

CC8/8/131 [p.1374] 28th January 1800 Robert McQueen Esq[ui]r[e] } The Testament
Testamentar and Inventory of the debt and sum of money which was addebted and
resting owing to the umq[ui]e Robert McQueen of Braxfield Esqr Lord Justice Clerk
at the time of his decease who deceased upon the day of seventeen hundred and
ninty nine years, Made and given up by himself upon the sixth day of august
seventeen hundred and ninty eight years In so far as concerns the nomination of his
Exe[cuto]rs and ? made and given up by William [p.1375] William Honeyman of
Gremsay Esqr son in law of the said Defunct and one of the Senators of the
Colledge of Justice, John McQueen Esqr second son of the said Defunct and by
James Marshall Writer to the signet In so far as concerned the Inventory of the said
Defunct his debt and sum of money after mentioned which William Honeyman John
McQueen & James Marshall He the said umql Robert McQueen Esqr did nominate
to be his sole Executors and universal legators and Intromitters with his whole goods
gear debts and effects secluding and debarring his nearest in kin and all other from
the said office, and that by his nomination of Executors dated the said sixth day of
august seventeen hundred and ninty eight Registered in the Books of Council and
Session (office HS) the third day of July seventeen hundred and ninty nine years
which is hereafter ingrossed Follows the Inventory In the first the said umql Robert
McQueen Esqr had addebted and [p.1376] and resting owing to him at the time of
his decease the sum of twenty pounds Sterling part of the sum of four thousand
pounds St[ir]ling contained in a Contract of Marriage dated the twenty fourth day of
December seventeen hundred and ninty two years entered into between the said
umql Robert McQueen Esqr one the one part and Elizabeth Ord fourth daughter of
the deceased Robert Ord Esqr late Lord Chief Baron of his Majesties Court of
Exchequer in Scotland Extending the said sum of twenty pounds Stg herein given up
and confirmed in Scots money to two hundred and forty pounds Summa of the
Inventory } ijC lx £i[bra]-.- Follows the Defuncts Disposition and Nomination of
Executors I Robert McQueen of Braxfield Esqr Lord Justice Clerk considering that by
a Disposition of this date I have for the causes therein specified [p.1377] Specified
Disponed to William Honeyman of Gremsay Esqr my son in law one of the Senators
of the Colledge of Justice John McQueen Esqr my second son and James Marshall
Writer to the Signet as trustees for the uses ends and purposes therein mentioned
any two of them being always a quorum and failing any one of the said three trustees
by death or not acceptance to the survivors of them and any other trustees or trustee
to be hereafter nominated and appointed by a writing under my hand, and the person
or persons that they or the survivor of them shall assume into the said trust in virtue
of the powers therein mentioned all and Haill my dwelling house in Edinburgh with
the pertinents and lands mills teinds and others therein particularly expressed
Together with all and whatsoever debts and sums of money and other moveable
Estate presently pertaining and belonging or which shall happen to pertain and
[p.1378] and belong to me at the time of my death But in trust for the uses ends and
purposes and with and under the declarations provisions reservations and faculty
therein mentioned as in the said Disposition itself is more fully contained and in order
to render the Right of the said trustees more full and complete it is my intention to
name them also my Executors Therefore I hereby nominate and appoint the said
William Honeyman and John McQueen Esqr and James Marshall, and failing any
one of them by death or not acceptance the survivor of them and any other trustee or

trustees to be hereafter nominated and appointed by a writing under my hand and the person or persons that they or the survivor of them shall assume in virtue of the powers mentioned in the foresaid disposition, To be my sole Executors and universal Legators and Intromitters with my whole moveable goods gear debts and effects secluding and debarring my nearest in kin and all others from the said office and further I hereby assign convey and make over to my said trustees and Executors not only the shares of [p.1379] of stock in the Royal Bank and profits and dividends thereon that shall happen to pertain and belong or be due and addebted to me at the time of my death, But also the sum of five hundred and four pounds Sterling of principal contained in a promissory note dated the twelfth day of January seventeen hundred and ninty seven years granted by Andrew Hamilton Writer to the Signet to me payable one day after date with the whole diligence following or to follow thereupon with power to my said Executors upon my decease to obtain themselves confirmed Executors to me and to give up Inventaries of my moveable Estate or such part thereof as they shall Judge necessary Intromit with and dispose thereupon as they shall Judge proper But in trust always for the uses ends and purposes and subject to the whole provisions and Declarations contained in the said trust right and Declaring as it is hereby expressly provided and declared that neither the debtors [p.1380] debtors to nor Creditors upon my personal Estate shall have any concern or be affected by the way and manner my said trustees shall dispose upon or apply the proceeds of my said personal notwithstanding of the reference herein had to the aforesaid trust deed and whereas James Mackay who has been in my service for a number of years bygone and who still continues with me Has for sometime past paid and continues to pay particular attention to me as an acknowledgement to him for his long and faithful services and the uncommon attention he has paid me I hereby bind and oblige myself and my heirs and successors whatsoever in the event of his surviving me to make payment of fifteen pounds Sterling during all the days of his like payable at two terms in the year Whitsunday and Martinmas by equal portions beginning the first term payment thereof at the first of these terms that shall happen after my death and so furth in half yearly payments thereafter during his life with a fifth part more of penalty in [p.1381] in case of faillie and the due and ordinary annualrent of each terms payment from the time the same falls due till paid and that free of all taxes or impositions whatsoever that may affect the same ? Declaring that the aforesaid obligation on me and my heirs for the said annuity shall cease and determine how soon the said James Mackie shall be provided in place or employment, the salary or emoluments arising therefrom taken separately or together shall amount annually one year with another to twenty pounds Sterling or upwards In or through my interest while in life or in and through the Interest of my heirs or friends after my decease reserving always not only my own liferent of the premises But also full power to me at any time of my life or even on death bed to alter or revoke these presents in while or in part as [I] shall think proper But declaring that of these presents shall not be altered or revoked by me as aforesaid the same shall be a valid and sufficient evident [p.1382] evident though found in my own custody or in the custody of any other person ay my death with the not delivery whereof I have dispensed and by these presents dispense for ever consenting to the Registration hereof in the Books of Council and Session or other Competent therein to remain for preservation or for execution as accords and for that effect I Constitute the said Mr Charles Hay My Procurators In Witness whereof these presents consisting of this and the three preceding pages written upon stamped paper by the said James Marshal Writer to the Signet are subscribed by me at Edinburgh the sixth

day of august seventeen hundred and ninty eight years Before these Witnesses
James Henderson and Peter Goodsir both my servants (signed) Robt McQueen,
James Henderson Witness, Peter Goodsir Witness Masters Andrew Balfour &
c[etera] Cautioner Thomas smith principal Clerk to the bill dated 28th Jany 1800