regiis parere volens vt teneor, Vobis et vestrum cuilibet, coniunctim et diuisim, balliuis meis in hac parte, firmiter precipio et mando quatenus visis presentibus, indilate accedatis seu alter vestrum accedat ad predictas terras . . . et ibidem statim sasinam hereditariam, et possessionem corporalem, actualem et realem omnium et singularum prefatarum terrarum suprascriptarum cum pertinenciis, diete Jonete Striueling de Cadder, vel suo actornato latori presentium, per deliberationem terrarum et lapidum fundorum eorundem vt moris est, iuste haberi faciatis et deliberetis, secundum tenorem antique sue infeodationis; et hoc nullo modo omittatis: Ad quod faciendum vobis et vestrum cuilibet, coniunctim et diuisim, meam plenariam et irreuocabilem tenore presentium committo potestatem: In cuius rei testimonium sigillum meum presentibus est appensum, vna cum mea subscriptione manuali, apud Faulkirk, nono die mensis Nouembris, anno Domini millesimo quingentesimo trigesimo septimo, coram his testibus, Johanne Striueling de Keer militi, Thoma Leirmointh, Alexandro Levingstoun, Jacobo Henderstoun, Willelmo Peirson, Johanne Leis, Thomas Makcorrane et domino Alexandro Robesoun capellano ac notario publico, cum diuersis aliis.

WELZE LEUINGSTON of kylsyt w<sup>t</sup> my hand.

GIFT by King James V. to John Striueling of the Keire, Knight, of the escheat of umquhile Colin Campbell of Auchinhowe, 18th December 1537.

144. JAMES, be the grace of God King of Scottis, To oure Shireff of Striueling and his deputis, and to our louittis messingeris, oure Shireffs in that part, coniunctlie and seueralie, specialie constitute, Greting. Witt ze ws to haue gevin and grantit, and be thir our letteris, gevis and grantis, to oure louit Johnne Striueling of the Keire, knyecht, his airis and assignais, ane or ma, all and sindry the gudis movabill, dettis, obligationis, actionnis, takkis, stedingis, cornis, catall and vthiris quhatsumever, quhilkis pertinit to vmquhill Colyn Campbell of Auchinhowie, and now pertenying to ws, and being in our handis be resoun of eschete, throw the convicting and justifying of the said Colyne in the Justice Court haldin in our tolbuthe of Edinburghe, befor our Justice and his deputis the xv day of November, the zeire of God Jm V<sup>c</sup> xxxvij zeris, be ane assise, for art and part of the cruell slauchteris of vmquhill Alane Hammyltoun of Bardowe, Robert Striueling of the Lettir, and Andro Striueling of Ballindroich, and being at our horne for the said slauchteris; Excepend the corne, catall and gudis intromettit with be our cousing, Johnne Lord Erskin, our Shireff of Striueling being within our said shirefdome of Striueling, becaus he hes intromettit thairewith, and hes promist to inbring

the samyne to our vse: . . . Quharfore, we charge straitlie, and commandis zow our said Shireff of Striueling, and zour deputis, and vthiris, our officiaris, Shireffis in that part forsaidis, to sereche and seik the saidis eschete gudis, dettis, takkis, obligatiounis, actiounis, and vthiris, as said is, quhatsumever, quharever thai can be apprehendit, except befor exceptit, and mak the said Johnne Striueling, his airis and assignais forsaid, be thankfully pait and obeyit tharof, and gif neid beis, to poynd, compell, and distrinze, the withhaldaris tharof for the samyne, thare landis and gudis as efferis: The quhilk to do we committ to zow, coniunctlie and severalie, our full power, be thir our letteris, deliivering thame be zou deulie execute and indorsate agane to the berar. Gevin vnder oure priuie sele, at Edinburgh, the xvij day of December, the zeire of God, Jm V<sup>o</sup> xxxvij zeris, and of oure regne the xxv zeire.

Per Signaturam manu Supremi Domini Nostri Regis subscriptam.

RETOUR of George Striueling of Gloret, as heir of his Father William Striueling of Gloret, in the lands of Eister Gloret and Wester Gloret, 15th January 1537.

145. HEC Inquisitio facta fuit in pretorio burgi de Striueling, coram nobili domino, Johanne Domino Erskin, vicecomite de Striueling, et Roberto Bruce ipsius deputato eiusdem, decimo quinto die mensis Januarii, anno Domini millesimo quingentesimo trigesimo septimo, per hos honorabiles viros, Johannem Striueling de Kere militem, Robertum Bruce de Artht, Thomam Somerville de Plane, Alexandrum Drummond de Carnok, Jacobum Bruce, Robertum Bissat de Querrell, Richardum Lekky de eodem, Johannem Cragingelt de eodem, Alexandrum Levingstoun de Terenterane, Johannem Levingstoun de Manerstoune, David Levingstoun de Dawderss, Willelmum Crawford de Hanyng, Duncanum Forestar de Culmore, Alexandrum Levingstoun de Grugfut, et Johannem Douglas in Sauchy: Qui jurati dicunt, quod quondam Willelmus Striueling de Gloret, pater Georgii Striueling de Gloret latoris presentium, obiit vltimo vestitus et sasitus, ut de feodo, ad pacem et fidem supremi domini nostri Regis, de omnibus et singulis terris de Estir Gloret et Westir Gloret, cum turri et manerio earundem, salua et excepta tercia parte septimarum partium dictarum terrarum de Estir et Westir Glorettis, que olim pertinebat quondam Mariorie Hepburn hereditarie; necnon de superioritate omnium et singularum terrarum de Estir Baldoren, que olim pertinebat hereditarie Waltero Stewart, cum debitis et seruitiis ac omnibus suis pertinentiis, jacentibus nunc infra vicecomitatum de Striueling: Et [quod] dictus Georgius est legitimus et propinquior heres dicti quondam Willelmi patris sui, de dictis terris turre manerio et

superioritate cum suis pertinentiis, exceptis perprius exceptis: Et quod est legitime etatis: Et quod dicte terre de Westir Gloret, cum turre et manerio earundem, exceptis perprius exceptis, et dicte terre de Estir Baldoren, cum omnibus suis pertinentiis, nunc valent per annum viginti libras vsualis monete regni Scotie, et tempore pacis nouem libras xiiii s. x d. dicte monete; et quod dicte terre de Estir Gloret cum pertinentiis, exceptis prius exceptis nunc valent per annum decem libras, et in tempore pacis quatuor libras xiiii<sup>r</sup> s. x d. dicte monete: Et quod omnes prenominate terre de Estir et Westir Gloretis, cum turre et manerio earundem, exceptis perprius exceptis, et omnes et singule terre de Estir Baldoren, cum omnibus suis pertinentiis, tenentur de Matheo Comite de Leuenax, de modo sequente, videlicet, dicte terre de Westir Gloret, cum turre et manerio earundem, exceptis perprius exceptis, et omnes et singule dicte terre de Estir Baldoren, cum suis pertinentiis, in alba firma, reddendo pro eiusdem annuatim, dicto comiti et heredibus suis, vnum denarium argenti apud dictum manerium in festo Penthicoestes, nomine albefirme, si petatur; et pro dictis terris de Estir Gloret, exceptis perprius exceptis, dicto comiti et heredibus suis, reddendo annuatim tres sectas curie ad tria placita capitalia dicti comitatus de Leuenax, nomine warde et reliuii tantum, pro omni alio onere, etc.: Et quod omnes et singule dicte terre de Estir Gloret, Westir Gloret, cum turre et manerio earundem, exceptis perprius exceptis, et omnes et singule dicte terre de Estir Baldoren, cum omnibus suis pertinentiis, fuerunt in manibus supremi domini nostri Regis, a decessu quondam Johannis Comitis de Leuenax, vsque ad diem Sancti Mathei Apostoli vltimam elapsam ante diem date presentium, per spatium vndecem annorum vel eocirca, ratione warde dicti comitatus, et ab dicto die Sancti Mathei, ad quem dictus Matheus Comes de Leuenax fuit etatis viginti vnus annorum, et intrauit ad predictum suum comitatum, fuerunt in manibus suis ratione nonintroitus, in defectu veri heredis jus suum hucusque minime prosequentis: In cuius inquisitionis testimonium sigilla quorundam eorum qui dicte inquisitioni intererant faciende, vnacum breui capelle regie intus clauso, sub inclusione sigilli dicti vicecomitis presentibus sunt appensa, anno, die, mense, et loco quibus supra.

INDENTURE between John Striueling of the Keir, Knight, and Patrick Menteith, son and heir of vmquhile James Menteith of Ratho, 8th May 1538.

146. THIR Endenturis maid at Edinburgh, the viii day of Maii, the zeir of God 1<sup>M</sup> V<sup>C</sup> threty aucht zeris, proportis, contenis and beris lele and suthfast witnessing in the self: That it is appoyntit, contractit and fynalie agreit betuix Johne Striueling of the Keir knycht, on that ane part, Patrik Menteith, sone and aire of vmquhile James Menteith of Ratho,

on that vther part, as followis, that is to say; That the said Patrik sal instantle mak sufficient letteris of procuratoriis to the said Johne, making him, or vtheris quham plesis the said Johne to nemme, his lauchful procuratouris to rais breves of our souerane lordis chapell for the said Patrik, to mak him be enterit and seruit of his landis of Cailzemvk, lyand within the stewartry of Menteith and shirefdome of Perth, and thairefter recouer saising to him of the samin, be actornais to be rasit inlikwyis furth of our souerane lordis chancellarie; and alsua to resigne the saidis landis of Cailzemvk with the pertinentis in the handis of our souerane lord the Kingis grace, or thame havand powar to ressaue the said resignatioun, in fauer of quhame sall pleis the said Johne, heretable to remane with thame; And that the said Johne sal do his diligence to get the samin sped and done betuix and Mychalmes nixtocum, or within xx dayis thaireftir: For the quhilkis resignatioun and alienatioun to be maid to quhame the said Johne plesis of the saidis landis, he sal content and pay to the said Patrik the sovme of ane hundreit frankis franche money, within ane moneitht efter the said resignatioun and alienation, and sall caus Maister Thomas Mariorybankis, or vtheris merchandis of Edinburcht, ansuer the said Patrik thairof in the realme of Franshe at tyme forsaid, the said Patrik than deliuerand quhat vtheris eidentis and securiteis of the said alienatioun of the saidis landis to quham plesis the said Johne, necessar and sufficient for the securite: In witnes heiroyf baitht the saidis Johne and Patrik hes subscriuit thir endenturis in dowble forme, at Edinburcht, day and zeir abone writtin, befoir thir witnes, Thomas Leirmoitht, Schir Henry Fyngask, James Henriesone, William Peirsonne, Thomas Byschop, and James Bannatyne notaris publict, with vtheris diuers.

PATRIK MENTEITH of Ratho with my hand on the pen.

JACOBUS BANNATYNE testatur per [hec] scripta se inter testes ad premissa requisitum fuisse.

Ita est THOMAS BYSCHOP notarius publicus in premissis requisitus, de mandato dicti Patricii Menteith ipso nesciente scribere, premissa approbans; teste manu mea propria.

[Dorso.]

Vltimo die mensis Januarii, anno Domini 1<sup>M</sup> V<sup>C</sup> xl<sup>mo</sup>: Monitus est Patricius Menteith retroscriptus, ex sua propria confessione, ad perimplenda et obseruanda omnia et singula contenta in retroscripta indentura, Jacobo Striueling, filio et heredi quondam Joannis Striueling de Keir militis, in omnibus suis punctis et articulis, in termis in eadem indentura contentis, sub pena excommunicationis: Necnon approbavit, ratificauit, et recognouit retroscriptam indenturam, et affirmavit eandem, manu sua tangente penam subscriptorum notariorum retroscriptorum.

INDENTURE between John Striueling of the Keir, Knycht, and David Ramsay of Colluithie, 9th March 1538.

147. **THIS** Endenturis maid at Edinbrugh, the nynt day of Marche, the zeir of God 1<sup>M</sup> V<sup>C</sup> xxxviii zeris, proportis and beris witnes in the self; that it is appoyntit and agreit betuix honorable men, Johne Striueling of the Keir knycht, on the tane part, and David Ramsay of Colluithie on the tuther part, in maner and effect as eftir followis, that is to say, The said Daud, be his charter and precept for saising in dew forme of alienatioun, sall annalie to the said Johne heretabillie, his five merk land auld extent of Brokland Kinloicht, with thair pertinentis, lyand in the stewartry of Menteith and shirefdome of Pertht, vnder his sele and subscriptioun manuell, to be haldin of our souerane Lord, sielike as the said Daud held the samin of befoir; on the quhillk alienatioun the said Johne sall rais our souerane Lordis confirmatioun on his awin coist and expensis, and als the said Daud, for him his aris, executouris, and assignais, and for all vtheris be him or throw his rycht may clame interes thairto, exoneris, quitelamis, and dischargis the said Johne Striueling, his aris, executouris, and all vtheris that throw him or at his comand hes intronettit or occupiit the said five merk land, iustlie or iniustlie, in ony tyme bigane, befoir the doit heirof, and for all intronetting and vptaking of the maleis profittis and dewiteis thairof be the said tyme and space, and exoneris him and thame of the samin for euire: And attoure, the said Daud sall mak and giff sufficient letteris of powar to the said Johne his aris and assignais in sufficient forme, to follow and persew James Kinloicht, sone to vmquhile Johne Kinloicht in Rowis, for all sommes of money awing be the said James to the said Daud for the by runn males of the saidis five merk land, and to inbring the samin to the said John his aris and assignais vse, to remane with him and thame, of all zeris and termes bipast: And also to call the said James, in name and behalf and at the instance of the said Daud, befoir quhatsumeur juge or jugeis that plesis the said Johne, to here decernit and declarit that the asse-datioun of lifrent allegit be the said James to pertene to him, be ony letteris or rychtis grantit or gevin to him or his said vmquhile fader, be vmquhile Jonete of Kinloicht, grandame to the said Daud, or be him self, to be of nane avale force nor effect, throw the nochtfulfilling of certane poyntis and conditionis, and nocht paying to the said Daud of the males of the foirsaidis landis, eftir the tenour of ane instrument takin thair-upoun in the handis of William Rutherford nottar publict, or be ony vther rychtis or ressonis that may be persewit be the said Daud, or in his name and behalf, for exspyring or annulling of the said James forsaid allegit assedatioun; to the effect that gif the samin may be iustlie be ony maner of way exspyrir or annullit, that the samin may be

led and done to the entent that the said Johne may set and dispone the saidis landis at his plesour : For the quhilkis alienatioun and vtheris causis abone writtin, the said Johne Striueling sall content and pay to the said Dauid, his aris, executouris, and assignais, within tua moneith eftir the dait heirof, the sovme of fourtene scoir of merkis vsuale money of this realme, and sall be actit in the officiallis bukis of Loitheane, and caus ane noble and mychty lord William Lord Ruthuen, as cautionar for him and with him, coniunctlie and seueralie, vnder panis of cursing, for payment of the said sovme to the said Dauid within the terme abone writtin, and to the aris, executouris, and assignais of the said Dauid, and als the said Dauid salbe inlykwyis actit in the samin officiallis bukis under the samin pane, for obseruing and fulfilling of the premisis to the said Johne his aris and assignais : Excepend the said Dauid his aris and assignais sal nocht be haldin to warrand to the said Johne his aris nor assignais the takkis and assedatioun of the saidis landis with thair pertinentis, set be the said Dauid or be his said vmquhile grandame, to the said vmquhile Johne Kinloicht, or to the said James his sone, nor in lykwyis the five zeris takkis of the saidis landis set be the said Dauid to Niniane Setoun of Tulybody knyecht alanerlie : And als the said Johne and Lord Ruthuen sal caus James Zoung burges of Edinbrought, and failzeing of him ane vther burges of the said brought responsall, to be actit with thame in the saidis officiallis bukis, coniunctlie and seueralie, vnder the pane foirsaid, for payment of the said sovme of fourtene scoir of merkis, at day abone speiffit, and the said Dauid sall deliuer his said instrument vnder the signe of the said William Rutherford to the said Johne Striueling, of the said James oblisng for exspyring of the said assedatioun, in cais he failzeit in payment of the males of the saidis landis as is befoir writtin, to the effect the said Johne may persew the samin, and sall concour for help of the said Johne thairunto : In witnes of the quhilkis, baitht the saidis partiis hes subscriuit ather part of thir eudenturis with thair handis, day, zeir and place abone writtin, befoir thir witnes, Maister Henry Balnawis, Maister Dauid Ramsay, Maister Dauid Balfour, Thomas Leirmoitht, James Hendersone and Thomas Bischop nottar publict, with vtheris diuers.

JHON STRIEUELING of the Keir wt my hand.

DAUID RAMSAY of Culuthe.

Die decimo tertio mensis Martii, anno Domini 1<sup>M</sup> V<sup>C</sup> xxxviii<sup>o</sup> : Prescriptus Johannes Striueling de Keir miles monitus est, ex sua propria confessione, sub pena excommunicationis, submittens se iurisdictioni nostre in hec causa, ad perimplenda et obseruanda omnia et singula contenta in prescripta indentura, in singulis suis punctis et articulis, secundum formam et tenorem eiusdem. Insuper prefatus Dauid Ramsay de Culuthie monitus est vt supra, ad perimplendam et obseruandam prescriptam indenturam in

singulis suis punctis et articulis, secundum tenorem eiusdem, infra quindecim dies postquam summa ducentarum et octuaginta mercarum in prescripta indentura contenta fuerit sibi plenarie persoluta, per dictum Johannem Striueling de Keir militem.

EDUARDUS DIKSOUN notarius publicus manu sua.

DISCHARGE by David Ramsay of Colluthe to John of Striueling of the Keir, Knight,  
22nd May 1539.

148. I DAVID RAMSAY of Colluthe grantis me to haf resaut fra Thomas Leirmonth, in name and behalf of Jhone of Striueling of the Keir Knycht, his maister, the sowme of Sex scoir of pundis, vsualle money of Scotland, insafer of payment of the sowme of fourtene scoir of merkis be hym awing to me, as in ane contract maid betuix vs tharupon at mair lyntht is contenit: And tharfor quittelames and dischergis the said Jhone of the said sowme of sex scoir of pundis, his airis executouris and assingnais, for me my airis executouris and assingnais for now and euir, be this my acquitance, subscriuit with my hand at Kingorn, the xxii day of Maii, the zeir of God I<sup>m</sup> V: xxxix zeris, befor thir witnes, Charles Geddess, Emeniduss Gourlay, Bernerd Oliphant, and David Balfour, with vtheris divers.

DAVID RAMSAY.

DECREE by the Official of Glasgow, at the instance of George Striueling of Gloret,  
against George Buchquhannan of that Ilk, 14th April 1539.

149. CRISTI Nomine Inuocato: Nos Johannes Sprewle, Canonicus ecclesie metropolitane Glasguensis, ac commissarius venerabilis et egregii viri Magistri Ade Colquhoun, Canonici etiam dicte ecclesie Glasguensis ac Officialis eiusdem Generalis; Iudexque in quadam causa mota inter Georgium Striueling de Gloret, actorem, ab vna, et Georgium Buchquhannan de eodem, reum, partibus ab altera; penes contenta in libello ipsius Georgii Striueling, in quo asseruit quod ipse habuit, nomine et mandato serenissimi principis Jacobi Scotorum Regis moderni, Walterum Buchquhannan, fratrem germanum ipsius Georgii rei, causa custodii in Castro de Dunbartane, in carcere, wlgo le ward, et prout ipse Walterus erat prius in huiusmodi castro incarcerationatus, tempore decessus quondam Willelmi Striueling, olim Capitanei de Dunbartane, patris ipsius Georgii actoris: Item, quod prefatus Georgius libellatus persolvere et deliberare promisit sibi Georgii libellantis, pro esculentis et poculentis dandis et ministrandis sibi Waltero, quamdiu contigerit ipsum Walterum remanere in custodia in huiusmodi castro cum ipso libellante, pro esculentis et poculentis, videlicet, quolibet

die duos solidos monete Scotie, videlicet, qualibet septimana seu ebdomida xiii solidos monete: Necnon vltra premissa ipse libellatus fideliter persolvere et deliberare promisit sibi libellanti, duos solidos monete, pro qualibet die vnus quarte partis anni, quo dictus Walterus prius fuerat commensalis cum dicto quondam Willelmo patre ipsius bellantis, cui ipse libellantis est heres; in qua quarta parte anni dictus Walterus erat commensalis cum dicto quondam Willelmo, et cum eodem sustentatus in esculentis et poculentis: Item, quod dictus Georgius libellans sustinuit per se, et suos eius nomine et mandato, prefatum Walterum in esculentis et poculentis in huiusmodi castro, a festo Sancti Michaelis Archangeli, videlicet, a penultimo die mensis Septembris, in anno Domini etc., quingentesimo xxxiii<sup>to</sup>, aut circiter, vsque festum Sancti Egidii Abbatis, videlicet, primum mensis Septembris, in anno Domini etc., quingentesimo xxxvi<sup>to</sup>, aut circiter: Item, quod, premissis non obstantibus, dictus Georgius libellatus solutionem et deliberationem duorum solidorum monete, dietim et quolibet die a penultimo mensis Septembris, in anno Domini etc. quingentesimo xxxiv<sup>to</sup>, vsque primum Septembris, in anno Domini etc, quingentesimo xxxvi<sup>to</sup>, ac solutionem et deliberationem duorum solidorum dietim et quolibet die vnus quarte partis anni sibi Georgio libellanti postponit et recusat licet requisitus, ut in dicto libello ad plenum continetur: Viso huiusmodi libello, responsione ipsius Georgii rei in eodem, litiscontestatione desuper facta; visis etiam testium depositionibus super dicto libello productis, contra quorum dicta nichil exaduerso appositum fuerat; viso etiam quodam instrumento, sub signo et subscriptione manualibus domini Georgii Roberti notarii publici, ceterisque cause meritis, pro tribunali sedentes. et solum Deum pre oculis habentes, per hanc nostram sententiam diffinitiuam, quam fel. as in hiis scriptis, pronunciamus, decernimus, et sententialiter condempnamus prefatum Georgium libellatum, in duobus solidos monete dietim et quolibet die, a penultimo mensis Septembris, in anno Domini etc., quingentesimo xxxiiii<sup>to</sup>, vsque primum diem mensis Septembris, in anno Domini etc., quingentesimo xxxvi<sup>to</sup>, pro suis esculentis et poculentis ut supra soluendis sibi Georgio libellanti ratione qua supra, infra tres menses: Propterea, absoluemus ipsum Georgium libellatum a ceteris punctis in libello ipsius Georgii libellantis, prout petuntur et in causa deducuntur: Condempnando ipsum Georgium libellatum in expensis litis, congruis taxatione reseruata: Lecta, lata, et in scriptis promulgata fuit hec nostra sententia diffinitiuam in presentia ipsius Georgii actoris, eadem cum instantia fieri postulamus, apud Glasgw, die xiiii<sup>o</sup> mensis Aprilis, anno Domini etc. quingentesimo xxxix<sup>o</sup>.

JOHANNES BRIDYNE.

DECREE of Bastardy pronounced by William [Chisholme] Bishop of Dunblane, against Elizabeth Buchquhannan and Geills Buchquhannan, 23rd September 1539.

150. CRISTI Nomine Inuocato : Nos Willelmus Dei et apostolice sedis gratia, Episcopus Dunblanensis, iudexque cause et partibus infrascriptis, pro tribunali sedentes in quadam causa bastardie, per honorabiles personas, Margaretam Buchquhannan et Jonetam Buchquhannan, filias naturales legitimas et heredes honorabilis quondam viri, Patricii Buchquhannan de Lany, et Willelmum Lok juniorem, sponsum dicte Margarete, et Mauritium McNawchtane, sponsum dicte Jonete, pro eorum interesse, actores ab vna, contra et aduersus Elizabeth Buchquhannan et Egediam Buchquhannan, filias naturales dicti quondam Patricii, et Andream Murray, sponsum dicte Elizabeth, et Alexandrum Stewart, sponsum prefate Egedie, pro eorum interesse, reos partibus ab altera ; coram nobis judicialiter ventilata cognoscentes, auditis prius partium predictarum petitione, responsione allegationibus testium depositionibus, ceterisque iuribus hincinde productis per nos prius visis, auditis, intellectis, rimatis, et ad plenum discussis, iuxta ea que vidimus, audiimus et concepimus, jurisperitorum communicato consilio et secuto, quibus fidelem fieri fecimus relationem in eadem, solum Deum pre oculis habentes, eiusque nomine sanctissimo primitus inuocato, per hanc nostram sententiam diffinitiuam, quam ferimus in hiis scriptis : Pronunciamus, decernimus et declaramus dictas Elizabeth et Egediam Buchquhannan libellatas filias naturales inter dictum quondam Patricium et Margaretam Buchquhannan procreatas, nullo coram nobis legitime matrimonio inter eosdem quondam Patricium et Margaretam Buchquhannan saltem legitimo, illegitimas et bastardas ; et propterea inhabiles ad successionem hereditatis paterne, videlicet, dicti quondam Patricii Buchquhannan de Lany eorum patris, prout ex deductis et productis coram nobis legitime probatum existit, condemnandas fore et condemnari debere, prout condemnamus, allegatis pro parte dictarum Elizabeth et Egedie Buchquhannan, Andree Murray et Alexandri Stewart, earundem sponsorum, pro eorum interesse, in contrarium minime obstantibus : Dictosque Elizabeth et Egediam Buchquhannan, Andream Murray et Alexandrum Stewart, pro eorum interesse, in expensis in lite factis et fiendis eadem nostra sententia condemnantes, ipsarum tamen expensarum taxatione nostro iudicio in posterum reseruata : Lecta, lata et in scriptis promulgata fuit hec nostra sententia diffinitiuam, in ecclesia nostra cathedrali Dunblanensi loco, consistoriali eiusdem, vicesimo tertio die mensis Septembris, anno Domini millesimo quingentesimo trigesimo nono, indictione decima tertia, pontificatus sanctissimi in Christo patris et domini nostri, domini Pauli, diuina prouidentia pape tertii, anno quinto ; ad instantiam domini Jacobi Blakwod, procuratoris dictarum Margarete et Jonete, et

suorum sponsorum, et in penam contumacie Roberti Lermonth, procuratoris dictarum Elizabeth et Egedie, et eorum sponsorum, legitime citati, vocati, et non comparentis : In quorum omnium et singulorum fidem et testimonium premissorum, has literas nostras testificatorias seu testimoniales exinde fieri fecimus, et per notarium publicum subscriptum, scribam nostre curie, subscribi et publicari mandauimus, sigillique nostri rotundi appensione iussimus et fecimus communiri, apud ciuitatem nostram Dunblanensem, die, mense et anno quibus supra: Presentibus ibidem, circumspectis et discretis viris, dominis et magistris Johanne Cheisholme, archidiacono nostre ecclesie cathedralis Dunblanensis, Jacobo Wilsono canonico eiusdem, Stephano Culross, vicario de Fyntra, Willelmo Moresone, notariis publicis, et Dauid Gourlay presbyteris, testibus ad premissa vocatis atque rogatis.

Et ego Andreas Sym, presbyter Sanctiandree diocesis, sacra autoritate apostolica, notarius publicus, &c.

ANDREAS SYM Pbr.

PROCURATORY by Margaret Boquhanane, eldest daughter and one of the heirs of umquhile Patrik Boquhannane of Lany, with consent of her spouse, to obtain her served heir of her father, 27th October 1539.

151. BE it kend till all men be thir present letteris, Me Mergrat Boquhanane, eldest doichtare, and ane of the aris of vmquhile Patrik Boquhanane of Lany, with consent and assent of William Lok my spous, to haue maid, constitute, and ordanit, and be thir presentis, makis, constitutis and ordanis honorable men and my weilbelouittis, Maisteris Abraham Creichtoun, Provest of Dunglas, Thomas Mariorybankis, Burges of Edinbrucht, Schir James Blaikwod, Vicare of Strowen, and Thomas Bischof, and ilkane of thame coniunctlie and seueralie my lauchfull procuraturis, actouris, factouris, and speciale erand beraris, for me and in my name to requyre, ask and ressaue fra the prior subprior and convent of the freris predicaturis besyde the brucht of Striueling, and fra all vtheris personis, all letteris, eidentis and wryttis being in thair handis; togidder with areschip gudis quihilkis pertene to my said vmquhile fader, and be ressonne forsaid now pertenyng or may pertene to me, and for recouering thareof, thame to call and compell befor quhatsumeuir juge spirituale or temporale neidfull thareto: And als for me and in my name to compeir befor the Schiref of Percht, or his deputis, at the Court hill of Skone, the last day of October nixtocum, or at quhatsumeuir vtheris dayis or places neidfull, in the houre of caus, to the quhilk last day of Octobar, the breues of inquest of oure souerane Lordis chapell impetrat be me, as ane of the aris of

my said v̄mqhile fader, ar proclomit to be seruit and thair to persew my saidis breves in all poyntis, and desyre me to be entrit as ane of the aris of my said v̄mqhile fader of all landis, anuell rentis, possessionis and heretagis that he deit last vestit and saisit of, efter the tenour of my clames to be gevin in thairupoun befor the said Schiref or his deputis, and inquest to be chosin for seruyng of my saidis breves, and the samin to desyre to be put to dew executioun in all poyntis, and to persew and follow thame be all proces and ourdour of law that is requyrit, litiscontestatioun to mak, the aitht of suithfasnes to sweir, my absence to excuis, writtis, witnes, previs and documentis to produce and leid, and aganis me productit and led to except and impunge, actis, instrumentis, retouris, letteris of actornais, and preceptis of saising, and all vtheris documentis and letteris necessar thairupoun to lift, ask and rais, and be vertew thareof stait saising and possessioun of all landis, anuell rentis and heretagis that I be seruit of til ask and ressaue in my name. And generalie all and sindrye vther thingis to do, exerce, hunt and vse, that to the office of procuratory in sic caisis, of law or consuetude of this realm is knawin to pertene, and that I mycht do my self and I war personalie present. Ferme and stable haldand and for to hald all and quhatsumeuir thingis my saidis procuratouris or ony of thame coniunctlie and seueralie in the premissis lauchfullie ledis to be done, vnder the pane and oblisng of all my gudis moviable and vnmouiable, present and tocun: In witnes of the quhilk thing, to thir my letteris of procuratory, subseruit with my hand led on the pen of the Nottar following, my proper Sele is affixit, togidder with the Sele and subscriptioun of my said spous in like maner, in takin of his consent and assent, at Glasgw, the xxvii day of October, the zeir of God 1<sup>m</sup> V<sup>c</sup> xxxix zeris, befor thir witnes, Thomas Leirmoitht, Thomas Broun, Andro Perthie, Thomas Atzing, and Schir Alexander Velsone, chaplane, with vtheris diuers.

MARGARET BOQUHANNAN, wyth my hand on the pen.

WILLIAM LOK, with my hand on the pen.

*Ita est Johannes Bridyne notarius publicus in premissis requisitus, de mandatis dictorum Margarete et Vilelmi ipsis nescientibus scribere premissa approbantis, teste manu propria.*

CHARTER by Alexander Master of Hume, with consent of George Lord Hume, his father, and of his curators, to John Hume, of the lands of Innerallone, 24th August 1541.

152. OMNIBUS hanc cartam visuris vel auditoris, Alexander Magister de Hume ac dominus feodi eiusdem, et Georgius Dominus de Hume dominus liberi tenementi dicti domini,

Salutem in Domino sempiternam : Quia alias omnes et singule terre domini de Hume et Innerallone, cum molendino earundem, cum tenentibus tenandriis et liberetenentium seruiiciis earundem et suis pertinentiis, jacentes infra vicecomitatum de Striueling, in manibus supremi domini nostri Regis diuenerunt, ratione forisfacture quondam Alexandri Domini Hume Magni Camerarii Scocie, pro certis causis, prout in processu forisfacture desuper deducta latius continetur ; et post dictam forisfacturam prefatus supremus dominus noster Rex, post suam perfectam etatem viginti quinque annorum et generalem reuocationem, me dictum Alexandrum Magistrum de Hume in feodo, et me dictum Georgium Dominum Hume in libero tenemento, in omnibus et singulis prenomminatis terris domini de Hume et Innerallone, cum molendino earundem, tenentibus tenandriis ac liberetenentium seruiiciis earundem et suis pertinentiis de nouo infeodauit, cum potestate nostros liberetenentes in tenandriis suis dictarum terrarum similiter de nouo infeodandi : Et quia dictus quondam Alexander Dominus Hume per suas cartam et sasinam, Johannem Hume suum filium naturalem in omnibus, et singulis predictis terris de Innerallone, cum molendino earundem et suis pertinentiis, hereditarie infeodauit : Et pro sua noua infeodatione hereditaria in prenomminatis terris de Innerallone, cum molendino earundem et suis pertinentiis, fienda, ipse Johannes Hume me dictum Alexandrum Magistrum de Hume, meosque curatores subscriptos, et dictum meum patrem, coram dominis consilii prefati supremi domini nostri Regis vocauit, qui per eorum decretum decreuerunt nos ad infeodandum dictum Johannem Hume in prenomminatis terris de Innerallone, cum molendino earundem et suis pertinentiis, de me antedicto Alexandro Magistro de Hume et heredibus meis, similiter et adeo libere tenendis, sicuti easdem tenuit ante prefatam forisfacturam, ipso michi et dicto meo patri persolvente suam partem compositionis, secundum ratam et quantitatem dictarum terrarum suarum et molendini, absque preiudicio cuiuscunque reuersionis prius facte pro redemptione prefatarum terrarum et molendini . . . prout in dicto decreto dominorum consilii desuper lato plenius continetur : Et quia dictus Johannes Hume suam partem dicte compositionis michi et dicto meo patri gratanter persoluit : Noueritis igitur me, dictum Alexandrum Magistrum de Hume, cum consensu et assensu dicti Georgii Domini Hume patris mei, necnon Magistrorum Jacobi Foulis de Colintoun, clerici registri ac consilii supremi domini nostri Regis, et Abrahe Crechtoun, prepositi de Dunglas, ac officialis Sanctiandree infra Archidiaconatum Laudonie, meorum curatorum, pro impletione dicti decreti, dedisse, concessisse, et hac presenti carta mea pro perpetuo confirmasse . . . prefato Johanni Hume et heredibus suis ; quibus deficientibus, Andree Hume fratri meo germano, et heredibus suis quibuscunque, totas et integras prenomminatas terras de Innerallone, cum molendino earundem, et suis per-

tinentiis, jacentes infra vicecomitatum de Striueling antedictum: Tenendas et habendas . . . de me et heredibus meis in feodo et hereditate imperpetuum . . . Reddendo inde annuatim . . . vnum denarium vsualis monete regni Scocie, in festo penthecostes, super solum dictarum terrarum, nomine albefirme, si petatur tantum . . . In cuius rei testimonium sigillum meum huic presenti carte mee, manu mea subscripte, est appensum, vna cum sigillis et subscriptionibus manualibus dictorum meorum patris et curatorum, in signum eorum consensus et assensus ad premissa, apud Edinburgh, vicesimo quarto die mensis Augusti, anno Domini millesimo quingentesimo quadragesimo primo, coram hiis testibus, videlicet, Magistris Alexandro Crechtoun Vicario de Innerwik, Johanne Abircrummy, Johanne Hammiltoun notario publico, Hugone Douglas burgense de Edinburgh, Willelmo Foulis, Thoma Trotter, Patricio Thomsoun, Thoma Brounfeld, Anthonio Trotter, Rodulpho Trotter, et Andrea Abircrummy, cum diuersis aliis.

DECLARATION by Jonet Striueling of Cawder, in presence of the Lords of Council, that the Procuratory by her for resigning the lands of Lettir, Cadder, &c., in favour of James Striueling of the Keir, her spouse, was her free act. 7th December 1541.

vii Decembris, anno etc. xli?

153. IN presens of the Lords of Counsale, comperit Jonet Striueling of Cawder, and producit this writting vndir writtin, of the quhilk tenour followis, My lordis of Consale, Forsamekle as I Jonet Striueling of Cadder haif maid constitut James Hendersoun

and vtheris my procuratouris, conjunctlie and seueralie, to compeir in presens of the kingis grace, and my vthir superioris, and thair mak resignatioun of all and sindrie my landis heretage of Letter, Cadder, Vchiltreis, Kirkmychell, Blanerne, Branzet, Bankere, and Cragbre, with the toweris, fortalices, manor places, mylnis, woddis, partis, pendiklis, tenentis, tenendryis, and seruice of fre tenentis, aduocatioun and donatioun of kirkis, chaplenryis of the samin, and all the pertinentis, for heretable infestment, chartor and sesing to be maid and gevin be the saidis superioris thair of respectiue, ilkane for thair awin partis, to James Striueling of the Keir, my spous, and his airis quhatsumeuir, of all and sundrie the saidis landis, as at mair lenth is contenit in my letteris of procuratorie vnder my proper sele and subscriptioun, maid and gevin to my said spous thair of, quhilk letteris of procuratorie I declair now in presens of zour Lordschips, be my grett aith, that the samin was maid be me of my awin fre will and certane science vncompellit, coactit, dissaut, or circumuenit be my said spouse or ony vtheris, bot onlie for the wele and proffeit of my said spous and his hous, and for augmentatioun of the leving yairof, becaus it is the principale and cheif hous of his and myne surnamis, and ane grett part of the auld heretage and leving of Keir annalyit and put away, swa that the samin was liklie to haif dekeit, and als for the luif and favour I haif and bere to my said spous: And thairfor now instantlie in presens of zour Lordschips of my awin fre motiue will, vncompellit as said is, ratifeis, approuis, and confermis the saidis letteris of procuratorie in all poyntis, with all charteris, preceptis, instrumentis of sesingis, infestmentis, euidentis maid and to be maid and sueris be my grett aith neuer to revok and cum incontrar the samyn in tyme cuming, and that the said procuratorie may tak full effect and be obseruit and kept in all poyntis, I desire it to be registrat in the bukis of consale wit this my declaratioun extendit in the maist sicker form that can be devisit for the wele and sikernes of the said James and his airis.

PROCURATORY by Jonet Striueling, Lady of Cader, for resigning her lands of Cadder, &c., in favour of James Striueling of Keir, her spouse, 13th December 1541.

13 December 1541.

154. In presens of the Lords of Counsale, comperit Jonet Striueling of Cadder, and geve in this writting vnder writtin subscriuit with her hand, and desirit the samin to be registrat in the bukis of consale, and to haif the strenth of thair decrete, and the lordis to interpone thair auctorite thairto, with executorialis thairupoune geve neid be; and thairefter the lordis being avisit with the said desire informit, schewand aduertisit the said Jonet that the said mater was ryecht grett and wychty to hir to geve our hir

heretage without sum resonable caus, and of the dampnage, displesour, and inconvenientis that mycht cum to hir thairthrow, throw resignatioun of all her leving and heretage, and that she mycht nevir optine the samin agane, nor revoik the procuratorie vnder writtin; and the said Jonet being avisit herewith, at tua sundrie termes, to the effect that she mycht haif bene consultit with frendis for ordouring of the samin, and thair-effir sche in presens of the saidis lordis, all vthir personis being removit, swore, the haly evangelis tuichit, that sche maid the said procuratorie laitlie of hir awin fre motiue will and desire, efter the forme and tenour of this writting vnder writtin in all punctis, and sall neuer cum in the contrair thairof in jugement nor outwyth, and renuncit all priuilege, actioun, and rycht that sche hes or may haif to the reducioun of the samin, and ratifeis and appreis the said procuratorie, with all that followit or may follow thairupon, for hir and hir successouris for evir: And thairefter the lordis being avisit with the said Jonetis aith, and plane declaratioun of hir mynd, ordanit and ordanis the said writting, togidder with the said procuratorie, to be insert in the saidis bukis of counsale, and to haif the strenth of thair decrete in tym tocum, and hes interponit thair auctoritie thairto, with executorialis and letteris thairupone geif neid be, off the quhilk writting the tenour followis: My lordis of counsale Forsamekle as I Jonet Striueling of Cadder vpoun the vij day of December instant come in presens of your Lordehips purposlie and of determit mynd to haif ratifyt and appreivit ane letter of procuratorie maid vnder my sele and subscription with consent and assent of James Striueling of the Keir, now my spous, makand certane personis nemit thairintill my procuratouris conjunctlie and seueralie to haif resignit in the handis of our souerane lord, the Archebischope of Glasgw and vtheris superioris respectiue my landis and heretage of Cadder, Vchiltreis, Lettir, Bankeir, Branzet, Kirkmichell, Blanerne and Changlore wit the touris, fortalices, woddis, manor places, mylnis, tenentis, tenendreis, and seruice of fre tenentis, aduocatioun, donatioun, and rychtis of patronage of kirkis and cheplenriis of the samin, and all thair pertinentis, for heretable infestmentis and sesingis and sesing to haif bene maid and gevin thairof be my saidis superioris to the said James and his airis quhatsumeur: Offerand me to swer that I was vncompellit or coactit to do the samin and efter that it was inquirit at me be zour Lordships quhat profit I gatt thairfor throw the terrowris gevin to me in zour presens, I tuk suspitioun that the sikernis maid to Thomas Bischope in my name, and at my command and desire, of the landis of Vchiltreis gevand now be zeir viij scoir of merkis and act maid anent the payment to him in my name of 1<sup>l</sup> merkis quhilk I suld haif for my landis forsaidis was insufficient, and of nane avale, I thairfor revok the saidis letteris of procuratorie wit all that followit thairupoun, and revelit and schewin to zour Lordships sum secrete

wourd anent myself: And now becaus I haif avisit and causit riplie avis with my said sikernes and findis the samin sufficient and gude, and hes gottin the samin compleat at my desire, and als be truing out of the veritie, perfetlie knawis the vthir wourdis quhilk I revelit to zour Lordschips, war fals and vntrew lik as ony wisman for diuerss causis may consider and juge: I haif thairfor of new, of my awin fre will, and certane science vncompellit, coactit, circumuenit, dissaut or diffraudit in ony way bot of gude consideration for the help and augmentatioun of the leving of the hous of Keir, becaus it is the principale and cheif hous of my said spousis and myne surnames, and that it was liklie to dekye throw alienatioun of the maist part of the auld heretage: And als for diuerss vtheris proffittis gevin be my spous to me and vtheris of my command and desire, and for vtheris causis and considerationis mouing me, efter I haif prouidit and halpit the bairnis of vmquhile Robert Striueling, quhilkis ar immediatlie to succiid to me falzeing the airis of my awin body, to samekle of my heretage as gevis now be the zeir iij<sup>xx</sup> of merkis, maid vytheris letteris of procuratorie quhilk plesit zour Lordschips to se and consider, makand James Hennersoun and vytheris, coniunctlie and seueralie, my procuratouris, to resigne all and sindrie my landis aboue writtin, in the handis of the superioris thairof respectiue, ilkane of thame for thair awin partis for heretable infetmetis and sesingis to be maid and gevin of the samin be the saidis superiouris to the said James his airis and assignais quhatsumeuir: Quhilk letteris of procuratorie I be ye tenour of thir presentis ratifeis, apprevis, and for me and my airis perpetualie confermes: And sueris and declaris to zour Lordschips, be my grite aith, that I am nocht coactit, compellit, defraudit, circumvenit, or dissaut in making of the samin, bot maid the saidis letteris of procuratorie and now ratifeis and apprevis the samin of my awin fre will and ardent desire for the causis aboue writtin, and sall neuer revoik nor eum in the contrair thairof in jugemet nor outwit be ony maner of way in tym cuming, and that the saidis landis may be maid sicker to the said James and his airis, I desire the saidis letteris of procuratorie, with this my writing and declaratioun to be actit and registrat in the bukis of Counsale and that zour Lordschips wald geve actis, decretis and interpone zour auctorite thairto, conform to zour practic obseruit in sic caisis: And mair attour becaus thair was ane resignatioun maid of the saidis landis of Vchiltreis be vertu of the saidis first letteris of procuratorie, in the handis of William Menteith of West Cars superiour thairof, and infetment gevin thairthrow to the said James of the samin, quha thairefter at my command and desire disponit ye saidis landis of Vchiltreis be charter of alienatioun to the said Thomas Bishope to my behuif and the said Thomas obligatioun gevin to me that he sall resigne the samin in fauoris of me and my airis howsone sentence of diuorce beis lede and

gevin simple betuix me and the said James: Therefor for my singuler vele and vtilite, I revoik, renunce and dischargis ye pretendit reuocatioun maid be me of the said first procuratorie in presens of zour Lordschips, and will, consentis, and ordanis that the said reuocatioun actis and instrumentis geve ony was maid thairupoune, sall be deletit and put furth of the bukis of consale and to haif na strenth nor memorie in tym cuming, and be thir presentis ratifeis and apprevis the said first procuratorie togidder wit the said resignatioun, charteris, euidentis, and all that followit thairupoun in maner forsaid: In witness of the quhilk thing I haif subscriuit thir presentis wit my hand the xj day of December the zeir of God J<sup>m</sup> V<sup>c</sup> xlj zeris. Off the quhilk procuratorie the tenour followis: Uniuersis et singulis ad quorum notitias presentes litere pervenerint, Joneta Striueling, Domina de Cadder, Salutem, Quia dum nuper recordarer quod quondam Johannes Striueling de Kere miles, pater Jacobi Striueling nunc de Keir mei sponsi, pro recuperatione warde releuii et nonintroitus mearum terrarum et hereditatis, ac in protectione et defensione earundem, non minimam proprie sue hereditatis et prediorum partem vltra redemptionem alienauit, in dicti mei sponsi graue dampnum qui ad huiusmodi suas terras succedere debuerat, et quia idem meus sponsus et eius domus ceteris cognominis de Striueling ab antiquo profuerat et principalis habebatur; Ne minoris gradus et preeminentie fiat ob sue hereditatis diminutionem qua predecessores sue extiterunt; sibi et sui domui auxiliari suamque hereditatem augere animo deliberato mecum decreui: Noueritis igitur me, non vi aut metu ductam, nec errore lapsam, compulsam nec coactam, sed ex mea mera pura libera et spontanea voluntate, pro inuincibilibus amore et fauore quos habeo et gero erga dictum meum sponsum, cum ipsius consensu et assensu, fecisse constituisse et ordinasse . . . honorabiles viros Jacobum Henrisoun, Thomam Lermunth, ac eorum quemlibet coniunctim et diuisim meos veros legitimos et indubitatos procuratores, actores, factores, et negotiorum meorum gestores . . . ad, pro me et nomine meo, in presentia dominorum meorum superiorum subscriptorum comparendum, et ibidem sursum reddendas et in eorum manibus respectiue per fustem et baculum pure et simpliciter resignandas extradonandas et libere deliberandas, a me et heredibus meis, omnes et singulas terras meas infrascriptas viz. . . . omnes et singulas terras meas de Lettyr cum tenentibus tenendrijs et libere tenentium seruitijs earundem ac suis pertinentiis, jacentes infra vicecomitatum de Striueling, in manibus excellentissimi principis et domini nostri domini Jacobi quinti Dei gratia Scotorum Regis illustrissimi, aut in manibus Mathei Comitis de Levenax vel suorum commissariorum, seu cuiuscunque alterius legitimi superioris earundem, omnes et singulas terras meas de Cadder, cum turre, fortalitie, pendiculis et pertinentiis earundem jacentes infra regalitatem Glasguensem et vicecomitatum de

Lanark, in manibus reuerendissimi in Cristo patris et domini Gavini Glasguensis Archiepiscopi, tanquam in manibus domini mei superioris dictarum terrarum de Cadder; omnes et singulas terras meas de Vchiltre, cum molendino earundem et suis pertinentiis, jacentes in baronia de West Kerss, infra vicecomitatum de Striueling, in manibus Willelmi Menteth de West Kerss, tanquam in manibus domini mei superioris earundem; omnes et singulas terras meas de Branzet et Bankeir, jacentes infra vicecomitatum de Striueling, terras de Kirkmychaell et Blanarn, cum tenentibus, tenendrijs, libere tenentium seruitiis, aduocatione, donatione, et jure patronatus capellaniarum earundem et suis pertinentiis, jacentes infra vicecomitatum de Dunbartane, in manibus Willelmi Levingstoun de Kilsyth aut in manibus Campbell, nepotis heredis et successoris quondam Colini Campbell de Auchynhowy, vel cuiusquam alterius legitimi superiorum seu superioris earundem; et terras de Craglore, cum tenentibus, tenendrijs, et libere tenentium seruitiis earundem jacentes infra vicecomitatum de Lynlithqubgw, in manibus Roberti Mowbray de Bernbowgall, tanquam in manibus domini mei superioris earundem . . . pro cartis, sasinis, et infeodationibus . . . memorato Jacobo Striueling de Keir meo sponso suis heredibus et assignatis quibuscunque dandis et conficiendis . . . In cuius rei testimonium presentibus procuratorum literis mea manu subscriptis sigillum meum, vna cum sigillo et subscriptione dicti mei sponsi, in signum sui consensus et assensus, ad premissa sunt appensa, apud Edinburgh, decimo die mensis Decembris, anno 1<sup>m</sup> V<sup>c</sup> xlj<sup>c</sup>, coram his testibus, Magistro Arthuro Tailzefer, Rectore de Crechmont, Thoma Davidson burgense de Edinburt, Willielmo Striueling, Johanne Pastoun, Willielmo Peirsoun, Jacobo Henrysoun, Thoma Bishop, Jacobo Bannatyne, et Nigello Laying notariis publicis, cum diuersis alijs.

JONET STRIUELING	JAMES STRIUELING
lady of cadder	of ye keir

RATIFICATION by Jonet Striueling, Lady Cawder, 13th December 1541.

13<sup>th</sup> December 1541.

155. IN presens of the lordis of consale comperit Jonet Striueling Lady Cawder, spous to James Striueling of the Keir, and thair in absence of hir said spous, swor the haly evangelis tuchit that she vncompellit or coactit be him, or be ony vthir persoun, with consent of hir said spous, and als wit consent and assent of M<sup>r</sup>: Abraham Crechtoun, Persoun of Craufurd Jhon, and Alexander Crechtoun, Vicar of Innirvik, curatoris to the said James, for thair interes, sauld and annaleit heretable be charter and sesing to James Bannatyn burges of Edinburgh, and Katerine Talzefer his spous, the langest levand

of thame in conjunctfeftment, and to the airis lauchfullie gottin or to be gottin betuix thame, quhilks falzeing to the said James and his airis quhatsumeuir or assignais, all and sindrie the tempillandis of Ovircarlowry . . . lyand in the barony of Listoun, within the Shirefdom of Lithgow, to be haldin of my lord of Sanct Jhone, Preceptour of Torpichin, and his successoures, with claus of warrandice, as in the charter of alienatioun, precept of sesing and obligatioun of speciale warandice maid be the said Jonet, with consent of hir said spous and his curatoris forsaidis, to the said James and his spous at mair lenth is contenit, quhilk chartor is of the dait at Edinburgh, the last day of Noember, ye zeir of God J<sup>m</sup> V<sup>e</sup>: xlj zeris, and the dait of the obligatioun of the saidis landis is at Edinburgh, the xj day of December, in the zeir of God forsaid. And that for certane sovmes of money debursit be the said James Bannatyn and his spous, and resauit be the said Jonet and hir spous to thair particular vtillite and proffitt; therfor the said Jonett ratifeis, apprevis, and confermes the said infestment, charter, precept, sesing and obligatioun of warandice maid thairupon in all punctis, and sall neuir cum in the contrair thairof, nothir be herself nor nane vtheris in her name, for now and evir.

CHARTER by Gavin [Dunbar] Archbishop of Glasgow, to James Striueling of Kere, of the lands of Cadder, 10th January 1541.

156. OMNIBUS hanc cartam visuris vel auditoris, Gavinus miseratione diuina Glasguensis Archiepiscopus, Regni Scotie Cancellarius, ac superior terrarum subscriptarum, Salutem in Domino sempiternam. Noueritis nos dedisse, concessisse, et hac presenti carta nostra confirmasse . . . dilecto nostro Jacobo Striueling de Kere, suis heredibus et assignatis quibuscunque, omnes et singulas terras de Cadder, cum turre, fortalicio, molendinis, terris, molendinariis, siluis, partibus, pendiculis, cotagiis et lie outsettis earundem, cum suis pertinenciis, jacentes in baronia nostra de Glasgw, infra regalitatem eiusdem, et vicecomitatum de Lanark. Quequidem terre . . . fuerunt Jonete Striueling de Cadder, sponse dicti Jacobi, perprius hereditarie; et quas ipsa, cum consensu et assensu dicti sui sponsi, pro suo interesse, per fustem et baculum ac procuratores suos . . . in manibus nostris . . . apud Edinburgh . . . resignauit . . . Tenendas et habendas . . . prefato Jacobo Striueling de Keir suis heredibus et assignatis quibuscunque, de nobis et successoribus nostris, Glasguensibus Archiepiscopis, in feodo et hereditate imperpetuum . . . Reddendo inde annuatim . . . seruitium warde et releuii, necnon annuatim summam quatuor librarum vsualis monete regni Scotie, ad duos anni terminos consuetos, festa videlicet Penthecostes et Sancti Martini in hieme, per equales portiones; vnacum tribus sectis annuatim in

nostris curiis capitalibus baronie nostre Glasguensis. Prouiso tamen quod si contingat maritagium heredum dicti Jacobi, qui in prefatis terris succedere debent, in manibus supremi domini nostri Regis, seu Principis Scotie, aut alterius superioris, qui nobis quoad dispositionem dicti maritagi de jure preferre potest, deuenire, vnde ab huiusmodi maritagio nos aut successores nostri seclusi fuerimus; in hoc casu tenebuntur dicti heredes et eorum quilibet, pro suis maritagiis, quoties euenerint, summam tricentarum mercarum nobis persoluere, tantum . . . In cuius rei testimonium huic presenti carte nostre, manu nostre subscripte, sigillum nostrum rotundum est appensum, apud Edinburgh, decimo die mensis Januarii, anno domini millesimo quingentesimo quadragesimo primo, et consecrationis nostre anno decimo septimo.

GAVINUS Archiep<sup>s</sup> Glasg.

SENTENCE of DIVORCE by the Official of Lothian of James Striveling of Keir and Jonet Striveling of Cadder, 31st January 1541.

Ultimo Januarii anno 1<sup>M</sup> V<sup>C</sup> xli.

157. CHRISTI Nomine Inuocato; Nos Andreas Myll, prebendarius ecclesie collegiate nostre Domine de campis infra oppidum de Edinburgh, et Robertus Symsoun, capellanus, commissarii in hac parte venerabilis et egregii viri, magistri Abrahe Creichtoun, Prepositi de Dunglas, ac Officialis Sanctiandree infra Archidiaconatum Laudonie, cause et partibus infrascriptis, unacum nonnullis aliis nostris in hac parte collegis sub illa clausula, vobis aut duobus vestrum coniunctim et diuisim, specialiter deputati; iudices pro tribunali sedentes in quadam causa matrimoniali, tendente ad divortium simpliciter, coram nobis mota, et adhuc pendente indecisa, inter honorabilem virum Jacobum Striveling de Keir, filium et heredem Joannis Striveling de Keir militis, actorem ab una, et providam domicellam Jonetam Striveling, filiam et heredem quondam Andree Striveling de Cadder, eius pretensam et putativam sponsam, ream partibus ab altera, cognoscentes juxta ea que vidimus, audivimus et cognovimus, jurisperitorum communicato consilio et secuto, quibus fidelem fieri fecimus relationem in eadem, solum Deum pre oculis habentes, eiusque nomine sanctissimo premitus inuocato, per hanc nostram sententiam definitivam quam ferimus in hiis scriptis, pronunciamus, decernimus et declaramus, ex deductis coram nobis in causa huiusmodi, auditis hinc inde partium petitionibus, responsionibus et allegationibus, pretensum matrimonium et sponsalia per verba de futuro carnali copula subsecuta, inter prefatos Jacobum et Jonetam contractum et solemnizatum in facie ecclesie, a principio non tenuisse, nec viribus subsistere posse de jure, eo quia tempore eiusdem contractus et solemnizationis, de facto licet non de jure, sibi invicem prefati Jacobus et Joneta actingebant, prout etiam de presenti actingunt, in quarto et quarto

gradibus consanguinitatis ignote sibi Jacobo tempore contractus et solemnizationis prefati matrimonii et sponsaliorum: Et propterea idem pretensum matrimonium et sponsalia annullanda, cassanda, et dirimenda fore, ac ipsos libellantem et libellatam ab invicem divorciandos et separandos, et quicquid alter alteri dotis causa aut donationis propter nuptias dederit, idem alteri restituendum fore, licentiamque prefato Jacobo alibi in Domino contrahendi et ducendi concedendam fore, prout annullamus, cassamus, dirimus divortiamus ac concedimus respectiue, quod omnibus quorum interest notum facimus per presentes.

CONTRACT between James Stirueling of the Keir, and William Balfour, 18th March 1541.

158. AT Dumblane, the aughtene day of Marche, the zeir of God ane thowsand fife hundreth fourty ane zeris. It is appoyntit agreit and finalie concordit betuix ane honorable man, James Stirueling of the Keir, on that ane part, and Williame Balfour on that wther part, in maner forme and effect as eftir followis, that is to say; after all compt and rekkyunyng maid of all thingis afoir the dait heirof, betuix the saidis parteis, the said Williame Balfour grantis hyme awing to the said James Stirueling the sowme of thre hundreth twenty merkis, quhilk sowme of iii<sup>c</sup> xx merkis the said Williame bindis and oblis his airis executouris and assignais, to thankfullie content and pay to the said James his airis, executouris, and assignais, at thir termis efter following, that is to say, aucht scoir of merkis at Witsunday nyxt eftir the dait heirof, and aucht scoir of merkis at sanet Martinis day nyxt thaireftir, in full payment of the said iii<sup>c</sup> tienti merkis: And howsone the said Williame hapnis to content and pay to the said James Stirueling, his airis, executouris, and assignais, the fyrst said sowme of aucht scoir merkis, within forty dayis nyxt efter the ressait thairof, the said James Stirueling bindis and oblis hyme his airis and assignais, to heretably infest the said Williame his airis and assignais in all the half of the fyfty shilling land of the Bra of Balfouris Balquhoppill, occupyit the day heirof be Dwncane and Meriory Campbellis; and within wther forty dayis nyxt efter the paying of the last aucht scoir merkis, the said James sall siklik infest the said Williame in the wther half of the forsaidis landis of Bra of Balquhoppill, lyand within the stewartry of Menteth and shirefdome of Pertht, other be his awin charter or resignatioun, or wther wis as the said Williame sall think maist expedient: The said Williame bindis and oblis hyme in maner forsaid that he sall nocht inquire the said James for infestment of the forsaidis landis vnto the payment of the sowmes at the termis forsaidis: And for obseruing and keping heirof baith the saidis parteis ar

content this present contract be registrat in the Commissariis bwkis of Dumblane, and thai monest to obserue the samyn onder panis of cursing; and hes subscriwit this present writ with thair handis, day, zeir, and place forsaid, before thir witnes, Masteris James Kennedy Chanoune of Dumblane, Williame Mwdy, Patrik Wrycht notaris. Jacob Drumond and Thomas Leirmonthe, with wtheris diuers.

JAMES STRIUELING of the Keir.

WILLIAM BALFOUR.

Die xviii<sup>o</sup> mensis Martii, Anno Domini 1<sup>m</sup> V<sup>c</sup> quadragesimo primo, Quo die, moniti sunt hinc inde retroscripti Jacobus et Willelmus, ex eorum propriis confessionibus, ad obseruandum retroscriptum contractum, in omnibus suis punctis ipsos respectiue concernentibus, secundum tenorem eiusdem, sub pena excommunicationis.

Hec est vera copia principalis contractus registrati in libris registri curie consistorialis Dunblanensis, manu aliena extracta, et collationata per me notarium publicum subscriptum, cum principali in omnibus concordans, nil addito vel mutato quod facti substantiam variaret.

Ita est Willelmus Blakwod notarius publicus manu sua.

CONTRACT between James Styrling of Keir and Calder, and Lucas Striuiling, son to umquhile Walter Stirueling of Ballagane, 18th January 1542.

159. AT Calder, the xviii day of Januar, the zeir of God 1<sup>m</sup> V<sup>c</sup> xlii zeiris: It is appoyntit aggreit betuix twa nobill men, James Styrling of Keir and Calder, supperiour to the landis of Ballindrocht, with tenand, tenandrie, frie seruice of the samyn, on the ta part, and Lucas Stiruiling, son to umquhill Waltir Stirueling of Ballagane, and takand for him the burding for James Waure on the tudir part, in mainer as followis, viz., the said James Stirueling of Keir sall content and pay to the said Lucas, for him self and for James Waure, the sowme of thrie hundreth merkis vsuale money of Scotland, betuix the dait heirof and Paice nixtoecum; and for the payment of the said sowme of thrie hundreth merkis to be payit as saidis is, the said Lucas sall resing the annuell rent of ane chaildir ait meill quhilk he hes annellit heritable of the heill fyve pund land of Ballindrocht, be charter and seising, and sall caus Effame Birsbane his modir, relict to the said umquhill Walter, renunce hir lifrent [of] the samyn, gif sho hes ony; and sall resing sielyk ane vder annuell rent quhilk he hes be assignatioun renunciatioun or tytill of James Waur, of the saidis landis of Ballindrocht, and sall caus the said James Waur, or his airis, renunce resing and ouirgif the samyn annuellrent of the said chalder of meill, with all pertinentis and proffettis and commoditeis bygane and to cum, and that all in favour of the said James Stirueling of Keir, or his airis, in the supperiouris handis

thairof qvhatsumeuer, for heritabillie infestment to be maid to the said James or his airis : And alsua the said Lucas, the hail soyme of thrie hundreth merkis being payit to him as said is, sall transfer all richt of the saidis annuellrentis of twa chaldir off ait meill, and sall caus James Waur transfer all his richt thairof, to the said James Stirveling, baith of heritage thairof, and all bygane proffeittis, and sall mak, and caus the said James Waur mak, procuratouris ane or ma to persew the air or airis of vmquhill Andro Stirveling of Ballindrocht for bygane proffeittis of the saidis twa chalder of ait meill : And for obtieynng heirof sall delyuer the instrumentis of saising of the said annuell rentis, with obligatiounis and all charteris maid thairof, to the said James Vaur, and vmquhill Waltir Stiruiling of Ballagane, and sall compeir thair selfis or procuratouris, as the said James Stiruiling thinkis best, and als oft as he pleisis, on the said James expensis, befor ony jugeis competent, for persute of the saidis annuell rentis of twa chaldir of meill and bygane proffeittis thairof : And the pairteis ar content this present wreit be extendit in the maist lairge forme as ony of thame will dewis to the effect foirsaid, and sall byde heirat. And for the obseruing heirof the pairteis is content the samyn contract be insert in the Officialis buikis of Glasgow, and they moneist to fulfill the samyn, and hes subseryuit the samyn, day, zeir and place foirsaid, befor thir witnes, Johne Colquhoune of Kilmerdony, and Maister James Blair, with wtheris diuers. And for the payment of the said thrie hundreth merks the said James Stiruiling of Keir oblissis him, his airis and assignais, to infest the said Lucas his airis [or] assignais in xl schilling land of Kirkton, lyand within the erldome of Lennox and shireffdome of Stiruiling, perteinyng to the said James be comprysing of the airis of vmquhill Andro Stiruiling of Ballindrocht, vnder forme of reuersioun of ane hundreth pundis money, and siclyk sall infest the said Lucas his airis or assignais in the chaldir of meill reseruit to the said James in the seasing and infestment maid to vmquhill Waltir Stiruiling of Ballagane, fadir to the said Lucas, and Effame Birsbane spous to the said vmquhill Valtir, of the landis of Branzeit, and sall mak the said Lucas his airis and assignais sicker of the saidis landis of Kirkton, and ane chaldir of meill of Branzeit heritabillie, be chairtir and saising, with obligatioun of speciall war-randyce, as the said Lucas will devis, betuix and Mertimes nixtocum efter the dait heirof : And the said James Stiruiling sall delyuer and gif the said Lucas ane tak of the saidis landis of Kirkton, for the space of ane zeir efter the redemptioun of the saidis landis of Kirkton, for the soume of ane hundreth pund, and that for the payment of ten merkis be zeir in maill allanirly, for the tak of the saidis landis of Kirkton : And the parteis is content this claus siclyk be insert in the Officialis buikis of Glasgow, and they moneist to fulfill the samyn siklyk, and hes subseryuit the samyn.

Die predicta, dictus Jacobus Stiruiling de Keir renunciens priuilegio equitatis a annis interruptionis, etc.: Extract furth of the auld Officiall consistoriall Buikis of Glasgw, be me Robert Herbatson notar, havear and keipear of the saidis buikis, witnessing my signe and subscriptione manuall.

ROBERTUS HERBATSONE notarius manu sua.

CONTRACT of MARRIAGE between James Striueling of the Keir and Jane Cheisholme, "cousigness" of William (Chesholme) Bishop of Dunblane, 5th March 1542.

160. AT Dunblane the fyft day of Merche, the zeir of God ane thowsand fyf hundreth fourti twa zeris. It is appunctuat and finally agreit betuex honorable personis, James Striueling of the Keir one that tane part, James Cheisholme of Classingall, and Jayn Cheisholme, cousigness to ane reuerend fader in God, William Bischof of Dunblane, one the vther part, in maner and forme as efter follovis, that is to say, the said James Cheisholme, one his expensis sall caus impetrate and bring haym ane sufficient dispensatione for thrid degreis of consanguinite and ferd of affinite consistand betuex the saidis James Striueling and Jayn; and incontinent thairefter the saidis James Striueling and Jayn sall vise the samin, and be dispensit thairwith: And the said James sall infest and caus infest the said Jayn, in hir virginite, in and to all and hail his tuenti pundis landis of auld extent of Cadder, lyand within the shirefdome of Cliddisdall and barony of Glasgw, for hir lyftym, and the aieris to be gottin betuex thaim, failzeing of the aieris betuex thaim, to the aieris of the said James; to be haldin of the Archbischof of Glasgw and his successoris, or of the said James and his aieris, as the said James Cheisholme thinkis expedient: And in all gudly haist heirefter the said James Striueling, God willing, sall contract mariage and solemnizat the samin in face of haly kirk with the said Jayn. For the quilkis the said James Cheisholme sall content and pay to the said James Striueling, his aieris or assignais, the sovme of ane thousand pundis vsuale money of Scotland, at the completing of the said mariage: And sall caus the said reuerend fader, with consent of his cheptour, to mak ane sufficient assedatione to the said James Striueling and Jayn, and to the langar lyffand of thaim twa, and the aieris to be gottin betuex thaim, and failzeing of the aieris betuex thaim, to the aieris of the said James, and thair assignais, of all and hail the teynd schavis of the Keiris Vuer and Nethir, Cammebank, Auld Byris, Coiterlandis, Perkland, Myln landis, Buchaldy and Retternis, quhilkis the said James brukit afor; the saidis James and Jayn and thair aieris foirsaidis intrand to the said teynd schavis at Lammes in the zeir of God I<sup>n</sup> V<sup>c</sup> fourtifour zeris, for all the dais and termes of nyntene zeir thairefter following: Paying zeirly to the said reuerend fader and his successoris, thre chalderis

bere and ane chalder mele sufficient stuf: And siclyke the said James Cheisholme sall caus the said reuerend fader sustene the saidis James Striueling and Jayn in all ordinar expensis, for the space of fyf zeris: And the said James Striueling is content and consentis that the said thowsand pundis be warit in redemptione of his landis: And gif it sall happin that ony vther impediment of consanguinite or affinite or vthir wais to be betuex the said James Striueling and Jayn, quhairthrough scho may nocht be lauchfull wyf to him, in that cais, and als oft as sic impedimentis beis fundin, the said James Striueling sall rais ane sufficient dispensatione or dispensationis, and sall caus the samin to be vshit, swa that the said Jayn alwais be his lauchfull wif: And the said James Striueling sall nocht sell nor vedset ony part of his landis, nor zit mak takkis of assedationis, lang tym or schort thairof, nor sell wittallis or vtheris thingis, to ony persone or personis, without consale of the said reuerend fader; and sall ay vise his consale in all and quhatsumeuer thingis he happinnis to haue ado, baith anent his avin persone, landis, geir, and seruandis, halding in all tymis to cum: And this contract to be extendit and maid large in best forme with clausis necessar: And for obseruing and keping of thir premissis, and euery punct thairof, athir of the parteis and personis foirsaidis, and euerilkane of thaim, ar bundin and oblist, the haly ewangelis tuechit, and consentis that this present contract be registrat in the Officialis and Commissaris bukis of Sanctandros principale, Lowdeane, Glasgw, and Dunblane, and to be monist to fulfill the samin of thair propir confessionis, submittand thaim to thair jurisdictionis, and renunciand all exceptionis and priuilegis that may be proponit in the contrar, vnder the panis of cursing: In vitnes hereof the saidis parteis hes subscriuit this contract with thair handis, the day foirsaid, befor thir witnes, venerable men, Schir George Wawane chaunone of Dunblane, Maister Daud Gorlay, Maister Williame Mudy, Schir James Blakwod, and William Blakwod, with vtheris diuers.

JAMES CHESHLM wy<sup>t</sup> my hand.

JAMES STRIEUELING of ye Keir.

JANE CHEISHOLME w<sup>t</sup> my hand.

Quarto Martii Anno Domini etc. xlvi<sup>o</sup>

Quo die, retrospectus Jacobus Striueling de Keir confessus est se plenarie et integre persolutum, in pecunia numerata, de retrospectis summa mille librarum: Necnon satisfactum, compensatum et contentatum de omnibus et singulis punctis in retrospecto contractu, concernentibus retrospectum quondam Jacobum Cheisholme; propterea quietosclamauit et exoneravit heredes executores et assignatos retrospecti quondam Jacobi de premissis; et contentus fuit ac consensit quod ipsius contractus et acta desuper, si que sint, confecta in libris dominorum officialium et commissariorum Sancti-

andree principalis, Laudonie, Glasguensis, et Dunblanensis, simpliciter deleantur et in posterum effectum non sortiantur.

Ita est Willelmus Blakwod notarius et scriba in premissis, manu sua.

OBLIGATION by William Levingstoun of Kilsyth, to James Striueling of the Keir, 21st March 1542.

161. BE it kend till all men be thir present letteris, me William Levingstoun of Kilsyth : That forsamekill as I grant me to haif resauit fra ane honorable man, James Striueling of the Keir, ane charter and precept for saissing, maid be vmquhill Johne Erll of Levenax to vmquhill Johne Campbell of Auchinhowe, of the landis of Auchinhowe, Down, Blarskeyth, Branzet and Bankeir, and of the landis of Kirkmechill and Blernarn, togidder with ane instroment of saissing thairupon : Heirfore I bynd and oblis me, my airis and executoris, to the said James his airis and executouris, to relewe werrand and keip the said James skaythles of the saidis charter, precept, and instroment of saissing, fra the handis of the airis of vmquhill Adam Hamiltoun, and of all vtheris quham it efferis ; and in cais the said James beis persewit for the saidis evidentis, and incurris ony skayth thairthrow, in that caiss I bynd and oblis me and my airis to refund to hym the skayth that he happnis to sustene thairthrow. In witnes of the quhilkis I haf subseriuit this my obligatioune with my hand, at Lynlythgow, the xxj day of Marche, the zere of God J<sup>m</sup> V<sup>o</sup> xliij zeris, befoir thir witnes, Robert Levingstoun, Thomas Leirmontht, and William Howat, with vtheris diuers.

WELZAM LEUINGSTOUN of Kylsyth.

BOND by Margaret Buchquhennane, with consent of her spouse, to James Striueling of the Keir, 14th April 1542.

162. BE it kend till all men be thir present letteris, Me Margarete Buchquhennane, eldest and ane of the tua dochteris, and air of vmquhill Patrik Buchquhennane of Lany, with consent and assent of William Lok my spous : That forsamekle as I, with consent of my said spous, haue sald and analiit heretable, be charter and sesing, to ane honorable man James Striueling of the Keir, sone and air of vmquhill Johne Striueling of Keir knyght, all and hail that ane half of the landis of Lany, and the half landis of Petquhennertie, with the tenentis, tenendriis, and seruice of fretenentis of the samin, and thair pertinentis, liand within the shirefdome of Perth, like as my infestment maid to him thairupon proportis ; quhilkis I promittit suld be all propirte, and that the



half landis of Lany and Petquhenderty, with the millin and thair pertinentis, lyand within the shirefdome of Perth, at my said vmquhile fader deit last vest and sesit in, as of fee, conform to his infestment and instrument of sesing, and ane retour apone the deliuerance of the assise to rais, and put agane to the said chaple, and ane precept of sesing vpon the samyn to rais in dew forme, and the samyn to put to the shiref of Perth to ask and obtene sesing of the saidis landis with the pertinentis; and I being lauchfully saisit thairin, the samyn half landis of Lany and Petquhenderty, with millynis and pertinentis of the samyn, in the handis of my lord gouernour of Scotland, tutour to our souerane Lady, be staf and bastone as vse is, in fauouris of Jonet Balquhanane, ane of the airis of vmquhile Patrik Balquhannane of Lany and hir airis and assignais, purlie and symplie to resigne renunce and ouergiff, instrumentis and documentis thairupone to ask, and to the effect hereof, and specialie for seruing of the breif of inquest, to compeir afor the said Shiref of Perth, his deputis ane or ma, or vtheris shireffis in that part, or thair deputis, quhatsumeuer day and place, and than the said breif to produce, and ask the samyn, conforme to the clame and petitione of the saidis landis, millin and thair pertinentis, to be put to ane inquest, to follow and defend, litis contestatione to mak, the aith of calumnia in my saule to suere, exceptione delatouris declinatouris and peremptouris to propone, and aganis the jugis or me to be proponit to ansuer, reple; writtis, chartouris, documentis instrumentis of sesing to produce, and aganis me producit to except and impugne, sentences interlocutores and diffinitiuis to ask be giffin and optein, and generalie all and syndry vther thingis to haue vse and exerce that to the office of procuratorie pertenis and in sik casis may perteine, be the law or consuetude of the realme: Haldand and for to hald ferme and stabill all and quhatsumeuir thingis my saidis procuratores, or ony ane of thame, ledis in the premissis to be doin, onder the pane of all my gudis, moveable and vmoveable, present and tocum: In witnes of the quhilk to thir my letteris of procuratorie subscriuit with my hand my propir sele is affixit, at Glasquhow, the vii day of Aprile, the zere of God 1<sup>M</sup> V<sup>C</sup> and xliiii zeris, befor thir witnes, Robert Bischof of Orknay, William Bischof of Dunblane, and Master James Kenynde, Chanoun of Dunblane, with otheris diuers.

*Johnes vsher*  
*of m. w. h. t.*

GRANT by Robert (Stewart), Elect Bishop of Caithness, and Provost of the Lady College of Dumbarton, to George Strielyng of Glorat, of the annual duties of the lands of Strablane, 19th April 1544.

164. BE it kend till all men be thir present letteris, ws Robart, be the mercie of God, Elect Bischep of Kaitness, and Provest of our Lade Colleg of Dunberten, with consent and awys of ane nobill and mychte lord, Mathow Erll of Leuenax Lord Dernle, patroune of the said Colleg: That forsamekill as ane honorabill man, George Strielyng of Glorat, hes in few and heretaig to hyme and his aris, all and haill the ten pound land of Strablane, wyth the myll of the samin; payand to ws and our said Colleg certen annuell zerlie for the saidis landis and myll of the samin, as at mair lencht is specifiyt and contentit in the said Georgis chartur and eidentis maid thairupon: Herefor we, for certen cawsis moving us, and for the gud seruyee to ws done and to be done be the said Georg, with consent and awis of our said patroune, frelie gevis and grantis the said zerlie annuell to the said Georg in feall, for all the dayis of the saidis Georg lifytyme; and be the tenor hereof, exonoris, quitclames, and dischargis the said zirlie annuell of the said ten pound of Strablane, wyth the profehet of the said myll, frelie to the said Georg, to be occupyt wsit and manierit be the said Georg at his awin dispositione, but ony reuocatioune or agane calling quhatsumeuir, and obllissis ws nevir to cum in the contrar of this present donatioune: In vitnes of the quhilk thing to this present donatioune, subscriuit wyth our hand, our proper seill is to hungin, togidder with the seill and subscriptioun of our said patroune, in taking of his consent, at Dunbertene, the nyntene day of Apprill, the zer of God, ane thowsand five hundryth and fourte four zeris, befor thir vitnes, Villiam Erll of Glenkarne, Dauid Murray, Andro Murray, Androw Cwnighame, and James Lyndissary, wyth vtheris diuers.

MATHOW ERLI OF LENEX.



ROBERT Byschop of Caithness

OBLIGATION by William Earl of Montross to James Striueling of Keir, 29th July 1545.

165. I WILLAM Erll of MONTROSS bindes and obleses me, be the faicht and treucht of my body, to causs Robert Grahem my sone and aperand air, to resyng and ourgyf all and

hail the landis of Ratheren with the pertinentis, lyand within the Strouortie of Strath-earn and Sheriffdom of Partht, in our soueren ladyis handis, in favouris of James Striueling of Keir and his airis; prouedeing alwayes the said James delyuer and gyf to me befor the said resygnatioun, hes band of manrent for all the dayis of my lyif, and thre hunder merkis of siluer gud vsuall money of Scotland. In witness hereof I haue subscriuet thir presentis with my hand, at Kenkardin, the xxix day of Julii, the zeir of God 1<sup>m</sup> V<sup>c</sup> forty fywe zeris, befor thir wetnes

I grant the subscriuing of this my sone beand content wderwayis to be of nae awaill.

WELLA ERLL OF MONTROSS.

ROBERT MAIST. OF MONTROSS.

RETOUR of James Striueling of Keir, as heir of John Striueling of Keir, Knight, his father, in the lands of Lanark and Achinbre, 6th October 1545.

166. HEC Inquisitio capta fuit apud burgum de Perth, et in pretorio eiusdem, sexto die mensis Octobris, anno Domini millesimo quingentesimo quadragesimo quinto, coram nobili et potenti domino, Willelmo Domino Ruthuen, vicecomite eiusdem, et honorabili viro, Vmfrido Rollok in Findoun, eius deputato; per hos subscriptos, videlicet, Joannem Murray de Abircardny, Dauid Vscheoch de Monyvard, Henricum Sinclar de Ardoch, Alexandrum Murray de Strowane, Thomam Merschell de Rossy, Alexandrum Chayn de Edindonyng, Laurentium Lam in Gannochoy Pettulane, Thomam Lam in Perth, Magistrum Joannem Moncreiff de Rynd, Andream Blair in Ballindane, Alexandrum Murray in Abircardny, Dauid Murray de Ardargy, et Eduardum Grahme in Abircardny: Qui jurati dicunt, quod quondam Joannes Striueling de Keir, miles, pater Jacobi Striueling de Keir latoris presentium, obiit vltimo vestitus et sasitus, vt de feodo, ad pacem et fidem quondam supremi domini nostri Regis vltimi defuncti, cuius anime propitietur Deus, de totis et integris terris de Lanark et Achinbie cum pertinentiis, jacentibus in Senescallatu de Stratherne et infra vicecomitatum de Perth: Et quod dictus Jacobus est legitimus et propinquior heres eiusdem quondam Joannis militis, patris sui, de totis et integris dictis terris de Lanark et Auchinbie cum pertinentiis: Et quod est legitime etatis: Et quod valent nunc per annum quadraginta mercas, et tempore pacis decem mercas: Et quod tenentur in capite de suprema domina nostra Regina per seruitium warde et releuii: Et quod existebant in manibus dicti domini nostri Regis per spatium duorum annorum et sex mensium ratione warde: Et quod existunt in manibus dicte domine nostre Regine per spatium duorum annorum et vnus termini ratione nonintroitus aut eo circiter legitime per se ipsos, et ob causam

mortis dicti quondam Johannis, in defectu veri heredis jus suum hucusque minime prosequentis: In cuius rei testimonium sigilla quorundam eorum qui dicte Inquisitioni intererant presentibus apponuntur, clausis sub sigillo officii dicti vicecomitis, et hoc breue incluso, loco, die, mense, et anno superscriptis.

Hec est vera copia principalis retornatus super premissis in Cancellaria supremi domini nostri Regis remanentis, copiata et collationata per me Magistrum Willelmum Scott, scribam, ac eiusdem Cancellarie Directorem, sub meis signo et subscriptione manualibus.

W. Scot.

CHARTER by William Menteth of Kers, to Matthew Hamyltoun of Mylnburne, of half of the lands of Vchiltreis, 9th February 1545.

167. OMNIBUS hanc cartam visuris vel auditoris, Willelmus Menteith de Kers, superior immediatus Jacobi Striueling de Keir terrarum subscriptarum, Salutem in Domino sempiternam. Quia suprema domina nostra Regina, per literas suas, sub sigilli sui magni testimonio, cum auisamento et consensu carissimi consanguinei sui et tutoris, Jacobi Aranie Comitis, Domini Hammiltoun, regni sui protectoris et gubernatoris, michi directas, precepit et mandauit quatenus Alexandrum Droymond de Carnock et Matheum Hamiltoun de Mylnburne, in defectu dicti Jacobi Striueling, michi in immediatos tenentes terrarum de Eistir et Westir Vchiltreis, cum molendino et suis pertinenciis, jacentium infra vicecomitatum de Linlythqw, et per annexationem infra vicecomitatum de Striueling, equaliter recuperem, ac ipsos heredes suos et assignatos in eisdem equaliter infeodarem, vt poti in prefatis literis michi desuper directis latius continetur: Quarum tenor sub hac verborum sequitur serie; Maria Dei gracia Regina Scotorum, dilecto nostro Willelmo Menteith de Kers . . . Quia terre de Eistir et Westir Vchiltreis . . . que Thome Bischope prius hereditarie pertinuerunt, per ipsum de dicto Jacobo Striueling immediate tente, in manibus nostris deueniunt, et nobis ratione eschete ob forisfacturam rite super dictum Thomam deductam pertinent, pro certis proditorie et nostre lese maiestatis criminibus per ipsum commissis, de quibus in parlamento nostro conuictus extitit; Uolentes tamen per huiusmodi nullum preiudicium nec lesionem prefato Jacobo in sua superioritate dictarum terrarum . . . generari, immo potius de vicetenenti seu tenentibus ad huiusmodi prouideri, dilectos nostros, Alexandrum Drummond de Carnok, et Matheum Hammiltoun de Mylnburne immediatos tenentes sibi dictarum terrarum . . . cum auisamento et consensu . . . Jacobi Aranie comitis . . . regni nostri protectoris et gubernatoris presentauimus, sibi precipiens quatenus, dictos Alexandrum et Matheum in immediatos

tenentes sibi earundem equaliter reciperet, ac ipsos eorum heredes et assignatos in eisdem equaliter infeodaret, prout in dicta nostra presentatione sibi desuper directa plenius continetur: Cui presentationi in prima forma, nec aliis nostris presentationibus in secunda et tertia nostre cancellarie formis, sibi etiam desuper directis, parere voluit, veluti etiam autentica instrumenta desuper leuata proportant: Tibi igitur, cum auisamento et consensu prefati nostri carissimi consanguinei et tutoris, precipimus et mandamus quatenus, dictos Alexandrium et Matheum, in defectu dicti Jacobi Striueling, in immediatos tenentes sibi predictarum terrarum . . . equaliter recipias, ac ipsos eorum heredes et assignatos in eisdem equaliter infeodes, per duas cartas et sasinas, per eos suos heredes et assignatos, de te, prefato Willelmo Menteth, et heredibus tuis, adeo libere in futurum tenendarum, ac si dictus Thomas huiusmodi, ante dictam forrisfacturam, de prenominato Jacobo tenuit hereditarie infeodes: Et presentes literas, per te visas et intellectas, earundem latori reddas: Datum sub testimonio nostri magni sigilli, apud Linlythqw, decimo die mensis Decembris, anno regni nostri tertio: Noueritis igitur me, huiusmodi literis et mandatis compulsus, dedisse, concessisse, et hac presenti carta mea confirmasse . . . prefato Matheo Hammiltou heredibus suis et assignatis, totam et integram dimedietatem prefatarum terrarum de Eistir et Westir Vchiltreis . . . Tenendam et habendam . . . de me et heredibus meis in feodo et hereditate imperpetuum . . . Reddendo inde annuatim . . . jura et seruitia . . . prius debita et consueta . . . In cuius rei testimonium sigillum meum proprium huic presenti carte mee, manu mea subscripte, est appensum, apud Edinburgh, nono die mensis Februarii, anno Domini millesimo quingentesimo quadragésimo quinto, coram hiis testibus, Dominis consilii supreme domine nostre Regine.

WELAEM MENTH<sup>T</sup> of W<sup>!</sup> Kers.

PROCESS of DISPENSATION for the Marriage of David Watsoun and Margaret Strivilyng,  
3rd June 1545.

168. VNIERSIS et singulis sancte matris ecclesie filiis ad quorum noticias presentes litere peruenerint, quos et infra scriptum tangit negotium, seu tangere poterit quomodolibet in futurum, Jacobus Cottis, Canonicus ecclesie metropolitane Glasguensis, ac de Carstaris in eadem Prebendarius, commissarius et executor vnacum venerabilibus viris, Decano ecclesie metropolitane Glasguensis, et Officiali Glasguensi, nostris in hac parte collegis, ad dispensandum cum duodecim copulis, videlicet, duodecim viris et duodecim mulieribus, cum hac clausula, discretioni vestre et cuilibet vestrum ad infra scripta, a sede apostolica et ipsius sacre penitentie specialiter constituti; Salutem in Domino

sempiternam, et presentibus fidem indubiam adhibere: Ex parte dilectorum nobis in Christo, Daud Watsoune, laici Glasguensis diocesis, et Margrete Strivilyng mulieris eiusdem diocesis, coram nobis oblata petitio continebat; quod ipsi exponentes alias scientes se in quarto et quarto gradibus consanguinitatis inuicem attinere; et quia, stante dicto impedimento, matrimonium inter se licite contrahere, nec in eodem permanere possint aut valeant, absque sedis apostolice dispensatione legitima; ideo nobis humiliter supplicari fecerunt ipsis super his de remedio prouideri oportuno, vt propter certas rationabiles causas cum ipsis exponentibus, secundum tenorem subincerte commissionis, dispensare dignemur: Nos igitur attendentes huiusmodi requisitionem fore justam et rationi consonam, volentesque mandatum apostolicum nobis commissum perimplere, receptis prius nonnullis testibus fidedignis, ad sacra Dei euangelia iuratis, per quorum depositiones defacto compertum habuimus, dictos David et Margretam in quarto et quarto consanguinitatis gradibus inuicem attinere, aliaque et singula in dicta petitione contenta et narrata, esse et veritate fulciri: Nos igitur, auctoritate apostolica nobis commissa, et qua fungimur in hac parte, reputauimus et inuenimus ipsos exponentes in omnibus ad huiusmodi dispensationis gratiam obtinentibus, habiles et idoneos, dictamque Margretam propter hoc raptam non fuisse ab aliquo: Demum cum ipsis, David coram nobis personaliter comparente, et Margreta Striviling in personam Johannis Strivilyng de Craigharnard sui procuratoris ad hoc constituti, et ad janua prostratis huius litere fieri petentibus, quod non obstantibus impedimento quarti et quarti consanguinitatis gradu antedicto, aliisque premissis, matrimonium in facie ecclesie, per verba de presenti, solemnizare et in eodem, postquam solemnizatum fuerit, libere et licite possint et valeant permanere, misericorditer in Domino duximus dispensandum, pro vt tenore presentium dispensamus; prolemque seu proles inter eosdem suscipiendam legitimam decernentes; bannis tamen, et aliis solemnitatibus in matrimonio fiendo solitis, premissis non obstantibus, obseruatis: Sequitur tenor commissionis principalis: Antonius miseratione diuina Episcopus Sabinensis, discretis viris, Decano, et Jacobo Cottis Canonico, ecclesie Glasguensis, ac Officiali Glasguensi, Salutem in Domino: Sedis apostolice indefessa clementia vndequaque peruigil ad ea potissimum circumspectionis sue oculos dirigit, per que animarum Christi fidelium saluti, eorumque tranquillitati et paci consulitur, rigorem juris propterea mansuetudine temperans, et quod sacrorum canonum prohibent, restituta de gratia benignitatis indulgens; pro ut temporum et personarum qualitate pensata, id in Domino salubriter expedire cognoscat, et vt Christi fideles, qui ob viarum longinquitatem et discrimina ad sedem ipsam propterea comode recursum habere non valent, ne ob id patiantur, personis prouidis et circumspectis desuper vices suas libenter com-

mittere consuevit: Sane pro parte dilectorum nobis in Christo, Mauricii Clerk, perpetui Vicarii de Kilmaronok, et Hugonis Curry, etiam perpetui Vicarii seu Comendatarii de Howme, Glasguensis diocesis, fuit propositum coram nobis; quod in regno Scotie, et insulis illi subiectis, plures sunt viri et mulieres quarto consanguinitatis et affinitatis gradu coniuncte, et se attinentes, ac publice honestatis justitie et cognatione spirituali impediti, quorum aliqui ex rationabilibus causis inuicem matrimonialiter copulari; aliqui vero, qui huiusmodi impedimenta ignorantes vel scientes, matrimonium contraxerunt, et inter quos, si fieret diuortium, grauia possint exinde scandala prouenire, in eorum matrimonio remanere desiderant; sed quia id absque sedis apostolice dispensatione facere, et propter viarum longinquitatem et discrimina, ad dictam sedem, pro dispensatione ipsa comode accedere aut mittere nequunt, eorum rationabili desiderio frustrantur; vel in eorum matrimoniis, non sine magno eorum animarum periculo illicite remanere contingit: Quare dicti exponentes supplicari fecerunt humiliter, eis super his, per sedem eandem misericorditer prouideri: Nos igitur, huiusmodi supplicationibus inclinati, auctoritate domini pape, cuius penitentiarie curam gerimus, et de eius speciali et expresso mandato super hoc viue vocis oraculo nobis facto; discretioni vestre et cuiuslibet vestrum committimus, quatenus cum duodecim copulis, videlicet, cum duodecim viris et totidem mulieribus, Glasguensis, Dunblanensis, Lesmorensis, et Sodorensis siue Insularum ciuitatum et diocesium, quos ad hoc dicti Mauritius et Hugo insimul, ac duobus aut vni vestrum, duxerint nominandos, super impedimentis quarti gradus, simplicis, duplicis, triplicis aut multiplicis consanguinitatis aut affinitatis, ac primi, secundi, tertii et quarti graduum publice, honestate, justicie, similiter, simplicis, duplicis, triplicis, aut multiplicis, etiam si alter coniugum seu contrahere volentium primo, secundo aut tertio, alter vero quarto consanguinitatis et affinitatis gradu distarent, ac cognationis spiritualis inter baptizatum seu baptizatam, aut confirmatum seu confirmatam, et filios baptizantis aut leuantis de sacro fonte seu crismantis, aut tenentis in confirmatione, quod impedimentis huiusmodi copulatiue vel disiunctiue non obstantibus, qui nondum contraxerint etiam si huiusmodi impedimenta ignorantes vel scientes, antea sese pluries carnaliter cognouerint et prolem procreauerint: Ac qui post contractum ignoranter et etiam consummatum seu contractum scienter et non consummatum matrimonium diuortiati fuerint; etiam si post sententiam diuortii sese carnaliter cognouerunt, matrimonium inter se contrahere, et in eo postmodum remanere: Qui vero etiam ignoranter vel scienter, etiam clandestine, matrimonium etiam presumptum contraxerint et consummauerint, etiam si antea sese carnaliter cognouerint; exceptis hiis, qui consanguinitatis et seu affinitatis impedimentis impediti, huiusmodi impedimento scientes, matrimonium contraxerint et consummauerint,

cum quibus per vos dispensari posse nullatenus, volumus vt in eorum contracto matrimonio remanere, illudque in facie ecclesie, si opus fuerit, solemnizare libere et licite valeant dispensare, dummodo mulieres ipse propter hoc ab aliquo rapte non fuerint; proles susceptas et suscipiendas exinde legitimas decernere; necnon eos, qui scienter et seu clandestine contraxerint, aut prius sese carnaliter cognouerint, ab excommunicationis sententia incestus reatu et excessibus huiusmodi, pro vt opus fuerit, prius et ante omnia absoluere ac etiam penitentiam salutarem et alia que de jure fuerint iniungenda, iniungere libere et licite possetis, tenore presentium licentiam concedimus facultatem; vices nostras in his vobis plenarie committentes: Non obstantibus apostolicis ac prouincialibus et synodalibus constitutionibus et ordinationibus, ceterisque contrariis quibuscunque: Presentibus post quinquennium minime valituris: Volumus auctoritate quod dupla seu registra dispensationum, quas vigore presentium fieri contigerit, sub sigillo auctentico et in forma auctentica nobis, et officio nostro penitentiare apostolice, quamtotius poteritis transmittere teneamini cum effectu, et numerum copularum huiusmodi non excedatis, nec in aliis, preterquam in presentibus literis expressis, gradibus dispensare, neque huiusmodi facultate, elapso dicto quinquennio, vti quomolibet presumatis decernentes, quem si contra voluntatem nostram huiusmodi fieri contigerit, et inde pro tempore sequenti quemcunque nullius existere roboris vel momenti: Datum Rome, apud Sanctum Petrum, sub sigillo officii penitentiarie, iiii kalendas Martii, pontificatus domini Pauli pape tertii, anno nono: In quorum omnium et singulorum fidem et testimonium premissorum, has presentes literas nostras, siue presens publicum instrumentum, processum huiusmodi dispensationis nostre in se continentes, et per notarium publicum subscriptum, nostrum in presenti processu scribam, dari, et subscribi, et publicari mandauimus; sigillique nostri iussimus et fecimus appensione communiri: Datum et actum in ciuitate Glasguensi, in domo dicti domini Jacobi Cottis, Rectoris de Carstaris, die tertio mensis Junii, anno Domini millesimo quingentesimo quadragesimo quinto, indictione tertia, pontificatusque sanctissimi in Christo patris et domini nostri, domini Pauli diuina prouidentia pape tertii, anno vndecimo, circa horam octauam ante meridiem: Presentibus ibidem, Waltero Park, Willelmo Bochquhannen, Jacobo Cameroun, et domino Johanne Androsoun, capellano et notario publico, testibus ad premissa vocatis, pariter et rogatis.

Et ego Johannes Morisoun, presbiter Glasguensis diocesis, sacra auctoritate apostolica notarius: Quia, etc.

JOHANNES MORISOUN.

ARTICLES of AGREEMENT between the Lord Governor [Arrane] and the Privy Council and George Striueling of Glorat, Captain of Dunbertane Castle, 1st April 1545.

169. AT Edinburcht the first day of Aprile, the zeir of God, 1<sup>M</sup> V<sup>o</sup>: xlv zeiris : In presens of my Lord Gouvernour and Lordis of Secreit Counsale, comperit James Porterfeild, seruand to George Striueling of Glorate, Capitane of the Castell of Dunbertane, and in his name and behalf gaif in thir artielis and desiris, off the quhilk the tennour followis, to gidder with my Lord Gouvernour and Lordis of Preue Counsale ansuer thairto: In the First; Plesit zoure grace and lordschipis to grant me ane generall remission to me, my kin, freindis, tennentis and parttakaris, samony as I will giff in bill, for all crymes and offences committit be me, or ony of myne, in tymes bygane, incontrair oure souerane lady and my lord gouvernour; and ane remission to be extendit in the lairgest forme, with all claussis neidfull: My Lord Gouvernour and Lordis of Counsale grantis this artikle: Secondlie; Plesit zoure grace and lordschipis to gif me ane letter of tak and assedatioun of the said Castell and Fortalice of Dunbartane, induring the quenis grace minorite, I finding sufficient cautiuon, landit men, that the said hous be obseruit and kept to the quenis grace and the auctorite: My Lord Gouvernour and Lordis of Preue Counsale grantis this article: Thridlie; Becaus the landis rentis and possessionis of the said Castell ar waistit and distroyit, and I had nathing to sustene the said hous, I intromettit with certane vittualis of the 1<sup>o</sup> merk land of Kilpatrik, and Kirk of the samin, partenyng to my Lord of Paslay; thairfoir plesit zoure grace and lorddschippis to recompens and pay the said abbot, and caus him to gif me ane discharge of the samin: My Lord Gouvernour and Lordis of Preue Counsale grantis this article, and hes tane on hand to pleis my lord of Paslay: Ferdlie; That zoure grace and lordschippis wald grant me ane culvering bastard, twa culvering mennis, sex hagbuttis of crok, with pouder and bulletis efferand tharto, for defens of the said hous: My Lord Gouvernour and Lordis of Preue Counsale grantis ane myane, with sic vther gunnis and small artailzerie as is necessar for keping of the said hous, pouder and bullettis efferand thairto: Fiftlie; Becaus the landis of the said Castell ar distroyit, and I get na males nor dewiteis to sustene my seruandis, nor to pay thair feyis; thairfoir that zoure lordschip grant me thre hundreith crownis of the sone to pay seruandis fealis, and to by fische and flesche and fewale to sustene the place: My Lord Gouvernour and Lordis of Preue Counsale grantis the sovme of iii<sup>o</sup> li. to this effect: Sextlie; Becaus we haue obseruit and kept the said place lelelie and trewlie furth of oure ynnemeis handis, and thair parttakaris in tymes bigane, and in tyme cuning, will God, sall obserue and keip the samin; thairfoir pleis zoure lordschip to modief me

ane rewarde thairfoir, gif zoure lordschippis thinkis that we haue deseruit the samyn : My Lord Governour and Lordis of Preuie Counsale thinkis that this Capitane suld be rewardit : Sevintlie ; That zoure lordschip wald discharge me of the fermes of Inehynnane, intromettit with be me of this instant zeir ; and in the meynetyme that zoure lordschip wald discharge the Maister of Sempill, and all vtheris, of ony intromission troubling or impediment making to the pure tennentis of the said lordschip of the present zeir ; and siclike that we may haue oure obligatioun of warrandice subscriuit be my Lord Governour in the sickerrest forme that may be deuiseit : My Lord Governour and Lordis of Priuie Counsale hes grantit this article, and hes tane on hand to pleis the Maister of Sempill ; and the said Maister of Sempill being personalie present, hes consentit heirto ; prouiding alwayis that the said Capitane intromet with na mair in tymes cuming : Auchtlie ; Pleis zoure grace and lordschippis to modedy me ane zeirliche leving in tymes cuming, for defens of the said place, and in the meynetyme my plege and souirteis to remane, salang as I get payment of the said leving ; off the quhilk that my plege and souerteis be contentit of : My Lord Governour and Lordis of Counsale modifyis the sovme of v<sup>c</sup> li. to be pait zeirliche to the said Capitane for defens of the said hous, induring the tyme of weir betuix England and Scotland, by the fermes and thingis the samin hes ellis ; and in tyme of pece, my Lord Governour and Lordis of Counsale sall caus the said hous to be ansuerit of the awin proper dewiteis : For the fulfilling of the quhilkis, Johne Buchquhannane of that

Plk,<sup>1</sup> of Bischoptoun, and Johne Stewart of Barscrube ar becum cautioneris and souirteis, coniunctlie and seueralie, for the said Capitane, that the said Place and Castell of Dunbartane salbe kept and ansuerit to the quenis grace, indurand hir minorite to my lord governour ; and that the said Capitane sallnocht ressaue na Inglisman ; nor writting out of England, nor zit sall ressaue the Erle of Levinax, nor nane of his seruandis, nor na man takand part nor fauorand England ; and gif ony seruandis or writtingis cummis fra the King of England, or the Erle of Lewinax, or ony vther thair fauoraris, that the said Capitane sall tak the men and writtingis, and bring them or send thame to my Lord Governour and Lordis of Counsale : Item ; That the said Capitane be him self his seruandis and parttakaris sall nocht expres reif, or do na wrang in the cuntre or vthirwayis, bot be wais of iustice, nor sall ressaue nane within the place that dois sic thingis : Item ; That he sall scrue lelelie and trewlie my Lord Governour all tymes quhen he salbe requerit, vnder the pane of x<sup>xx</sup> merkis : Item ; That the said Capitane sall, how sone he cummis to my Lord Governour and Lordis of Counsale, ratify and appreif all the premissis, vndir the

<sup>1</sup> Blank in original.

said pane : Item ; That the said Capitane sall deliuer his sone and aire in the Castel of Sempill, to remane with him in pege and keping, betuix this and the xv day of Aprile instant ; and to ly in pege for the obseruyng and fulfilling of the premissis ; and the said Lord bindis and oblissis him that he sall kep the said Capitane's sone suretie, and sall deliuer him to na maner of personis, but to my Lord Governour quhen he is requirit thairto, as he will ansuer to my Lord Governour vpoun his vtermaist charge : And as to that thair pege ordanit to be deliuerit to my Lord Governour, that is to say, Walter Striueling, brother to the said Capitane, the day of the dait of thir presentis, the said Walter is enterit as said is : And becaus it is in speciale convenit betuix my Lord Governour and Lordis of Priuie Counsaile and the said Patrik [sic, sed lege Capitain] and souerteis foirsaidis ; that ane remissioun, ane letter of tak, ane discharge of the vittualis of the Kirk of Kilpatrik takin vp be the said Capitane, the sovme of iii<sup>li</sup>. lib., and ane culuering myane, with part of powder, salbe deliuerit to the said Capitane within xv dais ; that in cais the samin be nocht deliuerit within the said xv dayis, the saidis actis tuiching the saidis sourteis to be expirit and to be null in the self : *Extractum de libro actorum per me, Magistrum Jacobum Foulis de Colintoun, clericum rotulorum registri ac consilii supreme domine nostre Regine, sub meis signo et subscriptione manualibus.*

JACOBUS FOULIS.

GRANT by Queen Mary, with consent of the Regent Arran, to George Stirling of Glorat, of the office of Captain of the Castle of Dumbarton, 25th April 1545.

170. MARY by the grace of God Queen of Scots, to all and sundry our leidges and subjects quham it effeirs, to quhais knowlege thir our letters sal cum, Greting : Wit ye us, with advice, consent, and authority of our dearest cousing and tutor, James Earle of Arran, Lord Hamilton, Protector and Governour of our realme, to have made constitut and ordanit, and be thir our letters makis constituts and ordains our lovite, George Stirling of Glorat, his heirs or assigneys, Captains Constables and Keepers of our Castle of Dumbarton, whilk the said George now bruiks and keeps, for all the dayes and terms of nine years next and immediately following the day of the date hereof : Givand, grantand, and committand to them, our full power and speciall mandat to minister in the said office of captainrie, and to use and exerce the samen in all things pertaining thereto ; and to mak constables or deputs, ane or mae, under them in the said office, for wham they shall be halden to answer : For using and exercing of the whilk office, and for the good true and thankfull service done and to be done to us and our successors, be the said George ; with

advice consent and authority of our said Tutour and Governour, we have given, grantit, assigned, and disponed, and be thir our letters gives, grants, assignes, and dispones to him, his airis and assigneys, all lands, annuals, fees, customs and dewties, aught and pertaining to the keeping of our said Castle of befor; with power to them to hald courts upon the saids lands, and to take up the unlaws, amerciements, and escheats thereof, and gif neid beis to poynd and distreinzie therefor; and to remove, change, input, and output tennents thereof, siklike and als freely as any other Captains of our said Castle might have done of before, freely, quietly, well, and in peace, but any revocation or again calling whatsomever: Quhairfor wee chairge straitly and command you, all and sundry our leidges and subdits foresaid, that nane of you take upon hand to make any impediment, lett, or distrubance to the said George, his heirs or assigneys, in the keeping of our said Castle, and in the uptaking of all lands, annuals, fees, customs, and duties pertaining thereto, during the saids nine years, after the tenor of thir our letters, undér all highest pain and charge that after may follow: Given under our privie seall at Edinburgh, the 25th day of April, the year of God 1545 years, and of our reigne the third year.

Per Signaturam manu domini Gubernatoris subscriptam.

LITERA GEORGH STIRLING de Glorat.

LETTER by the Regent Arran, in the name of Queen Mary, to the Lords of Session, ordaining them to desist from proceeding in any actions of spulzie against George Striueling of Gloret, 19th March 1546.

REGINA.

171. CHANCELLARE, President and Lordis of oure Counsale and Sessioune; We greit zow hertlie weill: Forsamekle as oure derrest cousing and tutoure, James Erle of Arrane, Lord Hammiltoune etc., protectour and gouvernour of oure realme, at oure assege maid be him at oure Castell of Dunbertane, for saifty of the samin furth of the handis of oure auld inymeis of England, appunctit with George Striueling of Gloret, than Capitane thairof, that oure said gouvernour suld get discharge to him of all spulzeis committit be him and his seruandis, sen the deces of vmquhile oure deriest fader of gude mynd, quham God assolze, fra the personis vpoune quham the samin wes committit, with letteris of slanis fra the kin and freindis of all personis vpoune quham thai had committit ony slauchter in the meyntyme; and oure saide gouvernour, to satefy the saidis personis spulzeit, and kin and freindis, for the saidis gudis and slauchteris; and for that caus the said George gaif oure and deliuerit oure said Castell to oure said gouvernour: Howbeit James Haldane of Glennegas, Donald Campbell of Ardintyne,

Johne Simpill of Fouldwod, and his tenentis and seruandis, Dauid Watsoune burges of Dunbertane, Gilbert Kennedy of Balmaclannochane, Schir James Jaksoune chaplane, Maister Williame Hammiltoune, Williame Duchell, and diuers vtheris personis, hes rasis and intendis to rais summondis at thair instances respectiue, vpoun sindry spulzeis of gudis allegit tobe committit vpoune thame be the said George and his seruandis, intending to persew and recouer the samin befor zow aganis him, and to poynd and appris his landis and gudis thairfore; in sicwis that oure said gouernour may nocht keip his promit foirsaid maid to the said George; quhilk we and oure said gouernour, of oure and his honoure, can nocht suffer tobe done: Heirfore we, with auis consent and auctorite of oure gouernoure foirsaid, prayis and als chargeis zow, that incontinent efter the sicht heirof, ze desist and ceis fra all calling and proceeding vpoune ony summondis raisit or tobe raisit aganis the said George and his seruandis, at the instances of the personis specialie abone nemmit, or ony vtheris, for quhatsumeuir spulzeis of gudis allegit tobe committit vpoune thame, or ony of thame, be the said George and his seruandis, sen the deces of oure said vmquhile derrest fader, quhill the geving and deliuering of oure said Castell to oure said gouernour; bot that ze remit and refer thame to oure said gouernour, to aggre with him thairupoune, and he sall satefy thame ressonabillie thairfore, conforme to his promit maid to the said George thairupoun: Dischargeing zow all vtherwayes thairof, and of zour office in that part, be thir oure letteris; and that ze mak ane act in zoure bukis heirupoune: Gevin vnder oure signete, and subscriut be oure said gouernour, at Edinburcht, the nyntent day of Marche, and of oure regnne the fyft zeir.

JAMES G.

DECLARATION by the Barous of the Levenax, that George Striueling of Glorat, ought to render the Castle of Dunbertane to the Lord Governor, 13th July 1546.

Apud Dunbertane xiii<sup>o</sup> Julii, anno etc. xlvi.

172. THE quhilk day, in presens of my Lord Gouernour and the Counsale, comperit thir gentilmen vnderwrittin, Baronis of the Levenax, that is to say, George Buchquhennane of that Ilk, Johne Culquhoun of Luss, Johne Birsbane of Bischoptoun, James Galbrayth of Culerewich, the Lard of Cowgran, Johne Lindsay of Bullule, Alexander McCawlay of Arncapill, the Lard of Ardoch, Alexander Douglas of Manys, Johne Striueling of Craighbarnard, Walter Striueling of Ballagane, Johne Naper of Kilmahew; and hes all in ane voce thoecht necessar and expedient, conforme to my Lord Governouris and the Lordis of Counsalis desire, that George Striueling of Gloret, Capitane of Dunbertane, sall gif our and rander the hous and castell of Dunbertane

to my Lord Governour, to be ordoneit be his grace, with auis of the counsale, in eury behaf, as sall be fundin expedient; and to that effect sall devoid and red him self and all that is into the said castell within sic termes as sall be appoyntit to him be my Lord Governour and the Counsale: And in cais he refusis to do the samin, the saidis lardis baronis and gentilmen takkis on hand to serue my Lord Governour with thair kyn and freyndis, to the recouering of the said hous, as sall pleis my Lord Governour and the Counsale to command thame: In witnes heirof thair haif subscriuit thir presentis with thair handis, day, zeir, and place foirsaidis.

JAMES GALBRAYTH with my hand  
on the pen, led be Neyll Layng  
notar, at my command.

ALEXANDER M<sup>c</sup>CAWLAY of Arran-  
capill with my hand at the  
pen, led be the notar forsaid.

JHON COLQWHOUN of LWSS.

WALTER STREYLENG of Bavlagan.

JHOWN LYNSAY off Boloule.

JHON STIRLING of Cragbarnard.

GEORGE BUCHQUHENNANE of that  
Ilk with my hand at the pen,  
led be Neyll Layng notar, at  
my command.

JOHNE NAPER of Kilmahew with  
my hand at the pen, led be the  
notar forsaid.

ALEXANDER DOWGLAS of Manys  
with my hand at the pen, led  
be Neyll Layng notar.

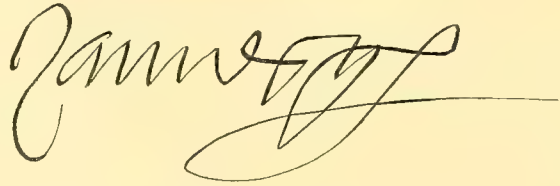
JOHN BYRSBAYN off Byschoptoun  
wyth my hand.

LICENCE by Queen Mary, with consent of the Regent Arrane; to Jonet Striueling, the spouse of Thomas Bischof, to remain in England, 28th March 1547.

REGINA.

173. Ws, with avis, consent, and autorite of our derest cousing and tutour, James Erll of Arrane, Lord Hammyltoun, &c., Protectour and Governour of our realme, to quham it is vnderstandin that hir louit Jonet Striueling, the spous of Thomas Bischof, of the speciale licence of hir said governour gevin to hir at the request of freyndis, past to remane with hir said spous in the partis of England: off new grantis and gevis licence to hir to remane in the saidis partis, thair to do hir erandis and besynes at hir plesour, for the space of xx dayis nixt eftir the day of the dait of thir presentis: And will and grantis, that throu hir passing and remaning in the saidis partis, sen hir departing, and in tym cuming during the said space, scho schall nocht incur ony danger or skaith in hir persoun, landis nor gudis, nor sall nocht be callit nor accusit thairfor, criminalie nor ciuillie, be ony maner of way in tymes cuming: Nochtwithstanding the weris now

standing beuix ws, our realme and liegis, and the King of England, his realme and liegis; and siclike, nochtwithstanding ony our proclamationis, chargis, or actis of parliament, vthir lawis, consuetudis of our realme maid or tobe maid in the contrar, and pains contenit thairintill; anent the quhilkis we dispens with the said Jonet be thir our letteris: And attour, we, with consent and autorite of our gouernour forsaid, ratefy and apprevis all rychtis maid sene hir departing furth of our realm and procuratoriis to James Striueling of the Keir, and tobe maid during the tyme of this licence to ryn: Subscriuit be our said Gouernour, and gevin vnder our signet, at Sterleng, the xxviii day of Marcht, and of our regne the fyft zere.



COLLATION and INDUCTION of Sir John Forfar to the Chaplainry of the Virgin Mary within the Cathedral Church of Dunblane, 25th January 1549.

174. WILLELMUS, Dei et apostolice sedis gratia, Episcopus Dunblanensis, Decano nostro Christianitatis eiusdem, seu cuicunque alteri capellano super executione presentium debite requisito, Salutem cum benedictione diuina. Quia capellaniam perpetuam diue Virginis Marie, infra ecclesiam cathedralem Dunblanensem fundatam, vacantem per puram et simplicem resignationem et dimissionem venerabilis viri, Domini Jacobi Blakwod vltimi capellani et possessoris eiusdem, in manibus nostris sponte factam, ad presentationem honorabilis viri, Jacobi Striueling de Keir, nostramque collationem ordinariam, pleno jure, spectantem et pertinentem; dilecto nostro, Domino Johanni Forfar capellano, nobis per dictum Jacobum litteratorie presentato, absentem tanquam presenti, in persona Andree Blakwod eius procuratoris ad hoc specialiter constituti, de cuius procuracionis mandato nobis per instrumentum publicum, sub signo et subscriptione manuali domini Johannis Lermonth notarii publici subscripti, luculenter constabat, ex data, apud ciuitatem Dunblanensem, die vicesimo quarto mensis Januarii, anno Domini millesimo quingentesimo quadragesimo nono; diuine caritatis intuitu, contulimus et per presentes conferrimus, eundemque Dominum Johannem, per annuli nostri digito dicte Andree eius procuratoris impositionem, inuestiuimus in eadem, curam regimen et administrationem eiusdem sibi plenarie committentes. Quocirca vobis ac vestrum cuilibet, in virtute sancte obedientie stricte precipiendo mandamus quatenus

eundem Dominum Johannem, vel procuratorem suum legitimum, in et ad realem, actualem, et corporalem, seu quasi possessionem dicte capellanie, juriumque et pertinentiarum eiusdem, inducatis et instituatis, inductumque et institutum canonice defendatis; sibi que de illius fructibus, redditibus, juribus, obuentionibus vniuersis, integre responderi faciatis; contradictores, si qui forsitan fuerint, auctoritate nostra artius compescendo; in signum vero huiusmodi institutionis et traditionis possessionis vos, qui presentes executi fueritis, sigillum vestrum in secunda cauda post nostrum presentibus appendatis, aut per notarium publicum nota sibi fieri faciatis, apud eundem Dominum Johannem imperpetuum remansuris. In quorum omnium et singulorum premissorum fidem et testimonium has presentes collationis litteras, siue hoc presens publicum instrumentum, per notarium publicum subscriptum subscribi et publicari mandauimus, sigillique nostri rotundi iussimus et fecimus appentione communiri. Datum et actum apud ciuitatem Dunblanensem, in camera scribe consistorialis eiusdem, hora tertia post meridiem vel eocirea, die vicesimo quinto mensis Ianuarii, anno Domini millesimo quingentesimo quadragesimo nono, indictione octaua, pontificatus sanctissimi in Christo patris et domini nostri, domini Pauli diuina prouidentia pape tertii, anno decimo sexto, seu saltem vt ait vlgo, sede apostolica pastore carente. Presentibus, Mauritio Keire, Willelmo Blakwod, Georgio Melros, testibus ad premissa vocatis pariterque rogatis.

Et ego Johannes Lermonth, presbiter Sanctiandree diocesis sacra autoritate apostolica notarius publicus etc.

JOHANNES LERMONTH no. pub.

[*Dorso.*]

In Dei Nomine Amen. Per hoc presens publicum instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice millesimo quingentesimo quadragesimo nono, mensis vero Ianuarii die vltimo, indictione octaua, pontificatus sanctissimi in Christo patris et domini nostri, domini Pauli diuina prouidentia pape tertii, anno decimo sexto, seu saltem, vt ait vlgo, sede apostolica pastore carente: In mei notarii publici et testium subscriptorum presentia, personaliter constitutus venerabilis vir, Dominus Jacobus Blakwod, Capellanus, ac Decanus Christianitatis Dunblanensis, requisitus per retrospectum Andream, procuratorem et eo nomine retrospecti Domini Johannis Forfar Capellani, cuius procuracionis mandato mihi clare constabat vt retrospectitur, pro institutione retrospecte capellanie et altaris Beate Marie Virginis, secundum vim formam et tenorem retrospecte collationis littere sibi directe et presentate, tradenda accessit ad altare retrospecte capellanie, et ibidem Dominum Johannem Forfar predictum, absentem tanquam presentem, in persona sepefati Andree Blakwod sui procuratoris, in realem actualem seu quasi corporalem possessionem prefate capellanie et altaris, per vestimentorum et libri missalis dicti altaris traditionem et deliberationem, vt moris

est, instituit, induxit et inuestiuit, ac omnia alia et singula in retrospectis collationis litera contenta, vigore eiusdem debite executioni demandauit. Super quibus omnibus et singulis prefatus Andreas, procurator et eo nomine quo supra, a me notario publico subscripto, sibi fieri petiit vnum publicum instrumentum, seu plura publica instrumenta. Acta erant hec in ecclesia cathedrali Dunblanensi apud dictum altare Beatissime Virginis Marie, hora secunda post meridiem vel eocirca, sub anno, mense, die, indictione, et pontificatu quibus supra. Presentibus ibidem, Jacobo Finlasoun, et Willelmo Blakwod notario publico, testibus ad premissa vocatis pariterque rogatis.

Et ego Johannes Lermonth, etc.

COLLATION by William (Chisholm) Bishop of Dunblane to William Blakwood, of the Chaplainry of St. Mary, within the Cathedral Church of Dunblane, 3rd February 1549.

175. WILLELMUS, Dei et apostolice sedis gracia, Episcopus Dunblanensis, dilectis nostris Dominis Matheo Muschet, et Georgio Ross, capellanis, Salutem, cum benedictione diuina : De vestris prudentia et scientia quam plurimum confidentes vobis, capellaniam beatissime Virginis Marie infra ecclesiam cathedralem Dunblanensem fundatam, cum eam vacare contigerit, per resignationem seu dimissionem Domini Joannis Forfar, nunc capellani et possessoris eiusdem, seu per procuratorem suum ad hoc legitime constitutum, cum omnibus suis iuribus et pertinentiis ; idoneo clerico, Willelmo Blakwod, vigore presentationis nobilis viri, Jacobi Striueling de Keir, patroni eiusdem, conferendi et assignandi, et de eadem cum plenitudine iuris canonici prouidendi ; ac eundem Willelmum, vel procuratorem suum legitimum, in realem, actuaalem, et corporalem seu quasi possessionem dicte capellanie, iuriumque et pertinentium eiusdem, inducandi et induci faciendi, curam, regimen, et administrationem eiusdem, sibi plenarie committendi ; ceteraque omnia et singula faciendi, gerendi, et exercendi, que in premissis circaque ea necessaria fuerint seu etiam oportuna, nostram hac vice tenore presentium committimus potestatem et facultatem impertimur vobis coniunctim et diuisim. Datum sub sigillo nostro rotundo, vna cum nostra manuali subscriptione, apud ciuitatem Dunblanensem die tertio mensis Februarii, anno Domini, millesimo quingentesimo quadragésimo nono.

WILLELMUS Episcopus Dunblanensis.

DISPENSATION by James Striueling of Keir to Sir William Blakwod,  
3rd February 1549.

176. IN Dei Nomine Amen. Per hoc presens publicum Instrumentum cunctis pateat eui-

denter, quod anno Incarnationis Dominice millesimo quingentesimo quadragesimo nono, mensis Februarii die tertio, indictione octaua, pontificatus sanctissimi in Christo patris et domini nostri, domini Pauli diuina prouidentia Pape tertii, anno decimo sexto: In mei notarii publici et testium subscriptorum presentia, personaliter constitutus nobilis vir, Jacobus Striueling de Keir, patronus laicus capellanie et altaris Beatissime Marie Virginis in insula boreali naus ecclesie cathedralis Dunblanensis fundate; exposuit, quod alias presentauit Willelmum Blakwod, clericum ciuitatis Dunblanensis, caractere clericali insignetum, ad dictam capellaniam, reuerendo patri Willelmo Episcopo Dunblanensi, pro sua collatione desuper habenda; et quamquam dictus Willelmus non sit presbiter de presenti, idem Jacobus licentiauit, tollerauit, et admisit ipsum Willelmum, ac secum dispensauit, prout tenore presentis instrumenti licentiat, tollerat, et admittit eundem, secumque dispensat, ad acceptandam dictam capellaniam, et libere gaudendam eadem, cum vniuersis suis fructibus, emolumentis, et pertinentiis, vnacum alio seruitio capellania seruitio seu beneficio, cum cura aut sine cura, in ecclesia antedicta siue alibi, vsque commode ad sacros etiam presbiteratus ordines promoueri poterit; dummodo dicta capellania debitis seruitiis non fraudetur, sed per ydoneum capellanum deseruatur, secundum tenorem primeue foundationis eiusdem. Super quibus omnibus et singulis prefatus Willelmus Blakwod a me notario publico subscripto sibi fieri petiit vnum publicum instrumentum, seu plura publica instrumenta. Acta erant hec in aula Archidiaconatus Dunblanensis, infra ciuitatem Dunblanensem, hora nona ante meridiem vel eocirca, sub anno, mense, die, indictione et pontificatu quibus supra. Presentibus ibidem Andrea Blakwod et Johanne Morisone notariis publicis, testibus ad premissa vocatis pariterque rogatis.

Et ego Johannes Lermouth presbiter Sanctiandree diocesis sacra auctoritate apostolica notarius publicus etc.

JOHANNES LEIRMONTH notarius publicus.

LETTERS of PROMOTION by Robert Bishop of Orkney, of William Blakwod to the Order of Sub-Deacon, 14th March 1550.

177. ROBERTUS miseratione diuina Orchadensis Episcopus, Vniuersis et singulis sancte matris ecclesie filiis, ad quorum noticias presentes litere peruenerint, Salutem in omnium Salvatore. Noueritis quod nos, die date presentium, videlicet, Sabbato ante Dominicam de Passione, in ecclesia Monasterii de Jedbrught, Glasguensis diocesis, virtute commissionis domini commissarii generalis Glasguensis, vicario generali in remotis agente, ac sede eiusdem vacante; ordines, tam generales quam speciales, ministrantes et celebrantes, dilectum nobis in Christo filium, Willelmum Blakwod accoliturum Dunblanensis diocesis, pro titulo capellaniam Beate Marie infra ecclesiam cathedralem Dunblanensem

habentem, diligenter examinatum in scientiis, moribus et aliis requisitis, ydoneum et habilem repertum, per nostrarum manuum impositionem, ad sacrum subdiaconatus ordinem rite et canonice duximus promouendum, eundemque promouimus: In cuius rei testimonium presentibus, manu notarii nostri pro tempore subscriptis, signetum nostrum est affixum, apud Jedbrught, decimo quarto die mensis Martii, anno Domini millesimo quingentesimo quinquagesimo, et nostre consecrationis anno nono.

Magister JACOBUS SKEYN notarius publicus,  
de mandato predicti reuerendi patris.

RENUNCIATION by Mr. Abraham Creichtone, Provost of Dunglas, &c., of his right to the Chaplainry of St. Mary, within the Cathedral Church of Dunblane, 7th December 1551.

178. IN Dei Nomine, Amen: Per hoc presens publicum Instrumentum cunctis pateat euidenter, quod anno Incarnationis Dominice millesimo quingentesimo quinquagesimo primo, mensis vero Decembris die septimo, indictione decima, pontificatus sanctissimi in Christo patris et domini nostri, domini Julii diuina prouidentia pape tertii, anno tertio: In mei notarii publici et testium subscriptorum presentia, personaliter constitutus, Magister Abrahame Creichtone, Prepositus de Dunglas ac Officialis Sanctiandree infra Archidiaconatum Laudonie, pretendens se habere jus ad capellaniam perpetuam Diue Virginis Marie infra ecclesiam cathedralem Dunblanensem fundatam et situatam, vigore cuiusdam asserte signature a sede apostolica desuper obtente per eum; dixit quod noluit dominum Willelmum Blakwod capellanum, in pacifica possessione et gauisione dicte capellanie quam prius canonice obtinuerat, quouismodo molestare: Propterea, proprio motu et spontanea voluntate, non vi aut metu ductus, nec compulsus aut coactus, vel fraude circumuentus, omnibus melioribus, modo, via, jure, et forma, quibus melius et efficacius potuit et debuit, publice et expresse renuntiauit huiusmodi signature per ipsum vt asseruit obtente; necnon appellationi seu appellationibus desuper ad sedem predictam interposite seu interpositis contra eundem dominum Willelmum, occasione eius capellanie preuominate; necnon assertis intimationi et notificationi, seu notificationibus et intimationibus appellationis et appellationum huiusmodi, ac citationi et citationibus, dictum dominum Willelmum eo pretextu, atque etiam juri, liti, cause, actioni, proprietati et possessioni quod seu quas habuit habet seu habere potuit seu potest ad sepefatam capellaniam, vigore huiusmodi signature aut alio quocumque modo, promisitque mihi notario publico subscripto, stipulans vice et nomine omnium et singulorum quorum interest, recipiens se contra dictam renuntiationem, nun-

quam per se, vel alium seu alios, directe vel indirecte, publice vel occulte, quouisquesito colore vel ingenio, deuenire, sub penis in jure desuper contentis : Super quibus omnibus et singulis, prelibatus dominus Willelmus, a me notario publico subscripto sibi fieri petiit instrumentum seu instrumenta : Acta erant hec in ecclesia Beati Egidii de Edinburch, loco consistoriali eiusdem, die septimo mensis Decembris, anno Domini millesimo quingentesimo quinquagesimo primo, hora duodecima in meridie vel eocirca, coram his testibus, Magistro Johanne Spens, Thoma Hart, Magistro Alexandro Drummond, Jacobo Cheisholme, Domino Edmondo Cheisholme, et Georgio Melros, testibus ad premissa vocatis pariterque rogatis.

Et ego Andreas Blakwod, clericus Sanctiandree diocesis, publicus sacra auctoritate apostolica notarius, &c.

ANDREAS BLAKWOD.

CHARTER by the Dean and Chapter of Dunblane to James Stryueling of Keir, of the lands of Auchynby, 23rd March 1549.

179. OMNIBUS hanc cartam visuris vel audituris, Willelmus Gordoun Decanus, et Capitulum ecclesie cathedralis Dunblanenses, Salutem in Domino sempiternam : Noueritis nos, unanimi consensu et assensu, ad hoc capitulariter congregati, matura deliberacione ac longo tractatu prehabitis, vtilitateque et commodo nostris et dicti nostri capituli vndique preuisis pensatis et consideratis, et presertim in augmentacionem nostri rentalis hujus nostri capituli annuatim ad summam tresdecim solidorum et quatuor denariorum monete vsualis regni Scotie, plusquam vnquam terre subscripte nobis aut predecessoribus nostris antea persoluerunt ; necnon pro incremento policie infra regnum Scotie, ac aliis iustis rationabilibus causis ad hoc nos impellentibus, cum expressis consensu et assensu reuerendi in Christo patris et domini, domini Willelmi Dunblanensis Episcopi, dedisse, concessisse, locasse, et ad feodifirmam seu emphiteosim hereditarie dimisisse . . . . . accedente ad hoc consensu summi pontificis, honorabili viro, Jacobo Stryueling de Keir, suis heredibus et assignatis quibuscunque, totas et integras terras nostras de Auchynby cum pertinenciis, annexis et connexis, nobis decano et capitulo antedictis pertinentes, jacentes infra vicecomitatum de Perth, et senescallatum de Stratherne, inter terras de Langrig ex boreali et orientali, pratum et terras de Kippendavy ex australi, ac terras vulgo nuncupatas Drummagone ex occidentali partibus. Tenendas et habendas totas et integras terras nostras predictas . . . . . prefato Jacobo Stryueling et suis heredibus et assignatis quibuscunque, de nobis et successoribus nostris, in feodifirma seu emphiteosi hereditarie imperpetuum . . . . . Soluendo inde annuatim

. . . nobis et successoribus nostris, decanis et capitulo Dunblanensibus, pro tempore existentibus . . . summam quadraginta solidorum monete usualis regni Scotie, sicut prius ante confectionem presentium nobis et predecessoribus nostris . . . persolutum extiterat: Necnon tresdecim solidos et quatuor denarios dicte monete in augmentum nostri rentalis plusquam vnquam prius persoluerunt; extendentes annuatim ad summam quatuor mercarum temporibus futuris, ad duos anni terminos, festa videlicet Penthecostes et Sancti martini in hyeme, per equales porciones, nomine feodifirme distribuendam, domino Willelmo Drummonde sacriste dicte ecclesie cathedralis et suis successoribus sacristis ejusdem . . . Reseruatis tamen nobis decano, capitulo, et successoribus nostris, necnon prefato reuerendo patri, et suis successoribus Episcopis Dunblanensibus, ac etiam presbiteris, ciuibus et incolis ciuitatis Dunblanensis, et omnibus inhabitantibus eandem, et infra easdem, communibus et liberis introitu et exitu ac passagio, viis sufficientibus in longitudine et latitudine, absque obstaculo et impedimento quibuscunque, pro predictis terris, ad vehendum et ducendum, per bigas, trahas, seu vulgariter wenis et cairtis, focalia, videlicet, petis, turffis, haddir, lapides, ligna, lie duffettis, falis, et quecunque alia pondera portabilia ad ciuitatem Dunblanensem, seu alibi, vbi opus fuerit, ad eorum libitum . . . In cuius rei testimonium, sigillum commune dicti nostri capituli ac sigillum rotundum prefati reuerendi patris, in signum sui consensus, vnacum nostris subscriptionibus manualibus, presentibus sunt appensa, apud ciuitatem Dunblanensem, die vicesimo tertio mensis Martii, anno Domini millesimo quingentesimo quadragesimo nono, coram his testibus, Magistro Malcolmio Cheisholme, Willelmo Blakwod.

JACOBUS KENNYDY Chancellarius Dunblanensis.

JACOBUS WILSON Rector de Glendoun.

WILLELMUS Episcopus  
Dunblanensis.

JOHANNES HAMYLLOUN Prebendarius de Kippan.

GEORGIUS WAWANE Archidiaconus Dunblanensis.

JACOBUS BLAKWOD Subdecanus Dunblanensis.

[*Dorso.*] Producta 12 Junii 1576 coram Andrea Episcopo Dunblanensi.

GRANT by John Hammiltoun of Pardowy, with consent of his curators, to James Striueling of the Keir, of the ward of Balkindrochit, 7th May 1550.

180. BE it kend till all men be thir present letteris, me, Johne Hammiltoune of Pardowy, with avis and consent of Johne Colquhoun of Lwss, and Maister James Colquhoun persone of Lwss, my curatouris; my vtilite and proffeit afor seine, in maner following; That becauws ane honorable man, James Striueling of the Keir, havand the ward non-

entres of the landis of Pardowy, and the lairdschip of the samyn, togidder with my mariage, and dowbling of my tochir, be ressoun that I mariat, by the avis of the said James, superior of the saidis landis and lardschip of Pardowy, hes infest and enterit me to the foirsaidis landis and lardschip of the samyn be particular preceptis for saising, as air to my vmquhile fader, gudschire, grantschire, and foirgrandschire, and hes remittit to me the proffeit that he mycht haue had of my mariage, and dowbling tharof, with the proffeit of certane ward landis of Pardowy, induring my lessaage, and is oblist to content and pay to me the soyme of fyfe hundreth merkis, gude and vsuale money of Scotland, and siclike is obliste to warrand and releif me of the zeirliche sustentatioun of the airis of Ballindrocht, as at mair lenth is contenit in ane contract maid betuix the said James and me, with consent of my saidis curatouris, off the dait, at Cadder, the last day of Nouember, the zeir of God I<sup>m</sup> V<sup>c</sup> and fourty nyne zeris: Tharfor, and for the cawsis afoir expremit, I, with consent of my saidis curatouris, hes giffin, grantit and disponit, and be the tennour of thir presentis, giffis, grantis and disponis to the said James Striueling of the Keir, his airis and assignais, the ward, relief, and non-entres of fyfe pund land of Balkindrocht, fyfe pund land of Hawistoun, fyfe pund land of Bloquharne and Boghowss, and the fyfe pund land of Bankell and Kirketoun, with the pertinentis, quhilk pertenit to vmquhile Androw Striueling of Ballindrocht, here-taillie haldin be hym of vmquhile Alane Hammyltoun of Pardowy, my fader, liand within the shirefdome of Striueling, and pertenant to me throw the deceis of the said vmquhile Androw: Togidder with the mariage and mariages of Jonet and Marioun Striuelingis, dochteris and airis to the said vmquhile Androw, or ony vther air or airis, mail or famell, that sal happin to succed to the said vmquhile Androw . . . In witness herof, I haue subscriuit thir presentis with my hand, togidder with the subscriptiounis manualis of my saidis curatouris, in takin of thar consentis herto, and hes affixit oure selis to this samyn, at Glasgow, the sevint day of Maii, the zeir of God I<sup>m</sup> V<sup>c</sup> and fyfty zeris, befor thir witnes, William Menteith, William Striueling, David Watsoun, Maister Johne Hammiltoun.

JHONE HAMILTON of Bardowe.

JHON COLQUHON of LWSS.

MASTER JAMYSS COLQUHON Parson of LUSS.

DECREE ARBITRAL by William [Chisholme] Bishop of Dunblane, between James Striueling of the Keir and Robert Calbreth, 7th May 1551.

181. AT Edinburcht, the vii day of Maii, the zeir of God I<sup>m</sup> V<sup>c</sup> and fifty ane zeris: It is appoinctuat agreit and finalie concordit betuix honorable men, James Striueling of the

Keir on that ane pairt, and Robert Calbreth, cessionar and assignay to vncquhill Maister Robert Calbreth, persoun of Spot, on that tother pairt, of the malis, fermes, proffettis, and deweteis of the landis and manis of Ballindrocht, the landis of Hawistoun, the landis of Bloquharne, the landis of Bankell, Kirketoun of Ballindrocht, wyth the millin thairof, the landis of Boghows, wyth the millinis, fischeingis, tennentis and tenendreis of the samyn: Anent the rycht of the samyn of the Witsonday terme in the zeir last bipast, and all rycht, titill of rycht, that the said Robert hes or may haue for the foirsaidis landis and gift thairof, and all termes following the said Witsonday terme; bayth the saidis pairties referrit thame to the ordinans and decreit of ane reuerend father in God, William Bischop of Dunblane, quhay acceptit the said mater apoun hyme; and decernis and decreitis that the said Robert sall renunce and ourgif all rycht and titill of rycht, petitour and possessour, that he hes or may haue, be ressoun of the said gift of the foirsaidis landis, in fauour of the said James Striueling and his airis, to the effect that the said James Striueling and his airis intromitt wyth all fermeis, malis, profetis and dewieteis of the saidis landis of the Vitsonday terme, and all termes following, frelie, wythout ony molestatioun of the said Robert or ony vtheris: For the quhilkis the said James Striueling of the Keir sall content and pay to the said Robert the soyme of ix scoir markis vsuall money of Scotland, that is to say, fife scoir markis betuix this and the xv day of Maii instant, and four scoir markis betuix that and the terme of Martimes nixt thaireftir, in full and compleit payment of the saidis ix scoir markis: And ordinis gif the said Robert hes tane vp ony malis or deweteis of the saidis landis for the last Witsonday terme, the samyn salbe allowit to hyme in pairt of payment of the last four scoir markis sa far as the samyn sall reik to; and resseruis to the said Robert his actioun and rycht that he hes contrar the tenentis and possessouris of the saidis landis of all malis and deweteis awand to hym befor the said last terme of Witsonday, to call and persew thame befor ony juge or jugis as the said Robert thinkis expedient: And this we pronunce and for finall sentence geiffis: In witnes herof we haue subscriuit thir presentis, day, zeir and plaice foirsaidis, befor thir witnes, James Cheisholme of Cromlilkis, Maister James Kenedy Chancellor of Dunblane, Johne Morisoun and vtheris diuers.

*William Bishop  
of Dunblane*

LETTER of REVERSION by William [Chisholm] Bishop of Dunblane and Helen Stryueling, to James Striueling of the Keir, of the lands of Beirholme, 1552.

182. To all and sindry quhome it efferis quhais knowlege thir present letteris sall cum, Williame, be the mercie of God Bischop of Dunblane, and Elene Stryueling dochtir fowbegottin to ane honorable man James Striueling of the Keir, Greeting in God euerlesting. Wit zour vniversiteis, that albeit ane honorable man, the said James Striueling of the Keir, hes sauld and analiit till vs the said reuerend fader in franktenement or lifrent, for all the dais of our liftime, and to me the said Elene in fe and heretage, and to my aris and assignais quhatsumeur, and that for the luf and fauour that the said reuerend fader hes towartt me the said Elene, and for ane certane sowme of money be him pait and deliuerit afoirhand to the said James Striueling my fader, all and haill his three mark land of Beirholme, with the pertinentis, liand within the shirefdome of Perth, and barony of Keir, be annexatioun and incorporatioun, like as the charter and euidentis maid to vs be the said James Striueling thairupone mair fullelie proportis: Neuertheles we the said reuerend fader, and I the said Elene Striueling in persoune, and with consent of Maister James Kennedy, Chancellor of Dunblane, my tutour, gevin to me in jugement, as the act maid thareupone proportis, will and grantis and lelelie and treulie bindis and oblissis vs, the said reuerend fader franktenementar of the saidis landis, and me the said Elene fear of the samin, my airis and assignais, be the fayth and treuth in our bodeis, that quhat tyme or howsone it sal happine the said James Striueling his airis or assignais, vpon fourty dais warnyng of befoir, othir personalie or at our duelling place, or at our parochie kirk in tyme of hie mess vpon ane solempne day, opinlie to warne vs the said reuerend fader franktenementar of the saidis landis, and eftir our decess me the said Elene, my tutouris, curatouris, airis, or assignais, to cum to the Cathedrall kirk of Dunblane, and thair vpon our Ladie altare situate within the samin, vpon ane day, betuix the sone rising and toganging of that ilk. contentis and pais to vs the said reuerend fader, franktenementar of the saidis landis during our lifytyme, and eftir our decess, to me the said Elene Striueling, heretour of the saidis landis, my tutouris, curatouris, airis or assignais, the sowme of thre hundreth pundis gude and vsuall money of this realme, togidder in ane haill sowme numerat and tauld money; in that cais we the said reuerend fader, and I the said Elene Striueling my tutouris, curatouris, airis or assignais, quhilkis of vs the said reuerend fader during our lifytyme, and me the said Elene my tutouris, curatouris, airis or assignais that beis warnit and hapnis to ressaue the said sowme sall othir personalie, or be our lauchfull procuratour purelie and simple



landis; and eftir our decess, me the said Jayne, my tutouris, curatouris, airis or assignais, to cum to the Cathedrall kirk of Dunblane, and thair vpone our Lady altare, situate within the samin, vpone ane day betuix the sone rising and to ganging of that ilk, contentis and pais to vs the said reuerend fader, franktenementar foirsaid, during our lifytyme, and eftir our deces to me the said Jayne Striueling heretour of the saidis landis, my tutouris, curatouris, airis or assignais, the sowme of ane thousand markis gude and vsuale money of this realme togidder, in ane haille sowme, numerat and tauld money; in that cais, we the said reuerend fader, and I the said Jayne Striueling my tutouris, curatouris, airis or assignais that beis warnit and hapis to ressaue the foirsaid sowme, sall other personalie, or be our lauchfull procuratour, purely and simple, renounce, resigne, quitclame and ourgeve in the said James Striuelingis handis, his airis or assignais, all and haille the saidis landis of Kippendavy, with thair pertinentes, togidder with charter, sesyng, and all other eidentis maid and gevin till vs thairupone, and with all rycht, titill of richt, petitour, possessour, clame, properte and possessioun quhilkis in and to the foirsaidis landis, with the pertinentis, we haue, hes, or may haue in tyme to cum . . . . In wites of the quhilk thing, to thir present letteris of reuersioun subscriuit be vs the said reuerend fader, and be the hand of the said Robert Lermonth, tutour to me the said Jayne, our propir seillis ar appendit, at Dunblane, the day of . . . . in the zere of God 1<sup>m</sup>. V<sup>c</sup>. and fiftifour zeiris, befor thir wites.

WILLIAME, Bischof of Dunblane.

ROBERT LERMONTH, with my hand.

CONFIRMATION by the Depute of Archibald Earl of Argyll, Justice-General of Scotland, of a charter of the Barony of Keir, in favour of the deceased John Striueling of Keir, 28th May 1553.

184. JOANNES CAMPBELL de Lundy, miles, Justiciarius Deputatus nobilis et potentis domini, Archibaldi Comitis Ergadie, Domini Campbell et Lorne etc., Justiciarii Generalis supreme domine nostre Regine totius regni sui vbilibet constituti; vniuersis et singulis ad quorum notitias presentes litere peruenerint, Salutem. Sciatis quod comparuit coram nobis, in curia itineris Justicie dicte supreme domine nostre Regine vicecomitatus de Perth, tenta et inchoata in pretorio burgi de Perth, vicesimo octauo die mensis Maii, anno domini millesimo quingentesimo quinquagesimo tertio, Jacobus Striueling de Keir, et ibidem ostendebat cartam, factam per quondam nobilissimum principem Jacobum quartum Dei gratia Scotorum regem, quondam Joanni Striueling de Keir, patri dicti Jacobi, de omnibus et singulis terris subscriptis, viz. terris de Keir,

cum turre et manerio, molendinis fullonum et granorum, et lie cruvis earundem, terris de Lupnow, cum piscariis earundem, terris de Strowe, cum molendino earundem, terris de Dawachlownane, terris de Reterne Striueling, alias Coygis de Strathalloun, nominatis Classingallis, Schanrow, le Westir Coyg, le Welcoyg, Bereholme, le Litlecoyg, le Waistpoffill, cum molendino de Coygis, et terris de Glenty, cum omnibus suis pertinentiis, tenentibus, tenandriis, et liberetenentium seruitiis, aduocatione et donatione capellaniarum et harmitage de Lupnow, jacentibus intra vicecomitatum de Perth, vnitis, creatis, annexatis et incorporatis in vnam meram et liberam baroniam, perpetuis futuris temporibus, Baroniam de Keir nuncupandam; et tenendam in libera alba firma qualitercunque temporibus retroactis tente fuerunt; reddendo inde annuatim dictus Joannes Striueling et heredes sui in dicta carta contenti prefato quondam Jacobo regi et suis successoribus, vnum par calcarium deauratorum apud dictam turrem de Keir, in festo Penthecostis, nomine albe firme si petatur tantum; prout in dicta carta, de data apud Edinburgh, decimo die mensis Septembris, anno domini millesimo quingentesimo tertio, et regni dicti Regis decimo sexto, latius continetur. Quamquidem cartam de mandato nostro in iudicio, perlectam et examinatam, admissimus, ac omnia et singula in eadem contenta, ratificamus et approbamus. In cujus rei testimonium presentibus, manu Magistri Joannis Bellenden de Auchnoule, clerici iusticiarie dicte supreme domine nostre regine generalis, subscriptis, Sigillum officii iusticiarie est appensum, anno, die, mense, et loco, prescriptis.

Joannes bellenden.  
iusticiaria.

Seal: On a Shield the Royal Lion of Scotland within a double tressure flory counterflory, surmounted by an Imperial Crown: Circumscription ' Sigil. Ivsti. ' S. D. N. Regi. Ex. Par. Bor. Aq. de For.'

INSTRUMENT OF ASSIGNATION by William Earl of Montros, to James Striuiling of Keir, of all right of action he had against the tenants of Boquharragis, 9th May 1554.

185. IN Dei nomine, Amen. Per hoc presens publicum Instrumentum cunctis pateat

evidenter, quod Anno Incarnationis Dominice millesimo quingentesimo quinquagesimo quarto, mensis vero Maii die nono, indictione duodecima, pontificatus sanctissimi in Christo patris et domini nostri, domini Julii diuina prouidentia pape tertii, anno quinto: In mei notarii publici et testium subscriptorum presentis, personaliter constitutus nobilis et potens dominus, Willelmus Comes de Montros, Dominus Grahame, non vi aut metu ductus, nec errore lapsus, aut aliqua sinistra machinatione circumuentus, sed ex eius spontanea voluntate, vt apparuit; omnibus melioribus modo, via, jure, causa et forma quibus melius et efficacius potuit et debuit, potestque et debet; fecit, constituit, creauit, nominauit et solemniter ordinauit, prout tenore presentis publici instrumenti, facit, constituit, creat, nominat et solemniter ordinat honorabilem virum, Jacobum Striueling de Keir, suum verum legitimum, indubitatum et irreuocabilem cessionarium, donatarium et assignatum, in et ad actionem siue causam quam idem dominus comes habet et mouere potest contra tenentes et occupatores terrarum de Boquharragis, jacentium infra vicecomitatum de Striueling, et comitatum de Levenox, pro violenta occupatione huiusmodi terrarum, a festo penthecostes vltime post datam presentium elapso; transferendo et transportando omne jus suum et juris titulum, quod seu quem habet, habuit, seu habere poterit in futurum, in et ad huiusmodi causam siue actionem, et quascumque summas eo intuitu recuperandas, in memoratum Jacobum et suos heredes, surrogando et substituendo eundem suosque heredes in locum suum, tanquam in rem propriam: Dans et concedens eisdem suam plenariam potestatem, tenentes et occupatores seu eorum aliquem, prout sibi videbitur expediens, pro prefata iniusta et violenta occupatione et possessione terrarum prescriptarum, coram quibuscunque iudicibus competentibus, conueniendi prosequendique, cum fructibus recuperandis introuentendi plenarie disponendi, componendi, quieteclamandi, exonerandi, ceteraque omnia in premissis necessaria faciendi, gerendi et exercendi que in premissis necessaria fuerint, in vberiori forma, et secundum tenorem et formam cuiusdam decreti, lati et promulgati per honorabiles viros, Magistrum Johannem Ballenden de Auchnowyll, et Magistrum Jacobum Makgyll, burgensem de Edinburch, inter memoratos nobilem dominum et Jacobum dominum de Keir: Preterea idem nobilis dominus omnes et singulas sepefatas terras de Boquharragis, cum suis pertinentiis, in manibus prelibati Jacobi Striueling, tanquam in manibus domini superioris earundem terrarum, per fustim et baculum, ad perpetuam remanentiam, sursum reddedit, ac pure et simpliciter resignauit: Super quibus omnibus et singulis, prefatus Jacobus Striueling dominus de Keyr a me notario publico subscripto sibi fieri petiit instrumentum seu instrumenta: Acta erant hec infra locum dicti nobilis domini de Kincardin, hora tertia post meridiem vel eo circa: Presentibus Wilelmo Striueling fratre germano Jacobi Striueling

de Keyr, Jacobo Grahame in Duchaly, Duncano Forester, testibus rogatis et requisitis ad premissa.

Et ego Wilelnus Blakwod Dunblanensis diocesis presbyter, sacra autoritate apostolica, Notarius publicus, etc.

WILLELMUS BLAKWOD Notarius Publicus.

OBLIGATION by Walter Grahame to James Striuling of the Keir, 30th April 1556.

186. BE it kend till all men be thir present letteris, me Walter Grahame : That forsamekyll as ane rycht honorabyll man, James Striuling of the Keir, hes heretabillly infest me and Margaret Striuling his sister, my spous, be cherter and sesing, in all and hayll his five merkis worth of land of Brokland Kyllloch of auld extent, now occupait be McGrever, and \_\_\_\_\_, lyand within the Stewertry of Menteith and Shireffdom of Perth, to be heldin of our souerane lady the quenis grace and hir successouris ; Herfoir I byndis and oblis me, myne airis and assignais, to get and optene in all gudely haist, our souerane ladeis confirmatioun vpon the said James cherter of alienation maid to me and the said Margeret my spous, in and vpon all and hayll the forsaid fife merkis worthe of land ; and als sall optene bryng hame and deliuer to the said James his airis or assignais, ane sufficient letter of regress for redemptioun and outquiting of the saidis landis fra the saidis Walter and Margeret, efter the forme and tenor of thair letteris of rauersioun geven to me thairvpoun ; and als byndis and oblis me to seill and subscriue the saidis letteris of reuersioun ; and to caus my said spouss seill and subscriue the samyn : In witness hereof I haif subscriuit this my obligation with my hand at the pen of the Noter vnderwrittin, at Dunblane, the lest day of Aprile, the zere of God 1<sup>st</sup> V<sup>c</sup> and fifty sex zeris, befor witnes, ane honorabill man William Striuling of Ardoch, Schir Andro Lauder, and Schir Alexander Andersone, Cheplennis of the Queir of Dunblane.

WALTER GRAHAME with my hand at the pen of Robert Lermonth Notar publict.

Ita est Robertus Lermonth Notarius Publicus manu propria.

TACK by William [Chisholme] Bishop of Dunblane and the Chapter, to Jane Cheisholme, spouse to James Striuling of the Keir, of the teinds of the lands of Rathernis, &c., 12th May 1557.

187. BE it kend till all men be thir present letteris, Vs Williame be the mercie of God Bischop of Dunblane, with expres consent and assent of the cheptour of our cathedrall

kirk of Dunblane, cheptourlie gadderit, mature deliberatioun thairupone preceding, the vtilite and proffite of vs and our successouris preuidit and considerit, to haue sett and in assedatioune lattin . . . to ane honorable gentill women, Jayne Cheisholme spous moderne to ane nobill man, James Stryueling of the Keir, and to the said James, and ane air gottin or to be gottin betuix thame, and to the langast leuar of thame, for all the dais and zeiris of thair lyftymes; quhilk air failzeand and nocht succedand to the said James eftir him, to ane aire quahatsumeuir immediatlie succedand to the said James, for all the dais and zeiris of the samin airis lifytyme alanerlie; quhilk failzeing to returne to vs and our successouris; all and haill our teind schevis of the landis and townes of RATHERNIS, Buchaldy, Ouer Keir, Auld Keir, Cammebank, Reidheucht, Mylnlandis, Forester landis, Edmondis landis, Mossland and all and sindrie outsettis, pendiclis, and pertinentis of the saidis landis, liand within the parochin of Dunblane; for all the dais of thair lifytymes successiue as is abone expremit, thair entres thairto begynnand at the day of the dait of thir presentis: To be haldin . . . of vs and our successouris, and the samyn to be led, set, vsit and disponit be thame and ilkane of thame respectiue et successiue as thai sall think maist expedient: Payand zeirlie thairfor . . . to vs and our successouris, fourty pundis gude and vsuale money of Scotland, at tua termes in the zeir, Candilmes and Midsomer, be equall portionis allanerlie . . . In witnes of the quhilk to this present assedatioun, contenand our precept of sasine thairintill, subscriuit be vs and our cheptour, our round seill, togidder with the commoun seill of our cheptour ar appedit, at Dunblane, the tuelft day of Maii, the zeir of God ane thousand five hundreth and fifty seven zeiris, befoir thir vitnes, Schirris Williame Blakwod, Johne Lermonth chaplanis.

W. Bischof of Dublane.

M. ROGERUS GORDOUN Decanus Dunblanensis.

M. JAMES KENNEDY Chancellar of Dunblan.

M. WILLELMUS MURRAY Thesaurarius Dunblanensis.

DNS. EDMUNDUS CHEISHOLME Subdecanus Dunblanensis.

ANDREAS STRETENRY Prebendarius de Monye.

JOHANNES FORFFAR Canonicus Dunblanensis.

GUILLELMUS SCHAW Canonicus Dunblanensis.

GRANT by Queen Mary to James Striuling of Keir, and Jonet Cheisholme his spouse, of the half lands of Inneralloun, 21st December 1557.

188. MARIA, Dei gracia Regina Scotorum, dilecto nostro consanguineo, Alexandro Domino Hume, superiori dimidietatis terrarum subscriptarum, Salutem: Quia dimidium totarum

et integrarum terrarum de Inneralloun, cum dimidio molendini, terrarum molendinariarum, et dimidio piscationis eiusdem super aqua de Forth, jacentium infra vicecomitatum nostrum de Striuiling, quod quondam Johanni Hume de Hutounhall sue vite tempore hereditarie pertinuit, per ipsum de te, dicto nostro consanguineo, immediate tentum, jam in manibus nostris deuenit, et nobis ratione eschaete, per priuilegium nostre corone ac iura regni nostri pertinet; ratione quod dictus quondam Johannes Hume bastardus natus fuerat, bastardusque decessit absque legitimis heredibus de corpore suo procreatis, et absque legitima dispositione, per ipsum in vite sue tempore facta de suis terris et bonis predictis: Et nos volentes quod tu, prefatus noster consanguineus, in tua superioritate dictarum dimidiarum terrarum, dimidii molendini et dimidii piscationis de Inneralloun cum pertinentiis minime lesus sis, nec quod nullum preiudicium tibi in eisdem generetur; dilectos nostros Jacobum Striuiling de Keir et Jonetam Cheisholme suam sponsam, in tenentes tibi earundem tenore presentium presentamus; te, dictum nostrum consanguineum requirentes, eos et eorum alterum diutius uiuentem in coniuncta infeodatione, et heredes inter ipsos legitime procreatos seu procreandos, quibus deficientibus heredes dicti Jacobi quoscunque, in totis et integris predictis dimidiis terris de Inneralloun, dimidio molendini, terris molendinariis, et lie sucken huiusmodi, ac multuris eiusdem, vnacum dimidio piscationis earundem super dicta aqua de Forth, cum omnibus suis pertinentiis, per cartam et sasinam in debita forma hereditarie infeodare, de te dicto nostro consanguineo et heredibus tuis, simili modo et adeo libere tenendis, ac si memoratus quondam Johannes Hume easdem ante illius decessum tenebat: Et presentes literas, per te visas et intellectas, earundem latori reddas: Datum sub testimonio nostri magni sigilli apud Edinburgh, vicesimo primo die mensis Decembris, anno Domini millesimo quingentesimo quinquagesimo septimo, et regni nostri decimo sexto.

Per signaturam manu regine regentis subscriptam.

DISCHARGE by James Campbell, son and heir of umquhile Dougal Campbell of Blairweok, and his curators, to Sir George Wauane, Archdeacon of Dunblane, 19th February 1557.

189. I JAMES CAMPBELL, sodne and air of umquhile Dowgall Campbell of Blairweok, wyth consent and assent of Colline Campbell of Archinglas, and Maister Johnne Spens of Condye, my curatouris for thair interes, be thir presentis grantis me to haif ressauit fra the handis of ane honorabill man, William Moncreif, in name and behalf of Schir George Wauane, Archidane of Dumblane, the soume of fourtene scoir and ten markis

vsuale money of this realme, quhilk wes consingnit in the said Archidaneis handis be ane honorabill man, James Striueling of Keir, in the Cathederall kirk of Dumblane, vpoun the tuentye thre day of Maii, the zeir of God 1<sup>m</sup> V<sup>c</sup> and fyftie sex zeiris, for redemptioun of the fyfe mark land of Drongy Balfour, and fyftie schilling land of Bray of Boquhopill, fra me the said James Campbell, as air to my said vmquhile fader; of the quhilk soume of fourtene scoir and ten markis money foirsaid, payit and deliuiurit to me, in name and behalf aboue wryttin, for the caussis aboue expremit, I, wyth consent of my saidis curatouris, haldis me weill content and thankfullie payit in nomerit and tauld money, and be the tenour heirop, wyth consent foirsaid, exoneris, quitlameis and discheirgeis the said Williame, in name and behalf foirsaid, the said Schir George Wauane, Archidane foirsaid, his airis, executouris, assignais, and all vtheris quhome it effeiris, of the samyn for now and euir; be this present acquittance, subscriyvit wyth my hand, and wyth the handis of my saidis curatouris, in taiken of thair consent and assent foirsaid, at Striueling, the nyntene day of Februer, the zeir of God, ane thousand fyif hundreth and fyftie sevin zeiris, befor thir witnes, Duncane Forester, Thomas Harte, burges of Striueling, and Johnne Grahame of Ballindorane, notar publict, wyth vtheis diuersis, with Dauid Watstone.

COLIN CAMPBELL, Ardkynglass.

JAMES CAMPBELL of Blaruik.

M. JO. SPENS.

ACCOUNT of the Families of Leny of Leny, and Buchanan of Leny, sent by Robert Buchanan of Leny to the Laird of Keir, circa 1560.

190. ANE schort informatioun concerning the antiquitie and genealogie of the hous of Lany, namlie, sen the first Buchanan brukit thay land. I thoct it necessar to lat sic nobill men and freindis knaw the same; and that becaus my compeditour, the Laird of Keir, vsis to say to sindry honest men quhom withe he communicats and speikis of my effaris, tuiching maters in debait betuix him and me, that I am bot ane sobir fallow of base degre knawing bot tuay or thre fallowis of my kin, as he wald say. He regards nocht my kyndnes, nor zit my vnkyndnes, bot estesmes thaim bayt to ane small effect. Thairfoir I thoct it gud to lat the matter be vthirways knawin, quhowbeit the hous and leving bē brokin at the plesour of God, his fathir and himself being the instrumentis thairof; zit the freindis of the hous ar nocht decait, prysit be God, bot ar abill to revard thair freind and thair vnfriend as thay deserue at thair hand.

And to witt farder quhat gentill men and barovns the hous of Lany is cumit of, and quhat race of gentillmen cumit of it, I will do my deligence to schaw sum of baythe, efter my vnderstanding.

I find in the beginning, the Lanyis of that Ilk hes bruikit that leving without vny infestment, except ane litill auld sourd, gain to Gilesiemvir be the King, and ane auld relict callit Sant Fillanis tuithe, quhilke servit thaim for thar chartour quhyle Alexander his dayis; and than ane Allan Lany, brithir son to the Laird of Lany, marriet the Laird his dochtir, and obtieit the first infestment of the landis of Lany fra the Kingis handis; quhilke chartour seruit tham quhile King James the First dayis, and than Johne Buchquhanane, secund sone to the Laird of Buchquhanane, marriet ane Jonat Lany heritrix of that Ilk, and bowir to him sonis and dochtiris. This Johne Buchquhanane wes the Laird of Glengarnock dochtiris sone. This Jonat Lany that wes hertare wald haue hir bairns callit Lanyis be hir naime, bot thay uer neuer confirmit soe in parliament, nocht the les mony of the surname ar callit hitherto Lanyis be the commvn peple, bot nocht in evidents or writts: Bot comvnly we ar writtin Buchquhanans alias Lany, except the principalls, quhay ar writtin Buchquhanane of Lany.

This Johnis eldest sone wes callit Andrew, quhay mareit ane gentill woman callit Marian Lokart, dochtir to the Laird of Bar, and me Lord Drumondis dochtir hir mvthir, quhairthrow this house of Lany gat greit kyndnes of me Lord Drumondis hous, and standis to this day.

This Johne Buchquhanans eldest dochtir wes mareit vpon the Laird Makfarlan; of hir has come the principall race of that surname.

This John obtieit the first infestment at King James the first hand to Andrew his sone, quhilke is ane fair chartour teilzie, failzeing his airis maill, to the hous of Buchquhanane. This Andrew had ane brothir quhay wes the first Buchquhanane in Achinyin, quho oft is cumit the Buchquhananes of Strablane and Kamsie. This Andrew had sax or sevin sonis. His eldest sone wes callit Johne, and marriet the Laird Muschetis doctir, quhay bure to him sonis and doctiris. Ane of his doctiris wes mareit vpon the Laird of Garwok, Grahame, quhair of ar cvmit mony guid branses, as the house of Duncruib, the house of Condy, and sindry vthir gentill men tharabout, quay keipis greit kyndnes to this day to the house of Lany. Ane vthir doctir wes mareit to the Laird of Darlethe bewest Levin, quair of ar cumit sindry guid branchis quhay keipis thair kyndnes to the house of Lany. This Johnis eldest sone wes callit Robert, and he mareit the Laird of Glenegeis doctir, and gat upon hir sonis and doctiris. This Johne, Robertis fathir, that had the mony brethir, ane oft thame wes callit Waltir, and duelt in Boquhastill, quhair his offspring ar zit weill floresit of abill men, and thay ar callit Waltirs sonis be the common peple. Thair principals are Johne and his sones, Waltir of Gleny, and Robert Oiche.

This Waltir had sindry doctirs wes mareit vpon sindry gentillmen in the cuntrey, as the Stewartis in Bvsudder, Mentithis, and Makelachlinis, and Makgregouris callit Inconwitharis; of this doctir mareit vpon Maklachlen com the Laird of Kippanross, and sindry vthir branchis.

Ane vthir brothir of Waltirs wes callit George. Ane vthir, Dane Gilbert, Wiccar of Lany. Ane vthir callit Watty, quhay wes Laird of Calinconzeis, quhom of com Robert Roto and Watty Dogis barnis, the baroune Achyll, with sindry vther branchis. The race of this Wattie is callit Clan Watty to this day.

To conclude, all thir brethir hes a race comit of thaim, and all thair maill kynd hald the Laird of Lany for thair cheiff, and so dois this Achuyin, quhayis fathir wes oye to the Laird of Lanyis sone Williame, as is said befor, with all his maill race, quay ar guidly men.

This Robert that mareit Glenegis dochtir, his eldest sone wes callit Patrik, and mareit the Laird of Fowlatis doctir, Semple, and sho deid without ony maill childrin. This Patrik eftir hir deceis mareit the Laird of Buchquhananes doctir; scho buir him ane sone and tway doctiris. His sone wes ane gud lyk men callit Waltir, and wes slane be ane sudden misfortoune be David Schaw, eftir thai had been at ane curss of hunting stirve for ane ra. He wes vnmareit and had not successioun, bot he had ane zovng woman of his avin sirname in Cambry, quhay wes with barne quhen he deid of ane gentillman callit Waltir Buchquhanane alias Lany, now duelland in Dunblane.

This Patrik had tway brethir; ane wes callit Johne, quhay wes slane in the feild of Flowdon without successioun gotten in marige. The zovngest brethir callit Robert, quhay mareit Marion Grahame, the Erle of Mentethis doctir; the laird of Buchquhananes doctir wes hir mothir; me Lord Grahame's doctir hir grandam, Lady Buchquhanane; me Lord Erskine's doctir hir vthir guidame, Countess of Menteith.

To conclude, I Robert Buchquhanane of Lany that ringis now, sone to Robert and Marion Grahame; I am cheif of the avld family of Lany; quhair of it is weill knauin thair wes alauin knightis, and sauin lairdis, befor thay war surnamit Buchquhananis, as is fully schawin in the tree of the house; and I am air maill and air of talzye to the first infestment that euir wes taen be ane Buchquhanane oft the landis oft Lany, quhowbeit my titill to the heritage wes provydit be Patrik, my fathir brothir, to my brothir callit Johne, quay deid in Pinge feild, quay wes infest in the haill leving, the maist pairt in lyfrent, as weill as the left in heritage; and I now, as air to my brothir, thinkis my kyndnes to be haldin sumpart in effect, according to

the antiquity befor writtin, quhilk thoct will remaine in menis hairts ay quhill the present caiss be reconsallit.

And now I will retorne quhow Patrik Buchquhanane had four doctires; tuay be the first wyfe Sempill, quhay mareit thaimselfis be thair fatheris command; the quilk tway doctirs the Laird of Keir gat thair richts, be the quhilk rychtis he hes his tytill to the landis of Lany, becaus thay war airis of lyin to thair fathir Patrik. The vthir tuay doctirs gat upon his last wyff wes mareit be thair father vpon gentillmen, ane callit Murray in Glenammon, quhaim after cum guid succes of abillmen and ringis presently, all guid freindis to the house of Lany. The vthir that wes mareit to ane Alexander Stewart tuik nought sae guid succes.

This paper wes sent to the laird of Keir with the baroune Achyll.

CONTRACT between James Striueling of the Keir and James Kincaid of that Ilk,  
22nd October 1561.

191. AT Striueling, the twenty twa day of the moneth of October, the zeir of God 1<sup>m</sup> V<sup>c</sup> and saxty ane zeris; It is appoynttit and agreeit betuix honorable personis, thai ar to say, James Striueling of the Keir on that ane part, and James Kincaid of that Ilk on that other part, in maneir following, that is to say: Forsamekil as the said James Kincaidis forbeares and predacessowres hes beyn tennentes and fre wassellis to the lardes of Bardoven for the tym, of al and hail the landes of Kincaides and Kinkel, with the tower, mans, zardes, millis, and milland, mwlters and sequelis thairof, with thair partinentis, extending to fyif pwnd land of ald extent, liand within the shirefdome of Striueling, haldyn of thaim immediatlie in cheif for the payment of sax penneis zeirlie in name of blanch allanerlie, quhilkes landes the saides lardes of Bardove held immediatlie of the said James Striueling of the Keir, and vmquhill Jhon Striueling of the Keir hiis fader, for service of ward and releif: And now it is happyunit that the said James Striueling of the Keir hes conwenit with Jhon Hammiltoun now of Bardowe, and hes satisfeit him for hiis immediat superiorite and entres that he had of the saidis landes, quha resignit the sammyn, with tennandis and tennandrie, and service of fre tennandes, purelie and sympillie be staf and bastoun, in the handes of the said James Striueling of the Keir, as hiis indowtit superior thairof, in the special favowres of Williame Striueling of Dochewen, quha incontinent thairefter infest the said Williame in the saides landes, with tennand and tennandrie and service of fre tennandes, to be haldin of him and hiis aires, als frelie as the said Jhon Hammiltoun of Bardowe held the sammyn of the said James of befor: And now it is conwenit and thoct expedient

be bayth the saides parteis, for the eis and weil of thame bayth, that the said mediat superiorite quhilk now parteinis to the said Williame Striueling salbe cuttit and perpetualie away tayn, swa that the said James Striueling of the Keir and hiis aires salbe onlie immediat superiouris to the said James Kincaid and hiis aires of the forsaides landes, with towr, mans, zardes, millis, and milland, mwlteris thairof, with thair pertinence, to be haldin of the said James Striueling in fre tenandrie, for service of ward and releif, als frelie as the said Jhon Hammiltoun of Pardowe held the sammyn of befor, and with supplement of all faltis bigane. And for the completing thairof, the said James Striueling of the Keir bindes and oblis him to caws the said Williame Striueling to resing the saides landes, with tour, mans, zardes, millis, myln land, mwlteris, sequelis and thair pertinence, in hiis handes as superiour thairof, ad perpetuam remanentiam, to the effect that he may infest the said James Kincaid and hiis aires in all and hail the foirsaides landes, with tower, mans, zardes, millis, myln land, mwlteres, sequelis and thair pertinence, for service of ward and releif, in fre propriete perpetualie, and with supplement of all faltis bigane; quhilk infestment forsaide the said James Striueling of the Keir bindes and oblis him and his aires to mak seil subscriue and deliver sufficientlie, in dew form, to the said James Kincaid and hiis aires in all possible haist, to be haldin of the said James Striueling and hiis aires in cheif, for service of ward and releif: For the quhilk infestment to be maid as said is, the said James Kincaid of that Ilk sal instantlie efter ressaving thairof renunce all other superiowres of the saides landes, towr, mans, zardes, millis, myln landes, mwlteris and sequelis thairof, with thair pertinence, and oblis him and hiis aires to hald the sammyn of the said James Striueling and hiis aires in maneir abon expremis perpetualie, and als sal renunce all evidentes maid to his forbeares now partenying to him of the saides landes, with all clame, rycht, titil of rycht that he may haif thairthrow in tyme cummyng for ever: And als the said James Striueling bindes and oblis him and hiis aires to warand the said James Kincaid and hiis aires at the handes of all other superiowres of the saides landes that may ask or clame rycht thairto: And attour the said Williame Striueling comperand personalie befor the said James Striueling of the Keir, superior forsaide, and resignit and wpgaif all and hail the saides landes, with the towr, mans, zardes, millis, miln landes, mwlteris and sequelis thairof, and thair pertinence in hiis handes as superior thairof, for fulfilling of that part of this contract, be staf and bastoun purlie and sympillie, ad perpetuam remanentiam for ever: And baith the saides parteis beand personalie present, consentit to the acking and registering of this present contrak in the shirefis buikes of Striueling, haifand the strenth of hiis decret, hiis auctorite interponit and executoriales to pas heyrupoun in form as efferis: In vitnes heirof

bayth the forsaides parteis, and the said Williame Striueling for his part, hes subscribit thir presentes with thair awn handes, zeir, day, and place forsaid, befor thir vitnes, Robert Forestar of Balquhan, Master Patrek Graham persoun of Kilmoyr, Luik Striueling, Duncane Forestar of Qwenis Hawch, Jhon Striueling in Strabrok, Robert Kincaid, Patrik Atkin in Birdstoun, and Master James Blayr, with Jhon Gramh of Baldor-rane and James Oswald notares publick with otheris diuers.

JAMES STIRLING of Keir.

JAMES KYNCAID of that Ilk.

WILLIAM STRIUELYNG of Dalchlien.

OBLIGATION by Matthew Earl of Lennox, to James Striueling of Keir, Knight,  
28th October 1566.

192. WE Mathow Erle of Lennox, Lord Darnlie, &c., wnderstanding and being remembrit of the trewe and faythfulle counsellis, helpis, seruice, and plesouris done to our darrast fadere, wmqhill Jhonne Erle of Lewenoxe, be wmqhille Jhonne Striueling of Keir Knycht, and to ourself in our minorite and leis age; and siclike, the guid mynd will and seruice of James Striueling now of Keir, Knycht, towart ws; and for the sowme of sax hundreth markis wsualle money instantle payt and delyuerit to ws be the said James: We, for our self, our airis, executouris, and assignais, be thir presentis byndis and oblisws and thame, and eweryilkane of thame, faythfulle, be the fayth and trewth of our bodeis; that we, nor nane of thame, sall mowe summondis, actionis or questionis befor quahatsomewer jugis, spirituelle or temporalle, or intend ony maner pley, in the lawe or by the lawe, aganis the said James Stryueling of Keir Knycht, his airis, executouris, or assignais, be wertw of onye contrackis, aickis or obligationis maid betwix ws and the said wmqhille Jhonne, or infetmentis of landis maid be him to ws, gif ony wes; and lewis and renunes all byrun proffettis thairof, bygane and to cum: Attour sall not pursewe the self actiouns, sa lange and ay and quhill the said sowme be contentit and payt agane to the said James, be ws or our successouris, quhill sowme being repayt to him, his airis or assignais agane, that we and our foresaidis be fre to calle and persewe as we ware before the making of thir presentis: Attour, we will and grantis that thir our letteris salbe of als gret strenth and awaill, and of als effect, as the said contrackis, ackis, obligatiounis, and infetmentis haid bene particulare, singularlic and specielle nominat and expressit; becaus the samin ar wncertane to the said James: In witnes heirof to thir presentis subscrivit with our hand our propir seill is affixt at Glesgow, the xxvij day of Octobare, the zeir of God

M. V<sup>o</sup> lxxj zeris, before thir vitnes, Mr. James Blair, Lowrance Neisbit, Robert Blair, James Striveling, Schir Williame Todde and Alexander Bargille.

Hee est vera copia principalium literarum, imitarum et factarum inter prenomatos preillustres personas, legitime examinata et scripta per alium scribam, me aliis necessariis curiis occupato, de verbo in verbum cum originali concordans, riteque collata per me,

DAUIDEM WYLE notarium publicum sua manu.

RATIFICATION by King James VI., with consent of the Regent Lennox, to James Striveling of Keir, Knight, and Jonet Cheisholme, his spouse, of their former gift of the half lands of Inneralloun, 4th February 1570.

193. JAMES be the grace of God King of Scottis, to all and sindry oure juges, ministeris of law, clerkis of oure chancellerie, officieris, lieges and subiectis quhatsumeur, Greting. Forsamekle as that sen it is perfytle vnderstand, to ws and oure derrest gudshir, Matho Erle of Levinax, Lord Dernlye, &c. Tutour and Regent to ws, our realme, and lieges, that our louit James Striveling of Keir, Knycht, and Jonet Chisholme his spous, wer presentit be oure derrest Moder, berand the auctorite for the tyme, be hir presentatioun vnder the testimoniall of the greit Seill, in immediat tennentis of the half landis of Inneralloun, with the half of the mylne, mylne landis, and half fisching thairof vpone the watter of Forth, lyand within oure shirefdome of Striveling; thane becum in hir handis be the lawis of the realme, and privilege of the crowne, be ressou that vmquhile Johnne Hume of Hutounhall, quhamto the samyn pertenit heretabillie in his tyme, wes borne bastard, and deceissit bastard, without lauchfull airis of his body gottin, or lauchfull dispositioun maid be him thairof in his lyftyme; to Alexander, Lord Hume, superior thairof, requiring him to ressaue the saidis James and Jonet his spous, and thair airis, in immediat tenentis thairof, and to infest thame heretabillie thairin; as the saidis letteris of presentatioun at mair lenth proportis: Evin sa is it vnderstand to ws and oure said derrest tutour and regent, that be vertew of the said presentatioun the saidis James and Jonet his spous hes the just vndowtit richt and title of the saidis half landis, half myln, myln landis, and half fisching thairof, with thair pertinentis, albeit that as zit, (as we ar informit,) the said superior hes delayit to infest thame thairin: And thairfoir we and oure said derrest tutour and regent now willing that the saidis James and Jonet be na langer frustrate nor delayit in obtening heretable infestment of the saidis half landis, half mylne, mylne landis, and half fisching with the pertinentis, according to the tennour of the said presentatioun; haif grantit and ordinit, and be the tennour heirof grantis and ordinis, that the said presentatioun sall now haif and ressaue

sik full effect and execution, as gif the samin wer direct in oure awin name, nochtwithstanding oure said derrest Moder, in quhais name the samyn is direct, be now deposit, and We justlye and lauchfullie providit to oure crowne and auctorite of this realme; anent the quhilkis proceedingis thairvpone, we, with avise of oure said derrest tutor and regent, dispensis for ws and oure successoris be thir presentis: And in cais the said lord superiour forsaid refuse to obey and fulfill the said presentatioun and command thairof, thane and in that caiss, we now as thane, and thane as now, be thir presentis command and charge, with avise and consent forsaid, that ze oure clerkis of Chancelarie direct preceptis and forder charges in oure name, aganis the said superiour, at the instance of the saidis James and Jonet his spous, in dew forme of chancelarie, be the ordour thairof, for causing thame be heretabilly infest in the saidis half landis, half mylne, mylne landis, and half fisching, with the pertinentis, according to the tennour of the said presentatioun; and alsua that ze oure saidis Juges gif thame proces, letteris and executioun vsit and requisit in sik caisses thairvpone, siclik and als frelie in all respectis and conditionis, as gif the said presentatioun wer grantit and direct in oure name: Gevin vnder oure signet, and subscriuit be oure said derrest regent, at Striueling the ferd day of Februaire, and of oure regnne the ferd zeir. 1570.

NOTARIAL INSTRUMENT at the instance of James Striueling of Keir against Alexander Lord Home, anent the lands of Innerallone, 9th Feb. 1570.

Apud Castellam Edinburgi, nono die mensis Februarii, anno Domini millesimo quingentesimo septuagesimo, annoque regni supremi domini nostri Regis, quarto, hora quasi dimediata quarte post meridiem, aut eo circa.

194. THE quhilk day, in presence of me notare publict and witnesses vnderwritin, comperit personalie James Striueling of Achile, procuratour lauchfullie constitute for ane honorable man, James Striueling of Keir knycht, qua past to the forzett of the Castell of Edinburgh, within the quhilk ane noble lord, Alexander Lord Home, superiour of the landis vnderwritin, hes his present duelling and remaning, and thair requirit Johnue Raid, ane of the porteris of the said castell, and seruand to the Laird of Grange, now capitane thairof, to suffer and permit the said James, procuratour foirsaid, haue enterens within the said castell to the said Loird to the effect vnderwritin, and to mak

aduertissement thairrof to the said Loird, quha past immediatlie and desyrit the said noble Loirdis ansuer thairupoun; to quhome the said Loird send his speciale seruand, Johnne Cranstoun, sone to the gude man of Thirlstane Manis, to gif his ansuer vpon the samyn, quhilk wes that his Lord, as he wes informit, wald nocht obey the presentatioun vnderwritin: Quhairfoir the said procuratour, seing he culd nocht obtene nor apprehend the said noble Lordis personale presence, he being within the said castell as said is, he thairfoir, efter the forme and tennour of the letteris of presentatioun direct furth of Chancellarie in Oure Souerane Ladies tyme, requirit his Lordschip, in presence of his said familiare seruand, me notar publict, and witnesses vnderwritin, within the foremost foirzett of the said castell, to accept and resaif the said James Striueling of Keir, and Jane Cheisholme his spous in tennendis to him of the landis of Half Inneralloun . . . and to infest thame in coniunctfie thairintill, and the airis lauchfullie gottin, or to be gottin betuix thame, quhilkis failzeing to the said James airis quhatsumeur, be his Lordis charter and precept in dew and competent forme, to be haldin of his Lord and his airis, sielyk and als frelie, as vmquhile Johnne Home of Hutunhall held the samyn of his Lord and his predecessouris of befoir, conforme to the saidis letteris of presentatioun grantit to thame be oure said Souerane Ladie thairupoun, and letteris of dispensatioun grantit now be oure souerane Lord, with consent of his derrest gudesire, Mathew Erle of Lennox, Loird Darnelie, etc. tutour and regent to his grace, his realme and liegies, vpon the foirsaid presentatioun, as the samyn subscribit be his grace's derrest gudesire foirsaid, and gevin vnder his hienes regne [sic, sed lege signet,] at Striueling, the ferd day of Februar, 1570, and of his grace's regne the ferd zeir, and as the said Letter of procuratorie, productit in our presence, in thame selues at mair lenth proportis: And zit as of befoir the said procuratour requirit the said Jhonne Raid, porter foirsaid, to suffer and permit him with me notar publict and witnessis underwritin, to entir fordir within the said Castell, to the said Lordis personale presence, to the effect foirsaid, quha refusit ony way to do the samyn, bot constranit the said procuratour, me notar, and witnesses foirsaidis to depart and pass furth at the said foirzett of the said Castell, and wald not suffer ws to entir thairintill agane: And thairfoir the said procuratour deliuerit attentiek copies of the saidis letteris of presentatioun and dispensatioun to Cristopher Frude, seruand alsua to the said Loird, in presence of the said Johnne Cranstoun, seruand to the said Loird, quha resaut the samin; And protestit solemnitlie for forder charges thairupoun, and remeid of law: Quhairupoun he askit instrumentis ane or ma, fra me notar publict vnderwritin: This wes done within the said folter foirzett, and outwith the samin, day, hour, zeiris, and place respectiue foirsaidis, befoir thir witnessis, Dauid Menteth, Dauid Ramsay,

seruandis to Johnne Menteith of Kerss, Cristopher Fruid, seruand to the said Lord, and the said Johnne Raid, porter, witnessis requirit to the premissis.

Ita est Jacobus Hoppringile, notarius publicus in premissis requisitus, manu propria.  
J. H.

CONTRACT between James Striueling of Keir, Knight, and Robert Hammiltone of Boghous, 4th November 1570.

195. At the place of Keir, the fourt day of Nouember, the zeir of God I<sup>M</sup> V<sup>o</sup> thre scoir ten zeiris ; It is appointit and finellie agreit betuix honorable persones, viz., James Striueling of Keir knyecht, on the ane parte, and Robert Hammiltone of Boghous, on that vther part, in maner as eftir followis, that is to say, Forsamekle as the said James hes payed and deliuered to the said Robert the soume of ane hundreth merkis vsuale money of this realme, at the making heirof, quhairof he haldis him weill contentit, satisfeit, and payed, and thairfoir exoneris, quitclamis and dischargis the said James of the samyn for now and euer ; thairfoir the said Robert hes resignit and ouergeuin, lyik as be this present, for him and his airis, purelie and simple be staff and bastoun resignis and ouegeuis, all and hail the landis of Boghous, miln and milnlandis of Baldernok, with thair pertinentis, lyand in the shirefdome of Striueling, in the handis of the said James and his airis, as superiouris thairof, ad perpetuam remanentiam : Zit neurtheles the said James faythfullie promissis, that in cais the said Robert, within thre zeris nixt efter the day and dait heirof, pay and redeliuer agane to him the foirnemmit soume of ane hundreth merkis, and als within the samyn thre zeris gevis and deliueris to him and his airis ane sufficient reuertioune maid in competent and dew forme, selit and subscriued be the said Robert, continand ane certane soume of money to be modifeit be the Abbot of Kilwynnyng and \_\_\_\_\_ as for redemptione and owtquitting of the saidis lands fra him, be the said James and his airis, conforme to ane decreit arbitrall pronouced and geuin be the Lordis of Counsall for redemptione and owtquitting of the landis off Ballindroch, annaleit be vnquibill Thomas Galbrayth, as the said decreit at mair lenth proportis, to entir and put the said Robert in the landis abone nemmit, and he thane to haif full and free regres and ingres thairto, siclyik as he had befor the making of the said resignatioun : In witnes of the quhilk thing bayth the saidis parteis hes subscriued this present contract with thair handis, day, zeir and place foirsaidis, befor thir witnes, James Striueling in Striueling, James Striueling of Auchyill, Andro Schaw, Jhone Striueling, and Jhone Muschett, notar publict, with vtheris diuers.

ROBERT HAMILTOUN w<sup>t</sup> my hand.

The ferd of Nouember 1570, Robert Hamiltoun maid this resignatioun in the place of Kere, at viii houris befor nyne, in the lardis handis, quha personalie ressauit the samyn ; quhairupone he askit instrumentis ; Witness, James Sterling in Sterling, James Sterling of Auchyill, Jhone Sterling, Andro Schaw, and William M<sup>c</sup>Droy in the park of Keir. J. MUSCHETT, Notarius.

PRESENTATION by Sir James Striuling of Keir, Knight, to James Striuling, his Son, of the Chaplainry of St. Mary, within the Cathedral Church of Dunblane, 20th December 1574.

196. BE it kend till all men be thir present letteris, me Schir James Striuling of Keir, Knycht, vndoutit patrone of the Chaipplanrie or alterage vnderwreittin, to haif gevin, grantit, and disponit, and be the tennour heirrof, gevis, grantis, and disponis, to James Striuling my sone, all and hail the Chaipplanrie of oure Lady altare, sumtyme situate within the Cathedrall Kirk of Dunblane, with all landis, tenementis, and mellis, fructis, rentis, emolimentis, and dewiteis quahatsumeur pertening or that rychtuislie may pertene thairto ; to be possessit, brukit, josit, intronettit with, vsit and disponit be the said James, for support of his interteinment at the sculis, according to the act of parliament maid thairupoun ; now vacand in my handis, and being at my dispositioun, throw admitting and tynsall of the said Chaipplanrie, ipso facto, be Schir Williame Blaikwod, last Chaipplane thairrof, for his noncomperance befor the Superintendent or Commissioner of the diocye, to gif his attestatioun of his fayth and obedience to oure Souerane Lord and his auctorite at the tyme, appointit be the act of parliament maid thairupoun, as in the samin act maid thairanent at mair lenth is contenit ; with speciall power and libertie to the said James to vptak vse and dispone all and sindrie landis, annuellis, fructis, rentis, emolimentis, and dewiteis of the said Chaipplanrie, with all and sindrie commoditeis and fredomes thairrof, frelie, quietlie, weill and in peax, but ony reuocatioun, obstakill, impediment or agane calling quahatsumeur. Requiring heirfore rycht humlie, the Lordis of Sessioun to grant and direct letteris in the foure formes and vtheris necessir, for causing the said James, now Chaipplane of the said Chaipplanrie, [to quihilk he is] prouidit as said is, [to be] auswerit, obeyit and payit of the saidis landis, annuellis, fructis, emolimentis and dewiteis thairrof, conforme to the said act of parliament. In witnes of the quhilk thing, to thir presentis subscriuit with my hand, my seill is affixit, at the Keir, the twentie day of December, the zeir of God I<sup>M</sup> V<sup>e</sup> thre scoir and fourtene zeiris, befor thir witness, James Sterueling of Auchyle, Johne Sterueling.

JAMES STERLING of Keir K<sup>t</sup>.

CONTRACT between Sir James Striueling of Keir, Knight, and William Schaw of Knokhill, 21st May 1580.

197. AT Striuling, the twenty ane day of Maii, the zeir of God 1<sup>M</sup> V<sup>C</sup> lxxx zeiris; It is appointit betuix ane honorabill man, Schir James Striuling of Keir knyecht, on the ane part, and William Schaw of Knokhill, on the vthir part, equall portioneris of the town and landis of Innerallown, liand within the shirefdome of Striuling; that forsamekill that it is vnderstand be bayth the saidis parteis that the said town and landis wes devydit of befoir, be mutuall consent of the said Schir James, and vmquhile Andro Schaw of Knokhill, father to the said William, be the space of thretty zeiris or thairby, and sensyn occupiit (as devydit) be the saidis parteis, and thair tennentis in thair namis, as the samin ar knawin to thame, methit and merchit presentlie: Thairfoir it is aggreit betuix the saidis parteis that the said diuision stand in all tymis cuming (as landis devydit) ad perpetuam remanentiam, and thair infestmentis respectiue to be effectual thairanent; saiffand that the said Schir James consentis and grantis, for him and his airis, that the said William and his airis sall bruk and jois perpetuallie the said Schir James part of the medow of the saidis landis occupiit presentlie be William Richie, tennent to the said Schir James, togidder with that portioun of land of the saidis landis callit the Shireffis croft, now beand in the said William Schawis possessioun. And heirto bayth the saidis parteis bindis and obliassis thame to stand and abyid, but reuocatioun or contradictioun, in tymis cuming. In witnes quhairof bayth the saidis parteis hes subscrivit this present contract and appointment, day, zeir and place forsaid, befoir thir witnes, James Schaw of Sawchye, Jhon Murray of Towchadame, James Balfour of Boghall, Maister William Striuling persone of Aberfule, James Striuling his broder, and James Striuling of Auquhyll.

JAMES SCHAW of Sawchye wittnes.

JAS. STIRLING of Keir.

JHON MURRAY of Tuchadam wittnes.

WILZAM SCHAW of Knokhyll.

VILLIAME SCHAW wittnes.

Maister WILLIAM STRIULING wittnes.

JAMES STRIULING wittnes.

JAMES STRIULING of Auchyll wittnes.

CONFIRMATION by the Depute of Colin Earl of Argyll, Justice-General of Scotland, of a Charter of the Barony of Keir in favour of James Striueling of Keir and Archibald Striueling his son, 25th July 1582.

198. MAGISTER JOANNES GRAHME de Halzairdis, Justiciarius deputatus nobilis et potentis

domini, Colini Comitis Ergadie, Domini Campbell et Lorne, Justiciarii Generalis supremi domini nostri Regis totius regni sui vbilibet constituti, vniuersis et singulis ad quorum notitias presentes litere peruenerint, Salutem. Sciatis, quod comparuit coram me, in curia Justiciarie Supremi domini nostri Regis vicecomitatus de Perth, tenta in pretorio burgi de Perth, vicesimo quinto die mensis Iulii, anno Domini millesimo quingentesimo octuagesimo secundo, Jacobus Striueling de Keir, liberetenementarius terrarum subscriptarum, pro se, ac nomine Archibaldi Striueling sui filii, feoditarii earundem, et ibidem ostendebat cartam factam per nobilissimum principem, Jacobum sextum, Dei gratia Scotorum regem, dicto Archibaldo Striueling apparenti de Keir, de omnibus et singulis terris subscriptis, viz., terris de Keir, cum turre, manerio, molendinis fullonum, granorum, et lie cruvis earundem, terris de Kippendavie, terris de Lupnoch, cum piscariis earundem, terris de Strowie, cum molendinis earundem, terris de Dawchlevin, terris de Ratherun Striueling, alias Quaigis de Strathallun, Classingallis, Sehaner, lie Wester Coig, lie Woll Coig, Berholme, lie Little Coig, lie West Poffill, cum molendino de Coigis, ac terris de Glenty, cum tenentibus, tenandriis, liberetenentium seruiis earundem, aduocatione, donatione capellaniarum et Hereim lie Harnitage de Lupno, cum omnibus suis pertinentiis, jacentibus infra vicecomitatum de Perth, vnitis, creatis, annexatis et incorporatis in vniam meram et liberam baroniam, perpetuis temporibus futuris, Baroniam de Keir nuncupandam, et tenendam in libera alba firma qualitercunque temporibus retroactis tente fuerunt; reddendo inde annuatim dictus Archibaldus Striueling et heredes sui in dicta carta contenti, prefato Jacobo Regi et suis successoribus, vnum par calcarium deauratorum, et par cheretecarum, ad dictam turrin de Keir, in die feste pentecostes, si petatur tantum; prout in dicta charta, de data apud castrum de Striueling, decimo sexto die mensis Septembris, anno Domini millesimo quingentesimo septuagesimo nono, et regni dicti supremi domini nostri Regis decimo tercio, latius continetur. Quamquidem chartam, de mandato nostro in iudicio perlectam et examinatam, admissimus, ac omnia et singula in eadem contenta, ratificamus et approbamus. In cuius rei testimonium presentibus, manu Ludouici Bellenden de Auchnowle militis, Clerici Justiciarie dicti supremi domini nostri regis generalis, subscriptis, sigillum officii Justiciarie est appensum, anno, die, mense et loco pre-scriptis.

LUDOUICUS BELLENDEN Clericus Justiciarie.

TESTAMENT of Sir James Striuling of Keir, Knight, confirmed 9th December 1591.

199. The Testament Testamentar and Inuentar of the guidis, geir, sowmes of money and dettis perteing to wmqhible ane rycht honourabill man, Schir James

Striuling of Keir, knycht, within the shirefdome of Perth, the tyme of his deceiss, quha deceissit in Cadder besid Glasgw, wpoun the thrid day of Februar, the zeir of God, ane thowsand fyve hundreth four scoir aucht zeiris, faythfullie maid and gewin up be ane rycht honourabill man, Schir Archibald Striuling now of Keir, knycht, onlie executour testamentar acceptant, nominat be the said wmqhile Schir James Striuling of Keir, knycht, his fader, in his lattervill underwrittin, of the dait at Cadder, the fourt day of September, the zeir of God foirsaid, as the samyne, writtin and subscrivit with his awin hand, at lenth proportis.

In the first, the said wmqhile Schir James Striuling of Keir, knycht, had the guidis, geir, sowmes of money and dettis, of the awaill and prices efter following, pertaining to him the tyme of his deceiss foirsaid viz. Item, wpoun the ground and landis of Anye in the Shirefdome of Perth, in pasturing and hirding, fyftie ane greit ky, price of the pece ourheid, sax pund, thretteine schillingis, four penneis, &c. &c. . . . .  
Item of reddie money in priss the sowme of thriescoir sax pundis, thretteine schillingis four penneis. Item in abulzementis and ornamentis of his bodie, by the airschiipe, estimat to the sowme of thriescoir sax pundis, thretteine schillingis, four penneis. Item of siluer wark, by the airschiipe, twa siluer peces weyand saxtene vnce wecht, ane siluer saltfatt weyand sax vnce wecht, ane dossowne of siluer spwnes, weyand tuelf vnce wecht, ane littil masser and fywe blak cuppis with siluer about the edggis thairof, weyand allewin vnce wecht, extending in the hail to fourtie fyve vnce wecht of siluer wark, by the airschiipe, price of the unce ouerheid fourtie schillingis, summa, four scoir ten pundis. Item in vtencilis and domicilis of his places of Keir, Cadder, and hows in Striuling, by the airschiipe, estimat and extending to the sowme of twa hundreth thriescoir sax pundis, threttene schillingis, four penneis.

Summa of the Inventar iij<sup>m</sup> i<sup>o</sup> lxxxxiij<sup>ib</sup> xi<sup>s</sup> viij<sup>d</sup>

Followis the dettis awin to the deid. Item thair was awin to the said wmqhile Schir James Striuling of Keir knycht, be my Lord Sempill, for the defunctis releif of caution quhilk he payit for his lordschiipe predecessouris to Thomas Marjoribankis of Ratho, the sowme of sewin hundreth pundis money. Item awin be the executouris of wmqhile Robert Grahame of Knockdoliane, conforme to his obligatioun, the sowme of thriescoir sax pundis, threttene schillingis, four penneis. Item awin be Robert Striuling of Letter, conforme to his obligatioun, the sowme of twa hundreth pundis money. Item awin be the tennentis and occupyaris of the landis of Ballindroch, &c. . . . .

Summa of the dettis awin to the deid — 1<sup>m</sup> xxiiii<sup>lib</sup>

Summa of the Inventar with the dettis — iij<sup>m</sup> ii<sup>c</sup> xvii<sup>lib</sup> xi<sup>s</sup> viii<sup>d</sup>

Followis the dettis awin be the deid. Item thair was awin be the said wmqhile Sir James Striuling of Keir, knyght, to Archibald Maistertoun in for ane annuel rent furth of the defunctis landis of Innerallon, resten the Witsonday and Mertimes termes in anno ane thowsand fyve hundreth four scoir aucht zeiris, the sowme of fourtie pundis money, &c. &c. . . .

Item awin to James Striuling Advocat in Edinburcht, for ane annuelrent furth of the landis of Glenbank, in anno ane thowsand fyve hundreth four scoir aucht zeiris, the sowme of ten pundis money. Item awin to James Striuling in Bengour, for ane annuelrent furth of the landis of Uehiltrie, in anno ane thowsand fyve hundreth four scoir aucht zeiris, the sowme of threttene pundis, sax schillingis, aucht penneis. Item awin to Jhonne Grahame in Dunnance, for ane annuelrent furth of the landis of Tomba in anno ane thowsand fyve hundreth four scoir aucht zeiris, the sowme of fourtene pundis money. Item awin to James Striuling of Auchyle, for ane annuelrent furth of the landis of Haistoun and Blairquhairne, resten in anno ane thowsand fyve hundreth four scoir aucht zeiris, the sowme of fourtie twa pundis, threttene schillingis, four pennies &c. &c. . . .

Item awin to James Striuling of Auchill, for his zeiris fie, resten in anno ane thowsand fyve hundreth four scoir aucht zeiris, the sowme of twentie pundis money. Item awin to Jhonne Striuling alias Buit, for his zeiris fie resten the said zeir the sowme of twentie pundis money. Item awin to James Striuling, brother to Williame Striuling of Law, for his fie resten the said zeir, the sowme of twentie pundis money. Item awin to David Forrester seruand, for his fie resten the said zeir, the sowme of twentie pundis money. Item awin to James Striuling, Stabuler, for his fie resten the said zeir, the sowme of threttene pundis sax schillingis aucht pennies. Item awin to Williame Baxter, Cuik, for his fie resten the said zeir the sowme of ten pundis money. Item awin to Thomas Arthur, brewster, for his fie resten the said zeir, the sowme of ten pundis. Item awin to George Gray, porter, for his fie resten the said zeir, the sowme of sax pundis threttene schillingis four pennies. Item awin to Robert Merschell, Steward, for his fie resten the said zeir, the sowme of ten pundis money. Item awin to Jhonne Dryisdaill, Gairdner in Keir, for his fie resten the said zeir, the sowme of threttene pundis sax schillingis aucht pennies. Item awin to Marioun Leslie, relict of unqhile Jhonne Ra, gairdner in Cadder, for hir fie resten the said zeir, the sowme of threttene pundis sax schillingis aucht penneis. Item awin to Petir Jhonnestoun,

seruand, for his fie resten the said zeir, the sowme of sax pundis threttene schillingis four penneis. Item to Jane Moncreif, seruand, for hir zeiris fie resten the said zeir, the sowme of sax pundis threttene schillingis four penneis. Item awin to Margaret Humbill, nureis, for hir fie resten the said zeir, the sowme of ten pundis money. Item awin to Margret Merser, nureis, for hir fie resten the said zeir, the sowme of sax pundis threttene schillingis. Item awin to Cristiane McIlroy, seruand, for hir fie resten the said zeir, the sowme of fywe pundis. Item awin to Jonett Scott, seruand, for hir fie resten the said zeir, the sowme of sax pundis threttene schillingis four penneis. Item awin to Sara Angus, seruand, for hir fie resten the said zeir, the sowme of fywe pundis money. Item awin to Helene Carrik, seruand, for hir fie resten the said zeir, the sowme of fywe pundis, money.

Summa of the dettis awin be the deid—v<sup>c</sup> lxxxiii<sup>lib</sup> vi<sup>s</sup> viii<sup>d</sup>

Restis of fre geir, the dettis deducit—ijj<sup>m</sup> vi<sup>c</sup> xxiii<sup>lib</sup> v<sup>s</sup>

To be diuidit in thre pairtis.

The deidis pairt is — — i<sup>m</sup> ii<sup>c</sup> viii<sup>lib</sup> xv<sup>s</sup>.

Followis the deidis Legacie and Lattervill.

At Cadder, the fourt day of September, the zeir of God I<sup>m</sup> V<sup>c</sup> four scoir aucht zeiris. The quhilk day I nominat and constitutis my wyf, and my sonne Archibald, my executouris and intromettouris with my haill guidis and geir, and credeittis thame tua of all thingis that mycht aperteine to me to dispone thairvpoun, for paying of all dettis awin be me, be thair discretioun. Item, I ordain all infeftmentis and securities maid betuixt my sonnes Archibald and James be surelie keepit in all pointis, and James securities to be delyuerit to himself or to his moder to keip to him. Item, I leif to Archibald all plenesingis that is on land, except samekill that is on land appertening to my wyf, and that bot hir lyfytyme onlie. Item, I ordane my wyf and my sone Archibald to pleneis the half land gifn to James, and to big him ane ressonabill hous, ather in Kippindaivie or Lanerk, and pleneis it weill and honestlie in all thingis necessar. Item, I pray and counsallis my wyf and my sonne Archibald to remane and keip hous togidder, and my wyf to be gyder of the haill lewing and hous sa lang as scho lewis, and Archibald to use hir counsall, for that is his greit weill. I pray Archibald that in nawayis he be careit away by his moderis counsale be na bodie for scho is his maist lowing freind. Item, gif it happenis, as God forbid, that my wyf and my sonne Archibald can not agrie, bot to separat thameselfis to thair awin lewingis, and hald sindrie hous, in that cais, I ordaine all plenesingis within Cadder, or that appertenis to it, ather

within the place, or without it, that appertenis to Cadder or that lewing, appertene to my wyf, vnder inuentar and caution it be furthcummane to Archibald efter hir deceis, always the airschiþe, baith in siluer wark and vther geir, apertene to Archibald. Item, I ordaine the keyis of all evidentis be delyuerit to Archibald, and it that apertenes to my wyf for seruing of hir lyfrent be delyuerit to hir self, siclyk vnder inuentar, to be delyuerit agane to Archibald at hir deceis, always that James evidentis and securities to be delyuerit to himself or to his moder to keip to him, as said is. Item, I ordane the securitie that is maid to Jhonne remane with his moder, sa lang as scho lewis, and efter hir to be delyuerit to Archibald, it is ressonabill he be sustenit. Item, I leif all that apertenis, or may apertene, to me in all thingis to Archibald, not hurting my wyf for hir tyme, and efter hir deceis all to be delyuerit to Archibald, except it plesis my wyf to leif pairt to our dochter Margret, or vther freindis, be hir discretioun. Item, I leif the helping of seruands and pure freindis to the discretioun of my wyf and my sonne Archibald. As to my counsall quhow Archibald sall gowerne him self, or quhais company and counsall he sall vse, I refer that to his awin wisdom, for I hoip in his judgment. Item, I ordane that the plenessing that is within my hous and ludging in Striuling be delyuerit to my wyf, becaus scho is in coniunctfie with me of it, and zit vnder inuentar and caution that it be redelyuerit agane to my sone Archibald at hir deceis. Item, becaus I haif ordanit that my wyf and my sonne Archibald sall remane togidder, and hald hous togidder, and my wyf gydar of the haill lewing, bayth apertening to hir and him, and that for his weill and putting afoirhand siluer to redeme the land that lysis in vadset, I ordane that as siluer is put afoirhand, that the wodset land be redemit, and first of that land that my wyf is in coniunctfie of, becaus my sonne is obleissit to mak hir coniunctfie frie of all wodsettis. Item, becaus I haif maid alradie my sone Archibald assignay to all my reuersiounes, contractis, obligatiounes, and all vther dettis that I may craif, I ratifie the samyne, and constitutis him of new my assignay, to all as he wer my eldest sonne and air, and surrogatis him in his place in all thingis, as he wer my werrie lauchfull air. Item, I ordane my sonne James to wait weill upoun his brother Archibald, and be ane gude seruand to him, and thame bayth to be gude and kynd sonnes to thair moder, that thay may be all togidder, and spend thair lewing togidder sa lang as scho lewis, and James to marie be the adwyse of his moder and his brother Archibald. God gif my wyf dayis to leif with thame, and be ane gude moder and gowernor to thame, and thay to be gude obedient sonnes to hir, quhilk gif thay do, I dout not bot God sall assist thame with his holie spreit, that thay may leif togidder in luif, upright to God, trew to the prince, and kynd to thair freindis. My blessing I leif with thame, and all my bairnes, oyis, and freindis. This I leif for my

Latterwill be this my testament, writtin and subseriuit with my hand, day, zeir and place foirsaid.

Sic subscribitur. JAMES STRIUELING of Keir.

We Maisteris Johnne Prestoun, Eduard Bruce, Johnne Arthor and Johnne Nicolsoun, Aduocattis, Commissaris of Edinburgh, speciallie constitut for confirmatioun, be the tennour heirof, ratifeis, appreuis, and confirmiss this present Testament . . . .  
At Edinburgh the nynt day of December I<sup>m</sup> V<sup>c</sup> four scoir eleuin zeiris.

CONTRACT of MARRIAGE between Sir Archibald Stirling of Keir, Knight, and Grissel Ross, daughter of Jane Sempill, Lady Ross, 18th March 1589.

200. AT Glesgw the auchtene day of Merche, the zeir of God I<sup>m</sup> V<sup>c</sup> lxxx nyne zeiris : It is appointit, contractit, and matrimoniallie endit, betuix the honorabill pairteis following, to wit, Sir Archibald Striueling of Keir, knyecht, as principall, John Neper feare of Merchinstoun, Johne Murray of Twchadane, Johnne Striueling of Craigharnett, Henrie Striueling of Ardocht, James Kinross of Kippenross, and Williame Striueling of Law, conjunctlie and seuerallie, as Cautionaris and sourteeis for him, for fulfilling of his pairt of this present contract, wpone the ane pairt, Dame Jeane Sempill, Ladie Ross, Grissel Ross hir dochtir, as principallis, Robert Montgomrie of Skelmurlie, Hew Montgomrie of Hisselheid, Robert Sempill fear of Fuluod, John Blair of that ilk, Allane Lokhart of Cleghorne, and Harie Stewart of Cragiehall, as cautionaris and sourteeis for thame, for fulfilling of thair pairtis of this contract, on the vther pairt, in maner, forme, and effect as eftir followis, that is to say: The said Sir Archibald sall, God willing, marie to his spousit wyfe the said Grissel, [and sall] solempnizat and compleit the band of matrimonie with hir in face of holie kirk, betuix and the fyvetene day of Junii nixtocun, and befor the said mariage sall dewlie and sufficientlie infest the said Grissell, in hir virginite, in lyfrent for all the dayes of hir lyvetye, in all and hail his landis of Wehiltreis Eistir and Wester etc. . . . For the quhilkis caussis, and mariage to be solempnizat, as said is, the said Jeane Ladie Ros, and hir cautionaris aboue writtin, bindis and obleissis thame . . . to pay to the said Sir Archibald . . . the sowme of sex thowsand merkis money of this realme in name of tochir with the said Grissael . . . In witnes quhairof, baith the saidis pairteis, and cautionaris aboneurittin, hes subseriuit this present contract with thair handis, as followis, day, zeir, and place aboneurittin, befor thir witnessis, Sir James Edmestoun of Duntreth knyecht, Johne Striueling of Glorett, Johne Maxwell of Pottirhill, William Sempill of Bruntscheillis, William Striue-

ling Persone of Aberfule, and Johnne Muschett Schiref Clerk of Striueling, James Striueling of Auychill, Richart Bailzie servitour to the said Ladie Ross.

ARCHIBALD STRIUELING of Keir Knycht.

JEAN SEMPILL L. ROSS.

GRISSELL ROSS.

HARIE STEWART of Craigiehall, ALLAN LOKIHART of Cleghorne, HEW MONTGOMERIE of Hissilheid, BLAIR of yat ilk, ROBERT MONTGOMRIE of Skelmurlie, ROBERT SEMPILL feare of Fulvod, JOHNNE NEPER feare of Merchinstoun, JOHNNE MURRAY of Tuchaden, HENRIE STIRLING of Arduch, JAMES KINROSS of Kippenross, WILLAME STRIUELING of Law, JOHNNE STRIUELING of Craigbarnet.

CONTRACT between Sir Archibald Sterling of Keir, Knight, and John Hammiltoun of Bardowye, 13th January 1592.

201. AT Cadder, the threttene day of Januar 1<sup>M</sup> V<sup>c</sup> fourscoir tuelf zeiris. It is aggreit betuix Schir Archibald Sterling of Keir knycht, on the ane part, and Jhon Hammiltoun of Bardowye, on the vther part, in maner following, to wit; Forsamekill as the said Jhon Hammiltoun hes ane rycht and tytill maid to him of the landis of Wester Bankeir, liand within the perochin of Campsy, be Jhon Sterling of Bankeir, and that be vertew of tak and assedatioun grantit be the said Jhon Sterling to the said Jhon Hammiltoun and to his spows, quhairof thair is zeris to ryn, for the payment of certan dewitie to the said Jhon Sterling, as is contenit in the said tak; And alsua forsamekill as the said Jhon Hammiltoun is infeft be the said John Sterling, with consent of the said Schir Archibald, in ane annuelrent of sex bollis meill zeirliche to be tane furth of the saidis landis of Bankeir, vnder reuersioun contenand the sowm of tua hundreth merkis, as the contract, infeftment, and seasing grantit thairvpon proportis; Nochtwithstanding quhairof, the said John Hammiltoun of Bardowye promiseissis faythfullie be thir presentis to the said Schir Archibald, and oblissis him, that quhowsone, or at quhat tym, the said Schir Archibald sall content and pay to him the said Jhon Hammiltoun the forsaid sowm of tua hundreth merkis money, togidder with sik vther sowmes of money as the said Jhon Sterling salbe fund justlie addettit to the said Jhon Hammiltoun, or that salbe aggreit on betuix the saidis Jhon Sterling and Jhon Hammiltoun, to be awand be compt and rekning; Than and in that cace, the said Jhon Hammiltoun sall entir the said Schir Archibald in his place of the said tak of Bankeir and infeftment of the annuelrent forsaid, and sall renunce, quyit-clame, and ouergiff in the said Schir Archibaldis favour, his said rychtis maid to him of the saidis landis of Bankeir and annuelrent forsaid, to-

gidder with all vther rycht, tytill, clame, or entres, that the said Jhon Hammiltoun can acclame or pretend thairto, be ony vther maner of way, to the effect the said Schir Archibald may peaceblye bruik the saidis landis, without hynder or clagg to be maid to him be the said Jhon Hammyltoun thairto in all tym cuming. Provyding alwayis that the said Schir Archibald obtene and haif the said Jhon Sterlings consent to the premissis. In wtnes quhairof bayth the saidis parteis hes subscrivit thir presentis with thair handis, day, zeir and place forsaid, befor thir wtnes, James Striuling of Kippendavey, M<sup>r</sup>: William Sterling Person of Abirfule, Alexander Schaw, and David Forester, servitouris to the said Schir Archibald.

ARCHIBALD STERLING of Keire.

JOHN HAMYLTON of Baredowe.

CONTRACT between Sir Archibald Stirling of Keir, Knight; Dame Jeane Cheisholme, Lady Keir, his mother; and William Sinclair of Galwaldmoir, and James Sinclair his brother, 8th April 1596.

202. At Stirling the viii day of Apryle, the zeir of God 1<sup>st</sup> V<sup>c</sup>: fourscore saxtine zeiris; It is appointit, contractit, and finallie agred betuix thir parteis following, to wit, Sir Archibald Stirling of Keir, knycht, Dame Jeane Cheisholme, Lady Keir, his mother, and the said Sir Archibald as taking the burding vpon him for the remanent his kin and freindis, on the ane part, William Sinclair, now of Galwaldmoir, sone and aire of vmquhill William Sinclair of Galwaldmoir, and James Sinclair his brother, for thameselfis, and takand the burding vpon thame for thair vther brother and sistir, and remanent thair kin and freindis, and all vtheris hawand or pretendand entres to the landis and actioun vndirwritin, on the vther part, in maner forme and effect as eftir followis, that is to say: Forsameikle as vmquhill Sir James Stirling of Keir, knycht, had all and haill the landis of Auchinbie, with thair pertinentis, lyand within the parochin of Dunblane, pertening to him be tua sewerall rychtis, the ane thairof be alienatioun and dispositioun maid be vmquhill Sir Johne Stirling of Keir knycht, father to the said vmquhill Sir James, to be haldin of our souerane lordis most noble progenitouris; the vther be infestment of fewferme maid be vmquhill Williame Bischope of Dunblane, to the said vmquhill Sir James, his airis, and assignais thairoff; the quhilk landis wer annaleit and disponit be the said vmquhill Sir James to the said Sir Archibald his sone, his airis and assignais, and be the said Sir Archibald to vmquhill James Stirling of Kippendawie his brother, quhairthrow thay had the vndoubtit rycht, titill, kyndnes and possessioun of the saidis landis: Nochtwithstanding quhairoff, the said vmquhill William Sinclair,

without ony iust caus or occasioun mowit and gewin to him, maist vnnaturalle, vnkyndlie, and aganes all freindly deutie, purchest and obtenit of our souerane lord, to him self, his airis, and assignais, ane infetment of fewfermes of the saidis landis of Auchinbie, as being ane part of the temporall landis of the said bischoprik of Dunblane, and perteing to our said souerane lord, be resson of the annexatioun of kirk landis to his Majesteis crowne, and alledgit becuming in his bienes handis and at his dispositioun, throche nonconfirmatioun of the said vmquhill Sir James infetmentis thair of foirsaid, grantit to him be the said vmquhill William Bischope of Dunblane, intending thairby to haue dispossesst the said vmquhill Sir James Stirling and his predicessouris possessioun and kyndnes of the saidis landis perteing to thame in maner foirsaid: Be occasioun quhair of proceedit and ingenerit grit enmitie and discentioun betuix the said vmquhill Sir James, his said sones, and the said vmquhill William Sinclair, and sindrie persuitis and actiounes mowit aganes vtheris thairthrow, and at the last maist vnnaturally and vnhappilie, vpon grit suddentie, fell out the lamentable slauchter of the saidis vmquhill James Stirling, vmquhill William Sinclair, Edward and George Sinclairis his sones, and the hurting and wounding of the said William thair brother, committit vpon Witsunday the third day of Junii 1<sup>re</sup>: V<sup>re</sup> foirscoir threttine zeiris, sen the quhilk tyme the said feid and enimitie hes continewit betuix the saidis parteis, quhill now that the said Sir Archibald, eftir the said lang enimitie and deidlie feud, be command of his Majestie, and be the earnest trawell of the brether of the ministrie, and especally tuiechit with ane christiane charitie and dewtie, being brocht and mowit to condescend and agrie to the rechting of the samen: Thairfoir for bureing and away taking thair off, and of all rancour, malice and hatren consawit thairfoir, the said Sir Archibald and the said Dame Jeane for thame selfis, and als the said Sir Archibald as takand the burding foirsaid, sall giue and grant to the said William Sinclair, James his brother, thair kin, freindis, allya, assisteris and partakeris, ane letter of slanes for the slauchter of the said vmquhill James Stirling committit at the tyme foirsaid, remitting, forgiffing, and dischairging the samen, and all rancour and malice of hert, with all actioun, criminall, and eiweill, quhilk thay hed, hes, or may haue thairfoir, in maist ample and lairge forme, as the said Williame and his said brother pleasis dewyse: Lyk as also the said William Sinclair and James his brother, for thame selfis, and takand the burding vpon thame in maner foirsaid, sall giue and grant to the said Sir Archibald ane letter of slanes to the said Archibald, for the slauchter of the said vmquhill William Sinclair, Edward and George Sinclairis his sones, hurting, wounding of the said Williame self, remitting, forgewing, and dischairging the said Sir Archibald his kin, freindis, allya, assisteris, partakeris and ser-

wandis thairof, and all rancour and malice of hert for the samen, with all actioun, criminall and ciweill, quhilkis thay hed, hes or heireftir may haue or mowe aganes the said Sir Archibald and his foirsaidis thairfoir in maist ample and lairge forme, as he pleasis to dewyse: And fardir, the said William Sinclair acknowledging the said infetment of few ferme of the saidis landis of Auchinbie, purchest be his said vmquhill father, maist vrangouslie, vnnaturallie and vnkyndlie ower the said Sir Archibald and his said vmquhill brotheris head, to be the only ground and fundament of the foirsaid slauchteris; thairfoir to the effect the samen be nocht the occasioun of fardir trouble and discensioun betuix the saidis parteis in tyme cuming, the said William Sinclair, for him, his airis, and successouris, hes ratefeit and approwit the said Sir Archibaldis infetmentis, rychtis, and titillis quhatsumewir acqyrit be his said vmquhill father and brother and be him self, to the saidis landis of Auchinbie in all the headis, pointis and articlis thairof, togiddir with the possessioun of the samen . . . As als the said Williame for him self, and his foirsaidis, be the tenour heirof, renunciis, quietclames, and owir giffis to the said Sir Archibald his airis and successouris, and in thair fawouris, the foirsaidis infetment of the saidis landis of Auchinbie purchest be the said vmquhill Williame Sinclair his father, with his awin retour, service, and sesing thairof, as air to his said vmquhill father . . . In witnes quhairof thay haue subseryuit the samen, day, zeir and place aboue writin; befor thir witness, Sir James Cheisholme of Dundorne, knycht, Mr. Hary Lewingstoun, minister at Sanct Ninianes kirk, James Drummond, James Blacuod, and Johne Muschet.

WILLIAM SINCLARE

off Galvaldmoir.

JAMES SINCLARE.

JAS. CHEISHOLME,

witnes to the haill.

A. LEVINGSTONE,

witness to the heall.

JAMES BLAKWOD, witnes.

ARCHIBALD STERLING of Keir.

JANE CHEISHOLME, LADY KEIR.

MEMORANDUM of a Contract to be made between Sir Archibald Striuling of Keir, Knight, Dame Grizel Ros his spouse; and John Striueling of Wester Bankeir, and Margaret Colquhone, his spouse, 4th May 1597.

203. MEMORANDUM.—Anc contract to be maid betuix Schir Archibald Striuling of Keir knycht, and Dame Grissell Ros his spouse, on the anc part, and Johne Striuling of Wester Bankeir, and Mergaret Colquhone his spous, on the vther part, vpon thir headis following: In the first, that the said Johne and his spous salbe obleist to sell, annalie and dispone to the said Schir Archibald and his said spous in lyfrent, for all

the dayis of thair lyfetye, and to William Striuling thair son, his airis and assignais, in fee and heretage, all and hail his saidis landis of Wester Bankeir, with houssis, biggingis, zairdis, coilheuchis, and all thair pertinentis, to be halden of his superiour thairof, als frelie as he haldis the samin, and that ather be resignatioun, or be chartour and confirmatioun of the samin, with claus of werrandice, and sall mak all vther rycht thairanent, as the said Schir Archibald and his said spous sall devyse for thair securitie of the premissis: Item, that the said Johne sall mak the said Schir Archibald his spous and sone and his foirsaidis, cessioneris and assignais in and to all and quhatsumeuer reuersiones maid and grantit to him for redemptioun of all and quhatsumeuer annuelrentis annaleit be him furth of the saidis landis, and in and to the redemptioun of the samin, and to weirrand the samin fra all deid done be him that may hurt or stay the samin redemptioun: For the quhilkis causis the said Schir Archibald and his said spous to be bund and obleist to pay to the said Johne, the sowme of fyve thowsand merkis money, at the termes and in maner following, that is to say, that the said Schir Archibald and his spous sall retene in thair handis samekle of the said sowme as will redeme the saidis annuelrentis, and pay the byrum annuellis thairof, and the said Johne hes alreddie ressaut of the said sowme the sowme of twa hundreth merkis, and the rest of the said sowme to be payit at the termes of Witsunday and Mertymes nixtocum, quhairof thai salbe obleist to pay sex hundreth merkis at Witsunday nixtocum allanerlie, and the rest at the said Mertymes nixt thairefter: Item, that the said Johne sall renunce and discharge the sowme of fourty merkis money, quhilk vmquhill Schir James Striuling of Keir knycht his fadder, and his tennentis of Cadder, was obleist be contract to haiff payit zeirlie to the said John during his lyfetye; and that part of the said contract safare as concernis the samin sowme off all zeris and termes bygane, and in tyme cuming during the said Johnis lyfetye: And als that the saidis parteis sall discharge the contract betuix thame, be the quhilk the said Johne ressaut the sowme of four hundreth merkis, and wes obleist to haiff infest the said Schir Archibald and his foirsaidis in ane annuelrent of twa bollis victuall for euerie hundreth thairof. At Keir, the ferd day of May I<sup>m</sup> V<sup>c</sup> four scoir sevintene zeris, befor thir witness, Maister William Erskene persone of Campsie, and James Striuling aduocat, with vtheris diuers.

ARCHIBALD STERLING of Keire.

MEMORANDUM.—Ane obligatioun to be maid be the said Schir Archibald at the perfyting of the said contract, quhairby he salbe obleist to caus his tennentis of his ten townis of Cadder, Ballindrocht, Haystoun and Blaquharne, carye euerie town thairof ane dessoun of leadis of coillis zearlie and ilk zeir to the said John and his spous during thair lyfetemes, to the town of Glasgw, in quhat ludgeing thair he salhappin to be

duelling for the tyme, fra ony heuch in Campsie, or vther heuch within four myles fra the said toun of Glasgw.

JHONE STERLING of Bankeir.

ARCHIBALD STERLING of Keire.

WM. ERSKYN, vitnes.

JAMES STRIULING, vitnes.

OBLIGATION by John Striuling of Bankeir to Sir Archibald Striueling of Keir, Knight, his spouse, and son, 19th January 1597.

204. I JHONE STRIUELING of Bankeir be the tennour heirop bindis and oblissis me, my airis and assignais, to the richt honorable Schir Archibald Striueling of Keir knycht, Deme Grissell Rois his spous, and Williame Striueling thair sone, thair airis and assignais; that becaus Isobell Fleming standis infest in the landis of Bankeir, disponit be me to thame, vnder reuersioun of four hundrecht merkis money; that betuix and Martimes nixtocum, I sall obtene to thame the said Isobellis renunciatioun thairof in dev forme, and sall varrand thame thair airis executouris and assignais of the said foure hundrecht merkis, and of all byrvne annuellis, or of ony termis tocum, that ony wyis the said Isobell or hir airis may suit or craif ony wyis fra thame or thair foirsaidis furecht of the saidis landis, directle or indirectle, in all tymes cuming . . . In vitnes heirop this my obligacioun, subscreyvit with my hand, the bode vrittin be Archibald Gibbsoun notar, at Caddar, the xix daye of Januar, the zeir of God I<sup>M</sup> V<sup>C</sup> LXXX sevintene zeris, befor thir vitnes, Johne Hovstoun apperand of that ilk, M<sup>r</sup> William Erskine Persoun of Campse, Alexander Schaw, James Striueling, Daud Fosteir, seruitouris to the said Archibald, and Archibald Gibbsoun notar.

JHONE STIRLING of Bankeir.

JOHNE HOWSTON apperant off that ilk vittnes.

W<sup>M</sup> ERSKYN vitnes.

ALEXANDER SCHAW Vittnes.

CONTRACT of MARRIAGE between James Striviling, eldest son and heir of Sir Archibald Striveling of Keir, Knight, and Anna Home, eldest daughter of Sir George Home of Wedderburne, Knight, 9th July, 13th, 14th, 15th, 16th August, 1606.

205. At Perth, Polvert, Spilmerfurdmylne, Colintoun, Dunblen, Burnbank, the nynt daye of Julii, xiii, xiiii, xv, xvi dayes of Augustt the zeir of God, Jai vi<sup>e</sup> and sex zeiris: It is appointit, aggreit, and finallie contractit, betuix the honorable partis following, to wit Sir Archibald Striveling of Keir knycht, for him self and takand the burding vpone him for James Striviling, his eldest sone and apperant air, and alsua the said James for him self, with expres aduys and consent of his said father, as lawchfull adminis-

tratour, tutour, gyder and governour to him of the law, for his intres, on the ane part ; and Sir George Home of Wedderburne knyght, for him self, and takand the burding vpon him for Anna Home, his eldest lawchfull dochter, and alsua the said Anna for hir self, with expres aduys and consent of hir said father, as lawchfull administratour, tutour, gyder, and governour to hir of the law for his intres, on the vther part ; in maner, forme, and effect as efter followis ; that is to say, the saidis James Striviling and Anna Home sall, God willing, solemnizat and compleit the band of matrimonie betuix thame in face of holie kirk, as the ordour thair of requyris, and that betuix the date heirof, and the ellevint day of November nixtocum, or sooner gif it sall be thoct expedient be the saidis partis ; and befor the compleiting thair of the said Sir Archibald in contemplatioune of the said mariage, and for the sowme of money efter specifeit, to be payit in name of tocher as followis, be thir presentis bindis and oblissis him and his airis, with all gudelic diligence, to infest dewlie and sufficientlie, be chartour and seasing, titulo oneroso, the said Anna Home, in hir pure virginie, in lyfrent for all the dayes of hir lyftyme, in all and haill the ten pund land of Keir . . . Reservand alwayes, in the said infestmentis, to Dame Jean Chisholme Lady Keir, mother to the said Sir Archibald, hir lyfrent . . . and lykwayis reservand to Dame Grissell Ross, spous to the said Sir Archibald, hir lyfrent . . . Quhilkis landis and vtheris respective foirsaidis ar acceptit be the said Anna, with consent of hir said father, be expres conditione heirof, in full contentatioune and satisfactioun of hir terce and thrid of all vtheris landis quhilk may fall and pertene to hir be deces of hir said future spous : And sielyk the said Sir Archibald be thir presentis bindis and oblissis him and his foirsaidis to infest . . . the said James Striviling, his sone and apperand air, and the airis male lauchfullie to be gottin betuix him and the said Anna his said future spous ; quhilkis failzeing, the said James his narrest and lawchfull airis male quhatsumevir, berand the surname and arms of Striviling, and thair assignayes, heretable, in . . . the lands and baronie of Keir . . . Reserving alwayes to the said Sir Archibald his lyfrent . . . And becaus the haill landis and leving of Keir ar talzeit to the airis male, sua that be the prouisioune of the said talze the airis female to be procreat betuix the said James and his said future spous will be alluterlie debarrit fra all successioun thairin to the said James ; Thairfoir, and for help to the saidis airis female to thair mariages, the said Sir Archibald and the said James his sone, with ane consent and assent, be thir presentis bindis and oblissis thame . . . to content and pay to the saidis airis female to be procreat betuix the said James and his said future spous, the sowmes of money efter specifeit, viz., gif thair be bot ane air female, the sowme of \u00a2twenty thowsand merkis money of this realme to hir ; gif thair be bot tua airis female, the sowme of twenty four

thowsand merkis to be devydit equally betuixt thame ; and gif thair be ma nor tua airis female, the sowme of tuentie thowsand pundis equally amongis thame, for thair tocheris and help to thair mariages, with parteis aggreable to thair estatis, and that how soun the saidis airis female salbe of the age of sextene zeiris complete, and in the meintyme to intertine educat and vprbring the saidis hail airis female honorable and virteouslie according to thair estates . . . For the quhilkis caussis, the said Sir George Home of Wedderburne knycht as principall, and Sir Patrick Home off Ayittoun, Sir John Home of Blakatour, Sir James Foulles off Colintoun, and John Johonsoun burges of Edinburgh, as cautionaris, sovriteis, and full debtouris for him, be thir presentis, bindis and oblissis thame . . . to content and pay to the said Sir Archibald Striviling of Keir, and his airis, the sowme of aughtene thowsand merkis money of this realme, in name of tocher with the said Anna . . . And for observing, keping, and fulfilling of this present contract, and everie heid, article, claus, and conditione thairrof, for the part of the said Sir Archibald Striviling, Sir James Forrester of Garden, James Chisholme of Cromlix, Sir George Muschett of Burnbank, James Kynros Fear of Kippanros, are becum, and be thir presentis becumis, cautionaris and sovriteis for him . . . In wites heiroff baith the saidis parteis and cautionaris haue subscriuit this present contract with thair handis, as followis, (writtin be James Leslie notar publict,) day, zeir and place fairsaidis, befor thir witnesses, viz., Jhone Commendatar of Halyrudhous, Jhone Murray of Tuchadam, and Richard Cass writter, witnesses to the subscriptions of the principall parteis, and subscriptiones of Garden and Blaketer, cautionaris, John Erll off Marr etc., David Home zounger of Wedderburne, M<sup>r</sup> Henry Stirling servitour to the Laird of Wedderburne, James Stirling servitour to the said Sir Archibald Stirling, David Muschett portionar of Murdochhiston, John Muschett in Mylne of Torre, M<sup>r</sup> Henry Kynross.

MAR wites.

HALYRUDHOUS vitnes

JHONE MURRAY of Tuchadam vitnes

R. CASS wites

D. HOME wites.

M. HARIE STIRLING wittness.

JAMES STERLING vitnes.

DAVID MUSCHETT vitnes to the Lard of Cromlix and Mvschett subscriptiones.

JOHNE MVSCHETT vitnes.

M<sup>r</sup> HENRY KYNROS wites and fillar of the blankes abowwrittin.

GEORGE HOOME.

ARCHIBALD STERLING of Keir.

JAMES STERLING.

A. HOME.

S. PA. HUME.

J<sup>o</sup> HOME cautioner.

J. JHONSTONE cavtionar.

JAMES FOULIS cautioner.

Sir JAMES FORESTER of Garden cautioner.

JA. CHEISHOLME of Cromlix cautionar.

G. MUSCHET cationer.

JAMES KYNROS cautioner.

OBLIGATION by [Sir William Livingstoun of] Kilsyth to Sir Archibald Sterling of Keir, Knight, 16th December 1609.

206. THES sall testiffie, that nochtwithstand Schir Archebald Sterling off Keir knycht, be werteu off ane contract off the dait heiroff, anent the disposition off the superioritie off the landis off Kingkaid and Birdstoun, is oblist to caus Dame Grissell Ross his spous cum judicially and ratifie the said contract; zet becaus the said Schir Archebald assures me that his said spous is nocht infest, nor hes no ryecht to the saidis landis, quhair-through it is necessar that scho consent; I am content, be this my tikat, that I sall nocht wrge hir to compeir judicially, nochtwithstanding off the said condition abov mentionat: Alsua, becaus in ane bakband giuen be me to the said Schir Archebald, whairin it is conditionet that incaice the [said] Schir Archebald sall delyuer to me ane sufficeient infestment past the seillis off the landis off Kinkaid and Birdstoun, taxt vard and mariage, as in the said bakband off the dait heiroff is mentionat; zet it is onderstand, and our mening is thairanet, that giff it sall happin that the said Schir Archebald, betuix and the tyme mentionat in the said backband, whilk is the first off Apryll nixto-cum anno I<sup>m</sup> VI: ten zeris, to obtene and delyver to me ane lauffull signatour, past lauffullie be his Majesties Tresorer and componet, and that the said signatour beiring taxt ward and mariage, conform to my said bakband, be nocht reuoiket, bot stand and remain fre to me to pas through the seills; then and in that cace I sall accept the samen, and pas the samen through the seillis on my aun charges, nochtwithstanding in the said bakband it be said that the said Schir Archebald sould pas the seills thairoff: In witnes whairoff I heff subscriuit this my lettre, wrettin with my hand, at Edinburgh, the xvi of December 1609; witnes, George Forster younger off Corstorphin, Jhon Leuingston of Baldoren, James Godlat, with others.

KILSAYTH.

G. FORRESTER witnes.

J. LEUINGSTOUN witnes.

RETOUR of Sir Archibald Stirling of Keir, Knight, as heir of Sir James Stirling of Keir, Knight, his father, 8th July 1613.

207. HEC Inquisitio facta fuit super viridi apud Castrum de Down, loco curiarum Senescallatus de Menteyth vsitato, octauo die mensis Julii, anno Domini millesimo sexcentesimo decimo tertio, coram honorabili viro, Dauide Haldane, Senescallo deputato dicti senescallatus, per probos et fideles homines patrie subsequentes, videlicet, Joannem Murray de Touchadame, Dominum Georgium Muschett de Burnebank militem, Do-

minum Jacobum Chisholme de Cromlix militem, Jacobum Kinros de Kippenros, Alexandrum Levingstoun de Tertirren, Adamum Cunynghame de Chapeltoun, Walterum Leckie de Poldir, Robertum Stewart de Culbeg, Davidem Muschett de Calzechate, Magistrum Jacobum Schaw de Knokhill, Jacobum Edmonstoun de Newtoun, Duncanum Patersoun, prefectum burgi de Striviling, Christopherum Alexander, et Archibaldum Allane, balliuos eiusdem, et Andream Alexander, burgensem ibidem : Qui jurati dicunt, quod quondam Dominus Jacobus Stirling de Keir miles, pater Domini Archibaldi Stirling nunc de Keir militis, latoris presentium, obiit ad fidem et pacem supremi domini nostri Regis : Et quod dictus Dominus Archibaldus Stirling est legitimus et propinquior heres eiusdem quondam Domini Jacobi Stirling, sui patris : Et quod est legitime etatis : In cuius rei testimonium, sigilla quorundam eorum qui dicte inquisitioni intererant faciende, vna cum breui regio intus clauso, et sigillo officii dicti senescallatus dorso presentium affixo, presentibus sunt appensa, die mensis, et anno prenotatis : Extractum de libro causarum dicti Senescallatus de Menteyth, per me, Jacobum Don notarium publicum ac clericum dicte curie, testantibus meis signo et subscriptione manualibus. Sic subscribitur, JA. DON, Clericus dicte Curie.

Hec est vera copia principalis retornatus super premissis in Cancellaria supremi domini nostri regis remanentis, copiata et collationata per me Magistrum Joannem Scott de Scottistarvett, eiusdem Cancellarie Directorem, sub meis signo et subscriptione manualibus.

Jo. Scott.

CONTRACT of MARRIAGE between Sir John Striuling, eldest lawful son of Sir Archibald Striuling of Keir, Knight, and Margaret Monteith, daughter of Sir William Monteith, elder of Kers, Knight, 9th July 1613.

208. AT Alveth, the nynt day of Julii, the zeir of God I<sup>m</sup> vj<sup>e</sup>: and threttene zeiris : It is appointit, contractit, and finallie aggreit betuix the honourabill pairties vnder writtin, thay ar to say, Schir Archibald Striuling of Keir, Knycht, for himself, and takand the burding on him for Schir Johnne Striuling, his eldest lafull sone, procreat betuix him and Dame Grissell Ross his spous, and the said Schir Johnne for himself, with expres avyse, counsall, and consent of his said father, on the ane pairt, and Schir William Monteith elder of Kers, knycht, for himself, and takand the burding on him for Margaret Monteith, his lafull dochter, and the said Margaret for herself, with expres advyse counsall and consent of hir said father, on the vther pairt, in maner forme and effect as eftir followis, that is to say ; the said Schir Johnne Striuling, with avyse, counsall, and consent of his said father, and of Dame Grissell Ross his

said mother, hes takin, and be thir presentis takis, the said Margaret Monteith to his lauffull wyff; lyk as the said Margaret, with avyse, counsall, and consent of hir said father, hes takin, and be thir presents takis, the said Schir Johnne Striuling to hir lauffull husband, and ather of the saidis Schir Johnne and Margaret faithfullly promittis to compleit and solempnizat the halie band of mariage togidder, in faice of Chrystis kirk and congregation dewlie as effeiris, betuix the day and dait heirof and the

day of September nixtoecum, but langer prorogatioun or delay: In contemplatioun of the quhilk mariage, and for the sowme of tocher vnderwritin, to be payit at the termes and in maner eftirspecificett, the said Schir Archibald Striuling of Keir Knycht, and the said Schir Johnne Striuling his sone, faithfullie bindis and obleissis thame, and thair airis . . . with expres avyse, consent, and assent of the said Dame Grissell Ross, spous to the said Schir Archibald . . . befor the solemnizatioun of the said mariage, dewlie, valiable, and effectualle to infest and seis the said Margaret Monteith future spous to the said Schir Johnne, in hir virginite, in lyfrent, for all the dayis of her lyfetime, in all and haill the toure, fortalice, and plaice of Gardene, with the maynes and croftis and mylne thairof, and thair pertinentis, and landis of Middill Gardene . . . quhilkis lifrent landis and vtheris, baith principall and warrandyce, particularlie above specifiet, the said Margaret Monteith, with expres avyse, counsall, and consent of the said Schir William Monteith of Kers, Knycht, her father, hes acceptit, and be thir presentis acceptis, in full contentatioun and satisfactioun to hir of hir terce and thrid of all vtheris landis, annual rentis, roomes and possessiounes quhilkis may fall and appertene to hir throw deceis of the said Schir Johnne Striuling hir future spous, be the lawis and practick of this realme, gif it sall happin him at the plessour of God to depairt this mortall lyff befor her . . . And becaus of the prouision of taillie contenit in the said Schir John Striulings infestmentis of the fornamet landis and vtheris provydit to him be his said father to his airis maill thairin contenit, gif it sall happin him to haue na airis maill lawfullie to be gottin betwix him and his said future spous, extant on lyff the tyme of his deceis, quha may succeid to him in the saidis landis, bott allanerlie to haue dochteris ane or mae, lauffullie to be procreat betuix him and his said future spous, quha will be debarrit and excludit fra all successioun to him in the saidis landis, and the samyu, failzieing of ayris maill lawfullie to be gottin betuix thame, will thairby fall and pertene to his airis maill quhatsumeuir, thairfoir and in that cais, it is provydit and agreit vpoun betuix the saidis pairteis, that failzieing of airis maill lauffullie to be gottin betuix the said Schir Johnne Striuling and his said future spous, extant on lyff the tyme of his deceis, that his airis maill quhatsumeuir succeeding to him in the saidis landis sall be haldin and

astrietit to content and pey to the saidis dochteris, gif ther be only ane, the sowme of tuelf thowsand merkis money foirsaid, gif ther be tua, the sowme of sextene thowsand merkis equalie betuix thame, and gif ther be ma nor tua, the sowme of twentie thowsand merkis equalie amangis thame, and that immediatlie eftir the deceis of the said Schir Archibald Striuling of Keir knyecht, the saidis dochteris being alwayis than past the aige of fourtene zeiris compleit, and ay and quhill they be of the said aige, the saidis airis maill qubatsumeuer salbe haldin to pey to the saidis dochteris ilk ane of thame zeirlic the sowme of thre hundreth merkis money foirsaid for thair honest entertenement ay and quhill thai be past the aige foirsaid as said is, but fraude or gyle . . . For the quhilkis causis abonewrittin, the said Schir William Monteith of Kers Knyecht faithfullie bindis and obleissis him his airis, successouris to his landis, and intromitteris with his goodis and geir quatsumeuer, thankfullie to content, pey and delyver to the said Schir Archibald Striuling of Keir, Knyecht, and Dame Grissel Ross his spous, thair airis and assignais, the soume of tuelf thowsand merkis good and vsuall money foirsaid of this realme of Scotland, in name of tocher, with the said Margaret Monteith . . . And for performing, keiping and fulfilling of this present contract, in the haill heidis, articles, and clausis thair of, for the pairt of the said Schir Archibald Striuling of Keir Knyecht, and his said sone, thay haue fundin Schir James Striuling fear of Keir Knyecht, sone to the said Schir Archibald, cautionar and seuertie for thame . . . And for fulfilling and keiping of this present contract for the pairt of the said Schir William Monteith Elder of Kers Knyecht, he hes fundin Schir John Bruce of Airth, Knyecht, Schir Walter Dundas of that ilk Knyecht, Schir William Monteith of Newlandis Knyecht, Schir Johnne Bruce of Kincavill Knyecht, and William Drummound of Pitcarne, cautionaris and seuerties for the said Schir William Monteith elder . . . In wites of the quhilk thing, baith the saidis pairteis and cautionaris foirsaidis haue subseryvit thir presentis with thair handis, as followis, (writtin be Johnne Robene seruitour to Johnne Williamsone, Shiref and Toun Clerk of Striuling,) day zeir and plais foirsaidis, befor thir witnessis, Johnne Murray of Touchadame, Schir William Erskyne Knyecht, William Striuling Fear of Ardoche, Alexander Monteith of Mongall, witnesses to the subscriptiounis of the saidis haill principall parties contracteris abone specifeit, and of the saidis Schir William Monteith and William Drummound, tua of the cautionaris abouenominat.

JHONE MURRAY of Tuchadam Witness.

W<sup>m</sup> ERSKYN Witnes.

WILLIAM STERLING Witnes.

A. MONTEATHE Witnes.

S<sup>r</sup> W. MONTEATH Cationar.

JAMES STERLING Cationar.

S<sup>r</sup> W. DWNDAS of y<sup>t</sup> Ilk Cationer.

S<sup>r</sup> JO. BRUCE of Artht Cationer.

G. DWNDAS Witness.  
 RO. DUNDAS Witness.  
 PATRIK BRUCE Vitnes.  
 JAMES DICKSONE Witness.  
 JAMES STERLING Witness.  
 T. MONTEATHE Vitnes.  
 M. JHONE EDMESTOUN Witness.

W<sup>m</sup> DRUMMOND, Cationar.  
 S. ARCHIBALD STERLING of Keir.  
 GRISSAL ROSS Lady KEIR.  
 S<sup>r</sup> J<sup>a</sup> STIRLING.  
 MARGRAT MONTEATHE.  
 SCHIR WILLIAM MONTEITH Elder of  
 Kers Knycht with my hand touching  
 the pen of the Notaris under subscri-  
 vand at my command, becaus for infir-  
 mitie of sight I can nocht write my self.  
 Ita est JAMES WILLIAMSONE Notarius &c.  
 Ita est ROBERTUS KER notarius &c.

OBLIGATION by Mr. John Striuling to Sir Archibald Striuling of Keir, Knight,  
 4th November 1623.

209. BE it kend till all men be thir present letteris, me Maister Johnne Striuling, lauffull sone to vmquhile Maister William Striuling, persone and minister at Baddernok; Forsameikill as the said presentatioun in and to the samyne, personage and viccarage teyndis, being now vacand and at the presentatioun of the rycht honorabill Sir Archibald Striuling of Keir knycht, vndouttit patrour of the samyne kirk and parochin; and haueing, out of his luiff and affectioun, be his letteris of presentatioun subseruyet with his hand, of the dait of thir presenttis, nominat and presentet me, persone and minister at the said kirk duiring my lyffetye, and in and to the hail teyndis, fruittis, rentis, and emolumentis baith personage and viccarage perteyning to the samyne kirk and parochin of Baddernok; and I in regaird thairoff, nawayis being of mynd nor intentioun to hurt or preiudge the said Sir Archibald Striuling of Keir knycht, his airis successouris or ony vtheris quhome he sall nominat and appoynt in the rycht of the samyne personage and viccarage teyndis: Thairffoir wit ze me the said Maister Johnne, to be bundin and oblist, lyke as I be the tennour heiroff bindis and oblistis me, efter my admissioun to the said kirk, that I sall, be the sicht and determinatioun of Johnne Striuling of Craigharnat and Johnne Hammiltoun of Orbestoune, as judgis equallie choissen betwix the said Sir Archibald Striuling of Keir knycht and me on that ane and vther pairtis, mak, perfyte, subscriue and delyuer to the said Sir Archibald Striuling of Keir, or ony vtheris quhome he sall nominat or appoynt, sic sufficient letteris of takkis and assedatioune of the samyne personage and viccarage teyndis, or sic vther rycht or tytill thairoff, as the said Sir Archibald Striuling sall dewyis be the

lawis of this realme, conforme to the decreit and determinatioun of the saidis twa judgis, my reasonabill stipend for my service of the cure at the said kirk, as my vmquhile father haid of befoir, efter tryell to be taikin be the saidis judgis thairnent, being exceptit and reseruit: And heirto I faithfullie bind and oblis me to vnderly and obserue to the said Sir Archibald, the decreit and determinatioun of the saidis judgis, and for quhatsumever vther thingis the said Sir Archibald sall requyre be the sight of the said judgis . . . In witness whereof, written be William Cunynghame wryttar in Edinburgh, I haue subseryuit thir presentis with my hand, at the place of Keir, the fourt day of November, the zeir of God I<sup>m</sup> vj<sup>c</sup>: tuentie and thre zeiris, befoir thir witness, Sir John Striuling of Cardane knycht, Alexander Douglas of Maynes, William Striuling sone to the said Sir Archibald, and the said William Cunynghame.

WILLIAM STIRLING witness.

Mr. Jo<sup>n</sup> STERLING.

J. STERLING witness.

A. DOWGLAS witness.

CONTRACT of MARRIAGE between George Stirling of Keir and Mrs. Margaret Ross, daughter of James Lord Ross, 27th, 28th, 29th, and 31st December 1630.

210. AT Halkhed, Houstoun, Drummond, Aluay, and Ardocht, the xxvij, xxviij, xxix, and last days of December, the zeir of God I<sup>m</sup> VI<sup>c</sup>: and threttie zeiris: It is apointit contractit and finallie agreit betuix the honorable George Stirling of Keir, with consent of his curatouris vndersubseryveand, on the ane pairt, and Mistres Margaret Ross, dochter to ane noble Lord, James Lord Ross, with consent of hir said father, and he takand the burding on him for hir, on the vther pairt, in maner following, that is to say, The said George, with consent foirsaid, hes takine and be thir presentis takis the said Mistres Margaret to his lawfull spous; lykas the said Mistres Margaret, with consent of her said father, hes takine and be thir presentis takis the said George to hir lafull husband, and athir of thame with consent foirsaid faythfullie promittis to solemnizate the halve band of mariage togidder, in face of Chrystis kirk and congregatioun as the ordour thairof requyris, betuix the day and dait heirof and the . . . day of . . . nixtocum but langer delay: In contemplatioun of the quhilk mariage, and for the soume of tocher vnderwritin, to be payit at the termes and in maner efter following, the said George Stirling of Keir, with consent foirsaid, bindis and obleisis him his airis maill and successouris quhatsumevir . . . to infest and sease the said Mistres Margaret his future spous, in her pure virginie, in lyfrent for all the dayes of hir lyf-tyme, in all and sundrie his Landis of Calder . . . As also in all and haill ane

annuelrent of ane thousand merkis money of this realme zeirlic to be vpliftit, at Witsunday and Mertimes, furth of the said George his landis and barronye of Keir . . . . Quhilkis landis annualrentis and vtheris particularlie abonementionete with thair pertinentis, the said Mistres Margaret Ross, with consent foirsaid, hes acceptit, and be thir presentis acceptis, in full contentatioun to hir of hir ressonable tearce and thrid of all vther landis, annualrentis, rounes and possessiounes, quhilkis may fall and perteine to hir be deceis of the said George quhan it salhapine . . . . Mairouer, gif it salhapine the said George and his said future spous at the pleasour of God to haif ane air maill procreate betuix thame, extant on lyf the tyme of his deceis, quha salhappine to succعيد to him in the foirnamit landis and vtheris abouewretin, with the pertinentis; in that caice the said Mistres Margaret Ross salbe haldine and astrictit and obleisis hir to renunce and gif ovir to and in fauouris of the said air maill, the foirnamit annualrent of ane thousand merkis money foirsaid, in dew and ample forme as effeiris: And becaus the saidis hail landis and leiving of the hous of Keir ar tailziet and provydit to the airis maill of the said George Stirling, quhairthrow gif thar be na airis maill procreate betuix him and the said Mistres Margaret Ross his said future spous, bot onlie dochteris, in that caice the samyne dochteris willbe secluydit frome all rycht and benefite of successioun to the saidis landis and leiving of the hous of Keir; thairfoir the said George Stirling of Keir, with advyse, counsall, and consent of his saidis curatouris, and they for thair entress, faythfullie bindis and obleisis him, his airis maill, tailzie, and prouisioun quhatsumevir quha salhapine to succعيد to him in the foirnamit landis and leiving of the said hous of Keir, to content and pay to the dochter or dochteris ane or ma that salhapine to be procreate betuix the said George and his said future spous, the soumes of money particularlie, ilk ane of thame for thair awne pairtis, at the termes and in maner efter devydit; that is to say, gif thair be onlie ane dochter, the soume of twentie thousand pundis gude and vsuall of this realme to hir; gif thair be tua, the soume of twentie four thousand pundis money foirsaid equallie betuix thame; and gif thair be thrie or ma dochteris procreate in the said mariage, the soume of threttie thousand pundis money foirsaid . . . . at thair age of fyftene zeiris compleit, quhair of the first sevin zeiris thair said mother salbe haldin and obleist to sustene and entertenye thame, and thairfra quhill they be of the age of fyftene zeiris compleit, the saidis airis maill, tailzie, and prouisioun quhatsumevir, quha salhapine to succعيد to the said George Stirling of Keir in the foirsaidis landis and leiving, thair airis and successouris, salbe haldine and astrictit, lyk as the said George, with consent of his saidis curatouris for thair entress, bindis and obleisses thame, ather to educate and entertenye the saidis dochteris honestlic according to thair estait and rank, ay and quhill they cum to the

said age of fyftene zeiris compleit ; or vtherwayis, in the optioun of the saidis dochteris, to gif to thame zeirlie for thair mentenance [*certain sums, the amounts of which are left blank in the contract.*] For the quhilk causes abonewritin, the said James Lord Ross as principall, and with him as cautioneris and souerties for him, faythfullie bindis and obleisses thame, and ilk ane of thame, thair airis and successouris, conjunctlie and seuerallie, to content pay and delyvir to the said George Stirling of Keir, his airis and assignayes, the soume of tuentie thousand merkis gude and vsuall money foirsaid of this realme in name of tocher with the said Mistres Margaret Ross his future spous . . . In witnes of the quhilk thing, bayth the saidis parties curatouris and cautioneris abonewretin hes subscriuit thir presentis with thair handis, wretin be James Somervell seruitour to Johnne Williamsoun wroter to his Majesties Signet, day, zeir, and place foirsaidis, befor thir witnesses repectiveue, vizt, to the subscriptioun of the said Lord Ross, his said dochter, and the said Laird of Keir, befor Archibald Edmonstoun of Duntrethe, William Ross of Murestoun, Mungo Stirling fear of Gloret, Henrye Sterling father brother to the said Laird of Keir, and James Ross seruitour to the said Lord Ross ; and to the subscriptioun of the curatouris vndersubseriyvand, the witnesses foirsaidis, and Thomas Craufourd of Newtoun, Archibald Craufourd seruitour to the Laird of Houstoun, Johnne Sterling sone to the gudman of Ardocht, James Stirling seruitour to the said Laird of Keir, Mr: Johnne Drummond seruitour to the Earle of Perth, Alexander Stirling of Powhous, and Harye Shaw, (sic, sed lege Dow,) seruitour to the Earle of Mar respectiue.

AR. EDMONSTOUNE Witnes.

WILLIAME ROSS Vitnes.

MONGO STIRLING wittnes.

HARIE STERLING Vitnes.

JAMES ROS witnes.

THOMAS CRAUFURD Witnes.

A. CRAUFURD witnes.

JOHNE STERLING Witnes.

JHONE ROBESOUNE witnes.

Mr. J. DRUMMOND Witnes to the Earle of Perth.

A. STIRLING witnes to my Lord Erskine and Glenegess.

H. Dow witnes.

PATRICK HOWSTOUNE Witnes.

JAMES STERLING Vitnes.

WYL. MUIRE Witnes.

GEORGE STERLING of Keir.

MARGARET ROSS.

J. L. ROSE.

PERTHE consents.

W<sup>m</sup> STIRLING curatour consentis.

J. L. ERSKYNE consents.

S<sup>r</sup> L. HOUSTOUN Curatour.

S<sup>r</sup> J. STERLING curator consentis.

GLENNEGLIS consentis.

TESTAMENT of Dame Margaret Ros, spouse to Sir George Stirling of Keir, Knight, confirmed 5th April 1633.

211. THE Testament dative and Inventar of the guidis, gear, dettis, soumes of money and vtheris, pertening to vmquhile Dame Margaret Ros, suntyme spous to the Richt Honnorabill Sir George Stirling of Keir, knycht, the tyme of hir deceas; quha deceist vpon the tent day of Marche, in this instant yeir of God I<sup>m</sup> VI<sup>c</sup> and threttie thrie yeiris; Faithfullie maid and gevin vp be the said Sir George, executour dative surrogatt in pleace of the procuratour fiscall of the Commissariat of Dunblane, quha was executour dative decernit to the said defunct, be decreit of the Commissar thairof, vpon the fyft day of Apryle the yeir of God foirsaid, as actis maid thairanent proportis.

Imprimis, the said vmquhile Dame Margaret and hir said husband had pertening to thame, and in thair possessioun, the foirsaid [time], the guidis and gear efterspecefeit, of the valour and estimatioune follwiing, to witt: Thrie hors, pryce of the peace, i<sup>c</sup> lib. inde iij<sup>c</sup> lib. Item, in the manis of Cadder, tuelff ky, pryce of the peace ourhead, x lib. inde vi<sup>x</sup> lib. Item, ane bull, pryce viij lib. Item, four yeir auldis, pryce of the peace ourhead iij lib. vj<sup>s</sup>. viij<sup>d</sup> inde xij lib. vj<sup>s</sup>. viij<sup>d</sup> Item, ane stak aittis, estimat to ten bollis with the fother, pryce of the boll with the fother, iij lib. inde xl lib. Item, tua stakis bear, estimat to sextene bollis with the fother, pryce of the boll with the fother, vi lib. inde iij<sup>x</sup> xvj lib. Item, in the girnell of the Keir, thrie scoir bollis meall, pryce of the boll vj lib. inde iij<sup>c</sup> iij<sup>x</sup> lib. Item, the abulzeament of hir body following, in the custodie of Dame Margaret Scott, Lady Ross, together with hir Jeullis efterspecifeit, conforme to the inventar, viz., In the frist ane goune of flourence setoune, in blak and orience flowris layid over with gold leice, pryce vi<sup>x</sup> xij lib. vj<sup>s</sup>. viij<sup>d</sup> Item, ane goune of orience pan velvet laid over with silver leice, pryce viii<sup>x</sup> lib. Item ane petticott of millan satine, pryce i<sup>c</sup> lib. Item ane vther of grein seitine, pryce iiiii<sup>x</sup> lib. Item sextine ellis of fyne florit satine to be ane goune, pryce i<sup>c</sup> iij<sup>x</sup> lib. Item, threttine ellis of flourit orience and greine satine to be ane goune, pryce i<sup>c</sup> xx lib. Item ane kirk cushioun of red velvet, pryce xl lib. Item, ane chamie and ane pair of bralettis of gold, weyand \_\_\_\_\_, pryce thairof, ii<sup>c</sup> lib. Item, ane compleit holland clothe bed, pryce i<sup>c</sup> iii<sup>x</sup> lib. Item, the remanent of hir vtencill and domicill, with abulzeamentis, estimat to ii<sup>c</sup> lib.

Summa of the Inventar, i<sup>m</sup> ix<sup>c</sup> iiiii<sup>x</sup> x lib. xiii<sup>s</sup>. 4<sup>d</sup>

Dettis awand to the dead.

Imprimis, be the tennentis of eister Cadder, &c. . . .

Item, be the airis, executouris and intromettaris with the guidis and gear of vmquhile Dame Jeane Hameltoune Lady Ros, as left be hir in legacie to the said vmquhile dame Margaret and hir said husband, ane silver baisoune, ane silver lauver, tuelff silver spunis, weyand , pryce iii<sup>c</sup>: xxxiii lib. vj<sup>s</sup>: viij<sup>d</sup>: Item, als meikle fyne tapestrie as wald hing tua chalmeris, pryce iiij<sup>c</sup>: lib. Item ane greine dames bad, viz. bedis, bouteris, codis with blanketis, with ane greane dames mat, fyve pair of greine dames courtines, pryce iii<sup>c</sup>: lib.

Summa of the dettis awand to the dead, j<sup>m</sup>: ix<sup>c</sup>: liii lib. vi<sup>s</sup>: viij<sup>d</sup>:

Summa of the Inventar thairwith, iiij<sup>m</sup>: ix<sup>c</sup>: xliij<sup>lib</sup>:

Dettis awand be the dead.

Imprimis to Marie Stirling, sister to the said Sir George, x<sup>m</sup>: lib. Item to Jeanie Sterling, dochter to vmquhile Sir Archibald Stirling of Keir, knyecht, iiij<sup>m</sup>: lib. Item to David Drumond of Comrie, i<sup>m</sup>: iiij<sup>c</sup>: xxiiij lib. vj<sup>s</sup>: viij<sup>d</sup>: Item to Johne Fleyming in Falkirk, Johne Cowane burges in Stirling, and M<sup>r</sup>: George Muschet at Donyng, and ilk ane of thame, vj<sup>c</sup>: iiij<sup>xx</sup>: vj lib. xiiij<sup>s</sup>: 4<sup>d</sup>: Inde jj<sup>m</sup>: lib.

Summa of the dettis awand be the dead, xvij<sup>m</sup>: iiij<sup>c</sup>: xxxiiij lib. vj<sup>s</sup>: viij<sup>d</sup>:

Debita excedunt bona.

Confirmatione — I M<sup>r</sup>: Johne Rollok Commissar of Dunblane efter lauffull citatioune, &c. Dated at Dunblan 5<sup>th</sup> Apryle 1633.

CONTRACT of MARRIAGE between Archibald Stirling, eldest son of Sir John Stirling of Garden, Knight, and Elizabeth Murray, eldest daughter of Sir Patrick Murray of Elibank, Knight, 24th June 1637.

212. AT Edinburgh, the twentie fourt day of Junii, the zeir of God I<sup>m</sup>: VI<sup>c</sup>: threttie sevin zeiris; It is appoyntit, aggreit, and finallie contractit betuixt the pairties following, to wit, the richt honorabill Sir Johnne Stirling of Garden Knicht, for himself and takand the burding vpoun him for Archibald Stirling his eldest lauffull sone, and likewayis the said Archibald for himself, with consent of his said father, as lauffull administratour to him for his entres, and them baith with ane consent and assent, on the ane part, and the richt honorable Sir Patrik Murray of Elibank knicht barronet, for himself and takand the burding vpoun him for Elizabeth Murray, his eldest lauffull dochter, procreat betuixt him and vmquhill Dame Elizabeth Dundas his secund spous, and lykewayis the said

Elizabeth Murray for hir self, with consent of hir said father, on the vther pairt, in maner, forme, and effect as efter followis: That is to say, The saidis Archibald Stirling and Elizabeth Murray, with consent of thair fatheris abouenamit, faithfullie promitt and bind and obleiss them, be the faith and treuth of thair bodes, to solemnizat and compleit the band of mariage ather of them with vtheris in face of holie kirk, as Godis word dois allow, betuixt the dait hereof and the first day of August nixtocum, but langer delay. In contemplatioun of the quhilk mariage, and befor the solemnizatioune thairof, and for the tocher vnderwrittin heirby promittit and appoyntit to be peyit be the said Sir Patrik Murray with his said dochter, to the said Sir Johne Stirling, the said Sir Johne bindis and obleisses him, his aires and successouris, with all convenient diligence to dewlie and lauffullie infest and sais, be charter and saising, titulo oneroso, in dew and competent forme, the said Archibald Stirling and the said Elizabeth Murray his promiseist spous, in her pure virginitie, the langest livear of them twa in conjunct fie, and the aires maill lauffullie to be gottin betuixt them, quhilkis failzeing the said Archibald Stirling his narrest and lauffull aires maill and assigneyes quhatsumeyir heretable, in all and haill the toure, fortalice, and place of Garden, with the maynes, tua croftis and milne thairof, and thair pertinentis, and the landis of Middill Garden, with the pertinentis thairof, &c. . . . And in like maner, the said Sir Johne Stirling with consent of the said Archibald Stirling his sone and lykewayis the said Archibald for him self, (now as gif he war alredie infest and saisit in the landis of Vchiltreis efter-specifeit in maner vnderwrittin and then as now,) with consent of his said father as lauffull administratour to him for his entres, bind and obleis them conjunctlie and suerallie, thair aires and successouris, with all convenient diligence, to dewlie and lauffullie infest and sais, be charter and saising, titulo oneroso, in dew and competent forme, the said Elizabeth Murray, in her pure virginitie, in lyfrent, for all the dayes of hir lyf tyme, efter the deceis of the said Archibald Stirling his promiseist spous, incaice it sall happin hir to survive him, in all and haill ane annuelrent of tua chalderis victuall guid and sufficient stuff, half bear half meale, zeirliche to be vpliftit, betuixt the feistis of Zule and Candilmes, furth of all and haill the landis of Vchiltreis Eister and Wester, coilles, coillheuches, milne, milnelandis, multouris, sequellis, partis, pendicles, and pertinentis thairof quhatsumeyir, or furth of ony pairt thairof, lyand within the said shirefdome of Strive-ling, and to be delyverit zeirliche the tyme foirsaid at Edinburgh or Leith, or ony vther pairt within ten myles about or distant fra the saidis landis of Vchiltreis, frie of all charges and expensis . . . . And sielyke the said Sir Johne Stirling be thir presentis sellis assigneis and dispones to and in favouris of his said sone and his said promiseist spous, and thair foirsaidis, the haill plennischeing, alsweill outsicht as insicht

plennischeing, and the hail cornes, hors, nolt, scheipe and vtheris guides and geir perteneing to the said Sir Johne, presentlie being within the said maner plaice of Garden, or vpoun the ground of the landis of the maynes thairof, to be intromettit with, vsit and dispoieit vpoun be the said Archibald Stirling, and his said promiseist spous and thair foirsaidis at thair pleasour . . . Reservand lykewayis power to the said Schir John Stirling to provyde his spous gif ony it sall happin him heirafter to marie in lyfrent dureing all the dayes of her lyfytyme efter the deceis of the said Schir Johne, to ane annuelrent or zeirlic dewtie of aucht hundreth merkis money foirsaid, zeirlic to be vplifit and tane at tua termes in the zeir, Witsonday and Mertimes in winter, be equall portiones furth of all and hail the saidis landis of Vchiltreis Eister and Wester . . .

. . . And becaus the hail landis, teindis, and vtheris abouewrittin ar be the taillic abouespecifeit provydit to the aires maill of the said Archibald Stirling in maner abonementionat, quhairby the aires femaill, gif ony beis, gottin of the said mariage will be altogidder debarrit frome succceeding thairto, thairfoir it is hereby provydit, lykeas the said Archibald Stirling, with consent of his said father as lafull administratour to him for his entres, bindis and obleissis him, and his aires maill and of tailzie foirsaidis, to content and pay to the dochteris ane or mae to be gottin of the said mariage, failzeing of aires maill of the samen mariage, the sowmes of money efter mentionat, in maner efter specifeit, viz. ; if thair be ane, to hir the sowme of twentie thowsand merkis money foirsaid, and if thair be twa, to them the sowme of twentie foure thowsand merkis, whereof to the eldest fyftene thowsand merkis, and to the youngest nyne thowsand merkis, and if thair be thrie, to them the sowme of twentie thowsand pundis money foirsaid, thairof to the eldest fyftene thowsand merkis and the remanent thairof to be divydit equallie betuixt the vther twa, and if thair be four or mae to them twentie thousand pundis, thairof to the eldest tuelf thowsand merkis, and the rest to be equallie divydit amangis them, and that efter they sall atteine to thair ages of fyfteine zeiris ; And in the meane tyme, quhill they atteine to thair saidis ages of fyfteine zeiris, to educat and interteinnie them honestlie and vertuouuslie in meat drink and abulzementis according to thair rank and degree . . . For the quhilkis caussis, the said Sir Patrik Murray bindis and obleisses him his aires, successouris, and executouris, to make guid and thankfull payment to the said Sir Johne Stirling, in name of tocher with the said Elizabeth Murray his dochter, of the sowme of ten thowsand pundis money foirsaid . . . In witnes quhairof baith the saidis pairties haife subseryveit thir presentis with thair handis, (written be Mr. George Jamesone, servitour to Mr. Francis Hay of Balheussie wreitter to his Maiesties signet.) day. zeir and place respectiue foirsaidis, befor thir witnessis, Sir George Stirling of Keir knight, William Drummond of

Rickartoun, Walter Murray of Livingstoun, Sir Johne Murray, gentilman of his maies-  
ties privie chalmer, Mungo Stirling of Glorat, Patrik Scot, wreitter in Edinburgh.

S<sup>R</sup> G. S. KEIR Wittnes.

S<sup>R</sup> J. STERLING.

W. D. RICCARTOUNE Wittnesse.

S. P. MURRAY.

S. J. MURRAY Vitnes

AR<sup>P</sup> STIRLING.

W. MURRAY Witnes

ELIZABETH MURRAY.

MONGO STIRLING Wittnes.

PATRICK SCOTT Witnes.

CONTRACT of MARRIAGE between Sir John Stirling of Garden, Knight, and Margaret  
Bruce, daughter of the deceased Sir John Bruce of Kincavill, 13th October 1638.

213. AT Kincavill and Edinburgh, the threttin day of October, the zeir of God J<sup>M</sup> VI<sup>o</sup>: and  
threttie aucht zeires, It is appoyntit contractit and finallie agriet and endit betuix the  
honorabill pairties following, to witt, Sir Johne Stirling of Garden knyecht, with speciall  
advyse consent and assent of Archbald Sterling, feir of Garden, his eldest lafull sone  
and appeirand air, on the ane pairt, and Margaret Bruce, lafull dochter to vmquhile  
Sir John Bruce of Kincavill knyecht, with speciall advyse, consent, and assent of Dame  
Jeane Drumound, Lady Kincavill, hir mother, M<sup>r</sup>: Robert Bruce minister at Aberdour,  
M<sup>r</sup>: Walter and William Bruces, lafull sones to the said vmquhile Sir John Bruce hir  
brethren, and the saidis M<sup>r</sup>: Robert and Walter and Williame Bruces for thamselffis,  
and takand burding on thame for the said Margaret Bruce thair sister, and schoe for  
hirsellf with thair consent, and they all with ane consent and assent on the wther pairt,  
in maner forme and effect following, that is to say, the said Sir Johne Stirling and  
the said Margaret Bruce hes acceptit and takin, and be thir presentis acceptis and  
taikis, ilk ane of thame wtheris, for thair lafull mariet spoussis, and sall, God willing,  
solemnise and accomplishe the holy band of mariage, ilk ane of thame with wtheris, in  
face of Chrystis churche, conforme to the ordour observitt, and that betuix the dait  
heiroff and the                    day of                    nixtocum: In contemplioun of the quhilk  
mariage, the saidis M<sup>r</sup>: Robert, M<sup>r</sup>: Walter, and Williame Bruces, be thir presentis bindis  
and obleissis thame, thair aires executouris and successouris, coniunctlie and seuerallie,  
at the compleiting and solemnizeing of the said mariage, that they sall mak guid and  
thankfull payment to the said Sir Johne Stirling, his aires or assignayes, of the soume  
of four thowsand merkis scottis money, as the just and equall halff of the soume off  
aucht thowsand merkis money promittit in tocher good to the said Sir Johne Stirling  
with the said Margaret Bruce his future spous; as also the saidis M<sup>r</sup>: Robert, M<sup>r</sup>: Walter

and Williame Bruces . . . to be bund . . . to content pay and delyver to the said Sir Johne Stirling, his aires or assignayes, the soume of wther four thousand merkis money forsaid, in compleit payment of the said soume of auct thowsand merkis, promittit in tocher guid in maner forsaid, betuix the dait heirof and the feast and terme of Witsunday nixtoeum, I<sup>M</sup> VI: threttie nyne zeires, but longer delay . . . For the quhilkis caussis, the said Sir Johne Stirling bindis and obliessis him his aires and successouris, that sua soone as the said haill soume of aucht thowsand merkis money foirsaid salbe fullie payit to him, that he sall imploy and bestow the samyn haill soume vpoun land or annuelrent, quhair most commodiouslie the samyn may be had, for infetment and securitie to be had thairoff, and to be maid and grantit to the said Sir Johne Stirling, and to the said Margaret Bruce his future spous, and to the langest leiver of thame twa in coniunctfie or lyfrent, and to the aires to be gottin betuix thame, quhilkis failzeing to the said Sir Johne Stirling his narrest and lafull aires and assignayes quhatsumever; and that be the sycht and advyse of the saidis M<sup>r</sup> Robert and William Bruces, as freindis nominat and condescendit vpoun, at quhais instance the executioun of this present contract is ordanit to be direct for implement and fulfilling of swa far heiroff as is conceavit in favouris of the said Margaret Bruce . . . And farder the said Sir Johne Stirling bindis and obliessis him and his foirsaidis, with consent of the said Archibald Stirling his sone, to infet and seas the said Margaret Bruce in lyfrent during all the dayes of hir lyfytyme, in all and haill an anwelrent of aucht hundreth merkis scottis money zeirlic to be vpliftit . . . furth of all and haill the landis of Wehiltres . . . lyand within the parochine and shireffdome of Linlythgow . . . And farder . . . that quhatsumever landis, heretagis, anwelrentis and soumes of money it salhappin him to conqess or acyure in any tyme cumeing during the mariage standing betuix him and the said Margaret Bruce his future spous, that he sall provyd the samyn to himself and to the bairnes to be procreat betuix him and the said Margaret, quhilkis failzeing to the said Sir Johne his narest and lafull aires and assignayes quhatsumever: And it is heirby speciallic provydit and declarit that incaice thair salhappin any bairnes to be procreat of the said mariage contraictit heirby, that the foirsaid annuelrent of aucht hundreth merkis zeirlic to be vpliftit furth of the saidis landis of Wehiltre, with the annualrent of the said aucht thowsand merkis of tocher to be imployit as said is, salbe in full satisfioun and contentatioun to the said Margaret Bruce of all terce, coniunctfies or wtheris that schoe can anywayes ask, crave, or sute, be the deceis of the said Sir Johne Stirling, incaice it salhappin hir to survive him. . . . In witnes quhairof, (writin be Williame Ros, servitour to Hew Ros wryter in Baith,) the saidis partities . . . have subservyt

thir presentis with thair handis, dayes, monethis, zeir and place respective forsaidis, befor thir witnessis, Archbald Kincaid and John Brotherstaneis servitouris to the said Sir John Stirling, M<sup>r</sup> William Hog, Advocat, William Dundas, brether to George Dundas of Duddistoun, and the said Williame Ros wryter heiroff.

ARCHBALD KINCAID Witnes.

JOHNE BROTHERSTONES Witnes.

J. STERLING.

M. BRUCE.

JEANE DRUMMOND.

M. ROBERT BRUCE.

W. BRUCE.

TESTAMENT of Sir John Stirling of Gardene, Knight, confirmed, 29th May 1643.

214. THE testament datiu and Inventar of the guidis, geir, soumes of money and debtis perteing to vmquhill Sir Johnne Stirling of Gardene, knycht, the tyme of his deceis, quha deceist vpon the fyfteine day of Apryle, I<sup>m</sup> VI<sup>e</sup> fourtie thrie zeiris, faithfullie maid and givine vp be Williame Stirling only maiore for himself within the countrie, and in name and behalf of James Stirling lykways majore without the countrie, and in name and behalf of Alexander Stirling minor within the countrie, sones lafull to the said vmquhile Sir Johnne Stirling; quhilkis Williame, James and Alexander Stirlinges are only executouris datiuus, decernit to thair said vmquhill father be decreit of the Com-misseris of Edinburcht, as the samyne, of the dait the tuentie fourt day of Maii, the zeir of God foirsaid, mair fullie proportis :

In the first, the said vmquhill Sir Johnne Stirling had the guidis, geir, soumes of money and debtis, of the awaill and pryces eftir following, perteing to him the tyme of his deceis foirsaid, viz. Imprimis, fyve wark hors and meiris young and auld, pryce of the peice ourhead tuentie pund, summa, ane hundreth pundis. Item, tuelf oxine zoung and old, at tuentie pund the peice, summa, tua hundreth fourtie pundis. Item, aucht kyne zoung and old, pryce of the peice tuentie merkis, summa, ane hundreth sex pund, thretteine schillinges four pennies. Item, tuentie four scheap at thrie pund the peice ourhead, summa, thrie scoir tuelf pund. Item, sawine vponne the ground thrie scoir ten bollis aittis, estimat to the thrid corne, extending to tua hundreth ten bollis aittis, pryce of the boll with the fodder, fyve pundis, summa, ane thowsand fyftie pundis. Item, mair sawine thair, sevine bollis quheat, estimat to the fourt corne, extending to tuentie aucht bollis quheit, pryce of the boll with the fodder, ten merkis, summa, tua hundreth ffourscoir merkis. Item, mair sawine thair, fyve bollis half boll

peis, estimat to the fourt corne extending to tuentie tua bollis peis, pryce of the boll with the fodder, aucht merkis, summa, ane hundreth, sevintene pund, sex schillings, aucht pennies. Item, standing in the barne zaird, fourtie bollis aittis, pryce of the boll sevine pund, summa, tua hundreth fourscor pundis. Item, mair standing thair, aucht bollis quheat, pryce of the boll nyne pundis, summa, thrie scoir tuelf pundis. Item, in vtenceillis and domicieillis to the abulzementis of his body, by the airschiipe, estimat to the soume of aucht hundreth pundis.

Summa of the Inventar  $\text{iii}^m \text{xxiii}^{\text{ib}} \text{xiii}^s \text{iiii}^d$

Followis the debtis awin to the deid.

Item thair wes restine auchtand to the said vmquhill Sir Johnne Stirling, be and remanent tennentis and possessouris of the landis of Ochiltrie and Dechmont &c. . . .

Summa of the debtis awin to the deid,  $\text{iiii}^m \text{iii}^s \text{lxxiiii}^{\text{ib}} \text{iii}^s \text{iiii}^d$

Summa of the Inventar with the debtis,  $\text{vii}^m \text{iii}^s \text{lxxxviii}^{\text{ib}} \text{xvi}^s \text{viii}^d$

Followis the debtis awin be the deid.

Item thair wes awine be the said vmquhill Sir Johnne Stirling, To Daudid Duncane, servand, of fie four scoir pundis. Item, to Johnne Norie servand of fie, ten pundis. Item, to Daudid Walker servand of fie, thrie pundis. Item, to Archbald Hunter, servand of fie, ffour pundis. Item, to Jonnet Mu servitrix of fie, sex pund thretteine schillings four pennies. Item, to Jonet Richie servand of fie, four pund. Item, to Agnes Richie servand of fie, four pund. Item, to James Dowglas, maiser, for the few dewty of the Landis of Dechmont, tuentie nyne pund sex schillings aucht pennies. Item, to

Minister of Levingstoune, for the defunctis pairt of his zeiris stipend, thrie scoir tuelf pund aughteine schillings. Item, to the minister off Lynlythgow, for his stipend, ane hundreth tuentie aucht pundis, for ane chalder of meill and beir at aucht pund the boll ourhead. Item, to James Braidfitt, merchand, for ane zeiris maill of the defunctis chaimer in Edinburgh, Threttie pundis money.

Summa of the debtis awin be the deid,  $\text{iii}^s \text{lxxi}^{\text{ib}} \text{xviii}^s$

Restis of frie geir, the debtis deducit,  $\text{vii}^m \text{xxvi}^{\text{ib}} \text{xviii}^s \text{viii}^d$

To be divydit in thrie pairtis, deidis pairtis  $\text{ii}^m \text{iii}^s \text{xvii}^{\text{ib}} \text{vi}^s \text{ii}^d$

We, Mr Tohmas Aikinheid, Mr Johne Nesbitt, Mr. David Falconer, and Mr. Robert Nicolsons Comisseris of Edinburgh . . . Sir Archibald Sterling of Garden, Cautioner . . . Subscriuit be Vmphra Dowie, clark depute of the said Commisariat, at Edinburgh, the xxix May 1643.



sall be thocht expedient be baith the saidis pairties. In contemplioun of the quhilk mariage, and for the sowme of money efterspecifeit to be payit be the said Dame Katharene Weir to the said Sir Archibald Sterling in name of tocher as followis; the said Sir Archibald be thir presentis bindis and obleisis him his airis and successouris, to infest . . . the said Mauss Murray, in hir pure virginite, in lyfrent for all the dayis of hir lyfetime, in all and haill the Landis and Baronie of Polmais, &c. . . . quhilkis pertenit of befoir to vmqhill Sir Johne Murray of Touchadame Kniicht and Sir William Murray his sone, heretable, and wer dispoit be thame to vmqhill Johne Cunnyngname of Drumquhassill, and thairefter pertenit to James Cunnyngname his sone, all lyand on the northsyd of the water of Bannokburne . . . And lykwayis the said Sir Archibald Sterling be thir presentis bindis and obleisis him his airis, executouris, and assignayis, successouris to him in his landis and heritagis, to content and thankfullie pay to the sone and air maill to be procreat betuix him and the said Mauss Murray his future spous, all and haill the sowme of threttie sex thousand merkis money of this realme in maner and at the termes following, viz. thairof the sowme of auchtene thousand merkis money foirsaid immediatlíe eftir the said sone and air maill sall be of the aige of fourtene zeiris, and the remanent of the said sowme, extending to vther auchtene thousand merkis, immediatlíe eftir the said air maill to be gottin as said is sall be of the aige of auchtene zeiris, togidder with the ordinar annuel-rent and profit of the saidis sowmes, zeirle and termle at Witsonday and Mertymes proportionalie, sua lang as the samyn sall remaine vnpayit efter the termes abone specifeit appointit for payment thairof. And it is convinit and aggreit betuix the saidis pairties be expres condioun heirof, that ineaice it sall happin the said Sir Archibald at the pleasour of God to depairt this lyfe, befoir his said sone and air maill, to be procreat betuix him and his said future spous, sall attene to the aige of sevin zeiris, that than and in that caice the said Mauss Murray, mother to the said air maill, sall be haldin and obleist and be thir presentis with consent foirsaid, bindis and obleisis hir in the said caice, to interten hir said sone quhill his said aige of sevin zeiris, and siclyk eftir his said aige of sevin zeiris, sche also bindis and obleisis hir to interteyn hir said sone quhill his said aige of fourtene zeiris, for the quhilk intertenyment of hir said sone eftir his said aige of sevin zeiris, the said Sir Archibald and his airis sall be haldin and obleist to assigne and dispone, lykas he in the said caice be thir presentis assignes and dispones to the said Mauss Murray his future spous, the haill rest of the rentis and dewties of the saidis landis of Southfeild with thair pertinentis dew and belanging to him, mair nor exceidis the saidis thrie chalderis malt abone specifeit quhairin sche is appointit to be infest as said is, and that of all cropis and zeiris eftir

the said air maill sall attene to the aige of sevin zeiris quhill his said aige of fourtene zeiris, and sall mak subscriyve and delyver to hir sufficient assignatioun and dispositioun of the said rest of the rentis and dewties of the landis foirsaidis the space abonewritin in the caice abonementonat; And siclyk it is speciallie convinet and aggregit betuix the saidis pairties be expres condition heirof, that incaice it sall happin that thair be no sones and airis maill procreat betuix the said Sir Archibald and the said Mauss his future spous to succiid to the said threttie sex thousand merkis, bot dochteris and bairnes femaill procreat betuix thame, than and in that caice the said Sir Archibald bindis and obleisis him his airis and successouris to him in his landis estait and leving to content and thankfullie pay to the saidis dochteris and bairnes femaill to be procreat of the said mariage betuix him and his said future spous for thair help and provisioun the sowmes of money following, viz. gif thair be bot ane dochter and bairne femaill, to content and pay to hir the sowme of twentie thowsand merkis money; gif thair be twa, to content and pay to thame the sowme of twentie four thousand merkis, quhairof to the eldest the sowme of ten thowsand pundis, and to the youngest the sowme of nyne thowsand merkis; gif thair be thrie, to content and pay to thame the sowme of threttie thowsand merkis, quhairof to the eldest the sowme of fourtene thowsand merkis, to the secund the sowme of nyne thowsand merkis, and to the youngest the sowme of sevin thousand merkis; and gif there be mac nor thrie, to content and pay to thame the sowme of threttie sex thousand merkis money of this realme, quhairof to the eldest the sowme of twelf thowsand merkis money foirsaid, and to the remanent of the saidis dochteris the remanent of the said sowme, extending to twentie four thowsand merkis money, equalie and proportionalie amangis thame, and that so soone as they sall be of the aige of fyftene zeiris compleit. For the quhillkis causis the said Dame Katharene Weir Lady Elibank, with expres advyse and consent of the said Patrik Lord Elibank hir spous, for his entres, as principall, and the said James Murray of Kilbabertown hir sone, as cautionar and souirtie for hir, be thir presentis bindis and obleisis thame, baith principal and cautionar, thair airis executouris and assignayis conjunctlie and seucrallie, to content and thankfullie pay to the said Schir Archibald Sterling his airis executouris or assignayis, in name of tocher with the said Maus Murray hir dochter, all and heill the sowme of auchtene thousand merkis money foirsaid . . . In witnes heirof baith the saidis pairties and cautionar hes subscriyvit thir presentis with thair handis, (writtin be George Sibbald servitour to Johne Leirmont wryter to the signet,) day, zeir and place foirsaidis, befor thir witnessis, Sir George Sterling of Keir knight, Williame Drummond of Riccartoun, Sir Williame Dick of Braid knight, Sir Lwes Stewart of Kirkhill knight, Johne Hepburne of

Aderstoun, William Murray sone to the said Lord Elibank, M<sup>r</sup>:Lwes Stewart sone to the said Sir Lwes, and the said Johne Leirmont.

G. KEIR Wittnes.

W. D. RICCARTOUNE Wittnesse.

S<sup>r</sup> WILLIAM DICK Wittnes.

S. L. STUART Wittnes.

L. STUART Wittness.

J. HEPBURNE Wittnes.

WILLIAM MURRAY Wittnes.

JO. LEIRMONT Wittnes.

S. AR<sup>p</sup> STIRLING.

MAIES MURRAY.

KATHEREIN WEIR.

ELEBANK consentes.

J. MURRAY.

COMMISSION by the Shire of Stirling to Sir George Stirling of Keir, Knight, and Sir Mungo Stirling of Glorat, Knight: [between 25th March and 19th August 1652.]

217. WE vnderwriters, of the Sherefdom of Sterlinge, being authereized and requyred by the Parliament of the Common wailth of England to elect tuo persones of knowin integritie, and who have declaired ther consent that Scotland be incorporat into and maid on Common walth with England; with pouer on our behalf to meitt with the rest of the Deputies of Shyres and Borrowes, at Edinburgh at or befor the nynteinth day of August, on thousand six hundreth fiftie tuo; and ther, by vote of the major pairt of Deputies present, to elect fourtein persones to represent all the shyres of Scotland, consentinge to the vnioun as afforsaid, and sivin persones to represent all the borowghes consentinge as afforsaid, to attend the Parliament of England, or such as they shall appoynt; as is derectett by ther Declairatione, beiringe daite the fyve and tuentith day of Marche, on thousand six hundreth fiftie and tuo; and to have full pouer for effectinge the maitteres expressed in the said Declairatioun: Doe give and grant, for ws and in our name, and in the name and behalf of the said shyr, vnto Sir George Sterling of Keir kneight, and Sir Mungo Sterlinge of Glorat, kneight, full pouer to attend the Parliament of England, or such persones as they shall appoynt, for effectinge the matteres expressed in the said Declairatione; and to doe all thinges requeseit for the pyfyinge of the said vnioun: Holdinge firm and stabell what shall be so done by our saides Deputies, to all intentes and purposes as if we our selves had bein in persone present and done the same.

WILLIAM BALLZE.

S<sup>r</sup> AR<sup>p</sup> STIRLING.

J. SEITOUNE.

S<sup>r</sup> JO. ROLOCK of Bannockburne.

S<sup>r</sup> W<sup>m</sup> LIVINGSTOUN of Wastquarter.

W<sup>m</sup> LIVINGSTONE.

S <sup>R</sup> ALEX <sup>R</sup> LIVINGSTOUN.	W <sup>M</sup> CALANDER.
RO <sup>T</sup> ROLOCK.	J. GIRNLAY.
JO. SHORT.	RO <sup>T</sup> FORRESTER.
LACKIE of that ilk.	RO <sup>T</sup> FORRESTER.
THO. BRUCE.	JAMES ALEX <sup>R</sup> .
JAMES LENOX.	JOHN BALADEIN.
A <sup>R</sup> D ROW.	JO. BUCHANAN.
JAMES STERLING.	J. FORRESTER.
JAMES CUTHELL.	JOHN STERLING of Harbershyt.
JOHN STARK.	JOHN LENOX of Branchogill
DAVID FORRESTER.	WALTER BUCHANAN.
DAVID MUIRHEAD.	A <sup>R</sup> D ROW.
ALEX <sup>R</sup> CALLANDER.	JAMES MUNTEITH.
ALEX <sup>R</sup> LIVINGSTOUN.	W <sup>M</sup> DICK.
ALEX <sup>R</sup> SIMERVELL.	JO. BUCHANNAN.
JOHN FORRESTER.	

DECLARATION by Sir James Levingstone of Kilsyth and Sir Mungo Stirling of Glorat,  
1652.

218. WHEREAS wee ar informed that Mr. William Freir, on of the subcommissionars for sequestration, hes called for the rentall of the lands belonging to Sir George Stirling of Keir, as falling vnder the compas of Sequestration, for haveing entered England with the King and Army, and the said Maister William Freir gives ws for prooffes and informers that the said Sir George entered England;—

I Sir James Levingstoune of Kilsyth, doe vpon my honour and conscience declair, that the said Maister William Freir is a persone altogether vnknawn to me, and that I never spook with him in that nor no other particular. KILSYTHE.

And in lyk maner, I Sir Mungo Stirling of Glorat, doe declair vpon my honour and conscience, that Sir George Stirling entered not England at all. As witness thir presents subseryved at Edenburghe, the        day of        , on thousand sex hundreth fiftie tuo yeares, befor thir witnesses, William Drummond of Riccartoune, John Stirling and Archebald Sterling.

S. M. STIRLING.

ORDER by the Commissioners on Forfeited Estates, to Respite the Estates of Sir George Sterlinge and Sir Mungo Sterlinge from Sequestration, 15th September 1652.

By the Commissioners for Confiscate and Forfeyted Estates, etc., in Scotland,  
Lieth, 15th September 1652.

219. WHEREAS the Estates of Sir George Sterlinge Lairde of Kierr, and Sir Mungo Sterlinge Laird of Glaratt, haue lately been sequestred, as persons that entred England with the Scots Armye that went to Worcester; and for as much as they offered to prooue, that at that time of the Armies advance into England, they deserted the same certeyne miles on this side the English borders: vppon hearinge their witnesses, who giuing this testimony that they were not vppon English ground; and they prayinge that accordingly theyr Estates might bee freed from Sequestration:

Ordered—

That the sayd Estates of Sir George Sterlinge and Sir Mungo Sterlinge be respited at present from sequestration, and the Sub-Commissioners in that precinct are hereby desired and required to forbear the same; always provided that the sayd Sir George Sterlinge and Sir Mungo Sterlinge giue in securitye to the said Sub-Commissioners, to the Keepers of the Liberties of England, &c., to the vse of the Commonwealth, to be responsible for the rents of their sayd estates, as also of theyr personall estates, accordinge to the Inventory already taken by the said Sub-Commissioners, from this day, in case hierafter they or eyther of them shall bee proouen to haue envaded England with the late Kinge of Scots.

ED. BYLES.

R. SALTONSTALL.

SA. DISBROW.

PASS by Oliver Cromwell to Sir George Sterlyn, 14th October 1653.

220. THESE are to require all Officers and Souldiers vnder my command, to permitt and suffer this Bearer, Sir George Sterlyn, and his servant, with theire horses, travelling armes, and necessaries, quietly to passe from London into Scotland, and to returne, without any trouble or molestacioun: And I doe hereby require all Mayors, Bayliffs, Post-masters, Constables and other Officers, whome it may concerne, to furnish the said Sir George Sterlyn with three or more able post horses and a guide, from stage to stage, from London into Scotland and back againe; he paying the vsual rates for the same.

Herof you are not to faile. Given vnder my hand and seale, the 14<sup>th</sup> day of October 1653.



*Thomas Nicolson*

CONTRACT of MARRIAGE between Sir George Stirling of Keir, Knight, and Anna Nicolson, second daughter of the deceased Sir Thomas Nicolson of Carnock, Knight, 2nd February 1654.

221. AT Edinburgh, the second day of Februare, the year of God I<sup>m</sup> vi: fyftie four yeires : It is appointit, contractit, and finallie agreed betuixt the honorable pairties undernamed, to witt, Sir Georg Stirling of Keir knight, on the ane part, and Anna Nicolsone, second lawfull daughter to the deceist Sir Thomas Nicolson of Carnock knight baronnet, with advyse and consent of Dame Isobell Henrysone hir mother, and of Sir Thomas Nicolson, now of Carnock, knight barronet, hir brother german, on the other part, in maner, forme and effect as after followes : That is to say, the saids Sir Georg Stirling and Anna Nicolson with advyse and consent forsaid hes taken and acceptit, and be thir presents takes and acceptis vthers for their lauffull spousis and faithfullie promiss to marie, solemnizat and compleit the lauffull band of matrimonie, either of them with vthers, betuixt and the                      day of                      nix to cum, or sooner, as the saids pairties shall think expedient. In contemplation of the which marriage, the said Sir Georg Stirling of Keir knight, be the tennor hereof faithfullie, binds and obleis him and his airs and successors whatsumever, with al convenient dilligence, duellie, valiable, and sufficientlie, to infest and sease, be chartor and seasin in due and competent forme, for the tocher after specifiet, the said Anna Nicolson his future spous, in hir pure virginite, before the compleiting of the said marriage, in lyfrent for all the dayes of hir lyfytyme, in . . . the lands of Auldkeir, &c. . . . And to the effect the said Sir Georg his heall old estait, lands and living now pertaining to him, with all and whatsumeuer conqueis to be maid and acquired be him during his said mariag with the said Anna, may and sall come and belong to the airs maill lauffullie to be gottin betuixt him and the said Anna Nicolson his future

spous, which faillieing to his nearest lafull airs maill to be gottin of his bodye, which faillieing to his other airs maill, taylie and provision nominat or to be nominat be him be any tailzie or provision maid or to be maid be the said Sir Georg thereanent; the said Sir Georg binds and obleissis him and his forsaidis not to dispone, give nor provyde any of his old living and estait, nor of any conqueis to be maid be him during the said mariage, to no bairn nor bairns to be gottin be the said Sir Georg with any other spouse or spousis to be married be him, if any be efter the deceis of the said Anna, in prejudice of the airs maill to be gottin betuixt him and the said Anna his future spous, their succession therto and brüicking therof after him; Alwayes this clause, and taylie or provision maid or to be maid to the effect forsaid, no wayes to hinder nor prejudice the said Sir George in vseing and disponing vponne his estait as he shall have necessarily to doe in his said lyfytyme and sall think fitt, not prejudging the airs maill to be gottin betuixt him and the said Anna be giving provyding or disponing of any of his said estait, or conqueis to be maid in the said mariage, to any bairn or bairns to be gottin in any other of his mariadge or mariadges: And in caice it shall happin that ther be no airs maill gottin betuixt the said Sir Georg and his said future spouse in the said mariage to succeid to him in his lands and conqueis forsaid, then and in that caice the said Sir Georg binds and obleissis him and his airs maill, taylie and provision succieiding to him, to content and pay to the daughters ane or mae if any shall happin to be gottin in the said mariag the soumes following, viz. if there be but one daughter to pay to hir the soume of tuentie thousand merkis money of Scotland, and if there sall be tuo daughters to pay to them the soum of tuentie thousand punds money foresaid, whereof tuelve thousand punds to the eldest daughter, and aught thousand punds to the youngest daughter; and if there shall be three or mae daughters of the said mariage, then to pay to them the said soume of tuentie thousand punds, whereof the one half to the eldest and the other half to the rest of the saids daughters equallie amongst them at their ages of fyftein yeires compleit; and in that mean tyme the said Sir Georg, and his saids airs maill taylie and provision above writtin shall educat, and bring vp, furnish, mantein, and sustein the saids daughters in meat and drink, cloathing, beding, burding, learning, at schooles, and other vertew, honestlie and honorable, according to their ranks and estaits, of all yeirs and terms continowallie from their fathers deceis, whill they winn to their ages successive forsaid, wheremat they sould have payment of the forsaid soumes in maner respectie above-mentionat . . . And incaise it sall happin that ther be naither air maill gottin in the said mariage to succeid the said Sir Georg in his old estait and conqueis to be maid be him in the said mariage, nor yet no daughters to whom the foresaid soumes les or mair shall be payed; then and in that caice the said Sir Georg binds and obleissis

him and his aires and successors whatsumewer, duellie and lauffullie to infest and sease the said Anna Nicolson his future spous in lyfrent for all the dayes of her lyftyme, in all and heall the lands of Wester Coig, Wellcoig, Bearholme and Westpoffle, with their housses, biggings and pertinents whatsumewer, lyand within the said barrony of Keir be annexation, and the said shirrefdom of Peirth, and that by and attour the forsaid former provision prowdydit to the said Anna of the forsaid other lands and teyndis in lyfrent in maner forsaid and together therwith . . . For the which causes, and als forsameikle as be decreit and proces of apprysing led and deduced at the instance of the said Anna Nicolson, againes John Earl of Crawford and Lindsay before messenger and his colleges within the new Session hous of Edinburgh, vpon the first day of Junii I<sup>m</sup> VI<sup>o</sup> fyftie three yeires, the said Anna obteneid lauffullie apprysed to hir from the said John Earl of Crawford and Lindsay, and all others having or pretending to have intres, all and sundrie . . . the lands and barrony of Pitcruvy &c. . . Therfor and for the caussis above specifeit, the said Anna Nicolson as having right in maner forsaid, sells, annalizes, and dispons to the said Sir George Stirling of Keir knight and his aires and assignayes heretable, all and sindrie the foirsaid lands, barronies, milnes, woods, fishings, teyndis and others particularlie and generalie above specifeit, apprysed from the said John Earle of Crawford and Lindesay . . . In wites quhairof, (written be Mr. William Cheislie servitor to John Simple writter to the signet,) the saids parties have subscrivit thir presents with their hands day, moneth, year of God, and place above writtin, befor thir witnesses, Sir Thomas Nicolson Lord Advocat, Sir James Foulls of Collingtoun knight, Sir Archibald Stirling of Carden, William Drumond of Rickartoun, Thomas Drumond fiar thereof, Thomas Nicolson of Leswad, John Nicolson brother german to the said Thomas Nicolson, Alexander Drumond son to the said William Drumond of Rickartoun, the said John Simple, and Walter Ewing his servitor, and the said Mr. William Cheislie.

THO. NICOLSON wites.

S. JA. FOULLIS wites.

AR. STIRLING wites.

W. RICCARTOUN wites.

THOMAS DRUMOND wites.

THO. NICOLSON wites.

JOHN NICOLSON wites.

ALEXR. DRUMOND wites.

JOHN SIMPLE wites.

WILL. CHEISLIE wites.

W. EWING wites.

G. KEIR.

A. NICOLSON.

THO. NICOLSON consents.

J. HENRYSON.

PETITION by David Lord Cardross, and Sir George Sterling of Keir, Knight, to the Protector's Council in Scotland, circa 1655.

222. To the Right Honorable His Highnes Councill in Scotland for the government therof ;  
The humble petition of David Lord Cardross, and Sir George Stirling of Keir, knight, for themselves, and in name and behalf of the wholl heritours and inhabitants of the parishes vnderwritten,

Humbly Sheweth,

That the parishes of Dunblane, Kilmadock, Kincardin, Port, Aberfuill, Calander, Kippen, Leckrop, and Logie, ar within the shirreffdom of Perth, albeit some of the saids parishes be 36 myles distant from Perth, and the neirest of them be 24 miles tharfra ; so that the heritors and inhabitants of the saids parishes, in the persut and defence of actiones, ar put to very great expensses throw ther distance from the heid burgh of the shire, wher the Court sitts ; as also when poyndings ar vsed in these parishes, the poynded goods become vseles to pairties concerned, befor they can be caried to Perth, (which in such cases most be done). And in regaird the fairsaid parishes ly contigue and adjacent to Stirling, some of them within 3 miles, and the farrest within ten miles, and that it wer a great ease to the people to be joyned to the shirreffdom of Stirling.

May it please your Lordships, for the good of the people, and because of the vicinity of the fairsaid parishes with Stirling, to joyne them to the shirreffdom of Stirling, and jurisdiction therof ; and that your Lordships will exempt them from the jurisdiction of Perth. And they shall ever pray.

CARDROSS.

G. STERLING.

LICENCE by General Monek to Sir George Sterling, 6th November 1656.

223. PERMITT the Bearer heerof, Sir George Sterling, to keepe one horse above the value in the Proclamation, att Calder, or Keere, and to passe with the same about his occasions without molestation ; hee engaging under his hand to Colonel Reade, to pay treble the value in case the same shall bee taken from him by the Enemy. Given under my hand and Seale att Dalkeith, the 6th day of November 1656.

To all Officers and Souldiers, and others  
whome these may concerne.

*George Monek*

Seal affixed : A Cheveron between three Lion's heads erased. Crest a Wyvern.

COMMISSION by the Shire of Linlithgow to Sir Archibald Stirling of Garden, Knight,  
27th January 1660.

224. WEE, the Noblemen, Gentilmen and Heritours, with the Justices of Peace of the Shire of Linlithgow, Doe heirby give full powar and commissioun to Sir Archbald Stirling of Garden knight, to convey and meit at Edinbrugh, the second day of Februarij nixt, with the Commissionars of the other Shires of this Natioun; and ther in our names and vpoun our behalfe, to propone, agitat, and give in articles and proposills tending for the good and releife of this Natioun, and pressing grivances and burdines thereon in generall, and on the estate of the Shirreffdomes, and our Shire in particular; and if it sal be thought necessarie and convennent, to make choyce of Commissionars, one or more, to represent by supplicationes, with instructiones of the same, to the parliament of England, or the Lord Generall Monck, or any otheris who sall be impowred and commissionat from them; and to treat, voyte, and conclud in all thingis tending and conducing for the weill of this Natioun in generall, and for the Shirreffdomes therof, and our Shire in speciall; conforme to the particulars generally and particularly contained in the particular missive direct to ws for that effect; and to doe therin what with commone consent of the saidis Commissionaris sall be found expedient to be done, sicklyk as we might doe ourselves if we wer personallie present: In witnes quhairof wee have subscribed thir presentis, at Linlithgow, the twentie sevinth day of January, 1660.

M <sup>r</sup> W. SANDELANDIS.	J. FAIRHOLME.	THOMAS DRUMMOND.
JO. DUNDAS.	W. HAMILTON.	J. STUART.
W. COLUILL.	W. SCHAIRP.	RO <sup>t</sup> DRUMMOND.
J. LOCKHART.	THO. HAMILTON.	J. HAMILTON.
PATRIK MORAY.	S <sup>r</sup> L. STEUART.	JA. DUNDAS.
		WALTER KER.
		JO. HAY.
		ANDRO ROS.
		JAMES HAMILTOUN.
		R. HAMILTON.

PETITION by Sir Mungo Stirling of Gloratt to King Charles II. 1660.

225. To the King's Most Excellent Majestie, the Humble Petition of Sir Mungo Stirling  
of Gloratt,

In all humilitie sheueth,

That your petitioner hauing ingaged himselfe and freindes in his late Majesties service, under the command of James Marquis of Montross, was unfortunatlie teakne

prisoner at the battale of Philiphache, caried to the cite of Glasgow, and ther committed. During the tyme of his committment his lands wer exceidinglie wasted and spoyled throw quartring and plundring; and to fill up the cupe of his suffering a considerable fyne was imposed vpon him, which, with his former sufferings and thoes of late, did put his estate in such a totering conditione as he was not able to keipe it from falling into peices.

And now since it hath pleased the Almighty to bestow your sacred Majestie vpon us, as a returne from heaven of our teares and prayers; your petitioner doeth most humble beseiche your Majestie to teake his faithfull and loyale services, (which hath occasioned a ruine of his fortune in a pairte, and the hasarde of what remaines,) into your princelie consideratioune; that what was teakne from him as a punishment (may by your Majestie be graciouslie restored to him as a rewarde) of his loyaltie; and prayeth your Majestie will be graciouslie pleased toe that effect, to recommend this his just petitione to your succeeding parliament in Scotland, or Lord Commissioner for parliament, that your petitioner may be impoured to proceid legalie against the persounes to whom the said fyne was giuen, for refunding it to him;

So your petitioner prayeth for your Majestie's long lyfe and prosperous rainge.

Whitehall, 22 November 1660.

His Majestie is graciously pleased to refer this petition to the consideration of his Parliament in Scotland.

LAUDERDAILL.

DISCHARGE by John Stirling of Bankell to Sir George Stirling of Keir, Knight,  
28th January 1662.

226. BE it kend till all men be thir present letters, me, Johne Stirling of Bankell, air servit and retourit to vmquhill Williame Stirling of Bankell, quha wes aire of vmquhill Williame Stirling of Bankell, his father, third lawfull sone to vmquhill Sir Archibald Stirling of Keir knight, my gudesire: Forsameikle as the said vmquhill Sir Archibald, be his lettre of tak, daitit the tuentie third day of Maii 1<sup>m</sup> VI: and four zeiris, as principall takisman of the teyndscheaves wnderwritine, sett in tak and assedatioune to the said vmquhile Williame Stirling his third sone, and his airis meall, off all and hail the teynd scheaves of the landis of Bankell, with the pertinentis, lyand within the parochine of Baldernock, and Shirefdome of Stirling; and that for the said Williame Stirling his lyfytyme, and thaireftir for the space of nyntine zeiris; payand thairfoir zeirlie to the said vmquhill Sir Archibald, his airis successouris and assigneyis, the number of fyftine bollis teynd meall, or elss the sowme of thrie shillingis four penneis Scottis money for

ilk boll thairof, in the optioun of the said Williame Stirling and his foirsaidis, yeirlic at the terme of Mertimes . . . as the said letter of tak, conteining ample warrandice, at mair lenth beares : And now for certane onerous causses and consideratiounes, done to me be Sir George Stirling of Keir, knight ; Wit ye me, as air be progres to the saidis vmquhill Williame Stirling of Bankell elder and younger, to have renunced . . . the foirsaid letter of tak of and concerning the teynd sheaves of the saidis landis of Bankell, to and in favouris of the said Sir George Stirling and his airis, with all headis, articles, claussis and conditiones thairin contened, for now and evir. In witnes quhairof I have subscrivit thir presentis, (writtine be David Moir Shireff Clerk of Stirling,) at Edinburgh, the tuentie eight day of Januar, the yeir of God 1<sup>ra</sup> vi<sup>ca</sup> thrie scoir tua yeiris, befor thir witnesses, Sir Archibald Stirling of Garden knycht, ane of the senatoris of the Colledge of Justice, and the said David Moir, wreater heirof.

D. MOIR Witness.

S. AR<sup>p</sup> STIRLING Witness.

J. STIRLING.

TESTAMENT of Sir George Stirling of Keir, 1st March 1664, &c.<sup>1</sup>

227. BEING vexed about this yeir past with a sore paine in my legs, I purpose God willing, to goe to Edenburghe to use the ordinarie meanes for freing me therof in time coming ; But if it please God so to dispose as not only the use of meanes prove ineffectuale, but that deathe ensewe, and this mortall tabernacle be dissolved, I trust in the mercies of God through the alone merite of Jesus Christ my Saviour, to haue ane house not made with hands but eternall in the heavens, when deathe shall arreist ; I not only recomende to (bot conjure) my Lord Carden my cousin, for the mutuall affection hes been betwixt us, not to let cut wp, [or bowell my body,] but to interre my body in my He in Dumblaine Kirke, without showe, trumpets or convening any but freindis at ane neir distance, and that with decencie and diligence.

I dowbt not but he will remember and performe to Rachell Hendersone, cousine to my laite deare wife, what past betwixt ws at Keir some few dayes efter hir funeralls.

To Mungo Campbell I appointed to be giuen be my Lord Carden thrie hundrethe markes as a token for his cairfull and kyndly attending me the time of my infirmitie.

To James Bairde my foote man thrie score markes to help him, being seickly and infirme.

To Alaster M'Lairan, who served me thir four yeirs past ane hundrethe markes Scots.

<sup>1</sup> There are duplicates of this Testament at Keir. The variations between them are here placed within brackets.

For verification of the premisses I have writen and subscribed the premisses at  
Keir, 1: Marche 1664. G. KEIR.

Also I appoint all my body-cloathes, (except my blake velvet coate, and the silver and gold belt,) to be giwen to Mungo Campbell.

To Harie Sterling, sone to John Sterling of Quoigs, I appoint thrie score pownds Scots to be giwen, [becaus he sometime served me.]

And thir smale legacies I appoint to be payed by my Lord Carden.

The wirginells in the laigh toure in the Keir, I appoint to be giwen to the Lady Carnocke younger, having promised hir them, being at Carnocke as I came east.

3 August 1664.

The virginells to be kept and not to be giwen, in regairde of the melancolie condition the lady is in throughe the deathe of hir husband.

15 May 1665.

What I appointed on the other side for James Bairde, I heirby recalle, since he hes left my service.

TESTAMENT of Sir George Stirling of Keir, Knight, confirmed 11th December 1673.

228. The Testament datiué, and Inventar of the moveable guidis, geir, debtis, and soumes of money, (except airship,) quhilk pertained and belonged to the deceist Sir George Stirling of Keir knight, the tyme of his deceiss, who deceist in the moneth of June, I<sup>m</sup> vj<sup>c</sup> thriescoir seaven years, within the parochin and commissariat of Dunblane, faithfullie maid and given up be Sir John Stirling now of Keir knight, executer dative decernit to the said defunct, be decret of the Comisser of Dunblane, as ane act made therupon, deatit the elevinthe day of December I<sup>m</sup> vj<sup>c</sup> and sevintie thrie yeirs bears.

#### INVENTAR.

Imprimis; the said executer declares that the said defunct hade na eornes, catell, horss, nolt, or sheip, or vther guidis and geir pertaineing to him and in his possessione, tyme foirsaid of his deceiss, except two horss, with thair furniture, estimat both to j<sup>c</sup>. xxxiiij<sup>lib.</sup> vi<sup>s</sup>. viij<sup>d</sup>. Item his domicells and aboulziementis of his bodie estimat to vj<sup>c</sup>. lxxvj<sup>lib.</sup> xiii<sup>s</sup>. iiij<sup>d</sup>.

Summa Inventarij — viij<sup>c</sup> <sup>lib.</sup>

Debtis resting to the defunct.

Imprimis; he hes tenents and vassalls, for ferme duty and steillboll guidis, I<sup>m</sup> iij<sup>c</sup>

xxxij<sup>lib.</sup> vi<sup>s</sup> viij<sup>d</sup>. Item, be Sir Thomas Nicolson of Carnock, vj<sup>c</sup> lxxvj<sup>lib.</sup> xiii<sup>s</sup> iiij<sup>d</sup>.  
 Item, be the Laird of M<sup>c</sup>Lean ij<sup>m</sup> lib. Item, be M<sup>c</sup>Greigor in Rannoch j<sup>m</sup> iij<sup>c</sup> xxxiiij<sup>lib.</sup>  
 vj<sup>s</sup> viij<sup>d</sup>. Item, be the Viscount of Kilsyth, conforme to a decreit recovered be the  
 defunct against him, I<sup>m</sup> iij<sup>c</sup> lib.

Summa of the saidis debts, vi<sup>m</sup> vj<sup>c</sup> xxxij<sup>lib.</sup> vj<sup>s</sup> viij<sup>d</sup>.

Summa of the said Inventar and debts, vij<sup>m</sup> iiij<sup>c</sup> xxxij<sup>lib.</sup> vj<sup>s</sup> viij<sup>d</sup>.

Debts resting be the defunct.

Imprimis, to Mr. George Stirling in Glesgow, vj<sup>m</sup> iij<sup>c</sup> xxxiiij<sup>lib.</sup> vj<sup>s</sup> viij<sup>d</sup>. Item, to  
 William Ker in Dunblaine vj<sup>c</sup> lxxvj<sup>lib.</sup> xiiij<sup>s</sup> iiij<sup>d</sup>. Item, to Mungo Campbell at Knock-  
 hill, vj<sup>c</sup> lxxvj<sup>lib.</sup> xiii<sup>s</sup> iiij<sup>d</sup>.

Summa of the samen debts, vij<sup>m</sup> vj<sup>c</sup> lxxvj<sup>lib.</sup> xiii<sup>s</sup> iiij<sup>d</sup>.

Debita excedunt bona.

#### CONFIRMATIONE.

I, Robert Bruce of Bordie, Comisser of Dunblane, etc. . . . John Stirling of  
 Kippendavy, cautioner . . . att Dunblane, the elevelnth day of December, 1673.

CONTRACT OF MARRIAGE between Sir John Stirling of Keir and Dame Lillias Colquhoun,  
 eldest daughter of Sir John Colquhoun of Luss, 2nd March 1676.

229. ATT the Cannongate foott, the second day of March, I<sup>m</sup> VI<sup>s</sup> thriescore sixtein:  
 Forasmuch as their was ane minut of contract matrimoniall past betuixt the honorable  
 pairties following, to witt, Sir John Stirling of Keir vpon the ane pairt, and Sir John  
 Colquhoun of Luss, for himself, and as takeing burdein for Dam Lillias Colquhoun his  
 eldest daughter, and now spous to the said Sir John Stirling, vpon the other pairt, of  
 the date, att the Cannongatefoott, the second day of December, I<sup>m</sup> VI<sup>s</sup> seventie fyve  
 yeires; whairby, for the mariage theirin contracted and thereafter solemnized betuixt  
 the said Sir John Stirling and the said Dam Lillias Colquhoun, the said Sir John  
 Stirling is bound and obleidged to infett and sease the said Dam Lillias Colquhoun, in  
 lyfrent dureing all the days of her lyftyme, in his maner place of Calder and office  
 houses theirto belonging, and in so many of his Lands of the west end of his barrony  
 of Calder, as will extend to four thousand merks of yearlie rent, besyds kaynes, services,  
 and customes; to be bruiked and enjoyed by her dureing her lyftyme incaice she sur-  
 vive him, to be holden in maner vnderwritten, and also the said Sir Johne Stirling is  
 obleidged to doe and performe the other obleidgements and conditions afterspecified in  
 maner vnderwritten; whilk minut of contract both the saids pairties are obleidged to  
 extend in maner after mentionat as the samen more fullie beares: And now both the

said pairties being willing to extend the said minut of contract as followes; Thairfor the said Sir John Stirling of Keir, for implement and fulfilling of his pairt of the said minut anent the extentione of the samen in maner afterspecified, binds and obleidges him his aires and successors, to deulie validlie and sufficientlie infest and sease the said dam Lillias Colquhoun his spouse in lyfrent, dureing all the days of her lyfytyme, in all and heall the said maner place of Calder, with the yairds, orcheards and office houses belonging theirto, and in all and sundry the landes and others afterspecified, to witt in all and heall the Landis of Kirktoun of Calder, etc. . . . And farder the said Sir Johne Stirling of Keir binds and obleisses him and his aires whatsumevir, to provyd and resigne his heall lands liveing and estate whatsoever, for new infestment of the samen to himself and the aires male procreat or to be procreat betuixt him and the said Dam Lillias Colquhoun his spouse, quhilkis faillieing to the aires male of his oune body of any other marrage, quhilkis faillieing to his neirest aires male whatsoever, quhilkis faillieing to his airis and assigneyes whatsoever: And in respect that the daughters are secludit from the estate; theirfor faillieing of airis male of this marriage, the said Sir Johne Stirling of Keir binds and obleidges him and his other aires male succceeding to him, to pay to the daughters of this marriage, the portiones following, to witt, if their be bot on daughter the soume of twentie fyve thousand merks, and if their be two daughters the soume of threttie thrie thousand merkis, whairof twenty thousand merks to the eldest, and threttein to the second; and if their be thrie or more daughters fourtie thousand merk, whairof eightein to the eldest and the rest to be equally divydit, and that att their ages of fyftein yeires; and in the meane tyme to intertaine and educat them as becomes: And vpon the other pairt; Whairas the said Sir Johne Colquhoun of Luss be the forsaid minut of contract is obleidged to pay to the said Sir Johne Stirling his aires or assigneyes, in name of tocher with the said Dam Lillias Colquhoun, the soume of tucntie thousand merks Scotts money, the one half att Witsunday nixt, and the other half at Mertimes next: Thairfor the said Sir Johne Colquhoun of Luss binds and obleidges him his aires executors and successors off new againe to pay to the said Sir Johne Stirling of Keir his aires or assigneyes, the said soume of twentie thousand merks, in maner and att the terms above and afterspecifiet, to witt, the one half theirof extending to ten thousand merks at Witsunday nixt, and the other half att Mertimes also nixt, with ane thousand merks of penaltie for ilk terms faillie, and annual rent for each of the said proportiones furth and fra the termes of payment theirof whyle the payment of the samen; And this in satisfacione to the said Dam Lillias Colquhoun and her said husband of all farder bairnes pairt of gear and portione naturall that they can clame or crave be deceise of her father and mother

when it happens. . . . In witnes whairof, (written be Hugh Patersone serviter to Hugh Patersone of Bannockburn writer to his Majestie's Signet,) both the saids pairties have subscribet these presents, day, moneth, yeir of God and place above written, before these witnesses, Johne Erle of Crawford and Lindsay, William Erle of Dundonald Lord Cochran, Sir Archibald Stewart of Blackhall, James Seton of Touch, Sir Johne Cunynghame of Lambroughton Advocat, Archibald Stirling of Carden, and James Stirling, breithrin to the said Laird of Keir.

CRAWFURD LINDESAY Witnes.

S<sup>r</sup> J. STIRLING of Keir.

DUNDONALD Witnes.

LILIAS COLQUHOUNE.

A. STEWART Witness.

Jo. COLQUHOUNE of LUSS.

J. SETONE Witnes.

A. STIRLING Witnes.

JAMES STIRLING Witnes.

JOHN CUNIGHAM Witnes.

PROTECTION by James, Duke of Buccleugh and Monmouth, to Sir John Sterling, 24th June 1679.

James, Duke of Buccleugh and Monmouth, Earl of Dalkeith and Doncaster, Lord Scott, and Askdale, Tindall and Whitechester, General of His Majesty's forces, &c.  
230. ALL Officers, Souldiers and others whom it may concerne, are hereby strictly charged and required not to offer any injury or violence to Sir John Sterling, his house, servants, and tenants att Keir, and that they presume not to seize or take away any horses, goods, cattle, or other thing belonging to any of them; as they will answer the contrary att their perill. Given att the Camp att Long Tyke this 24<sup>th</sup> day of June 1679.

TESTAMENT of Sir John Stirling of Keir, Knight, 12th June 1682.

231. ATT the place of Keir, the twelve day of Junij, I<sup>m</sup> VI. four scoir two yeires: The quhilk day, the rycht honorabill Sir John Stirling of Keir Knyght, haveing resolvit for setling his worldlie affaires and business, does mack his Lettre will and testament, as

eftir followes, wherby he nominats and appoynts John Stirling, his eldest lawfull sone, to be his sol executour and vniversall intrommettar with his haill goods, geir and debtes ; with power to him, or his Tutors eftirmentonat, or any ane of them in his name, to give vp Inventar therof and of his debts, in and out, confirme the samyne, and to doe evry vthir thing necessar or incumbent to the said office. Item, he does heirby declare, that he is adebted and awand to James Stirling, his second lauffull sone, the sowme of fyftein thowsand merks Scotts money ; to William Stirling, his thrid lauffull sone, the sowme of twelve thowsand merks money foirsaid ; and to Lillias Stirling his lauffull dochter, the sowme of aughtein thowsand merks money ; quhilkis respectiue he heirby ordaines his said executour to content and pay to his said childring, in maner, and at and vpon the termes and conditiones speciallie mentionat and conteinit in the bands of provisioun respectiue grantit be him theranent ; together with his haill vther just and lawfull debts awand be him to his vther creditouris : Lykeas he does heirby nominat and appoynt Dam Lillias Colquhoun, his weellovit spous, with the ryght honorabill James Marquis of Montrose &c., John Marquis of Atholl &c., and Sir James Colquhoun of Luss, knyght and baronet, James Seatoun of Touch, William Murray of Spot, Georg Murray, ane of the lieutenants to His Majestie's troop of guards, Captain James Stirling, for present at Hull in England, his vnele, and Mr. Francis Stirling his sone, Archbald Stirling of Garden, James Stirling his brother germane, Georg Stirling of Herbertshyre, John Stirling of Kippendavie, Captain John Stirling of Craigharnet, Georg Stirling, chirurgian burges of Edinburgh, and William Stirling, Regall Clerk of Glesgow, to be Tutors and Overseers to the saids John, James, William and Lillias Stirlings his childring, during their pupillaritie and nonage ; and any four of them to be a quorum, with the said Dam Lillias Colquhoun, whom he heirby nominats and appoynts to be Tutrix sine qua non, during hir viduitie and widowhood allanerlie ; and in caise of hir mariadg to a second husband, he heirby nominats the said Archbald Stirling of Garden to be tutor to them sine quo non, and any four of the foirnamd freinds to be a quorum in that case with him ; requesting all of them heirby to sie to the educatione of his saidis childring in the feir of God, and to the richt managment of what fortune and estait is left or provydit to them : Recalling heirby all former testaments or latteris wills, and declaring the samyn null and voyd : And this to be his lattere will and testament he heirby notefies and mackes known to all whom it may concerne. In witnes quherof he hes subscrivit thir presentis, (written be the said William Stirling), the day, zeir and place foirsaid, befor thir witness, Andrew Raitt his present servitor, and the said William Stirling.

W. STIRLING, Witness.

J. STIRLING of Keir.

A. RAITT, Witness.

REGISTER  
OF THE  
BIRTHS, MARRIAGES, AND DEATHS,  
OF THE  
STIRLINGS OF KEIR.<sup>1</sup>

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J. STERLING.

232. I was mariet vpon Margaret Montethe, zoungest dochter to Sir William Montethe of Kers, in the Kirk of Alvethe, vpon Tysday, the xvii of August 1613.

JOHNE STERLING — My eldest sone Johne was borne in the Keir on Saterdag, the xxiii of Julii 1614, at ten horis at nicht.

GRISSALL STERLING — My dochter Grissall was borne in Cadder on Sunday, the xi of Februar, at fyve horis in the morning, 1616.

ARCHIBALD STERLING — My sone Archibald was borne in Cadder on Mononday, the ix of June 1617, at tuo horis efternoone.

ANNA STERLING — My dochter Anna was borne in the Keir on Saterdag, the xi of Julii 1618, betuix x and xi at nicht.

MARGARET STERLING — My dochter Margaret was borne in the Keir, the i of Agust 1619, befor viii horis in the morning.

WILLIAM STERLING — My sone William was borne in Cadder on Sunday, the xxiiii of December 1620, betuix 3 and 4 in the evening.

JAMES STERLING — My sone James was borne in the Keir on Thursday, the xxx of Maii 1622, just at xii hours at nicht — Laus et Gloria Deo.

WILLIAM STERLING — My sone William was borne in the Keir on Saturday, the xv of Januar 1625, betuixe ten and elevanthe in the morninge, and my wyf pairtit tuisse of barne betuixe James birthe and Williamis.

GEORGE STERLING — My sone George was borne in Cadder on Mononday, the xviii of September 1626, at ten horis in the morninge.

<sup>1</sup> This is taken from a book in which the entries are chiefly made in the handwriting of the respective lairds, who superscribe the entries applicable to themselves and their children.

ALEXANDER STERLING — My sone Alexander was borne in the Keir on Thursday, the xvii of Julii 1628, befoir fyve horis in the morninge.

My wyf, at the plesour of God, depairtit this mortall lyf in the Keir, on Mononday, the xxi of Julii 1628, at fyve horis in the morninge, and was buriet in Dumblaine the i of Agust thairefter — J. STERLING.

#### AR<sup>o</sup> STIRLING.

My mariedg wpon Elisabeth Murray was at Ed<sup>r</sup>, wpon the 9 of Julie 1637, celebrat be M<sup>r</sup>. Ha. Rollok Minister at Ed<sup>r</sup>.

My sonn JHONE was born at Ochiltrie the 13 day of Apraill 1638.

My dochter ANNA was born at Gardenn the 3 of Agust 1639.

My dochter MARGARETT was born at Stirling wpon the 9 of Januar 1640, [sic, sed lege 1641].

My soune GEORG was born at Polmeas the 16 day of June 1642.

My mariedge wpon Ma. Murray was at Ede<sup>r</sup>: the 21 July 1646.

My doghter CATHRINE was born at Ede<sup>r</sup>: the 8 of Sep<sup>r</sup>: 1647.

My doghter ELIZABETH was born at Ochiltrie wpon the last of Januarie 1649.

My doghter REBECKA was born at Ochiltrie wpon the 2 of Apraill 1650.

My sonne ARCHIBALD was born at Gardenne the 21 of March 1651.

My sonne JAMES was borne in Gardenne the 29 of Jun 1652.

GEORGE was borne at Ochiltrie the 20 day of July 1653.

WILLIAM was borne at Ochiltrie the 20 day of October 1654.

ALEXANDER was born at Ochiltrie the 9 of Apraill 1656.

THOMAS was borne at Ochiltrie the 25 of December 1658.

HENRIE was borne at Edenburgh the 20 day of July 1667.

#### SIR JOHNE STIRLING.

I was married to Ladye Margarat Livingstone, second dochter to the Earle of Lithgou, at Sterling, the 6 of Fabr: 1668, celebrat be M<sup>r</sup>: James Forsayth.

My wife miscaried of my eldest sone 13 Fabr: 1669.

My wife deperted this mortall life at the Keir, the 2 of November 1674, and was buried at Dunblaine.

I was married to Liliast Colqhoun, eldest dochter to the Laird of Lusse, at the Abey

of Holyroudhouse celebrat be Mr. Walter Stirling, Minister of Baldernocke, on the 2 dey of December 1675.

My eldest sone ARCHBALD was born at the Keir, 29 October 1676, at five a cloack on Sunday morning, and was baptised at the Keir be Mr. Gasper Kellie, Dean of Dunblaine, the 2 of November 1676.

My second son JOHN was borne at Sterling 26 October 1677, at five a cloack on Fraydie morning, he was baptised by Mr. Persone, Minister of Sterling, the 1 November.

My threid sone GEORGE was borne at the Kere on Teusday, 12 November 1678, and was baptised by Mr. Gasper Kellie, Deane of Dunblaine, at the church of Lecrop, on the 18 November 1678.

My forth sone JAMES was borne at the Keir on Saturday, the 1 of November 1679, betuixt 7 and 8 a cloack at nicht, and was baptised at Lecrop 2 November, be Mr. William Weems, Minister of Lecrop.

My dochter LILLIAS was born at the Keir on Thursday, 13 Januar 1681, at 6 in the morning, and was baptised at Lecrop on 15 Januar, by Mr. William Weems, Minister of Lecrop.

My fift sone WILLIAM was born at Keir on Fraydie 24 March 1682, at six a cloack in the morning, and was baptised on Saturday 26 March, at Lecrop, be Mr. William Weemes, Minister of Lecrop.

My second dochter ELISABETH was born at Keir on Sunday, 3 June 1683, at 2 a cloack in the morning, and baptised the said day at Lecrop by Mr. William Weemes, Minister of Lecrop.

[The following entry is in the handwriting of John Stirling of Keir, No. XVIII. 1.]

The said Sir John Stirling died at Keir the        day        1684, and his wife Lilius Colquhoun survived him; she was 2 or 3 years after his death married to Mr. Charles Maitland, brother to the Earle of Lawderdale, and had one daughter died a child. The said Charles died at Cadder the        day of June 1716, and the said Lilius at Cadder the last of December 1726.

#### JA. STIRLING.

I was married to Marione Steuart, eldest daughter to Alexander Lord Blantyre, the 24 day of Februar 1704, at Cardonald.

My eldest son JOHN was born att Arskine, the 18 day of November, betuixt three and four in the afternoon, in the year 1704.

My eldest daughter ANN was born at the Keir the 20 day of January 1706.

My second daughter LILIAS was born the 6 day of February 1707, att Edinburgh.

My third daughter FRANCIS was born att Keir the 30 day of December 1707.

My second son ALEXANDER was born att the Keir the 11th day of September 1709, about half ane hour after four a clock in the afternoon.

My third son ARCHIBALD was born att Keir the 4th day of September 1710, about half ane hour after three in the morninge.

My fourth son WALTER was born at Keir the 30 day of Agust 1711, about ten minutes before eight in the morning.

My fiveth son CHARLES was born att Keir the 1st day October, about eleeven a clock at night, 1712.

My sixth son WILLIAM was born att Keir the eight day of September 1713, five minutes befor one in the morning.

My seventh son JAMES was born att Keir the 17th day of September 1714.

My eight son ROBERT was born att Keir the 14th day of September 1715.

My 4th daughter ELISABETH was born att Edinburgh the 7th day of January 1718.

My 9th son HENRY was born att Keir the 22d day of November 1718.

My 5th daughter HELEN was born att Keir the 20th day of October 1719.

My 6th daughter MARGARETT was born att Keir the 6th of October 1720.

My 10th son CHARLES was born att Cadder the 8th day of March 1722.

My 11th son HUGH was born at Cadder the 26th day of February 1723, about 2 a clock in the morning.

My 7th daughter MAGDALEN was born att Cadder on February 29, 1724.

My 12th son WILLIAM was born at Cadder on June 5, 1725.

My 13th son LEWIS was born att Cadder the 30 of November 1726.

My 14th son HENRIETT was born att Cadder the 20 of March 1728.

My 15th son ALEXANDER was born att Glasgow the 4th of December 1729.

JAMES STIRLING of Keir died at Cadder on February 17th 1749, aged 70 years. His eldest son, John, succeeded to the estate, who never was married, and he died in Edinburgh in June 1757, aged 54 years; and his brother Archibald succeeded to the estate, who was married, in the year 1750, to Margaret Erskine, daughter to Colonel William Erskine of Torrie, and she died att Bristol in the year 1761, without having children, and he married for his second wife, widow Lady Murray, eldest daughter of Alexander Hay of Drummelzier, in the year 1762. (The Honourable Marion Stewart, wife of James Stirling of Keir, died at Cadder, 20 March 1770.)

ARCHIBALD STIRLING of Keir died there 3d November 1783, aged 73. His widow, Mrs. ANN Stirling, died at Cadder 14 October 1807, aged 80.

WILLIAM STIRLING, youngest son to James Stirling of Keir, was married to Hellen Gray, second daughter to John Lord Gray, at Edinburgh the 1st day of October 1765.

My eldest son JAMES was born at Cadder the 8th day of October 1766.

My second son JOHN was born at Cadder the 23d day of February 1768.

My third son Archibald was born at Cadder the 2d day of August 1769.

My 4th son CHARLES was born at Cadder the 12th day of May 1771.

My first daughter MARGRET and my sixth son ROBERT, both was born at Cadder the 24th day of December 1772.

My 2d daughter MARION was born at Cadder the 12th day of June 1774.

My 3d daughter JEAN was born at Cadder the 2d day of July 1775.

My Wife died at Cadder the 31st day of July 1776, and was buried at Dunblain. She was 30 years of age.

I was married at Castlemilk the 3d day of November 1781 to Jean Stuart, youngest daughter of Sir John Stuart of Castlemilk.

My oldest daughter HELEN was born at Cadder the 14th February 1783.

My second daughter was born at Keir the 23d of February 1785, and was named ANNE.

WILLIAM STIRLING, youngest son and child of William Stirling of Keir before mentioned, was born at Keir 23 August 1789.

The above mentioned William Stirling of Keir died there on the 24 May 1793, aged 68, and was buried at Dunblane.

Lady Hamilton of Rosehall (Margaret Stirling) died at Edinburgh 20 October 1802, aged 82.

#### CHILDREN of the late WILLIAM STIRLING of Keir, died as under —

MARGARET STIRLING at Keir, June 1784, aged 12½ years.

JOHN STIRLING at Hampden, Jamaica, 24 March 1793, unmarried, aged 25.

ROBERT STIRLING at Kingston, Jamaica, 28 Sept. 1808. Married. Aged 36. Left one daughter, who died at London in 1822, aged 13. The name of his wife was Sarah, daughter of Dr. Steel of Jamaica. The name of their daughter — Helen.

WILLIAM STIRLING died at Castlemilk, 1st December 1825, aged 36.

CHARLES STIRLING married C. Erskine, daughter of D. Erskine, writer, Edinburgh,

14th October 1817, at Linlathen. No children. He died at Cadder, January 30th 1830, aged 58, and buried in Lecropt church.

JAMES STIRLING, Esq. of Kier, who succeeded his father, W. Stirling, May 1793, died at Kier, July 26th 1831, aged 64, unmarried, was succeeded by his brother Archibald Stirling. Buried in Lecropt church.

JEAN STIRLING, 3d daughter of William Stirling, Esq. of Kier, died at Broomly, Kent, September 17th 1835, aged 60 years.

MARION STIRLING, 3d daughter of William Stirling of Keir, died at Keir 1 March 1842, aged 68, and was buried in Lecropt church on the 9th of March.

ARCHIBALD STIRLING married E. Maxwell, second daughter of Sir John Maxwell, Bart. of Pollock, June 1st 1815. She died at Kenmure, September 1822, aged 29.

His eldest son, WILLIAM, was born at Kenmure, 8th March 1818.

His eldest daughter, HANNAH ANNE, born at Kenmure, August 17th 1816.

His 2d daughter, ELIZABETH, born at Kenmure, August 24th 1822.



Dear Brother

Oh, I be glad of so frequent occasions, y<sup>t</sup> I  
am sorr<sup>e</sup> they ar w<sup>o</sup>uld such horers for y<sup>e</sup> besines  
had not gon miserably hier, ther w<sup>o</sup>uld a been mor  
adur w<sup>o</sup>uld thes honest men, who neu is forst to  
leav ther own countr<sup>y</sup>. I need say no more, since  
I know by them you will be informed particularly  
nor heare I any contentment to writ of yet for

I have sent away the letter to Powrie, Margrat Green  
serris to you





# LETTERS

TO THE

## STIRLINGS OF KEIR, &c.

Jane Chisholm, 'Lady Kyr,' to the Laird of Perdowy, *circa*, 1550.

233. TRAIST freynd and weilbelowit, efter my hartlie commendatioune. Seing that all thingis is appoyntit betuix the Lard my housband and zow, quhairof I am wery blyth, I wald desyr zow to be sa guid for my requeist, as to latt the milland remane still wyth the mill for this zeir to cum, and I sall pay zow dewtie for that aker of land ressonabillie as ze and I can appoynt, for it will hurt sumthing of proffit to the Lard to dewyd the land fra the mill, and it sall do zow na hurt, bot I sall pay zow dewtie thairfoir, quhill eftirvart that the Lard and ze may agrie vpon the mylne and wther turneis amangis zour selfis. I seik nathing to hurt zour profeit, bot to pay for the same. The maist caus that I charge zow wyth this is, that it wilbe bruitit into the contrie, gif that land be tane fra the mylne quhilk hes bene sa lang in vse thairof. I am hamelie wyth zow in this mater, as ze may charge me agane wyth als grit ane mater; all wther thingis is agreit amang freyndis, and I desyr this to be agreit betwix zow and me. I will nocht latt the Lard witt of this quhill I be suir quhat wilbe done thairintill, quhilk ze will aduerteis me quhat I may lippin to. I refer the rest to zour wisdom and aduercement wyth this beirar, and commend me hartlie to my aynt zour bedfallow. God preserue zow. From Cadder this Wodinsday. Zouris at power.



To hir traist freynd and weilbelowit, the Laird of Perdowy.

Sir Archibald Sterling of Keir to the Laird of Bardowie, Elder, 30th July 1602.

234. Richt treist freind — Efter my verray hartie commendatiounis; this present is to put zou in remembrance that this metter of feud standing over betuix our name and the

name of Kinkaid lvis lang onput to sum point; quhilk (as I am certanlie informit), lvis over in default of sum veill villit mediatouris to trawell in that errand; and seing that the onlie quarrall lvis nou vpon the pure boy Wiliame Stirling, quha for that occatioune may not vse the moyan to vin his leving, I vald think it meitest that ane consultatioune of freindis var, that advyis mycht be tane, how that matter mycht be pakit vp, (giff possibill it var), vthervayis that ordour mycht be tane be our advyssis, quha ar freindis, hou the zoung man may leiff without parrall. For this effect thairfoir, I will effecteouslie requyst zou to meit me at the kirk of Muire, on Setterday, the vii of August, be ten houris befor none, that advyisment may be taine heiranent. Sa refering the rest to our meiting, quhilk I luik for assuritlie (Godvilling), I commett zou to Godis protectiounne. Fra the Keir, the penult of July 1602.

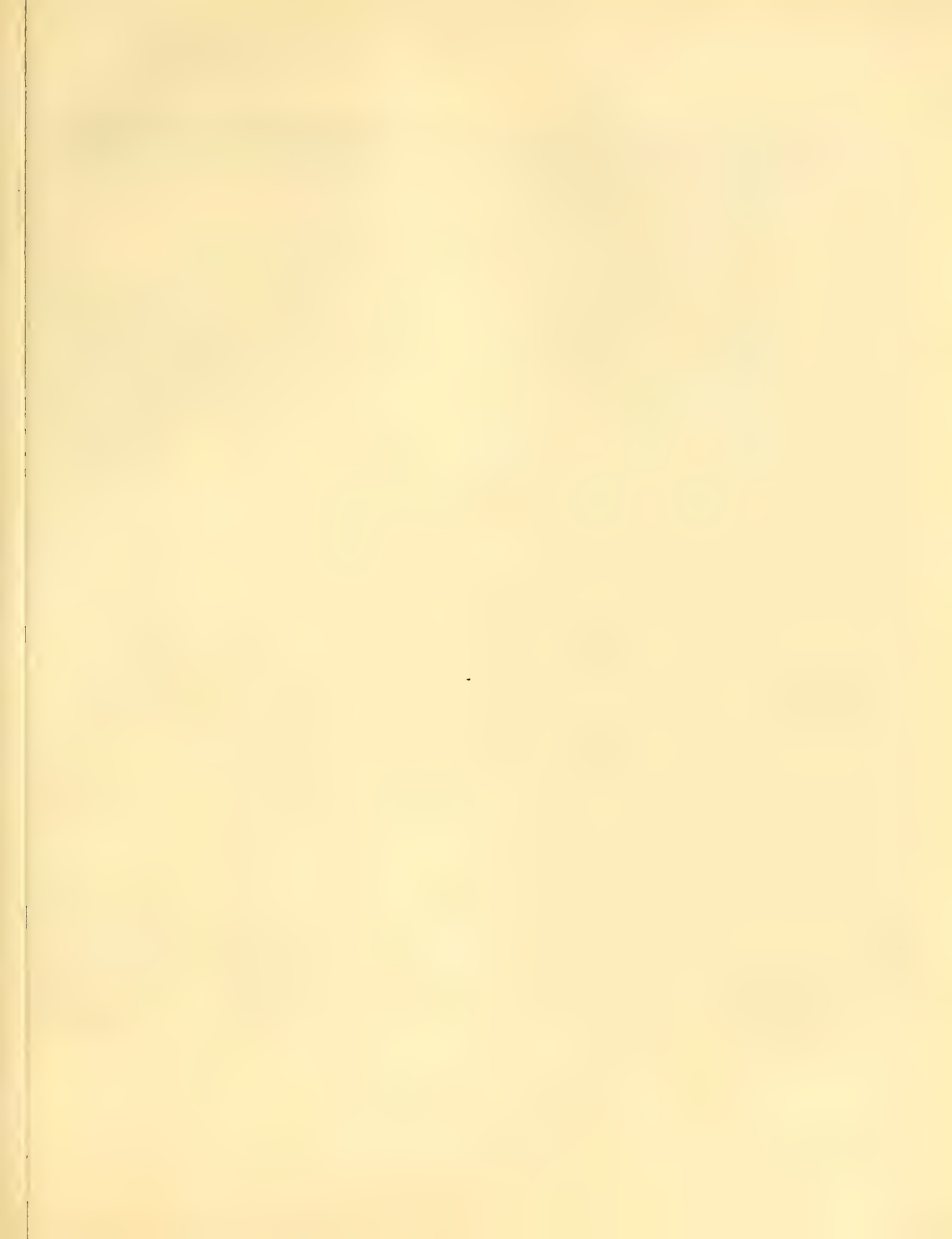
*My assuerit good freinds  
all forwaik.  
Sir Archibald Stirling  
of Keir. D*

To his assuerit good freind, the Lard of Bardowe, Elder.

Dame Grissall Roos, Lady Keir to the Countess of Eglintoun,<sup>1</sup> 5th November 1612.

235. Madame — My most deutiful commendations rememberit; pleis zour Ladyship that this zung gentilman, my sister the Lady Carnebeis sone, being desyrus to be placit in service vith sum nobilman, and hes villit me to mak my moyen for the saming, in respect his father hes sumquhat outshot him self in misgoverning his rent; and I accounting zour Ladyschip, and [my Lord zour] husband, as the most speciall freinds that I heave to imploy, vill most affectuiesly request zour Ladyship that ze vill place this zung man ather in my Lord zour husband's chamber to putt on or af his cloths and vait on his Lordship, or in quhat vther office zour Ladyship thinks meit for such a ane, and I vilbe ansuerable to zour Ladyship that he sal be faithful and obediand to my Lord or zour Ladyship in quhatsoever ze imploy him. I think very long to heave met vith zour Ladyship for sindrie respects, bot I blis God that I heir so guid

<sup>1</sup> The writer of this letter was a daughter of James Lord Ross, and the second wife of Sir Archibald Stirling of Keir (No. XIII. 2, p. 44, *supra*). The Countess of Eglinton was Dame Anna Livingston, wife of Alexander, sixth Earl of Eglinton.



To My very  
Young Cousin  
The Lord of Glouc  
r younger.

these

In these moments  
my best affection  
to your self  
and all the rest of  
our whole friends.  
F. F. Erling of  
Kerr.

Young Cousin My warmest  
affection is ever tenderly, these are  
to show you that I pray'd for you  
I am and has had been in good  
health I mean you come to Paris  
and to having paid the debt of the  
winter in Padua, I am now upon  
my voyage to Rome and Naples  
I shall accomplish good will  
with all possible diligence that I  
may be in France before the next  
time I will undertake you pride to  
concur with your best advice  
for the managing of the business till  
my return at which time the effects  
shall witness the desire I have to  
approve my self

VENUE 26  
January 1735

Your most affectionate  
Cousin in all I can



neus of zour Ladyship, and prays God that it may ever continue. Sua referring to zour Ladyship's ansuer, I rest

Zour Ladyship's louing ant to be commandit,

Ochiltrie, the 5 of November 1612.

*Cyball Ross  
Lady Keir*

To my very guid Lady, my Lady Countes of Eglintoune, this be delyueritt.

Sir Thomas Hamilton of Priestfield, Knight, to Sir Archibald Stirling of Keir, Knight,  
7th March 1613.

236. Right Honorable Sir—Being informed be Johne Leuistoun of Prestoun, that ane blok being agried in termes betuix yow and him, anent your byeing from him of two oxingang of kirkland in Vchiltrie, and that ze had delayed to perfyte the blok whill ye vnderstude be my letter that he had maid no right to me of these two oxingang of land; I have thairfore tane pourpose to certifie yow be thir lynes, that he neuer maid any bargane with me concerning these landis, or any part thairof, and that thair is no cause to skar to deale with him for any disposition thairof maid to me, for thair is none. Swa thanking yow for your kynd respect had to me in that mater, whilk I sall be reddie to acquyt with any pleasour I can, whan ye sall please to command me; I commit yow to God. Edinburgh, this 7 Merche 1613.

*Your affraid friend at  
p. 102*

*Sch. Gambley.*

To the right honorable my verie speciall freind,  
Sir Archibald Stirling of Keir, Knight.

Sir George Sterling of Keir to the Laird of Gloret, Younger, 26th January 1635.

237. Louing Cousin—My vunted affectione remembred; these are to shoue you that, praised be God, I am and hes still bein in good healthe since my coming to Italie; and hauing

passed the dead of the winter in Padua, I am now upon my voyage to Rome and Naples, quhilk I shall accomplish, God willing, with all possible diligence, that I may be in France before the heats come on in this cuntrie. In the meane time, I will intreate you still to concure with your best advise for the managing of my busines till my returne, at which time the effects shall wittnesse the desire I haue to approue my selfe

Zours most affectionet Cousen in all I can,

S. G. STERLING of Keir.

Venise, 26 Januarie 1635.

Let these present my best affectione to your bedfellow, and all the rest of our whole freinds.

To my verie louing Cousin  
The Laird of Gloret, Zounger—These.

William Drummond of Riccartoun to Sir George Stirling of Keir, Knight,  
12th May 1641.

238. Right Honorable and Loving Cusinge—I will vreat nothing particularly to you unto such tym as I hear frome you att your returne to Neucastle; so nowe ye shall only know that Strafort was execut this day, betuixt elevne and tuelfe, and immediatly thereafter the Kinge called vs, and truly wher I thought we shuld haif fand him melancholie and harse, we fund him in a very gud temper; and I think ere it be longe our Treaty shall near close.

The Parliament of Scotland is to be prorogated till the 13 of July nixt, quhilk dyett the Kinge hes woued to keepe, except siknesse or deathe previne it; and upone my vord I verily beleeve that he will performe it. I shew you be my last that ther ver some hear who ve suspected to haif beene upone ane vnlauffull plott; it is not yit fully discovered, bot it is thought to haife been with the Frenche; already ther ar fiue fledd, viz. Hary Persy, Hary Jermand, Sir Jhone Sucklinge, and uther tou who ar not considerable; it is thought ther will more flee erre it be longe, whiche you shall hear of as occatione offers.

I will repeat nothings that is conteened in the publicke letter, bot in generall know that I think the Parliament will now quickly dispatche us, for Strafort is gone, and they haife gott ane bill past that the Parliament shall nather be adiurned nor bracke up without consent of both houses, quhilk now makes them that they ar able to do any thinge of themselves.

As the bearer cane shew you, I am so strait with tyme, that I am forced to tak my leaue abruptly, and continue any thinge els I haif a mind to wreat till the nixt occatione, to whiche tyme and ever, I shall unchangably continue,

Your affectionatt cusinge and servant,

London, 12 Maij 1641.

W. D. RICCAROUNE.

I am almost a sleepe all the vreatinge hearof, for I vas uppe this morninge be two a cloacke to see Strafort execut.

For the Right Honorable his truly affectionatt Cusinge  
S<sup>r</sup> George Sterlinge of Keire — Thes.

From General Thomas Dalzell of Binns, February 1643.

239. Honorable Sir — Youers of the 23 of Januar I reseuit, confesing that I am not able to requyt the smalist of youer innummerable fauoris, not forgetting youer fauorable sensor you haue on the reasons aledig it be me for not cuming to Scotland this vinter, aleding I can ouer cum griter deficoltayis vhair I heve a mynd try; onlay I maist ingenuisile confes that if thair be not a griter kair had of this arme intymis to cum nor hes bein hiderto, nather tempist nor ane thing elis vil lock us ane loinger in ignorens and nessessate. For this laist night six of the Lord Generalis soiers did steil a boit from the pier, and resoluit to expoiss thaim seluis to the mersay of the sies, (vho ver after aprehendit in regaird non of them could roue,) vho in this poister intendit for Scotland, and ar nou sum of them to be hengit.

Thair is laille sum prouision of meil cum in, so that the General Major intens shortlay to the fieldis, and as the euent prouis I sal aquent you; boit be all apirans ve ar not able to staye out aboue eight dayeis, in regaird ve vaint horsis for carieng our provision. So loith to truble you, I rest

Your moist oblidgit Seruant,



Craigforgus<sup>1</sup> the February 1643.

I intreit you present my huble serues to youre Laday, and all the rest of youer freindis.

For the Right Honorable  
S<sup>r</sup> George Stirling of Keire, Gnight — Thoiss.

<sup>1</sup> General Dalzell had the command of the Garrison of Carrickfergus, and he was made prisoner by the rebels.

From Alexander first Earl of Leven, 17th August 1646.

240. Right Worshipfull—I reseavett ane laiter whairin yow desyr ane delation of tym for the paying of these monyes; I showld be wiling to grant your desyr in what I could, bot in that poynt yow most exskooss mee in thatt, for that monyes is nather fre gift, nor ony pairt of my arreirs, bwtt monyes deburst by me for the wss of the pwblict, which doose prais me, so at this present that I kan swffer no delay; whairfor I hop yow wil mak thankfwl payement, which shall be takin ass ane kowrtasie doon to—Your asoored friend

Newcastill, 17th of Awgust 1646.

For the Right Wirshopfwll  
Sir Georg Stirlin off Keer—Thes.

*Leven*

The Honorable Lilius Napier, younger daughter of Archibald, first Lord Napier, to her brother-in-law, Sir George Stirling of Keir, Knight.

241. Deare Brother—Tho I be glad of so frequent occasions, yet I am sorie they ar with such berirs, for if besines had not gon misirably hier, ther wold a bien mor adoe with thes honest men, who neu is forst to leue ther oun cuntry. I need say no more, since I know by them you will be informed pertiquerly, nor haue I any cotentment to wreat it, yet for your satisfacksion I shall accuant you what pasis hierafter, and constantly shall be

Your most affecsinot sister and humble seruant,

Sterling, 6th November [1646].

LILLAS NAPIER.<sup>1</sup>

I haue sent auay the letter to Powrie. Margrat Graem presentes her humble seruis to you.

For my dear brother the Laird of Kier—Thess.

From Sir Archibald Stirling of Garden, afterwards Lord Garden, 7th June 1647.

242. R! Honor!! Cousing—Since yours by Jo. Smarts sonne at the Queins Ferrie, we heave not heird from you. Ricartoun and I did both wreat to you then, whilk I houpe did coun to your hands, since till nou we could heave noe occasione; the foulnes of the seas doeth mak the semen loth to put furth.

<sup>1</sup> Her sister Margaret was married to Sir George Stirling in 1637. Lilius died unmarried after 1665.

I was in the Keire about a fourtnight since; the wode is weill aniogh haud, and the daik in good aniogh order. James Rind has done noe thing as yit to the hous, nether intends to doe if he can shift it, bot we shall doe the best we can to mak him doe it. The tym that he should heave bein heir, the armie was lying about Dumbleane whilk kept him from going: their was manie quartered wpon your lands, bot tok noe thing bot their quarters, quhilk I houp shall be aloued in your monthlie mentinance: The seleater is to be at your lodging in Stirling once this weik.

The roum that was in your ounce hand in Inneralloune is set to a very honest young man, the conditiones yea shall know heirafter. Allexander Livistoune hes set the Over Keire to James Stirling, and the rest who wold heave taken it from you befor; if yea be pleased thairwith lett ws know, for we wold not assent therto till first we hard from you. Other particulars I remit to Riccartouns, and my self ever to be — Yours most affectioned Cousing and Servant,

Ochiltrie, 7 June 1647.



For the rycht honorabill his loving cousing,  
S: George Stirling of Keire — Theas.

From James Earl, afterwards Marquis, of Montrose, 26th July 1647.

243. Mon Frere — I receaved yours, and am wery glaid of your wealefaire, being in some trouble on contrary coniectures, not heareing hitherto from yourself, or of the receat of the Queine and Princes letters, or from any other hand, concerning your being in those pairts, for Balloch spoke nothing att all to me; as for your busynes ther, I am affraid you fynd it longsome, bot iff matters stand with the King, as we ar maid to understand, or iff please God they goe weale with my self, any other wher, I hope you shall not neide to think upon your self, bot leaue me to doe it. As for that which you spoke long agoe about Lillias, I heave beane thinking, bot to no purpose, for ther ar nether Scotsman nor Woman welcome that way, nether wold any of honor, and wertue, (cheicfly a woman,) suffer themselves to liue

in so leud and worthles a place; so you may satisfy that person, and diuert hir thoughts absolutly from itt.

Wishing you all happynes. I am,

Your faithfulest and affectionate Brother,

Neare Paris 26 July 1647.

MONTROSE.

For the right worshipfull Sir George Sterling of Keir

En Hollande.

From John Lord Areskine, afterwards ninth Earl of Mar, December 16, 1647.

244. Noble Sir—I confess the letter I receaved from yow upon your servant's returne to Holland was so great a complement as I knowe not how to answeere it so well as by silence, and yett I shall never doubt your respect to one that honours and esteemes yow as I doe.

I am still desirous to knowe your wellfaer—the best niews I can hear from thence; neither haue I anie to send yow from this place, but that the Commissioners are gowing on with the late Lord Napier's forfaltur, and sueing hard to haue that fine payed whiche I was surtie for him in at the Parliament at Perth; it is but a little summe of 40,000 marks, wherof 11,000 pounds is assigned to two advocatts for their service doune the State. By this, Sir, yow will perceave that matters ar not much changed here since you went away; but lett thes things goe as they will, I am unchangeable, Sir, your most faithfull Cosen and Servant,

Sterline, December 16, 1647.

The unfortunatt Marquess of Huntlie is taken; how the Commissioners will dispose of him God knowes.

For the right honorable Sir George Sterline of Keir.

Sir John Crawford of Kilbirny, Knight, and Magdalene Carnegie his wife, to the Laird of Luss, Younger, requesting him to marry Margaret Baillie, heiress of Lochend, 12th May 1648.

245. Honorabill and Deire Sonne—We have sent youe the richest jewell belonging to us in this wordill, our deireste dochter Mistresse Margaratte Baillie, heretrix of Lochend, quhom we desyre you may espouse to be your deireste wyffe. Sume things I have comitted to the beirer Capitane Wallter Stirling, quilk I desire youe will obey to the full, as youe ar about to honor God quho hes caste this precius jewell and richeste eartly blissing into youre hands: and as youe ar about to honor and obey us the only instruments of all youre happines in this particular greet blising, evine so sall youe be blised of God, as we the father and mother do blisse you bothe withe all the blisings that ever he missoured out to husband and wyffe upon earthe: quhilk sall be the continuall prayers to God of your most deirly loveing parents and servants to our death.

Edenburgh, the 12 of May 1648.

J. C. KILBIRNY.

M. CARNEGIE.<sup>1</sup>

For the richt hono<sup>ll</sup> the Laird of Lusse, Younger.

The Reverend Doctor George Wiseheart, afterwards Bishop of Edinburgh, to Mr. David Fowles, Minister at Hamburg, introducing Sir George Stirling of Keir.

Hauge, Jan. 11, 1649.

246. Dearest Brother—I am in so verie extreme haste, that I can only say that, that this noble genthman, Sir George Stirlin of Keire, is not only a most honest man in the common cause, for which he hath suffred more then I can writte, but also one of the men in the world, whom Almighty God hath raised up to be the greatest confort to me in these sad times of my being in thir feilds. Wherefore I obtest you,

<sup>1</sup> Magdalene Carnegie was second daughter of David Lord Carnegie, who predeceased his father, the first Earl of Southesk. Magdalene Carnegie was first married to Sir Gideon Baillie of Lochend, and their only child was the 'heretrix' who formed the subject of this letter. For celebrating the marriage of the young Laird of Luss and Margaret Baillie, without proclamation of banns, Mr. Archibald M'Lauchlane, minister of Luss, was deposed by the Presbytery of Dumbarton. [Life of Montrose, vol. i. p. 88.] The learned author of that very valuable biography will be glad to know, with reference to his note on the same page, that this letter affords evidence of the son of Sir John Colquhoun being the 'impatient lover' of Margaret Baillie. The puzzle as to the father or son, was occasioned by the records of the Presbytery styling the son 'Laird of Luss,' while the letter shews that he was the 'Younger' of Luss. Margaret Baillie was only eleven years of age at her marriage. [Law's Memorials, p. 89.]

per amores nostros, that yow wil quikly gette your self acquainted with him, and then his oun worthe wil recommend unto yow al respects and services that he shal demand, and much more; for I am confident that houbeit I am now the requeister, yet yow shal giue me thanks for opening this dore to your knoulege of such a personage.

*farewel in the lovd  
of J. G. Wifcheart.*

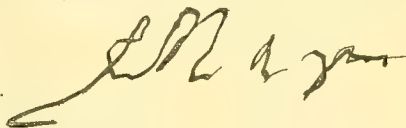
For Master David Fowles, Minister at Hamburg.

From John eighth Earl of Mar, to Sir George Stirling of Keir.

247. Honored and Loueing Cosen — Howbeit my heart is trulie grieved to pairt societie with this worthe bearer Mr. Harie Guthrie, yet it joyes me something that he is sure of so good a freind before him as yow ar; his oun worthinesse and abilities yow knowe so weel alreadie, that anie reccommendatione I shall neid to maik of him to you is but this, that since he suffers for faithfulness both to his conscience and the Croune, and hes, as your self knowes, beine a dear freind to me and my house, I ame confidently assured he will find as much favour and kindnes from yow as yow can. For anie thing of that kinde either worthe Mr. W<sup>m</sup> Colvill or he shall receaue, I shall think my self as much obliged for it, as if it were reallie laid upon — Your faithful Cosen,

Alloway, March 6, 1650.

For my honored noble Cosen, The Laird of Keir.



From Archibald Marquis of Argyll,<sup>2</sup> 17th February 1651.

248. Loving Freind — I am informed, that notwithstanding of ane exemptione the Lard Gleneggies had from the Parliament of all quarterings, both locall and transeint, that, as commissar of the parochin, yee quarter upon him both horse and foot: Therfor, as your freind, I thought fitt to advertise you heerof, and to desire yow, if ther bee any quartered on his land for the present, to remove them, and forbear in tyme coming to

<sup>1</sup> Sir George Stirling, to whom this letter was addressed, has indorsed it 'Lecrop,' from which it may be inferred, that Mr. Harie Guthrie had either received a presentation to Lecropt, or wished to become minister of that parish, in which Sir George Stirling was the principal heritor. Mr. Harie Guthrie was for many years private chaplain to the Mar family. He was afterwards Bishop of Dunkeld. He left memoirs of the affairs of Scotland from the year 1637 to the death of Charles I.

<sup>2</sup> The address of this letter has not been preserved, but there can be little doubt that it was addressed to Sir George Stirling of Keir.

for the first  
wonderful  
of George Sterling  
of New

Er-Hollange





stands with the King, as we are main  
to understand, or I please God they  
see we do with my self any other  
I love you shall not need to think upon  
your self, but leave me to do it as for  
that which you spoke long ago about —  
Lillias, I have blame thinking, but to no  
purpose, for there are other Scots men now  
Worship welcome that way, neither would  
any of honor and worthy, I highly & warmly  
suffer them selfs, to buy in so tend, and worth  
less, I please to you may satisfy that person  
and direct his thoughts & ability from Me,

happy  
your faithful and affectionate  
brother

Chas. M. H.



doe the lyk, least yee bee found a contemner of the Parliament's ordour, and so involve yourselfe in a greater inconvenience then yee are aware of.

I rest, your loving freind,

Perth, the 17th of February 1651.

Memorandum holograph of Sir George Stirling of Keir.

3rd September 1651.

249. When God brings yow well to Holand, yow shall call at Rotterdam for Jonet Maistertounes hows, which yow will find according to the direction on the bake of my letter to hir; and doe in the matter of opening, airing, and sealing my goods ther, as is conteaned in her letter.

From yow if shoe desire any money for the keeping my goods, yow shall giue it.

From Rotterdam yow shall repair to Delft, and ther inquire for Mr. Alex<sup>r</sup> Petrie, a Scots man, minister to the English Congregation; he lodges neir the Old Kirke, to whom yow shall giue my letter; and efter yow haue spoken with him and inquired for my coffers and goods I left at my lodging at Delft, yow shall at his appointment giue the soume [of] threttie six guilders to one, and the soume of sixteine guilders to ane other, being fyftie two guilders in all, and if he hes depursed any thing for me since I left Holand, yow shall repay him, quhilk I shall allowe at your returne, yow produceing his note of receat of what yow shall giue him.

Thir fiftie two guilders formentioned, it is fiftie yow giue Mr. Petrie, and he will caus giue it to them should haue it.

My coffer I left at my lodging in Delft, yow haue heirwith the kye deliuered; yow shall bring home that coffer and the goods are in it, and what goods of myne more are ther, yow shall make a kist or timber boxe, and put them in and bring home, particularlie ane little shipe.

For ane great timber boxe belongs to G. M. Dalzell, yow will find ather at my lodging or Mr. Petries; yow shall bring it home also, and yow shall know it by a carte is wpon the lid of it, and written wpon with my owne hand.

For any other goods of myne are at Mr. Petrie's, yow shall desire they remaine ther till my nixt advertisement.

For a little timber shype yow will find at my lodging in Delft, yow shall make ane timber boxe, and put it in, and bring it hom with yow.

From Alexander sixth Earl of Eglington.

250. Right Honorable and Noble Friend—I wrote formerly wnto yow, hearing that ye was at Edinburgh, to make knowne my desyre to yow, but I know not giue my letter be cum to your hands, which makes me take this new occasione to desyre yow to remember of the trust yow hade of hir who is now with God, my bedfellow;<sup>1</sup> and to keep these two litle coffers in your owne custody, or to put them in my Lord Callender's hands wntill I receave them; for my wyffe told me they wer sealed, and that if shee hade to doe with money yow would answer hir with it wpon them. The reasone of my wryting to yow is, wpon informatione that Waughtone and Innes hes gottin notice that they are in your hands, and I know yow wilbe dealt with for them; but I am confident ye will not wrong me; for as I wrote formerly wnto yow, my wyffe hes a discharge of hir children, of all they can crave, and therfor lefte all shee hade to me. So being confident that ye wilbe cairfull of your trust, I shall alwayes remaine,  
Your right assured friend to serve you,

Hull,<sup>2</sup> 29 December 1651.

For the Right Honorable Sir George Stirling of Keir—These.

The same to the same.

251. Right Honorable Sir—I have receaved your letter, wherin I find yow make sum questione concerning these boxes was intrusted to yow by my wyffe, and therfor would wish me to remitt it to friends, which truely I cannot doe, seing it justly belongs to my selfe and no other, and therfor I should wrong my selfe to make a questione in it, wher ther is no just ground, and I doe much admire that ather Waughtone or Innes

<sup>1</sup> This alludes to the Earl's second Countess, Lady Margaret Scott, who 'departed this lyffe at Hull, in England, quher her lord was prisoner, the 5th of October 1651. Her body was embalmed, and brought home by sea, and interred at Dalkethe, by her nephew, Francis Earle of Balcleuche.' [Balfour's Annals iv. 352.]

<sup>2</sup> The Earl was then a prisoner at Hull. He was a captain of the King's Horse Guards, and while raising forces in the west for the King's service, in April 1651, he was surpris'd at Dunbarton by a party of English horse, and sent prisoner, first to Hull, then to Berwick, where he remained in confinement till the Restoration. [Lamont's Diary.]

should claime any right to that which was left to me, seing I was so instrumentall to agree my wyffe and them, and to get them satisfied. Therfor, Sir, I shall intreat yow to deliver these boxes to the Erle of Calander, and I shall be good to yow for any damnadg ye can sustaine for the deliuey of them, for the most part that is in the boxes is my owne, my wholl wryts being ther. Yow know that my wyffe intended to bring them heir with hir, if shee had not been persuaded by your self and Sir Robert Drumond that they would be taken from hir by the way, and wpon this shee intrusted them to yow, whom shee told me would advance her three or four hunder peeeces wpon them whensoever shee stood in need of it. What Waughtone or Innes can justly claime. I shal be ansuerable to them for it, for I beleue if they remember that my wyffe hes discharges of them both, they will not clame any thing. So, expecting yow will performe my desyre in deliuering of them to the Erle of Calander, as yow shall alwayes obleidge me to remaine,

Your right assured friend to serve yow,

Hull, 9 Januar 1652.

EGLINTOUN.

For the Right Honorable Sir George Stirling of Keir — These.

From James first Earl of Calander, 23rd January 1652.

252. Honored Sir — Having receavit some letters from the Earle of Eglington, togidder with this inclosed to yow, quhich will show yow his desyre in relatioune to these trunks yow have, formerlie belonging to his ladie; the quhich, if it please yow to intrust me with, I shall be readie to give that accompt both to yow and him according to the same, and to that end yow will be pleasit to returne me ane answeir quhairby I may give him ane accompt, iff your ocasionnes doe not dryve you east to Edinburgh quhair now I am necessitat to goe.

I heir of your frequent meiting which is to be at Stirling the nixt weik, quhairin yow will tak seriouslie to consideratioune the losses and great sufferings of thir parioches; not doubting of the same as I shall be readie to witnes that I am

Your humble servand,

Falkirk, 23 January 1652.



For the much honored Sir George Stirling of Keir, Knight — These



From John Stewart, Younger of Blackhall, 28th May 1652.

254. Honoured Brother—Having the occasione of ane bearer, I cannot omitt to lett yow knowe your freinds heir ar all weill, only my father is vnder the gouthe, and is much affrayed he be trubbled by that Duchman; by Mr. Archibald Fleminges informatione, trye what yow can of it, and lett me knowe it. Its lyke I sie yow shortlye, for our shyresmen most of them ar takinge course for ther owne peace with the Inglishe in ane private way, and will not be seine in a publict, quhilk will houghe thes who meane honestlye. Lett me have your advyse what yow thinke fittinge for me to doe in this case, for eschewinge of hazard, which is earnestlye desyred by

Your affectioned brother,

J. S. BLAKHALL, Yo<sup>r</sup>

From Ard(gowan), the 28 May 1652.

For my honored brother, the Laird off Keire.

From John third Earl of Wigtoune, 19th June 1654.

255. Rycht Honorabill—Thir sadde tymes makes many men troublesome to their friendes, and for my awn parte, I thanke the Lord it hes not beene much my ordinar; but the confidence I haue of your kyndnes, and my awn reall intentione not to wrong yow, nor any vther, makes me the more familiar with yow. I am dew 5000 markes to a friend in Edinburgh be bonde, quhairin my vnclē Calendar and Sir David Murray were cautioners for my father and me, and now because of my vnclē's present condition, and of the deceis of the vther partie, desyres new security, and will not take infestment of land from me, but vrge cautione. If, therefore, yow will be pleased to len your hande as ane friend with me in a bonde for the said soume, I shall take it as a favour, and shall have no land nor geir befoire yow suffer for me, and if yow have to doe, shall not be wanting to yow for the lyke, or quhairin else I can doe yow pleasure or service you shall ever fynde me,

Your most affectionat Cussin and servant,

Cumernald, June 19, 1654.

Pardone this my freadome, for you haue absolutt power of me to doe yow and yours service. Our goodwyf presentts hir reall service to you.

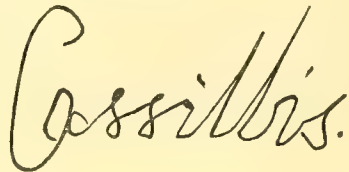
For the Rycht Honorabill S<sup>r</sup>. Georg Stirling of Keire—These

From John sixth Earl of Cassillis.

Castle Kennedy, 28 Aprylle 1656.

256. Sir—Youre civeille missive deserves a verie civill ansuere. I am loath to be particular in wryte of this kynd, becaus it hes beine made wse of be some in law, bot I have desyred young Faille<sup>1</sup> to speake with yow vpon the particular, having before beine with yow vpon it, and mentioned in your letter. If he be not in Edinburgh preceiselie at the terme, he hes promised to be there before the first of Junii, which is bot a verie few dayes after. I hope yow will find him so discreete and rationall, as no more shall neid to be exprest heire by

Your friend and servand,



For Sir George Stirling of Keire.

William ninth Earl of Glencairn, afterwards Lord Justice-General and Lord Chancellor, to Sir Archibald Stirling of Garden.

1st December [c. 1656.]

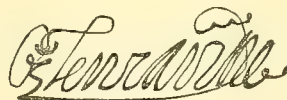
257. Sir—Hauing obtaind six months libertie, and being to imploy mor cationers then I had befor, I haue presumed vpon your civill offer to me to name you to the Generall. The rest are the Lord Borthuik, Kilsyth, Sir James Hamilton of Orbiston, and my brother Creich;<sup>2</sup> the soume is tuelf thousand lib. sterling for I most haue the honour to be double anie other, bot I most not contend. Only, Sir, I hop yee will not feare I can be capable of so base ane act as to mak you or anie suffer for your kindness to me, which indeid is the greatestt can be done unto me. Thairfor my humble desyr is, that yee will

<sup>1</sup> This probably refers to Wallace of Failfoord, sometimes called Fail, in the parish of Tarbolton, Ayrshire.

<sup>2</sup> David Betoun of Creich, married Lady Margaret Cuninghame, sister of the Earl.

be at the pains to come heir and subscriyve befor Captain Clifton upon Fryday nixt or Saturday, for the band is now in Fyfe at Creich; Borthuik and Kilsyth hes subscriyvd it heir, and I expect Sir James Hamilton to morrow. So, Sir, since it is so great a favour to me as to bring me forth of a long sufferance, I sall not doubt bot yee will bestow the pains of coming heir in behalfe of him who sall while he breaths contenoue,  
 Sir, your most humble servant,

For the Right Worshipfull Sir Ard. Sterling of Carden.



From James second Marquis of Montrose.

Mugdooke, June the 4th [16]58.

258. Much Honored Sir—I doubt not bot that your cousin Sir Mungo Stirling hath shoven yow, that at my meeting with Polmaise about some differences of marches between our tenents, I made choise of yow and him for taking inspection in the busines. I had assurance from him to embrace the trouble, and I did also assure my selfe yow would not deny me that freindship and faour; and now, Polmaise being desirous to hawe the busines submitted, I thought I could not pitch on fitter persons to referre my interest to; wherfor I shall entreat yow wilbe pleased to accept of the submission, and with your conueniencie will condescend to meet upon it, and in so doing yow shall verie much oblidge,

Honored Sir, your most affectionat cousin and seruant,

MONTROSE.

Sir—Yow will heerwith receiue the submission, and I desire yow wilbe to meet on Monday nixt with Polmaise, for accepting of the same.

For the much honored Sir George Stirling of Keare.

From John third Earl of Wigtonne.

259. Ryght Honorabill—It hath pleased God to call my wyfe<sup>1</sup> from this mortall lyfe to his eternall rest; whose corpes we purpose, God willing, to interre at our buriall

<sup>1</sup> Lady Jane Drummond, eldest daughter of John second Earl of Perth, is the Lady here referred to.

place in Bigger vpon Thursday the penult of this instant: My most earnest desyre therefore is, that yee wilbe pleasd to come to Bigger the foirsaid day be ten a clock in the morning, and to doe her that last honour as to convey her corpes to our buriall place there, which shall be taken as ane singular favour conferred vpon

Sir, your most affectionatt cussing and servant,

Cumernald, December 18, 1658.

WIGTOUNE.

For the Right Honorabill S<sup>r</sup>. Georg Stirling of Keire — Thes.

From Sir Archibald Stirling, Lord Garden.

Edinburgh, 24 May 1661.

260. Ryght Honorabill and loving Cousing — Yisterday and this day the Parliament hes bein close, from morning till iuning, about my Lord Argallis processe, and now hes pronouced the sentence of forfeiture against him, and hes ordeined him to be beheaded vpon Monday, and his head to be put wp wher Montroses wes. He receaved his sentence with resolutione aniogh, and is not lyk to acknouledge mutsh guilt, altho it be found otherways. Yisterday, in the verie tym when his advocates wer debating against the depositions of the witnesses, their cam ane expresse from Londoune, who broght six letters of his whilk he had wreatin to the English whilest they commanded heir, soum wheirof wer to Major Generall Deans, soum to General Monk, and one to Mr. Clerk, Monks secretarie, whilk geave mutsh cleirnes to the Parliament as to the points whilk in the mein tym wer a debating; for soum thing theirof was scairslic cleir provne till then, whilk wes his joyning in counsels with them: their be other gross things in them.

Since my Lord Chansler went wp, the conditione of affairs heir ar other ways represented to his Majestie then formerlie they heave beine; some things that heave bein wreatin from above to the commissioner, the King disouneth them, and the secretarie refuseth the wreatin theirof, whilk is lyk to mak soum business; the letters are to be produced.

The Parliament of England hes caused burne the Leauge and Covenant by the hand of the hangman. The King's mariedge is veric lyk to mak war with Spaine; the maredge is approvne by the Parliaments of both kingdoms. The Parliament hes sitne so close this fourtnight that I heave gott noe thing done in your busines with Sir John Gilmure, onlie he hes takin assurance vnder Mr. Cornelius Enslic's hand, that he shall

stand to his determinatione. So soone as anie more is done in it, it shall be made knoune to you by

Your verie affectioned cousing and faithfull servant,

S. ARD. STIRLING.

Waristoune, Will. Dundas, and Jo. Hoome of Kello ar forfaited also, and lyk the next week ye will heir of more.

For the ryght honorabill his loving Cousing, the Laird of Keire — Theas.

From James second Marquis of Montrose.

261. Sir — Wnderstanding my Lord Carden is to be with you att the Keir, I have writt to him to indevor a satlement betuixt you and Braco, quhich I doubt not bot you will be verie desyrous to have done; and I shall intreat, that because of Braco his present conditione, you will be pleased to show him all the favore you can, and quhat soume shall be condishended upon, so soon as I com to Edinbruch, quhich will be shortlie, securtie shall be granted for the same att my Lord Carden's sight, and this is all at present from

Your affectioned Cousing and Servant,

Mugdock, 22 October  
1662.

For the much honored Sir George Stirling of Keir — Thes.

Walter Sterling of Ballagan to George Stirling of Glorat.

Balagan, 19 July 1662.

262. Sir — Yours of the 24 of Junii com to my handis wpon the 15 of thus; for the which, Sir, I rander yow many hertie thankis for your wnumberabill kynd expressiovnnes quhilk, Sir, in ane word, I shall bot ansher with sillence. I am hertelie glaid of your recuffrey, quhilk I prey God to continue. I request yow, Sir, to heaue ane speeciall cair of your selff, and keipe ane guid dyat, and when yea ar convolesed that you doe

wentor to travell. I wald requeist yow to heast hom, for now I hoipe yea heaue gotin your herts desyr in your travellis; so that I wald not advyce yow to follow them furder, bot that yea wald com hom and sattell your self, and cast your fancie wpon som handsom creator, ether in Ingland or at hom; bot gif yea doe in Ingland, I requeist yow not to be to rassh, for they ar very kittill, or as yea ous to say wher ye ar, ticklish; for albeit yea gat an guid woman quhilk com from that pleace wher yea ar, yea most not think they ar all alyk, nether most yea think to be assured to get on ther so guid as the last. So I wald advyce yow to be cairfull in your chous and wyss, altho now yea heaue the ward of your mariag in your oun hand to dispos of your self wher yea list again. And again let me requeist yow, (as yea ar wys,) to be exciding wary and wys in your chous, for yea know it is ane continvall feist, and gif wther wayes, yea know ane continvall dropping. To pas complements with yow, I shall seis benesson, yea know, Sir, I am not good of them, bot the treuth is I am for substance, and not for shedow, and gif yea heave ado with ane, I hoipe yea shall find it so to the out most of my pouer. Your father and mother-in-law I heave left very weill thus morning; and for your young dochter, ther is no chyld in the wordill I am mor be holdin to for her loue and kyndnes then I am to hir. She begines weill, I hoipe sho shall preve ane confort to yow, for of all the merye wanton thingis that ever I mett with, sho is the first and the suitest face. In a word, all your freindis is in health. I heaue not as yeat met with Law, bot as shon as I meit with him, I shall not be forgetfull to remember yow to him. So again I most press it mor wpon yow, and request yow, so shon as God giff yow strenth, that yea wald heast home. And now, Sir, I craiff pardon for being so frey with yow, bot I hoipe yea will tak it from him, whom yea shall be assured from my heart, that wishis yow weill, and the standing of your femelie out of your oun loynes. And heaving nothing elis to ad, bot shall still remember yow in my preyers, and wisis yow all helth and happynes, and a saif return; I teak live and restis

Your faithfull and assured servand and cussing till I breath,

W. STERLING.

For his much honred Cussing, Georg Sterling of Glorat, to be fund at the Syn of the Tuo Shucker Loffes, Saint Merting's Lane, London.

George Stirling to his Father Sir Mungo Stirling of Glorat, 15th October 1662.

263. Sir—Knowing that all officers in Scotland, whether in civill or militarie employment, before they enter to the exercise of there respective offices, are to renounce the

nationall and solemne league and covenant, (both which yow have taken), by subscribing a declaration which is to be tendered to them at the said tyme; and being informed that yow are nominate to be one of the Justices of Peace in Stirlingshire, and fearing that by accepting of the office yow might be drawne to signe the said declaration, (quhich yow cannot refuse without great offence to the state;) I doe most humble beseech yow to endeavour that yow may be excused from accepting of that office: I doe not much feare any wther, and I hope yow are not as yet engaged in that, and so the advyce which I send yow (with the bearer), which is a casuist resolving the grand case of conscience of this tyme, will come seasonable to yow; I desire yow will read it and ponder it seriouslie; Sir, thir ar searching tymes for Christianes who are of tender conscience; yow have not as yet beine activelie engaged, and I am glade of it, I pray yow, Sir, resolve now to quyte all publicke employment, (quhairby yow have never beine a gainer, but a great loser,) and live at home, serve God, and love your neighbours. If it please God to bring me to yow this shall be my practise for the short tyme I live in the world. Yow have seime much of its vanitie, and so have I for the short tyme I have beine in it; therefore let us seeke after the durable riches which lasts to eternitie. I resolved to writ upon no other subject at this tyme, referring wther bussines to the ordinarie post. Sir, as I am concerned in all your good, so in all your evill; take this advyce from him whom you know prayes to God to preserve and direct yow in all things, and is and shall be

Sir, Your obedient sone and servant to death,

London, 15th October 1662.

GEO. STIRLING.


Sir — If your minister at this tyme be a sufferer upon the poynt of tender conscience, doe not yow adde to his suffering, but rather comfort him. If he be removed by the present authoritie from exercising his office in the ministrie, be active in your place to provyde a good one, and rather one indifferent, if not of a scandalous behaviour, before Mr. A: D: who perhaps will pleade to be repossess upon the point of loyaltie and wnlawfullnes of his deposition; but yow [know] that was made up afterwards by his publicke submission in the face of the congregation, and I doubt not but he has done many things which may render him incapable of the ministrie since his deposition.

For Sir Mongo Stirling of Glorett.

From George fourth Earl of Wintoun, to Sir George Stirling of Keir.

264. Much Honoured Sir — I cannot deny the civilities which I have mett with from you in reference to that debt my Grandfather was engaged into, as one of the cautioners of Sir George Hamiltoun, and especially I must thankfully acknowledge your forbearance of the principall sum all this time; yet, Sir, in respect I am but a cautioner, and am verie much distressed for other cautioneries for that house of Abercorn, and in regarde of my verie great necessities otherwayes also, I must intreat the continuance of your favour for suspending the seeking your principall sum a little time, which I have the more freedome to desire, since I hope you have your annuel rent once in the yeir thankfully payed; and because I have written to Sir George Hamiltoun, the principall debtor, to take some course for your payment and my releife; whose condition I hear is such, as I am in good hopes that my desire may be satisfied. I shall at this time trouble yow no further, confidently expecting the continuance of that favour I have enjoyed these yeries past, which shall putt a new obligation vpon,
- Sir, your verie thankfull friend and servant,

Edinburgh, 30 January 1664.



For the much honoured, the Laird of Keir — These.

The same to the same.

Edinburgh, 5th March 1664.

265. Honoured Sir — As yow by your second letter vrge your former desire for providing the principall sum I am ingaged in for Sir George Hamiltoun, so I must still presse your forbearance, my own affairs at this time disabling me to doe it. The qualitie of my oblegement being but a cautioner, and the small hopes of my releife, (which now I perceive by Sir George Hamilton's returne to me), are not, I acknowledge, legally relevant defences to absolve from the debt; yett these, and the other burdens I am into for that familie, being evidences of my sufferings, I hope they may and shall with yow prove arguments for your more tender dealling and forbearance this terme; which

favour I doe acknowledge I have had at your hands, and must yett expect you will continue the same courtisie for some time vnto

Sir, your affectionatt friend and humble servant,

WINTOUN.

For the much honoured the Laird of Keir — These.

The same to the same.

Edinburgh, the 24th August 1664.

266. Honoured Sir — I thought to have seen yow before yow had gone off town at your own lodging, being informed that yow were so unwell, that you kept your chamber, otherwayes I wold not have bene so vncivill as to have been so long in sending yow a returne. Yow shew me the pressing necessities yow are redacted to for that money I owe yow, which I beleive to be reall, having experience of the like myself; but I am exceeding sorie that I cannot promise at this term of Martimes to satisfie your desire, having a part of the wedsett of Carlaurie to pay at that same terme, (the most part of it being consigned at Whitsonday, which ingages me to keep Martimas pre-cisedly). If I had not bene vnexpectedlie forced to pay 5000 lib. to M<sup>r</sup>. Jo. Blair, as a part of a greater sum that I was decerned to pay to him as cautioner for the Earl of Marshall, and to borrow 9000 merks to pay the Laird of Glorat in his distresse, (both which my Lord Carden knows well,) I think I should have been able to have given you satisfaction; but now the caice of my affaires is such that I professe I dare not promise to doe any thing towards your satisfaction, but on the contrarie must be yett againe an earnest suiter for your patience and forbearance at this term also. I have so much experienced your civilities and kyndnes that in respect of my present necessitie, I must still presume vpon your old favoures, and remaine confident of the continuance of them at this time unto

Your affectionat and obliged friend and servant,

WINTOUN.

For the much honoured the Laird of Keir — These.

From Archibald ninth Earl of Argyll, (beheaded 30th June 1685).

267. Sir — I did represent yours very earnestly to M<sup>r</sup>.Clane of Dowart, who wes here in the meane tyme when I receved it. He told me he had ane other from yow to the same purpose, and hes promised that soe shoone as he could get those persones sent for, he wold examine them, and vse all deligence to Trey if they ver the theefes that hes stoolen your tennents goodes or not, and would acquent me therewith; soe that till I

hear from him I can say noe mor, but that I assure yow ther is nothing in my power to doe for yow, but I will very willingly approve myselfe to be

Your affectionat friend and servant,

Invereray, 19 8ber 1664.

For Sir George Stirling of Keir.



From Alexander Earl of Glencairn, to the Laird of Garden.

Badindaloch, 26th November, [c. 1665.]

268. Sir—I find by yours that you hav been misinformed anent your tenents being imprisoned for conventickles: I will asur you ther is non off them incarsirat as yet, for they ar only charged with horning, and the caption will not go out against them beffer I go to Edenburghe, which is to be the nixt week, wher, iff you ar to be about that tym, I shall be glad to heir what you have to say for your tenents, who ar I will asur you most constant transgresors off the law as to conventickles, and other disorders of that nature, which is all from

Sir, your most humble servant,

For the Laird off Carden.

GLENCAIRNE.<sup>1</sup>

From Sir Archibald Stirling (Lord Garden), 1665.

269. Richt Honorabill and loving Cousing — . . . . .

Polmease is home this day with a dessigne to heave commissioners of the shyer for the Parliament elected wpon Tuesday, whilk dyet will be impossible for me to keip, for I am commanded to be in Edinburgh againe wpon Monday, being wpon a Committee (whair of I send you heirwith a list) that is appointed by ane expresse ordour from the King to condiscend wpon the persons who ar to be ceited to the Parliament to mak wp their chairge against them, and to heave witnesses in readdines against the down sitting of the Parliament. I shall thairfor, Sir, onlie tell you that this forenoone, heaving occasione to be with the Lord Chansler, he was verie earnest with me that I wold endeavour to persuad my relations in the shyer to be for Kilsyth to heave him commissioner with Polmeas, and indeed he was so free with me as to desyer that I wold deall

<sup>1</sup> From a comparison of signatures, this appears to be Alexander Earl of Glencairn, who succeeded his father the Chancellor, in 1664, and died in 1670.

with Touch to lay himshelfe asyd, and geave me assurance that if he so did, he wold befreind him in his busines to the wtmost of his pouer, whilk indeid will be more uisfull to Touch then anie thing he can procure by his oune cariedge in Parliament. I heave thairfor wreat my advice to him, and also desyres, Sir, that yea will give him yours, not onlie to lay him schelfe asyd, bot also to vote for the other, and that yea wold be pleased also yourshelfe, and anie other yea heave pouer with, to doe the lyk, and I shall feind the way to mak it coum to the Chansler's ears, who indeed will not be wnymyndfull of it.

The Marquis of Montrose cam to Edinburgh yesternight, who assured me that wpon the receat of the letter I tould you not long agoe I wrote him, hes got assurance from the Lord Secretarie, of the Shirray Clerk's office to Da. More, whilk David may be verie confident of, and yea that in what I can I ever shall be

Yours verie affectioned Cousing and faithfull Servant,

S. ARCH<sup>d</sup> STIRLING.

Ochiltrie [1665.]

From Mr. R. Muschet, Minister of Larbert.

270. Right Honorabill Sir — In the midst of that heavy afflictionne that the Lord hath measured out to me through my brother's murther, I am much comforted by the simpathe of his relationes with my greife, and the counsel and assistance, in reference to my behaviour, and particularlie that my Lord Garden and your Honour should be pleased to owne me or his childring, who have the honour to be your kinsfolk and servants; Sir, I should be unnaturall and unworthie to be descended of your Honour's familie, and the familie I proceeded from, if I should neglect to prosecute that John Mitchell, who by verie many convincing presumptions, committed that fact, so far as I am informed or can learne, als far as the law doth allow; whereinto I hope your Honour nor others of discretionne will condem me; and in relatione to my behaviour towards his wyfe and childring, I hope your Honour hath never heard that I was untractable to freinds, of whom I will esteem your Honour a cheife one, and by your Honour's advyce and other friends whom I cannot altogether neglect, I purpose to walk with that moderacione that it becomes a Cristian and a minister, and in all to behave myselfe with that dutifull respect to your Honour, or any ye plead for, because I am,

Sir, your Honour's much afflicted, yet still most humble servant,

Mr. R. MUSCHET.

Larber, 17th May 1665.

For the right Honourabill the Laird of Keir — These.

From John ninth Earl of Mar.

271. Sir — I receaved your tairtt letter, whiche I wishe hade also miscaried with the first whiche I never sawe, naither the Laird of Innes brother, thoghe yow saye yow know it came to my hands; belieue it, Sir, if it had doune so, I should not haue denyed it, for I am not good at that.

As to the particular, Cosen, I shall craue leave to spare saying any more of it now, till I see you in the southe, where I intend to be in June at furthest.

This muche only, Sir, I cannot but be verie confident that yow, (being so neere a friend), will shew me as muche kindness as my other creditors haue doune, whoe ar nothing so neere to me, neither in anywayes neere so able to doe me a curtesie as your-selfe, and in expectatione hereof, Sir, I shall speak with yow at Edinburgh, and continow

Your affectionat Cosen and Servant,

Kildrummy, Maii 3 '66.

For my muche honored Cosen,  
S<sup>r</sup> George Sterlin of Kier.

From Robert Leighton, Bishop of Dunblane.

272. Honoured Sir — Yow know well how painfull and vnusuall a thing it is to me to dispute these matters either by word or writt. I have wholly intrusted the clerk with that buisnesse. and not limited him to any sume. If yow make it appear to him reasonable that yow give nothing, nothing bee it; whatsoever is my meannesse of estate, and the ability God has blessed yow with, I am far from the meannesse of mind to plead that; but if the clerk inform yow that others have given some acknowledgment for the very like buisnesse, and that though no new advantage accreases to yow (for that is not vsuall in any leases), but onely the continuance of the ease yow have, and securing yow from being seru'd higher for so many years; if vpon this you be pleas'd to give him any thing, it will help to discharge some litle charities that I have left vpon him to doe for mee, but if that please yow not, whatsoever yow doe shall not displeas Sir, your very affectionate and humble servant,

Ed<sup>r</sup> March 20.

For the right wor<sup>th</sup>

Sir George Sterlin of Keir.

From the Earl of Callander and Others. [Circa 1670.]

273. Sir — There is a gentelman of very good qualitie, presently in sute of Mistres Isobell Nicolson, Carnock's awnt, and ye being one of her curators, before we com to a meiting of her freinds with his, we thought fitt to acquaint yow therwith, as a persone who, we doubt not, but will witnes alsmutch affection and expression of trew kyndnes toward her as many of her freinds, and being informed that ye are to be heir against the twintie nynt of this instant, we have delayed the tryst till that tyme; bot if your affaires can allow yow to come soner, it will be taken as a favour done to the gentelman and to ws, who are,

Sir, your humbell servants,

CALANDER.

JO. NICOLSON.

JO. NICOLSON.

For Sir John Stirling off Keir.

From James first Earl of Calander.

Edinburgh August the 5th 1672.

274. Much Honored Nephew — Seeing I am not able to give that attendance at the Comishoners entering in to the shyre as becomes my place and dutie, ye will joyne with the Earle of Wigton and Generall Major Montgomrie in making my excuse, as I doubt not the most pairt of the rest of the barrons will be assisting therin, and meiting of his Grace beyond the bridge of Stirling, at his entrie to the shyre. This trouble proceeding from the confidence I have hade of your former favores to

Much honored nepheu, your affectionat uncle and humble servante,

Let thes present my service to your Ledy.

CALANDER.<sup>1</sup>

For Sir John Stirling of Keire — Thes.

From George Stirling, Chirurgeon.

Edinburgh, August 21, 1673.

275. Rycht Honnorabill — I wreat yesterday all I had to say, onlie this day is thir news, wherof the news letter giveth bot ane confoosd accempt; which is, Monday, the

<sup>1</sup> The Earl was uncle in law to Sir John Stirling, who was married to Lady Margaret Livingston, niece of the Earl.

Fleets ingadged in the morning a sharp conflict, the English haueing wind, which imediatelic changed, so that a whole squad surroundit Sir Edward Sprag who was in the Royall Prince, and so battared thair ship, that he was forced to take thair boat shor, being rady to sink; by a shot thair boat was sunck and he and all with him loast, one other Captaine killed, and Captain Hay loast his leg. The Royall Prince disriged. This continowed whill night, and in the dark the Duch retired, haueing a ship or two sunk, and five or six brunt. The Prince retired to fitt the rigging of his ship which coast Tewsdays all day to fitt hir, and upon Wednesday went in search of the Duch. This accompt is given to the King by on Sir John Littltonne, who was sent off with ane East India Duch ship that mistook the English fleitt for ther oun, valeued to 100,000 lib. sterling; bot as yet the Prince hath wreat no accompt to the King. I hear not the Victorie mad mentione of, which is the ship your uncle is in. Som privat letters say the French squad did little or nothing. The inclosed ar from your bretherine who wreat nothing this post to,

Rycht Honorabill, your Honouris humble servant,

For the Ry<sup>t</sup> Honor<sup>d</sup> The Laird of Keir.

GEO. STIRLING.

From Alexander second Earl of Linlithgow.

Medope, 2 September 1673.

276. Sir—The day that we appointed to set forth to waitt upon my Lord Commissioner does just corresponde with his diett, soe that if yow will be pleased to com here vpon Munday the 13 instant, the 14 we may goe to Edinburgh, and the 15 set forward on our voadge. I will assure you it will be well taken. I was of the opinion at last meeting that yonge Tuche wold do wiell to come alongst with yow for the reasons I told you then. I desyre yow will let me have your resolution by this bearer. This is all I shall say untill meting but that I am

Your affectionat brother and servant,

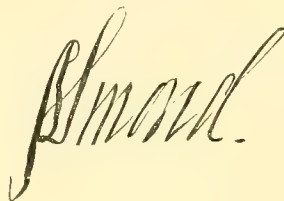
I desyre thes may present my service to my sister.

For Sir Jhone Sterling of Kier—Thess. .

From Alexander Livingston, Lord Almond, and second Earl of Calander (second Son of Alexander second Earl of Linlithgow), 16th March 1674.

277. Much Honored Sir — It hath pleased Almighty God to call my vnclē the Earle of Callender out of this lyffe, whom we intend to interre wpon the twentie fyft of this instant. These are therfor intreating yow to doe me the favour as to be witnes to my last dewtie, in accompaneing of his corps from his hous of Callender to his buriall place at Falkirk, be ten of clock in the morneing. This will verie much obleidge him who is,  
 Much honored Sir, your verie humble servant,

Edr the 16 of Merche 1674.



From George Stirling, Chirurgeon.

Edinr August 18<sup>th</sup> 1675.

278. Ryght Honorabill — That your helth and stomach is returned is good news to me. The uncertentie of my wiffs helth is such that I cannot leave her this week in regaird her breist is beald so that if your Honour send me a hors at your returne from Calder, I hop to wait upon yow. Our news here is that the Bishop of St. Androus and Seaforth arrived yesternight, who eschaped drouning about Holy Island, cam from thence overland, bot becaus they are statsmen I have got no share of their news. In that defeat the Frenches gott neir Straitsbrugh, besyd the generall loas of the armie, we have loasd seven Scots Captains in that batalione of Duglas reagement that was with De Turaine, vizt Douglas, Hay, Latuce, Kernie, Barcklay, Cotbrine and Laules, your brothers Captaine. Whither George and Alexander was with him I cannot yet learne, bot this list I sau in a letter wreaten from the camp in Sir Williame Sharp's chamber, since which Marachall de Coiquie his armie of 12,000 men are totalie cut off, and himself ether killed or taiken by the Duck of Lunengberg, who was beseageing the citie of Treaves. The Marachall coming to relive the seage, (in which ther is also ane other batalione of the Scots reagement,) the Duke fell upon him and worsted all. This is confirmed by three posts, and its now sayd Treaves is taken. Last week ther was ane

uproar in London occasioned by the weavers; its reported som person had found out an ingein by which ane man will perform mor work in on day then ten will doe in the ordinarie; this so offended that honest tread that they in a tumultuarie maner puld doune the houses of thes that had the ingeins, and brok them all they fund, which cam to that hight that the king cam to the citie in heast, and cald all his Gairds and troups, and ishewed a proclamatiene comanding them to ther houses, under paine of rebellione. Som sayeth it quenshed, and other nott. Show Garden Sir William Sharpe is displeasd he hath not yet received his monie; he shews me its 50 lib. Sterl. The rebellione in Britaine is not yet conqiesst. This is all from,

Ryght Honorabill, your honours humble servant,

[GEO. STIRLING.<sup>1</sup>]

For the Ry<sup>t</sup>. Honno<sup>l</sup> the Laird of Keire — Thes.

From Mr. Walter Stirling, Minister of Baldernock.

Baldernock, October 8, 1675.

279. Ryght Honorable — Notwithstanding that at my return hom upon Teusday I found my eldest dawghter dangerously sick, and wpon Wedinsdaye morning my weif fel into a most violent distemper of bodey, (which I now find to be a relaps into her former spotted fever, wherof shee is now verely dangerously sick), I went to Rosdo, wher I fownd the Laird of Buchannan, (a most passionet Lover,) the second time in play, (and for aney thing I can lern it is not leik to prove earnest with both, and so much the les of my coming there). I consulted my father hou to carie in the dischaing of that trust, who was unwilling that I should speak to the young Ledie first, though

<sup>1</sup> It was probably this George Stirling who is mentioned by Wodrow, as the ‘pleasant young gentleman,’ who, after the execution of Mr. James Guthrie, came ‘in the time that the body was a-dressing, and poured out a bottle of rich oyntment on the body, which filled the whole church with a noble perfume. One of the ladys says, ‘God bless you, Sir, for this labour of love which you have shoven to the slain body of a servant of Jesus Christ!’ He, without speaking to any, giving them a bow, removed, not loving to be discovered. It was known after, that that person was George Stirlin, late chirurgeon in Edinburgh.’ [Analecta, vol. i, p. 109.] In the life of Mr. James Guthrie, this incident is again alluded to — ‘When Mr. Guthrie’s body was dressed, there was a certain Christian friend came in with a box of fragrant ointment (I suppose the person was George Stirling the chirurgion), and broke it upon Mr. Guthrie’s body, and which caused a most fragrant smell.’ [Ibid. iii. p. 103.] Nisbet says, that ‘George Stirling chirurgeon in Edinburgh,’ and probably the same as the writer of the above letter, was ‘descended of the family of Calder, and carried, argent, on a bend ingrailed, azure, betuixt a rose in chief gules, and a trapan (a chirurgical instrument) in base, proper, three buckles, or; crest, a dexter hand pointing a lancet, proper. Motto: By wounding I cure.’ [Vol. i. 402.]

oportunatey then offered (as it did not, shee was so well attended), bot to her father, which I did. He was exceeding sorey that I had not com five or six dayes sooner, before Buchanan made his second adres, bott in short, Sir, I feind that if your Honor wil be pleased with the portion he can give, the costs wil be shortly cleared, and if not, I feind their is probabilitatey that Buchanan will gain his point. The greatest lenth that I cowl drive Luss to, was sixtein thousand pound Scots, though I presumed to say that it could not be expected that ye wold tak les than tuintey, bot my father can fullie satisfie your Honnor in this, (yet I am content, ye concell my letter as to this, for I was desaired to hould at ane thousand pund Sterling or tuinty thousand markes.) The reson whey I was not permitted to make known your Honnors suit to the young ladie and hir mother, was lest it should alltogether heave brock wp Buchannan's busines, (non of them being cordial for it), which was not desaired til your Honnors further pleasour was known, and if I should be blaimed for not doing of it, I most say my commission did not reach so farr, for her berther told me that your Honnor said that if Buchannan was in the play, ye wold not meddle in it. So, Sir, if ye and my father accord, I doubt nothing, bot Buchannan wil be permitted to go his jurney to the anttipods, which he sayes (as I am informed) shal not termenat it. Sir, iff the portion be satisfeing, I doubt nothing but the person and heumor will, and I hop (God blising,) it may prove a very comfortable match to your Honnor. If I heave comitted any innormatey in this, I hope your Honnor will impoute it not to my intention, bot rether to my simplisity, and if ye heave aney further commands for me in this, or aney thing els, you shal ever find me to my pouer as fervent, as faithful to do your Honnour service, which is but the dewtey of

Your Honnors most humble servant,

WAL. STERLING.

For the Ry<sup>t</sup> Honble the Laird of Keir—Thes.

From Mr. W. Sterling, Senior, Baldernock, 19th October 1675.

Rosdo, 19 Octob. 1675.

280. Ryght Honorabill Sir—I thocht fit acording to my promis, to acquent you that Buchannan's bussines heir is fullie and fairlie giffen vpe wpon the gentill womane's declearing hir possitife avertioune from that bussines, which she ever did from the begining, together with hir mother sisteres dysascent from the maitter which hes giffen the effinell strok to that affeare; so Sir, Buchannan went from this this day, with ane resolutiovn not to sie this pleac no more, nor to be ane Scotis man, so that he sayes

he will live the cuntrie shortlie; I find Buchannen passiovn to be very great: Therfor I think it will not be fit that thus bussines of youres be anie way moved into nor communicat to anie mor then it is alredy, leist the gentillman prove exasprat. So, Sir, gif yow can heave the patience to forbeir from your persut for ane month, or such a tyme till maitteres war satted, and a litell digested, I dout not bot thingis may be brocht about for your more satisfactiovnne. I feired to send this letter to your cusing Mr George as yea desyred me, altho I know him to be your great freind, for fear of suspitiovn, for gif the secreit com to mor handis nor thus, it may be devolged, and when I can heave the fit or convenient tym yea shall be assured I shall not be wanting to acquent your worship, and it may be shoner nor you expeck. I desyr you may live word with my son wher ye may get my lettres convoyed to you, and heaving nothing ellis to ad bot that I am, Sir, Your worships most obedient Servant,

W. STIRLING.

For the Ry<sup>t</sup>. hon<sup>l</sup>. The Laird of Keir.

The Honorable Patrick Lyndsay of Kilbirny, to Sir John Stirling of Keir.

Kilbirny, October ult., (76.)

281. Right Worshipfull Sir — I cannot expresse the extream joy I resented at the acceptable newes of your Ladys saife delivery of a sonne. I wish you both much joy of him, and your Lady a suddain and happie recovery, to whom my wyfe and I desires to be affectionately remembred, and also to my grandchild the younge Laird, whose health I am now drinking, and to all the rest of the good companie there. I hope you'l do me reasone, the bearers haist will allow me to ad no more but what I will ever, that I am in all trew affection kyndnesse,

Yours to serve yow,

For the Laird of Keir.

P. LYNSDAY of Kilbirny.

From John sixth Earl of Rothes, Lord Chancellor, to the Same.

282. Sir — His Majesties Privy Councill having thought fitt that the randevvouse of that Militia troupe of Horse in the shyre of Pearth now vnder your command, (whereof Leivtenant General Drumond wes latly Captain,) for this year 1677, should be at Perth, the first day of June nixt; They have appoynted notice to be given to yow thairof, that you may give tymeous advertismen of the same to all persones concerned, that the dyet may be punctually kept; at which the muster master general, or one

deputed by him, will be present. This the Councill hes ordered to be signified to you  
By your humble servant,

*Pro the canceller d*

Edr 3 Apryle 1677.

Sir John Stirlin of Keir.

The Honourable Patriek Lindsay of Kilbirny, to Margaret Baillie, Lady Luss, on her  
marriage to Archibald Stirling of Garden.

Kilbirny, April 24, '77.

283. Deare Sister — I was just taking horse for Achans when your letter arived my hands. I shall not say but the newes of your mariage surprised me, neither shall I desemble my thoughts so farre as not to confesse I had rather wished you had continued unmarried for the advantage of your sonne's affairs; but since the caise is otherwayes, I shall not condemne your choice, since the gentleman is very deserving. If your sonn's businesse go weel on, it is that which I shall looke upon as the hight of my ambition; the family of Lusse being on of the familys on earth I wish most happinesse to. I am your husband's most humble servant. I wish you both much joy together, for I shall ever endeavour to aprove myselfe to be

Deare Sister, your affectionat Brother<sup>1</sup> and most humble servant,

P. LYNDSEY of Kilbirny.

For the Lady Lusse.

Sir Archibald Stewart of Blackhall and Ardgowan, Baronet, to Margaret Baillie, 'Lady Lusse,' on her marriage to Archibald Stirling of Garden.

Ardg. 24th Aprile 77.

284. Madam — God give you joy. Ye have made good hast in deadd, and I shall conclude charitable of all ye have done, in regard thos that ar wise knoweth best where ther

<sup>1</sup> The writer was brother-in-law of Margaret Baillie, being married to Margaret Crawford, her younger sister uterine.

oune shooe binds them. Your Ladyship might have spared your trouble in makinge ane appologie to me for your speidie dispatch. The ward of your mariadge was not in my hand; and if ye have managed your business to your oune satisfaction, and your sonns advantage, I shall not be ill to please; but ye may lay your reackoning to be the subject of much peoples discourse for some days, and that thes mouths that wer oppen befor to speak unfavourable of you, will now be oppened much wider, and much of this shall be occasioned by the hastie and unexpected execution of your conclusions, for that your mariadge wes intended and designed, ther were few of us all so blind or blockish as not to understand, but what should have occasioned the carieing on of affaires at such a rate, and by such a method, we cannot at all conjecture: for my owne part I do confess I never had so much witt or discretion that it wes in the least necessar to consult me, or once spear my advice in such a matter, all I could pretend to wes reall kindness to you and your children; but I wish ye had payed home Kilbirnie's kindness with a mor handsome requittall then dispose of your self to any person without acquainting him with it: for as he is a gentleman above the ordinar rank of people for his birth, so is he for his kindnes, wherof ye had as great a schare as any I knew besides: on thing I am glade of that I hope this will afford a great ease to your sons friends in the ordering of his affaires: and that your new choice will take much of the burden off your old confidents: and if it fall out so (as I am confident it will), I sueare I shall be glader of that then I am of his being my neir relation: a qualitie which I find ye judge sufficient to atone for all the injurie can be done me; and trulie ye judge right, for much less then that may make satisfaction where ther is no wronge done. However God guide you, and if any be disposed to condemne this as ane escape of youth, I wish ye may be helped by a wise and prudent conversation in tyme coming, to make them change ther thoughts of you. I think ye have married a verie fyne gentleman, and whatever good oppinion I have of him, I wish you may have ane hundreth tymes more, and continue so till the end: therefore I shall never condemne your mariadge (that is honourable amongst all), but I do confess ther are some informalities, such as not honouring your friends to seek ther advice, and something of ane extraordinarie speidie dispatch that I will not approve. Pardon my freedome, and be as kind a wife as ye will, but be also a kind mother, and then, and on no other account, will ye find me,

Madam, Your kind Brother<sup>1</sup> and humble Servant,

A. STEWART.

For My Lady Lusse, Thes.

<sup>1</sup> The writer was brother-in-law of Margaret Baillie, being married to Anne Crawford, her elder sister uterine.

From Lieutenant, afterwards Lieutenant Colonel, George Murray, to Sir John Stirling  
of Keir.

Edinburgh, June 22 [1677.]

285. Sir — I am informed that you ar not resolved to be chosen for this Parliment, wich I admire at. I think strange that you wold sufer anny othere to be elected for the Shyre, but Touche and your selfe, since I knoe it depends wpon you to mak it so. I knoe the Marques of Muntrose will not only euse his intrest with his freinds for you and Touch, but is lykuyes verry much concernd to have you to accept of it for sevrall reasons I shall acquent you with at meitinge, and particularlly for this one reason, that soun busy peipoull heire maks it ther busines to represent you as disafected to the government, wich I kno is a base calumny, for your self and all your forbears hes gevine good testemny of ther loyalty, wpon all occasiouns, nether will you meit with thos deficulties at this Parliment, as soun sort of peipoull wold have ws belive. My wyfe is brought to bed of a fyne boy, she presents her service to you, and your Laday, and so dis,  
Sir, Your most affectionat and most humbl servant,

G. MURRAY.

For Sir Jhone Stirling of Keyre—This.

The same to the same.

Edenburgh, June 29, 1677.

286. Sir — My Lord Marques desyred me to acquaint you that he will begin his journey from this nixte Teusday, for the Diuk and Duches will be at Durum the 7 of Jully. My Lord is verry desyrous to have you goe allonge with him, and your brother Carden; it will be ane obligatione to him, and a complement to the Diuk and Duches, I hoop you will not refuse. My brother is resolved to goe with my Lord if his wyfe be anny waye in a recovery. My wyfe presents her service to you and your laday, and so dis  
Your most affectionat and humble servant,

G. MURRAY.

For Sir Johne Stirling of Keyre — thes.

The same to the same.

Edenburgh, June 30, (1677).

287. Sir — I receved both yours; that with the account of your Elections and your Comision cam to me wpon Wednesday. I imediatly went to the Register and delyverd it. Nixt morning at the Diuks rysinge, I told him that you and Touch was Comis-

sioners; he ansurde that he was informed that you was a very honest gentelman, which was seconded by a great many besyd myself, both as to your self, and to your father and family; he asket me if Touch was marryd to your sister. I gave the Marques of Muntrose ane account of your leter; he was nichtilly well pleased that you was elected, and bids me ashur you he is your reall freind, and will not onmly serve you in your concerns as to your being Comisioner, but in evvry thing else you desyre. This day I met with the Lairde of Airthe, who complains that he hes bein ille eused by you. He hes lykuyes givin the Duik ane acount of the Election; the Duik ansurd he was verry glad that ther was threi honnest men choisne, bot you most concern your selfe that you be not baffled as so shall all your freinds; I hoop ther is no hazard in it. Ther is litill newes by the last; ther is tuo faunatike felloues maed choise of for to serve for shirives for London for the enshuing yeyre; they ar worse then the last, if worse can be, for they ar of Oliverris ould stamp; they went to the polle, but it was carryed for them by above tulse hunder. My Lord Haton and his son went to Fyffe to euse ther intrest for the Electtors, but all they could doe was to mak one vot, and besyds they wer treated by the gentlemen with verry litill respect. Sir Charles Haket and Enstruthere younger was choisne without aney debacte; Philiphauch and Galasheills is for the Forrest, Blakbarony and Stennop for Tuedall, Makerstoun and Stichele for Tevidaell, Orbeston and Greinok for Ranthrou; it is thought Sir Geo. Locarte and Crumell Lockart will be for Cledsdaell. Ther is a great work maed to disapoint Sallton for East Louthiane; pray God you may all agrei beter when you meit in Parliment then you have at the most of the Elections. My wyfe hes her affectionat love and service remembred to your laday, your selfe, and all yours, and so dis your most affectionat and humbill servant,

G. MURRAY.

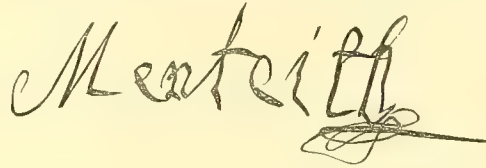
For Sir Jhone Stirlinge of Keyre—Thes.

From William last Earl of Menteith.

The Isle of Menteith, May 29, 1678.

288. Right Worshipfull—I did see ane order that was isheued out by you to have the Militia troupe be att Perth the threttie of this instant. I am leader for one horse within the parish of Aberfoill, and although I gott never my Localitie for the horse, no nor much my oun land butt was given to others; yet notwithstanding for all that, I still sett my horse to the randivouze day, butt, indeed, att present I am altogether out of horses, soe that I have not one till I buy them; and if I had knouen of this your

order four or five dayes sooner, I would have striven to provided a horse and man for the randivouse sufficiently mounted every way. I most humblie intreat you, most noble Sir, that ye wad be pleased not to imput to me want of willingnesse and readinesse for his Majesties service, and I am verie hopefull of your favour to me that ye will not send out no partie upon me for deficiencie att this tyme, quhich I assure you I shall not from hencefurth be any more deficient butt shall keep all the randivous dayes that ye will be pleased to command all that is in the pouer of much honoured, your much obleidged humble servant,



From James Stirling, to his brother, Sir John Stirling of Keir.

Edinburgh, 5th off June 1678.

289. Right Honorable — I mette with your man Will verie accedentalie, and he told me that you are al verie wel, quhich I ame glade, and I pray God continow itt. The reasone off my long stay heare is to make moiene for a place, and to waitte upon the Comishoner hes Grace. There is no places disposed one as yeatte. I houpe, Sir, you will doe me the feavure as to doe in that affeare; thair is verie monie speaking places; this day ther is ane reveu off the Kings Troupe at Linlithgow, wher my Lord Orgeille is. Itt is thoughte that my Lord wil gette fortie outte of the troupe, and leve other fortie to be conjuncte with the Kings Guards. My Lord Earlie is thought wilbe his Lifetenante. I heare nothing off my Lord off Atholl, he is coming doune withe the reste are al coming doune. Ther is severals comed doune this weake; ther is ane sessatione for six weakes quhich ondutedly wil end in a peace. Notte trubling yow anie furder I reste, Sir, your affectionatte Brother and humble Servant,

JAMES STIRLING.

My service to your Lady, and Miss Magdalane, and Billie. I resolve to come away from this the nixtte weake.

From William first Earl of Dundonald.

290. Much Honored and Loving Cussing—It hath pleased God to call the Lord Cochrane, our eldest sone, out of this mortall life to his eternall glory. Wee intend to interr

his corps in our buriall Isle of Dundonald church, upon Thursday the tuintie fyfth of this instant. We earnestly desire yow to come to our house of Achans the said day, betuixt ten and eleven of the clock, to accompanie his corps to their buriall place, whereby ye shall very much oblige,

Sir, your most affectionat Cussing to serve you,

Pasley, September 3, 1679.

For the Laird of Keir.



From Alexander second Earl of Calander.

Calander, 22 September 1679.

291. Honoured Sir — You know by His Majesties proclamation publicly intimat as was comandit, that all Noblmen, Barrones, Gentlmen and Free holders within the Shirreifdome of Sterling ar comandit to receive His Majesties Comissioners of Justiciarii at their entry to the Shyre the last instant, and to convoy them to the brugh of Sterling, and to wait vpon them ther during ther aboad, and to convoy them furth of the Shyre till they be receavit be the nixt Shirreiffe wher they ar to goe: Sir, I doubt not of your readines to this His Majesties comands, and if you pleas to come to Calander be ten of the cloak in the fornoone, you shall be attendit from thence to Linlithgow Bridge, which is the first place of their entry to this Shyre, by,

Sir, your humble servant,



For Sir John Stirlinge of Keir.

From Arthur Ross, Archbishop of Glasgow.

Glasgow, Oct. 4, 1680.

292. Much Honored — I received on Saturday last a commission granted be his Majesty under the great seall, dated the fourth of May, to severall persons, for visiting this university; and you being one of the number, ye ar desired to be present here at Glasgow, the ninetinth day of this instant October, (which is the first appoynted in the

commission for our meeting) to consult and determine what shall be thought fitt and convenient for the ends proposed in the said Commission, and ye shall be waited on be,  
 Honored Sir, your very humble servant,

*Arth. Glasgow:*

For Sir John Stirling of Keir—These.

From George Stirling, Chirurgion, Edinburgh.

Edinburgh, October 27th, 1680.

293. Ryght Honourabill—The Duck and Duches of York accompanied with two men of warr and 3 yeaghts landit in Fyff yesterday about midd day, wher the Chancelor and many Councelers that wer wreat for attendit them, who ar to stay at Lesslie whill the Abay be in order for them; ther ar with them Athols 2 souns, Panmor's 2 brothers, the Master of Salton's soune, the Laird of Lundie, and Mr Patersoun clark. They sett sail from the Theams Thursday last, after a sudden resolutione. Receive the Kings speach in wreat, becaus its not yet come here in prent, which is all from,

Ryght Honourabill, your honours humbl servant,

GEO. STIRLING.

For the Ryt Honn<sup>l</sup> the Laird of Keire.

From Charles tenth Earl of Mar.

Edinburgh, 1<sup>st</sup> January 1681.

294. Sir— I received yours, and on from your brother: you need not doubt my kindness to Mr. James; bot as to that of Mr. Charles Fleeming's chang, I know nothing; nor doe I beleve it will be, bot tho it were, it is not in my pouer to dispose of itt, no Officers place in my Regiment having ever been filled upp be my recommendatione, bot my oune Ensigne's allenarlie. I shall be glade to doe you or anie of yours what service lyes in my pouer, as is the duty off,

Sir, your most humble servant,

MAR.

From John Wordie, Sheriff-Clerk, Stirling.

295. Right Honorabill—The Earle of Callander, by his warrand dated the 29 of this instant, hes ordered me to advertise the gentlemen heretores and frieholders within the Shyre, to meitt his hynes the Duke of Yeork at Linlithgow bridge, one Thursday nixt,

being the thrid of February, be one a clock in the afternoon, for attending his hynes from thence to Stirling: Hes Lordship also desired me to shew you that he hes no publict warrand for the same, bot that it is expected that he as Shirrieff should give you advertisment thairof, quhilk his Lordship expectes ye will obey.

I am your Honoures most humble and obedient servant,

Stirling, the last of January 1681.

JOHN WORDIE.

For the Right Hono<sup>l</sup> the Laird of Keir.

From James third Marquis of Montrose.

296. Sir — Hauing prevailed so far with His Grace the Archbishop of St Andrews to decline his recommendation in behalf of Mr. Gordon to the church of the Port, by a line under his own hand to the Bishop of Dumblain, and not doubting but upon the earnest desire I haue made to the Bishop, he will confirm Mr. Walter Stirling in that benefice, by which means the church of Baldernoek will become vacant; I have taken the freedom earnestly to request you would not dispose of that vacancy till I haue the honour to see you, or if you do, that it be in favours of none but Mr. Alexander Duncan, who is the person I haue thought fit to recommend, and who I earnestly intreate may be after the accustomed manner of presentation confirmed by you in that church and benefice. I know he has been recommended to you by seueral noble and worthy persons, and I am fully persuaded he will not fare the wors by this application from

Sir,

Your humble servant,

Edinburgh, 7th May 1681.



Major Edmiston being leader of a Militia horsman in your troop, and at the same time Major of the Militia Regiment under my command, and finding it something hard to discharge both duties together, I thought fit to intreate you to dispence with his absence from your troop some times, and this will likewise be an obligation on.

For the Laird of Keir.

From James Sterling to his Brother, Sir John Sterling of Keir.

Berwick, May the 13th 1681.

297. Dear Sir — I receued your Letter, and doe most hartelie acknouldidg your great kyndnes. I confes I am at present in a verei deplorable conditione, my loss (as I take

it) being more then ordinarie, having lost a most kynde wife, and a tender mother to hir children, and one who, for hir verteus and parts, I was never worthie of, and so it hath pleased God to deprive me of hir. Sir, I humblie thank you for your kynde invitatione. I doubt not of a kynde welcome from my frends, but I think I shall hardlie resolute to come much abroad this summer. I have not as yitt been out of my chamber, nor I can not as yitt resolute when I shall. Sir, I can writ no more so I must beg your pardon, onlie I intreat my most kynde service to your lady and believe me to be,

Sir, your most affectionat uncle and humble servant,

JAMES STERLING.

Sir John Sterling of Kier. Leave this with Mr. Georg Sterling chirurgion in Edenburg, to be sent as above directed. Edenburg.

John Sterling of Craighbarnet, to Sir William Purves, Baronet.

Campse, 11th Julii 1681.

298. Right Honorabill — I received yours of the 14 June last, and as I am verry glead yow and Succoth hath fallen on any way eather for continowing or begetting a good wnderstanding amongst ourselvs, (especially in joyning against such as would destroy vse all); soe I am a littell concerned in the latter pairt of it, as if my cariage of latt had not been ansuerable to my professiones. It is trew I have been soe wnhappie this three yeirs past, as not only to have been putt to great truble, both in body, mynd, and the littell fortoun I had, but also to have been misconstrued and misrepresented in all my actions, which God is my wittnes, (who most be my judge,) I never acted farther to the prejudice of that family, then what might conduce with my awne saifty, nor ever did I intend by any dilligence of myn to have mad further vse therof then consisted with my payment and releif. Who hes been the incendiaryes to cast fyre amongst vse God forgive them; for my conscience beirs me wittnes of the reality of my intentions, and had thos (who hes indevored by your division and myn to promott thair awne ends,) been als ingenious and fair in their actings, its lyk things had been att some close befor this. For your dochtir, Sir, if any thing hes esceaped her that might reflect wpon me I forgive her, bot in case I have eather done or said any thing that was wnsuatable to a person of her worth, when ever any such thing is mad apeir, I shall be lyable to any censor yow shall putt wpon me; nor knew I any thing could ocation her passion save the proceeding in our dilligence, and I belive Succoth will vindicat me in that as being done not soe wnjustly as at ane wnseasonable tyme. I crave

pardon for this truble, and only shall desyre yow may continew your good opunione of me; and [in] case I be wanting in any thing may contributt for the lady your dochters good and her children, (which may consist with my awne saifty,) then I shall be willing to lye wnder all the aspersiones hath frequently been cast wpon me. It is not my fawlt M<sup>rs</sup> Fergusonne's byrun annuelrent was not sent in, your good son Sir George having als much in his hand as to have payit her or reimbursed you. I continew,

Sir, you most humble servantt,

JOH. STERLING.

Present my wyfs service and myn to my lady and your good children. If you find, Sir, Gastoun hes a mynd for any of Gloratts esteat, for God sak lett him have it in any place he choyses, that he may be pleased, and therby nether prejudge his wnkil nor me.

For Sir William Purvusse of that Ilk Barronett.

From J. Setone.

Seton, the 12 of August 1683.

299. Sir — I ame heartely glade of your safe returne from the waters. I hope the bathes hath contributed much to your halth. I did not kno of your tackeing jurnay til this bearer told me he spoke with this day who browght a letter from Garden showing that ther is a companie levied by the Merchants of Londone to goe for the East Indias, and your wnkil is verie desirous, and he both, that your brother Harie might be Ensigne to the Companie, and your wnkil hath bespoke the Captaine to keep the Ensignes place vacant til ther com word whither Harie wil imbrace it or not, for when Garden wret his letter he thought you had been at Bristo, and went ther to speake with you in that affair, and now since you ar comd hom, I desir you may resolve to send him, for both Captaine Stirling and Garden ar most pressin that this occassione be not slighted. He wredits to me they have good pay, and wil have occasione both to be a sea suldier, and a land one; and more they will have the priviledg of tradeing which in a short tyme wil macke him a rich man, and if he war his only son he thincks he cowl'd not bestow him better. They ar verrie pressin and earnest with me (not knowing it seems) of your being so shoon in Scotland, to hast Harie away with all possible hast. Since they ar so pressing, it is my own opinion not to slight this occasione. Hes Comission will be a hunder pound sterling, so I intreat yow may send a return of this to Garden with the verrie furst post. Garden desirs me to direct my letters for him for Mr. Stirling at Mrs. Singtaune's in Haymarket, neer Cherrin Cross, for he wil be at London befor any letters from Scotland can com to him, so you may direct yours.

My service to your self and Ladie ; so soone as I com from this Ill com and kiss your hands. I ame, Sir, your most humble servant,

For the Laird of Keir.

J. SETONE.

Five Letters from 'C. Stirling' or Bower, 'Lady Meathie,' to her Cousin Archibald Stirling of Garden.

Referred to at page 60.

300. My dear Cousin — I reseved on of yours long agoe by Mr. Crichton, and another lately from Dundie. The first I would have answered long agoe, but Mr. Crichton hes been in the north near this five weeks, so that I could not get that ocasion ; and when I write any other way it coms but seldom to your hands ; he came home our way Saterdag last, and promises to get this safely to you. You will know by the inclosed that I did not neglect to write to Mr. Brown a prety while agoe, and this is his answer. Truly, dear Cousin, I must tell you I expect little kindnes that way, how I shall do with you I know not, for ther's no doubt but you stand in need of your money, and I could wish with all my heart I had it to give you. As for my own circumstances, I am still wrasteling on with great difficulties. I here Sanders Bower still hes a mind to keep a part of that litle mony of ours in his own hand, which can no way tryst with what we have adoe at this terme ; but however Mr. Crichton hes been so kind to offer to advance the mony, and take his bond in case wee be strainted, and that Sanders Bower will not give the money. Truly, dear Cousin, I know not how much I am oblidged to that good honest man so I entreat you give hem thanks upon my account. As for my children, I hope in few years the two eldest will do for themselves, but in the meantime how all there prentice fees shall be pay'd, I know not. I must trust to God's providence, for now wee are ingadged, and it must be pay'd, although I know not yet the way how it shall be done. Your godson Earchie was not abroad when yours came to my hand ; but I hope by this time he is either gone, or just a goeing, where I hope he shall be as well as all his frinds could wish hem, and I hope shall not trouble non of us any more. I am much oblidged to my sister Annas kindness ; I will say if my husband's frinds had been as kind as my own, it had not been so ill with us as it is. I pray God forgive them ; and I shall very willingly, sine there is no way to heaven but by the way of the cross, I shall most willingly embrace it, by the assistance and grace of God Almighty. I send my sister Anna fower score and two pond a while agoe, and shall send her the rest of her annualrent at or about Whitsunday. God Almighty reward you all, for had it not been your kindness, I

verily believe I had not had a house to set in. I have reason to be thankfull to God that sturs up such frinds in time of need. Who knows but some of mine may be servicable to you or yours? which I shall wish, and which will be there very great duty. My Jemey takes exceeding well with his trade, and his master hes an extraordinary kindness for hem, and uses hem very discreetly. He is just now here, and gives his humble duty to you. As for poor Sandy he went from this in March, and I here is arrived in Noroway. When I shall see hem God knows. I pray God have a care of hem, for he is really thought a very sharp lade. Poor things! they are on of my greatest comforts in this world. All here are well, and gives there service to you, your Lady, and children, and wishes you all happiness, as I do, who am

Dearest Cousin, your very affectionat Cousin and ever oblidged Servant,

C. BOWER.

I remember I am still your debtor for the dressing of my watch which shall not be forgot.

Methie, Aprill the 27, 1702.

For the Laird of Garden at the Kier — thes.

301. My dear Cousin — I received yours, and am heartily glad to know of your welfare, whereof I wish the continuance. Your son hes done me the kindness to stay here a little with me, which hes been very great comfort to me, and now as great trouble to part with hem. I am glad, dear Cousin, that you have such a son, who may be, I am sure, a very great comfort to you, for, truly, I will say a more sweet and pleasant nature I never knew, and on that I think will very much follow your footsteps in kindness to his friends, which I truly find, for I cannot express my obligation to hem. God Almighty presarve hem to you, and you to hem, which will be a very great comfort to me. I am put in hops by my sister Ann, that you have a mind to see us this summer. I wish you keep your resolution, which would rejoyce me exceedingly, for it is what I long for extreemly, and hes done this great while. I shall obey you, dear Cousin, in giving your annualrents to my sister Ann. I leave the account of any of our affairs to your son who can tell you very well how I am stated. All here are well, and give thier humble duty to you, and I am as ever,

My dear Cousin, your most affectionat Cousin and ever oblidged Servant,

C. BOWER.

My humble sarvice to your Lady and all your hopefull children.

Methie, April the 21, 1703.

The Laird of Garden att Poll Mese, Sterling — thes.

Methie, August the 5th 1706.

302. My dear Cousin — I received your letter by my cousin James, who came here on Friday last. I prevailed with him to stay with us till Sunday was by. I am very glad to see any of our friends here; I am much surpris'd that you tell me in yours that you got no account of my sister Margarit's death, I being so carefull to write every particular about to you the very first post day after her death. My letter was dated from Dundie the 21 of June, directed to you at Mr. Walter Sterlings, according as you gave me the direction. I told you in it that she dy'd of a spotted fever seven days after her delivery, and that she left two children behind her, whereof one of them has been with me since May was a year; the other is at nursing in the country near Kincauldrom. They are both boys. Mr. Brown is truly to be pitied, for he has really lost a very good wife, but poor woman she was but beginning to come to her trouble. What will come of her children now I know not. I pray God provide for them. Dear Cousin, as for those papers you write of to me, if I had a secure hand, I should send them over, but the Post being so uncertain, I'm afraid to venture them with it; if that business will cost much money, I fear I will not get it done for after annualrents and publick dues are pay'd, and other necessary things done, I have very little over; but, dear Cousin, I hope you will help to get it as cheap as possible, for it would be very hard for me to be miserable after his death, in whose life I could never be happy. My son James is come home after being taken by the French, and all taken from him, and shot through the left leg, although I bless God he is now very well, and walks well again. I cannot say but he is much better of his travils, and has been very frugal, for he had put a thousand marks to the fore, and if he had accomplished his voyage, he had reliev'd all his debts, for he was doctor of the ships, and got leave to trade, so he had put all upon goods, his Capt. being kill'd after a most bloody feight, the french being double their number, they were first to surrender, after which some of the french, being drunke, shot amongst the prisoners, and it was then that my son got his wound, for you know the time of the engagement he was below. I think it necessary now that he stay at home, for since the sea is so dangerous, I'm afraid to venture him abroad again. Now, dear Cousin, I send this to you by way of Drumond, so I hope you will let me here from you the same way again, for I hope it will be more secure than the Post. My sister Ann, Methie and my sons give all their humble respects to yourself, Lady, and Children, as I do, who ever shall be your most affectionat Cousin and obliged servant,

The Laird of Garden at Pollmese — theirs.

C. STERLING.

303. Dear Cousin — I received yours dated the 26th of August directed to Mr. Dowglas care. I esteem my self always happy when I can here from you, and still the more when I know you are well, and as I have allways found you on of the best of my friends, so I still find the continuance of the same, and since I am not able to reward you, I pray God Almighty do it, and I wish that my children may be still gratefull for the benefits both they and I have received from you; dear Cousin, the inclosed will now let you see what my intentions are anent my affairs, which I think will be much easier then the other, for really money cannot be got by me; as for my sons going abroad again is what I cannot think upon as yet, he having past such hazerds. I'm loath to expose him to more, and still what he gains to be taken from hem; he is still very desirious to goe himself, but I cannot consent as yet. I'm sorry for your son's misfortun in breaking his leg, but glad that he is in the recovering hand. I pray God make them all brave men to you. I am very sensible, my dear Cousin, of the loss you sustain by your dear son, but I hope in God he may returne to you again, with more comfort then ever. In the meantime, I pray God Almighty presarve hem. I'm sure he hes the good wishes of all that know hem. Methie and my sons give their humble duty to you. I'm sorry the Lady Touch is become so tender. I heard nothing of it before. My humble respects to her, your Lady, and the rest of my good friends with yow. I am, as ever,

Dear Cousin, your most affectionat Cousin, and oblidge Servant,

C. STERLING.

Methie, Sept. the 26th 1706.

To the Leard of Garden att Pollmesse, Sterling.

No date; circa 1706.

304. My dear Cousine — I received your Leter a pretty while agoe, but could never, till now, get ane occasion to give you an answer, with my hearty thanks for your kindness and concerne in me and my familey. I still find you the same that you ever was. I pray God reward you; wee are all well here, except the old man, who is very infirme, and still looking for death. My daughter in law was brought to bed of a daughter the sixteenth day of December last, a very pretty thriving chyld as can be; but, my dear Cousin, for that of being out of dificulties and troubels, is what I need never to think upon, for as one goes another comes, and this life is nothing but a perpetuall warfare. God Almighty give every one of us grace to suffer our crosses and tribulations as wee should do, and then it will be happy for us in time and eternity. The first part of your leter I goe alongst with it very well, for I know whom God loves he often

chastises, but the second part I do not so very well agree with, altho' I attribute it to ane affect of your kindness in wishing me to be what you judg best. I shall not pretend, dear cousin, to have clergy to your heighte, it not belonging to my sex, but sure I am to have the right upon my side, which, allass, you want, as it seems to me, from your own argument, for not to mention any other, for what you condemn in the principals of state, the same you fall into in regard of the church, though you have fare greater grounds for the true church which you disown and disobey against my sentiments then for that of the state which both you and I own; for example the light of nature, and the Christian law, doth both agree in this that wee should own and obey all lawfull powers under pain of damnation. So fare wee agree. But the law of nature allso tells us that the goodness of God being such that he would have all men to be sav'd whom he created for glorey in the possessing himself, tells us allso that his justice hath lay'd down such a methode to save us, that all men, learn'd and unlearn'd, are capable to follow, in order to save them. The positive lawe of Christians confirms this, for in it I find in all the Creeds the Catholicke Church given us for our guide. Immediately after the beliefe of the Trinity, Christ in the holly Scriptures says the same, commanding us to believe the Church under pain of damnation, and very good reason for this, seeing he hath promised to be with her to the world's end, as allso the holly ghost the spirite of truth to sugest unto her all truth for this reason, who obeys her obeys christ, and who disobeys her disobeys christ, because its christ and the holly ghost that speaks to us by the mouth of the church, who consiquently mentains that she erreth, gives the lie to Christ and the holly Ghost; its here, my dear Cousin, wee disagree, and I would to god you owned her authority with me, and this is my dayly prayer for you, this is a rule that all people are capable of, and wherby all may be saved who follow it, wheras your church of England, of which you glorey so much to be a member, and who but as it were yesterday, rebel'd from us in Henry the eight's time, contradicts herein both creeds and scripture. Here, in this main and only point, all the contrivery depends: for look to her confession or profession of faith in the book of commone prayer, and there you will find that after she sets down the creeds, she gives both them and christs promises the lye, in telling us that all churches can and doth err, and consiquently leaves man to himself without a sure and certain guide to conduct him to his last end. I know you will say he hath the Scripturs the word of God for his guide — allass here you fall into the most terrible blunder that can be, for whilst you flatter yourselves with these apparent fine words, you leave all mankind to their own weake and erring judgments, and by it only they judg and determine with themselves which is Scripture which not, which is the true sence of the Scripture,

which not, and so forth, which is the grounds of all your devisions and errors by usurping that power which belongs onely to the church. I fear I may have wearied your patience with so long a letter, so I will add no more, but that I am, and ever shall be, my dear Cousin,

Your most affectionat Cousin, and ever oblidged Servant,

C. STERLING.

I offer my sarvice, dear cousin, to your Lady, and children, and all my other good frinds with you. My sister Anne is here, and offers her sarvice to you, as does likewise my son and daughter. The rest of my children are all well, from whom I heard lately, except Sandy, god knows what is come of hem. I shall be glad to know when you heard from your eldest son, and how he is. Adew dear cousin.

To the Laird of Garden att Pollmese, Sterling.

Letter unsigned to James Stirling of Keir.

Glas[gow] 13 June 1702.

305. Sir— . . . . . As for news. when the Parliament sat down Duke Hamilton, as he was persuaded by Whitlaw and some other of his friends, did not protest, but give in a declinator, and took instruments; after which he, with about eighty, left the house; Kilbirnie, Polook and Duchall sate still; the remaining part now sitting consist of 35 peers, 36 barrons, 43 broughs: It's thought this parliament will run high, being almost all of on party, and not on stikler in the whole house, Tarbet excepted. They talke that they propose to make an act declaring it treason to quarrel any thing they did, and passing an act to abjure the P. of W. and to exclude all from electing members of parliament that will not take the abjuratiōne. As for the forrain news, the K. of Sweden is still at Warsaw, and the K. of Poland at Cracow with the army of the Crown, expecting his Saxon forces to make head against the Swedes. The K. of Denmark has entered Germany with 17,000 men, upon what design not as yet known. The Duke of Wendome is at Goito, and intends to march against P. Eugene who is strongly entrenched att Borgo forte, and has a bridge over the Po to keep communicatiōne with Modena, from whence he has his provisions. The allies made a vigorous attaque on the conterscarpe of Keiserswart, and altho' it was defended, seven French battalions in two hours time, with a great loss, made themselves masters of it. It's said they lost two Brigadiers Generals, 2 Major Generals, six collonels, the two Scots Lieutenant Collonels, and Major Hepburn, with the entire loss of these two Regiments. It's thought that the town has surrendered or taken by storme by this time. M.

Bouslers with 50,000 men had almost surprised Athlone with 25,000 men, but by good luck, and Wirtenberg's advise, he got under the cannon of Nimegen wher he posted his foot on the Conterscarpe. The French got most of the baggage and some cannon, and did them a great deall of damage in their rear. The French have blooked them up with 44,000 men, and are furraging the contrie round with 6000 horse, and all the Duch boors in Brabant and about Utrick are running before them. We have the Quen's letter to the parliament and the Comissioners and Chancelors speaches. She has assured them she will mentain the Prisbeterian goverment, and desires them to lay on a found for maentaining the forces, and to suffer her to levy more as she thinks fit. The two speaches run out in commendation of K. W. and the Quen. For any thing that I see the Kirk will be higher than ever, nor shall we be able to bear their pride. Adieu.

To the Laird of Keir at Calder—Thes.

Walter Stirling, Writer in Edinburgh, to Archibald Stirling of Garden.

Edinburgh, October 24, 1706.

306. Sir—The Parliament have read only eighteen of the articles of the unione. The rabble are like to be uneasie to them; they never miss to convey Duke Hamilton with huzzas, and yesternight they became very formidable. They assaulted Sir Patrick Johnstoun's house, and forced him to take shelter in the Castle; then they went to the Earl of Loudoun's, where Argyle, Marr, and the Register were supping; they thought fitt to go to the Abbey on foot with what traine they could make,—the rabble cursing them all the way. The Council met and gave orders to the Earl of Levin to quell the rabble, so three or four companies of the foot guards were sent up to the toun.

I am, Sir, your most humble servant,

The Laird of Garden.

WAL. STIRLING.

Walter Stirling, Edinburgh, to James Stirling of Keir.

Edinburgh, 9 December 1708.

307. Sir— . . . . .

This night we had ringing of bells for the surrender of the Cittadel of Lile on the 8th. We have not yet got the terms or conditions. The letters add, that Marlborough was to invest Ghent next day after the date, which was the 10th. Yesternight the Archbishop of Glasgow died. God have you and your family.

I am, Sir, your most faithful humble servant,

To the much honoured the Laird of Keir—Thes.

WAL. STIRLING.

James Stirling of Keir, to Marion Stuart his Wife.<sup>1</sup>

308. My dearest life — We were received yesternight by a party of the Duke of Northumberland's horse; they treat us civilly enough, and are to goe with us the greatest part of our journey, which will be very tedious; their horses are so colded that they will not be able to march above a stage in the day. I am affrayed I shall not have much occasion of writing to you in road, for we are not to goe the poast way. We are all very hearty and merry. I have nothing that troubles me but onlie my absence from my dear, without whom it is impossible I can long live, so if I be obliged to stay att London, you most certainlie come up to me. We are to goe from this tomorrow. I offer my humble service to my Lady Blantyre, and give her my most hearty thanks for the indefatigable pains she took about me while with you; so I rest,

Berwick, May 2, 1708.

*my dearest life  
while I live onlie yours  
Ja. Stirling*

To the Lady Keir, to the care of Mr. Walter Stirling, Writer in Edinburgh,  
att his lodging over against the foot of Marline's Wind, Edinburgh.

309. My dearest life—Tho' I have no new thing to write, I thought it my duty to lett you hear from me. As I wrote to you befor, our journey will be very tedious, for it will be near a month before wee reach London. Wee are not to goe above a stage a day, and are to rest two dayes in the week, which will be very expensive. My Lord will tell you we are all very weell; he was so kind as to come back ten miles to stay a night with us. I'll long extreamlie to hear from you, which I can not expect until I write to you from London. In the mean time I rest,

Anyck, May 4, 1708.

To the Lady Keir.

My dearest, allwayes yours,

J.A. STIRLING.

<sup>1</sup> The eight Letters, Nos. 308 to 315, are from James Stirling of Keir, to Marion Stuart his wife. They were written while he was travelling to London, and after his arrival there, where he was carried in the year 1708, for being implicated in the threatened invasion of Scotland by the King of France on behalf of the Stuart family.

310. My dearest life—To-morrow wee goe off from the post rode, I shall not have occasion to write you befor we reach London. Wee are not as yet half way, so it will be fully a fortnight befor wee come to London. Wee are very happy in a discreet officer who treats us very civillie. Their is ane other party to receive us on Monday, whom I wish to be as discreet. I am hopefull wec shall be civillie used att London. Give my humble service to all that asks for me; so I rest,

Borrowbridge, May 13, 1708.

My dearest Life, onelie yours,

JA. STIRLING.

I desire you may write to my mother that I am weel.

To the Lady Keir.

311. My dearest life—Wee are att lenth come to this place within ten short miles of London, where we wait for further orders. John Doubigny came out here yesternight, who gives us some hopes that we will be putt in the messenger's hands. We have all kept our healths, onelie our journey has been very tedious. My dear, I desire you may gett that money from John Miller, and write to Walter McTagert to sell the meal, for you most scrape what money you can together. I have sent to London to see if their be a letter from you to me. I intreat you write often. How soon I come to London, I'll be sure to lett you know what becomes of us; in the mean time I rest,

Barnett, June 1, 1708.

My dearest, onlie yours,

JA. STIRLING.

To the Lady Keir, to the care of Mr. Walter Stirling writter att Edinburgh, Scotland.

312. My dearest life—Their came a messenger for every one of us yesterday to Barnett, who received us from the party and brought us to town. We had the choice of our own lodgings. Garden and I stay att my Lord Blantyre's house with our two messengers, who are very civill to us. We are in the expectation of getting out very soon on bail, so I will not desire you to come up untill I see what becomes of us, which will be very soon, being to be examined in a few dayes. If you have a mind to see this place, I desire you may come up as soon as possible. My dear, I intreat for what money you want, you call for it from George Robisone with all freedome, as also from John Miller what money he still rests. See that the park dick be built this summer. Sir James Grey has been just now with me, who offers me his service. I expected a letter from you to me here. I have not heard from you since I came away, which makes me very

anxious about you and the children, so I pray you write to me often. You most direct your letters for me, to be found at My Lord Blantynes Lodgings in Great Mallborough Street. Garden and Doubigney gives you their humble service; and I rest, my dearest life,

Onelie yours while I am

London, June 3, 1708.

JA. STIRLING.

To the Lady Keir, att Keir, near Stirlin.

313. My dearest life — Things has quite changed since I wrote to you last, for yesternight their came ane order for sending Garden and me to Newgate, where we are just now. My Lord Drumond, Sir George Maxwell, and Robert Murray, are in the Tower; the rest are still with the Messengers, and expect to gett out very soon on bail. God knows what this means, but we are still in hopes of getting soon out, so I intreat you be not alarmed att it; if I find I can not gett soon out, you most certainlie come up. I am advised not to petition for eight dayes, then I will have a guess of our fate. The second squade came to town this day, and are under messengers. My dearest, I have not as yet heard from you, whiche makes me very uneasy; I intreat you to write often. So the blessing of God be with you and the children. I rest,

My dearest life, onelie yours,

JA. STIRLING.

Direct your letters as I wrote to you formerlie.

Newgate, June 8, 1708.

To the Lady Keir, att Keir, near Stirlin, to the care of the postmaster of Stirling.

314. My dearest life — Their was never anything so agreable to me in my life time as yours of the 14, which I gott yesterday, by which I gott the most comfortable news of your being much better. I was extreamlie uncasie, but now, God be thanked, I am very weel. My dear, I expect to be bailed on Twesday, so I hope to see you in a short time. Anything you want here lett me know it by your first, that I may buy it. Wee are all very weel and hearty, and I assure you this is a palace in comparaisou of the Tollbooth of Edinburgh. Against next post I shall be more certain against what time I will be bailed, which you shall be sure to know. My dearest, I entreat you write often to me. So praying the blissing of God to be with you and the children, I rest,

My dearest life, allwayes yours,

Newgate, June 24, 1708.

JA. STIRLING.

315. My dearest life — I hope now to see you in a litle time. We are to be sent down this week with Messengers, so in three weeks I expect to be att Edinburgh, and I have assurance from the people here that in a litle time afterwards, we shall be bailed. It is not fitt to write to you the reasons why we cant here. I have write to Mr. Walter Stirling to send a coach for you a fortnight hence. I intreat you'l be att Edinburgh befor I come down; if I don't meet you their I'l be out of all patience. My dear, I have not heard from you these three posts, I pray God you be not worse then people writes to me. If it be possible for you to travell, for God's sake be att Edinburgh befor me. In the mean time I rest,

My dearest life, onelie yours,

Newgate, July 6, 1708.

JA. STIRLING.

To the Lady Keir, att Keir near Stirling, to the care of the postmaster of Stirling.

From Alexander Rose, Bishop of Edinburgh.

316. Sir — After conference with Mr. Nisbett, (having found my self at som freedom,) I have complied with your desire anent him, and this day have ordain'd him a presbiter. I wish that he may be usefull in the Ministrie, and servisable to good purposes to yow and your ladie and familie, all whom I heartily pray God to preserve, prosper and bless. I am with great respect, Sir, your most duetifull and most humbl servant,

*Alex<sup>r</sup> Edinbarger*

Edinburgh, March 17, 1714.

Patrick Edmounstoun to Marion Stuart, 'Lady Keir.'

317. Madam—I had yesterday the honnour of your Ladyship's of the 17th; under whose cover it came I cannot tell. However I'm heartily glad to hear of your La. and family's welfare. There is very little news going, especially since I wrote last to Mainer; but as commonly people take the first alarm hottest, so we are not a little startled at the news of the Turks declaring war against the Emperour, tho it seems to want confirmation, but the consequences they draw from it, the Spaniards will demand better terms than before. The Harlem Courant gives an account of a memoriall published by the Czar complaining of his minister's treatment at this court as a thing unprecedent; but it's not surprising, he says, when the ministry here act for the interest of Hannover, without regard to Great Brittain, and he does not wonder at it.

They are unjust to foreign princes, since they betray their own country. How far the Congress at Brunswick may prevent the Duke of Holsteins asserting his pretensions to the succession of the crown of Sweden, in terms not pacifick, is what still remains mysterious. Our stock jobbing, as it made a great many live in splendour and luxury last year, and as their circumstances were flourishing, so their fall is as great. That trade began in France, wee followed pretty closs their methods, and as that country is in a sad condition, and many of our honest countrymen brought to very great straits, it's to be feared that calamity may reach this place by following their footsteps, tho the parliament gives the greatest application to search out the causes of the disease, and to find a remedy. Mr. Stanhope is before them to-day, and a short time will acquitt or expell him, and the rest of the members suspected of bribery. I'm extream anxious to be at home, and much the more if my being in Scotland could be any ways serviceable to your La. affairs. But since I have come up, and stay'd so long here, I ly under a sort of necessity to wait till the opening of the Book to see what I may recover of the monney I left here. Tho' I have met with ane disappointment, yet I may be pretty easie, since I don't stand amongst the worst of my countrymen, but rather almost singular on the other side, for being safe from loosing. I shall mind your La. commission about the Razours. Baldie Stirling has been several times at Andrew Cockburn's, though I have not seen him. I fancie his curiosity is not great that way. But I understand his business is to raffle a box as a fund to make seats for the school he is to set up. I offer my most kind and humble service to all with you, and I am with the greatest respect, D. Madam,

Your La's most obliged humble servant,

London, 28th Feby. 1721.

PA. EDMONSTOUNE.

To the Lady Keir, att Keir.

Sir Robert Montgomery of Skelmorlie, Baronet, to his Uncle James Montgomery.

Bruntisland Castle, 30 Decr. 1715.

318. Dear Unkle—I must own that I have sufficient assurance if I did not entirely rely upon your goodness to me, as well as your generositie and your character of a good Christian, and forgiveing being one of the best marks, I hope you'll make use of it att this time to me in pardoning the crime I have committed against you in marrieing without your knowledge. When you use to press me to marrie you always told me that you did not value money, providing the woman I took was of a good and vertuous character and of a good familie. The first is what no bodie that ever knew her doubts of, and for the

last when you knowe that she is immediately come off Keir's and Blackbarronies families, you'll be convinced. I must confess I wish to God I had sooner follow'd your advise, for now I find their can be noe true happiness but in a vertuous love, and since I entered into it, I must own all my inclinations I had formerlie to roveing and extravagancies in my living, is now turn'd to the contrarie; for I think a man of honour is to look to the interest and easines of his wife and familie. Tho' she has not mony, yet I doe assure you, were she acquent'd with you, which I hope in God shall be soon, you'll be of my opinion, that she is of more value considering her inward qualities. If youll but frankly pardon the only crime of consequence I'm perswaded her unkle will doe for her handsomley soe that our furdur hapines depends upon your and Mr. Robert Murrays meeting, which hope youll order soon. I believe my Lord Annandale will writ to you about this affair also, and he'll convince you that the Government is intirly pleas'd with the service I have done, and zeal I have shown for it, since I came here, and if youll should punish me as I deserve, it may be of ill consequence, for my enemies may lay hold of it to disapoint me in my just reward I expect from the Gouverment. I pray to Almighty God heell incline you to forgivenes, for the future hapiness of two who loves to excess, and who ever will have a true duty to you, depends upon it, especially since my wife is gone six ore seven weeks with child, soe that your just resentment may disapoint me of what a value nixt to your forgivenes, a child. I need not, I hope, instance that all people of former ages, as well as the present, of religious and good characters, has placed their pried most in the act of pardoning. Nay our petition of the greatest consequence which our Savior has taught us is pardon us O Lord, as we pardon those that have offend'd us. Soe I doe not in the least doubt of your application of it att this time. Im,

Dear Unkle,

Your ever humble and obedient servant and dutifull Nephew,

ROBT MOUNTGOMERY.

Frances Stirling, Dowager Lady Montgomerie of Skelmorlie, to Hugh Montgomerie of Skelmorlie.

319. Dear Sir—I receiv'd last night the malencoly account of my dear Sir Robert's death. God only knos my condition att this time, and what a surprise it was to me. The last letter I had from him dated the twenty-seventh of April last, he gives me an account of his being ill, but that he was recovering, and was to be att the revieu, and after that to go to London—his frinds giving him hops to be provided for; so that for a long

time I beliv'd him ther, for since that time I never heard more from him. Week before last I heard he was dead by a letter writ me, dated the ninth of this month. Upon the receipt of it, I went to Edinburgh, caus'd aske the Secretery of War, who said ther was no such thing, caus'd aske my deare Collonel, he said ther was no such thing, upon which I retourn'd home, satisfy'd that it was so. God only knos my melencoly and deplorable condition, that is far beyond expretion, for I belive I shall sink under my load. My letter is from one Jones; I sopose an officer in the Regement who acquainted me of it by orders given by him before his death. I am, Dear Sir,

Your afflickted Nise and affect. humble Servant,

Agust 30th 1731.

FRAN. MONTGOMERIE.

The same to the same.

320. Dear Sir—I am now left a poor misarable widow, without the least comfort, or one single farthing upon earth, or credit so much as for murrings. My Brother has it as much in his inclinations to do for me as ever Brother had, but alas altogether unable to do it. So unless God dispose you to competionet my misarable children and me, we must pereish for want. I'm a poor sikly creture, unable to bear my havy havy load that is upon me. I can with safty say I have not wanted a Dockter from me thes two years by past, for a poorer destress'd creature was never then I. O! Dear Sir, for Jesuse sake pitie my deplorable condition, for you are all, under God, that I have to depend upon for reliefe. In doing of it, you will ever have the prayers of the Fatherless and a Widow, who is with the greatest affection and regard, Dear Sir,

Your ever affect. Nise and dutifull humble Servant,

Sep: 10, 1731.

FRAN. MONTGOMERIE.

James Stirling of Keir, to John Stirling, younger of Keir.

321. John — I was last week with Dougalstown, who told me Gorthie had a letter latelie from the Duke of Montrose wherein he was very desirous you would stand for Parliament man for the shire of Stirling. Tho it is what I have not freedome to do, if it were my own case, yett I now think it is hard to lay a restraint on others that may have that freedome, and considering that I am to breed some of my younger chilldren in a way which may probably oblidge them to take the oaths, I will not be disoblighed at your taking them, if you have no scruple at them yourself. I think this a very good opportunity for you. You'l have all the Duke's interest, and I doubt not a good deal

more. If you incline to stand, there must be no time lost. You must speak imediatelie to Gorthie and Mr. Grahame of Airth, and concert your measures, for the gentlemen of the shire must be imediatelie aplied to. I think it proper you write to the Duke about it. . . . I am,

Your humble Servant,

Cadder, July 24, 1733.

JA. STIRLING.

To John Stirling, younger of Keir, Esq.

James Stirling the Venetian, to John Stirling of Keir, 12th December 1735.

322. Dear Sir—I am very glad of this opportunity of paying you my compliments, as I dare say you will be of an opportunity of serving one who well deserves it—I mean your brother Baldy. As I did not know whether you was in town or country, I wrote to Lill to acquaint you that he, in pursuance of the scheme lately communicated to you, goes out purser of a ship to Bengal. He got this post just as I arrived here, and it affords him opportunities of getting a considerable quantity of goods on board. As he sails to-morrow or next day, he had not time to trouble you for the credit you was so kind to offer him, and if he had gone a midshipman as he at first proposed, he did not intend to have troubled you, because in that station he would have run a great risque in getting any considerable effects on board. But since he got the purser's place, and could not wait for an answer from you, I have joined with him in a bond of 350£, which he receives here of Mr. John Fullarton, and is to pay the same to his correspondent at Bengal 30 days after the arrival of the ship; by which you may observe, that Fullarton insures the money, because it is not to be paid unless the ship arrive. In the next place, you see that Baldy does not properly borrow the money, but only is intrusted to carry it out, to deliver it at Bengal, and has the advantage of taking it in goods, and making the most of them there.

Another thing I must acquaint you with is, that your brother Roby has above 100£ of Baldy's still in his hands, and it would be very hard for Baldy, who has so little to begin the world with, to leave that sum behind him. So I have ventured to get him 60£ of that money in the easiest manner could be contrived: which is, that he draws a bill on Mr. Ouchterlony for the 60£ payable in 4 moneths, which Mr. Ouchterlony accepts on my endorsing it, and to free me, your brother draws a bill on you for the sum payable to me in 6 moneths, which is a long time, and as I am informed, you have above that sum of Roby's money in your hands. But there is no probability that ever a farthing of it will be demanded, for it is near four moneths since Roby made the

last remittance to Baldy, and he wrote then that he would continue remitting daily till the whole should come; but the weather has been so bad that few ships have lately come from Jamaica, it would be nothing to us if the goods should be cast away because they are always insured, and when they arrive they are to come to Mr. Ouchterlony, who is to dispose of them by my consent to the best advantage.

I hope you will accept the bill, and at the same time give me a bond of relief for the 350£. I would not have been so ready to trouble you, but I assure you I stand engaged at present for no less than 846£ on the account of Baldy, the parson, the Laird and Gregory. Keir and my lady think me very unkind to the Laird, altho' I have given him credit for 216£, and if you deny this favour to a brother so much more deserving, what will the world say of you, who are so much more able, and more and more may you be so every day. I shall now give you a piece of news and business mixt together.

Dr. Fullerton no sooner got a sight of this new wife but he was pierced to the heart, and if any thing seemed to go cross, altho' but a trifle, he was as much sunk as for the death of the former. In such a condition he could not be without a confidant, and whom does he light on but our Laird, a proper person to hear all the wise discourse that would be on that occasion. The Laird went every morning and dressed him before he went to visit his mistress, and met him duly to hear his success; and whereas all the ladies, especially the acquaintance of the former wife, railed freely at the Doctor for being in such a hast, the Laird went through scolding them all like a Billingsgate wife in favour of the Doctor, who in reward of these faithful services at last offered to get him a Company of Foot in the India Company's service by the assistance of his new allies; but the Laird not liking to fight with black men on his own account, so well as flyting with white women on his friend's account, modestly declined accepting the offer, as being engaged to go to Jamaica in a sure way to make a fortune. So the interest offered to Charles is secured for your brother Harry, and what other we can join to it. Nobody can tell what may come of the affair, but I think Harry should not be disposed of till you hear further; if it does succeed, he will be in a fair way of making a fortune soon: and two brothers in the same place would be a mutual advantage to one another, because in case of an accident, the one would be on the spot to take care that the effects of the other were not embezzled, as it commonly happens in those distant countries: this would be an infallible way to raise both their credits. I always am, with great sincerity and respect, Sir,

Your most obedient humble Servant,

*James Stirling*

London, 12 December 1735.

To John Stirling of Keir, Esq., at Keir, to the care of the Postmaster of Stirling.

Archibald Stirling to his brother John Stirling of Keir, October 25th 1742.

323. Dear Sir — Your agreeable favour of December the 31st, 1741, is now before me, which I do assure you was very welcome; as it's the only one I have received from you these two years. I'm much obliged to you for the kind concern you express after my health, which I thank God is now pretty well restored, tho' I can't say quite so well as I could wish, nor indeed do I ever expect it will, however temperance and spirits (of which last I have tolerable share,) will I hope keep me alive, at least till such time as I have the pleasure of seeing my friends in Europe. I am heartily sorry for the deaths of uncle John and poor Charly. I believe the latter would have proved a very judicious man and extremely proper for the business he was in. I dare say it will be a great loss to Hugh, as I suppose they were designed to carry on a joint trade, but I hope that loss will in some measure be made up by Lewis, who, if I remember right, promised to be much such another. I have not had a letter from Roby for some time. I'm glad to hear he and Jamy are doing well. This war must be a fine harvest for Rob, and I dare say he will make hay while the sun shines. I had a letter last year from Harry, who seems to be very well pleased with the situation he is in. I suppose before this comes to hand you'll have heard of his being dignified with the title of Resident at Sillibar, a place which I believe you'll not find out in the most modern map, for I dare say never Christian was there before. I have not had a letter from him since his advancement, but I'm told he can pick up a good deal of money. As I'm upon money matters, I shall beg leave to trouble you with a small sketch of my own present situation and future views. I still continue in the Surat trade, and shall sail in a few days for that port. I have hitherto met with good success, both for myself and owners, which is the reason the employ has been so constant, and I hope will continue so till I have done my business. At present I reckon myself worth £1500 sterling, and the voyage I am now going upon will, I expect, improve my fortune a thousand or twelve hundred pounds. As soon as I have mustered up eight thousand, I propose coming home, but as I'm afraid I shall never be able to reconcile myself quite to a country life, and the income of that sum too small to live in London, I shall be obliged to look out for some employment, and what that may be I have not as yet fixed on, unless an agency to a regiment, which if it doth not yield a great profit, requires no very close attendance, a thing which I should very much choose. However, it is possible when I have arrived at the above sum, if I have any tolerable prospect, I may be induced to stay till I make it the even ten: this is all I can say of myself at present. I should, in

my turn, be very solicitous of being particularly informed of your affairs, was I not well assured, that from your good management and oeconomy, they are in as good a posture as your best friends could wish; and I dare say you have been before now so easy in your circumstances as to have with safety ventured on a wife with a Scots fortune only, but I doubt you want something extraordinary, which is the reason you still continue a batchelour. Consider you are pretty near the meridian of life.

I'm much obliged to my friends for the trouble they have been at about the Manila affair. I was all along doubtful of the event, had the peace continued, but knew it to be impracticable in our present situation. I hope the trade I am now in will do my business sooner or later.

I should have been glad to have seen my two young cousins. I think their father have sent them abroad full soon, for boys of their age seldom learn any thing that is good, unless they fall into the hands of some discreet person, whom it's pretty difficult to find in a sea life. I observe by the Gazettes, as well as your letter, that Sir James and Craighends are returned to Parliament for their old shires, and that the latter had the general thanks of his constituents for his behaviour in the last. Since the Antecourtiers have at last prevailed, I doubt not but they will remember him for his firm adherence to the cause of liberty, for I believe he both wants and deserves it. I am heartily sorry for the death of poor Tom Watts: it must be a great misfortune to his family, especially at the juncture it happened, since they probably would have reaped advantages from the friendship he had cultivated with the people now in power.

I would [have] thankfully accepted your offer in relation to that small sum in Mr. Ouchterlony's hands, but have appropriated it to another use. Pray give my kind service to all friends and acquaintances, which concludes me with assuring you, I most sincerely am, Dear Sir, your most affectionate and obedient humble Servant,

Calcutta, Oct. 25, 1742.

ARCHD. STIRLING.

To Jn<sup>o</sup>. Stirling of Keir, Esq<sup>e</sup>.

James Stirling of Keir, to his son Robert Stirling.

324. Dear Roby— Captain Smith is just now with me. You'l be desirous upon this extraordinary event to know what is become of us. Indeed from the beginning I was certain it would end as it has done. I diswaded your two brothers from being concerned in it, but to no purpose; they are now in a place of safetie. As for myself, I did not medle in it. I was putt up here as a disaffected person, but not by an order from any in

the government. I expect very soon to be liberate. I have not time to write any more particulars. I fancy your brother has done it. So, my dear child, adieu.

Dumbarton Castle, 7 Sept. 1746.

JA. STIRLING.

To Mr. Robert Stirling, merchant in Kingstown, Jamaica.

John Stirling of Keir, to his brother Archibald Stirling.

Cadder, Tuesday, November 1st, 1748.

325. Dear Brother—Nothing in this world could give me more satisfaction than yours of the 4th of February last from Calcutta, which I receiv'd five weeks ago, and of the 1st of last month from Lisbon, which I received yesternight, and I hope in God against this reaches London, you shall have safely arrived there, where I had a great desire to have met you and returned to this country with you, but our Father's state of health is so very uncertain, that it makes it impossible for me to leave the place. In the month of January 174<sup>9</sup>, when prisoner in the Castle of Dumbriton, he was taken ill of a Hydropsy, on account of which he was on the 29th day of that month liberate, and came home, when he underwent a course of medicine, and got pretty well again, in which state he has continued till the beginning of last month, when he was taken ill again, and is at present under the same course of medicine as formerly; but considering his age, which is this very day 69 out, being born on the 1st of November 1679, and the approaching winter, the Physicians dread the consequences much. However tho' he is very weak, he has as yet, which is a great mercy, no pain. My mother, I thank God, and all other friends are well. I had the misfortune May last, by my horses falling with me, to dislocate my shoulder, but was soon perfectly recovered. Your old acquaintance, John Bell of Antermony, now lives with his wife in or near London. When I write him he desires me to direct for him at the Pennsylvania Coffeehouse, so there, to be sure, notice may be had of the place of his abode. As he was with us last summer, he can give you a particular account of us all; tho' no great variation has hapned in any thing since the last letters you received of mine. I wrote you on the 15th day of May 1747, in answer to one of the 30th of November 1746, I received from you by the Advice Boat sent from Bengal with the accounts of the French taking Madrass . . . I shall at present trouble you no further, but hoping to hear quickly of your safe arrival at London, subscribe myself with the utmost sincerity and regard, Dear Brother,

Your most affectionate and obedient humble Servant,

To Mr. Archibald Stirling.

JOHN STIRLING.

The same to the same.

Cadder, Friday, February 10, 1748.

326. Dear Brother — I this moment received the favour of yours of the 2nd instant at this place, where I have been for some days past waiting on my father, who I think now cannot hold out long. He has ordered his interment to be at Dunblane. So I design to transport the corpse from this place to the Keir, and have the interment just as if he had died there. I return you many thanks for the kindness you have shewn, and the care you have taken of poor Hughie. I hope he shall do very well. . . . Do not, I entreat you, make yourself in the least uneasy about your not coming down at this time. Every body knows your reasons were sufficient, and I think you have given substantiall proofs of your being neither neglectful or indifferent about your friends. I shall trouble you no further at present, but subscribe myself,

Dear Brother, yours, &c.

JOHN STIRLING.

To Mr. Archbald Stirling, at the Jerusalem Coffeehouse in Exchange Alley, London.

The same to the same.

Cadder, Monday, February 27th, 1748.

327. Dear Brother — I am heartily sorry to acquaint you, that on Saturday last, at ten o'clock at night, our father almost without any struggle, departed this life in his chair, in my mother's and his own room, being the same that was my grandmother's when we came to Cadder. The first time we apprehended him to be so near his end was Thursday last in the afternoon, when he was taken ill with a shortness of breath, which continued for two hours or so; however he got the better of that fit, and continued so easy in his breathing, that we believed he might live several days, till he was seized again with it about half an hour before his death. He kept his senses and spoke to the last moment. He stood on his feet when he found himself taken ill, and continued so till the last, when he said, all was over, and sat down in his chair and expired. As I wrote you formerly, he had ordered his corpse to be interred in the Church of Dunblane, the burial place of his family, so I design to perform that duty Saturday next, by transporting the corpse in a hearse, attended by two mourning coaches with eight gentlemen, on Friday first to the Keir, and next day have then a decent dinner for twenty gentlemen more at noon, and at four o'clock afternoon, being Saturday the fourth of March next,

carry the corpse in the hearse, the coaches and company attending, to the Church, which is a mile from Keir, and lay them in the grave, when the company will immediately separate. You shall hear from me again on the Monday after the interment, that is, this day se'night. My mother, who has had a good deal of fatigue this while past, is, poor woman, as well as can be expected. I must beg the favour of you to apprise Hugh, Robbie, and Jamy of their father's death as soon as possible. All the ships for Jamaica from this are gone, nor are there any to sail for a great while, and please tell them it is by my particular desire you write them. I ever am, Dear Brother,

Your most affectionate and obedient humble Servant,



George Goring, Calcutta, to Archibald Stirling, Esq.

328. Dear Sir — . . . . .

I now come to the melancholly part. Your poor brother Hugh departed this life the 7th of April, to my great grief, for I do assure he would have turned out an able man, and entered into the trade of India with a judgement greater than could have been imagined. In him I lost a faithful assistant, and I do assure you nothing should have been wanting on my part to have advanced his interests. I performed the last office of a friend, and attended him to his last abode, with a decency suitable to the occasion. The little fortune he had, he, by will, left under the direction of Mr. Orme, to whom I gave his books, with all he had on board the Danbury, of which I suppose he will send you the account. I am the more concerned at this misfortune, as it has quite taken out of my power all means of shewing you the sense I have of your past favours, by the endeavours I should have made use of to promote his interest and welfare.

. . . . .  
Your most obliged humble Servant,

Calcutta, Dec. 13, 1749.

GEO. GORING.

To Archibald Stirling, Esq.

William Watts, Calcutta, to Archibald Stirling, Esq.

329. Sir — . . . . . I am extremely sorry I have it not in my power to return the obligations I lie under to you, your poor brother Hugh dying at

Fort St. Davids. What makes his loss the greater, is, he was deserving of every friendly office, for his understanding was good, his temper sweet and amiable, had a very good notion of business, and would certainly have succeeded well in life. However, as dwelling on this subject must be very disagreeable, I shall conclude with my best wishes for your happiness, and with my sincere assurance, that I shall gladly embrace every opportunity to return your favours, and in commanding me you will give me pleasure. I am, dear Sir,

Your most obed. humble Serv<sup>t</sup>.

Calcutta, Feby. the 10th 17 $\frac{4}{2}$  $\frac{9}{0}$ .

W<sup>m</sup> WATTS.

To Mr. Archibald Stirling.

Colonel William Erskine of Torrie, to Archibald Stirling, Esq.

330. Sir — I was favoured with yours of the 7th yesterday. I must freely own to you that I received your proposals with pleasure. Your fortune is unexceptionable, but I assure you, Sir, what weighs more with me is your character, and the family you are come off; and had you a much less fortune than you have, you should have my consent. I had a letter from my daughter, wherein she tells me the proposal is agreeable to her, so I see no reason why you may not go together when you please. I'm glad you propose it to be private, for that is what I should have insisted on. I have wrote my opinion fully both to Mr. Erskine and Mr. Dundas. I have left every thing to their manadgement, so whatever you and they agree to, I shall be satisfied. I wrote last post to Mr. Erskine. He will acquaint you with my sentiments, and I hope they will be agreeable to you. I must say something of my poor child. I assure you, Sir, her temper is agreeable, and as she is very young, you will have her of your own breeding. She has been an agreeable comfort to me, and I hope she will prove so to you. I pray God you may both live to be a blessing and comfort to one another, and I don't care how soon you make me a grandfather. I really think you will both spoyle luckily if you don't soon. May all happyness attend you, and believe me always, with great sincerety, my dear Sir,

Your most faithful humble Servant,

London, Feb<sup>r</sup>. 14th 1751.

WILL. ERSKINE.

Walter, eighth Lord Blantyre, to Archibald Stirling, Esq.

Paris, the 20th April [1751.]

331. My Dear Sir — I received very lately the agreeable news of your marriage with Miss Erskine. I felicitate you most sincerely on the happy occasion, and on the choice you have made. I had the pleasure to see the young lady at Duns Waters just before I

came abroad. She seemed very pretty and quite amiable. I am persuaded you cannot fail being happy with so fair and so gentle a partner; and I flatter myself that you will add one to the number of those fortunate husbands who gather the roses of matrimony without their prickles. There is one thing I am sure of, if my wishes can add any thing to your happiness, they are all yours. I received some time ago your kind letter in relation to my brother's going out with Mr. Lyon, and am much obliged to you for interesting yourself so kindly in my affairs and those of my family. The letters you were so good as to send to John Stuart, I am afraid, are thrown away upon him. He has, I am told, altered his scheme. The only thing I regret, is, the trouble I have given you. Adieu my dear Sir. If I can be of any use to you here, pray employ me. I beg leave to offer my compliments to Mrs. Stirling, to Lady Keir, and to all the family. I am, dear Sir,

Your most obedient humble Servant,

P.S.—I shall write to my friend Mrs. Lilius very soon.

BLANTYRE.<sup>1</sup>

John, twelfth Lord Gray, to Archibald Stirling of Keir.

Gray, July 9, 1757.

332. Dear Sir— I never was so much struck in my life as at the receiving the letter you wrote me acquainting me of my good friend your brother's misfortune. Both relation and regard for his many good qualifications renders it the heaviest stroke that I could have met with, even had it not been so sudden. I am as sorry (tho' much less surprised) at the melancholy accounts of Lady Stuart's health, as I had heard of the danger she was in from Keir when he was here. I must beg of you to take the trouble to let me know from time to time how they both do. God Almighty comfort my Aunt, who, without these last strokes, had before met with many causes of grief in the loss of her children. I have often designed to have done myself the pleasure of seeing you at Cadder. Many things have come in the way to prevent it hitherto, but I shall certainly make it out soon, being, I do assure you, with very great regard,

Your most obedient humble Servant,

GRAY.

Be so good as make my compliments to Miss Lilius, your sister, and all other of your friends.

To Archibald Stirling of Cadder, Esq., at Cadder, by Edinburgh.

<sup>1</sup> The next Letter to the above in the Keir Collection, is one from Mr. John Erskine to Archibald Stirling, dated Edinburgh, 23rd May 1751, in which he says— 'Just now I mett Major Mackay with a Letter ' in his hand, informing him of Lord Blantyre's death at Paris the 10th instant of malignant fever: God ' pity my Lady Blantyre. It is a considerable loss to all his friends.'

William, second Duke of Montrose, to Archibald Stirling of Keir.

Buchanan, 14th July 1757.

333. Sir — This moment I have received yours with the melancholy account of Keir's death, and most sincerely sympathize with you, and all the family, on this mournful occasion. My regard for your brother was sincere, and my concern is unfeigned, who am, with truth,

Your sincere friend and faithful humble Servant,

[MONTROSE.]

George, sixth Lord Elibank, to Archibald Stirling of Keir.

334. Sir — I have all the regret for the loss of your brother that's due to an acquaintance of above forty years, a relation that did me honour, and to a friend whose sincerity I have proved, and whose good sense has been of use to me on many difficult occasions. Losses of this kind are irreparable; at my time of life the age of acquiring friendships is past, and we can little spare the few we had, and yet the older we grow, we stand the more in need of them. You will not doubt of my sincere condolence; and on your brother's account, your family's and your own, I am, Sir, with truth and real esteem,

Your most obedient and most humble Servant,

Balencrief, July 15, 1757.

*Elibank*

Francis, fifth Lord Napier to the Same.

Edinbellie, July 19th, 1757.

335. Dear Sir — Yesterday I had the favour of your letter from Falkirk. I cannot express to you the concern that your brother's death gives me. An acquaintance begun at school more than forty years ago, upon which was founded an intimacy and friendship never once interrupted, produced a love and esteem for him in my breast, that makes this melancholy stroke to his family and friends fall very heavy indeed. I knew his merit, for I knew him well. I believe few people knew him better. My regard for him, not indeed equal to his merit, was as great as I was capable of. I flattered myself that he had a friendship for me; he gave me marks of it, and I believe it was so. I wish it was in my power to shew you and his family the respect and love that I must ever have for his memory. If it could have testified my regard in the least, I would

have walked a-foot twenty times the way to have assisted this day at the last office, but I think you judged right in performing that duty in a private manner.

I beg you to make my compliments to your Lady and all the family on this melancholy occasion, and to believe, that tho' I have not the pleasure of being so well acquainted with you, as I was with your brother, your acquaintance and your friendship is what I wish and desire. I am, with real esteem and regard,

Dear Sir, your most obedient humble servant and cousin,



John, twelfth Lord Gray to the Same.

Kinfawns, July 26th, 1757.

336. Dear Sir—I most sincerely condole with you, and with all your family, on the death of your worthy Brother, and my inestimable Friend. Could merit, honesty, and virtue have prevented the fatal blow, he surely had been spared many years for a comfort to his friends, and a blessing to his neighbours. But since it hath pleased God to order that it should be otherwise, what have we to do but to acquiesce without repining, tho' it is impossible not to grieve at so severe and so sensible a stroke. I must beg the favour of you to let me know how your mother and sister Lady Stuart are. Your Aunt was vastly affected with the melancholy news, and the more so, as she had but so lately seen him so gay and so chearful. She too, I am afraid, is in an indifferent state of health, but as yet no very dangerous symptoms appear, and you may be sure no care nor attention will be omitted that can contribute to her recovery. It is proposed she should stay with her daughter Lady Ballegarno. I offer my compliments to Mrs. Stirling, and all other friends in your neighbourhood, and I am with all truth and regard, Dear Sir,

Your affectionate humble Servant,



337. Lord Gray also commemorated his Friend's Death in the following Verses—

[Written at Gray, in July 1757, by John Lord Gray, on the Death of his Cousin, John Stirling of Keir, who Died of the Palsy at Edinburgh, 7th July 1757.]

Little, alas! I deem'd, when balmy May,  
 Mother of flowers, and fragrant blossoms fair,  
 Shower'd odours from each bush, and bank, and brake,  
 While tasting every gay variety  
 Which roseate summer yields on every hill,  
 On lawn and thicket intricate, and grove,  
 Stirling and I full indolently stray'd;  
 I little deem'd that e'er the budding rose  
 Had shed its silken leaves, the weeping muse  
 Should strike the lyre to sooth his fleeting shade.

If e'er a mother mourned an only child,  
 If e'er a lover mourn'd a mistress lost,  
 If e'er compassion touch'd a tender breast,  
 Bidding soft tears distil for others' woes;  
 With sympathetic feeling I will mourn  
 Stirling's lamented fate and timeless fall.  
 Come weeping Queen of Elegiac Verse,  
 If thought can comprehend, or words express,  
 [Or tears declare our grief, then let thy tears<sup>1</sup>]  
 In sign of sorrow flow, while we inscribe  
 This artless mark of friendship on his tomb.

Stirling was gentle, bountiful, and good,  
 Grave without dulness, with composure gay,  
 His thoughts still just, as justly he expressed,  
 In native eloquence, as full as clear  
 As flows the current from a copious spring,  
 Age, charmed, attentive, listened while he spoke  
 On high important subjects, or explained

<sup>1</sup> This line is inserted to fill a gap in the MS.

Matters momentous, with a judge's skill  
 Deep versant in the laws. The choir of youth  
 Enraptured crowded round him, when from these  
 He quick descending, with complacent mind,  
 Inspired each frolic, and improved each joy.

Yet all avail'd not, neither richest stores  
 On him show'r'd largely, by the liberal hand  
 Of our all-giving Maker, and which he  
 As liberally effused, when pining want,  
 Or fell necessity, show'd subjects fit  
 For his unceasing bounty. All these gifts  
 Of God and nature could not stay the doom  
 Of unremitting destiny, nor move  
 The grizzly king of terrors to be kind.  
 He fell lamented by the young and gay,  
 The old and sober, in each place where Fame,  
 With all her wings, and all her tongues, had spread  
 His praise, his merit, and his much lov'd name.

A copy of these verses was taken, on the 30th January 1848, from a collection of MS. letters and poems, chiefly written by John Dunlop, and addressed to George Chalmers, which was then for sale at the shop (in Piccadilly) of Mr. Thomas Thorpe, the well known bookseller in London. John Dunlop, who dates from Port-Glasgow, early in the present century, appears to have been assisting George Chalmers in collecting materials for a collection of Scottish fugitive poetry. The above verses were obtained, as the letters indicate, by Lady Stuart of Castlemilk, from Charles Stirling, nephew of the subject of Lord Gray's Elegy. John Dunlop 'was a younger brother  
 ' of Mr. Dunlop of Garnkirk, Lord Provost of Glasgow, and afterwards collector of  
 ' customs at Port-Glasgow, where he died. He was a man of sound sense, consider-  
 ' able wit and humour, sang beautifully, and was the author of a privately printed  
 ' volume of poems.' [Glasgow and its Clubs, by John Strang, LL.D. 2nd Edition, 4to. Glasgow, 1857. P. 45, note.]

EXAMPLES OF SPELLINGS OF THE SURNAME OF STIRLING  
 WITH THEIR DATES,  
 AND WITH REFERENCES TO THE PAPERS IN WHICH EACH OCCURS.

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5. Striwelyne .....1338.....	198	37. Strevelyne .....1492.....	11
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13. Streveline .....1420.....	20	45. Stryueling .....1531.....	343
14. Strevylling .....1421.....	9	46. Stirveling .....1542.....	376
15. Strewylyng .....1422.....	208	47. Strivilling .....1542.....	35
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19. Striwilylyne .....1446.....	217	51. Sterveling .....1565	*
20. Strivelylyng .....1447.....	218	52. Striveling .....1570.....	419
21. Stryvelylyng .....1447.....	219	53. Striveling .....1588.....	42
22. Streueline .....1448.....	220	54. Striviling .....1606.....	436
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\* Warrant by Mathew Earl of Lennox [Eglinton Charter Chest.]

## 339. C A T A L O G U E

OF THE

## PORTRAITS OF THE STIRLINGS OF KEIR

AND SOME OF THEIR CONNECTIONS, PRESERVED AT KEIR AND CAWDER.

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The Pictures, when not otherwise described, are on Canvass.

The following Abbreviations have been employed—F. L. Full Length. T. Q. Three Quarters. H. L. Half Length. B. Bust. Hd. Head. m. married. b. born. d. died. c. copied. p. painted. iv. ivory. pa. panel. pap. paper. cra. crayons. wa. co. water colours.

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## AT KEIR.

## ARTISTS.

1. Elizabeth Stirling, daughter of Sir James Stirling of Keir ;  
m. 1572, John Napier of Merchiston ; d. 1579. C. from  
the original (now lost or missing), formerly in the collec-  
tion of Lord Napier, at Thirlestane, Selkirk. B.  
2 feet 6 inches high, 2 feet 1 inch wide. GREGOR URQUHART.
2. John Napier of Merchiston, inventor of logarithms ; b. 1550 ;  
d. 1617. C. from the original in the College of Edin-  
burgh. B.  
2 feet 6 inches high, 2 feet 1 inch wide. GREGOR URQUHART.
3. Sir George Stirling of Keir ; b. 1615 ; d. 1667. B.  
2 feet 3 inches high, 2 feet wide. GEORGE JAMESON.
4. Honourable Margaret Napier, eldest daughter of Archibald  
first Lord Napier, second wife of Sir George Stirling of  
Keir ; b. 1615 ; m. 1630 ; d. 1633. B.  
2 feet 3 inches high, 2 feet wide. GEORGE JAMESON.
5. Major John Stirling, eldest son of Sir John Stirling of Garden ;  
b. 1614 ; d. before 1639. B.  
2 feet 3½ inches high, 2 feet wide. Unknown.
6. Sir John Stirling of Keir ; b. 1638 ; d. 1684. B.  
2 feet 4 inches high, 1 foot 11 inches wide. Unknown.

7. Lady Margaret Livingston, daughter of Alexander second Earl of Linlithgow; m. — 1st, Sir Thomas Nicholson of Carnock, 2nd (1654), Sir George Stirling of Keir, 3rd (1668), Sir John Stirling of Keir; d. 1669. B.  
2 feet  $2\frac{1}{2}$  inches high, 1 foot  $11\frac{1}{2}$  inches wide. Unknown.
8. Lilius Colquhoun, eldest daughter of Sir John Colquhoun of Luss, Bart.; m. 1675, Sir John Stirling of Keir; d. 1726. B.  
2 feet  $2\frac{1}{4}$  inches high, 2 feet wide. Unknown.
9. Lilius Colquhoun, with her grand-daughter Lilius Stirling (b. 1707), daughter of her eldest son James. T. Q.  
4 feet  $2\frac{1}{4}$  inches high, 3 feet 5 inches wide. Unknown.
10. Elizabeth Stirling, fourth daughter of Sir Archibald Stirling of Keir; b. 1647; m. James Seton of Touch. C. (1849) from the original at Garden, formerly at Keir. B.  
2 feet  $2\frac{1}{2}$  inches high, 1 foot  $11\frac{1}{2}$  inches wide. SAMUEL WEST.
11. Archibald Stirling of Garden, third son of Archibald Stirling of Keir; b. 1651; d. 1712. C. 1849 from the original at Garden, formerly at Keir. B.  
2 feet  $2\frac{1}{2}$  inches high, 1 foot  $11\frac{1}{2}$  inches wide. SAMUEL WEST.
12. James Stirling of Keir; b. 1679; d. 1749. T. Q.  
4 feet 2 inches high, 3 feet  $3\frac{3}{4}$  inches wide. { Probably  
Sir JOHN MEDINA.
13. Honourable Marion Stuart, eldest daughter of Alexander fifth Lord Blantyre; m. 1704, James Stirling of Keir; d. 1770. T. Q.  
4 feet 2 inches high, 3 feet  $4\frac{1}{2}$  inches wide. { Probably  
Sir JOHN MEDINA.
14. Lilius Stirling, daughter of James Stirling of Keir; b. 1707; d. 1775. T. Q.  
4 feet 2 inches high, 3 feet 5 inches wide. { Probably  
Sir JOHN MEDINA  
or one of his Sons.
15. John Stirling of Keir; b. 1704; d. 1757; ætat. 35. P. at Edinburgh, 21st Feb. 1839. T. Q.  
4 feet  $1\frac{1}{2}$  inches high, 3 feet 3 inches wide. BELLUCCI.
16. John Stirling of Keir; b. 1704; d. 1757; ætat. 47. P. in 1752. T. Q.  
4 feet 2 inches high, 3 feet  $3\frac{1}{2}$  inches wide. Unknown.
17. Archibald Stirling of Keir; b. 1710; d. 1783. P. 1749. T. Q.  
4 feet 2 inches high, 3 feet  $3\frac{3}{4}$  inches wide. THOMAS HUDSON.

## ARTISTS.

18. Margaret Erskine, daughter of Colonel William Erskine of Torrie; b. 1733; m. Archibald Stirling of Keir, 1750; d. 1761; ætat. 25. P. 1758. T. Q.  
4 feet 2 inches high, 3 feet 4 inches wide. THOMAS HUDSON.
19. Anne Hay, eldest daughter of Alexander Hay of Drumelzier, widow of Sir Patrick Hepburn Murray, Bart. of Balmanno; m. 1762, Archibald Stirling of Keir; d. 1807. T. Q.  
4 feet 1½ inches high, 3 feet ¾ inches wide. Unknown.
20. Margaret Stirling, daughter of James Stirling of Keir; b. 1720; m. Sir Hugh Hamilton of Rosehall; d. 1802. H. L.  
2 feet 6 inches high, 2 feet 1 inch wide. SIR HENRY RÆBURN.
21. James Stirling of Keir; b. 1766; d. 1831. P. 1826. F. L.  
7 feet 1 inch high, 4 feet 8½ inches wide. WILLIAM ROSS.
22. Charles Stirling, fourth son of William Stirling of Keir; b. 1771; d. 1830. C. 1844, from the original (P. in 1827,) by William Ross at Cawder. B.  
2 feet 6 inches high, 2 feet ½ inch wide. GREGOR URQUHART.
23. Charles Stirling, fourth son of William Stirling of Keir. P. 1849, partly from the original by William Ross at Cawder, (P. 1828,) and partly from recollection. B.  
2 feet 6 inches high, 2 feet ½ inch wide. JOHN PARTRIDGE.
24. Christian Erskine, widow of Charles Stirling, fourth son of William Stirling of Keir. P. 1849. B.  
2 feet 6 inches high, 2 feet ½ inch wide. JOHN PARTRIDGE.
25. Robert Stirling, fifth son of William Stirling of Keir; b. 1772; d. 1808. B.  
2 feet 6 inches high, 2 feet 1 inch wide. SIR HENRY RÆBURN.
26. Marion Stirling, eldest daughter of William Stirling of Keir; b. 1774; d. 1842. P. 1848, from a miniature by R. Cosway. B.  
2 feet 2 inches high, 1 foot 10 inches wide. SAMUEL WEST.
27. Jane Stirling, third daughter of William Stirling of Keir; b. 1775; d. 1835. P. 1848, from a miniature by R. Cosway. B.  
2 feet 2 inches high, 1 foot 10 inches wide. SAMUEL WEST.
28. Elizabeth Maxwell, second daughter of Sir John Maxwell of Polloe, Bart.; b. 1793; m. 1815, Archibald Stirling

## ARTISTS.

- of Keir; d. 1822. P. 1814 or 1815. B.  
2 feet  $6\frac{1}{4}$  inches high, 2 feet  $1\frac{1}{4}$  inch wide. ——— RIDDOCH.
29. Elizabeth Maxwell. C. 1844 from the above picture, with suggestions by her brother, Sir John Maxwell, Bart. B.  
2 feet 4 inches high, 2 feet  $\frac{1}{2}$  inch wide. GREGOR URQUHART.
30. Elizabeth Maxwell. C. 1848, from the same, with suggestions by her brother, Sir John Maxwell. B.  
2 feet 6 inches high, 2 feet 1 inch wide. SAMUEL WEST.
31. Helen Stirling, only child of Robert Stirling; b. 1808; d. 1822. P. about 1813 or 1814. F. L.  
2 feet  $10\frac{1}{2}$  inches high, 2 feet 3 inches wide. SIR HENRY RAEBURN.
32. Hannah Ann Stirling, eldest daughter of Archibald Stirling of Keir; b. 1816; d. 1843. P. 1839. F. L.  
7 feet 1 inch high, 4 feet  $8\frac{1}{2}$  inches wide. } JOHN GRAHAM  
GILBERT.
33. Hannah Ann Stirling. C. 1844, from the F. L. picture by J. G. Gilbert. B.  
2 feet 4 inches high, 2 feet  $\frac{1}{2}$  inch wide. GREGOR URQUHART.
34. Hannah Ann Stirling. C. 1848, from the F. L. picture, with a veil added and the dress altered. B.  
2 feet 4 inches high, 2 feet  $\frac{1}{2}$  inch wide. JOHN G. GILBERT.
35. William Stirling of Keir; b. 1818. P. 1839. F. L.  
7 feet 1 inch high, 4 feet  $8\frac{1}{2}$  inches wide. JOHN G. GILBERT.
36. Sir John Maxwell, Bart. of Polloc. P. 1848. B.  
2 feet 5 inches high, 2 feet  $\frac{1}{2}$  inch wide. JAMES R. SWINTON.
37. Lady Matilda Harriet Bruce, second daughter of Thomas Earl of Elgin; b. 1802; m. 1839, Sir John Maxwell of Polloc; d. at Polloc, Aug. 31, 1857. P. 1848. B.  
2 feet 5 inches high, 2 feet  $\frac{1}{2}$  inch wide. JAMES R. SWINTON.
38. William Stuart Stirling Crawford of Milton, eldest son of William Stirling, sixth son of William Stirling of Keir; b. 1819. P. 1847. T. Q. Engraved in mezzotinto, as a private plate, by Edward Burton.  
4 feet 7 inches high, 3 feet 11 inches wide. FRANCIS GRANT, R.A.

## MINIATURES, DRAWINGS, &amp;c.

39. James Stirling of Keir; b. 1766; d. 1831. Wa. co. on iv. B.  
3 inches high,  $2\frac{1}{2}$  wide. Unknown.
40. Robert Stirling; b. 1772; d. 1808. Wa. co. on iv. B.  
3 inches high,  $2\frac{1}{2}$  wide. Unknown.
41. Marion Stirling; b. 1774; d. 1842. Wa. co. on iv. B.  
3 inches high,  $2\frac{1}{4}$  wide. RICHARD COSWAY.
42. Marion Stirling. Wa. co. on pa. T. Q.  
9 inches high, 8 inches wide. N. MACDOUGALL.
43. Jane Stirling; b. 1775; d. 1835. Wa. co. on iv. B.  
3 inches high,  $2\frac{1}{4}$  wide. RICHARD COSWAY.
44. Harriet Maxwell, eldest daughter of Sir John Maxwell,  
Bart. of Polloc; b. 1791; d. 1842. P. in 1826. Wa.  
co. on iv. B.  
4 inches high, 3 inches wide. W. DOUGLAS.
45. Elizabeth Maxwell, second daughter of Sir John Maxwell,  
Bart. of Polloc; b. 1793; d. 1822, as a girl. Wa. co.  
on pa. Hd.  
 $4\frac{5}{8}$  inches high, 3 inches wide. Unknown.
46. Elizabeth Maxwell. Cut from a larger picture. Hd.  
 $7\frac{3}{4}$  inches high,  $5\frac{1}{2}$  inches wide. Unknown.
47. Elizabeth Maxwell. Wa. co. on pap. B.  
 $5\frac{1}{2}$  inches high, 4 inches wide. Unknown.
48. Elizabeth Maxwell. Cameo in iv.  
 $2\frac{1}{4}$  inches high,  $1\frac{3}{4}$  inches wide. Unknown.
49. Hannah Ann Stirling; b. 1816; d. 1843. Wa. co. on iv.  
P. in 1824.  
 $6\frac{3}{4}$  inches high,  $4\frac{1}{2}$  inches wide. W. DOUGLAS.
50. Hannah Ann Stirling. Small copy from the F.L. picture  
by J. Graham Gilbert. On pa. B.  
 $7\frac{3}{4}$  inches high,  $5\frac{1}{2}$  inches wide. GREGOR URQUIHART.
51. William Stirling of Keir; b. 1818. Wa. co. on iv. P. in  
1824. F.L.  
 $6\frac{3}{4}$  inches high,  $4\frac{1}{2}$  inches wide. W. DOUGLAS.

52. Elizabeth Stirling, second daughter of Archibald Stirling of Keir; b. 1822; d. 1845. Wa. co. on. iv. P. in 1826. F. L.  
6 $\frac{3}{4}$  inches high, 4 $\frac{1}{2}$  inches wide. W. DOUGLAS.
53. William Stuart Stirling Crawford of Milton; b. 1819. Wa. co. on. iv. P. in 1840.  
8 inches high, 5 inches wide. ROBERT THORBURN.
54. John Stirling; b. 1813; eldest son of William Stirling, second son of John Stirling of Kippendavie. Black era. on pap. Drawn 1838, at Dresden.  
13 inches high, 10 inches wide. ERNESTUS.

## BUSTS.

55. James Stirling of Keir; b. 1766; d. 1831. Executed at Florence in 1811 or 1812. Marble. Life size.  
2 feet 1 inch high. Unknown.
56. Robert Stirling; b. 1772; d. 1808. Alabaster; small.  
1 foot 3 $\frac{1}{2}$  inches high. Unknown.
57. Marion Stirling; b. 1774; d. 1842. Alabaster; small.  
1 foot 5 $\frac{1}{2}$  inches high. Unknown.
58. Jane Stirling; b. 1775; d. 1835. Alabaster; small.  
1 foot 5 $\frac{1}{2}$  inches high. Unknown.

## AT CAWDER.

59. Sir John Stirling of Keir; b. 1638; d. 1684. B.  
2 feet 2 $\frac{1}{2}$  inches high, 1 foot 11 $\frac{1}{2}$  inches wide. Unknown.
60. John Stirling of Keir; b. 1704; d. 1757. Apparently a repetition of the picture painted in 1752. B.  
2 feet 7 inches high, 2 feet 1 inch wide. Unknown.
61. James Stirling of Keir; b. 1766; d. 1831. C. 1825, from the miniature at Keir (No. 39.) B.  
2 feet 6 inches high, 2 feet 1 inch wide. Unknown.
62. Charles Stirling, fourth son of William Stirling of Keir; b. 1771; d. 1830. P. 1827. T. Q.  
4 feet 2 inches high, 3 feet 4 inches wide. WILLIAM ROSS.

## ARTISTS.

63. Christian Erskine, wife of Charles Stirling. P. in 1827.  
4 feet 2 inches high, 3 feet 4 inches wide. WILLIAM ROSS.
64. Christian Stirling, second daughter of Sir William Stirling  
of Ardoch, wife of George Dundas of Dundas, b. 1762;  
m. 1784; d. 1832. B.  
2 feet 6 inches high, 2 feet 1 inch wide. SIR HENRY RAEBURN.

## BUSTS.

65. James Stirling of Keir; b. 1766; d. 1830. Cast in plaster  
of the bust at Keir.  
1 foot 11 inches high. Unknown.
66. Charles Stirling; b. 1771; d. 1830. Executed at Rome  
1824; marble.  
2 feet 2 inches high. { LAURENCE  
MACDONAD.
67. Christian Erskine, wife of Charles Stirling. Executed at  
Rome 1824; marble.  
2 feet  $4\frac{1}{2}$  inches high. WILLIAM EWING.
68. Francis, fifteenth Lord Gray of Gray. Cast in plaster  
from the bust at Kinfauns Castle.  
1 foot  $10\frac{1}{2}$  inches high. { LAURENCE  
MACDONALD.

1



2



3



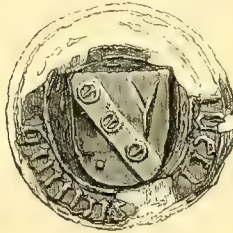
4



5



6



7



8



9



12



10



11



1. William of Strevelin, 1292.

2. John of Strivelyn, Knight, 1292.

3. Jehan de Striviline, Chevalier, 1292.

4. Lukas of Streuiline, first of Keir, 1448.

5. William of Strivelin of Cawder, 1492.

6. Robert Strueling of Bawglass, 1500.

7. George Stirling, younger of Craigharnard, 1502.

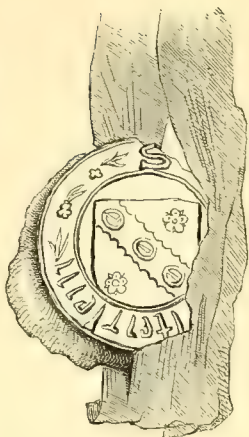
8. Sir John Stirling, fourth of Keir, 1502.

9, 10, 11, 12. Sir James Strueling, fifth of Keir, 1541, 1551, 1570 and 1579.

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16



21



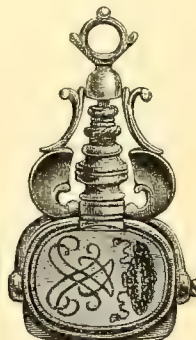
17



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13. Archibald Striueling, sixth of Keir, 1607.  
 14. Walter Stirling of Ballagane, 1535.  
 15. Archibald Stirling, Lord Garden, 1661.  
 16. Sir Henry Stirling of Ardoch, 1666.  
 17. George Stirling, 1672.  
 18. 19. 20. James Stirling of Keir, 1700.  
 21. John Stirling of Keir, 1747.

22. Archibald Stirling, afterwards of Keir, c. 1750.  
 23. James Stirling of Keir, 1800.  
 24. Charles Stirling, brother of Do., 1800.  
 25. William Stirling of Herbertshire, 1740.  
 26. Archibald Stirling of Keir, 1840.  
 27. William Stirling, now of Keir.

1

2

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4

5

1. John Styrlyng of Cragbernard, 1502.
2. William Stirling of Glorat, 1532.
3. Andrew Stirling of Portnellan Halyda, 1564.

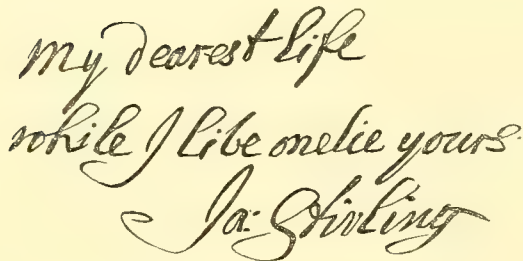
4. Jane Lady Keir, c. 1550.
5. Sir Archibald Stirling of Keir, 1602.

1



Ar. Stirling

2



my dearest life  
while I live on tie yours.  
Ja. Stirling

3



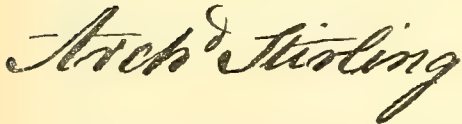
James Stirling

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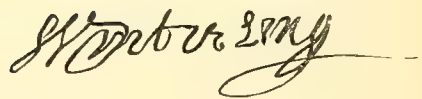
John Stirling

5



Arch. Stirling

6



Wm Stirling

1. Sir Archibald Stirling, afterwards Lord Garden, 1647.

2. James Stirling of Keir, 1708.

3. James Stirling, the Mathematician, 1735.

4. John Stirling of Keir, 1748.

5. Archibald Stirling of Keir, 1758.

6. William Stirling of Herbertshire, 1740.

1. *John Stirling of Keir  
Lord of my Land*

2. *James Stirling  
of Keir*

3. *Archibald Stirling  
of Keir*

4. *James Stirling*

5. *Keir*

6. *Stirling of Keir*

1. Sir John Stirling of Keir, Knight, 1532.
2. Sir James Stirling of Keir, Knight, 1541.
3. Sir Archibald Stirling of Keir, Knight, 1606.
4. Sir James Stirling of Keir, Knight, 1606.
5. Sir George Stirling of Keir, Knight, 1664.
6. Sir John Stirling of Keir, Knight, 1675.

7. Janet Stirling lady of Cadder

8. Jane Chisholme lady Keir

9. Elizabeth Stirling

10. Grissall Roos lady Keir

11. Margaret Napier

12. Anne

13. Lillias Colquhoun

7. Janet Stirling, Lady Cadder, 1541.

8. Jane Chisholme, Lady Keir, 1546.

9. Elizabeth Stirling, wife of John Napier of Merchiston, 1567.

10. Grissall Roos, Lady Keir, 1613.

11. Margaret Napier, Lady Keir, 1645.

12. Anne Home, wife of Sir James Stirling younger of Keir, 1606.

13. Lillias Colquhoun, wife of Sir John Stirling of Keir, 1675.

1

James II

2

James V

3

James V

4

James V

5

James V

6

Cromwell

1. James II., 1449.

2. James V., 1526.

3. James V., 1535.

4. The Regent Arran, 1549.

5. The Regent Lennox, 1570.

6. Oliver Cromwell, 1653.

1

2

3

4

5

1. Robert (Blacader) Archbishop of Glasgow, 1505.
2. James (Bethune) Archbishop of Glasgow, 1522.
3. Gavin (Dunbar) Archbishop of Glasgow, 1524.

4. James (Bethune) Archbishop of St. Andrews, 1526.
5. James (Chisholm) Bishop of Dunblane, 1526.

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6. Alexander (Stewart) Bishop of Moray, 1531.

7. Robert (Stewart) Bishop of Caithness, 1544.

8. William (Chisholm) Bishop of Dunblane, 1551.

9. Robert (Leighton) Bishop of Dunblane, c. 1670.

10. The Rev. Dr. George Wiseheart, afterwards Bishop of Edinburgh, 1649.

11. Arthur (Ross) Archbishop of Glasgow, 1680.

12. Alexander (Rose) Bishop of Edinburgh, 1714.

1 *Archibald Earl of Angus*  
 2 *Matthew Earl of Lennox*  
 3 *Colin Earl of Ergyle*

4 *Archibald Marquis of Argyll*

6 *John Earl of Atholl*

7 *John Lord Areskine*

5 *Archibald ninth Earl of Argyll*

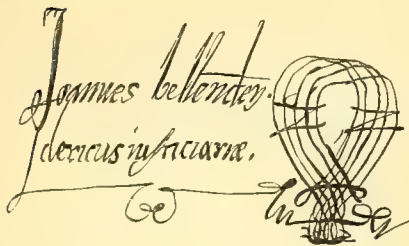
8 *Alexander Lord Almond*

1. Archibald Earl of Angus, 1526.
2. Matthew Earl of Lennox, 1526.
3. Colin Earl of Ergyle, 1526.
4. Archibald Marquis of Argyll, 1661.

5. Archibald ninth Earl of Argyll, 1664.
6. John Earl of Atholl, 1674.
7. John Lord Areskine, afterwards Earl of Mar, 1647.
8. Alexander Lord Almond, 1674.

1

James Bellenden  
Clericus in faciana.  
60



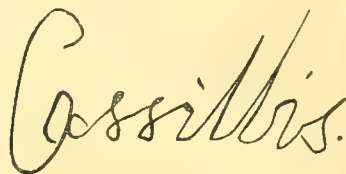
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Margaret Baillie



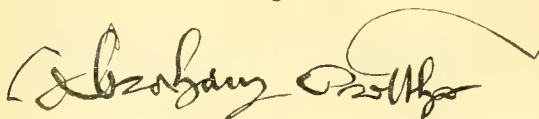
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Cassillis.



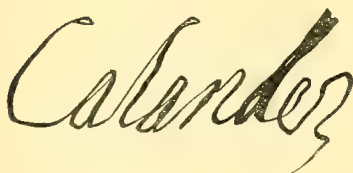
3

Abraham Crechton



5

Calander



6

Calander



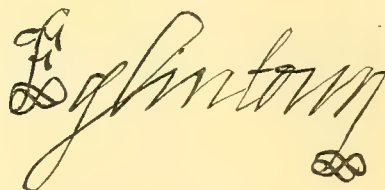
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Dundonald



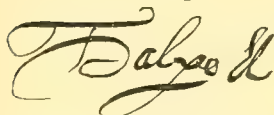
9

Eglintoun



8

Dalyell



10

Elibank



1. Mr. John Bellenden of Auchnoule, Clerk of Justiciary, 1553.
2. Margaret Baillie, Lady Luss, c. 1677.
3. Abraham Crechton, Provost of Dunglas, 1541.
4. John sixth Earl of Cassillis, 1656.
5. James first Earl of Calander, 1652.

6. Alexander second Earl of Calander, 1679.
7. William first Earl of Dundonald, 1679.
8. General Thomas Dalyell of Binns, 1643.
9. Alexander sixth Earl of Eglinton, 1651.
10. George sixth Lord Elibank, 1757.

1

Jacobus foulis

3

Gray

2

Patrik Lord the Graham  
ibztynd my ady hand

4

Glencairn

5

your assured friend at  
p. v. v.  
Sch. Hamely.

6

James Hamilton

7

the Earl

8

the Earl

9

George Lord Home

10

Linlithgow

11

David Leslie

12

Jane Hay

1. Mr. James Foulis of Colintoun, 1541.

2. Patrik Lord the Graham, 1442.

3. John twelfth Lord Gray, 1757.

4. William ninth Earl of Glencairn, c. 1656.

5. Sir Thomas Hamilton of Priestfield, 1613.

6. Sir James Hamylton of Fynnart, 1527.

7. Alexander Lord Hume, 1510.


8. 9. Alexander Master, and George Lord Home, 1541.

10. George third Earl of Linlithgow, 1673.

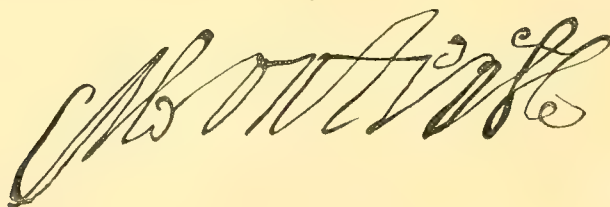
11. David Leslie, afterwards Lord Newark, 1651.


12. Jane Hay, Countess of Mar, 1652.

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1. John Earl of Lennox, 1514.

2. 3. Matthew Earl of do. 1532, &c.

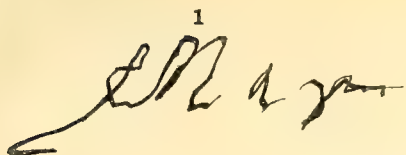
4. Alexander first Earl of Leven, 1646.

5. John Earl of Menteith, 1544.

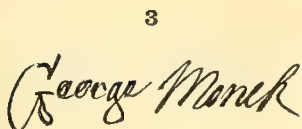
6. William last Earl of Menteith, 1678.

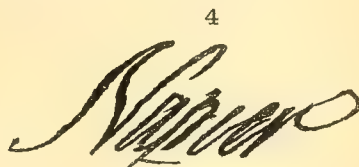
7. James second Marquis of Montrose, 1662.

8. James third Marquis of do. 1681.

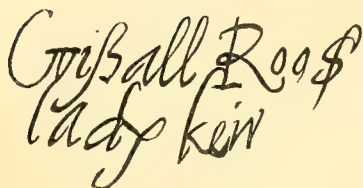
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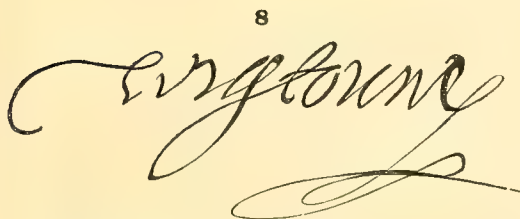

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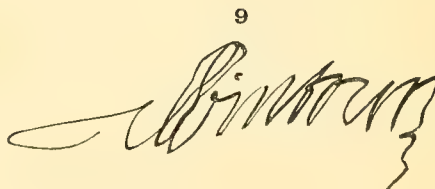
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1. John eighth Earl of Mar, 1650.

2. John ninth Earl of Mar, 1666.

3. General Monck, 1656.

4. Francis fifth Lord Napier, 1757.

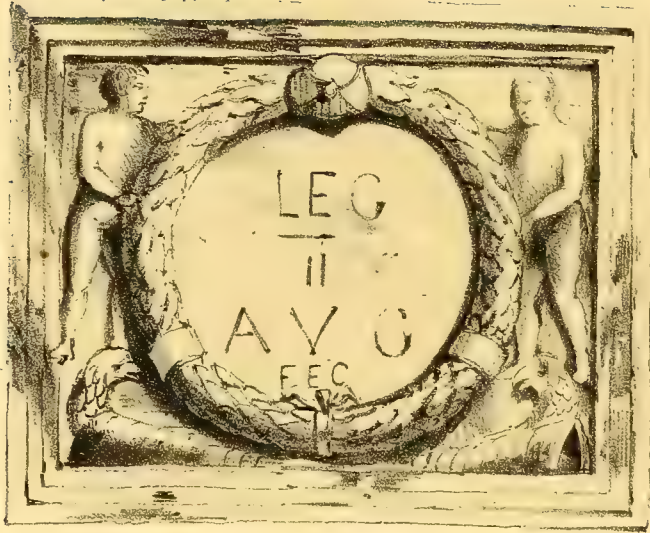
5. John Earl of Rothes, Chancellor, 1677.

6. Grissall Roos, Lady Keir, 1617.

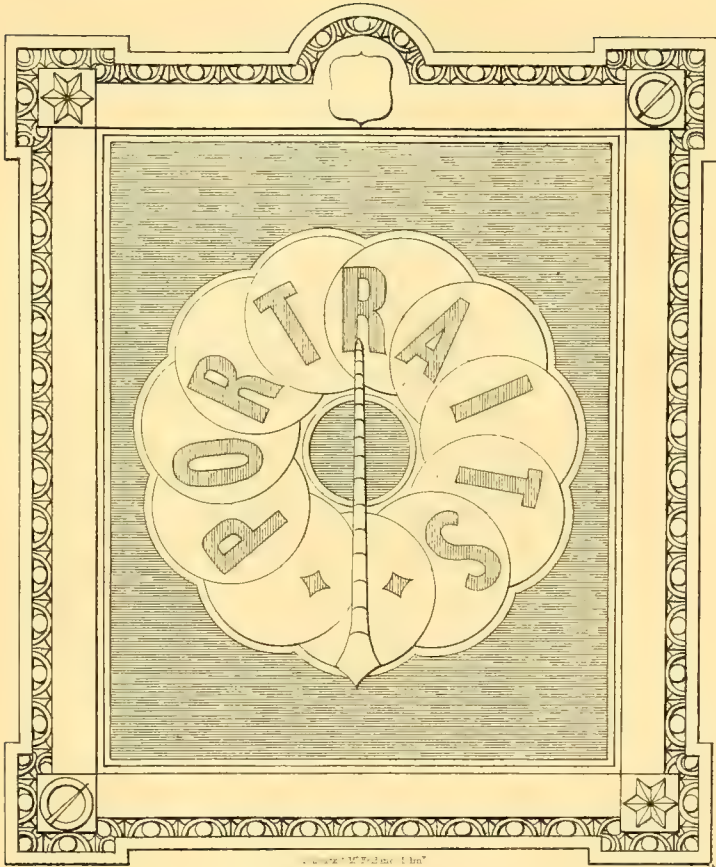
7. James Lord Torphichen, c. 1700.

8. John third Earl of Wigtowne, 1654.

9. George fourth Earl of Wintoun, 1664.



ANCIENT STONE, BUILT INTO THE FRONT OF CAWDER HOUSE, FROM THE **CASTELLUM** OR FORT WITHIN THE GROUNDS WHICH IS SUPPOSED TO HAVE FORMED AN OUTWORK OF THE GREAT ROMAN WALL OF ANTONINUS PIUS. SEE **CALEDONIA ROMANA**, A DESCRIPTIVE ACCOUNT OF THE ROMAN ANTIQUITIES OF SCOTLAND BY ROBERT STUART. 2<sup>ND</sup> EDITION REVISED BY DAVID THOMSON M.A. 4<sup>TH</sup> EDINBURGH 1852. P. 321. PLATE X. N<sup>o</sup> 1. THIS STONE IS ALSO FIGURED, THO' INCORRECTLY IN THE **ITINERARIUM SEPTENTRIONALE** BY ALEXANDER GORDON, A.M. - FOLIO-LONDON- 1727. P. 53. PLATE XII. FIG. 1. —



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HONOURABLE MARGARET NAPIER second wife of Sir GEORGE STIRLING of KEIR o 1616 m 1630 d 1633

Engraved by J. B. Macdonald













ARCHIBALD STIRLING of GARDEN third son of Sir ARCHIBALD  
STIRLING of KEIR - b 165 d 1712.

Printed by J. & J. Galt, Edinburgh.





HONOURABLE MARION STUART eldest daughter of ALEXANDER fifth  
LORD BLANTYRE; m. 1704 JAMES STIRLING of KEIR. d. 1770.



LILIAS STIRLING daughter of JAMES STIRLING of KEIR  
b 1707 - d 1775.

W. & A. G. B. P. 1775







J. H. H. PINNÉ  
MARGARET ERSKINE, b. 1738. m. ARCH BALD STIRLING of  
KEIR, 1751 - d. 1761.

Engraved by J. H. H. PINNÉ



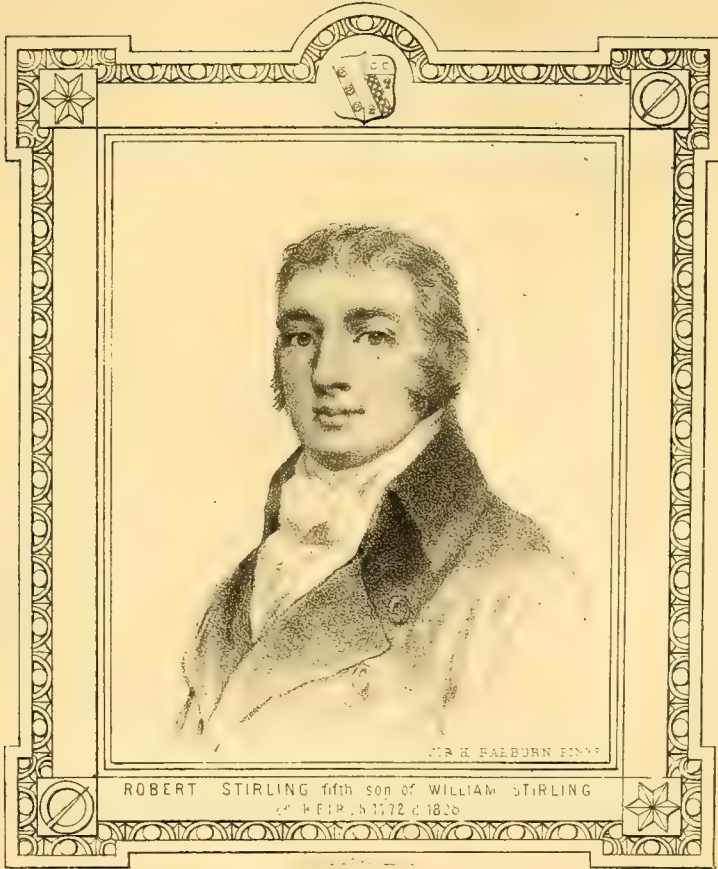


MARGARET STIRLING daughter of JAMES STIRLING of KEIR  
b 1720 - m SIR HUGH HAMILTON of Rosehall - d. 1802.



JAMES STIRLING of KEIR  
b 1766 - d 1831.

*James Stirling of Keir*



J. H. BALBURN PINN

ROBERT STIRLING fifth son of WILLIAM STIRLING  
of KILMARNOCK 1772 & 1836



SAM WEST sculp

MARION STIRLING, eldest daughter of WILLIAM STIRLING  
of KEIR - b. 1774 d. 1842

\*Scott. Portraits, vol. 1, p. 107





CHARLES STIRLING Fourth SON of WILLIAM STIRLING  
of KEIR d. 77. 3 1830.





SAMP. WELBY. 1877

ELIZABETH MAXWELL wife of ARCHIBALD STIRLING of KEIR  
b 1793. m 1815. d 1822

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HANNAH ANN STIRLING, eldest daughter of ARCHIBALD STIRLING of KEIR — b. 1816 d. 1843



HELEN STIRLING, only child of ROBERT STIRLING.  
b. 1808 d. 1822.

TH. RAUENHEIM DEL.

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