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VOLUME 2

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Appendix A: The *Acta* of James II, 1437-1460

In this appendix are listed all the known extant *acta* of James II. The list is based on a preliminary list by Mr. V.V. Scott which contained about 350 *acta*. The author is much indebted to Mr. Scott for agreeing to make this list available, as it greatly aided the research here. Mr. Scott's list was intended simply to give one source for each document, whereas the aim here is to cite the MS versions, plus what printed versions are known to the author. Since the research was carried out to obtain MS authorities, there may well be printed versions which are not known.

It was clear in this research that RMS was unsatisfactory in places, so it was decided not just to calendar all additional *acta* but to incorporate those found in RMS. It is considered that this provides a very much better idea of the extent and type of *acta* issued by the king. Additional research will undoubtedly throw up more *acta*; in particular foreign archives have been barely touched. It is known, for example, that there are a number of *acta* in Austrian archives. It is hoped that sooner rather than later it will be possible to release an extended form of this list, incorporating such items. Such a later release would also contain the location of MS texts lying behind printed versions, where it is obvious that no original royal document now survives (monastic cartularies, for example). Pressure of time here prevented research into this source. It was assumed that such printed versions were correct (although on occasion it was clear that they were not, and MS authorities were then checked).

Each entry provides the day and month of each document and the place where it was issued (if known); the type of seal used if not the full great seal; a printed and/or a MS version, with occasionally some extra comment if there is doubt about some aspect of the document; and, where applicable, an indication that the king's sign manual appears on
the document. It may be assumed that all MS versions have actually been seen by the author, unless indicated. In some cases MS authorities are cited followed by the phrase "no original", or "no text". "No original" means that the MS version cited is not a royal document as issued by chancery, but is some form of transcript. This is frequently the case with precepts of sasine, which are often engrossed within a notarial instrument of sasine. "No text" means quite simply that although there is evidence that a document was issued on a particular day no text of it is now known to survive. In RMS there are a number of charters which are not now complete. In print, such charters invariably follow the immediately preceding charter in the MS, but of course there is no authority for thinking that necessarily when issued they would have borne a similar date to the preceding charter. In this list, this practice is followed, but a later version may well pull out all these charters and calendar them in a separate section at the end.

1437

01. 7 March  Perth  Privy Seal
     PSAS, xxxiii (1898-99), 425  PKDA: B 59/24/13/1
02. 27 April  ?
     PSAS, xxxiii (1898-99), 437 (No text: document missing)
03. 6 May  Stirling  Privy Seal
     SRO: GD 350/12/30/6a
04. 13 May  Stirling  % seal
     SRO: GD 52/1
05. 1 June  Edinburgh
     Fraser, Melville, iii, no.31  Blair Castle (Atholl MSS) Box 23 parcel 2 Strathardle no.1  SRO: GD 26/1/4/31
06. 30 November  Edinburgh
1438

07. 22 February Dundee Patent letters
    SRO: GD 82/11 (Possible dating problem)

08. 23 February Dundee Brieve of inquest
    SRO: GD 82/12 (Possible dating problem)

09. 25 May Edinburgh Brieve of inquest
    SRO: GD 124/1/140

10. 25 June Edinburgh Brieve of inquest
    SRO: GD 52/1040

11. 12 August Perth Precept of sasine
    AUL: MS 2764 Titles Bundle 2 no.23

12. 15 November Perth Precept of sasine
    SRO: GD 124/1/143

13. 28 November Edinburgh A seal, act of general council
    Fraser, Douglas, iii, 404 Darnaway (Moray: Kinfauns MSS)
    Bundle 1 no.9 (Not seen)

14. 8 December Edinburgh A seal, act of general council
    AFS, ii, 53 Darnaway (Moray: Kinfauns MSS) Bundle 1 no.10
    (Not seen)

1439

15. 2 May Edinburgh Brieve of inquest
    SRO: GD 204 Rothes Cartulary p.70 (No text)
16. 3 May  Stirling
RMS, ii, no.201; but there is an engrossment at SRO: GD 224/876
(Fraser, Buccleuch, ii, no.34) dated 3 May 1437

17. 10 July  Edinburgh
RMS, ii, no.202

18. 13 August  Stirling
RMS, ii, no.203

19. 4 September  Stirling
RMS, ii, no.204

20. 5 September  Stirling
RMS, ii, no.205

21. 18 September  Stirling
RMS, ii, no.206

22. 18 September  Edinburgh
RMS, ii, no.207

23. 13 October  Edinburgh
RMS, ii, no.208

24. 12 November  Edinburgh
RMS, ii, no.209  Engrossment: SRO: B 58 Peebles Charters Box 1
no.13, although in fact the versions of the charters differ

25. 16 November  Edinburgh
RMS, ii, no. 210

26. 16 November  Edinburgh
RMS, ii, no.211

1440

27. 12 January  Crichton
RMS, ii, no.212

28. 1 February  Edinburgh
29. 1 February Edinburgh
   RMS, ii, no. 213  (Dating problem: could be 1440)
30. 8 February Edinburgh
   RMS, ii, no. 214
31. 23 February Edinburgh
   RMS, ii, no. 215
32. 24 February Edinburgh
   RMS, ii, no. 217  Engrossment: Kingcausie (Irvine Fortescue of
                   Kingcausie MSS) Unnumbered charters
33. 24 February Edinburgh
   RMS, ii, no. 218
34. 26 February Edinburgh
   RMS, ii, no. 219
35. 26 February Edinburgh
   RMS, ii, no. 220
36. 26 February Edinburgh
   RMS, ii, no. 221
37. 26 February Edinburgh
   RMS, ii, no. 325
38. 27 February Edinburgh
   RMS, ii, no. 222
39. 27 February Edinburgh
   RMS, ii, no. 223  Engrossment: Hirsel (Home MSS) Box 129 bundle
                   4, dated 27 February 1439
40. 28 February Edinburgh
   RMS, ii, no. 224  (but cf. RMS, ii, no. 325: a version of this)
41. 1 March Edinburgh
   RMS, ii, no. 225
42. 2 March Edinburgh
   RMS, ii, no. 226
43. 10 March Edinburgh
   RMS, ii, no. 227
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<th>Date</th>
<th>Location</th>
<th>Notes</th>
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<tr>
<td>12 March</td>
<td>Edinburgh</td>
<td>RMS, ii, no.228</td>
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<td>15 March</td>
<td>Edinburgh</td>
<td>NLS: Acc. 7750 1/5</td>
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<td>17 March</td>
<td>Edinburgh</td>
<td>RMS, ii, no.229</td>
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<tr>
<td>18 March</td>
<td>Edinburgh</td>
<td>SRO: GD 44/2/1/8 (missing; details obtained from GD 44 box of loose pages prepared for ?HMC report, pp.17-8, no.9)</td>
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<td>3 April</td>
<td>Edinburgh</td>
<td>RMS, ii, no.230</td>
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<td>8 April</td>
<td>Edinburgh</td>
<td>RMS, ii, no.231</td>
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<td>11 April</td>
<td>Edinburgh</td>
<td>RMS, ii, no.232</td>
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<td>27 April</td>
<td>Edinburgh</td>
<td>RMS, ii, no.233 Engrossment: Drumlanrig (Buccleuch MSS) Bundle 521</td>
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<td>27 April</td>
<td>Edinburgh</td>
<td>RMS, ii, no.234</td>
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<td>4 May</td>
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<td>RMS, ii, no.236</td>
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<td>7 May</td>
<td>Edinburgh</td>
<td>RMS, ii, no.238</td>
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<td>8 May</td>
<td>Edinburgh</td>
<td>Precept of sasine</td>
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<td>10 May</td>
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<td>SRO: GD 48/30 (No original)</td>
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<td>13 May</td>
<td>Edinburgh</td>
<td>RMS, ii, no.239</td>
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60. 14 May Edinburgh
    RMS, ii, no.240

61. 6 August Stirling
    RMS, ii, no.242

62. 10 August Stirling
    RMS, ii, no.243 Engrossment: SRO: GD 135/1/1/1

63. 10 August Stirling
    RMS, ii, no.244

64. 10 August Stirling
    SRO: GD 124/1/148 (no original)

65. 10 August Stirling Privy Seal
    APS, ii, 55-6 SRO: GD 124/1/147 (two originals)

66. 11 August Stirling
    RMS, ii, no.245 Engrossment: SRO: GD 248/718/8

67. 20 September Edinburgh
    RMS, ii, no.246

68. 13 October Edinburgh
    HMC, vi, Menzies no.22 (wrongly dated 23/10/1440)
    SRO: GD 212/18 s.d. 13/10/1440

69. 12 November Edinburgh
    RMS, ii, no.247

70. 12 November Edinburgh
    RMS, ii, no.248

71. 12 November Edinburgh
    RMS, ii, no.249

72. 12 November Edinburgh
    RMS, ii, no.250

73. 12 November Edinburgh
    RMS, ii, no.251

74. 2 December Edinburgh
    RMS, ii, no.252

75. 3 December Edinburgh
76. 8 December Edinburgh
RMS, ii, no.254

77. ??? ??
RMS, ii, no.255 (Dating problem: follows last in MS)

1441

78. 5 January Edinburgh
RMS, ii, no.256

79. 10 January Edinburgh
RMS, ii, no.257

80. 14 January Edinburgh
RMS, ii, no.258 (Possible that charter cancelled)

81. 15 January Edinburgh
RMS, ii, no.259 (Could be 14/1/1441)

82. 21 January Edinburgh
RMS, ii, no.260

83. 24 January Edinburgh
RMS, ii, no.261

84. 12 February Edinburgh
RMS, ii, no.262

85. 7 March Edinburgh
RMS, ii, no.263

86. 8 March Edinburgh Signet
Yester Writs, no.28 SRO: GD 28/73

87. 31 March Edinburgh
RMS, ii, no.264

88. 31 March Edinburgh
AUL: MS 2764 Titles Bundle 2 no.24
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<td>89.</td>
<td>April 2</td>
<td>Edinburgh</td>
<td>Aberdeen St Nicholas Cartularium, i, no.8</td>
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<td>90</td>
<td>April 3</td>
<td>Edinburgh</td>
<td>AFS, ii, 56-7 (Original missing from SRO: GD 44)</td>
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<td>91.</td>
<td>April 22</td>
<td>Edinburgh</td>
<td>RMS, ii, no.265</td>
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<td>92.</td>
<td>May 22</td>
<td>Edinburgh</td>
<td>Morton Registrum, ii, no.219 SRO: GD 150/100(b) (Cf. RMS, ii, no.562)</td>
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<td>93.</td>
<td>May 26</td>
<td>Edinburgh</td>
<td>RMS, ii, no.266</td>
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<td>94.</td>
<td>May 26</td>
<td>Edinburgh</td>
<td>RMS, ii, no.267</td>
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<td>95.</td>
<td>May 31</td>
<td>Edinburgh</td>
<td>Wigtownshire Chrs., no.37 SRO: GD 72/2 (No original)</td>
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<td>96.</td>
<td>June 2</td>
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<td>SRO: GD 48/5</td>
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<td>97.</td>
<td>June 2</td>
<td>Edinburgh</td>
<td>SRO: GD 205/6/11/7</td>
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<td>98.</td>
<td>June 3</td>
<td>Edinburgh</td>
<td>Seal, decree of general council Fraser, Pollok, i, no.35 SRA: T-PM 77/2</td>
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<td>99.</td>
<td>June 5</td>
<td>Edinburgh</td>
<td>Floors (Roxburghe MSS) Bundle 1094</td>
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<td>100.</td>
<td>June 7</td>
<td>Edinburgh</td>
<td>Glasgow Registrum, ii, no.347</td>
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<td>101.</td>
<td>June 8</td>
<td>Edinburgh</td>
<td>RMS, ii, no.268 Engrossment: Darnaway (Moray MSS) Box 42 no.5</td>
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<td>102.</td>
<td>June 8</td>
<td>Edinburgh</td>
<td>SRO: GD 148/10</td>
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<td>103.</td>
<td>July 18</td>
<td>Edinburgh</td>
<td>SRO: B 58 Peebles Charters box 1 no.15</td>
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<td>104.</td>
<td>July 19</td>
<td>Stirling</td>
<td>SRO: GD 124/1/150</td>
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105. 19 July Edinburgh
   SRO: RH 1/1/2/4 (Photocopy only)

106. 19 August Stirling
   RMS, ii, no.791

107. 10 September Edinburgh
   NLS: Acc. 6803 box 4 bundle 1 no.1

108. 10 September Edinburgh
   Floors (Roxburghe MSS) Bundle 619

109. 10 September Edinburgh
   SRO: GD 135/77/5/1

110. 10 September Edinburgh
    BL: Add. Ch. 19,560

111. 3 October Glasgow
    Floors (Roxburghe MSS) Bundle 1007

112. 10 December Stirling
    Glamis (Strathmore MSS) Box 4 no.82

1442

113. 1 January ?
    Vigtown Charter Chest, no.26 (Missing, no authority for date)

114. 3 January Stirling
    Blair Castle (Atholl MSS) Box 23 bundle 2 Strathardle no.2

115. 12 January Edinburgh Brieve of inquest
    Yester Writs, no.75 SRO: GD 28/75

116. 20 March Stirling
    Kingcausie (Irvine-Fortescue of Kingcausie MSS) Unnumbered charters

117. 26 April (Edinburgh?)
    SRO: SP 7/13 (No text)
118. 26 April Edinburgh Precept of sasine Fraser, Douglas, iii, no.410 SRO: GD 52/404
119. 28 April Edinburgh RMS, ii, no.269
120. 8 May Edinburgh Precept of sasine SRO: B 30/9/1 f.5v (No original)
121. 24 May Stirling Privy seal SRO: CS 5/15 f.29v-30v (Incomplete text)
122. 4 June Stirling Privy seal FKDA: B 59/26/1/1
123. 12 June Stirling Privy seal Raine, North Durham, no.95 (Original missing since 1905)
124. 13 June Stirling Letters patent BL: Cott. Ch. XVIII.19
125. 14 July Stirling Signet Yester Writs, no.131 SRO: GD 28/131 (Uncertain if 1442)
126. 6 September Stirling Privy seal SRO: RH 6/307
127. 10 October ??? Precept of sasine SRO: GD 90/3/5 Errol inventory (No text; uncertain if of this reign)
128. 18 October Stirling Castle Privy seal Melrose Liber, ii, no.563 SRO: GD 55/563

1443

129. 8 February Stirling RMS, ii, no.270
130. 17 July Stirling HKG, xiv App. iii, Marchmont no.5 SRO: GD 158/3 (No
131. 6 August Stirling
SRO: GD 26/3/1083

132. 7 August (?Stirling) Privy seal
ER, v, 222 (No text)

133. 1 September Stirling Personal letter
St Andrews Copiale, 330-32

134. 15 September Stirling
Blair Castle (Atholl MSS) Box 2 parcel 6 Fendach no.1

135. 27 September Stirling Signet
SRO: GD 205/1/2

136. 25 October Edinburgh Transumpt from register
EMS, ii, no.1098 PKDA: B 59/23/3

137. 11 November Stirling Signet
Aberdeen Council Register, 399

138. 6 February Stirling General council act, not sealed
PKDA: B 59/36/1/2

139. 7 February Stirling General council: Burgh Commissioners
Ayr Burgh Chrs., no.16 SRO: B 6/30/18 (Since being
examined at the SRO, this collection has been retransmitted to
Ayr)

140. 22 April Stirling Castle Signet
Coldingham Corresp., no.162 Durham: D & C loc.25 no.101

141. 23 April Stirling Privy seal
PKDA: B 59/36/1/3

142. 29 April St. Andrews Brieve of inquest
Glamis Castle (Strathmore MSS) Box 4 no.84
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<td>143</td>
<td>24 July</td>
<td>Stirling</td>
<td>RMS, ii, no.271</td>
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<tr>
<td>144</td>
<td>6 September</td>
<td>Dalkeith</td>
<td>RMS, ii, no.272</td>
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<td>145</td>
<td>7 September</td>
<td>Dalkeith</td>
<td>RMS, ii, no.273</td>
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<td>146</td>
<td>25 October</td>
<td>Stirling</td>
<td>RMS, ii, no.274</td>
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<td>28 October</td>
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<td>148</td>
<td>28 October</td>
<td>Stirling</td>
<td>RMS, ii, no.276</td>
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<td>149</td>
<td>28 October</td>
<td>Stirling</td>
<td>RMS, ii, no.277</td>
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<td>150</td>
<td>30 October</td>
<td>Stirling</td>
<td>RMS, ii, no.278</td>
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<td>151</td>
<td>30 October</td>
<td>Stirling</td>
<td>RMS, ii, no.279</td>
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<td>152</td>
<td>30 October</td>
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<td>3 November</td>
<td>Stirling</td>
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<td>154</td>
<td>4 November</td>
<td>Stirling</td>
<td>RMS, ii, no.282</td>
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<td>155</td>
<td>13 November</td>
<td>Stirling</td>
<td>Privy seal RMS, xii App.viii, Home no.85 Hirsel (Home MSS) Box 2 bundle 4</td>
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<td>156</td>
<td>29 November</td>
<td>Methven</td>
<td>RMS, ii, no.283</td>
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<td>157</td>
<td>17 December</td>
<td>Stirling</td>
<td>RMS, ii, no.289 (Dated in print 1447, but this improbable)</td>
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<td>158</td>
<td>4 January</td>
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<td>159</td>
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<td>161</td>
<td>27 January</td>
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<td>Inchaffray Chr., no.146</td>
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<td>162</td>
<td>28 January</td>
<td>Stirling</td>
<td>RMS, ii, no.285 Engrossment: SRA: T-ARD 1/6/1</td>
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<td>163</td>
<td>5 February</td>
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<td>Privy seal Univ. Evidence (St Andrews), iii, 179</td>
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<td>164</td>
<td>20 March</td>
<td>Stirling</td>
<td>Signet Aberdeen Council Register, 13-4</td>
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<td>21 March</td>
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<td>RMS, ii, no.286 (Said to be under W seal)</td>
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<td>21 March</td>
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<td>SEO: GD 248/397/1</td>
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<td>2 April</td>
<td>Stirling</td>
<td>Precept of sasine Fraser, Grandtully, no.8 SRO: GD 121/4/10 (No original)</td>
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<td>168</td>
<td>3 April</td>
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<td>RMS, ii, no.287</td>
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<td>169</td>
<td>18 May</td>
<td>Edinburgh</td>
<td>Brachin Registrum, ii, no.405 Kinnaird Castle (Southesk MSS) Papers 4 Miscellaneous 6 no.15 (in inventory bundle 16)</td>
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<td>170</td>
<td>19 May</td>
<td>Edinburgh</td>
<td>NKC, Milne-Home, no.602</td>
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<td>171</td>
<td>1 July</td>
<td>Edinburgh</td>
<td>NLS: Acc. 5976 Box 6 bundle 55 no.10</td>
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172. 3 July Edinburgh Decree of lords auditors, *sc* seal
HM, xv App. viii, Buccleuch no.84 Drumlanrig (Buccleuch MSS)
Bundle 107

173. 3 July Edinburgh
Fraser, Douglas, iii, no.413 SRO: GD 148/11

174. 3 July Edinburgh
HM, xi App. vi, Hamilton i, no.12 Lennoxlove (Hamilton MSS)
Bundle 14

175. 6 July Edinburgh Decree of lords auditors, *sc* seal
APS, ii, 60 SRO: GD 124/6/4

176. 6 July Edinburgh Privy seal
Moray Registrum, no. 190

177. 6 July Edinburgh Privy seal
Moray Registrum, no. 191

178. 14 August Edinburgh

179. 16 August Edinburgh
EMS, vi, no.1418 SRO: GD 98 vol.14 p.1 (No original)

180. 2 September Edinburgh Privy seal
SRO: GD 112/3/1/1/2

181. 25 September Edinburgh Letters patent
Edinburgh City Chrs., no.27 (Original missing 1870x1950)

182. 4 November Edinburgh Privy seal
Moray Registrum, no.189

183. 15 November Methven
SRO: GD 45/16/2322
184. 11 February  Stirling
SRO: GD 26/3/1

185. 22 February  Stirling
Hopetoun (Marquis of Linlithgow MSS) Bundle 2973

186. 22 March  Stirling
Fraser, Grantully, no.9  SRO: GD 121/4/7 (No original)

187. 23 March  Stirling
Precept of sasine
Fraser, Grantully, no.10  SRO: GD 121/4/13 (No original)

188. 23 March  Stirling
Letters patent
Fraser, Grantully, no.10  SRO: GD 121/4/13 (No original)

189. 26 March  Stirling
Yester Wits, no.83  SRO: GD 28/83

190. 26 March  Stirling
RMS, ii, no.288

191. 23 April  Stirling
Floors (Roxburghe MSS) Bundle 865

192. 27 April  Stirling
SRO: GD 121/2/9/1/2

193. 28 April  Stirling  Privy seal
Raine, North Durham, no.96  Durham: D & C M.C. 650/651 (No original)

194. 28 April  Stirling  Privy seal
Raine, North Durham, no.96  Durham: D & C M.C. 650/651 (No original)

195. 28 April  Stirling  Privy seal
Raine, North Durham, no.96  Durham: D & C M.C. 650/651 (No original)

196. 7 June  Stirling
Drum Castle (Irvine of Drum MSS) Bundle 15

197. 23 July  Edinburgh  Privy seal
Prestwick Recs., 113-14

198. 23 July  Edinburgh
Darnaway (Moray: Kinfauns MSS) Bundle 90 no.1 (Not seen)
199. 23 July Edinburgh Letters of attorney
SRO: TD82/37/5 (Temporary reference)

200. 30 July Edinburgh
Aberdeen Burgh Chrs., no.17 ACA: Charters A1 26

201. 13 September Stirling
SRO: CS 5/20 f.130r-v (No original)

202. 11 October Falkland
HMC, vii, Atholl no.37 Blair Castle (Atholl MSS) Box 2 parcel 5 no.4

203. 15 October Falkland
APS, ii, 56-7 (Original missing from SRO: GD 44)

204. 24 October Falkland
Scrymgeour Inventory, no.209 SRO: GD 137/3728

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205. 7 January Stirling
SRO: GD 160/42/1

206. 15 January Glasgow Letters patent, ¾ seal
BL: Add. MS 33,245 f.169v-170r (No original)

207. 20 January Glasgow Privy seal, Scots
HMC, xv App. viii, Buccleuch no.111 Drumlanrig (Buccleuch MSS) Bundle 29

208. 24 January Stirling Privy seal
Aberdeen Registrum, 1, no. 240

209. 12 April Stirling
SRA: T-LX 1/12/1

210. 17 April Stirling Brieve of inquest
SRO: GD 160/114/6 (No original)

211. 25 April Stirling
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J. Chmel, 'Zur Geschichte Herzog Sigmunds von Österreich (1448 bis 1451)', *Oesterreichischer Geschichtsforscher*, ii (1841), 450-51 (no.2)

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1449
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Darnaway (Moray: Kinfauns MSS) Lands Sold bundle 50 no.438
(Not seen)

266. 10 October Edinburgh
Dunfermline Registrum, no.426

267. 13 October Edinburgh
SRO: GD 150/263 f.14v (No original)

268. 15 October Edinburgh Council decree, % seal
Glamis Castle (Strathmore MSS) Box 4 no.94

269. 31 October Edinburgh
SRO: RH 6/319

270. 3 November Edinburgh
Rymer, Foedera (O), xi, 242 PRO: E.39 2(45)

271. 5 November Edinburgh
Fraser, Douglas, iii, no.419 SRO:RH 6/320

272. 5 November Edinburgh
Hopetoun (Marquis of Linlithgow MSS) Bundle 2803

273. 9 December Linlithgow
RMS, ii, no.290

274. 10 December Linlithgow
RMS, ii, no.291 Engrossment: SRA: T-SK 2/1/11

275. 10 December Linlithgow
RMS, ii, no.292

276. 14 December Linlithgow
RMS, ii, no.293

277. 20 December Edinburgh
RMS, ii, no.294

278. 20 December Edinburgh
RMS, ii, no.295 (cf.SRO: GD 45/26/10 f.13r) Sign manual

279. 24 December Edinburgh
RMS, ii, no.296 (cf. SRO: GD 45/26/10 f.13r; wrongly
dated 22/12/1449 in RMS)

280. 26 December (?Edinburgh)
SRO: GD 45/26/10 f.13r (No text)
281. 28 December Edinburgh Personal letter
      Stevenson, *War*, 1, 274-75

      1450

282. 3 January Linlithgow
      *RMS*, ii, no.297 Engrossment: Scone (Mansfield MSS)
      bundle 1835 no.10, apparently dated 13 January, apparently
correctly: v. place-date

283. 3 January Edinburgh
      *RMS*, ii, no.298

284. 6 January ???
      *RMS*, ii, no.299

285. 6 January ???
      *RMS*, ii, no.300

286. 9 January Linlithgow
      *RMS*, ii, no.301

287. 9 January Linlithgow
      *RMS*, ii, no.302

288. 10 January Linlithgow
      *RMS*, ii, no.303

289. 14 January Linlithgow
      *RMS*, ii, no.304

290. 22 January Edinburgh
      *RMS*, ii, no.305

291. 22 January Edinburgh
      *RMS*, ii, no.306

292. 24 January Edinburgh
      *RMS*, ii, no.307

293. 26 January Edinburgh
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<td>297.</td>
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<td>RMS, ii, no.311 Engrossment: SRO: GD 123/1/3</td>
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<td>Decree of lords of parliament, # seal Yester Writs, no.93 SRO: GD 28/93</td>
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<td>Decree of auditors, # seal SRO: GD 237/158/1/1</td>
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<td>Decree of lords of parliament, # seal Montrose: M/W1/15, ex Dundee v. Montrose bundle (cf. HMC, ii, 206 (Montrose Burgh))</td>
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<td>Privy seal Glasgow Registrum, ii, no.353</td>
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309. 19 February  Stirling
   RMS, ii, no.319

310. 19 February  Edinburgh
   RMS, ii, no.320  (Possible dating problem?)

311. 22 February  Edinburgh
   RMS, ii, no.321

312. 23 February  Edinburgh
   RMS, ii, no.322

313. 25 February  Edinburgh  Privy seal
   Dunfermline Registram, no.428

314. 27 February  Edinburgh
   RMS, ii, no.323  Engrossment: SRO: GD 17/2

315. 7 March      Edinburgh
   RMS, ii, no.324  Engrossment: SRO: GD 430/13, sign manual

316. 7 March      Edinburgh
   RMS, ii, no.325  (cf. RMS, ii, no.224)

317. 7 March      Edinburgh
   RMS, ii, no.326

318. 9 March      Edinburgh
   RMS, ii, no.327

319. 14 March     Edinburgh  Personal letter
   Berlin (Geheimes Staatsarchiv, Preussicher Kulturbesitz:
   Staatsarchiv, Konigsberg) OBA 9485

320. 15 March     Edinburgh
   Fraser, Pollok, i, no.39  SRA: T-ARD 1/6/14

321. 16 March     Edinburgh tolbooth  Council decree, no seal
   Montrose: M/WD/1

322. 17 March     Edinburgh
   RMS, ii, no.328  Engrossment: Darnaway (Moray:
   Kinfuans MSS) Bundle 84 no.5 (Not seen)

323. 20 March     Edinburgh
   RMS, ii, no.329  (another very similar in RMS MS)
324. 26 March  Edinburgh
   RMS, ii, no.330
325. 27 March  Edinburgh
   RMS, ii, no.331
326. 28 March  Edinburgh
   RMS, ii, no.332
327. 31 March  Edinburgh
   RMS, ii, no.333
328. 1 April  Edinburgh
   RMS, ii, no.334
329. 1 April  Edinburgh
   RMS, ii, no.335
330. 7 April  Edinburgh
   RMS, ii, no.336
331. 20 April  Edinburgh
   RMS, ii, no.337  Engrossment: ECA: Historic Charters no.23
332. 20 April  Edinburgh
   RMS, ii, no.338  Engrossment: ECA: Historic Charters no.24
333. 20 April  Edinburgh
   RMS, ii, no.339
334. 20 April  Edinburgh
   Glasgow Registrum, ii, no.356
335. 23 April  Edinburgh
   RMS, ii, no.340
336. 23 April  Edinburgh  Personal letter
   Stevenson, Wars, i, 299-300
337. 24 April  Edinburgh
   RMS, ii, no.341  (cf. SRO: GD 45/26/10 f.21r)
338. 24 April  Edinburgh
   RMS, ii, no.342  Engrossment: SRO: GD 45/13/269
339. 24 April  Edinburgh  Privy seal
   Paisley Registrum, 245
340. 25 April  Edinburgh
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<td>General council decree, seal</td>
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SRO: RH 6/324
SRO: GD 1/421/2/1 & 2
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<td>22 July</td>
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<td>Perth</td>
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<td>10 August</td>
<td>Falkland</td>
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<td>386</td>
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<td>Falkland</td>
<td>RMS, ii, no.384</td>
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<td>387</td>
<td>13 August</td>
<td>Falkland</td>
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<td>388</td>
<td>19 August</td>
<td>Falkland</td>
<td>RMS, ii, no.386</td>
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389. 22 August  Falkland
        RMS, ii, no.386
390. 22 August  Falkland
        RMS, ii, no.387
391. 22 August  Falkland
        RMS, ii, no.389  Engrossment: Hirsel (Home MSS) box 131
        bundle 1; and Box 8 bundle 1
392. 22 August  Falkland
        RMC, xii App.viii, Home no.122  Hirsel (Home MSS) Box 8
        bundle 1 (2 examples)
393. 23 August  Falkland  Personal letter
        Smit, Bronnen, no.1358
394. 23 August  Falkland  Signet, personal
        Smit, Bronnen, no.1359
395. 25 August  Falkland  Signet
        ER, v, 425
396. 25 August  Falkland
        RMS, ii, no.390
397. 25 August  Falkland
        RMS, ii, no.391
398. 28 August  Falkland  Signet
        Brechin Registrum, i, no.72
399. 29 August  Falkland
        RMS, ii, no.392
400. 8 September  Stirling
        RMS, ii, no.393  Engrossment: SRO: GD 121/3/6 (Not seen)
401. 8 September  Stirling
        RMS, ii, no.394
402. 8 September  Stirling
        RMS, ii, no.395
403. 9 September  Stirling
        RMS, ii, no.396
404. 21 September Edinburgh
   RMS, ii, no.397 Engrossment: SRO: B48, Linlithgow
   Writs box 4 no.6
405. 21 September Edinburgh
   RMS, ii, no.398
406. 1 October Edinburgh
   RMS, ii, no.399
407. 18 October Edinburgh
   RMS, ii, no.400 Engrossment: SRO: RH1/6/58a
408. 26 October Edinburgh
   RMS, ii, no.401
409. 10 November Edinburgh
   RMS, ii, no.402
410. 21 November Edinburgh
   RMS, ii, no.403
411. 4 December Melrose
   RMS, ii, no.404 Engrossment: SRO: GD 162/6/1/2,
   s.d. 5/12/1450
412. 18 December Edinburgh
   RMS, ii, no.405

1451

413. 6 January Linlithgow Personal signet
   Brechin Registrium, ii, no.46 Forfar (Brechin MSS) City
   Charters no.119 (No original; possibly better dated 1450)
414. 12 January Edinburgh
   RMS, ii, no.406
415. 13 January Edinburgh
   RMS, ii, no.407
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<td>417</td>
<td>15 January</td>
<td>Edinburgh</td>
<td>RMS, ii, no.409</td>
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<td>418</td>
<td>15 January</td>
<td>Edinburgh</td>
<td>RMS, ii, no.410</td>
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<td>419</td>
<td>17 January</td>
<td>Edinburgh</td>
<td>RMS, ii, no.411</td>
<td>Engrossment: SRO: GD 20/7/184 (Cf. HMC ii, 604)</td>
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<td>28 January</td>
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<td>Personal signet</td>
<td>Brechin Registrum, ii, no.46 Forfar (Brechin MSS) City Charters no.119 (No original; possibly dated better 1450)</td>
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<td>421</td>
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<td>Ayr</td>
<td>Privy seal</td>
<td>SRO: GD 3/1/578</td>
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<td>422</td>
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<td>Ayr</td>
<td>SRO: GD 25/1/44</td>
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<td>Ayr</td>
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<td>424</td>
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<td>RMS, ii, no.413</td>
<td>Engrossment: SRO: GD 60/1</td>
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<td>426</td>
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<td>16 February</td>
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<td>429</td>
<td>22 February</td>
<td>Edinburgh</td>
<td>Glasgow Registrum, ii, no.362</td>
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<td>430</td>
<td>27 February</td>
<td>Edinburgh</td>
<td>RMS, ii, no.418</td>
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431. 28 February Edinburgh  
   RMS, ii, no.419  Engrossment: SRO: GD 224/876/46
432. ??  ???  
   RMS, ii, no.420
433. 28 February Edinburgh  
   RMS, ii, no.421
434. 28 February Edinburgh  
   RMS, ii, no.422
435. 1 March Edinburgh  
   RMS, ii, no.423
436. 1 March Edinburgh  
   RMS, ii, no.424
437. 4 March Peebles  
   Yester Writs, no.96  SRO: GD 28/96
438. 9 March Edinburgh  
   RMS, ii, no.425
439. 15 March Edinburgh  
   RMS, ii, no.426
440. 22 March ??  
   RMS, ii, no.427
441. 22 March ??  
   RMS, ii, no.428
442. 22 March Edinburgh  
   RMS, ii, no.429
443. 24 March Edinburgh  
   Glasgow Registrum, ii, no.363  (Could be 1452)
444. 24 March Edinburgh  
   RMS, ii, no.532 (where dated 24/3/1452, mistakenly)
445. 26 March ??  
   RMS, ii, no.430
446. ??  ??  
   RMS, ii, no.432  (Date uncertain)
447. 26 March Edinburgh
448. 27 March Edinburgh
RMS, ii, no.433

449. 27 March ???
RMS, ii, no.434

450. 28 March Edinburgh
RMS, ii, no.435

451. 28 March Edinburgh
RMS, ii, no.436

452. 31 March Edinburgh
RMS, ii, no.437

453. 31 March Edinburgh
RMS, ii, no.438

454. 31 March Edinburgh
RMS, ii, no.440

455. 8 April Edinburgh Privy seal
SRO: GD 430/6 Sign manual

456. 10 April Edinburgh
RMS, ii, no.441

457. 28 April Edinburgh
RMS, ii, no.442 Engrossment: SRO: GD 44/10/1/2, sign manual

458. 29 April Edinburgh
RMS, ii, no.443

459. 5 May Edinburgh
RMS, ii, no.444

460. 10 May Edinburgh
RMS, ii, no.445

461. 20 May Edinburgh Precept of sasine
Lindores Liber, no.17

462. 23 May Edinburgh
RMS, ii, no.446

463. 25 May Edinburgh
RMS, ii, no.447
464. 25 May Edinburgh
    SRO: GD 25/1/52

465. 2 June Edinburgh
    RMS, ii, no.448

466. 6 June Edinburgh
    RMS, ii, no.449

467. 6 June Edinburgh
    RMS, ii, no.451 Engrossment: Glamis Castle (Strathmore MSS) Box 4 no.95, from which date comes; RMS text incomplete

468. 6 June Edinburgh
    HMC, vi, Menzies no.24 SRO: GD 50/186/1/5 (No original)

469. 7 June Edinburgh
    RMS, ii, no.450 Engrossment: NLS: Ch. 16,093

470. 10 June Edinburgh
    RMS, ii, no.452

471. 10 June Edinburgh
    Dunfermline Registrum, no.438

472. 10 June Edinburgh Precept of sasine
    Dunfermline Registrum, no.439

473. 10 June Edinburgh
    Fraser, Buccleuch, ii, no.47 SRO: GD 224/876/47 Sign manual

474. 20 June Edinburgh
    RMS, ii, no.453 (Possible date error)

475. 24 June Edinburgh
    RMS, ii, no.454

476. 26 June Edinburgh
    RMS, ii, no.455 (Cancelled)

477. 26 June Edinburgh
    RMS, ii, no.456

478. 27 June Edinburgh
    RMS, ii, no.457

479. 27 June Edinburgh
    RMS, ii, no.458
480. 30 June Edinburgh Signet
       Brechin Registrum, i, no. 79
481. 30 June Edinburgh
       RMS, ii, no. 459
482. 30 June Edinburgh
       RMS, ii, no. 460
483. 1 July Edinburgh
       RMS, ii, no. 461
484. 1 July Edinburgh
       RMS, ii, no. 462 (Reason for date shown by SRO: GD 45/26/10 f. 27r-28v)
485. 6 July Edinburgh
       RMS, ii, no. 463
486. 6 July Edinburgh
       RMS, ii, no. 464
487. 6 July Edinburgh
       RMS, ii, no. 465
488. 6 July Edinburgh
       RMS, ii, no. 466
489. 6 July Edinburgh
       RMS, ii, no. 467
490. 6 July Edinburgh
       RMS, ii, no. 468
491. 6 July Edinburgh
       RMS, ii, no. 469
492. 6 July Edinburgh
       RMS, ii, no. 470
493. 6 July Edinburgh
       RMS, ii, no. 471
494. 6 July Edinburgh
       RMS, ii, no. 472
495. ??? ???
       RMS, ii, no. 473
496. 7 July Edinburgh
RNS, ii, no.474

497. 7 July Edinburgh
RNS, ii, no.475

498. 7 July Edinburgh
RNS, ii, no.476

499. 7 July Edinburgh
RNS, ii, no.477

500. 7 July Edinburgh
RNS, ii, no.478

501. 7 July Edinburgh
RNS, ii, no.479

502. 7 July Edinburgh
RNS, ii, no.480

503. 7 July Edinburgh
RNS, ii, no.481

504. 8 July Edinburgh
RNS, ii, no.482

505. 12 July Edinburgh
RNS, ii, no.483

506. 20 July Edinburgh
RNS, ii, no.484 (Probably cancelled)

507. 20 July Edinburgh
RNS, ii, no.485

508. 20 July Edinburgh Precept of sasine
SRO: GD 3/1/385

509. 20 July Edinburgh
RNS, ii, 108 n.1 (Possibly to be dated 1452)

510. ???
RNS, ii, no.486

511. 23 July Edinburgh
RNS, ii, no.487

512. 24 July Edinburgh
513. ???

514. 24 July Edinburgh

515. 27 July Edinburgh

516. 4 August Edinburgh

517. 15 August Edinburgh

518. 21 August Edinburgh

519. 28 August Perth

520. 1 September Falkland

521. 1 September Falkland

522. 1 September Falkland

523. 4 September Falkland

524. 17 September Edinburgh

525. 20 September ???

526. 20 September Edinburgh

527. 24 September Edinburgh
Brechin Registrum, i, no. 86  Forfar (Brechin MSS) City Charters no. 122

528. 27 September  Edinburgh
      SRO: GD 430/16

529. 29 September  Edinburgh
      G.R. Kinloch (ed.), Reliquiae Antiquae Scoticae illustrative of Civil and Ecclesiastical Affairs from Original Manuscripts (Edinburgh, 1848), no. 14 (2)  Edinburgh (South Leith Kirk Session MSS) Class I no. 3

530.  7 October  Stirling
      RMS, ii, no. 500

531.  7 October  [Stirling]
      RMS, ii, no. 501  (Place of grant not stated)

532.  11 October  Stirling
      RMS, ii, no. 502

533.  26 October  Stirling
      RMS, ii, no. 503

534.  26 October  Stirling
      RMS, ii, no. 504

535.  31 October  Stirling
      RMS, ii, no. 505

536.  6 November  Stirling
      RMS, ii, no. 506

537.  8 November  Stirling
      Moray Registrum, no. 193  SRO: RH 6/327A

538.  9 November  Stirling
      RMS, ii, no. 507  Engrossment: ECA: Historic Charters no. 25

539.  4 ???  Edinburgh
      RMS, ii, no. 508  (Year uncertain)

540.  22 November  Edinburgh  Privy seal, sign manual
      Fraser, Pollok, i, no. 40  SRA: T-PM 80/1

541.  7 December  ???
      RMS, ii, no. 509
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<td>544</td>
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<td>546</td>
<td>20 December</td>
<td>Edinburgh</td>
<td>RMS, ii, no.514</td>
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<td>547</td>
<td>26 December</td>
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<td>RMS, ii, no.1863</td>
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1452

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<td>RMS, ii, no.516, Engrossment: <em>Irvine Muniments</em>, Section II no.7</td>
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<td>550</td>
<td>6 January</td>
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<td>551</td>
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<td>RMS, ii, no.518</td>
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<td>RMS, ii, no.519</td>
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<td>553</td>
<td>8 January</td>
<td>Edinburgh</td>
<td>Privy seal, sign manual, StAUL: MS 36,929 3/4 (No original)</td>
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<td>SRO: GD 162/6/1/3</td>
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<td>555</td>
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556. 11 January Edinburgh
RMS, ii, no.520 Engrossment: Hirsel (Home MSS) Box 8 bundle 1

557. 12 January Edinburgh
RMS, v, no.2319 SRO: B 48 Linlithgow writs box 4 no.7

558. 12 January Edinburgh
Brechin Registrum, ii, no.276 DDA: TC/CC 1/32 (No original)

559. 12 January Edinburgh
Stirling Chrs., no.21 CRA: B 66/25/10

560. 12 January Edinburgh
J.G. Wallace-James, Charters and Writs concerning the Royal Burgh of Haddington, 1318-1543, (Haddington, 1895), 18-21 SRO: B 30/21/5/1

561. 12 January Edinburgh
RMS, ii, no.521 Engrossment: SRO: GD 28/100

562. 13 January Edinburgh
RMS, i, no.522

563. 13 January Edinburgh
RMS, ii, no.523

564. 31 January ???
RMS, ii, no.524

565. 4 February Edinburgh
RMS, ii, no.525

566. 5 February Edinburgh
RMS, ii, no.431 (Incomplete; date obtained from SRO: B 58 Peebles Charters box 1 no.20)

567. 6 February Edinburgh
RMS, ii, no.526 Engrossment: Floors (Roxburghe MSS) Bundle 874

568. 9 February Edinburgh
RMS, ii, no.527 (Doubt about year, though probably 1452)

569. 13 February Edinburgh
Precept of sasine
Floors (Roxburghe MSS) Bundle 874 (No original)

570. 14 February Edinburgh
571. 2 March  Lochmaben
EMS, ii, no.528  (Doubt about year, though probably 1452)

572. 2 March  Gedword
EMS, ii, no.529

573. 2 March  Gedword
EMS, ii, no.530  (Both this and the next were probably actually issued on 28 or 29/2/1452: cf. note on next)

574. 2 March  Lochmaben
EMS, ii, no.531  (A variant text is at SRO: JC 12/1, pp.5-6 dated ult. Feb. 1451/52, sign manual; no original)

575. 4 March  Dumfries
SRO: GD 157/75

576. 4 March  Dumfries  Precept of sasine
SRO: GD 89/10  (call number is GD 89/8)

577. 5 March  Dumfries  Precept of sasine
SRO: GD 89/10  (call number is GD 89/8)

578. 8 March  Castle of Morton
Wigtownshire Chrs., no.138  SRO: GD 138/1/3

579. 14 March  Stirling
Fraser, Buccleuch, ii, no.49  SRO: GD 224/529/1/24 Sign manual

580. 14 March  Stirling  Precept of sasine
SRO: GD 224/920/27/1  (No original)

581. 25 March  Perth
EMS, iii, no.562  PKDA: B 59/23/15  (Dated wrongly in catalogue as 1451)

582. 12 April  Edinburgh  Personal letter
Stevenson, Wars, i, 315-16

583. 12 April  Edinburgh
EMS, ii, no.533

584. 12 April  Edinburgh
EMS, ii, no.534

585. 12 April  Edinburgh
**RMS, ii, no.535**

586. 12 April Edinburgh

**RMS, ii, no.536**

587. 13 April Edinburgh

**RMS, ii, no.537**

588. 13 April Edinburgh

**RMS, ii, no.538**

589. 13 April Edinburgh

**RMS, ii, no.539** Engrossment: SRA: T-SK 2/1/6

590. 13 April Edinburgh

**RMS, ii, no.540**

591. 13 April Edinburgh

**RMS, ii, no.541**

592. 14 April Edinburgh

**RMS, ii, no.542**

593. 16 April Edinburgh

**RMS, ii, no.543**

594. 16 April Edinburgh

**RMS, vi, no.498** SRO: RH 1/1/2/4 (No original)

595. 16 April ???

**ADC, 21-22** (No text)

596. 16 April Edinburgh

SRO: GD 430/7 Sign manual

597. 18 April Edinburgh

**RMS, ii, no.544**

598. 21 April Edinburgh

**RMS, ii, no.545**

599. 22 April Edinburgh

**RMS, ii, no.546** Engrossment: Scone (Mansfield MSS) Bundle 1835 no.11

600. 24 April Edinburgh

**RMS, ii, no.547**

601. 25 April Edinburgh
402. 25 April Edinburgh
   RKG, xv App.viii, Buccleuch no.86  DrUMANRiG (Buccleuch MSS) Bundle 551

403. 26 April Edinburgh
   RMS, ii, no.549

404. 26 April Edinburgh
   RMS, ii, no.550

405. 29 April Edinburgh
   RMS, ii, no.551

406. 4 May Edinburgh
   RMS, ii, no.552

407. 5 May Edinburgh
   RMS, ii, no.553  Engrossment: SRA: T-PM 80/2, but dated 15/5/1452

408. 5 May Edinburgh
   RMS, ii, no.554

409. 5 May Edinburgh
   RMS, ii, no.555

410. 12 May Edinburgh
   RMS, ii, no.556

411. 16 May ???
   NRA(S) 133 Lindsay of Evelick p.2 Box 97  (Not seen)

412. 20 May Edinburgh
   RMS, ii, no.557  Engrossment: Fraser, Douglas, iii, no.81 (Not now in Hirsel (Home MSS) Box 87/1, as borrowed in 19th cent. Annandale Peerage case)

413. 20 May Edinburgh
   RMS, ii, no.558

414. 20 May Edinburgh
   RMS, ii, no.559

415. 21 May Edinburgh
   RMS, ii, no.560  Engrossment: apparently Glorat (Stirling
of Glorat MSS no.R15 (Not seen)

616. 22 May Edinburgh
RMS, ii, no.561

617. 22 May Edinburgh
RMS, ii, no.562 (But cf. 22/5/1441 supra)

618. 22 May Edinburgh
RMS, ii, no.563 Engrossment: Fraser, Eglinton, ii, no.41, sign manual

619. 22 May Edinburgh Precept of sasine
AUL: MS 2764 Titles bundle 3 no.35 (No original)

620. 24 May Edinburgh
RMS, ii, no.564

621. 24 May Edinburgh
RMS, ii, no.565

622. 1 June Edinburgh
RMS, ii, no.566

623. 9 June Edinburgh
RMS, ii, no.567 Engrossment: SRO: GD 160/100/1

624. 14 June Edinburgh
RMS, ii, no.1444

625. 15 June Edinburgh
RMS, ii, no.568

626. 15 June Edinburgh
RMS, ii, no.569

627. 15 June Edinburgh
RMS, ii, no.570

628. 19 June Edinburgh
RMS, ii, no.571 Engrossment: noted Highland Papers, iv, 63

629. 19 June Edinburgh
RMS, ii, no.572

630. 20 June Edinburgh
RMS, ii, no.573
631. 20 June Edinburgh
   RMS, ii, no. 574

632. 20 June Edinburgh
   RMS, ii, no. 575

633. 20 June Edinburgh
   Scone Liber, no. 215

634. 20 June Edinburgh
   RMS, ii, no. 576

635. 20 June Edinburgh
   RMS, ii, no. 577 Engrossment EUL: Laing Charters no. 133

636. 22 June Edinburgh
   RMS, ii, no. 578

637. ?? ?? ??
   RMS, ii, no. 579

638. 24 June Edinburgh
   RMS, ii, no. 580

639. 24 June Edinburgh
   RMS, ii, no. 581

640. 27 June Edinburgh
   RMS, ii, no. 582

641. 30 June Edinburgh
   RMS, ii, no. 583 Engrossment: SRO: GD 25/1/53, sign manual

642. 30 June Edinburgh
   RMS, ii, no. 584 Engrossment: Hirsel (Home MSS) Box 87/1

643. 30 June Edinburgh Precept of sasine
   Fraser, Douglas, iii, no. 83n. Hirsel (Home MSS) Box 94/1

644. 4 July Edinburgh Letters of attorney
   NLS: Ch. 9,170

645. 4 July Edinburgh
   RMS, ii, no. 585 Engrossment: SRO: GD 362/36/1

646. 5 July Edinburgh
   RMS, ii, no. 586

647. 7 July Edinburgh
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<td>8 July</td>
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<td>RMS, ii, no.587</td>
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<td>RMS, ii, no.588 Engrossment: SRO: GD 364/336/1</td>
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<td>29 July</td>
<td>Edinburgh</td>
<td>Vigtownhire Chrs., no.139 SRO: GD 154/5, sign manual</td>
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<td>31 July</td>
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<td>Crimonmogate (Erroll MSS) Box A20 bundle 1</td>
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<td>SRO: GD 39/5/2 (EUL: Laing Charters no. 136 is a transumpt)</td>
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<td>5 August</td>
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<td>RMS, ii, no.589</td>
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<td>5 August</td>
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<td>RMS, ii, no.590</td>
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<td>9 August</td>
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<td>RMS, ii, no.591</td>
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<tr>
<td>10 August</td>
<td>Edinburgh</td>
<td>Precept of sasine Laing Chrs., no.136 EUL: Laing Charters no.136 (No original)</td>
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<td>11 August</td>
<td>Edinburgh</td>
<td>Precept of sasine SRO: RH 1/6/60 (No original)</td>
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<td>12 August</td>
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<td>15 August</td>
<td>Edinburgh</td>
<td>Moray Registrum, no.194</td>
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<tr>
<td>18 August</td>
<td>???</td>
<td>Vigtownhire Chrs., no.140 (cf. Fraser, Douglas,iii, no.424)</td>
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664.  21 August Edinburgh
       Balhary (Kinloch-Smyth of Balhary MSS) Unsorted writs

665.  25 August Edinburgh
       SRO: GD 38/1/2 No original

666.  25 August Edinburgh
       SRO: GD 132/1/4

667.  26 August Edinburgh
       Darnaway (Moray: Kinfauns MSS) Bundle 2 no.3 (catalogue has
date wrongly 27/8/1452)

668.  26 August Edinburgh
       RMS, ii, no.592

669.  27 August Edinburgh
       RMS, ii, no.593

670.  27 August Edinburgh
       NLS: Adv. Ch. B 1316/1317 (Slight textual differences)

671.  11 September Falkland
       SRO: GD 90/3/1 s.d. 11/9/1452 (No original)

672.  2 October Edinburgh
       SRO: GD 184/12

673.  6 October ???
       Yester Writs, no.102A (No original)

674.  14 October Stirling Precept of sasine
       SRO: GD 76/2/2 (No original)

675.  15 October Stirling
       SRO: GD 220/1/A1/10/1

676.  2 November Stirling
       NLS: MS 1433 f.2 (No original; but may be at Darnaway (Moray:
       Kinfauns MSS) Lands sold bundle 48 no.416)

677.  6 November Stirling
       RMS, ii, no.790 Drumlarnrig (Buccleuch MSS) Bundle
       536 Sign manual
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<td>679</td>
<td>5 December</td>
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<td>SRO: GD 97/1/5</td>
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<td>680</td>
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<td>Aberdeen Burgh Chrs., no.18 SRO: GD 97/1/5</td>
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<td>681</td>
<td>12 January</td>
<td>Stirling</td>
<td>RMS, ii, no.594</td>
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<td>682</td>
<td>12 January</td>
<td>Stirling</td>
<td>RMS, ii, no.595</td>
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<tr>
<td>683</td>
<td>12 January</td>
<td>Stirling</td>
<td>SRO: GD 160/114/11</td>
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<td>684</td>
<td>16 January</td>
<td>Stirling</td>
<td>SRO: GD 160/114/13</td>
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<td>685</td>
<td>8 February</td>
<td>???.</td>
<td>NRA(S) 165 Pagan &amp; Osborne, WS: Wester Pitlour titles (Not seen)</td>
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<td>686</td>
<td>28 February</td>
<td>Edinburgh</td>
<td>RMS, ii, no.596</td>
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<td>687</td>
<td>27 March</td>
<td>Edinburgh</td>
<td>SRO: GD 45/27/107</td>
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<td>688</td>
<td>28 March</td>
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<td>689</td>
<td>16 April</td>
<td>Stirling</td>
<td>Fraser, Buccleuch, ii, no.53 SRO: GD 224/876/53</td>
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<td>690</td>
<td>16 April</td>
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<td>Precept of sasine</td>
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691. 18 April Stirling
   Foedera (O), xi, 324   PRO: E.39 92 (23)

692. 19 April Stirling   General council decree, $ seal
   Glamis Castle (Strathmore MSS) Box 2 no.46

693. 20 April Stirling
   RMS, ii, no.1095

694. 13 May Stirling
   SRO: RH 6/330   Sign manual

695. 16 May ???
   Dundonald Charter Chest, no.3   (Original missing)

696. 20 May Edinburgh   Breive of partition
   NLS: MS 8299 f.137-38   (No original)

697. 31 May Falkland   $ seal summons before council
   AUL: MS 2764 Titles bundle 3 no.38

698. 5 July Edinburgh
   RMS, ii, no.598

699. 5 July Edinburgh
   Foedera (O), xi, 339   PRO: E.39 47

700. 23 July Edinburgh   Privy seal
   SRO: GD 20/7/190   Sign manual

701. 27 July Arbroath monastery
   Laing Chrs., no.138   EUL: Laing Charters no.138

702. 2 August Aberdeen
   Brechin Registrum, ii, no.49   Forfar (Brechin MSS)
   City Charters no.124

703. 6 August Aberdeen
   SRO: GD 25/1/56   Sign manual

704. 8 August Aberdeen
   AUL: MS 2764 Titles Bundle 8 no.461   (No original)

705. 10 August Aberdeen   $ seal, decree of council
   AUL: MS 2764 Titles Bundle 3 no.41

706. 19 August Kildrummy
707. 9 September  Perth  
Blair Castle (Atholl MSS) Box 2 parcel 16 no.9  (No original)

708. 11 September  Perth  
RMS, vi, no.225  (No text)

709. 16 September  Perth  
Fraser, Eglinton, ii, no.42  SRO: GD 3/1/492  Sign manual

710. 1 October  Perth  
SRO: GD 236/2/27/2

711. 20 October  Edinburgh  
Edinburgh St Giles Registrum, no.75

712. 29 October  Edinburgh  
RMS, ii, no.3136

713. 1 November  Edinburgh  
NLS: Acc. 5474 box 1 bundle 58  Sign manual

714. 1 November  Edinburgh  
NLS: Acc. 5976 box 6 bundle 55 no.13 (70 RB)  Sign manual

715. 1 November  Edinburgh  
NLS: Acc. 5976 box 6 bundle 55 no.13 (71 RB)  Sign manual

716. 19 November  Edinburgh  ¼ seal, council decree  
SRO: GD 26/3/987

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1454  

717. 3 February  Edinburgh  Privy seal  
Hansisches Urkundenbuch (ed. W. Stein; Leipzig, 1899), viii, 223

718. 14/2 x 21/3  ???  Precept of sasine  
Hull University Library (Maxwell-Constable of Everingham MSS)  
DDEV/80/22  (Incomplete text, no original)

719. 15 February  Perth  
720. 21 February  Dundee
SRO: GD 248/718/13

721. 25 February  Dundee
SRO: GD 248/778/R 18

722. 14 March  Edinburgh
Aberdeen Registrum, 1, 260

723. 28 March  Edinburgh  w seal, auditors decree
AUL: MS 2764 Titles Bundle 3 no.43

724. 3 April  Edinburgh
RMS, ii, no.599  Engrossment: SRO: GD 162/6/1/5

725. 10 April  Edinburgh
PKDA: B 59/28/5

726. 14 April  Edinburgh
Melrose Liber, ii, no.571  SRO: GD 55/571

727. 10 May  Stirling
NLS: Acc. 5474 box 1 bundle 58  Sign manual

728. 23 May  Blackness  Precept of sasine
Fraser, Pollok, i, no.44  SRA: T-PM 2/4 (No original)

729. 21 July  Edinburgh  w seal, decree of parliament
APS, xii, 23 no.42  Blair Castle (Atholl MSS) Inlaid
charters volume no.29

730. 22 July  Edinburgh
SRO: GD 430/17

731. 28 July  Edinburgh
Aberdeen Registrum, 1, 261

732. 6 August  Stirling
Cawdor Bk., 20-21  Cawdor Castle (Cawdor MSS) Bundle 143

733. 16 September  Falkland
StAUL: MS 37,490 no.6

734. 8 October  Falkland
SRO: GD 109/2

735. 27 October  Edinburgh
736. 27 October Edinburgh
SRO: GD 1/661/17
737. 30 October Edinburgh
Aberdeen Registrum, i, 265
738. 4 November Edinburgh Sign manual
Edinburgh City Chrs., no.32 ECA: Historic Charters no.27
739. 5 November Edinburgh Sign manual
Edinburgh City Chrs., no.33 ECA: Historic Charters no.28
740. 9 November Stirling
SRO: RH 6/339 Sign manual
741. 9 November Stirling
NLS: Adv. Ms. 34.3.12 pp.215-215 (sic)
742. 15 November Glasgow
SRO: GD 25/1/60
743. 26 December St. Andrews
SRO: GD 44/10/1/3 (2 examples, 1 with sign manual)

1455

744. 12 January Edinburgh Privy seal
SRO: GD 148/12
745. 16 January Edinburgh Signet
Fraser, Southesk, i, 18 Kinnaird Castle (Southesk MSS)
Charters 1 Top right drawer bundle 8 (Possible dating problem: should be 1453?)
746. 20 January Edinburgh
Fraser, Douglas, iii, no.84 Hirsel (Home MSS) Box 87/1
747. 24 January Edinburgh
StAUL: MS 36,929 3/1
748. 31 January Edinburgh Precept of sasine
NLS: Acc. 5474 box 1 bundle 59

749. 31 January Edinburgh Precept of sasine
StAUL: MS 36,929 3/4 (No original)

750. 7 February Edinburgh
HMC, xv App. ix, Johnstone no.3

751. 15 February Edinburgh
RMS, vii, no.1910 (No text)

752. 20 February Edinburgh
SRO: RH 2/1/13 (No text)

753. 8 March Lanark Privy seal
HMC, Var. Coll. 5 Tweedy no.14 Duns (Hay of Duns MSS) Bundle 107

754. 25 March Peebles Signet
SRO: GD 150/14(f) (No original)

755. 7 April Edinburgh Precept of sasine
Duns (Hay of Duns MSS) Drummelzier Writs

756. 11 May Edinburgh Precept of sasine
Laing Chrs., no.139 EUL: Laing Charters no.139 (No original)

757. 15 May Stirling
SRO: GD 220/1/A1/8/1 (A seal supposedly, witnesses spurious)

758. 23 May Edinburgh
SRO: GD 25/1/62

759. 16 June Edinburgh $ seal
Arbroath Liber, II, no.103, where date incorrectly given as 16/7/1455: cf. texts in NLS: Adv. MS 34.4.3 f.41r and BL: Add. MS 33,245 f.169r-v

760. 18 June Edinburgh
RMS, v, no.2212 SRO: B 28/9/1

761. 1 July Edinburgh
HMC, xi App.vi, Hamilton i no.17 Lennoxlove (Hamilton MSS) Bundle 19

762. 1 July Edinburgh
Fraser, Douglas, III, no. 429
763. 1 July Edinburgh
Fraser, Douglas, III, no. 430 Lennoxlove (Hamilton MSS) Bundle 18
764. 8 July Edinburgh Personal letter
J. Pinkerton, *The History of Scotland from the Accession of the House of Stewart to that of Mary, with Appendixes of Original Papers* (London, 1797), i, 486-88
765. 3 August Edinburgh
SRO: GD 25/1/63
766. 4 August Edinburgh
C. Fraser-Mackintosh, *Invernessiana: Contributions towards a History of the Town and Parish of Inverness, from 1160-1599* (Inverness, 1875), 127-28 SRO: GD 128/64/3
767. 10 August ??? Precept of sasine
NLS: MS 15,471 f.88r no.3 (No text)
768. 22 August ?? Edinburgh
SRO: GD 30/578 (No text)
769. 23 August Edinburgh
Kinnaird Castle (Southesk MSS) Papers 4 bundle 5 (but now Miscellaneous 6)
770. 25 August Edinburgh
StAUL: MS SS 110-AE 22
771. 28 August Edinburgh
Hay, Sainteclaires, 73-75 NRA(S) 161 Borthwick Miscellaneous Writings no.15 (Not at present amongst Borthwick papers in SRO at GD 350)
772. 29 August Edinburgh Precept of sasine
Hay, Sainteclaires, 75-76
773. 1 September Perth
A.B. Ill, iv, 79-80 SRO: GD 124/1/160 (No original)
774. 10 September Stirling
Fraser, Buccleuch, ii, no.57 SRO: GD 224/529/1/29
775. 3 October Tongland
SRO: GD 25/1/64

776. 16 October Stirling Castle (private chapel of)
Moray Registrum, no.195

777. 16 October Stirling Castle
SRO: RH 6/342

778. 16 October Stirling Castle
SRO: GD 25/1/65 Sign manual

779. 23 October Perth
RMS, ii, no.601

780. 23 October Perth
SRO: GD 25/1/66

781. 26 October Perth
RMS, viii, no.2197 (No original. Transcript at Kirkcudbright
(Stewartry Museum) Kirkcudbright charters, from a transumpt
of 1467. Cf. APS, v, 437 at 20/10/1455)

782. 30 October Blair Castle
HMC, xii App.viii, Atholl no.43 Blair Castle
(Atholl MSS) 1/8/1 Sign manual

783. 30 October C.P. Stewart, Historic Memorials of the Stewarts of Fothergill
(Perthshire) and their Male Descendants; with an Appendix con-
taining Title Deeds and various Documents of Interest in the
history of the Family (Edinburgh, 1879), facsimile facing
p.14 Blair Castle (Atholl MSS) 20/1/2 (Fortingall &
Gask)

784. 5 November Perth Precept of sasine
SRO: GD 160/114/15 (No original)

785. 20 November Perth Personal letter
Stevenson, Wars, i, 317-18 (Possibly better at 1454)

786. 1 December Perth
Moncreiff, 1, 30-31 Perth (Barbour, Renton & Finlayson, CS:
Moncreiff MSS) Chest 1 bundle 1 no.13
787. 15 December Stirling

RMS, 11, no.3212 (summary)  SRO: GD 189 Polmaise additional no.11

788. 17 December Stirling Precept of sasine

SRO: GD 189 Polmaise additional no.12 (No original)

789. 31 December ? Perth

SRO: GD 20/1/45

1456

790. 7 January Perth A# seal, council decreet

SRO: GD 98 vol.7 f.1r (No original)

791. 8 January Perth

SRO: GD 204/6

792. 12 January ??? Brieve of inquest

Scrymgeour Inventory, no.856 (No text)

793. 13 January Dundee burgh

SRO: GD 137/3743 (2 examples)

794. 14 January ???

SRO: GD 189 Polmaise additional, miscellaneous, Inventory (No text)

795. 15 January ? Dundee

The Compt Buik of David Wedderburne Merchant of Dundee 1587-1630, together with the Shipping Lists of Dundee 1580-1618 (ed. A.H. Millar, Edinburgh, 1898: SHS 1st series vol.xxviii), 20 (No text)

796. 8 February Spynie

SRO: GD 248/718/18

797. 9 February Spynie

A.B. III., 111, 577-78  AUL: MS 3004 bundle 535,
smaller box

798. 9 February Spynie
SHR, ii (1905), 101-02 SRO: GD 248/718/9

799. 12 February ??
NLS: Adv. MS 22.1.4 f.159 (No original)

800. 23 February Inverness Privy seal warrant
Fraser, Sutherland, iii, no.32 NLS: Dep.313 bundle 2 no.12

801. 24 February Inverness burgh
Fraser, Sutherland, iii, no.33 NLS: Dep.313 bundle 2 no.13

802. 25 February Inverness Precept of sasine
Fraser, Sutherland, iii, no.34 NLS: Dep.313 bundle 2 no.14

803. 5 March Aberdeen
Cawdor Bk., 21-22 Cawdor Castle (Cawdor MSS) Bundle 10

804. 6 March Aberdeen
W. Cramond, Inventory of the Charters. Burgh Court Books, Books of Sasines etc. belonging to the Burgh of Cullen (deposited within the Council Chamber of the Burgh) (Banff, 1887), 6-7 SRO: GD 248/571/4/2

805. 7 March Aberdeen
A.B. III, iv, 203 SRO: GD 44/13/1/2 Sign manual

806. 8 March Aberdeen
Aberdeen Registrum, i, 280

807. 20 March Stirling
SRO: GD 430/18 Sign manual (Dated 1455, a.r.20, and fits better at 1456)

808. 30 March Edinburgh Coket seal
Smit, Bronnen, no.1448

809. 2 April Stirling
A.B. III, ii, 343 SRO: GD 1/421/2/3

810. 2 April Stirling
SRO: GD 220/1/A1/8/2

811. 2 April Stirling
Darnaway (Moray: Kinfauns MSS) Bundle 84 no.7 (Not seen)
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<td>Personal letter</td>
<td>RMS, ii, no. 602</td>
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<td>SRO: GD 137/3746, No original (Probably <em>Scrymgeour Inventory</em>, no. 238, at 21/6/1456)</td>
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<td>Personal letter</td>
<td>NLS: MS 1257 f.1r-2r</td>
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<td>22 April</td>
<td>Falkland</td>
<td>Precept of sasine</td>
<td>SRO: GD 25/1/69</td>
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<tr>
<td>22 April</td>
<td>Falkland</td>
<td>Precept of sasine</td>
<td>SRO: GD 25/2/2 (No original)</td>
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<td>29 April</td>
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<td>Fraser, <em>Douglas</em>, iii, no. 85 Hirsel (Home MSS) 87/1 (No original)</td>
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<td>4 May</td>
<td>Brechin</td>
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<td>A.B. Ill., iv, 400 SRO: GD 52/1082 Sign manual</td>
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<td>7 May</td>
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<td>PSAS, iii (1857/58-1859/60), 100-01</td>
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<td>10 May</td>
<td>Perth</td>
<td>Personal letter</td>
<td>Official Correspondence of Thomas Bekynton, Secretary to King Henry VI and Bishop of Bath and Wells (ed. G. Williams, London, 1872: Rolls Series no. 56), ii, no. 255</td>
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<td>3 June</td>
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<td>NLS: Acc. 5976 box 6 bundle 55 no. 14 Sign manual</td>
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<td>Stirling</td>
<td>Privy seal</td>
<td>NLS: Ch. 8964 Sign manual</td>
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<td>Personal letter</td>
<td>Stevenson, <em>Wars</em>, i, 322-26</td>
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| 28 June  | Edinburgh| Personal letter                | Calendar of State Papers and Manuscripts Existing in the Archives and Collections of Milan (ed. A.B. Hinds, London,
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<td>Peebles</td>
<td>Wigtown Charter Chest, no. 47 (Wrongly dated as 1480) NLS: Ch. 15,580</td>
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<td>828</td>
<td>27 July</td>
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<td>Precept of sasine SRO: GD 150/112</td>
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<td>Precept of sasine SRO: GD 150/114 (No original)</td>
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<td>Precept of sasine SRO: GD 150/120 (No original)</td>
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<td>Precept of sasine SRO: GD 150/121 (No original)</td>
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<td>??</td>
<td>Signet ER, vi, 257 (No text)</td>
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<td>Edinburgh City Chrs., no. 36 ECA: Historic Charters no. 29</td>
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<td>835</td>
<td>8 September</td>
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<td>Morton Registrum, 1, Appendix no. 14 SRO: GD 150/113</td>
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<td>Precept of sasine SRO: GD 430/19 (No original)</td>
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<td>Laing Chrs., no. 141 EUL: Laing Charters no. 141</td>
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<td>838</td>
<td>9 October</td>
<td>Edinburgh</td>
<td>Personal letter Stevenson, Wars, 1, 326-27</td>
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<td>839</td>
<td>13 October</td>
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<td>Personal letter Stevenson, Wars, 1, 326-29</td>
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<td>840</td>
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<td>Raine, North Durham, no. 97 Durham: D.&amp;C. M.C. 649</td>
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<td>846</td>
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<td>847</td>
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<td>Fraser, Douglas, iii, no.88 Hirsel (Home MSS) Box 87/1</td>
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<td>Fraser, Douglas, iii, no.87 (Missing from Hirsel (Home MSS) as borrowed in 19th century Annandale peerage case)</td>
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1457

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| 849 | 8 January  | Stirling    | W.B. Armstrong, The Bruces of Airth and their Cadets
<p>|     |            |             | (Edinburgh, 1892), App., xxxii (No text)                         |
| 851 | 1 February | Stirling    | SRO: GD 15/341 (No original)                                     |
| 852 | 24 February| Wigtown     | Wigtownshire Chrs., no.143 SRO: GD 138/1/4                       |
| 853 | 5 March    | ???         | Dundonald Charter Chest, no.2 (Original missing)                 |</p>
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<td>HMC, xii App.viii, Home no.64 Hirsel (Home MSS) Box 4 bundle 2 Sign manual</td>
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<td>Rotuli Scotiae, II, 383</td>
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<td>Wigtownshire Chrs., no.89 SRO: B 72/7/1</td>
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<td>Fraser-Mackintosh, <em>Invernessiana</em>, 136 (giving place wrongly as Edinburgh)</td>
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923. 29 March Edinburgh
Floors (Roxburghe MSS) Bundle 621

924. 30 March Edinburgh Precept of sasine
SRO: GD 158/68

925. 10 April Edinburgh
SRO: GD 1/194/1 3

926. 10 April Edinburgh
Hopetoun MSS (Marquis of Linlithgow) Bundle 2699

927. 15 April Falkland Privy seal
ER, vi, 391-92

928. 30 April Perth
Perth (Barbour, Renton & Finlayson, CS: Moncreiff MSS) Chest 1
bundle 7 nos.2/3

929. 30 April Stirling
RMS, ii, no.606

930. 17 May Ayr
SRO: GD 20/7/184

931. 25 May Wigtown
HMC, xii App.viii, Home no.126 Hirsel
Home MSS) Box 131 bundle 1

932. 25 May Wigtown 1/4 seal precept of sasine
Hirsel (Home MSS) Box 8 bundle 1

933. 25 May Wigtown
HMC, xii App.viii, Home no.192 Hirsel
Home MSS) Box 2 bundle 5

934. 25 May Wigtown
Hirsel (Home MSS) Box 8 bundle 9

935. 27 May Irvine
Ayr Burgh Chr., no.18 SRO: B 6/30/18 (Since
examining these MSS they have been retransmitted to Ayr)

936. 28 May Irvine
Ayr Burgh Chr., no.19 SRO: B 6/30/19 (Since
examining these MSS they have been retransmitted to Ayr)
937. 28 May Irvine burgh
      SRO: GD 3/1/386

938. 28 May Irvine Precept of sasine
      SRO: GD 3/1/387

939. 7 June Dumbarton
      SRO: GD 220/1/D5/1/10

940. 19 June Perth Signet
      Montrose: CR2/10  (No original)

941. 25 June Perth
      SRO: GD 161/3B/2

942. 1 July Perth
      SRO: GD 247/88/1/1

943. 2 July Perth Precept of sasine
      SRO: GD 37/3  (No original)

944. 2 July Perth 1/4 seal council decree
      SRO: GD 150/124

945. 6 July Perth
      StAUL: B 25/11/1

946. 11 July Dunfermline 1/4 seal council decree
      Dunfermline Registrum, no.454

947. 5 August Stirling
      RMS, ii, no.607

948. 16 August Edinburgh
      RMS, ii, no.608

949. ?? August Edinburgh
      RMS, ii, no.609

950. 31 August Edinburgh
      RMS, ii, no.610  (see also NLS: Adv. MS 34.3.12 pp.145-49;
      the note in RMS is misleading)

951. 31 August Edinburgh
      RMS, ii, no.611

952. 31 August Edinburgh
      RMS, ii, no.612  Engrossment: DDA: TC/CC 1/35
953. 31 August Edinburgh
RMS, ii, no.613 Engrossment; DDA: TC/CC 1/34

954. 2 September Edinburgh
RMS, ii, no.614

955. 2 September Edinburgh
RMS, ii, no.615

956. 2 September Edinburgh
RMS, ii, no.616

957. 2 September Edinburgh
RMS, ii, no.617

958. 2 September Edinburgh
RMS, ii, no.618 Engrossment Glamis Castle (Strathmore MSS) Box 4 no.97, 2 examples both dated 31/8/1458 but apparently same document

959. 20 September Edinburgh
RMS, ii, no.621

960. 22 September Edinburgh
RMS, ii, no.622

961. 22 September Edinburgh
RMS 2 no.623

962. 22 September Edinburgh
RMS, ii, no.624

963. 23 September Edinburgh Privy seal
Arbroath Liber, ii, no.164

964. 5 October Edinburgh 1/4 seal decree of parliament
DDA: TC/CC 1/36

965. 7 October Edinburgh
RMS, ii, no.619 (The date for this and the next charter in RMS is provided by SRO: GD 45/26/10 f.49r)

966. 7 October Edinburgh
RMS, ii, no.620 (See note to last for date)

967. 7 October Edinburgh
RMS, ii, no.625
968.  7 October  Edinburgh
       RMS, ii, no.626  Engrossment: SRO: GD 10/15 A & B

969.  9 October  Edinburgh
       RMS, ii, no.627  Engrossment: ACA: Burgh Charters A1 29

970. 12 October  Edinburgh
       RMS, ii, no.628  Engrossment DDA: TC/CC 1/37

971. 13 October  Falkland
       RMS, ii, no.629

972. 14 October  Falkland
       RMS, ii, no.630

973. 14 October  Falkland
       RMS, ii, no.631

974. 20 October  Perth
       RMS, ii, no.632

975. 20 October  Perth
       RMS, ii, no.633

976. 24 October  Perth
       RMS, ii, no.634  Engrossment SRO: GD 220/1/A1/8/6

977. 25 October  Perth  Precept of sasine
       SRO: GD 150/126  (No original)

978. 28 October  Perth
       RMS, ii, no.635

979. 30 October  Perth
       RMS, ii, no.636

980. 30 October  Perth
       RMS, ii, no.637

981. 4 November  Perth
       RMS, ii, no.638  Engrossment: Kingcausie (Irvine-Fortescue of Kingcausie MSS) Unnumbered writs

982. 6 November  Perth
       RMS, ii, no.639

983. 6 November  Perth
       RMS, ii, no.640
984. 6 November Perth
RMS, ii, no.641

985. 6 November Perth
RMS, ii, no.642

986. 7 November Perth
RMS, ii, no.643

987. 7 November Perth
RMS, ii, no.644

988. 7 November Perth
RMS, ii, no.645 Engrossment: Manchester (Rylands Library: Crawford MSS) Box E

989. 8 November Perth
RMS, ii, no.646

990. 8 November Perth
RMS, ii, no.647

991. 8 November Perth
RMS, ii, no.648

992. 9 November Perth
RMS, ii, no.649

993. 9 November Perth
RMS, ii, no.779

994. 9 November Perth
RMS, ii, no.779

995. 21 November Stirling
RMS, ii, no.650

996. 21 November Stirling
RMS, ii, no.651

997. 21 November Stirling
RMS, ii, no.652

998. 30 November Stirling
RMS, ii, no.653

999. 30 November Stirling
RMS, ii, no.654
1000. 2 December Stirling
RMS, ii, no.655

1001. 29 December Stirling
RMS, ii, no.656

1459

1002. 5 January Stirling
RMS, ii, no.657

1003. 5 January Stirling
RMS, ii, no.658

1004. 5 January Stirling
RMS, ii, no.659

1005. 8 January Edinburgh
RMS, ii, no.660 Engrossment: Hopetoun MSS (Marquis of Linlithgow) Bundle 2703 (Apparently not contemporary hand; dating problem: witnesses in engrossment do not concur with enrolled version, perhaps because date in RMS as now stands not as would have been found originally)

1006. 13 January Edinburgh
RMS, ii, no.661

1007. 13 January Edinburgh
RMS, ii, no.662

1008. 13 January Edinburgh
RMS, ii, no.663 Engrossment: Hirsel (Home MSS) Box 3 bundle 13

1009. 13 January Edinburgh
RMS, ii, no.664

1010. 14 January Edinburgh
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RMS, ii, no.681

1027. 27 February Edinburgh

1028. 3 March Edinburgh

1029. 3 March Edinburgh

1030. 3 March Edinburgh

1031. 3 March Perth

1032. 8 March Edinburgh

1033. 10 March Falkland

1034. 10 March Falkland

1035. 18 March Edinburgh Brieve of Inquest

1036. 20 March Stirling

1037. 20 March Stirling

1038. 25 March ???

1039. 27 March Stirling

1040. 27 March Stirling Privy seal

RMS, ii, no.688

HMC, ii, Montrose no.31 SRO: GD 220/1/A1/8/7 & 8

(2 examples, one in Scots with privy seal, one in Scots with...
great seal

1041. 30 March ??
RMS, ii, no.689

1042. 6 April Edinburgh
RMS, ii, no.690

1043. 8 April Edinburgh
RMS, ii, no.691

1044. 10 April Edinburgh
Dumfries House (Bute MSS) Bundle A950 no.3

1045. 12 April Edinburgh
RMS, ii, no.692

1046. 15 April Edinburgh
RMS, ii, no.693

1047. 15 April Edinburgh
RMS, ii, no.694

1048. 18 April Edinburgh
Glamis Castle (Strathmore MSS) Box 4 no.98 Sign manual

1049. 20 April Edinburgh
RMS, ii, no.695

1050. ?? ?? Edinburgh
RMS, ii, no.696

1051. 27 April ??
RMS, ii, no.697

1052. 27 April ??
RMS, ii, no.698

1053. 15 May Edinburgh
RMS, ii, no.699

1054. 16 May Holyrood Monastery
RMS, ii, no.700

1055. 17 May Edinburgh
RMS, ii, no.701

1056. 21 May Edinburgh Precept of sasine
SRO: GD 150/128 (No original)
1057.  24 May  Edinburgh  
RMS, ii, no.702

1058.  31 May  Edinburgh  
SRO: GD 158/70

1059.  1 June  Stirling burgh  
RMS, ii, no.703

1060.  3 June  Stirling  
RMS, ii, no.704

1061.  5 July  Perth  
Fraser, Haddington, ii, 234  Both privy and great seal applied; sign manual

1062.  7 July  Perth  Signet  
Ayr Burgh Chrs., no.20  SRO: B 6/30/20  Sign manual  
(Since examining this MS and the next they have been retransmitted to Ayr)

1063.  9 July  Perth  
Ayr Burgh Chrs., no.21  SRO: B 6/30/21  (See note to last. Cf. RMS, ii, 150 n.1)

1064.  12 July  Perth  
RMS, ii, no.705

1065.  13 July  Perth  
RMS, ii, no.706

1066.  13 July  Perth  
RMS, ii, no.707

1067.  13 July  Perth  
RMS, ii, no.708

1068.  13 July  Perth  
RMS, ii, no.709

1069.  13 July  Perth  
RMS, ii, no.710

1070.  13 July  Perth  
RMS, ii, no.711

1071.  13 July  Perth
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1088. ?? July ??
   RMS, ii, no.729

1089. ?? ?? ??
   RMS, ii, no.730

1090. 14 July Perth
   RMS, ii, no.731

1091. ?? ?? ??
   RMS, ii, no.732

1092. 14 July Perth
   RMS, ii, no.733

1093. 20 July Perth
   RMS, ii, no.734

1094. 20 July Perth
   RMS, ii, no.735

1095. 23 July Perth
   RMS, ii, no.1062

1096. 24 July Perth
   RMS, ii, no.736 Engrossment: Scone (Mansfield MSS)
   Bundle 1947 no.51

1097. 25 July Perth
   SRO: GD 248/718/19

1098. 12 August Edinburgh
   RMS, ii, no.737

1099. 18 August Edinburgh
   RMS, ii, no.738

1100. 4 September Edinburgh
   Rot. Scot., ii, 398

1101. 18 September Edinburgh
   RMS, ii, no.1043

1102. 23 September Stirling
   Cambuskenneth Registrum, no.45 (dating problem)

1103. 5 October Perth
   SRO: GD 198/12
1104. 5 October  Perth
SRO: GD 198/13

1105. 9 October  Perth
_Dunfermline Registrum_ no.456

1106. 11 October  Perth  1/4 seal decree of parliament
_APS_, ii, 79 no.42

1107. 12 October  Perth
Edinburgh (Scottish Catholic Archives) BC 8/1 (Dunbar)

1108. 14 October  Dundee tolbooth  Act of parliament
_Montrose: M/WD/1_ (Bears no seal)

1109. ?? November  Edinburgh  1/4 seal summons to parliament
SRO: B 51/15/1

1110. 3 November  Edinburgh
SRO: GD 63/1A

1111. 5 November  Edinburgh
_NLS: Adv. Ch. B70_

1112. 7 November  Edinburgh
_RMS, ii, no.993_

1113. 7 November  Edinburgh
_RMS, ii, no.993_

1114. 10 November  Edinburgh
_Fraser, Keir, no.34_  SRA: T-SK 1/1/14

1115. 16 November  Edinburgh?
_HMC, iv, Rothes no.26_  (Original missing)

1116. 16 November  Edinburgh
_A.B., III., iii, 98_  Udny Castle (Udny MSS) Large
tin box "Udny no.1" bundle 25 no.22  (No original)

1117. 17 November  Edinburgh  Precept of sasine
Udny Castle (Udny MSS) Large tin box "Udny no.1" bundle 25
no.22  (No original)

1118. 23 November  Falkland
_RMS, ii, no.739_
1119. 3 January Linlithgow Signet
Spalding Misc., ii, 323 SRO: RH 1/6/78

1120. 5 January Linlithgow
RMS, ii, no.740

1121. 10 January Edinburgh
RMS, ii, no.741

1122. 11 January Edinburgh
SRO: GD 25/1/80

1123. 27 January Edinburgh
RMS, ii, no.742

1124. 28 January Edinburgh
RMS, ii, no.743

1125. 8 February Perth Signet of the unicorn
SHR, xxvi (1947), 147-48

1126. 1 March Edinburgh
RMS, ii, no.744

1127. 1 March Edinburgh
RMS, ii, no.747 (Date and place obtained from SRO: GD 45/26/10 f.57v)

1128. 8 March Edinburgh
RMS, ii, no.746

1129. 10 March Edinburgh Signet
ER, vi, 590

1130. 10 March Edinburgh
RMS, ii, no.745 (wrongly at 1/3/1460) Engrossment: SRO: GD 181/149

1131. 20 March Edinburgh
SRO: GD 45/27/81

1132. 23 March Edinburgh 1/4 seal summons to parliament
Montrose: M/W1/15, ex Montrose v. Dundee bundle
113. 23 March Edinburgh 1/4 seal summons to parliament
   Montrose: M/W1/15, ex Montrose v. Dundee bundle
114. 24 March ???
   Montrose: M/WC/7 (cf. M/1/1/6 s.d. 15/11/1721) (Date very uncertain; no text)
115. 25 March Edinburgh
   RMS, ii, no.748
116. 25 March Edinburgh
   RMS, ii, no.749
117. 25 March Edinburgh
   RMS, ii, no.750 Engrossment: Blair Castle (Atholl MSS) Charters volume 1 no.33)
118. 25 March Edinburgh
   RMS, ii, no.751 Engrossment: SRO: GD 25/1/81 at 24/3/1460
119. 25 March Edinburgh
   RMS, ii, no.752
120. 1 April Edinburgh
   RMS, ii, no.753
121. 4 April Edinburgh
   RMS, ii, no.754 Engrossment: SRO: GD 33/34/1
122. ?? ??? ???
   RMS, ii, no.755
123. 23 April Perth Precept of sasine
   SRO: GD 97/2/16 (No original)
124. 23 April Perth Precept of sasine
   SRO: GD 97/2/18 & 19 (No original)
125. 4 July Edinburgh Auditors decree (bears no seal)
   Montrose: M/W1/10/1
126. 6 July Edinburgh
   HMC, xii App.viii, Home no.278 Hirsel (Home MSS) Box 7 bundle 9
127. 9 July Edinburgh Privy seal
   ER, vi, 590
Undated

1148. SRO: GD 17/1 (Confirmation of charter of 13/6/1438; probably soon thereafter)

1149. Lennoxlove (Hamilton MSS) Bundle 11 (Inspection of charter of James I dated 18/4/1426, transsumed from Register, probably 1441x1443)

1150. Scrymgeour Inventory, no.322 (Discharge; 1446 or before but need not be of reign of James II)

1151. Scrymgeour Inventory, nos.475/540 (Letters; c.1455)

Documents which might wrongly be thought to be temp. James II

1. 8/7/a.r.15 Precept of sasine A.B. Ill., iv, 81-82 (Must be of reign of James III)

2. 11/3/??? Personal letter Nat. MSS. Scot., pt.2 no.71 (From internal evidence must be of reign of James III)

3. Wigtown Charter Chest, no.409 (Must be of reign of James III)
Appendix B: Parliaments and General Councils 1424-1469

The following list of parliaments and general councils is intended to be no more than a fairly basic guide to such assemblies in the period covered. The authority for each assembly is given (usually a reference to APS, but sometimes the source is entirely different). In citations from APS for assemblies during the reign of James II only, legislation only has been cited. Other sources used by the editors of APS for that reign have normally been quoted from the original record, which often means a reference to Appendix A of this thesis. No effort has been made here to cite documents drawn up at about the time of the assembly which might increase the known sederunt. Such a method was tried in Chaps. 3 and 5 of this thesis, but the work on this was at a too early stage for it to be used for every assembly. Occasionally there is need for some comment on the assembly (where, for example, there is some doubt about the source). An effort has been made to indicate how long the assembly was proceeding, by citing a document which shows the assembly still in session after its known starting date.

1424 26 May
Parliament at Perth; proceeding 1/6/1424 (APS, ii, 3-6, 25; St And. Copiale, 30).

1425 12 March

1426 11 March
Parliament at Perth (later at Edinburgh) (APS, ii, 9-13, 26). Continued to Edinburgh for 13/5/1426 (APS, ii, 13, 26) and then
to Perth for 30/9/1426.

1427 14 January
Parliament at Edinburgh (Scone [Mansfield MSS] bundle 1849 no.10). Authority a little doubtful.

1427 12 March
Parliament at Perth; continued to Edinburgh. I.E. O'Brien, 'The Scottish Parliament in the Fifteenth and Sixteenth Centuries' (Glasgow, 1980, Ph.D. thesis), suggests this assembly, having examined the MSS for parliaments of James I. This assembly is not definite. The authority is the Lambeth MS, referred to only briefly in APS, i amongst MSS used in compiling that volume. See her thesis, pp. 31-33 and Appendix G. See also assembly at ? October 1429.

1427 1 July
Parliament at Perth; proceeding 11/7/1427 (APS, ii, 13-14).

1428 1 March

1428 12 July
General council at Perth; proceeding 19/7/1428 (APS, ii, 16-17, 26-28).

1429 26 April
Parliament at Perth; continued to Martinmas, no further record (APS, ii, 17).

1429 ? October
General council at ?. O'Brien, 'Scottish Parliament', pp.33-36 and Appendix H suggests this assembly. See also assembly of 12/3/1427 for general remarks on this work, as they apply again here.

1430 6 March
1431 30 January
Parliament at Perth; continued to 30/9/1431; proceeding
13/2/1431 (APS, ii, 19; RMS, ii, no.187).

1431 15 October
Parliament at Perth; continued to 16/10/31; proceeding
20/10/1431 (APS, ii, 20; StAUL: B 65/22/27).

1432 10 March

1432 27 May
Parliament at Perth (APS, ii, 20-22). The source does not
mention that a parliament sat then. The 10/1431 parliament had
set up a commission to examine statutes for the good of the
realm, and the deliberations of this body were issued on
27/5/1432 in form of letters under privy seal. As there had
been a parliament in 3/1432 (see above) it looks not unlikely
that the statutes were considered then but not issued till May.

1432 10 October
Parliament at Perth (StAUL: B 65/22/23).

1434 1 March
Parliament at Stirling; continued to 2/3/1434 (APS, ii, 22).

1433 ? October
General council at Perth (Chron. Bower, viii, c.23; Chron.
Pluscarden, i, 378). It may be wondered if this assembly and
that at 10/10/1432 are one and the same. No year is given in
either source. Inchcolm Chrs., 238 also suggests that it might
be the same assembly. Balfour-Melville, James I, 209-10, shows
good reason for them being separate assemblies, citing English
authorities. Bower called the English envoy present Scrape when
it should have been Mortain (which has caused some surprise).
But it could have been Scrape present had the assembly been in
1432!

1435 10 January
Parliament at Perth; proceeding 15/1/1435, when continued to
24/6/1435, but no further record (APS, ii, 22-23).

1435 22 October
General council at Edinburgh (APS, ii, 23-24).

1436 4 February
General council to be held at Perth (Chron. Bower, viii, 297).

1437 25 March
Parliament at Edinburgh (APS, ii, 31)

1437 6 May
General council at Stirling (ACA: CR 4 p.97).

1438 27 November

1439 13 March
General council at Stirling (APS, ii, 32).

1439 4 September
General council at Stirling (APS, ii, 54-55).

1440 20 February
General council at Edinburgh (NLS: Ch. 17,088; cf. App. A, no.46; charter dated 17/3/1440 granted with advice of general council).

1440 2 August
General council at Stirling; proceeding 10/8/1440 (APS, ii, 32-33; App. A, no.65).

1441 3 April

1441 1 June
General council at Edinburgh (App. A, no.98).

1442 ? March

1443 8 February
General council at Stirling (App. A, no. 129; see also
SRA: T-SK 3/17/14, a decree of king's council 21/1/1443, sufficiently large a body present to suggest a general council).
PAGE NUMBERS CUT OFF IN ORIGINAL
1443 4 November
General council at Stirling (APS, ii, 33; see also St. And. Capitale, 330; ACA: CR 511 p.668; possibly also Asloane MS, i, 218).

1444 6 February

1445 14 June

1446 ? May/July
? General council at Edinburgh. The evidence for this is patchy as known at present, but see Dunlop, Kennedy, 87-88 for some remarks on this. Foreign archives should provide confirmatory evidence. There were a number of major barons in Edinburgh in July 1446: see SRO: GD 70/1; GD 224/529/1/18. ACA: CR 4 p.441 suggests that the provost of Aberdeen was then in Edinburgh at a council meeting.

1449 4 April
General council at Stirling (SRO: GD 124/1/159).

1450 19 January

1450 4 May
General council at Perth; proceeding 12/5/1450 (APS, ii, 38; App. A, nos.345, 353).

1451 28 June
Parliament at Edinburgh; proceeding 8/7/1451 (APS, ii, 39; App. A, nos. 489, 490, 493, 504, etc.; Asloane MS, i, 239 claims parliament began 25/6/1451).

1451 13 October
Parliament at Stirling; proceeding 26/10/1451 (APS, ii, 39-41; App. A, no. 533; StAUL: B 10/14/4).

1452
12 June
Parliament at Edinburgh; proceeding 8/7/1452 (APS, ii, 73; App. A, nos. 624, 648; Aslcan MS, i, 241-43).

1452
26 August
Parliament at Edinburgh (APS, ii, 41).

1453
13 March

1454
28 March
?Parliament at Edinburgh (App. A, no.723; a little uncertain from this source, but Dunlop, Kennedy, 179-80 and sources cited there provides greater authority).

1454
16 July
Parliament at Edinburgh; proceeding 18/7/1454 (APS, ii, 41; App. A, no.729; SRO: GD 32/20/8/1 asserts that parliament would begin 15/7/1454).

1455
9 June

1455
4 August
Parliament at Edinburgh (later at Stirling). Continued to 12/10/1455, meeting apparently 13/10/55, at Stirling (APS, ii, 42-45).

1456
19 October
General council at Edinburgh (APS, ii, 45-7).

1458
6 March
Parliament at Edinburgh; proceeding 20/3/1458 (APS, ii, 47-52,78; xii, 25).

1459
2 October
Parliament at Perth; proceeding 14/10/1459, when a cause continued to next parliament 30/6/1460 (APS, xii, 25-26; App. A, nos.1106, 1108).

1460 4 July

1461 2 March
Parliament at Edinburgh; proceeding 14/3/1461 (DDA: TC/CC 1/39; APS, xii, 27-8; Montrose: M/W1/14, 'Trading' no.10; SRO: GD28/123). Asloan MS, 1, 231 says parliament began 23/2/1461; summons to compear had been issued for 25/2/1461 (DDA: TC/CC 1/38; Montrose: M/W1/1/4).

1462 24 June
Parliament at Aberdeen (projected: does not seem to have met) (Asloan MS, 1, 232; ER, vii, 143).

1462 19 October
Parliament at Edinburgh (APS, ii, 83-4; cf. SRO: GD 12/43).

1463 9 March
Parliament at Edinburgh (SRO: GD 237/140/1/4).

1463 12 October
Parliament at Edinburgh (APS, xii, 28-9; SRO:GD 237/140/1/6).

1464 13 January
Parliament at Edinburgh (APS, xii, 29-30).

1464 11 October
Assembly at Edinburgh (APS, ii, 84).

1466 7 October
Parliament at Edinburgh; proceeding 13/10/1466; continued to 31/1/1467 (APS, ii, 85-7, 185). Note however c.7 on p.87 talks of an act of James III's council of 29/8/1467. MS of these entries (SRO: PA2/1,f.48r) checked, and dates found to be correct.

1467 12 October
Parliament at Edinburgh (later at Stirling); continued to 15/10/1467; then to 12/1/1468 (APS, ii, 87-91).

1468 ??
Parliament at ?Edinburgh (APS, ii, 91-2). In neither print nor MS is there any authority for date or place given in APS.

1469 20 November
Parliament at Edinburgh; proceeding 27/11/1469 (APS, ii, 93-98, 186-87).
Appendix C: Officials in the Administration of James II

In this appendix there are listed some of the officials in the administration of James II. The officials dealt with are: the chancellor; keeper of the privy seal; secretary; treasurer; chamberlain; comptroller; master of the king's household; clerk of the rolls and the register; justiciar; sheriffs; keeper of the king's person; and the admiral. Contained in a separate Appendix are the keepers of the royal castles, for reasons which will be explained in that appendix. Clearly not all the officials listed here merited a place on the king's council ex officio, but the holders of the first six offices here usually did. Of the others, the comptroller occasionally was a regular councillor; while the only holder of the office of keeper of the king's person was a councillor (the post was probably created deliberately for him because of his status). The sheriffs are included here partly because they have been frequently referred to in the main body of the thesis. The holders of office here changed more often than perhaps has been suspected.

The lists of officials presented here are intended to supersede all those lists known to the author. In the main, this refers to HBC. Elsewhere, however, there are lists of justiciars and keepers of the privy seal, as indicated in those sections. While it is hoped that the lists here are more complete than those just mentioned, the lists there have been a useful launching pad for this work.

The aim has been to list under the title of each office the holders for which there is unimpeachable evidence, with first and last dates for holding office. Occasionally the dates of office can only be vaguely given. It is sometimes extraordinarily difficult to be sure who was in office, as dates of tenure overlap. For this reason, authorities for the first and last dates have been given. Frequently the
authorities will be royal acta in Appendix A of this work, but there is usually no reason to suspect the authority if is not.

CHANCELLOR

John Cameron, Bishop of Glasgow
From: 7 Feb. 1426 (as Keeper of the Great Seal): HBC, 182.
To: 3 May 1439: App. A, no.16.

Sir William Crichton, later Lord Crichton
From: 4 May 1439: Floors (Roxburghe MSS) Bundle 702 (HMC 41).
To: 19 Nov. 1444: SRO: GD 90/3/1.

James Bruce, Bishop of Dunkeld and later of Glasgow

William Lord Crichton

William Sinclair, Earl of Orkney and later of Caithness

George Schoriswood, Bishop of Brechin
From: 20 Nov. 1456: App. A, no.848. (He is styled chancellor on 15 May 1455 but the table of witnesses to this charter must be treated with some scepticism: App. A, no.757).

Andrew Lord Avandale
To: 17 June 1482: HBC, 182.

KEEPER OF THE PRIVY SEAL
A previous list of Keepers of the Privy Seal is Chalmers, Ph. D. thesis, Appendix C.

Mr. William Foulis
From: 1 Sept. 1426: RMS, ii, no. 60.
To: 10 July 1439: App. A, no. 17.

Mr. William Turnbull, later Bishop of Dunkeld & of Glasgow

Mr. James Lindsay, Provost of Lincluden Collegiate Church
From: 20 Nov. 1452: ER, v, 491.

Thomas Spens, Bishop of Galloway and later of Aberdeen

Mr. Thomas Vaus, dean of Glasgow
To: 15 Sept. 1456: ER, vi, 145.
These are the only two known references to Vaus as Privy Seal: it may be he was only temporarily in post.

Mr. John Arous, Archdeacon of Glasgow
To: 6 Oct. 1460: Ayr Burgh Chrs., no. 49.

SECRETARY

The list of Secretaries presented some problems during compilation. One remains unsolved. Sometimes in the 1440's clerks are styled "first secretary" to the king (often in petitions to the Pope). Such clerks are not otherwise known to have been in office at the time of the reference. It may be that there were a number of secretaries in the royal household. It is a topic, however, which needs further research. Cf. HRC, 193 n.2.
Mr. John Methven
From: 10 July 1439: App. A, no. 17.

Mr. William Turnbull (later Bishop of Glasgow)

Mr. John Ralston, later Bishop of Dunkeld

Mr. Nicholas Otterburn, official of Lothian

Mr. George Schoriswood, later Bishop of Brechin

Mr. Thomas Vaus, dean of Glasgow

Mr. John Argus, archdeacon of Glasgow
on 15 May 1455 (App. A, no. 757), but the witness list
here is spurious; and on 30 Apr. 1458 (App. A, no. 929)
but this is too early).

Mr. George Liddle, parson of Forest
To: 10 Feb. 1462: SRO: GD 12/42.

TREASURER

Sir Walter Ogilvy of Lintrathen
Only reference: 1 June 1437: App. A, no. 05.

Sir Walter Haliburton of Dirleton

John Ralston, Bishop of Dunkeld
Andrew Hunter, abbot of Melrose
From: 3 Nov. 1449: App. A, no. 270.

John Winchester, Bishop of Moray
Only reference: July 1454: ER, v, 637.

Archibald Crawford, abbot of Holyrood
From: May 1456: ER, vi, 253.
To: 15 Oct. 1456: ER, vi, 289.

Mr. James Stewart, dean of Moray
To: 25 June 1459: ER, vi, 488.

Sir John Forrester of Corstorphine
To: 26 Aug. 1448: ER, v, 297.

James Livingston (later lord Livingston)
From: 29 June 1448: Glamis Castle (Strathmore MSS) Box 4 no. 88.
To: 21 July 1449: App. A, no. 260. He would have lost office when the Livingstons fell in Sept. 1449.

Sir James Crichton of Frendraught, later Earl of Moray

James, later lord Livingston
From: 7 Mar. 1454: SRO: GD 44/12/10/1.
To: 26 Apr. 1467: HBC, 186.

(Two others are styled chamberlain without probably having held office. William lord Sinclair, Earl of Orkney is stated to have issued a charter on 31/10/1441 in which he is also styled chamberlain, but the original MS has disappeared and the
authority for the inventory entry is not contemporary: SRO: GD 186/4/3/1. Alexander Nairn of Sandfurd also has the style at a general ayre held in Dundee on 27/2/1448 according to three notarial instruments; but it seems likely that this is a false ascription: Montrose: M/W1/14 "Trading" no.2; M/W1/15; CR2/11(4).

COMPTROLLER

The list of comptrollers has been one of the hardest to compile. Although we are occasionally lucky here in having exact dates of starting or leaving office, the evidence generally is difficult to use. Much of it comes from the Exchequer Rolls. One often finds references in the accounts to a comptroller having received money during an account, but when there was a succession of comptrollers, as there was in the reign of James II, one can never be quite sure when the comptroller named had received the money, and so whether it affects the dates given for his period of office. On the comptroller generally at this period, see A.L. Murray, 'The Comptroller 1424-1488', SHR lli (1973), 1-29. Exceptionally in this list reference to dates of office during the reign of James II has occasionally been made to HRC. The true references will undoubtedly be to ER, but the correct references could not be found during the compilation of the list.

Alexander Nairn of Sandfurd
From: 11 July 1435: HRC, 189.
To: 18 July 1438: ER, v, 64.

Robert Nory
From: 26 Apr. 1439: ER, v, 84, 86.
To: May 1439: HRC, 189.

William Cranston
From: 1439: ER, v, 85.
To: 2 Sept. 1441: ER, v, 102.
Henry Livingston
From: 5 July 1442: ER, v, 113.
To: 27 June 1444: ER, v, 155.

Alexander Nairn of Sandfurd
From: 1 July 1444: ER, v, 172.

Robert Livingston (of Middle Binning)
To: 2 Aug. 1449: App. A, no. 261. He would have lost office on the fall of the Livingstons in Sept. 1449.

Alexander Napier of Philde (later of Merchiston)

Mr. John Spalding
To: 8 Sept. 1450: ER, v, 480.

Alexander Napier (as before)
From: Oct. 1450: HBC, 190.
To: 6 June 1451: Dunfermline Registrum, no. 436.

Alexander Nairn of Sandfurd

Mr. Richard Forbes, archdeacon of Ross
To: 16 Oct. 1453: ER, v, 603.

Alexander Napier (as before)

William Bonar of Rossie
To: 11 Sept. 1455: ER, vi, 133.

Mr. Richard Forbes (as before)
To: 13 May 1456: ER, vi, 133-34.

Alexander Napier (as before)
To: 13 Sept. 1456: ER, vi, 113.

Ninian Spot, later Bishop of Galloway
To: 19 July 1459: HEG, 190.
(Spot is also described as comptroller on 15/5/1455 (App. A, no. 757), but the witness list to this charter is spurious).

John Leirmouth
From: 1459: Period of office covered by audit for
To: June 1460: year 1459-60: ER, vi, 580-664.

Alexander Napier (as before)
From: 19 June 1460: ER, vi, 583.

MASTER OF THE KING'S HOUSEHOLD

Sir William Crichton (later lord Crichton)
To: 1 June 1437: App. A, no.05.

Sir John Sibbald of Balgonie
From: 2 May 1442: SRO: GD 124/1/151.

Patrick lord Glamis

Andrew lord Gray

Robert lord Fleming

Patrick lord Glamis

James Livingston, later lord Livingston

CLERK OF THE ROLLS AND THE REGISTER

Mr. John Scheyes, official of St. Andrews
From: 3 July 1438: ER, v, 40.

Mr. John Methven
From: 3 Nov. 1449: App. A, no. 270.
Methven may well not have been permanently in post.

Mr. James Lindsay, provost of Lincluden Collegiate Church
Like Methven, Lindsay may not have been permanently in post.

Mr. Nicholas Otterburn, official of Lothian

Mr. Archibald Whitelaw
To: 6 July 1462: HRC, 196.

JUSTICIAR

The list of justiciars owes much to the list supplied by Dr. MacQueen in his thesis, pp. 326-32. As there, the officers listed are only those who held general commissions. Although quite a number of additional justiciars have been found to those named by MacQueen, almost all held only temporary powers (equivalent to sheriffs in hac parte), and are not listed here. There was a division of powers between justiciars south of the Forth and those north of the Forth (on which see MacQueen, Ph.
D. thesis, pp.58-63). Sometimes officers are styled justiciar of Scotland: they are listed amongst those holding office south of the Forth. Frequently it is not possible to put a precise date on the term of holding office. By chance no justiciar continued in office from the reign of James I. Walter, Earl of Atholl had been justice benorth Forth, but he was executed in 1437. Thomas Somerville of Carnwath had been justice besouth Forth, but he was fading from political life about then.

South of the Forth

James Douglas, Earl of Avandale and later Earl of Douglas

Sir Alexander Livingston of Callendar
From: 1444: ER, v, 249.
To: 16 Sept. 1449: Foedera (O), xl, 238.

Andrew lord Gray

Sir George Crichton, Earl of Caithness
To: c.1454: ER, vi, 178.

William lord Somerville

William lord Sinclair, Earl of Orkney
Undated reference, but c.1454 or before: APS, i, 705.

Laurence lord Abernethy in Rothesay
During 1455: SRO: GD 103/1/7; ER, vi, 168; NLS: Adv. MS 22.1.14 f.227v.

Sir Robert Livingston of Drumry

Sir Andrew Stewart, later lord Avandale
To: c.1461: ER, vii, 281.

North of the Forth
Alexander, Earl of Ross and Lord of the Isles

John Lord Lindsay of Byres
From: 6 Oct. 1457: Dunfermline Registrum, no. 452.
To: 27 June 1466: Dunfermline Registrum, no. 458.

SHERIFFS

The list of permanent sheriffs is based on the following principles. If there is known a contemporary royal charter granting the office to a particular person heritably, it is cited. In some cases no such charter is known, but it is clear that the office was hereditary in one family, so few details are given of the succession of holders of office. Otherwise, as many details as possible are given to establish the rough dates of tenure of office. If there are accounts known of sheriffs at the annual Exchequer audit, they are cited. There are two lots of accounts in the reign of James II: those rendered July-Aug. 1455 (ER, vi, 83-112), and those rendered Sept.-Nov. 1456 (ibid., 140-90).

ABERDEEN
Hereditary in the family of the earls of Crawford, apparently unaffected by the forfeiture laid on the family in 1452. One account known: ER, vi, 155. A.R.III., iii, 7-8 is a rare example of an earl actually performing the duties of sheriff. Most of the work was performed by deputes (on which, see App. A, no. 228, by which Sir Alexander Forbes was appointed depute sheriff by Crawford for life).

ARGYLL
Hereditary in the family of Campbell, raised to the title of Earl of Argyll c. 1457. One account: ER, vi, 89.

AYR

BANFF


BERWICK

Held up to 1450 by the family of Haliburton of Dirleton. On 10/12/1450 John lord Haliburton granted the office to Patrick Hepburn, later lord Hailes: App. A, no.613. Two accounts: ER, vi, 93, 182.

BUTE

Hereditary in the family of Stewart. The holders in this reign were John (who died c.1449) and his son James.

CLACKMANNAN

Held by the family of Menteith of Kerse: see SRO: GD 124/1/528; SRO: GD 97/2/151,11; Highland Papers, ii, no.33 (all re William Menteith). Two accounts: ER, vi, 87, 162.

CROMARTY

Very little evidence, but hereditary in the family of Urquhart of Cromarty: see SRO: GD 305/1/42/2; App. A, no.881 (both re William Urquhart).

DUMBARTON

Apparently held by the Colquhouns of Luss: see accounts at ER, vi, 84, 153 (both of John Colquhoun of Luss). John Colquhoun had acted as sheriff on 4/1/1428: SRO: GD 137/3693.

DUMFRIES

From at least c.1433 (ER, iv, 600) to ?late 1440's held by Sir Thomas Kirkpatrick of Closeburn (see also SRO: GD 150/101; ER, vi, 168, 169). Probably succeeded by Sir Robert Crichton of
Sangquhar, appointed by king on 6/11/1452 (App. A, no.677), but he had already acted as sheriff on 8/3/1452 (SRO: GD 150/109). Before 1452 the office may well have been in the control of the earls of Douglas. One account: ER, vi, 166.

**EDINBURGH**

Sir William, later Lord Crichton held office from the early 1430's (ER, iv, 607). He must have been succeeded by his son: ER, vi, 142, 145. On his death soon after his father in 1454, office passed to Sir Alexander Ramsay of Dalhousie: ER, vi, 142 (his account). Not known if he remained in office thereafter. The king had appointed Sir John Logan of Restalrig sheriff of Edinburgh of the middle part or ward of Lothian on 25/10/1444 for five years: App. A, no.146.

**ELGIN and FORRES**


**FIFE**


**FORFAR**

Hereditary in the family Ogilvy of Auchterhouse. Held in this reign by Alexander Ogilvy, who was facile, and who surrendered his office to his brother Walter on 17/3/1453 (App. A, no.688). He later resigned the office in favour of his son-in-law, James
Stewart, and his daughter Margaret (ibid., no.1039). One account: ER, vi, 178.

INVERNESS

KINCARDINE
Hereditary in the family of Keith, later Earl Marischal. App. A, no.147 is a Crown charter of confirmation of a charter, 26/10/1444, by which Sir William Keith granted the office to his son Robert. Robert's early death meant a further Crown charter was granted, on 24/3/1458 (ibid., no.918). Two accounts: ER, vi, 83, 150.

KINROSS
Little information. Two accounts by James Shaw, ER, vi, 109, 140, where there is a reference to a lost account presented by Sir John Cockburn (of Dalginch) rendered on 10/7/1450.

LANARK

LINLITHGOV
In hands of Crichton of Cairns family: Fraser, Haddington, ii, no. 292 (19/8/1432); ER, v, 22; vi, 92 (the last a ref. to arrears of account of Sir George Crichton, his son to be distrained but not himself sheriff, so office not now hereditary). The king's spouse, Mary, was granted power of constituting sheriffs on 1/7/1451 (App. A, no.484). Archibald
Dundas of that ilk succeeded Crichton, presumably after his death in 1454: cf. his accounts, ER, vi, 90, 146; and action as sheriff, SRO: GD 187/2/2.

NAIRN
May well have been hereditary in family of Thanes of Cawdor. Donald, Thane of Cawdor in office 11/4/1431 (SRO: GD 125/2, s.d. 11/4/1431). Son William to be saised in office by precept of 17/8/1442 (Cawdor Castle [Cawdor MSS] Bundle 138); in office 16/3/1450 (Lords of the Isles Acta, no.53).

PEEBLES
Hereditary to family of Hay of Yester. Two accounts (by Sir David Hay, styled of Lochquharriot): ER, vi, 85, 173.

PERTH

RENFREW
Apparently hereditary to Samples of Eliotstoun: Fraser, Eglinton, ii, no.37; accounts at ER, vi, 103, 151.

ROXBURGH
Hereditary to family of Douglas of Cavers. See NLS: Acc. 6803 Box 1 bundle 1 no.1 for sasine in office, 18/4/1432; bundle 1 no.2 for Crown charter, 24/2/1433 thereanent (although witnesses and probably date spurious). Two accounts: ER, vi, 95, 185. Held by Archibald Douglas of Cavers in this reign.

SEIKIRK
Only information is Crown charter in favour of Thomas, son of Sir Robert Erskine of that ilk, 11/9/1448, on father's resignation: App. A, no.245.

STIRLING
No information between 26/1/1426, when Archibald Cunningham of Auchinbowie sheriff (NLS: Ch. 16,008), until 3/5/1448, when Sir Alexander Livingston of Callendar sheriff (SRO: GD 220/1/A1/6/1). The queen was granted power of constituting sheriffs 1/7/1451 (App. A, no. 484). Sir George Crichton, Earl of Caithness must have been appointed about then, as there is a reference to arrears of his account (ER, vi, 100). James, later lord Livingston was in office by mid-1455, and presented two accounts (ER, vi, 98, 164). William Murray of Touchadam was in office by 16/1/1461 (SRO: GD 246/77).

\textbf{Wigtown}


\textbf{Keeper of the King’s Person}

James Livingston (later lord livingston)

\begin{itemize}
  \item From: 21 Mar. 1445: App. A, no. 165.
  \item To: 7 May 1448: App. A, no. 240.
\end{itemize}

\textbf{Admiral}

William Sinclair, Earl of Orkney

\begin{itemize}
  \item In office early 1436: Chron. Bower, viii, 249.
\end{itemize}

Sir George Crichton of Cairns, later Earl of Caithness

\begin{itemize}
  \item From: 19 July 1441: App. A, no. 105.
  \item To: 3 Apr. 1454: App. A, no. 724.
\end{itemize}

Alexander, Duke of Albany

\begin{itemize}
  \item In office by 1461: Hansisches Urkundenbuch, viii, no. 1126.
\end{itemize}
Appendix D: Castle keepers

The lists of keepers of royal castles in this Appendix have been deliberately kept apart from the list of royal officials in Appendix C for one main reason. This reason is that the lists can only be tentative. They are largely based on evidence from the Exchequer Rolls, with a very few additions from other sources. Great reliance had perforce to be placed on the index to the volumes of the Rolls to abstract the names of the keepers. As anyone who has used the indexes to these volumes will know, they are not reliable. In this particular case, it is possible to carry out a check on the lists by looking in the index under the name of the castle as well as under the name of each keeper found. All the same, there may be some instances which have slipped through the net. In addition, very little use has been made here of evidence coming from ancillary sources. It is only occasionally that witnesses to charters have the designation keeper of a castle, even if they did hold such a post. Nevertheless, there will undoubtedly be occurrences of particular keepers buried deep in notes made during research for this thesis which have not been included here.

Within these limitations, it is hoped that the lists do provide a reasonable indication of the names of keepers for at least the main period that they held the office. The Exchequer Rolls are useful because they list payments to keepers by the Crown for the terms of the year during which they held the office. Very occasionally the terms of office appear to overlap, but an overlap like this is the exception rather than the rule. The terms of the year are the usual ones of Martinmas and Whitsun (Pentecost).

No differentiation has been made between officers described as captain or keeper. No officer simply styled constable has been included. Names of constables are much harder to pin down. They are seldom referred to in the Exchequer Rolls but it may well have been
they who actually resided in the castles, whereas the keepers or captains may in some cases have held the office as a sinecure. For each official, the period of office has been given, together with as many references as seem to be needed to establish the continuity of his holding office. All terms of office have been closed at mid-1460 whether or not they did in fact continue in to the reign of James III. Some castles were only briefly in the king's hands by reason of ward, but they have been included in this list all the same.

**BALVENIE**


The castle was granted to John, Earl of Atholl by the king on 25 March 1460 (App. A, no.1137).

**BRODICK**

Alexander lord Montgomery: Martinmas 1441 - Whitsun 1444 (ER, v, 163).


William Turnbull, Bishop of Glasgow had a lease of Arran etc. dated 14 April 1452 (App. A, no.592), but the castle was destroyed by the lord of the Isles about then (ER, v, cvii).

**DALKEITH**

James Gifford and brother: mid-1443 - mid-1444 (ER, v, 147: a payment for keeping the middle ward only of the castle).


**DARNAY**

Alexander Dunbar: Whitsun 1458 - Whitsun 1460 (ER, vi, 466, 521, 655).

DOUR

John Livingston: before September 1449 (Asloan MS, 1, 235-36).

DUNBARTON

Robert Callendar: mid-1443 - late 1449 (ER, v, 147, 246, 253, 330, 359; he would have been ousted on the fall of the Livingstons).
John Colquhoun: Martinmas 1454 - Whitsun 1456 (ER, vi, 85, 155).

DUNBAR

Sir Adam Hepburn of Hailes: c.1434 - c.1440 (ER, iv, 620; v, 75).
James, Earl of Moray and lord Crichton (formerly lord Frendraught): c.1453 - mid-1454 (ER, v, 645).

DUNCOON

George Lauder, Bishop of Argyll: Martinmas 1451 - July 1460 (ER,
EDINBURGH
Sir William, later lord Crichton: mid-1434 - late 1452 (ER, iv, 621; v, 33, 180, 221, 275, 310, 344, 380-81, 438, 497).
Thomas Oliphant: mid-1458 - mid-1459 (ER, vi, 545).

FALKLAND

INVERNESS
Thomas Ogilvy: Martinmas 1448 - Whitsun 1451 (ER, v, 405, 441).
James Livingston (lord Livingston from 1458): Whitsun 1451 - mid-1455 (ER, v, 639; vi, 29).
Alexander Fleming (constable, but paid as keeper): mid-1455 - July 1460 (ER, vi, 317; vii, 307).

KILDRUMMY
Sir James Crichton, lord of Frendraught: late 1450 - Whitsun 1452 (ER, v, 463, 518).
Alexander, Earl of Huntly: Martinmas 1452 - Martinmas 1455 (ER, v, 518, 600, 652, 656; vi, 70, 269).
Patrick lord Glamis: Whitsun 1456 - March 1460 (ER, vi, 269, 361, 436, 515, 650; office ceased on death, whereupon his son and heir Alexander seems to have assumed custody: ER, vii, 86).
KINDROCHIT
Alexander Stewart (of Strathdee): mid-1450 - Martinmas 1454 (ER, v, 464, 517, 600, 656; vi, 70).
Un-named: Whitsun 1455 - mid-1457 (ER, vi, 269, 361).
Patrick lord Glamis: mid-1457 - March 1460 (ER, vi, 436, 514-15, 650; office ceased on death, whereupon his son and heir Alexander seems to have assumed custody: ER, vii, 86).

LINLITHGOW
Reginald Crawford (uncertain status): mid-1445 - mid-1446 (ER, v, 224).
James Clerkscune: mid-1453 - mid-1454 (ER, v, 649).
Nicholas Henrison: mid-1457 - mid-1458 (ER, vi, 441).

LOCHDOON
Edward Mure: mid-1446 - Martinmas 1449 (ER, v, 261, 298, 336, 376-77; paid up to Whitsun 1450 but had surrendered the castle before this).

LOCHMABEN
Herbert Johnstone: mid-1454 - mid-1455 (ER, vi, 26, 63).
Sir Andrew Stewart, later lord Avandale: mid-1455 - mid-1460 (ER, vi, 274, 332, 446, 552, 617).
Walter Stewart of Morphy: mid-1458 - mid-1460 (ER, vi, 554, 618; had made an indenture with Avandale anent the custody).
Sir John Carlyle: mid-1460 (ER, vi, 617).

METHVEN
Alexander Ogilvy of Inverquharity: mid-1443 - mid-1445 (ER, v,
Alexander Livingston: mid-1445 (or later) – mid-1446 (ER, v, 219-20).

REDCASTLE
Celestine of the Isles: mid-1458 – August 1460 (ER, vi, 518, 653; an un-named keeper was in office from Whitsun 1457, who received the same fee as Celestine: he may therefore have been keeper from then).

RESTALRIG

ROTHESAY
John Stewart (also sheriff of Bute): c.1440 – mid-1449 (ER, v, 88, 166, 209, 251, 288, 332, 364).
James Stewart (also sheriff of Bute): mid-1449 – July 1460 (ER, v, 410, 453, 574, 664; vi, 45, 230, 328, 420, 532, 628).

STIRLING
James Livingston (lord Livingston from 1458): 2/5/1442 (SRO: GD 124/1/151) – 26/8/1448 (ER, v, 297; but almost certainly remained in his custody until fall of family).

TANTALLON
THREAVER
William Edmondstone: early 1456 - July 1460 (ER, vi, 208, 349, 454, 570, 644).

URQUHART
John, Earl of Ross and lord of the Isles: mid-1454 - July 1460 (ER, vi, 68, 217, 376, 514, 650; not really the keeper, as he had seized the castle from the king, probably in 1451).
Appendix E: Dundee v. Montrose: transcripts of documents

The two documents printed below are part of the remarkable Dundee v. Montrose cause, which was considered at length in Chap. 7. More than just the two documents deserve to be printed at some time, as there are a number which are out of the ordinary. The decree of parliament of March 1432 (DDA: TC/CC 1/27) is a good example. It seems to be a draft, and one whose veracity had later to be authenticated by the surviving lords auditors by means of appension of their signatures. The notarial instruments drawn up during the general ayre of 1448 in Dundee, and the instructions given by Montrose to its forespeaker on that occasion on the manner of pleading, would also be worth printing, as actual examples of the way pleading was carried out. For the time being, however, only two are here transcribed, with no comment further to what was said in Chap. 7, where each of them was referred to more than once.

DDA: TC/CC 1/36 (listed as App. A, no.964). Decree of parliament of March 1458, subject to various continuations. Edinburgh, 5 October 1458.

Jacobus dei gratia rex Scotorum universis et singulis ligiis et subditis nostris ad quorum noticiias presentes littere pervenerint salutem Sciatis nos quoddam actum sive decretum de nostro ultimo parliamento apud Edinburgh tento extractum et per dominos auditores querelarum in eodem tunc tempore existentes datum et continuatum utique intellexisse sub hac forma Die decimo octavo mensis Marcii anno domini millesimo quadringentesimo quinquagesimo septimo in parliamento excellentissimi principis et domini domini Jacobi secundi dei gratia Scotorum regis illustrissimi tento apud Edinburgh et inchoato ibidem sexto die mensis predicti cum continuatione dierum Causa et actio inter burgos de Dundee et Montross penes limites bondas et indictamenta foristallantium dictos burgos limitata ad
dictum parliamentum commissariis utriusque burgi presentibus et ad hoc et expresse consentientibus continuata fuit per dictum parliamentum ad secundum diem itineris iusticiarie de Perth ibidem proximo tenendum cum continuatione dierum Et decretum erat per dominos trium statuum regni personas super descisione dicte cause et actionis eligendas debere habere vigorem parliamenti Et quod decretum per eos dandum haberet idem robur sicut decretum esset in parliamento per dominos trium statuum partibus per dominos parliamenti legitime et peremptorie apud acta summonitis cum intimatione Quo secundo die dicti itineris iusticiarie de Perth adveniente et procuratoribus dictorum burgorum personaliter comparentibus dicta causa per dominos consules regios et ceteros domines temporales ibidem in dicto itinere existentes continuata fuit in presentia dictorum procuratorum usque vicesimum tercium diem Junii proximo inde futurum coram dominis auditoribus scaccarii apud Edinburgh tenendi vel ubi dictos auditores contigerit residere secundum eandem formam vim pariter et effectum sicut prius continuata erat cum vigore parliamenti et continuatione dierum predictis procuratoribus peremptorie et legitime apud acta summonitis cum intimatione Die vero vicesimo tercio mensis Junii adveniente dominis auditoribus de scaccario et diversis aliis dominis apud Perth sedentibus quia dominus rex transtulit suum scaccarium de Edinburgh ad Perth cum universis et singulis causis in dicto scaccario decidentibus et determinandis deputatis sive limitatibus et signanter penes dictam causam alias diversis vicibus continuatam procuratoribus dictorum burgorum de Dundie et Montross personaliter comparentibus domini auditores predictam causam inter dictos burgos motam continuareunt ad quintum die mensis Julii proximo inde futurum cum continuatione dierum ad comparendum apud Perth cum eisdem vigore vi et effectu sicut de parliamento continuata erat procuratoribus utriusque partis legitime et peremptorie cum intimatione summonitis apud acta Quo quinto die Julii adveniente apud Perth dominis auditoribus de scaccario et aliis quam pluribus ibidem sedentibus procuratoribus dictorum burgorum personaliter comparentibus dicti
domini auditores scaccarii cum ceteris dominis prelatis et proceribus in magno numero ibidem congregatis propter diversas racionabiles causas se ad hoc moventes dictam causam ad septimum diem mensis Augusti proximo inde futurum cum continuacione dierum apud Strivelin vel ubi dominum regem tunca temporis contigerit residere continuarunt et pro finali determinatione decisione et deliberatione dicte cause domini auditores et ceteri domini secum existentes cum consensu anbarum partium eligerunt certos dominos proceres et nobiles ac barones ad decidendum determinandum et finiendum dictam causam partibus in personis procuratorum suorum apud acta per dominum cancellarium cum intimatione legittime et peremptorite citatis Die septimo mensis Augusti adventiente apud Striveling dictis procuratoribus coram dominis ad decidendum huiusmodi causam electis comparentibus dicti domini huiusmodi causam secundum eodem vigorem vim formam pariter et effectum de die in diem ad undecimum diem mensis antediti Augusti continuerunt legittime et peremptorite partibus apud acta summonitis Datum et extractum de registro actorum per me Nicholaum de Ottirburn clericum rotulorum et registri sub sigillo officii mei officialatus Sanctiandree infra partes Laudonie quo in tallibus utor et subscriptione mea manuali apud Edinburgh tercio die mensis Octobris anno domini millesimo quadringentesimo quinquagesimo octavo Quodquidem actum sive decretum ac omnia in eodem contenta approbamus ratificamus et tenore presentium confirmamus Datum sub testimonio magni sigilli nostri apud Edinburgh quinto die mensis Octobris anno regni nostri vicesimo secundo

Montrose: M/W1/14 "Trading" no.7: notarial instrument narrating at length a protest lodged by the procurators of the burgh of Montrose against a pretended act of the king's council in the cause against Dundee. Montrose, 19 August 1458. In this text only the protest is quoted; time did not permit a further examination to extend
the text. Partly because of this, the following text is unlikely to be absolutely accurate.

Cum appellationis seu provocationis remedium ab utroque iure sit salubriter introductum ut lesum et gravatum debere succurratur et maxime cum appellationis remedium non est institutum ad defensionem iniquitatis vel divitis potentiam aut pauperis inopiam sed ad presidium invocatione iusticie et veritatis Hunc est quod nos David Clerc prepositus et Walterus Ricardi ballivus burgi de Montose Brechinensis dioecesis procuratores commissarii et deputati in hac parte specialis totius communitatis dicti burgi sentientes nos dictam communitatem libertatesque et bondas dicti burgi graviter lesos et oppressos timentesque nos plus opprimi et gravari in futurum per vos reverendum in Christo patrem et dominum dominum Georgeum dei et apostolice sedis gratia episcopum Brechinensis cancellarium Scotie ex et pro eo quod vos domine cancellarie ad sinistram informationem quorundam dominorum de concilio suprmi domin nostri regis in quoddam privato concilio vobiscum existentium quamdam pretensam sententiam si sententiam dici debeat si per non apud Striveling undecimo die mensis Augusti post meridiem anno domini millesimo quadringentesimo quinquagesimo octavo contra dictum burgum communitatem libertatesque et bondas eiusdem super indictamentum faciendo in itinere camerarie infra limites et bondas prefati burgi in vicecomitatum de Forfar pro burgo de Dundee dicte Brechinensis dioecesis indebite inordinate et minus iuste protulistis vestre reverende paternitatis et dignitatis officii cancellarie Scotie reverentia semper salva Et quod illa pretensa sententia est indebite inordinate et minus iuste prolata patet per causas et rationes sequentes Tam primo quod cum causa illius super quo vestra pretensa sententia est prolata fuit coram suprmo domino nostro rege et tribus statibus regni sui in suo parliamento proposita et iuxta avisamentum et deliberationem continuata ad certam diem peremptoriam vim parliamenti habentem illa causa non debuit nec de iure potuit ad alium diem sine consensu partis continuari ad quem
diem pars non consentuit sed penitus et omnino illam diem recusavit
Tam secundo dicta pretensa sententia fuit prolata tempore feriato quo
tempore processus contra aliquem factus nisi fiat de consensu partium
certis casibus in iure expressatis exceptis non valet neque tenet Tam
tercio quia ante pretensam sententiam coram metuendissimo domino
nostro rege decretum per certos regni dominos prelatos et burgorum
commissarios per serenissimum dominum nostrum regem inter dictos
burgos de Montrose et Dundee specialiter electos super eadem debata
pro dicto burgo de Montrose contra prefatum burgum de Dundee fuit
prolatum metuendissime incliteque regie majestate presentatum ad
pronunciandum et promulgandum et perpetuam silentiam eidem burgo de
Dundee communitatique euisdem super illa debata impositam quod quidem
decretum appellatione non fuit suspensum et sic transivit in rem
iudicatam Tam quartu cum omnem sententiam ymoverus vindicatam habet
precedere summuntio iuridicii vel citatio sed in causa predicta
iuridica non fuit citatio emanata sed quedam littera papiro scripta
rubeaque cera sub signeto supremi domini nostris regis roborata que de
iure non potest nec debet convenire aut trahere aliquem ad peremptore
respondendum super feodo et hereditate et sic citatio nulla et pro
consequens totius processus invalidus quia ordo iuris deficit in parte
lex deficit in toto Igitur ob premissa gravamen et alia forsan
inferenda a vobis domino cancellario memorato vestraque pretensa
sententia ac aliis vestris processibus quibuscunque ad illustrissimum
et serenissimum principem et dominum nostrum dominum Jacobum dei
gratia regem Scotorum et suum proximum parliamentum in hiis scriptis
pro nobis et procuratorio nomine dicte communitatis de Montrose
provocamus et appellamus iurisque remedium et pretense sententie
reformationem cum instantia debita et vicibus repetitis quatenus de
iure debemus humiliter petimus et postulamus Subicientes nos dictamque
communitatem libertatesque et bondas ac nostra bona mobilia et
immobilia nobisque adherentes seu in hac parte adherere volentes
tuitioni protectioni et defensioni seu majestatis antedicte Protestando
de hanc nostram appellationem addendo mutando corrigendo et
It is suggested that in due course an examination of the type and style of appeals to higher authorities be made, with a view to considering influences on legal development. The phrases at the start of this appeal have been noticed in similar forms elsewhere during research (e.g. SRO: GD 1/1042/5; SRO: GD 150/14(k)). Further research would have to be carried out to unearth more examples, but it might be possible to compare the phraseology of these appeals with those lodged in the Rota in Rome. It is quite clear that if a litigant wished to appeal to a higher authority he could readily obtain a clerk prepared to draft a text, which would doubtless be drawn up in a format chosen largely by the clerk. It is likely that there were phrases usually found in such appeals, just as formal charters had a standard terminology. If clerks were used to preparing appeals to Rome, might they then not introduce some of the terminology used on those occasions to appeals meant for a purely Scottish audience?
The problem of the majority of James II was discussed earlier in the thesis. It was noted there that the traditional date for the declaration of the king's majority, in 1444, was founded on an incorrect reading of a royal charter by Sir William Fraser. In his H.M.C. report on the Home muniments, Fraser had noted a charter of 13/11/1444 which appeared to indicate that at the last general council held at Stirling the king's majority had been declared (HMC, xii App. viii, Home no.85). Fortunately it was possible to examine the original charter during research on this thesis. It was apparent that Fraser's summary of the charter was incorrect. Since the majority declaration has only been known from this document, it seemed sensible to take this opportunity to print a complete text of the original MS (which is now at Hirsel (Home MSS) Box 2 bundle 4). It is noted at no.155 in the list of royal acta given in Appendix A.

Jacobus dei gratia rex Scotorum universis et singulis ligiis et subditis nostris ad quorum noticiae presentes litere pervenerint salutem Sciatis nos concessisse ac tenore presentium concedimus dilecto nostro Alexandro de Hume militi ut non obstante revocatione generali concessionum omnium terrarum possessionum et officiorum usque ad nostram legitimam etatem factarum in nostro concilio generali ultimo apud Strivelin celebrato per nos publice facta idem Alexander gaudere atque possidere valeat omnes et singulas terras de Chernside cum pertinentiis in comitatu Marchiarum infra vicecomitatum Berwici jacentes modo et forma quibus eas habebat ante dictam revocationem in nostro generali concilio prefato iam nuper factam per quam in dictis terris cum pertinentiis nolumus nec intendimus dicto Alexandro in aliquo prejudicare presentibus pro nostra voluntate duntaxat duraturis Datum apud Strivelin sub nostro secreto sigillo decimo tercio die mensis Novembris anno domini millesimo quadringentesimo quadragesimo quarto et regni nostri octavo.
Later in the reign there is another text referring to the king's majority which is worth printing, partly because it adds another act of parliament to those printed in APS. There is no secondary work which refers to this act, to the author's knowledge. The source is StAUL: MS 36,929 3/4: a transumpt dated 3/11/1478 of various documents bearing on William Bonar of Rossie, briefly comptroller to James II.

In parliamento suprmi domini nostri regis Jacobi secundi dei gratia regis illustissimi tento et inchoato apud Edinburgh sexto die mensis Marcii anno domini millesimo quadringentesimali quinquagesimo septimo octavo die mensis eiusdem reverendus in Christo pater Georgius episcopus Brechinensis ac pro tempore cancellarius declaravit quod concessiones terrarum sive ad feodifirmam dimissiones facti comiti de Huntlee Andree domino de Avandale Andree Ker Patricio Gray Andree Lundy Symoni de Glendonwyn Waltero Scot militibus Waltero Stewart Willelmo Bonar David Scot remanebant hereditarie cum eis non obstante revocatione facta per suam serenitatem de alienationibus terrarum factis in sua tenere etate

It may well be that these are some of the alienations which are referred to in an act of revocation issued by an assembly of lords spiritual and temporal on 11/10/1464 (APS, ii, 84). The following passage may be quoted from that act of revocation.

"...diverses alienationes et ad feodifirmam assedationes et dimissiones de diversis terris corone regie per tres regni status in parliamento alias annexis incorporatis et unitis per quondam bone memorie serenissimum principem Jacobum secundum Scotorum regem progenitorem suum ex seductione quarundam secum pro tempore existentium minus bene in sua tenera etate post dictam annexationem in sui et successorum suorum ac corone regie preiudicium et dampnum facte fuerant et per eundem regem defunctum cum ad suam legittimam pervenit etatem publice revocatis requirentem ex parte eiusdem domini regis moderni quatenus domini predicti spirituales et temporales avisarent declararent et concluderent utrum dicte alienationes
et ad feodifirmam dimissiones sic ut premittitur facte essent alicuius
 firmitatis roboris efficacie aut vigoris quibus proponitis domini
 supradicti considerantes et perpendentes praevis neconon dampna et
 preudicia que ex talibus assedationibus et alienationibus domino nostro
 regi sui successoribus eorumque corone et regno ac dominis spiritualibus
 et temporalibus euisdem venire et sequi possent mature avisati decreuerunt
declararunt et concluserunt unanimi consensu omnes et singulas
 alienationes ad feodifirmam assedationes et dimisiones per quondam bone
 memoria Jacobum secundum Scotorum regem supradictum quibuscunque personis
 de quibuscunque terris alias corone regie ut premittitur annexis post
 eandem annexationem factas nullas et invalidas irritas et inanes et easdem
 terras per dictum supremum dominum nostrum regem modernum proprietati sue
 corone reducendas et resumendas fore absque quocunque alio processu
 desuper faciendum"
ONLY fragments of the records of the medieval Scottish courts survive. That this need not inhibit research into their activities has been well demonstrated by a number of scholars. Much may be gleaned from the muniments and other records kept by private individuals and ecclesiastical corporations, which frequently contain material relating to litigations involving their owners. Often such material takes the form of an instrument drawn up by a notary public recording what had taken place in court. This could be at the request of one of the parties to the action, but it seems that the officers of the court might also order the drawing up of a notarial instrument recording the judgment of the court. In this article two such documents are printed in full for the first time, along with a third which survives only in an eighteenth-century antiquarian’s copy. Each of the three records an action begun by brief of either novel dissasine or mortancestor, and all were overlooked through ignorance in a recent study of these forms of action by one of the present writers.¹ The main conclusions of that study may be briefly restated here. The briefs of novel dissasine or dissasine and mortancestor were initial writs in actions before the justiciar for recovery of land from intruders, and were in common use in Scotland until at least the late fifteenth century. Dissasine was the action appropriate to regain possession of lands from which one had been ejected, while in mortancestor the claim was based, not upon the pursuer’s own former possession, but upon the facts that an ancestor within certain degrees defined by statute in 1318 had died holding the lands on a heritable title and that the pursuer was his nearest lawful heir and so entitled to be infeft. It is important to realise that the pursuer who used the brief of mortancestor would never have been in sasine of the lands he claimed; otherwise his remedy would have been either one of dissasine against the person who had put him out, or, if the current holder was not personally responsible for the ejection, to bring a brief of right in the

sheriff court. Lastly the distinction between the brieve of mortan-
cestor and the brieve of inquest (or succession) should be noted:
whereas the former was non-retourable and pleadable before the
justiciar against an intruder, the latter was retourable after pro-
cess before the sheriff and no particular defender was summoned.
The material to be considered here supports these conclusions
and also permits further points to be made, not only about the
brieves of novel dissasine and mortancestor, but also about pro-
cedure in the secular courts of medieval Scotland and the state of
the law which they administered.

A. Marion Cunningham v. Susanna and Donald Christison,
November 4, 1430²

Penes dominum de Somervile.

"Universis ad quorum noticiam praesentes litterae perve-
erint, Thomas Somervile dominus de Carnwath ac justi-
ciarius domini nostri regis ex parte australi aquae de Forth
specialiter constitutus, salutem: Noveritis quod comparens
coram nobis in itinere justiciariae domini nostri regis per nos
tenta apud Streveline quarto die mensis Novembris anno
domi millesimo quadringentisimo tricesimo, Mariota de
Coningham, prosequens Susannam, sponsam Donaldi Cris-
tason, ac ipsum Donaldum ratione ejusdem Susanna per
breve domini nostri regis de nova dissaisina, graviter con-
queredo quod praedicti Susanna et Donaldus ipsum injuste
et sine judicio dissaisiverint de terris de Ballul et Ballard
cum pertinentiis jacentis infra vicecomitatum de Streveline
praedictum et post nonnullas et varias altercationes ab iis-
dem partibus in medium productas tandem ad dictam cau-
sam decidendem assisam nobilium virorum ex mutuo
consensu partium in itinere praecedente electorum onerari
fecimus. Quae quidem assisa diligenter consulta et exami-
nata decrevit et declaravit quod praedicti Susanna et Donal-
dus, ratione qua supra, praedictam Mariotam de Coningham
de supradictis terris de Ballul et Ballard cum pertinentiis
injuste et sine judicio dissaisiverint; quare praecipimus vice-
comiti de Streveline quatenus praedictam Mariotam in prae-

² Aberdeen University Library MS. 1160/189, f. 1r.-v (Gordon of Buthlaw and Cair-
ness).
dictis terris reinvestiret et resaisiret. Et nos sibi, ut moris est, possessionem realem per traditionem baculi deliberavimus et praedictos Susannam et Donaldum secundum decretum curiae in centum marcis de dampnis praedictae Mariotae taxatis condemnavimus. Et hoc omnibus quorum interest et interesse poterit notificamus per praeentes. In cujus rei testimonium sigillum officii nostri justiciariae praesentibus est appensum anno, die, mense et loco superscriptis."

Translation.—To all to whose notice the present letters may come, Thomas Somerville, Lord of Carnwath and Justiciar of our Lord the King specially constituted on the south side of the water of Forth, greetings: Know that there appeared before us in the justice ayre of our Lord the King held by us at Stirling on November 4 in the year of Our Lord 1430, Marion Cunningham, pursuing Susan, spouse of Donald Christison, and the same Donald by reason of the same Susan by brieve of our Lord the King of novel dissaisine, by gravely complaining that the foresaid Susan and Donald had dissaised her unjustly and without judgment of the lands of Balwill and Ballaird with the pertinents lying within the foresaid sheriffdom of Stirling, and after some and various debates produced by the same parties to the dispute, at last with mutual consent of parties we caused an assize of noble men chosen in the preceding ayre to be burdened with the decision of the cause. Which assize, having diligently consulted and examined, decreed and declared that the foresaid Susan and Donald, for the reason as above, had unjustly and without judgment dissaised the foresaid Marion Cunningham of the foresaid lands of Balwill and Ballaird with the pertinents. Wherefore we command the sheriff of Stirling to reinfeft and resaise the foresaid Marion in the foresaid lands. And we, as is usual, delivered real possession to her by the delivery of baton and we have condemned the foresaid Susan and Donald according to the decree of the court in 100 marks of damages taxed to the foresaid Marion. And we notify this to all whom it concerns or who may be concerned by the presents. In witness whereof the seal of our office of Justiciary is appended to the presents, on the year, day, month and place abovewritten.

This is taken from the notes of John Gordon of Buthlaw
(1715–75), an advocate who edited part of the third edition of Stair's *Institutions* (1758), and who was joint professor of Universal History at Edinburgh University in session 1753–54. As an historian he has been perhaps unfairly neglected. He is known to have owned two "auld lawes" MSS., and many of his other papers are preserved in Aberdeen University Library. The transcript is of a document said by Gordon to be in the possession of the lord of Somerville, but it has not been traced by us at the time of writing. However, Gordon's other transcripts can frequently be related to the original documents where these still survive, and there seems no reason to doubt that this is a copy of an authentic fifteenth-century instrument.

Little can be said about the background to the case. The lands in issue are now the west Stirlingshire farms of Upper Balwill, Upper Ballaird and Lower Ballaird, all of which incidentally command the most glorious view over Flanders Moss and Gartmore to the Trossachs and the Menteith hills. Later in the fifteenth century the lands formed part of the Haldane barony of Glenegles, and it seems quite likely that the Marion Cunningham who was pursuer in 1430 is to be identified with the Marion Cunningham named in a retour of 1425 as the superior of whom John Haldane was to hold the lands of Kepdowry and Ardas in blench ferme. Unfortunately it does not seem possible to go further than this in ascertaining who the parties were and the nature of the dispute between them.

The argument that the briefe of dissasine or novel dissasine was still in use in the fifteenth century has hitherto depended mainly upon two pieces of evidence, a document recording two cases in 1433 and references in the tract *Ordo Justiciarie*. This case is thus an important addition to our knowledge, confirming that at any rate in the reign of James I (1406–37) the briefe remained a familiar form of action before the justiciar. All the

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3 See *The Faculty of Advocates in Scotland 1532–1943*, ed. Grant (Scottish Record Society, 1944), p. 84; but note also A. Grant, *The Story of the University of Edinburgh* (1884) ii, p. 367 and L. W. Sharp, "Charles Mackie, the First Professor of History at Edinburgh University" (1962) 41 *Scottish Historical Review* 23 at p. 30.


5 Ex inf. Mr W. J. Windram. The manuscripts are Edinburgh University Library, La. III 381, and British Library, Add. 18111.

6 The national grid references for the farms are NS 548926, 555919 and 551924 respectively.

7 *Registrum Magni Sigilli* (henceforth RMS), ii, no. 1546; also Scottish Record Office (henceforth SRO), GD 198/18 (Haldane of Glenegles).

8 SRO, GD 198/9 (Haldane of Glenegles).

9 See MacQueen, "Dissasine," p. 25.
other usual elements of the action are also to be found here: the pursuer's grave complaint of a dissasine made by the defender unjustly and without a judgment, the verdict upon the matter of an assize, and the consequent order for the restoration of the pursuer to her lands. On one point, however, there is a departure from the procedure laid down in *Regiam Majestatem* and *Quoniam Attachiamenta*, for it appears that the brief was not put to the assize immediately upon the conclusion of the parties' pleadings on the first day in court. Instead the assize was elected in the ayre (perhaps in the spring of 1430) preceding the one at which the verdict was given. It should be noted however that this was done by consent of the parties, necessary presumably because normal procedure was not being followed.10

The case is also an example of a successful pursuer under the brief of novel dissasine being not only restored to her lands but also awarded damages of one hundred marks. It is thus apparent that the rule in *Regiam*—that the pursuer could only recover a maximum of ten marks in damages—had been superseded by the more flexible rule stated in *Quoniam*, that the whole of the pursuer's loss might be recouped.11 In this connection it is interesting that the pursuer Marion is said to be "prosequens," raising again the question of whether in Scotland the terminology used to describe parties to a litigation over land showed any significant variation between the different forms of action. The word "prosequens," with its overtones of prosecution, and the remedy of damages which, so far as is known, was not available under either the brief of mortancestor or the brief of right, may imply that an action of dissasine was seen as containing an element of personal wrong or injury which distinguished it from the other two actions.12

B. MARGARET MUNDELL v. WILLIAM HEPBURN AND HAWYS MUNDELL, MARCH 4, 1454/513

"In the justice ayre of oure soverane lorde the kingis hal- din at Drumfres on Tyseday the ferde day of the moneth of

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10 For the normal procedure see MacQueen, "Dissasine," p. 28.
11 *Regiam Majestatem*, III, 32 and *Quoniam Attachiamenta*, ch. 36. All references to *Regiam* and *Quoniam* are to the editions in the first volume of the Record edition of the *Acts of the Parliaments of Scotland* (henceforth APS) at pp. 397-459.
12 See MacQueen, "Dissasine," p. 23.
13 SRO, GD 103/17.
Marche the yere of oure Lord a thousand fourhundir fifti
and foure yeris before Laurence lord Abirnethi in Rothimay
and justice til oure soverane lord the king on southalff the
watter off Forth generally constitute thare compert Mergrar-
ete Munduyle, the dochtr of sum tyme Henry Munduyle,
lorde of Tynwald and lord of the Tempilland of Dalgernow
with the pertinentis, with hir forespekare, Thomas the Gra-
hame of the Thorneke. The qhillk Thomas the Graham in
the name and on the behalve of the said Mergrarte askit at
the said justice quhat he had done or gert do apon the execu-
tioune of twa brevis that scho had present til him of before
tyme of the twa quartaris of the landis of the barony of Tyn-
wald and of twa quartaris of the Tempillandis of Dalgernow
with the pertinentis liand within the schirefdome of Drum-
frese; of the qhillk twa brevis, the tane was de morte ante-
cessoris and agane William of Hepburne be resoun of sum
tyme Jonet, his spouse, apon a quartare of the landis of the
barony off Tynwald and a quartare of the Tempillandis of
Dalgarne with the pertinentis beforeasaid, and the tothir
breve was richt sa a breve of morteantecessoris and agane
Hawys Munduyle apon ane othir quartare of the landis of
the barony of Tynwald and a quartare of the Tempillandis of
Dalgarne beforeasaid. The qhillk justice ansuerit and said
at he had direct twa preceptis to the schiref of Drumfrese to
summond or ger summond the said William and Hawis and
askit at the schiref quhat he had done thareto. And than the
said schiref ansuerit and said that he had chargit the kingsi
seriand, David Haliday, to execute the said preceptis eftir
the tenor of thaim. The qhillk executioune the said David
previt in court lachfully made be him. And the said Thomas
the Grahame askit the said justice to ger the said twa brevis
be red in court and to procede to the recognicioune of ane
assise. The qhillk brevis beand red, the said justice chesit
ane assise of thir personis undirwritin, that is tosay, Johne
the Menzeis of the Enach, William Grereson, George of
Kirkpatic, Aymere of Gledstanys, Tassy of Maxwell of Col-
lynhach, Florides of Murray, Robert Makbraare, Robert of
Johnstoune, Robert Munduyle, Simon Litil, James of Kirk-
halch, Gilbert Makmath, William Portare, Gilcriste Greres-
son, Thomas Fergusson, William Boyle, Cuthbert Molinerson, George Neleson, Johne the Menzeis of Achin-
sel, Malcome Magilhauche, Johne Steuart, Davy Steuart, George Were, Donald Huntare and Williarne Maxwell. The quhilk assise, the grete aith sworne and the avaymentis and the resonis of the party herd, passit oute of court and, thai riply and sadly [sic] avisyt at thare incuming in courte agane concordantly pronuncit thare veredict be the mouth of Johne the Menzeis of the Enach, sayand that sum tymge Henry Munduyle, the fadir of Mergarete Munduyle thare present, deit vestite and sesit as of fee of the twa quartaris of the landis of the barony of Tynwald and off the twa quartaris of the Tempill landis of Dalgernow with the pertinentis, and at the said Mergarete was nerast and lachful ayre to sum-tyme the said Henry, hir fadyr, of the said foure quartaris of the said landis with the pertinentis, and at the foresaid foure quartaris of the said landis with thare pertinentis war wrang-wisly haldyn fra hir be the foresaid William and Hawis, and at thare was na lachful cause to let the said Mergarete til obtenes sesine and possessioun of the said foure quartaris of the said landis with the pertinentis, and at sic sesine suld be gevyn til hir of the said foure quartaris of the said landis with the pertinentis sic as sumtyme the said Henry, hir fadyr, had of the said foure quartaris of the said landis with the pertinentis that day that he was quyk and dede. And than the said Thomas Grahame askit sesine of the foresaid foure quartaris of the said landis with the pertinentis tobc jugit to the said Mergarete be dome of court. And than the court, riply avysit, gafe for dome be the mouth of Thom of Hill, sutoure of Duncol, that the said Mergarete suld have sic sesing gevin til hir of the said foure quartaris of the said landis with the pertinentis sic as sum tyme the foresaid Henry, hir fadyr, had of the said foure quartaris of the foresaid landis with the pertinentis the day that he was quyk and dede, outakand the landis annual rentis and the doweris of wemen outane in the said brevis. And than the said justice, at the instance of the said Mergarete, in jugement sittand gave heretablc pos-session and state to the said Mergarete of the foresaid foure quartaris of the said landis with the pertinentis eftir the tenor and veredict of the said assise and dome of court, and chargit the schiref to ger gif hir sic like possession and sesine apon the grond of the said landis with the pertinentis. And this til al and sindri quhom it aferis we, the said Laurence, makis
kend be thir present lettres, to the quhilkis we have gert set to the sele of oure office the day, moneth, yere and place forsaid. Acta in pretorio borgi de Drumfresce hora quasi undecima ante meridiem anno domini m" ccc" Liiii" indic- tione tercia pontificatus sanctissimi in Christo patris ac domini nostri domini Nicolai divina providente pape quinti anno octavo, presentibus venerabili in Christo patre Thoma abbate de monasterii Sancti Nemoris, Johanne magistro de Maxwel, Amero de Maxwel de Kirkconnal, domino Roberto Broky vicario de Kirkmaquho, Thoma Thomson, publicis notariis, Johanne Litil et Jacobo Mateland, cum multis aliis testibus ad premissa vocatis specialiter et rogat- tis."

[Notarial docquet records that this was done by Alexander Foulis, clerk, notary public of the diocese of St Andrews, at the request of Margaret Mundell. There is a slit for the seal tag, but the seal is now missing.]

This notarial instrument forms part of the collection of the Society of Antiquaries of Scotland and was first printed in abbreviated form early this century. This truncated version was reproduced and discussed at length in an article published over 40 years ago by A. Cameron Smith. Although Cameron Smith's researches throw much light on the facts and circumstances of the case recorded in the document, he did not have access to one subsequently published piece of evidence which goes some way to clarifying the doubts and difficulties that he could not explain. Printing the document in full for the first time provides an opportunity for a reconsideration of these problems.

The Dumfriesshire family of Mundell is descended from the de Amundevi-Iles, an Anglo-Norman family from County burham which is thought to have held the fee of Tinwald from at latest early in the thirteenth century. With some interruptions due to

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14 By Matthew Livingstone in the Society's Proceedings, Vol. xli at p. 313. The instrument was given to the Society by Robert Riddell of Glenriddell on July 12, 1785 (Archaeo- logica Scoica, iii, app.). For its earlier history see National Library of Scotland, Adv. MS. 28.3.13, inventory of John Maxwell of Carse, March 16, 1711, Bundle 2nd, no. 60.


16 See R. C. Reid, "De Amundeville," Dumfries Trans., Vol. xxxiv, pp. 74-83; also the same author's "The Feudalisation of Lower Nithsdale," loc. cit. at pp. 104 and 110.
the Anglo-Scottish wars of the fourteenth century, it seems that the Mundells held possession of Tinwald until well into the fifteenth century. The modern village of Tinwald is some three miles north-east of Dumfries. The Mundells also held Monreith in Wigtownshire, while a sixteenth-century rental of the Hospitallers, successors in title to the lands of the Templars in Scotland, records that: “the landis of Dalgarno in Nyddsdaill were set in few of auld to the lard of Tynwall payand therfor yeirlic of few maile xl s.” Dalgarrock is a name which has all but disappeared, having been a parish now subsumed in Closeburn, near Thornhill in mid-Nithsdale. A farm called Templand Mains may still be found near Closeburn. The document above mentions only the lands of Tinwald and Dalgarnock; the dispute probably also related to Monreith, but since those lands were in Wigtownshire they would be dealt with in the justice ayre of Wigtown rather than of Dumfries.

As Cameron Smith showed, the case of 1455 arose out of the succession to Henry Mundell, who on his death left only female issue. These were four in number, to judge from the fact that his heritage was quartered: presumably in accordance with the rules concerning the succession of female heirs which laid down that the land should be divided amongst them equally rather than pass intact to the eldest only, as with male heirs. Of these four daughters, three may be identified with reasonable confidence: Margaret, the pursuer of 1455; Elizabeth, described as daughter and heiress of the late Henry Mundell, lord of Monreith in 1469; and Hawys, one of the defenders of 1455, who married one Robert Boyd of Arnall and whose descendants appear to have held rights in the Mundell lands of Tinwald, Dalgarnock and Monreith. Cameron Smith suggests that the fourth daughter was the Janet whose spouse William Hepburn was another of the defenders of 1455; we see no reason for supposing otherwise.

By her action of mortancestor, Margaret sought and recovered two of the quarters in both Tinwald and Dalgarnock. Altogether therefore, she gained a total of four quarters. Here we may cor-

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rect one misunderstanding of Cameron Smith, who states that "Margaret was awarded the four quarters of Tinwald" by the assize. The reference to "four quarters" in the document is to the total number of quarters in both Tinwald and Dalgarnock put in issue by Margaret's brieves. Nevertheless, two months after the verdict of the assize Margaret was infeft in only a single quarter of Tinwald: as Cameron Smith remarks: "it would therefore seem that one or both of the other claimants had some right which they succeeded in establishing." This is reinforced by the apparent fact that Hawys Mundell and her Boyd descendants continued to hold interests in Tinwald, Dalgarnock and Monreith. Most likely the verdict of the assize had been impugned by her, by initiating the procedure of falsing its doom in Parliament.

What then was the issue in 1455? The first clue lies in one piece of evidence noted by Cameron Smith, a claim that one of the Mundell daughters, Elizabeth, was not born of lawful marriage. If Elizabeth was illegitimate, then of course she would not be entitled to inherit any of her father's lands. In 1469 this claim was stated to be false; but it had first been made during the papacy of Eugenius IV (1431-47) and in fact Elizabeth had been held illegitimate by the Official of St Andrews. This must have been in 1437 or earlier, since Elizabeth had appealed the verdict to the General Council of Basle before its transfer to Ferrara in that year by Pope Eugenius. The appeal was heard by the Bishop of Dunblane and the Official of Dunkeld, and Elizabeth was declared legitimate. It was this sentence which the Pope reaffirmed in 1469 on Elizabeth's petition. The reason for the doubts about her legitimacy emerges from another document of 1425 which had not been published when Cameron Smith wrote. This shows that Henry Mundell had entered a putative marriage with one Janet Jardine. At the time of the marriage Janet was in fact still married to a James Arnot, but had been

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23 Ibid. For Margaret's infecftment see W. Fraser, The Book of Carlaverock (1873; henceforth Fraser, Carlaverock), ii, no. 41.
24 Papal Letters, xii, p. 670. For Pope Eugenius IV and the transfer of the General Council of Basle to Ferrara see R. Nicholson, Scotland: The Later Middle Ages (1974; henceforth Nicholson, Later Middle Ages), pp. 333-334. The claim against Elizabeth was made by David Boswell, layman. If he was a Boswell of Balmuto, Fife, the family papers (SRK, GD 66, and National Register of Archives (Scotland), no. 801 (Irvine-Frerescue of Kincgasie)) throw no light upon his link with the Mundells.
seeking an annulment. Henry had been ignorant of this and he and Janet had had children. Janet’s petition was that she now be allowed to remain in matrimony with Henry and her offspring declared legitimate; this was granted by the Pope.

It seems most likely that it was as a consequence of these events that uncertainty shrouded the question of the legitimacy of one at least of the daughters of Henry Mundell; perhaps too this may explain what was going on in 1455. The assize then seems to have been in no doubt that Margaret was the nearest and lawful heir of her father, or, in other words, that she was legitimate. It also seems clear that Henry had other daughters and that in consequence his lands had been divided on his death amongst them. The only basis for Margaret’s claim to the whole inheritance must have been that the other sisters were illegitimate and thus to be excluded. It would follow that Margaret was the issue of another marriage of her father; if the other daughters were full sisters and illegitimate then Margaret would have been illegitimate also. The doctrine of legitimation by subsequent matrimony would suggest that the only situation in which Margaret could have been legitimate and her full sisters not, was the extremely unlikely one where the latter had been born after the annulment of their parents’ marriage.26

The confusion of the assize at Dumfries is however understandable. It appears that Henry Mundell did not spend much—if any—time on his Dumfriesshire lands,27 and the papal legitimation some 30 years before of his undoubtedly irregular liaison with Janet Jardine may not have been known to the assize; particularly if, as is suggested below, the defenders were not present in court. But, at least so far as Hawys was concerned, the damage was minimal, for it is clear from the subsequent history of the lands that she must have been able to have the verdict overturned. If she and the other sisters were all legitimate then, even though the four were offspring of separate marriages, each was entitled to a share of her father’s heritage. It is stated in Regiam that: “when, as sometimes happens, a man has had several wives and from each has begotten a daughter or daughters, then all, the daughters come equally to the heritage in the same way as if all

27 See Reid, “De Amundeville,” cit. sup. n. 16, at p. 82. He may have lived on his estates in St Andrews diocese mentioned in Papal Letters xii, p. 670.
Three Fifteenth-Century Cases

were from the same mother. 

This is derived from Glanvill, but seems to have been applied in Scotland from at least the thirteenth century; for example, in the division of Galloway amongst the three daughters of Alan, Lord of Galloway in 1234.

One final point requires clarification, and that is the sasine of a quarter of Tinwald which Margaret received in May 1455, two months after the assize at Dumfries. Given that its verdict seems to have been false, how is this event to be explained? There is also the fact that she paid a relief to the Crown to gain a sasine of Tinwald as early as 1448. As an heir portioner Margaret was of course entitled to a quarter at the very least of her father's lands. It is apparent that the division amongst the heiresses had taken place before 1455, with each gaining possession of a quarter. The fact that the record refers only to the sasine of Margaret may be explicable on the basis of tenure by parage amongst co-heiresses. As our document shows, Tinwald was a barony; thus, although the lands might be split amongst the heiresses, the dignity and jurisdiction of the baron of Tinwald would pass only to the eldest. Moreover, Regiam provides that co-heiresses divide the lands of the inheritance, but that the husband of the eldest does homage to the superior for the whole fee and that the younger daughters hold their portions of the eldest. That this continued to be Scots law seems borne out by Balfour, Skene, Craig and Stair. Thus, so far as the superior of the lands was concerned the fee remained a unity. It is suggested that in 1448 Margaret paid the relief for and was infeft in the barony and superiority of Tinwald as the eldest of the four sisters, but that she received only one-quarter of its lands. We know two further facts: first, that in October 1456 another quarter was in the king's hands by the resignation of Elizabeth and no one had as yet come

28 Regiam Majestatem, II, 27.
31 Fraser, Carlaverock, ii, no. 41.
32 The Exchequer Rolls of Scotland, ed. Stuart et al. (1878-1908; henceforth ER), ix, 660.
34 Regiam Majestatem, II, 26 (derived from Glanvill, p. 76).
forward to claim sasine of it; second, that Hawys had managed to hold on to her quarter despite the verdict of 1455. Thus the quarter of which Margaret was given sasine in May 1455 must have been that which she had recovered from William Hepburn, spouse of the late Janet; presumably the verdict of the assize in that action had not been challenged or reversed.

Some matters remain mysterious, but do not seem particularly important: for example, the fact that Elizabeth could be described as deceased in 1456 and yet have her petition dealt with by the Pope 13 years later. Cameron Smith found two other entries in the Exchequer rolls "difficult to understand": one concerns an allegation that Margaret and her husband Edward Maxwell had uplifted the rents of Tinwald prior to their formal entry when the lands were in the wardship of the Crown; the other the failure of those who held Tinwald to perform suit at the sheriff court of Dumfries. Neither entry appears to have a direct bearing on the case of 1455. The statement that Margaret is to have her quarters "outakand [i.e. except for, subject to] the landis annual rentis and the doweris of wernen outane [i.e. excepted] in the said brevis" is also tantalising at first sight, because it seems to imply the existence of other rights in the Mundell estates. But the brieve of mortancestor itself provided that the pursuer was only to recover "exceptis terris elemosynatis, terris liberetenentium, annuis redditibus et dotibus mulierum quae vel qui sunt in eadem terre" (subject to elemosinary and freehold rights, annual rents and the terce of women). Thus here the instrument is merely echoing the style of the brieve which began the action, and the words cannot be given any particular significance.

From the purely legal point of view, the main interest of the document lies in its description of the procedure following the presentation of the brieve to the court. The precepts directed to the sheriff by the Justiciar for the summons of the defenders probably took the form of the "preceptum summoniconis per justiciarium dirigendum vicecomitibus super breve de morte antecessoris" contained in the Ordo Justiciarie. Quoniam states

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36 ER, vi, p. 168.
37 Supra, p. 131.
38 ER, vi, p. 168; Papal Letters, xii, p. 670. It may be that the "quondam" in the Exchequer rolls refers to the resignation, not Elizabeth.
39 ER, vi, pp. 169, 170; Cameron Smith, "Mundells," p. 103.
40 See Quoniam Attachiamensa, ch. 52 for the style.
41 APS, i, 706.
that until proof of lawful citation had been made before the Justiciar the action could not proceed; a proof was duly offered here. The procedure illustrates how, when the Justiciar came into a sheriffdom to hold his ayre, the sheriff and his own subordinate staff became the executive arm of the justice court to make summons and carry out decrees—for example, by giving sasine to successful pursuers in actions of mortancestors, as happened here. Finally, the instrument does not mention the presence of either of the defenders. If it is correct to assume that they were absent from court, then it is noteworthy that the procedure followed tallies with that prescribed in Quoniam—that no esonzie, or excuses for non-compearance, were allowed to the defender in the brieve of mortancestor and that if he did not answer the summons the case would be put to the assize—rather than that in Regiam, where it is said that the absent defender should be summoned to another day before the brieve is put to the assize.

\[42\] Quoniam Attachiamenta, ch. 35.

\[43\] Regiam Majestatem, IV, 49; Quoniam Attachiamenta, ch. 35.

\[44\] SRO, AD 1/60.

C. WILLIAM DOUGLAS OF DRYMLANRIG v. ALEXANDER GLEDSTANES, JANUARY 22, 1464/5

"William lorde Abirnethi in Rothimay and William lorde Borthwic, justices til oure soverane lorde on southalffe Forthe constitute, til al and sindri quhais knawlege thir present lettres saltocum, greting: Wit yhe that tharc compirit before us, in the justice ayre of oure soverane lord the kingis be us haldin at Jedwort the xxii day of the moneth of Januare the yhere of oure lorde a thousand fourehundir sexti and foure yeris, William of Douglas of Drumlangrig and his forespekare, Maistir Davit Guthre of Kincaldron, and present til us in jugement a rpiment of courte of the justice ayre ganging before, undir the sele of office of justiciarie, twiching the process of a breffe of mortantecstry purchesit be the said William apon the landis callit the Kirktonemanys with the mylne of that ilk and thair pertinentis and the landis of the Flekkiis with the pertinentis, liand in the barony of Hawic within the schirrefsdome of Roxburgh, agane Alexander of Gledstanys and askit it to be red in court; the quhilk beand red be the clerc of the said court, the said Maistir
David, forespekare to the said William, askit at us that the said brefe mycht procede to the recognicioun of ane assise and be this reson: because that at the last justice ayre of before the said Alexander allegit a warant and the justicez assignit him this day to produce his warant and nane com-perit, quharefafore he had renuncit his rycht and put it til ane othir, and for that reson, sen it was the last excepcioun, thair acht na plede borowis na recountir to be herd, bot the justicez suld ger the breffe procede to the recognicion of ane assise. Than comperit Alexander of Gledstanys and his forespekare, Sir Thomas of Cranstoune of that ilk, knyght, and allegit that the breffe acht nocht to procede to the recognicioun of ane assise and be this reson, because the said Alexander had allegit our e soverane lorde to be warant til him and he was within age quharefafore he mycht nocht convene his hienes to mak him warandice unto the tyme he war of lachfull age and for that reson the said breffe acht nocht til pass as yit til ane assise and thairto profferit til have fund a borgh in the schirreffis hand. To the quhilk the said Maistir David, forespekare to the said Williame, ansuerit, sayand as of before that it was impertinent to the cause, al thingis consi-derit gangand before, to find any borowis, and besocht us as justices to be avysit with the barones and frehaldaris of the court quhethir at sic borowis acht to ressavit as the mater was procedit or nocht. Than we gert devoyde baith the said partis oute of court and was avysit with the baronis and frehaldaris in the said cause, the quhilkis beand dili-gently and riply avysit, the partis agane incallit, decretit and deliverit that sic borowis profferit be the said Alexander of Gledstanys and his forespekare forsaid was impertinent and acht nocht to be admittit as the cause was procedit and at the breffe acht til pass to the recognicioun of ane assise. And incontinent we gert chese ane assise of thir personis folow-and, that is to say, Schir Walter Scot of Kyrkurd, knyght, Androu Ker of Altonburne, James of Ruthirforde of that ilk, Schir Robert Colvil of Oxename, knyght, Androu Ker youngare, James of Tuedy of Drummelior, Dungal Mak-dowel of Malkerston, Waltere of Tuedy, Androu Ormis-toune of that ilk, Quintine Riddale of that ilk, Robert Ruthirforde of Chatto, George of Douglas of Bunejedwort, Thom Ker, George Tayt of the Pren, Archbald of Douglas,
Waltere Scot, Hector of Lauedyr, Wil of Pringil, Robin Scot of the Haynig, Johne of Ruthirforde of Hundwellee, Adam Scot, Archbald Neuton of that ilke, Johne Turnbule of Ernhuych, George of Abirnethi and Thomas of Grymislaw. The quhilk assise, beand sworne be thare grate athis, the said breffe beand red, the richtis and meritis of the cause dili-gently and riply considerit, be thare forespekare Androu Ker deliverit in writ that sum tymye Schir William of Douglas of Drumlangrig, knycht, the grantsire of William of Douglas of Drumlangrig, deit vestit and sesit as of fee of the landis quhilck ar callit Kirktonmanys with the myln of the sam with the pertinents and of the landis of the Flekkis with the pertinents liand in the barony of Hawic within the schirefdome of Roxburgh, and at the said William is lachful and nerast ayre of the said sumtyme Schir William his grantsyre of the said landis and myln with the pertinents, and at Alexander of Gledstanys had wrangwisly haldin the said landis and myln with the pertinents quharefore the said William of Douglas acht til have sic sesine of the said landis and myln with the pertinents sic as sumtyme the said Schir William his grantsire had of the sam landis and myln with the pertinentis the day he was quyk and dede. Eftir the quhilk deliverance it was gifin for dome be the mouth of Johne Stodart, soytour of Halden, that the said William of Douglas acht til have sic sesine of the landis of Kirktonmanys and the myln of that ilk with the pertinentis and the landis of the Flekkis with the pertinents sic as sumtyme Schir William of Douglas his grantsire had of the sam landis and myln with the pertinents the day he was quyk and dede and at the said Alexander of Gledstanys nor his ayris acht nevr tobc herd in jugemcnt apon the said landis apon a breffe of mortanecestry in tyme tocum. And thareeftir we gafe sesine be state ryal to the said William of Douglas of the said landis and myln with the pertinentis in plane court and commandit the schirref or his mare of fe to pass to the chemys of the said landis and myln and thare to gif corporale sesine, state and possessioune of the said landis and myln eftir the tenor of the said dome as aferis apon law. And this til al men quhilkis it aferis we mak kend be thir present lettres. In witnes of the quhilk thing the sele of oure office of justiciarie is to put the day, moneth, yhere and place beforwritin."
THREE FIFTEENTH-CENTURY CASES

[Notarial docquet records that this was done at Jedburgh by mandate of the justiciars in the presence of various persons, including William Hacate of Belsys justice clerk. The notary is Alexander Foulis, clerk of the diocese of St Andrews and notary public. The seal of the office of the justiciary south of Forth is attached.]

This instrument is part of the miscellaneous collection of medieval charters and other documents held by the Crown Office and now in the Scottish Record Office. How it got to the Crown Office is unknown, but it should be noted that (as will be seen below) the collection also contains three other documents bearing on the case recorded in our instrument. It narrates the recovery by William Douglas of Drumlanrig of the heritable sasine of the lands of Kirkton Mains and Flex in the barony of Hawick, Roxburghshire, which his grandfather had had on the day he died. The defender in Douglas's action of mortaneitor was Alexander Gledstanes, who in 1458 had received a royal confirmation under the great seal of his title to the lands. Kirkton is a few miles east, Flex a mile or so to the south of the modern town of Hawick. In Gledstanes' 1458 confirmation, Kirkton and Flex are described as terras dominicales of the barony of Hawick—that is, as part of the demesne or "mains" lands which pertained directly to the baron rather than being held of him by his heritable tenants and which would be described as his "property" rather than his "tenantry" in the barony. Consequently there are several obvious links with an action of mortaneitor brought in November 1437 by an earlier William Douglas of Drumlanrig against Janet Murray, widow of a James Gledstanes, by which Douglas recovered lands called the East Mains of Hawick and their mill, relying on the title of his father, the first William Douglas of Drumlanrig. A number of later documents make it clear that Kirkton, Flex and the East Mains were separate parts of the "property" of the baron of Hawick and that accordingly the case of 1465 was not a re-run of that of 1437. But since the Douglases of Drumlanrig

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45 See, however, remarks by R. C. Reid in "Some Early Dumfriesshire Charters," Dumfries Trans., Vol. xxii, pp. 79-82.
46 RMS, ii, no. 646.
47 National grid references NT539139 and 505123 respectively.
48 W. Fraser, The Douglas Book (1885; henceforth Fraser, Douglas), iii, no. 301, cited MacQueen, "Dissasine," p. 35.
49 See esp. W. Fraser, The Scots of Buccleuch (1878; henceforth Fraser, Buccleuch), ii, no. 398.
were barons of Hawick from early in the fifteenth century, both
cases demonstrate that they had some difficulty with claims by
members of the Gledstanes family to the mains lands of the bar-
ony. How had this situation arisen?

The first William Douglas of Drumlanrig, an illegitimate son of
James, second Earl of Douglas (d. 1388), had been granted the
barony of Hawick in 1406 or 1407 by the fourth Earl, Archibald.50
The barony had become part of the heritage of the Earls of Doug-
las in slightly unusual circumstances. David II had granted it first
to Maurice Murray, Earl of Strathearn, who was killed at the
battle of Neville’s Cross in October 1346.51 Maurice left only one
child, a daughter, Joanna. She first married Thomas Murray of
Bothwell, to whom David II granted Hawick in 1358.52 It is not
clear what Joanna’s position was in regard to this transaction; she
apparently was a conjunct-fiar in the rest of her husband’s estates,
but the charter of Hawick makes no mention of her or of her
claim as heir to her father. Murray died without issue in 1361 and
in 1362 Joanna married Archibald Douglas, illegitimate son of
the “Good Sir James” Douglas, companion of Robert I. By this
marriage Archibald seems to have acquired the Murray estates
for himself and his heirs, although the legal basis for this is
unknown.53 The barony of Hawick must have been included in
this but, given that Joanna Murray did have a heritable claim to
Hawick, it may be that its acquisition by her second husband is
not as odd as the situation with the remainder of the Bothwell
estates. In 1388 Archibald Douglas became third Earl of Douglas
by virtue of a tailzie of 1342 in favour of male descendants, and
his own estates were added to the tailzied lands of the earldom.54
Thus the barony of Hawick came to be held by the Earls of
Douglas.

The Douglases of Drumlanrig held the barony of the earls after
the grant of 1406/7. So when in 1427 William II was retoured as
heir to his father in Hawick, it was said that the lands had been in
the hands of the Earl of Douglas as superior during the six years
since the death of William I, as a result of the failure by the heirs
to prosecute their rights.\textsuperscript{55} In 1428 William II received a new charter of the barony from Archibald, fifth Earl of Douglas.\textsuperscript{56} It was this William who regained the East Mains of Hawick from Janet Murray in 1437. His death in 1444 led to a further period of non-entry during which Hawick was again in the hands of the Earl of Douglas; only in October 1450 was William III returned before the sheriff of Roxburgh as the heir to the barony of Hawick.\textsuperscript{57} Even after this, William III may have had difficulties in gaining possession of his inheritance. A notarial instrument records the protest he addressed to William, eighth Earl of Douglas on June 7, 1451, for failing to comply with a royal brieve of sasine. The earl replied that he could not give sasine because he stood under the respite of the king ("stetit sub respectuatione suprimei domini nostri regis").\textsuperscript{58} Although it is not stated in the instrument to which lands the brieve of sasine referred, it seems likely that Hawick was among them, for only in November 1452 was William III eventually infeft, by James, ninth Earl of Douglas.\textsuperscript{59}

The problems of William III in gaining entry to Hawick were probably connected with the complex questions which arose over the earldom of Douglas itself between 1440 and 1452. The execution of the sixth Earl in 1440 left his sister Margaret, the "Fair Maid of Galloway," as the heir-general, but by virtue of the 1342 tailzie in favour of heirs-male she could not inherit the earldom and its lands. However she was entitled to the estates which had belonged to Archibald Douglas before he succeeded to the earldom in 1388, and these included the barony of Hawick. James Douglas of Balvenie, Earl of Avondale, succeeded to the earldom as heir-male in 1440, and on his death in 1443 his eldest son William became the eighth Earl of Douglas. The following year Earl William married his cousin Margaret, seeking thereby to

\textsuperscript{55} Fraser, _Buccleuch_, ii, no. 28. For the instrument recording the sasine subsequently given, see SRO, ADI/42.
\textsuperscript{56} Fraser, _Buccleuch_, ii, no. 29.
\textsuperscript{57} Fraser, _Buccleuch_, ii, no. 45.
\textsuperscript{58} SRO, ADI/53. The precise meaning of the Earl’s reply is not clear but see _The Asloa Manuscript_, ed. Craigie (Scottish Text Society, 1923), i, p. 239 and A. I. Dunlop, _The Life and Times of James Kennedy Bishop of St Andrews_ (1950), pp. 126-127, where it is noted that the Earl had a remission "of all things bygone" after putting his body, lands and goods in the king’s grace at the Parliament at the end of June 1451. It might be suggested that the Earl had prepared for this step by obtaining royal letters of respite, the effect of which was to delay all actions lying against him until some future date. Alternatively it might be that the Earl’s respite was granted to him in respect of missions to England which he may have undertaken in the spring and early summer of 1451 (see _Rotuli Scotiae_, ed. Macpherson _et al._ (1812-19), ii, pp. 344-346). For a style of a letter of respite see _The Register of Brieves_, ed. Cooper (Stair Soc., 1946), p. 47.
\textsuperscript{59} Fraser, _Buccleuch_, ii, no. 57.
reunite the inheritance divided in 1440. She was very young at that time, so in 1440 her lands must have passed into the hands of the Crown in ward until she came of age. But the king was himself a minor, and Margaret's husband was gaining a dominant position in the government. In 1446 Earl William was infeft in the lands of the barony of Hawick.

There was in consequence a very curious situation in Hawick. The lands ought to have been in the hands of the Crown, but there had been in fact an apparent infeftment of a tenant-in-chief. Moreover the vassal of the tenant-in-chief was in non-entry. There is some evidence of the confusion which this caused in the barony. Most notably there is the protest which Oswald of Abernethy made in the court of Earl William at Newark in March 1447 and had recorded in a notarial instrument: he stated that he did not challenge the superiority of any man over his lands in the barony of Hawick, but that he would hold them in chief of whomsoever an inquest would find to be the baron. Certainly Earl William did exercise a direct superiority over the tenants of Hawick for in 1446, designing himself as the lord of the barony of Hawick, he confirmed a grant of lands which were to be held "of the baron of Hawick." But it is not clear from the anonymity of this terminology that the earl was at this stage claiming to be the baron himself; it rather suggests that he was acting here because the baron had not taken up his title. However, conflict with Douglas of Drumlanrig may be implied in an instrument of sasine of February 1449 where the bailie of Hawick, one Simon Routledge, gave sasine of lands in Hawick "by virtue of his office." This phrase presumably means that the bailie was not acting as the result of a precept of sasine issued by the lord whose officer he was. The instrument also refers to the "noble and magnificent lord," Sir William Douglas lord of Hawick. Since he is not designed as earl, this was presumably William III of Drumlanrig, so Routledge was acting as his bailie. So it is possible that between 1444 and 1450 both Earl William and William III were acting as direct superiors of Hawick although lacking clear title to

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61 ER, ix, p. 659.
62 National Register of Archives (Scotland), no. 1100 (Roxburgh) Bundle 704; summarised Fraser, Douglas, iii, no. 417.
63 Fraser, Buccleuch, ii, no. 38.
64 Fraser, Buccleuch, ii, no. 43.
do so, and that this underlies the 1447 protest of Oswald of Abernethy.

The position can only have been further confused by the conflict which arose between Earl William and James II when the latter, although still a minor, assumed active authority at the head of government in 1449. In 1450, while the earl was on pilgrimage in Rome, the king overran his lands of Galloway and Selkirk; good relations were not restored until July 1451, when James confirmed the earl’s title to all his lands and offices in a number of charters. It was towards the end of this period, in June 1451, that Earl William proclaimed himself unable to give sasine to William III because he stood under the king’s respite. Various explanations have been given for the king’s actions in 1450-51 and perhaps to them we may add the suggestion that the earl was being punished for his appropriation of lands, those of his wife, which had been in the ward of the Crown. At all events, amongst the estates confirmed to Earl William in 1451 was Hawick; thus his title to that estate no longer depended on the claim of his wife.

The reconciliation of king and earl was short-lived; in February 1452 James murdered Earl William at Stirling. The earl’s brother James would have inherited title to the earldom at once, but would still have required service to its lands, which meantime reverted into Crown hands. Relations between the king and the new earl were hostile until the end of the summer of 1452, and William Douglas of Drumlanrig sought to take advantage of the situation to gain entry to Hawick by a resignation to the Crown for a new infeftment in June. This resignation would have been a mandate for a charter and precept of sasine from the king, with the latter being directed to the sheriff of Roxburgh rather than to the Earl of Douglas. In the event, however, the king and Earl James were reconciled in August; probably it was shortly after this that the earl took sasine of Hawick and in due course his title to this and the other untailzied Douglas estates was consolidated by marriage to his brother’s widow. In October the earl issued a

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66 RMS, ii, no. 475.
68 Fraser, Buccleuch, ii, no. 50. Drumlanrig was also to receive the patronage of Hawick kirk which earlier had pertained to the Earl: I. B. Cowan, The Parishes of Medieval Scotland (Scottish Record Society, 1967), p. 81; J. Durkan, William Turnbull, Bishop of Glasgow (1951), pp. 9, 24.
69 ER, ix, p. 661; Nicholson, Later Middle Ages, pp. 365-366.
precept for the infeftment of William III in Hawick and sasine was duly given in November.70

However this was not the end of William’s difficulties. In the summer of 1455 James, Earl of Douglas, was forfeited and Parliament ordained the disinherition of his descendants.71 Thus, in accordance with an Act of 1401,72 the Douglases of Drumlanrig (who do not seem to have been involved in the civil war leading to the 1455 forfeiture) would have come to hold Hawick of the Crown. But to judge from a document of July 20, 1459, the holding was not free from uncertainty; in it the king narrates that the lands of Hawick had been recognised in his hands but that he is now giving them to William Douglas of Drumlanrig subject to a pledge.73 The procedure of recognition was the action taken by a superior when lands held of him were the subject of a dispute. He would then determine which of the disputing parties had been the last lawful possessor of the lands and give him interim possession, from which only action by pleadable brief could remove him.74 Other fifteenth-century cases show that this procedure was followed where the king and one of his subjects were in dispute as to which of them was entitled to exercise the immediate superiority over lands,75 and it is suggested that this too was such a case. It seems clear that the recognition was not directly connected with the Gledstanes dispute since, if William had been given possession by the king, it would have been Gledstanes who had to raise any subsequent action. Nevertheless the dispute between the king and William may have been triggered by the royal confirmation of Gledstanes’ title to Kirkton and Flex in 1458.76 That was the action of an immediate superior in relation to his vassal, an important point to remember when considering the position of Alexander Gledstanes and the nature of his claim to the lands. If in 1458 the king confirmed his title, that must have been because

70 Fraser, Buccleuch, ii, no. 51. In October the Earl could still figure as the baron of whom lands in Hawick were held: see ibid., ii, no. 58 with SRO, GD 1/35/1/4 (Messrs Hunter and Harvey, W.S.).
71 Nicholson, Later Middle Ages, pp. 370-373.
72 APS, i, 576.
73 Fraser, Buccleuch, ii, no. 61.
75 Historical Manuscripts Commission, Vol. 14(3), p. 15 (no. 24); Fraser, Carlaverock, ii, no. 31.
76 RMS, ii, no. 646.
originally that title had been held of the Earls of Douglas. The
grant of 1458 was not a new one, merely a formal continuation of
an existing position made necessary by the tenurial change
brought about by the events of 1455. This is made quite clear by a
check of the original entry in the register of the great seal which
expressly states that the king was acting as baron of Hawick. 77

That the Gledstanes claim was based on a grant by an Earl of
Douglas is thus apparent. There was a long-standing connection
between the Gledstanes family and the Earls of Douglas in Rox-
burghshire. As early as 1360 William Gledstanes was bailie of the
first Earl’s barony of Cavers, which is just to the north-east of
Hawick. 78 In 1413 James Gledstanes can be found as bailie of the
Earl’s regality of Sprouston, near Kelso 79; it is quite likely that he
is to be identified with the James Gledstanes whose widow
defended the action of 1437 against William II of Drumlanrig. 80
Their claim may have depended upon a grant in conjunct fee by
an earl after the grant to the Douglases of Drumlanrig; but the
only basis on which such a grant could have been lawfully made
after 1407 was that the terras dominicales of Hawick still per-
tained to the Earls of Douglas as ultimate superiors of the bar-
ony. Exactly the same point may be made about the grant which
was certainly made to Alexander Gledstanes by an Earl of Dou-
las. Thus the fundamental issue lying behind the litigations of
1437 and 1465 was the question, which of the barons of Hawick
was entitled to the mains of the barony? This must have been the
matter in dispute between the king and Douglas of Drumlanrig in
1459, the king having taken over the claim of the earls.

The final factual point for discussion is the identity of the Wil-
liam Douglas of Drumlanrig who sued in 1465. The family tra-
dition is that William III died in 1464, making the litigating
William the fourth, of that name to hold Hawick. But there is no
surviving evidence such as a retour to show the death of William
III in 1464, and much of the family tradition is inconsistent with
the other evidence which has survived. 81 Accordingly it is argued

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77 SRO, C 2/5, no. 32.
78 Fraser, Douglas, iii, no. 25.
79 ibid., i, facsimile between pp. xlvi–xlvi.
80 Fraser, Douglas, iii, no. 301.
81 See, e.g. G. Craufurd, The Peerage of Scotland (1716), pp. 414–415; C. T. Ramage,
Drumlanrig Castle and the Douglases (1876), pp. 36–38; and Sir William Fraser’s report on
the Buccleuch muniments at Drumlanrig in the Historical Manuscripts Commission,
Vol. 44, xvi(8), pp. 3–4. A search for further evidence in the Buccleuch muniments (SRO,
GD 224) and in the National Register of Archives (Scotland) no. 1275 (Drumlanrig) was
not successful.
in *The Scots Peerage* that in fact he did not die until 1484, when he was succeeded by his son James.\(^2\) If that argument is correct, then it means that the 1465 pursuer was relying upon the sasine of William I on the day of his death, just as William II had done in his action of 1437. Now the most likely period for an intrusion upon the East Mains by Janet Murray and James Gledstanes which did not constitute a simple dissasine of William II would be the six years of non-entry which followed the death of William I. If the Earl of Douglas had further exploited this opportunity by also granting away Kirkton and Flex, then it is surprising that William II did not act to remedy this situation too. On the other hand, his own death was followed by another lengthy non-entry during which the Earl of Douglas could once more act as superior and perhaps infest tenants such as Alexander Gledstanes on the mains of Hawick. Specific evidence is lacking, but we would suggest that William II held Kirkton and Flex on the day in which he was “quyk and dede,” and that it was his title to which the pursuer of 1465 looked back. Thus the pursuer would be, in line with family tradition, William IV, the failure of William III to take action being explicable by the fact that his dispute with first the Earls of Douglas and then the king ran on so long unresolved. The grandfather of the 1465 pursuer was Sir William, but since both William I and II were knights, this is not conclusive of his identity. The question seems incapable of a definitive answer, but fortunately is not critical to our understanding of the situation in Hawick as a whole.

Turning from the facts of the dispute to the law, the case illustrates the position in actions of mortancestor where, unlike dissasine, the defender could claim warrandice and thereby have the principal action sisted until the arrival of the warrantor. The obligation of warrandice having been established, the original defender dropped out and the main action continued between the pursuer and the warrantor.\(^3\) As to the legal issues concerning warrandice by minors debated before the court, James III was undoubtedly still under age in 1465,\(^4\) and the forespeaker for Gledstanes contended that accordingly, “he mycht nocht convene his hienes to mak him warandize into the tym he war of lachful

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\(^2\) *The Scots Peerage*, vii, pp. 115–117.

\(^3\) *Regiam Majestatem*, IV, 19; MacQueen, “Dissasine,” pp. 28, 42.

In so far as the general law of the Middle Ages relating to warrandice by minors is known, this appears to have been correct. A fragment which in most manuscripts is part of the *Leges Forestarum*, but which is sometimes printed as Chapter 90 of *Quoniam Attachiamenta*, explains that where a minor is called as a warrantor the principal action will be sisted until he reaches majority. These passages are cited as from the *Leges Forestarum* in Balfour. The fragment also states that the charters importing the minor's obligation of warrandice must be shown before he can be called. The position thus revealed tallies with that of English law as described in *Bracton*, where the requirement that charters be shown is explained by the fear that the voucher might otherwise be made deceitfully or frivolously.

But even though it seems that the contention advanced on behalf of Gledstanes was good law it failed to turn the case in his favour. The reason for this is not stated in the instrument recording the decision, but probably was connected with further specialities of the law of warrandice where the king was called as warrantor. It is said in Balfour that: "it is not the use, law, nor consuetude of this realm, that the King's Grace should warrant any alienation, infeftment, gift, or dispositioun maid be his Hienes to any of his lieges, albeit the samin be maid titulo oneroso, and he have ressavit gude deid thairfour, Pen. Novemb. 1527, 1 t. c. 335." The authority cited by Balfour does not come from the so-called "Auld Lawes" of the earlier medieval period, but is rather a relatively recent decision of the Lords of Council and Session. The absolute position here laid down may be contrasted with that stated by the medieval English texts such as *Bracton*, which held that the king might warrant the title of his tenant. However as king he could not be vouched to warranty like a private lord, since he could not be summoned by writ. In cases of mort d'ancestor the proper procedure was for the tenant to say he could not answer without the king: the assize would still be taken at once, but the enforcement of any judgment in the demandant's favour would depend on the king's pleasure.

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83 See APS, i, p. 745, chs. 20–23 and also the table of authorities, *ibid.*, pp. 262–263.
86 *Practicks*, ii, p. 331 (in ch. LIIf, read "c. 63" for "c. 83").
88 *Practicks*, ii, p. 327.
89 *Bracton*, iv, p. 197 (f. 382 b.).
larly the defeated tenant's claim to *escambium* against the warrantor could not be enforced against the king by his own courts.\(^91\)

It is also apparent that in medieval English law vouching the king as warranty was regarded as a largely mischievous device for the delaying of pleas and so to be discouraged.\(^92\)

The plea for Gledstanes seems most likely to have been defeated as the result of rules similar to those expressed in *Bracton*. In the instrument there is no sign of any objection to the competency of calling the king as warrantor\(^93\); rather the question was whether or not the principal action should be sisted further, and the decision of the court that it should not is consistent with the rules applied in England. The problem for the court was the conflict with the law on minor warrantors, which it resolved by holding that the rules concerning warrandice by the king prevailed. The king could not be compelled to warrant a subject but might do so of his grace once the outcome of the principal action was known. In the long run, given that the king would not normally rescind from the warrandice given by him or his ancestors, neither party to the principal action would be prejudiced if its merits were determined immediately.

### D. General Observations

Some general points may be made about these three cases by way of conclusion. The documents record the procedure followed with great care, and several common features emerge. In each the dispute is passed to an assize chosen by the Justiciar and its verdict is given effect by the court. The distinction between the assize and the court is shown with particular clarity in the 1465 case, where there is a legal debate upon which the "barones and frehalfaris of the court" together with the Justiciar pronounce a decreet; the assize then determines the questions of fact contained in the brieve (incidentally giving its verdict in writing rather than orally); finally the doom or judgment of the court is pronounced, in accordance with the verdict of the assize. It seems from this that there existed a distinction between the court as the

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\(^91\) *Bracton*, iv, p. 217 (f. 389 b.).
\(^92\) See S. J. Bailey, "Warranties of Land in the Thirteenth Century" (1942) 8 C.L.J. 274.
\(^93\) In the 14th century a clause of warrandice was standard form in royal charters. Note that in 1373 the *presides* of Parliament decreed that the king ought to stand as warrantor to David Graham of Old Montrose (**APS**, xii, p. 18, no. 32).
judge of the law and the assize as the judge of the facts. Similarly in the 1455 case it is the court which gives the doom following the oral verdict of the assize. In all three cases the Justiciar gives the successful pursuer symbolical possession of the lands recovered and commands the sheriff to infeft him or her on the ground itself; we know that the sheriff did this in the 1465 case, and we have seen that it probably was also done in the 1455 case. There seems no reason to doubt that in 1430 the sheriff of Stirling did later infeft Marion Cunningham upon the lands of Balwill and Ballaird.

The representation of the parties by "forespeakers" in the two mortancestor cases is interesting; in particular the appearance of Master David Guthrie of Kincaldrum on behalf of William Douglas of Drumlanrig is significant, as this is not the only example of his activity as a pleader. In April 1466 he was the prolocutor for Gilbert, Lord Kennedy in another case of mortancestor and with citations of both *Regiam Majestatem* and *Quoniam Attachiamenta* his pleading ensured a successful outcome for his client. It has been said that he was "a rare creature for his age, a graduate laird who had studied at Cologne and Paris." As Lord Clerk Register from 1468 to 1473 he would have been an *ex officio* member of the Sessions, while his financial expertise may be reflected by his occupation of the offices of Treasurer and Comptroller in the same period. He was also one of the Lords of the Articles and captain of the king's guard. In short he was one of the leading figures in the government of Scotland in the 1460s and early 1470s. In 1471 he became Justiciar south of Forth, a position he seems to have held until his abrupt fall from royal favour in 1474. It thus seems that Guthrie may be counted as an early member of the emerging class of lay lawyers to which such significance has been given in recent studies of the later fifteenth century.

Some at least of the various Justiciars in our cases may also

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94 Fraser, Buccleuch, ii, no. 67.
95 SRO, GD 25/1/102 (Ailsa).
96 For Guthrie's career see Macdougall, *James III*, p. 100, and A. L. Murray, "The Lord Clerk Register" (1974) 53 *Scottish Historical Review* 124 at p. 133.
97 See *Historical Manuscripts Commission*, Vol. 14(3), p. 27; *Monuments of the Royal Burgh of Irvine* (1890), i, no. 13; SRO, GD 56/11 (Rollo of Dunrub); *Accounts of the Lord High Treasurer of Scotland*, ed. Dickson et al. (1877–1978), i, pp. 66, 68. The document facsimiled in the *National Manuscripts of Scotland* (1867–71), ii, no. 71 which mentions Guthrie as a Justiciar is misattributed to the reign of James II.
belong to this group: Laurence, Lord Abernethy in Rothiemay, for example, turns up as an auditor of causes and complaints in councils general of 1441 and 1450 and as Justiciar in the Crown lands of Annandale. William, Lord Borthwick is found on a sederunt of the King's Council in 1460, as well as acting for his sister Janet Borthwick, lady of Dalkeith in Parliament in 1458. Perhaps the most interesting of them is however Thomas Somerville, Lord of Carnwath in Lanarkshire, who held the office of Justiciar south of Forth from 1428 until at least 1435, and also appears sitting on sederunts of Parliament dealing with cases in 1430 and 1431. It seems quite likely that here was a layman possessed of legal skills in the reign of James I. He is said in our document to be Justiciar south of Forth "specialiter constitutus"; later, this would have indicated that he was Justiciar in hac parte, for this case only, and not one generaliter constitutus to hold the ordinary southern ayre. But the facts that Somerville was the generally constituted Justiciar south of Forth at this period and that he is said in the document to have held successive ayres at Stirling suggest that the phrase specialiter constitutus should be taken to mean "specially constituted for the regions south of Forth," as opposed to generally constituted for the whole kingdom. A Justice-General for the whole kingdom was not unknown in this period: in 1437 James Douglas of Balvenie, Earl of Avondale presided over the litigation between William Douglas of Drumlanrig and Janet Murray as "justiciar of the whole realm of Scots generally constituted."

A final common feature of the mortancestor instruments is that they were both drawn up by Alexander Foulis, notary public and clerk of the diocese of St Andrews. Foulis was a member of a family which seems to have produced a succession of notaries in the fifteenth and sixteenth centuries. Alexander was present at Parliament as commissioner of Linlithgow in 1469, where he held land, and was also bailie of the burgh. In addition he was respon...
sible for the “auld lawes” MS. of 1454 known as the Foulis MS. Alexander Foulis was not a layman, but he was obviously active and knowledgeable in secular legal matters over a long period of time in the fifteenth century.

In conclusion, this investigation of three fifteenth-century cases has demonstrated how the lack of contemporary court records may to some small extent be compensated for by the use of other material in various archives. The problem for the researcher who is examining a particular dispute is to find out which archive is relevant to his case; this can only be resolved by looking at its family and territorial connections, and even then there may be stray documents with a bearing on the matter which have for some reason ended up in an unlikely home. No matter how thorough the investigation, however, the ultimate truth of the dispute, the question of where right really lay, can only seldom be determined now. All we can say is that in later medieval Scotland people did seek to use the law to achieve certain ends such as the possession of land and, whatever the respective rights and wrongs might be, legal form was carefully followed at each stage in the process by the parties and by the courts. Perhaps the law was often abused as a means to an illicit goal, but at least this acceptance of what might be called due process as a necessary cloak for one’s acts is surely a sign that the rule of law was generally recognised and not disregarded in fifteenth-century society.

**ALAN BORTIWK**

**HECTOR MACQUEEN**

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6 *Ex inf. Mr W. J. Windram. The Foulis MS. is National Library of Scotland, Adv.MS. 25.4.10 and is described in APS, i, pp. 186–187.

7 Publication of document A is by permission of Miss M. V. Gordon. Publication of documents B and C is with the approval of the Keeper of the Records of Scotland, to whom we are also indebted for helpful comments. In editing the documents we have expanded all contractions and rationalised punctuation and capitalisation in accordance with modern conventions. We wish also to acknowledge assistance from Professor I. B. Cowan and Dr. L. J. Macfarlane.

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BIBLIOGRAPHY

The emphasis in the Bibliography is on primary sources; secondary sources cited are selective. While by no means all the MS sources cited here were cited within the body of the thesis, the information obtained from them often permitted comment on particular individuals at greater length because they gave more weight to the remarks without actually needing to be referred to. Citations are usually to collections as a whole. This presented a particular problem with references to material in the National Library of Scotland, because of the way some of the collections are catalogued there. It was decided to continue to refer to groups of records even there, e.g. Ch. 6001-836 (Pitfarrane Writs). This does not mean that every charter between those numbers was consulted, but that helpful items within that group were.

A) Primary Sources

i) Unpublished (including transcripts)

Aberdeen

Residence of the Bishop of Aberdeen
Menzies of Pitfocedures papers

Aberdeen City Archives
Aberdeen burgh charters and Council Registers

University Library
MS 247 Aberdeen Cathedral Register 'C'
MS 249 Aberdeen Cathedral Register 'E'
MS 1160 Gordon of Buthlaw and Cairness Papers
MS 2764 Arbuthnot Muniments
MS 2778 Duff of Melrump Papers
MS 3004 Fraser of Philorth Muniments
MS 3043 Leslie of Balquhain Muniments
MS X 390 Marishcal College Writs

Balhary
Kinloch-Smyth of Balhary Papers

Berlin
Geheimes Staatsarchiv, Preussischer Kulturbesitz: Staatsarchiv, Konigsberg
OBA 9485

Blair Castle
Atholl Muniments
Brechin Library and Museum
Brechin City charters (miscellaneous) (See also under Forfar)

Cawdor Castle
Cawdor Muniments

Craigievar Castle
Sempill of Craigievar Papers (miscellaneous)

Crimmonmogate
Erroll Muniments

Darnaway Castle
Moray Muniments
Moray: Gray of Kinfauns Muniments

Drum Castle
Irvine of Drum Muniments

Drumlanrig Castle
Muniments of the Duke of Buccleuch and Queensberry

Dumfries
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Culvennan MSS
R.C. Reid MSS

Nithsdale District Archives (Dumfries Archive Centre)
Dumfries burgh records

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Dundee
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Dundee burgh charters

Duns Castle
Hay of Duns Muniments

Durham
Dean and Chapter Muniments
M.C. Miscellaneous Charters
Priory Registers

Edinburgh
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National Library of Scotland
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B 30  Burgh of Haddington
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RH 6 Register House charters
RH 9/4 Inventories of Title
SC 29 Inverness Sheriff Court
SP 6 Treaties with France
SP 7 Treaties with Norway, etc.
SP 9 Treaties with the Empire, Burgundy, the Low Countries and Friesland
SP 12 Miscellaneous State Papers, etc.

South Leith Kirk Session (per Messrs. Mowat & McKenzie)
Miscellaneous charters

University Library
Laing Charters
J.M. Thomson photographs

Floors Castle
Muniments of the Duke of Roxburghe

Forfar
Brechin city charters (main series)

Forres
Moray District Record Office
ZBEL Elgin burgh charters

Glamis Castle
Muniments of the Earl of Strathmore and Kinghorne

Glasgow
Strathclyde Regional Archives
T-ARD Shaw-Stewart of Ardgowan Papers
T-CL Colquhoun of Luss Muniments
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T-PK Stirling Maxwell of Pollok Muniments
T-SK Stirling of Keir Muniments
TD 829 Hall of Fulbar Papers
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Royal Faculty of Procurators
Charters and Writs concerning Clan Macfarlane
Muirhead of Linhouse writs

University (Department of Scottish History)
Argyll Transcripts
Vatican Transcripts

Glorat
Stirling of Glorat Muniments
Gosford House
Muniments of the Earl of Wemyss and March

Hirsel
Muniments of Baron Home of the Hirsel

Hopetoun House
Muniments of the Marquis of Linlithgow

Hull
University Library
DDEV
Maxwell-Constable of Everingham Papers

Invercauld Estate Office
Farquharson of Invercauld Papers

Inverness
Museum
Inverness burgh charters: 15th. cent. boxes

Kingcausie
Irvine-Fortescue of Kingcausie Papers

Kinnaird Castle
Muniments of the Earl of Southesk

Kirkcudbright
Stewartry Museum
Kirkcudbright burgh charters (transcripts)

Lennoxlove
Muniments of the Duke of Hamilton and Brandon

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Add. Ch. 3,621
Add. Ch. 19,560
Add. MS 19,797
Add. MS 27,401
Add. MS 33,245
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Public Record Office
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Exchequer Scottish documents

University Library (by post)
Fuller Collection

Manchester
John Rylands University Library
Muniments of the Earl of Crawford and Balcarres (now in NLS)
Pluscarden charters

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Muniments of the Earl of Haddington

Montrose
Town House
Montrose burgh charters and other papers

Newtonlees, nr. Kelso
Campbell of Strachur writs

North Gosforth
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Oxford
Bodleian Library
MS Fairfax 8
MS Bodley Rolls 5

Perth
Barbour, Renton and Finlayson, Chartered Surveyors
Moncreiffe of Moncreiffe Papers

Museum
Perth Guildry records

Sandeman Library: Perth and Kinross District Archives
B 59 Perth burgh charters and other records

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B 10 Crail burgh charters
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Muniments of the Earl of Mansfield and Mansfield
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B 66 Stirling burgh charters
PD 6 Stirling Guildry records
PD 60 MacGregor of MacGregor Muniments

Thirlestane Castle
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Udny Castle
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133: Lindsay of Evelick  
152: Maxwell-Witham of Kirkconnel.  
154: Burgh of Montrose.  
165: Messrs. Pagan and Osborne.  
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336: Broun-Lindsay of Colstoun.

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