

# Appendix F: John Adam's will 1896

Courtesy of Mr Richard Burgess

## 1897 Adam, John (Reference SC67/36/110 Stirling Sheriff Court)

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<p style="color: red;">226</p> <p>Inventory of the Estate of John Adam Estate Duty 4. Per Cent £415: 9/-</p>	<p style="text-align: right;">172</p> <p>At Stirling the sixth day of January Eighteen hundred and ninety seven years the said Inventory, Affidavit, Extract Registered Trust Deed and Settlement and Codicils and Testament Testament as hereinafter engrossed were presented for registration in the Court Books of the Commissariat of Stirling and are registered in the said Books as follows.</p> <p>Inventory of the Personal or Moveable Estate and Effects wheresoever situated of the late John Adam of Boneriebun in the Parish of Lanit Minnis and County of Stirling who died at Boneriebun aforesaid on the 24<sup>th</sup> day of August 1896.</p> <p style="text-align: center;">Scotland</p>
	£ 17 2 6
	£ 1524 18 9
	£ 313 12 6
	£ 243 " "
	£ 481 " "
	£ 1067 12 6
	£ 457 6 2 17 2 6

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Debit		Credit	
<p>(2) Amount thereof not included in above Inventory, per sale notes by said John &amp; Opie, dated 10th September 1876</p>		4876 3	17 2
<p>(3) Amount thereof sold and deducted from Inventory and Valuation as above per sale notes by the said John &amp; Opie, dated 9th September 1876</p>		1574 9	
<p>(4) 37-3 near the keys note for</p>		475 "	
<p>(5) Stock of goods in Greathall &amp; Snowfoot houses over by John Adams at 11th Oct. 1876 at a Valuation of William Paterson &amp; John Laming</p>		367 19 6	1583 15 6
<p>III Owing due to the Deceased upon the following</p>			
<p>Debit Receipt in his name by</p>			
<p>(1) Debit Receipt by the Royal Bank of Scotland Stirling dated 31st August 1875</p>		300 "	287 "
<p>Interest thereon to date of death</p>		3 " 2	287 " 2
<p>(2) Debit Receipt by the said Royal Bank of Scotland Stirling dated 29th November 1875</p>		520 "	
<p>Interest thereon to date of death</p>		196 "	201 9 6
<p>(3) Debit Receipt by the said Royal Bank of Scotland Stirling dated 29th May 1876</p>		520 "	
<p>Interest thereon to date of death</p>		98 "	200 0 8
<p>(4) Debit Receipt by the Bank of Scotland dated 2nd August 1875</p>		520 "	
<p>Interest thereon to date of death</p>		224 "	202 2 4
<p>(5) Debit Receipt by the said Bank of Scotland Stirling dated 17th September 1875</p>		520 "	
<p>Interest thereon to date of death</p>		213 4 "	257 13 4
<p>(6) A</p>		Forward	1299 12 9
<p>174</p>			
<p>(6) Debit Receipt by the said Bank of Scotland Stirling dated 20th September 1875</p>		520 "	
<p>Interest thereon to date of death</p>		339 "	357 3 9
<p>(7) Debit Receipt by the said Bank of Scotland Stirling dated 10th October 1875</p>		63 "	
<p>Interest thereon to date of death</p>		" 11 "	62 11 "
<p>(8) Debit Receipt by the said Bank of Scotland Stirling dated 28th October 1875</p>		62 "	
<p>Interest thereon to date of death</p>		10 2 "	62 10 2
<p>(9) Debit Receipt by the Bank of Scotland Stirling dated 29th November 1875</p>		222 5 "	
<p>Interest thereon to date of death</p>		112 8 "	223 17 8
<p>(10) Debit Receipt by the said Bank of Scotland Stirling dated 5th February 1876</p>		600 "	
<p>Interest thereon to date of death</p>		36 "	603 6 "
<p>(11) Debit Receipt by the said Bank of Scotland Stirling dated 11th March 1876</p>		559 7 "	
<p>Interest thereon to date of death</p>		117 7 "	360 13 2
<p>(12) Debit Receipt by the said Bank of Scotland Stirling dated 23rd June 1876</p>		1140 "	
<p>Interest thereon to date of death</p>		187 11 11 "	157 11 11
<p>(13) Debit Receipt by the City of Edinburgh Bank dated 11th March 1876</p>		29 5 8 "	
<p>Interest thereon to date of death</p>		27 "	29 8 5
<p>(14) Debit Receipt by the said City of Edinburgh Bank Limited Stirling dated 24th June 1876</p>		525 5 6 "	
<p>Interest thereon to date of death</p>		172 "	526 2 8
<p>IV Owing due to Deceased no Debit Receipt by the City of Edinburgh Bank Limited Stirling dated 27th November 1875 in name of Mr. David Adams and Mr. John Adams</p>			
<p>James Leslie Burns</p>		520 "	
<p>Interest</p>		148 4 "	668 4 "

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1148 24 1
15 7 15 2115 9 4
20 0 0
10 8 2
£ 8294 1 11

Interest thereon to date of death

Rent of lands of Gaster Craigmuir for half year to Whit Sunday last let to Mr. McLaure

Proportion due from Whit Sunday last to date of death

Signed John Adam  
 J. Campbell J.P.

1897

At Stirling the 1st day of December 1897

James William Campbell Justice of the Peace for the County of Stirling appeared John Adam Farmer residing at Great Hill, son of the late late John Adam of Bouchiebun in the Parish of Saint Ninians and County of Stirling, who being solemnly sworn and examined deposes that the said late John Adam died at Bouchiebun aforesaid upon the Twenty fourth day of August Eighteen hundred and ninety six domiciled in the County of Stirling that the Deponent is executor nominated along with David Adam residing at Bouchiebun aforesaid also a son of the said late John Adam under the Trust Dispositions and Settlement and Codicils of the said late John Adam dated respectively 1<sup>st</sup> January 1889, 4<sup>th</sup> July 1890; and 6<sup>th</sup> August 1891 and all registered in the Books of Council and Session 7<sup>th</sup> September 1896, William Adam residing at Gaster Craigmuir the only other executor appointed under the said Trust Dispositions and Settlement and Codicils having predeceased the said late John Adam that the Deponent has entered

or is about to enter upon the possession and management of the Deceaseds estate as executor fore said along with the said David Adam. That the Deponent does not know of any Testamentary or Settlement or Writing relative to the disposal of the Deceaseds personal or moveable estate or effects or any part thereof other than the before mentioned Trust Dispositions and Settlement and Codicils and he does not know of any other testamentary or Settlement or Writing relative thereto. That the foregoing Inventory signed by the Deponent and the said Justice of the Peace is a full and complete Inventory of the personal or moveable estate and effects of the said Deceased wherever situated and belonging or due to him beneficially at the time of his death in so far as the same have come to the Deponents knowledge. That the amount of Estate Duty payable upon this Inventory as particularly shewn in the Statement of Estate Duty and Accounts annexed hereto is Four hundred and fifteen pounds nine shillings and nine pence Sterling. That Confirmation of the personal or moveable estate in Scotland is required in favor of the said John Adam and David Adam. All which is truth as the Deponent shall answer to God.

Signed John Adam  
 J. Campbell J.P.

At Edinburgh the Ninth day of September 1897

James W. Campbell Justice of the Peace for the County of Stirling appeared John Adam Farmer residing at Great Hill, son of the late late John Adam of Bouchiebun in the Parish of Saint Ninians and County of Stirling, who being solemnly sworn and examined deposes that the said late John Adam died at Bouchiebun aforesaid upon the Twenty fourth day of August Eighteen hundred and ninety six domiciled in the County of Stirling that the Deponent is executor nominated along with David Adam residing at Bouchiebun aforesaid also a son of the said late John Adam under the Trust Dispositions and Settlement and Codicils of the said late John Adam dated respectively 1<sup>st</sup> January 1889, 4<sup>th</sup> July 1890; and 6<sup>th</sup> August 1891 and all registered in the Books of Council and Session 7<sup>th</sup> September 1896, William Adam residing at Gaster Craigmuir the only other executor appointed under the said Trust Dispositions and Settlement and Codicils having predeceased the said late John Adam that the Deponent has entered

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Signed John Adam  
 J. Campbell J.P.

1897 Adam, John (Reference SC67/36/110 Stirling Sheriff Court)

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177  
of  
John Adam  
Dated  
17th January  
1889.

Lods of Council and Session for presentation  
and is registered in the said Books as follows  
I John Adam of Dueriebun for the settle-  
ment of the Succession to my Nephew and Estate  
after my decease Give Grant Assign and Dis-  
pone and in favor of William Adam resid-  
ing at Easter Craigammet, John Adam resid-  
ing at Gieathill and David Adam residing  
at Dueriebun, all my sons, and to the ac-  
ceptors or acceptor and survivors or survivor  
of them (the said number accepting and sur-  
viving at the time being always a Quorum)  
and the heir male of the last survivor as Trust-  
ees and Trustee for the ends uses and purposes  
after mentioned and to their Assigns herit-  
ably and irredeemably in the first Place  
All and Whole the just and equal half of the lands  
and Towns of Dueriebun comprehending  
the Lands of Barschill and Dromshill with  
that part of the Muir of Lanchis above said  
hill to the Marels of Melchogum with the  
just and equal half of the houses bigging  
mosses mires meadows pasturages par-  
pendells and pertinents of the same and  
tennds great and small parsonage and  
vicarage thereof all lying within the Parony  
of Lanchis Lands of Saint Ninians and thero  
of Stirling, and which lands were sometime  
occupied by William Balloch, Farmer, Muir-  
part In the second Place, All and Whole  
a few shilling lands of the lands of Easter  
Craigammet with houses, buildings yards and  
whole pertinents of the same lying within  
the Parish of Saint Ninians Parony of  
Dunstaff

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Dunstaff late Regality of Mortross and Sheriff-  
dom of Stirling together with the Tennds  
parsonage and vicarage of said lands, with the  
pertinents of the said several lands and others  
hereby disposed, and my whole right title and  
interest present and future therein, As also  
other Leases lands heritages and heritable  
estates of every description that shall belong  
to me at the time of my death, As also my  
whole moveable means and estate of whatever  
kind and denomination (their heirs moveables  
included) and presently belonging or that  
shall happen to pertain and belong to me at  
the time of my death with the writs and Writs  
Deeds of said heritable objects particularly  
and generally above conveyed and the Vouchers  
and Instructions of said moveable means and  
estate and all that has followed or may be-  
come pertain to follow thereupon And I do hereby  
Nominate and Appoint my Trustees to be my  
sole Executors and Subscribers with my said  
moveable means and estate but declaring  
always that these presents are granted and  
to be accepted of my Trustees in trust for  
the ends uses and purposes after mentioned  
videlicet In the first Place, I direct my  
Trustees to pay all my just and lawful  
debts deathbed and funeral expenses and the  
expenses of executing this Trust In the second  
Place I direct my Trustees at the expiry of  
the period of six Months after my death  
to pay the following legacies to the following  
persons videlicet To Mary Adam or Miller  
my Daughter the sum of three Hundred  
pounds

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pounds Sterling I give to Jean Adam or Crawford my Daughter the sum of three hundred pounds Sterling I give to John Adam residing at Greathill my son the sum of five thousand pounds Sterling I give to Alexander Adam my son the sum of one hundred pounds Sterling, declaring that if any of the said Legates shall happen to die either leaving or not leaving issue before the said term of payment the legacy provided to him or her shall lapse in the Third Place I direct my Trustees to allow the said Jean Adam or Crawford my Daughter if she shall survive me to occupy and possess the dwelling houses gardens and others at Dunblair all as presently occupied and possessed by Robert McFarlane Lauchlan at Dunblair rent free during all the days of her life In the Fourth Place I direct my Trustees at the first term of Whit Sunday happening after my death to dispose to the said John Adam my son and his heirs and assigns whomsoever All and whole the part and equal half of the lands and Rooms of Dunblair and others in the first place particularly above described and disposed with entry at said term with warranties from fact and deed only both as against the Trustees and as against my said Estate excepting from the said subjects during the life of the said Jean Adam or Crawford my Daughter the dwelling houses garden and others to be occupied by my said daughter as aforesaid. In the Fifth Place

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I direct my Trustees to deliver over to the said John Adam and that as his sole and absolute property the whole cattle crop stockings, Linen, implements of husbandry and other effects belonging to me at my death in or upon the said part and equal half of the lands and Rooms of Dunblair and others and the whole household furniture silver plate bed and table linen crockery and others belonging to me at my death in my house at Dunblair. In the Sixth Place I direct my Trustees at the first term of Whit Sunday happening after my death to dispose to the said William Adam my son and his heirs and assigns whomsoever All and whole the said ten shilling land of the lands of Easter Craigmuir and others in the second place particularly above described and disposed with entry at said term with warranties from fact and deed only both as against the said Trustees and as against my Estate In the seventh Place I direct my Trustees to pay assign and dispose the whole residue and remainder of my Means and Estate heritable and moveables above conveyed to the said David Adam my son and his heirs and assigns whomsoever. And I hereby provide and declare that the whole provisions written herein or in any Codicils hereto so far as in favor of my children are in full satisfaction of all claims of legitime or executors claims part of gear or other claims competent to them by or through my decease in any manner of way. And further I hereby provide and declare that in case any of my said Children

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 Children or their heirs or representatives  
 shall repudiate this settlement or any  
 Articles hereto and claim their legal pro-  
 portions in place of the provisions thereby  
 provided to them respectively, or shall by  
 any Means prevent this Settlement or any  
 Articles hereto from having effect in whole  
 or in part then such child or children and  
 their heirs and representatives shall forfeit  
 all rights to any share or shares of that part  
 of my Estate and Effects which I may freely  
 dispose of by law and they shall have right  
 only to their respective legal provisions  
 and with regard to each of the foregoing pro-  
 visions or any provisions made by me in  
 any Articles hereto as are in favor of or may  
 descend to females, the same shall be exclu-  
 sive always of the jus mariti and right of ad-  
 ministration of their respective husbands and  
 not affected by the debts or deeds of such  
 husbands or by any act or diligence or accu-  
 tion competent to follow hereupon. And  
 to enable the said Trustees to carry out the  
 purposes of this Settlement and of any Articles  
 thereto I confer upon them all requisite  
 powers and particularly (but without pre-  
 judice to said generality) I confer upon them  
 powers of sale compromise and submis-  
 sion and I declare that they shall not  
 be obliged to do any other diligence than  
 to them shall seem proper and that they  
 shall not be liable for the intrusions of  
 any Factors to be appointed by them and  
 that they shall not be liable for omissions  
 errors or neglect of management nor singuli-  
 in solidum, but each shall be liable for his  
 own actual intrusions only. And I reserve  
 my own life rent use and enjoyment of the pro-  
 portions and full power and liberty at any time  
 of my life and when so deathbed to revoke un-  
 make or alter these presents at pleasure. And I  
 dispense with the delivery hereof and declare  
 that the same though found lying by me or in  
 the custody of any other person at the time of  
 my death undelivered shall have the full effect  
 of a delivered deed any law or custom to the  
 contrary notwithstanding. And I consent  
 to the registration hereof for preservation in  
 Witness whereof these presents consisting of this  
 and the three preceding pages together with the  
 marginal additions on page second are  
 (under the declaration before subscription that  
 the word "item" occurring on the thirteenth  
 line and the word "Alexander" occurring on the  
 sixteenth line and the word "Adam my son  
 the son of John Adam residing at Great-  
 hill" occurring on the seventeenth line all  
 counting from the top of page second are  
 delete) subscribed by me at Stirling upon  
 the seventeenth day of January Eighteen  
 hundred and eighty nine years before these  
 Witnesses James Brown Writer Stirling  
 and Thomas Gibson Clerk to David Mathie  
 and Mac Lennan Writers Stirling (Signed)  
 John Adam Gas Brown Witness, Thomas  
 Gibson Witness.

1<sup>st</sup> Article  
 dated  
 4<sup>th</sup> July 1880

J. John Adam of Brierichburn do hereby  
 make the Articles to the foregoing most Dis-  
 position

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 Dispartion and Settlement executed by me, in respect that William Adam residing at Baster Craigmuel my son has deceased leaving a Widow and Children I hereby reverse and recall the writt purpors of the said Trust Dispartion and Settlement and in stead thereof direct as follows in the first place I direct my Trustees as from and after the first term of Whitsunday happening after my decease to hold the ten shilling land of the lands of Baster Craigmuel and others in the second place particularly described and disposed in the said Trust Dispartion and Settlement indiffernt for the different alimentary use alternately of Mrs Janet Miller or Adam residing at Baster Craigmuel widow of the said William Adam so long as she remain's unmarried and on her death or second marriage I direct my Trustees to sell the said lands and others with warrantice as in the said writt purpore and to pay the price thereof to the children who may be then alive of the said William Adam equally <sup>in equal shares</sup> share and share alike, declaring that it shall be in the power of my Trustees to sell the said lands and others with warrantice as aforesaid preferably to any child of the said William Adam who may be willing to purchase the same at a price to be put thereon by any skilled person or persons appointed by my Trustees payable by such instalments as my Trustees in their discretion may

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 may themselves put with interest on each instalment at the rate of three pounds per centum per annum from the decease or second marriage of the said Mrs Janet Miller or Adam till the date of payment thereof which instalments with interest and partly offering thereto shall by my Trustees be validly constituted real liens and burdeus on the said lands and others or otherwise secured to their satisfaction in the second place I direct my Trustees at the first term of Whitsunday happening after my decease to sell to the said Mrs Janet Miller or Adam if she be willing to purchase the same the waird cattle crops stoving implements of husbandry and other effects belonging to me at my death in or upon the said lands and others and the whole household furniture plate bed and table linen crockery and others belonging to me at my death in my house at Baster Craigmuel and that at a price to be put thereon by any one or more skilled persons to be appointed by my Trustees the said price to be paid by the said Mrs Janet Miller or Adam by such instalments as my Trustees may determine but without interest accruing thereon until after the several dates of said instalments declaring that the said instalments shall not extend over more than six years after the first term of Whitsunday happening after my death declaring further that the said instalments shall be made payable by promissory notes to be granted by the said Mrs Janet Miller or Adam

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 to David Adam residing at Inverleith my  
 son and his heirs and assigns and if the said  
 Mr Janet Miller or Adam decline to pur-  
 chase the said crop and others and furniture  
 and others on the conditions for said the said  
 Trustees shall sell the said crop and others  
 and furniture and others to such person or per-  
 sons and at such price or prices as they think  
 fit and the same shall form part of the residue  
 of my estate in the said place of proviso  
 and declare that the said Mr Janet Miller  
 or Adam shall be bound as by acceptance  
 of the provisions herein contained or any part  
 thereof she binds herself during her life time  
 industry to crop cultivate and manage the said  
 lands and others presently and lawfully  
 and according to the rules of good husbandry  
 and not to overrun or deteriorate the same and  
 also to maintain upbringing clothes and educate  
 such of the children of the said William Adam  
 as may be unable to maintain themselves and  
 with those alterations I ratify and confirm  
 the said Trust Disposition and Settlement  
 in the whole heads articles and clauses  
 thereof. And I consent to the registration  
 hereof for preservation in Witness whereof  
 these presents consisting of this and the  
 two preceding pages together with the  
 marginal additions on the preceding page  
 all written by Robert Colquhoun Clerk  
 to I and Mr Mathie and Mac Luerd,  
 Writers Stirling are under the declaration  
 before subscription that the words in this  
 occurring on the twenty third line count  
 with

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 counting from the top of the preceding page  
 all written on an erasure subscribed by me  
 the said John Adam at Stirling upon the fourth  
 day of July eighteen hundred and ninety seven  
 before these Witnesses James Adams Writer  
 Stirling and the said Robert Colquhoun (Agent)  
 John Adam Jas Adams Witness Robert Col-  
 quhoun Witness.

I John Adam of Inverleith the male  
 of the foregoing Trust Disposition and Settle-  
 ment and Codicil do hereby ratify recall  
 the said foregoing Codicil which is dated fourth  
 July eighteen hundred and ninety and that in  
 the whole heads clauses laws and contents  
 thereof and I do also hereby give power and  
 recall the with purpose of the said Trust  
 Disposition and Settlement and the direction  
 to my Trustees in the sixth place contained in  
 the said Trust Disposition and Settlement and  
 in law and place of the said Codicil and of  
 the said purpose and direction hereby direct  
 as follows in part direct my Trustees at the  
 first term of Whit Sunday happening after my  
 death to dispose to David Adam residing at  
 Inverleith my son and his heirs and assigns,  
 whomsoever all and whole the ten shilling  
 land of the lands of Baster Brauganet with  
 the houses and others and tenes and pertinents  
 all more particularly described and disposed  
 in the second place in the said Trust Disposition  
 and Settlement with entry at said term and  
 with warrantis from fact and deed only both  
 as against the said Trustees and as against  
 myself and I declare that neither Mr  
 Janet

Codicil  
 dated  
 6<sup>th</sup> August  
 1897  
 9



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187  
P

Janet Millar or Adams the Widow, nor the children or any of them, of my late son William Adam shall have any interest or share in my Estates heritable or moveable on my death it being my intention that any provisions I may see fit to make for them or any of them will be made during my own lifetime And with and subject to the foregoing alterations I ratify and confirm the said Trust Dispositions and Settlement in the whole heads articles and clauses thereof And I consent to the registration hereby for preservation In Witness Whereof these presents written partly on this and partly on the preceding page by Alfred John Clarke Clerk to Messrs H & Mathie & Mac Luerie Writers, Stirling are subscribed by me at Stirling on the 6th day of August Eighteen hundred and ninety one before these Witnesses Thomas Lupton Solicitor, Stirling and the said Alfred John Clarke (Signed) John Adams, John Adam, Thomas Lupton Witness Alfred J Clarke Witness, extracted from the Register of Deeds &c in the Books of Council and Session on the twenty three preceding pages by me Assistant Deputee and Register (Signed) John Gray

one

31<sup>st</sup> December 1896 This is the extract Registered Trust Disposition and Settlement referred to in my oath of this date (Signed) John Adams ( ) J R Campbell J R

We  
P