

James Boswell CC9/7/77/194 [In margin] Testament Testamentary
umq[ui]le James Boswell Esqr. [Main text] The Testament Testmentary and
Inventory

of the Goods Gear debts and and Sums of money that pertained and belonged and
were indebted and owing to the deceased James Boswell Esquire of Auchinleck at
the time of his death who deceased in the month of [erased] Parish of Ayr Made and
Given up by the Defuncts own Mouth in so far as Concerns the Nomination of his
Executors after names and designed and made and given up in so far as concerns
the upgiving of the Goods Gear debts and Sums of Money after mentioned by Sir
William Forbes of Pitsligo Baronet only accepting Executor Testamentary Nominated
and appointed by and to the
said Defunct by the Last Will and Testament of the date tenor and Contents after
Ingifted

Inventory In the first place there pertained and Belonged to the said Defunct at the
time
aforesaid of his death the articles aforementioned of the values underwritten whereof
the

Executor herein gives up in Inventory/ The sum of Twenty Shillings Sterling of the
value of each article Vizt Imprimis Four hundred and Eighty three pounds Fourteen
Fourteen Shillings as the amount of Scots of Furniture Books Pictures &c. in the
Defuncts house in London Item Five hundred and Seventy Six pounds Eight Shillings
and two pence as the value of Furniture in the house of Auchinleck Estimated by two
sworn appraiser, Item One hundred and five pounds as the value of Silver plate at
Auchinleck exclusive of the family plate delivered to the Heir Estimated at or near the
Bullion value Item One hundred Pounds supposed about the value of the Books at
Auchinleck per Catalogue in the hands of the Executor, Exclusive of the Greek and
Latin Classics and Manuscripts there also left to the heir Item Seventy Seven pounds
three Shillings as the Value of Cattle and Stedding [horses] at Auchinleck Per
Estimate in the hands of the Executor Item Three hundred Pounds as the value of
the remaining Copies of the Life of Dr. Johnson written by the Defunct and sold to
Mr. Dilly Bookseller and One hundred Pounds as the supposed value of Manuscripts
left by the Defunct Summa Summa of the Inventory iC[entus] vii lib[ra] Sterling In the
Second place there was indebted and owing to the said Defunct at the time aforesaid
of his death the Sums of Money after mentioned for the reasons after Specified Vizt.
One Pound Sterling part of the Sum of Thirty Seven Pounds Eight Shillings and
Eleven pence Sterling being a balance of Cash in the hands of Mr Thomas David
Boswell Brother to the Defunct per accompt Item One pound Sterling part of the sum
of Thirty One Pounds Sixteen Shillings and Six pence Being or Claim Mr Alexander
Boswell The sum for Cash advanced to him by Mr Thomas David Boswell at the time
of the defuncts death and Credited to Mr Thomas David Boswell in his account With
the Executor Item One pound

Sterling part of the sum of Two hundred and twenty five Pounds fourteen Shillings
and three pence as Arrears of rent of the Estate of Auchinleck for accounts
Transmitted by the Factor Item One Pound Pound Sterling part of the Sum of Nine
Hundred and forty two Pounds Six shillings And Seven pence Sterling as the Claim
against The heirs of said Estate under the Entail act for three fourths of the defuncts
Expenditure in Improving the Entailed estate bearing Interest from Martinmass

Seventeen hundred and Ninety five Item One pound Sterling part of the Sum of Nine hundred and fifty pounds Sterling as half a years rent of said Estate due to the Executor by Law for the years Seventeen hundred and Ninety five being the year in which the Defunct died per Rental furnished by the Factor Item One Pound Sterling part of the Sum of Forty Two pounds nine Shillings and One penny Being a ballance of account due by Mr. Dilly Bookseller Item One pound Sterling Part of the Sum of Six hundred and Eighty Four pounds Sixteen Shillings and Eight Pence being debt due by Capt[ai]n Bruce Boswell of Calcutta of Principal and Interest paid to the Executor since the Defuncts death Item One Pound Sterling Part of the sum of One hundred and Ninety Nine pounds Sterling being a ballance of debt due by the Trustees of the late Mr. Johnston of Grange as stated by the Defunct in a holograph view of his affairs made out by him as at the first day of January Seventeen hundred and Ninety five and One pound Sterling part of the sum of Seven hundred pounds Sterling and upwards of debts due from various Turnpike Roads in Ayrshire for money advanced by the late Lord Auchinleck Summa of the Debts is ix Lib(ra) Ster[lin]g Summa of the Inventory and debts is xvi £ib Sterling Follows the Defuncts last will and Testament Registrand in the Books of Council and Session the Seventh day of August Seventeen hundred and Ninety five I James Boswell esquire of Auchinleck Having already received everything accruing My Landed Estate so far as is in my Power as an heir of Entail so that my Mind is quiet respecting my dear Wife and Children do now when in perfect Soundness of mind but under the apprehension of some danger to my life which however may prove a false alarm thus I Make my Last Will and Testament containing also Clauses of another nature which I desire may be valid and Effectual Trusting my Soul to God my almighty And most Merciful Father, trusting that it Will be redeemed by the awfull and Mysterious Sacrifice of our Lord Jesus Christ And admitted to Endless Felicity in Heaven, I request that my Body may be interred in the Family Burial Place in the Church of Auchinleck, I appoint

My much valued Spouse Mrs. Margaret Montgomerie and my worthy friend Sir William Forbes of Pitsligo Baronet to be Executors, and in case of the death of either of them the office shall devolve Solely to the Survivor, And whereas my Honoured and pious Grand Mother Lady Elizabeth Boswell desired to the heir Succeeding to the Barrony of Auchinleck

From Generation to Generation the Ebony Cabinet and the Dressing plate of Silver Gilt which belonged to her Mother Veronica Countess of Kincardine leaving It however optional to her son my Father That Entail thereof or not, as he should Think fit, and he having neglected to do So whereby the said Ebony Cabinet and Dressing plate are now at my Free disposal, I do by these presents dispo[n]e the same to the heir succeeding to the

Barrony of Auchinleck from generation to Generation, And I Declare that it shall not be in the power of any such heir to alienate or impignorate [pawn] the same On any account whatever and I do Hereby Dispo[n]e to the said heirs of Entail in shur order all Lands and

Heritages belonging to me in fee simple After payment of my debts, but under this Provision that in case any of Them shall alienate the said Ebony Cabinet and Dressing plate the person so alienating shall forfeit the sum of One thousand Pounds Sterling which Shall be paid to the next heir succeeding By Entail and I Declare that the Heir of Entail first succeeding to the My My unentailed lands shall within vx Months after his succession thereto Execute a Deed of Entail thereof to the same Series of heirs with that in the Entail Executed By my Father and me, which if he fails

to do they shall then go to the next heir of Entail and it is also an Express Condition that he shall divest himself of the fee thereof and reserve only his liferent, I mean this to apply to the said first succeeding Heir Furthermore as my late honoured Father made a very Curious Collection of the Classics and other Books which it is desirable should be preserved for Ever in the Family of Auchinleck I do by these presents Dispose to the successive heirs of Entail of the Barrony of Auchinleck (here there is a wurd tare off) Greek and Latin Books as also all manuscripts of whatever kind lying in the house of Auchinleck Under the same Conditions and under the Same forfeiture as I have mentioned with Regard to the Ebony Cabinet and Dressing Plate and all my other moveable Estate or Executry I leave equally among My other Children the furniture in the House of Auchinleck to be valued by Two sworn appraisers, and the heir to keep 1 at that value and pay the same to my younger Children, Excepting however all my Pictures which I dispose to the said Successive heirs of Entail under the same Conditions and forfeiture as above mentioned And Excepting also the Furniture in my House at Edinburgh which I bequeath To my dear wife, I bequeath One hundred Pounds Sterling to my dear Brother Thomas David Boswell Esquire Banker in London to purchase a piece of Plate to Keep in remembrance of me in his family And to my dear Brother Lieutenant John Boswell being a Batchelor I Bequeath Fifty Guineas to purchase a Ring or whatever Other thing he may like best to keep for My Sake, To my friends the Reverend Mr. Temple in Cornwall John Johnston Esquire of Grange Sir John Dick Baronett Sir William Forbes of Pitsligo Baronet Captain John Macbryce of the Royal Navy and Mr. Charles Dilly of London Bookseller Alexander Fairlie of Fairlie Esquire and Edmund Malone Esquire of the the Kingdom of Ireland The Hon[ourable] Colonel James Stewart and George Dempster Esquire I bequeath each a Gold Mourning Ring, and I hereby leave to the said Sir William Forbes The Reverend Mr. Temple and Edmund Malone Esquire all my Manuscripts of my Own Composition and all my Letters from Various persons to be published for the benefit Of my younger Children as they shall Decide that is to say they are to have a Discretionary power to publish more or less. I leave to Mr. James Bruce my Overseer Twenty Pounds yearly during his Life and if he shall continue to reside at Auchinleck I have whom the house He now possesses with his meal and all Other perquisites, And to Mrs. Bell Bruce My housekeeper I leave Ten pounds yearly During her life with two Pecks of Meal Weekly in Case of her not being in the Family of Auchinleck Lastly as there are Upon the Estate of Auchinleck several Tennants whose families have possessed Their farms for many generations I do by These presents grant Leases for Thirteen Years and their respective lifetimes of their Present farms to John Templeton in Hapland, James Murdoch in Blackestoun commonly called the Row –James Peden in Old Byre William Samson in Mill of Auchinleck John Hud in Hudstoun William Murdock in Willockstoun and To any of the sons of the late James Caldow In Stevenstoun whom the Ministers and Elders of Auchinleck shall approve of a Care of, a Lease of that farm in the above Terms the rents to be fued by two men To be mutually Chosen by the Laird of Auchinleck for the time and each Tenant

I also grant a Lease in the like terms To Andrew Dalrymple in Mains of Auchinleck my Baron Officer, And I do Beseech all the succeeding heirs of Entail To be kind to the Tenants and not to Turn out old possessors to get a little more Rent, And in Case my Nomination of

Tutors and Curators to my Children lang Written upon unstamped paper should Not be valid I here again Constitute And Appoint my dear Wife Mrs. Margaret Montgomerie Montgomery and my worthy Friend Sir William Forbes of Pitsligo or the Survivor of Them to the said office with all usual Power and with the recommendations contained in the said unstamped Deed, my own hand (of which I Consent to the Registration in the Books of Council and Session that they may have full effect and I hereto Constitute my Procurators) Are Subscribed by me At London this twenty Eighth day of May One thousand Seven hundred and Eighty five Before these witnesses Mr. Edward Dilly Bookseller there and Mr. John Normaville his Clerk /signed/ James Boswell Ch[arle]s Dilly witness John Normaville witness – Confirmation given herein and a power Of Intromission to the Extent of Sixteen Pounds Sterling only by John Orr Esquire Advocate Commissary And Benjamin Bardon Commissionary Clerk of Glasgow At Glasgow the Seventh day of July One thousand Seven Hundred and Ninety Eight years Bond Bond of Cautionary In presence of John Orr Esquire Advocate Commissary of Glasgow Compeared John Wilson Writer in Glasgow as Pro[curato]r for the after designed Robert Boswell and gave in the Bond after

Inscribed desiring the same to be regisrated In the Commissary Court Books and whereof

The tenor follows I Robert Boswell Writer To the Signet Edinburgh Bind and Oblige Me my heirs Executors and Successors whomever as Surety and Cautioner acted in the Commissary Court Books of Glasgow for Sir William Forbes of Pitsligo Baronet As Executor Nominate of the deceased James Boswell of Auchinleck by his Later Will And Testament dated the twenty Eighth Day of May Seventeen hundred and Eighty Five years and recorded in the Books of Session the Seventh day of August Seventeen Hundred and Ninety five years, That the Whole goods Gear Effects debts and Sums of Money that were owing and belonging To the said James Boswell at the time of his decease so far as the same shall be given up by the said Sir William Forbes in an Inventory in order to Confirmation of of Certain parts thereof shall be made Furthcoming to all parties having Interest therewith to the Extent of the Sums so Confirmed as accords with Law And I Consent to the registration hereof in the Books of Coumissariot or any other Competent Court That Letters of Horning on a Charge of Six Days and all other Execution necessary may Pass thru on and for that purpose Constitutt John Wilson Writer in Glasgow Pro[curato]rs In Witness whereof Subscribe these presents written Upon this and the preceeding page by James Wilson apprentice to John Wilson Town Clerk of Glasgow At Edinburgh the fourth Day of July Seventeen hundred and Ninety Eight years Before these witnesses A Liston Ramage my Clerk and John Blair my Apprentice - /signed/ Ro[bert] Boswell J[oh]n Blair witness A Liston Ramage Witness -