

William Robertson CC8/8/133 [p.520] 20th November 1802 Testament Testamentar Dr William Robertson} The Testament Testamentar and Inventory of the debt and sum of money which was addebted and resting owing to umquhile Doctor William Robertson Principal of the university of Edinburgh, at the time of his decease upon the day of years, made and given up by himself upon the Twenty ninth day of November one thousand seven hundred and Eighty five years In so far as concerns the nomination of his Executors and now made and given up by Mr William Robertson Advocate Eldest son of the said Defunct In so far as concerns the Inventory of the said Defunct his debt and sum of money after mentioned, Which Mr William Robertson Advocate he the said umquhile Doctor William Robertson did nominate and appoint to be his sole Executor and Intromitter with his goods and gear [p.521] gear whatsomever, and that by his Disposition and Settlement dated the said Twenty ninth day of November one thousand seven hundred and eighty five years, Registered in the books of Council and Session the fifth day of July one thousand seven hundred and ninety three years which is hereafter Ingrossed.- Follows the Inventory In the First the said umquhile Doctor William Robertson had addebted and resting owing to him at the time of his death the sum of one thousand pounds Sterling and interest due thereon contained in a Bond by Sir Laurence Dundas of Herse and Thomas Dundas of Castlecarry now Lord Dundas to the said Defunct, dated the Twenty third and Twenty fifth days of June one thousand seven hundred and Eighty one years, Extending the said sum of one thousand pounds sterling In Scots money to Twelve thousand pounds Summa of the Inventory} xijm £ib[ra] ..-.- Follows the Defuncts Disposition and Settlement Be it known to all men that by these presents That I the Reverend Doctor William Robertson Principle of the University of Edinburgh, for the love favour and affection I have and bear to my children after mentioned and for certain other good causes and considerations have [p.522] have given granted and disponed, as I by these presents with and under the burdens conditions provisions reservations and declarations after mentioned Give Grant and assign and dispone to and in favour of William Robertson Advocate my Eldest son, and the heirs whomever of his body, whom failing to Captain James Robertson of His Majesties Seventy third Regiment of Foot my second son and the heirs whomsoever of his body, whom failing to Captain David Robertson of his Majesties Regiment of foot my Third son and the heirs whomever of his body, whom failing to Mary Robertson my Eldest daughter spouse of Patrick Prydone Esquire and the heirs whomever of her body, whom failing to Eleonora Robertson my Second daughter spouse of John Russell Junior Clerk to the Signet and the heirs whomever of her body whom failing to Janet Robertson my Youngest daughter and the heirs whomever of her body, all and whatsoever lands heritages debts and sums of money, and all and whatsoever goods gear means and Estate as well real as personal heritable as moveable of whatsoever nature or denomination the same may be presently appertaining or belonging to me, or that belongs to me at the time of my decease Excepting in so far [p.523] far as the same are hereby disponed of by me either by these presents, or by a writing under my hand at anytime in my life et etiam in articulo mortis Dispensing with the generality hereof and admitting the same to be as valid and effectual as if every particular debt and subject or sum of money were herein particularly mentioned and particularly without prejudice to the generality foresaid all debts sums of money or goods which shall be contained in any Inventory

or Inventories to be signed by me relative thereto at any time of my life which Inventories are hereby declared to be held as part hereof Item my gold snuff box set with diamonds a present from the Empress of Russia which I wish the person who shall succeed to me by virtue of this Disposition to preserve in his or her family as a memorial of me, and to transmit it to his or her heirs with the same Injunction Item my picture printed by Sir Joshua Reynolds. Item my gold Watch and seals and all my books papers and manuscripts Item my silver bread basket and writing stand But always with and under the burden of the payment of all my just and lawful debts funeral charges and legacies either already appointed, or such as I shall hereafter appoint by a writing under my hand at any [p.524] any time in my life and also with the burden of the payment of the provisions to my younger children herein after mentioned and particularly without prejudice of the generality foresaid with the burden of the payment of Fifty pounds Sterling of liferent annuity to Mary Nisbet my Spouse in case she shall happen to survive me provided to her by our Contract of marriage and also of an additional liferent annuity of Twenty five pounds sterling making in whole the sum of Twenty five pounds Sterling over and above the sum she will be entitled to receive from the widow fund, and that at two terms in the year Whitsunday and Martinmas by equal portions beginning the first terms payment thereof at the first term of Whitsunday or Martinmas after my death in proportion to the time between that event and the said term, and the next terms thereof at the next term of Whitsunday or Martinmas thereafter and so forth at the said two terms in the year Whitsunday and Martinmas by equal portions during all the days of her life Item the sum of one thousand nine hundred pounds Sterling to the said Janet and James Robertson my younger children the said Mary and Eleonora Robertson my two Eldest daughters having been already provided for in their contracts of marriage and I having already [p.525] already laid out more than the sum of Eleven hundred pounds on account of the said Captain David Robertson which I intended to give him as his patrimony and that by the proportions, and in the manner after mentioned Viz[delice]t the sum of one thousand two hundred pounds Sterling to the said Janet Robertson my Daughter, and the sum of Seven hundred pounds Sterling to the said Captain James Robertson (I having already laid out the sum of four hundred pounds Sterling on his account) at the terms and by the proportions following vizt. the sum of seven hundred pounds Sterling to the said Janet Robertson and the sum of Two hundred pounds Sterling to the said Captain James Robertson at the first term of Whitsunday or Martinmas after my death, and the sum of Five hundred pounds Sterling to the said Janet Robertson and the sum of Five hundred pounds Sterling to the said Captain James Robertson being the remainder of the principal sums hereby provided to them at the first term of Whitsunday or Martinmas after the decease of Mary Nisbet my spouse in case she shall happen to survive me, or at the end of twelve callendar months after my decease in case she shall [happen] to predecease me which ever of the said Events shall first happen with a fifth part more of the said several principal sums of liquidate penalty in case [p.526] case of faillie, together with the legal interest of the said several sums from and after the respective terms of payment above mentioned, during the not payment thereof and it is hereby provided that in case the said Janet and James Robertson or any of them shall predecease me, than and in that case the shares or share of the said principal sum of one thousand nine hundred pounds Sterling provided to all or any of the said children respectively shall accresce and belong to the person who shall succeed to me by virtue of this Disposition and Moreover it is hereby specially provided and declared

that in case the funds belonging to me hereby conveyed shall not be made effectual so as to enable the person who succeeds to me by virtue hereof to pay the sum of One thousand nine hundred pounds Sterling or such part thereof as shall be due to my several younger children then alive after paying all my debts and funeral charges and to retain a free residue of one thousand five hundred pounds Sterling, exclusive of the value of the several articles hereby specially conveyed to him or her which free residue shall be ascertained before the payment of the last moiety of the respective sums hereby provided to the younger children, that then and in that case the share or shares of such younger children shall suffer a [p.527] a proportional denomination, and they shall not be entitled to a proportional share of the whole means and Estate hereby conveyed, excepting the articles hereby specially disposed of corresponding to the respective principle sums they would have drawn had there been sufficient funds and the share if the person who shall succeed to my means and Estate by virtue hereof shall also suffer a proportional diminution corresponding to the principal sum of one thousand five hundred pounds Sterling which he will be entitled to draw if all the funds prove effectual and I hereby declare that these presents are granted by me in full satisfaction of my heir who shall succeed in virtue hereof and to all my younger children of all Executry portion natural legitim bairns part of gear or other provision of the law whatever which my said children could ask or claim by virtue of my Contract of marriage or by any other way whatever upon my death excepting my own good will allenary. Item I hereby assign and dispone to and in favour of the said Mary Nisbet my spouse , in case she shall happen to survive me allenary all and hail the whole household furniture bed and table linen and plate belonging to me, excepting the articles hereby specially disposed of and in case [p.528] case the said Mary Nisbet shall predecease me I assign and dispone the said household furniture and bed and table linen and plate excepting as before excepted, to the said Jean Robertson and I hereby appoint the person who shall succeed to my means and Estate by virtue of this Disposition to be my sole Executors and Intromitters with my goods and gear whatsoever and lastly I hereby reserve the full power and liberty to me at any time of my life et etiam in articulo mortis to alter innovate or change these presents in whole or in part or even to cancel the same at my pleasure. Declaring always that the same shall be effectual in so far as not altered by me albut not delivered in my lifetime, with the not delivery whereof I hereby dispense forever and for the more security I consent to the registration in the books of Council and Session or others Judges books Competent therein to remain for preservation and thereto I Constitute my procurators In witness whereof I have subscribed these presents consisting of this and the three preceding pages (written upon stamped paper by Andrew Forbes apprentice to the said John Russell Senior, at Edinburgh the Twenty ninth day of November one thousand seven hundred and Eighty five years [p.529] years before these witnesses John Wilson and Richard Haddock both my servants the place date names and designations of witnesses being inserted with my own hand (signed) William Robertson John Wilson witness Richard Haddock witness.- Master Andrew Balfour & c[etera] Cautioner Charles Innes Writer to the Signet date the Twentieth day of November one thousand eight hundred and two years.-