

(Transcript prepared by Marnie Thomson; edited by P Brown)

LDS #231 200 Testament Alexander Brown 1822 Confirmation Kirkcudbright

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INVENTORY UMGLE. ALEXR. BROWN

At Kirkcudbright the Twenty first day of December, one Thousand eight hundred and Twenty one the Inventory and oath underwritten with the Afsignation and Settlement therein referred to were invented by James Lidderdale Writer in Castledouglas to be recorded in the Record of inventories of personal Succesfion kept for the Commifsariot of Kirkcudbright in terms of Law.

Inventory of the personal estate of Alexander Brown at Meikle Yett who died on the twenty second day of December 1820.

1. Principal sum contained in Receipt to the Defunct dated 26 May 1820 granted by William More Esquire Agent for the Bank of Scotland at Kirkcudbright for behalf

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behalf of the Bank..... 30 """"
Interest on the above at 3 per cent from the 26 day of May 1820 till 22 day of December 1820... 210 days....."10.4.30.10.4

2. Sum contained in Holograph acknowledgement by John Brown in Torr to the Defunct dated 5 March 1819 300""

Interst on Do. from 5 March 1819 till December 1820. 1 year & 292 days at 5 per cent.... 27""327""

3. Sum due by said John Brown to the Defunct by open account 141""141""

4. Sum due by Caleb Brown Huddersfield near Cork(York?) to the Defunct by open Account æ 84""
This sum is perfectly desperate

5. The Defunct's Body Clothes & Household furniture Inventoried and valued by John Pain Joiner in Carse & John Rae Joiner in Boreland conform to Inventory & valuation by them..... 65.6.8

6. The Defunct's Stock & Crop Inventoried and valued by Peter Phillips in Carse and John McTaggart in Bellies..... 31.16""

æ 595"13""

Kirkcudbright 21 Dec. 1821 Referred to in the oath of Robert Brown on next page
(Signed) Robert Brown
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At Kirkcudbright the twenty first day of December one thousand eight hundred and Twenty one years

In the presence of John Thomson Esquire Commifsary of the Commifsariot of Kirkcudbright Appeared Robert Brown in Argrennan who, being solomnly Sworn and Examined Depones that Alexander Brown in Meikle Yett the father of the Deponent died on the Twenty second day of December one Thousand eight hundred and twenty, and the Deponent along with his Brothers, James, Alexander, Caleb, and John Brown have entered upon the pofsesion and management of the deceased's Personal Estate as Executors nominated by him in an Afsignation and Settlement executed by him on the First day of April one Thousand eight hundred & eighteen, and in two Codicils thereto, annexed, the first dated the seventeenth day of April Eighteen hundred & Eighteen, the Second dated the Tenth day of August Eighteen hundred and Eighteen which Afsignation & Settlement is now exhibited, and signed by the Deponent does not know of any Settlement or writing relative to disposal of the deceased's Personal Estate or Effects or any part of them, other than that now exhibited. That the Inventory written on

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is signed by the deponent & the said Commifsary as relative heretors is a full & complete Inventory of the personal Estate and effects of the said deceased Alexander Brown wherever situated and belonging or due to him beneficially at the time of his death in so far as the same has come to the Deponent's knowledge and that the value of the said Estate situated in Scotland is of the value of Five hundred and ninety five Pounds Thirteen Shillings and under the value of Six hundred Pounds Sterling. And all this is truth as the Deponent shall answer to God (Signed) Robert Brown, John Thomson

Follows the Afsignation and Settlement before referred to

AFSIGNATION & SETTLEMENT ALEXANDER BROWN IN HIGH CLAUCHAN

I, Alexander Brown, presently residing at High Clauchan for the love favor and affection I have for my wife and sons aftermentioned and for weighty and onerous causes and considerations do by the presents with and under the burdens reservation and Declarations after mentioned Give grant Afsign Convey and Dispone and make over to and in favor of my sons Robert Brown in Argrennan, James Brown in Ingleston, and the Rev'd Alexander Brown Minister in Muirkirk and Survivors and survivor of them and their heirs and afsignees whomsoever All and Sundry Lands heritages Land Tenements Adjudications and all other heritable property of whatever denomination wherever situated and also all Wm Ireland

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habitments, Debts, sums of and all other removeable goods of whatever kind and denomination that shall pertain and belong or be due and addebted to me at the time of my death by whatever person or persons by bonds bills decreets accounts, or any other manner of way with the whole grounds and instructions thereof and all that has followed or is competent to follow thereon Surrogating and Substituting the said Robert Brown, James Brown, and Alexander Brown and Survivors or Survivor of them, and their foresaids in my full right, title & place of the premises, with full power immediately on my death, to enter to the profsefsion of my whole Estate and Effects above conveyed and to sue for uplift receive and discharge afsign and, convey the same at pleasure compone, transact and agree thereament and generally to do every thing necefsary that should have done myself whilst in life and that either as my afsignns foresaid or my Executors. I having, hereby Nominated Constituted and Appointed the said Robert Brown, James Brown, and Alexander Brown and the Survivors or Survivor of them to be any Executors and universal intromitters with my whole moveable & personal Estate Goods & Effects, excluding all other from the office with full power to Wm Ireland

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.....versions,.....confirmations and all other titles that may be necefsary and to do every other act and deeds competent to Executors to do by Law, providing always as it is hereby exprefsy provided and Declared that these presents are granted with and under the (burden of payment) following burdens provisions and declarations vizd(?) First with and under the burden of payment of all my just and lawful Debts deathbed expences and funeral charges Second. The said Robert Brown, James Brown & Alexander Brown and the Survivors or Survivor of them shall be ? & obliged within six months after my decease in care Jean Burnie alias Brown my Wife surviving me to lend out on heritable or good personal security as they may think best the sum of Six hundred Pounds Sterling out of the first and readiest of my funds and Effects, the interest of which sum shall be paid to the said Jean Burnie during all the days & years of her life at two terms in the year Whitsunday and Martinmas after my decease and the next at the term immediately succeeding payment at the first term of Whitsunday or Matinmas after my decease and the next at the term immediately succeeding with one fifth part more than each terms interest of penalty in case of failure and the due and ordinary annualrent of each terms payment from the time the same falls due till payment. And until the said half years interest become payable the said Jean Burnie shall be entitled to & receive the sum of Thirty Pounds Sterling from my said ? and

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suitable mournings.....
of the foresaid sum of Six hundred Pounds Sterling and the said sum of Thirty Pounds of alimony are hereby declared to be in full of all terce jus Relictae half or third of moveables or any other claim competent to her by Law in & thro' my decease Third Considering that I have from time to time advanced & paid various sums of money to John Brown & Caleb Brown my Sons to an amount beyond their ligitim and what I intended to provide for them in the event of my death Therefore I only burden these presents and leave and bequeath to them the sum of Five pounds Sterling each payable with six months after my death in full of all ligitim portion natural bairns part of gear or any other claim, or demand competent to them by Law in and thro' my decease or the decease of the said Jean Burnie their mother any manner of way And after payment of my Debts & the foresaid sums provided to my two Sons and the investment of

the foresaid sum for an annuity to the said Jean Burnie alias Brown the free residue of my whole Estate Effects goods and gear above conveyed shall pertain & belong & be equally divided amongst the said Robert Brown, James Brown, and Alexander Brown and their heirs and at the death of their mother the foresaid capital sum of Six hundred Pounds Sterling shall also pertain and belong and be equally divided amongst

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amongst them the said Robert Brown, James Brown and Alexander Brown and their heirs. And in the event of any of the said Robert Brown, James Brown and Alexander Brown predeceasing me or their said mother the lawful issue of such person shall be entitled to and draw the share to which the parent would have been entitled And which share shall be divisible equally amongst the children of such deceased Parent And I hereby dispense with the generality of these presents and declare the same to be equally valid and effectual as if every sum and subject hereby conveyed had been specially inserted. Reserving always to myself full power & liberty at any time in my life or even on deathbed to alter innovate or annul these presents in whole or in part as I shall see proper either by a separate deed, in writing, or any codicil hereto or other writing specifying my intention. And I hereby Revoke and Annul all former Dispositions and Settlements executed by me And declaring that these presents shall have the effect of a delivered evident tho' found lying by me or in the hand of any other person at my death And I Consent to the Registration hereof in the Books of Council & Session or other Competent therein to remain for preservation & that all Execution necessary parts hereon in common form & thereto Constitute

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of these presents is now on this and the two preceding pages of Stamped Paper by James Liddendale Writer in Castle Douglas are subscribed by me on each page at High Clauhan the First day of April One Thousand eight hundred and eighteen years before their witnesses the said James Lidderdale and Hugh Gordon Servant at High Clauhan (Signed) Alexander Brown, James Lidderdale, Writer, Hugh Gordon, Witnfs.

I the within de Signed Alexander Brown in virtue of the powers within reserved do hereby Revoke Recall & Annul the within Legacy of five pounds Sterling in favor of my son John Brown And I do hereby Give Grant, Assign Dispose convey and make over to the said John Brown equally and amongst with the within named Robert Brown, James and Alexander Browns my sons, my whole Estate & Effects heritable and moveable within conveyed with & under the burdens provisions and declarations contained in the within deed And I also Nominate, Constitute & Appoint the said John Brown to be one of my Executors and universal intermitters with my effects equally & amongst with the said Robert, James, and Alexander Browns with the several powers and privileges & under the burdens provisions and declarations contained in the said deed. And I declare that the said John Brown shall

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shall beand I shall hereby Leave & bequeath him an equal share ... with the said Robert, James & Alexander Browns of my whole Estate and Effects with conveyed in the same manner and as amply and freely as if he had been specially named in the within deed one of my assignees Executors & residuary Legatees amongst with them And I Consent to the registration hereof amongst with the within deed in terms of the clause of registration therein contained In witness whereof this Codicil written on the back of the said Settlement by James Lidderdale Writer in Castle Douglas is subscribed by me at High Clauhan the Seventeenth day of April Eighteen hundred and Eighteen Years before the witnesses the said James Liddendale and Hugh Gordon Servant at High Clauhan (Signed) Alexander Brown, James Lidderdale, Witness, Hugh Gordon, Witness - I the within designed Alexander Brown in virtue of the powers within reserved do hereby Revoke Recall and Annul, the within legacy of Five Pounds Sterling in favor of my Son Caleb Brown And I do hereby Give Grant Assign Dispose Convey and Make over to the said Caleb Brown equally and amongst with the written named Robert, James and Alexander Browns and the above named John Brown my whole Estate and Effects heritable and moveable within conveyed with & under the burdens provisions and

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and

And I also..... & Appoint the said Caleb Brown to be one of my Executors and universal Intromitters with my effects equally and amongst with the said Robert, James, Alexander and John Browns with the several powers & privileges and under the burden provisions and declarations contained in the said deed And I declare that the said Caleb Brown shall be entitled to and draw And I hereby Leave and Bequeath him an equal share amongst with the said Robert, James, Alexander and John Browns of my whole Estate & Effects within conveyed in the same manner and as amply & freely as if he had been specially named in the within deed one of my Assignees Executors and residuary Legatees amongst with them And I consent to the Registration hereof amongst with the within Deed in terms of the cause of registration therein contained In Witness whereof this Codicil written on back of the said Settlement by William Gifford, Clerk to Messrs Hannay & Liddendale, Writer in Castle Douglas, is subscribed by me at High Clauhan the Tenth day of August Eighteen hundred & Eighteen year before these witnesses the said William Gifford, and James

Carter, Servant at Argrennan. (Signed) Alexander Brown, Will Gifford, Witnefs, James Carter, Witnefs
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