

James Clerk Maxwell's testament, first page
SC16/41/35 p.116

Kirkcudbright 11th December 1879 Alexander Nicolson Esquire
Sheriff Substitute of the County of Kirkcudbright The following
Inventory & oath written on a one hundred & eighty pound Stamp. Mess[ieur]s D & W
McLellan Writers in Kirkcudbright Procurators
Inventory of the Personal Estate wheresoever situated of the deceased
James Clerk Maxwell Esquire of Middlebie in the County of Kirkcud-
:bright who died at Eleven Scorpe Terrace, Cambridge, on or
about the fifth day of November Eighteen hundred & Seventy nine
Personal Property
Scotland

1 Cash in the deceaseds Mansion of Glenlair, Kirkcud
:bright –Shire _____ £4..8..5

2 Household furniture & other Effects in said Mansion House
Conform to appraisement _____ £2290..17..4

Interest thereon to death _____ 27..19..5

D[itt]o to oath _____ 4..8..2

£2323..4..11

2 D[itt]o

2 D[itt]o Dumfries Branch _____ £835..2..4

Interest to death _____ 10..9..2

D[itt]o to oath _____ 1..12..- 849..3..6

3 D[itt]o Castle Douglas Branch _____ £2186..5

Interest to death _____ 3..3

D[itt]o to Oath _____ 1..1 2190..9..- 5360..17..5

4 Rents & Feu Duties falling under Executry due by the fol-
:lowing Tenants

1 Anderson, Dumfries _____ £51..10

2 General Johnstone for Fishings _____ 2..7..6

4 McGregorston _____ 6..10

5 Hotson _____ 47..10

6 Thomson & Company. Building Yard _____ 35

£172..7..6 5999..18.10

[Page two]Bro[ught] over £172..17..6 5999..18..10

7 Crown Hotel _____ 34

8 Charteris, Joiner _____ 18

9 McDowall, Smith _____ 10

10 Heirs of John Bowness _____ 2..10..-

Amount of whole Years Rents £237..7..6

Proportion whereof form Whitsunday Eighteen hundred &
Seventy nine to date of death _____ 114..14..8

Rents due by the following Tenants for proportion of Crop
Eighteen hundred & Seventy nine falling under Executry
First half years rent for Crop Eighteen hundred & Seventy
nine due at eleventh November Eighteen hundred
and Seventy nine

1 Armstrong, Corsock _____ £145

2 Muirhead, Glenlair _____ 350

3 Muirhead, Blackhills _____ 67
 4 Cowan, Hillside _____ 57..10
 5 Campbell, Mochrum _____ 83
 6 R. Ferguson Kirkmahoe _____ 32..10
 £735
 Proportion of Second half of rent of Crop Eighteen hundred & Seventy nine for
 possession to date
 of death, not actually, received till Whit-
 :Sunday Eighteen hundred & eighty _____ 710..10 1445..10
 5 Arrears of Rent due by the following Tenants
 1 Muirhead, Glenlair _____ £279..18..9
 2 R. Ferguson, Kirkmahoe _____ 20
 3 Heirs of John Bowness _____ 2..10 302..8..9
 6 Balance of Compensation allowance due to deceased
 by H.M. Exchequer as formerly Professor of Natural
 Philosophy in Marischal College Aberdeen _____ 34..6..7
 7 Value of one hundred & fifty pounds of the Four and one half per cent
 Reference Stock of the Edinburgh and Glasgow now the North
 British Railway Company Stock at £100 _____ 150<>Car[ry] over £8046..18..10
 D[itt]o
 Bro[ught] over £8146..18..10
 D[itt]o of one hundred & fifty pounds of the Ordinary Stock of the said<>Edinburgh &
 Glasgow Railway Stock at £102 _____ 153
 Total Estate in Scotland £8199..18..10
 England
 1 Cash in the deceased's house at Cambridge _____ 16
 2 Household furniture & other Effects in the said house per appraisement 480..18..-
 3 Sums due to deceased by the following Banks
 1 Messieurs Coutts & Company, London _____ £85..11..10
 2 Messieurs John Matlock & Company Cambridge _____ 322..11
 407..12..9
 Interest to date of oath _____ -..15..8 408..8..5
 4 Balance due to the deceased by the Delegates of the Clarendon
 Press for his share of Profit on account of ninety five
 copies of "Electricity & Magnetism" sold _____ 43..12..8
 5 Proportion of Salary due to deceased as Professor of Experi-
 :mental Physics in the University of Cambridge 60..16..5
 6 Proportion of Half Years way leave due to deceased for Prospect
 Hill Estate near Newcastle _____ £45
 Proportion of arrears of farm Rent for crop Eighteen
 Hundred & Seventy eight due to deceased for d[itt]o 4..17
 Estimated Proportion of Farm Rent for half of
 Crop Eighteen hundred and Seventy nine legally
 payable at Whitsunday last but not yet re-
 :ceived due to d[itt]o for d[itt]o _____ 4..17
 D[itt]o of D[itt]o for second half of d[itt]o legally payable at
 Martinmas last but not yet received due
 to d[itt]o for D[itt]o _____ 4..17 59..11
 Amount of Personal Estate in Scotland & England £9269..5..4
 No Estate in Ireland

(Signed) Colin Mackenzie Alex[and]r M. Fraser J[ustice of the] P[ea]ce].
At Edinburgh the Tenth day of December Eighteen hundred
and Seventy nine In presence of Alexander Marjoribanks Fraser
one of Her Majesty's Justices of the Peace for the City of Edinburgh
Appeared

[page three] Appeared Colin Mackenzie Writer to the Signet Edinburgh
Who being solemnly sworn & examined depones that the de:

ceased James Clark Maxwell Esquire of Middlebie in the County
of Kirkcudbright Professor of Experimental Physics in the Uni:
versity of Cambridge died at Eleven Scroope Terrace Cambridge
on the fifth day of November Eighteen hundred and Seventy nine
being a domiciled Scotchman, that the deponent is about to
enter upon the possession and management of the deceaseds
Estate as Executor nominated by him along with Mrs Cathe:
rine Mary Dewar or Clerk Maxwell, the widow of the deceased,
George Gabriel Stokes, Master of Arts, Pembroke College, Cambridge,
& George Edward Paget, Physician in Cambridge in a Last
Will & Testament executed by the deceased on the seventeenth
day of August Eighteen hundred and Sixty six and in a
Codicil dated Twenty eighth October Eighteen hundred & Seventy
nine both recorded in the Books of Council and Session on
the Twenty fifth day of November Eighteen hundred & Seventy
nine extracts whereof are exhibited herewith & signed as
relative hereto That the deponent does not know of any Tes:
tamentary Settlement or Writing relative to the disposal of the
deceased's personal Estate or Effects or any part thereof other than
the said Last Will & Testament and relative Codicil That the
foregoing Inventory signed by the deponent and the said
Alexander Marjoribanks Fraser as relative hereto is a full
and complete Inventory of the Personal Estate & Effects of the
said deceased James Clerk Maxwell Wheresoever Situated &
belonging or due to him beneficially at the time of his
death in so far as the same has come to the deponents
knowledge That the deponent does not know of any money
or property belonging to the deceased liable to the duty
imposed by the acts Twenty three Victoria Chapter fifteen
and Twenty three & twenty four Victoria Chapter Eighty That
the value at this date of the said personal Estate & Effects
situated

situated in the United Kingdom including the proceeds accrued there
down to this date is Nine thousand pounds Sterling & under Ten
thousand Pounds Sterling That Confirmation of the said personal
Estate is required in favor of the deponent and the said
Mrs Catherine Mary Dewar or Clerk Maxwell, George Gabriel
Stokes and George Edward Paget all which is truth as the
deponent shall answer to God (Signed) Colin Mackenzie
Alex[and]r M. Fraser J.P

At Edinburgh the Twenty fifth day of November one thousand
eight hundred and Seventy nine, the Deed herein after en:
grossed was presented for registration in the Books of the Lords

of Council and Session for preservation and is registered in the said Books as follows:- I James Clerk Maxwell Esquire of Middlebie Seeing that for the favour & affection which I have & bear to Katherine Mary Dewar now Clerk Maxwell my wife and for certain other good and sufficient reasons I have resolved to make further & more ample provision to her in manner underwritten Therefore I do nominate Constitute and appoint the said Katherine Mary Dewar now Clerk Maxwell my wife to be my sole Executrix & residuary Legatee leaving & bequeathing to her the whole moveable estate that may pertain & belong to me at the time of my decease with the whole Vouchers & instructions thereof & all that had followed of may be competent to follow thereon including inter alia all & sundry the Household furniture Bed & Table Linen Silver Plate Table & ornamental china, Wines Books pictures & other plenishings which may be in my house at Glenlair and in the house No 8 Palace Gardens Terrace, Kensington, London held by me under Lease at the time of my decease, and also the whole rents and arrears of Rent from my whole heritable property whether entailed or unentailed due to me at the time of my decease of falling under my Executry, And also all horses carriages Cattle

[page four] Cattle and Stock which I may have at the time of my decease

Further I hereby leave and bequeath to the said Katherine Mary Dewar now Clerk Maxwell my wife my lease of the said house No.8 Palace Gardens Terrace Kensington London and my whole right title & interest therein if I shall still hold the same at the time of my death With full power to the said Katharine Mary Dewar now Clerk Maxwell to intimate with the whole of my moveable Estate, to give up inventories thereof to Confirm the same and generally every thing in the premises to so Competent to an Executrix but declaring always that the provision here Contained in favour of the said Katherine Mary Dewar now Clerk Maxwell is in full satisfaction and extinction of the provision of one thousand pounds provided to her in a Contract of Marriage.

And I do hereby leave & bequeath to Charles Hope Cay second surviving Son of Robert Dundas Cay Esquire my uncle, whom failing to the said Robert Dundas Cay and his heirs & assignees whomsoever my whole right title & interest in & to the rents profits and way leaves due by or from the farm of Prospect Hill near Newcastle in so far as I may have power to bequeath and settle the same, and further declaring that my said Executrix shall be bound and obliged to implement and fulfil all other legacies & bequests which I may hereafter leave & bequeath by any Writing under my hand however informal of only the same be clearly expressive of my Will & intention And I reserve full power to alter or revoke these presents in whole or in part at any time in my life and even

on death bed: And I consent to the registration hereof and of any Codicil or Codicils which I may afterwards annex or execute relative hereto for preservation In Witness whereof I have Subscribed these presents written with my own hand in this and the two preceding pages at Glenlair the Seventeenth day of August Eighteen hundred & Sixty Six Years before there Witnesses (signed) J[ame]s Clark Maxwell Albert Cay Junior of No.7 Black

:ford Road Edinburgh Gentleman and Andrew Gorrie my Gardener residing at Glenlair hereto with me subscribing in my presence and in presence of each other (Signed) James Clerk Maxwell. Albert Cay Jun[io]r of 7 Blackford Road Andrew Gorrie Glenlair, Signed & delivered by the above named James Clerk Maxwell in presence of Albert Cay Junior and Andrew Gorrie. The Correction on the fourth line of this page was made before signing in presence of Witnesses (signed) J Clerk Maxwell

I hereby revoke the Legacy above written of my share of the farm of Prospect Hill near Newcastle and in lieu

thereof I leave & bequeath the said share to those persons who may at the date of my death possess the character of being the next of Kin al intestato, of my late Mother Mrs Frances Cay or Clerk Maxwell assuming her to have died unmarried and to have survived the passing of the Act of distribution of Intestate moveable Estate in Scotland commonly called Dunlop's Act. Witness my hand this first day of July Eighteen hundred and Seventy three years (signed) James Clerk Maxwell.

Extracted from the Register of Deeds & in the Books of Council and Session on this and the six preceding pages by me Assistant Keeper of said Register holding Commission to that effect from the Lord Clerk Register of Scotland (Signed) Alex[ande]r Forbes

Edinburgh 10 December 1879 Referred to in my deposition of this date (Signed) Colin Mackenzie Alex[ande]r M. Fraser J P

At Edinburgh the twenty fifth day of November one thousand eight hundred and Seventy nine the Deed herein after Engrossed was presented for registration in the Books of the Lords of Council and Session for preservation and is registered in the said Books as follows: I James Clerk Maxwell [signed] Rob[ert] Gordon

[page five] Maxwell of Middlebie Esquire having by Disposition dated the twenty second day of August Eighteen hundred & sixty six disposed my fee simple lands and estates under certain burdens (failing certain prior heirs who have all failed) to Andrew Wedderburn Esq[ui]re late of Her Majesty's Indian Civil Service do hereby declare that the same are disposed under the additional burden of a free yearly annuity of Forty pounds Sterling to my Coachman John Rae and of Twenty pounds Sterling of Annuity to Mary Gibson residing at Kirkpatrick Durham both free of Legacy duty, and I make it my

earnest request to the said Andrew Wedderburn that he will permit the said John Rae to occupy his house rent free for the remainder of his life and will care kindly for my old pony "Charlie" and the dogs. I leave and bequeath to the said Andrew Wedderburn the furniture, outdoor & inside plenishing in & about Glenlair House, re: serving to my wife all articles that formerly belonged to her & her family and also right to select such of the precious ornaments as she may wish to possess. And I also leave and bequeath to the said Andrew Wedderburn all rents & arrears of rents on my Estate both entailed & fee simple and in (consideration) Corroboration of the General bequest I have made in favour of my wife by General Disposition & Settlement executed by me in the Scotch form I hereby devise and bequeath to her the Lease of that Tenement Number Eleven Scroope Terrace Cambridge, of which I am tenant, and the whole Household goods, provisions & plenishings therein Moreover to relieve my dear wife of the burden of administering to & winding up my affairs I hereby appoint as Executors along with her Professor George Gabriel Stokes, Master of Arts, Pembroke College Cambridge George Edward Paget; Physician in Cambridge and Colin Mackenzie Writer to the Signet in Edinburgh, or Majority Accepting & Surviving being a quorum Declaring that my Executors shall have power to appoint one of their own number their Factor & Agent to wind up & administer my Estate & allow him due remuneration for his trouble And I direct that my Executors shall have power to examine my whole papers & decide which shall be destroyed and which prepared for publication And I earnestly request & desire as my dying wish that my dear wife will be guided in all her arrangements by the advice (of) and Counsel of my other Executors in whose judgement & kindness I place and I am sure she can place absolute reliance And I Consent to the registration hereof for preservation In Witness whereof I have Subscribed these presents written by the said Colin Mackenzie and published the same as a Codicil to my General Disposition and Last Will & Testament at Eleven Scroope Terrace Cambridge foresaid on the Twenty eighth day of October one thousand eight hundred and Seventy nine before these Witnesses the said Colin Mackenzie & William Garnett of St John's College Cambridge Demonstrator of Experimental Physics (signed) James Clerk Maxwell. Signed & Published by the said James Clerk Maxwell above designed as & for a Codicil to his General Disposition and last Will & Testament before us the Witnesses subscribing who have hereto set our hands place & date aforesaid in presence of the said Testator and of Each other (signed) Colin Mackenzie 28 Castle St. Edinburgh Writer to the Signet, William Garnett St John's College Cambridge Demonstrator of Experimental

Physics _Extracted from the Register of Deeds & in the Books of
Council & Session on this & the five preceding pages by me assistant
Keeper of the said Register holding Commission to that effect from
the Lord Clerk Register of Scotland. One word on page third delete before
signing

(Signed) Alex[ande]r Forbes

Edinburgh 10th December 1879 Referred to in my deposition of this date

(Signed) Colin Mackenzie Alex M, Fraser JP.