

any law or practice to the contrary notwithstanding, and I consent to the registration hereof in the Books of Council and Session or others competent for preservation and for that purpose constitute

Their Procurators in witness whereof these presents consisting of this and the two preceding pages written upon Paper duly stamped by William Macpherson, Clerk to James Mathie Writer in Stirling are subscribed by me at Stirling the third day of September Eighteen hundred and thirty three years before these witnesses John Dick Mathie Writer in Stirling and the said William Macpherson, signed Arch^d Mauat, John D. Mathie Witness, William Macpherson Attorney 12. Sept^r. 1834 This is the Disposition and Deed of Settlement referred to in my Deposition on the Inventory of the deceased Arch^d Mauat's personal estate emitted by me of this date

Signed Thomas Mauat
Andrew Hutton

At Stirling the thirteenth day of September Eighteen hundred and thirty four years in Presence at supra, compared James Lucas Writer in Stirling and produced and gave in ⁱⁿ and whereof the tenor follows viz^t Inventory of the Personal Estate of the deceased Doctor Patrick Daig Physician sometime of the Island of Antigua, afterwards

afterwards residing in Stirling who died at Stirling upon the ninth day of May Eighteen hundred and thirty three with Interest due on principal sums at that date

1st Cash in the Hands

£ 55

2^d Proportion applicable to the period from Martinmas Eighteen hundred and thirty two to the deceased death of a free yearly annuity of fifty Pounds sterling during the lives and life of Margaret Wisset, Euphemia Wisset and Jean Wisset Daughters of the deceased George Wisset sometime of Cairnhill and of the survivor of them contained in a Bond of Annuity and Disposition in Security granted in favor of the deceased by Peter Hain Taylor in Glasgow and James Robb Writer in Glasgow of date the Twenty fifth January Eighteen hundred and twenty - The said annuity payable at Whitsunday and Martinmas by equal portions

24 10 5

3^d Proportion applicable to the period from Martinmas Eighteen hundred and thirty two to the deceased death of an annual rent or yearly ground annual of sixty five Pounds sterling payable out of certain subjects in Glasgow by James Porter Coal merchant

Carry over £ 70 10 5

Stirling 10th Dec^r 1834 the foregoing Disposition registered and put up by me for the Registrar pu^t off Mauat
Mauat

Inventory of the Personal Estate of Dr. P. Daig

104

At Stirling the ninth day of September
one thousand eight hundred and
thirty four years

In Presence of Sir John Hay Baronet
Commissary Depute of the Commis-
sariat of Stirling compared James
Benny of Drum residing at Stirling
formerly merchant in Stirling
brother and Executor of John Benny
merchant there deceased who being
solemnly sworn and examined
Depones that the said John Benny
died on the Twenty fifth day of
August one thousand eight hun-
dred and nineteen and the Deponent
entered on the possession and
management of the deceaseds per-
sonal estate as Executor deemed
by the Commissary of the said Com-
missariat on the Twenty fourth
of September one thousand eight
hundred and nineteen. That the
Deponent does not know of any
settlement or writing relative to
the disposal of the deceaseds personal
estate or effects or any part of them.
That the foregoing Inventory sub-
scribed by the Deponent and said
Commissary Depute as relative
hereto is a full and complete In-
ventory of the Personal Estate and
effects whatsoever situated and
belonging or due to the deceased
whenever at the time of his de-
cease in so far as the same had
come to the Deponents knowledge

196 situated &

105

situated in Scotland is of the value
of two hundred Pounds and under
the value of three hundred Pounds
Sterling. All which is truth as the De-
ponent shall answer to God,

(Signed) J. Benny
John Benny

Inventory
of the
Personal Estate
of
Arch. Mauat

At Stirling the Twelfth day of September
Eighteen hundred and thirty four
years In Presence of supra compared
James Mathie Writer in Stirling
and produced and gave in & and
whereof the tenor follow sup: In-
ventory of the Personal Estate of
Archibald Mauat resident in Stirling
who died at Stirling upon
the twenty second day of March
Eighteen hundred and thirty
four years.

To Amount of funds belonging to the defunct in the hands of Thomas and Robert Moug merchants Falkirk	£ 200 u u
To Amount of the value of the household furniture which belonged to the de- ceased per Inventory and Appraisement of J. C. Birch Auctioneer and Appraiser in Stirling	34 u 0

(Signed) Thomas Mauat £ 234 u 9
Andrew Sutton

At Stirling the Twelfth day of
September

197

106.

September Eighteen hundred,
and thirty four years.—

In Presence of Mr. Andrew Hutton
Interim Commissary Depute of
the Commissariat of Stirling Com-
peared Thomas Mauat merchant
in Falkirk, one of the Executors
of the deceased Archibald Mauat
residence in Stirling, who being
solemnly sworn and examined
on oath Deposes that the said
Archibald Mauat died upon the
twenty second day of March
last, and the Deponent is about
to enter upon the possession,
and management of his personal
estate along with Mr. Jean Gray
or Mauat Hebet of the Deponent
and Robert Mauat merchant in
Falkirk Executors nominated,
and appointed by the Deponent
under his Disposition and Deed
of Settlement of date the third
day of September Eighteen hun-
dred and thirty three years, which
deed of Settlement is now exhibited
and signed by the Deponent
and Commissary as relative
hereto that the Deponent does
not know of any Settlement or
writing relative to the disposal
of the deceaseds Personal estate
or effects or any part of them,
other than that now exhibited,
that the foregoing Inventory
which is subscribed by the Deponent

198 and 2

107

and the said Commissary Depute of
the date as relative hereto is a full
and complete Inventory of all
the moveable and personal Estate
of the said deceased Archibald
Mauat, wherever situated, already
recovered or known to be existing, be-
longing or due beneficially to him at
the time of his death, so far as come to
the Deponents knowledge, and that
the said Estate is of the value of Two
hundred Pounds, and under the value
of three hundred Pounds all which is
truth as the Deponent shall answer
to God (signed) Thomas Mauat
Andrew Hutton Int. Sheriff

Follows Disposition and Settlement

Know all Men by these presents that
I Archibald Mauat residing in Stirling
having resolved to settle my af-
fairs while in life, so as to prevent all
disputes and differences after my
death, and for the love favor and af-
fection which I have and bear to my
wife and children, aftermentioned,
do hereby assign Dispose, convey
and make over from me and my
heir executors and successors after
my death, to and in favor of Jean
Gray my spouse in liferent for her
liferent use alienably and to Thomas
Mauat and Robert Mauat merchants
in Falkirk my sons equally among
them share and share alike in
fee

199

108.

fee under the conditions aftermentioned, all and sundry Lands and heritages, debts and sums of money heritably secured and heritable moveables, wherever situated as also all and sundry goods, gear, debts and effects (sums of money, Household furniture, Books, clothes, Silver Plate, Bed and Table linen, and in general the whole heritable and moveable real and personal means and estate of whatever kind and wherever situated, that shall be pertaining and belonging or added and owing to me or to which I shall have right in any manner of way at the time of my death, together with the writs, Title Deeds, Securities and other evidents of the said heritable and moveable Bills receipts and other vouchers of the said personal subjects with all that shall then have followed or may be competent to follow thereon, but declaring always as it is hereby expressly provided, and declared that the said subjects are conveyed with and under the following burdens conditions and declarations viz: In the first place with and under the payment of my just and lawful debts, sickbed, and funeral expences and the expence of executing these presents In the second place the said Jean Gray my spouse shall be at liberty in case the annual rent of my said means and estate above

200

109.

above conveyed to her should be inadequate for her comfortable maintenance and support to break upon the principal or fee thereof from time to time as she may find necessary for that purpose In the third place, at the death of the said Jean Gray the whole of my said means and estate after payment of her sickbed and funeral expences shall be equally divided between the said Thomas Mauat and Robert Mauat share and share alike as aforesaid my other children, John Alexander and George Mauat having already received from me their share or portion of my means and estate, and in the last place I appoint the said Jean Gray, Thomas Mauat and Robert Mauat to be my Executors with power to them to call and pursue for uplift receive and discharge the debts and effects hereby disposed and conveyed and generally to do every other thing in relation to the premises which I might have done myself before granting hereof or which to the office of Executors in such cases belong and I hereby reserve full power and liberty to myself at any time of my life and even on deathbed, to alter, innovate or cancel these presents in whole or in part depending with the delivery hereof, and admitting these presents to have the full strength and effect of a delivered evident though found hung by me or in the custody of any other person at the time of my death any

201