

National Records of Scotland

Summary

Source: NRS Catalogue
Assisted by: Claude AI
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Claude

James Fleming of Boghall

Testament Dative, confirmed July 1625 – partial transcription and summary

Glasgow Commissary Court, CC9/7/20, images 569–572 (folio numbers 569–572)

Item	Detail
Deceased	James flemyng of Boghall [“Boghall” / “Bochall”], “within the parochin of [Killellane?]” [parish doubtful], who died “in the moneth of [Octobr?]” of a year I could not read with confidence (probably 1624, given a confirmation in July 1625).
Type of record	Testament dative and inventory (marginal heading “Flemyng of Boghall”).
Executors	A [Johne?] flemyng, in the name and behalf of [James, Francis? and Anna?] flemyng, “lawfull bairnes to the defunct”, decerned executors dative by decreet of the Commissar of Glasgow. The names of the children are uncertain.
Commissary	Mr James Hamiltoun of Westport, Commissar of Glasgow [reading doubtful], who ratifies the testament on image 572.
Confirmation	At Glasgow, “[?] day of July 1625” (catalogued 12 July 1625).
Cautioner	Johne flemyng of [?], compeared personally and became cautioner [reading doubtful] (image 572).
Total of inventory	“Summa of the Inventar” and “Summa of the debts in”: figures not legible. The combined total begins “ij^m ij^c …” [very uncertain].
Not Fleming material	The top and middle of image 569 end the previous estate (its ratification, 1625, and bond of caution). The foot of image 572 begins another testament (margin “Park”: Robert Park in [?], who died in April [?]).
Later pencil note	In the left margin beside the heading on image 569 is a pencilled “24 Apl 1815” (apparently a later archival or search note); it is not part of the testament.
Conventions	Original spelling kept; abbreviations not expanded; [square brackets] = doubtful reading; [?] = word or figure I could not read. This is a very rapid secretary hand with many cramped, faded lines: the transcription is partial and line breaks are approximate.

1. Summary and identification

What this is. The testament dative and inventory of James Fleming of Boghall, who died in the autumn of [1624?]. His goods, debts and money were given up by [Johne?] Fleming on behalf of the deceased’s children, appointed executors dative, and confirmed by the Commissary of Glasgow in July 1625.

Executors, legatees, debts

- **Executors:** the deceased's "lawfull bairnes", represented by [Johne?] flemyng. I read the names "James, [Francis?], [Anna?]"; please check.
- **Cautioner:** Johne flemyng of [?] [reading doubtful].
- **Legatees:** none; a testament dative has no will.
- **Debts owing to the deceased:** a list beginning on image 570 ("Debts awand in"), including sums for 1623 and rents or crop from lands of Boghall; the names are largely illegible.
- **Debts owing by the deceased ("Debts awand out"):** image 571. Creditors I could partly read: a Mr Johne [Hamiltoun?], a Johne flemyng of [?], a Johne Clerk of [?], a George [?], Thomas [?], a [?] flemyng, James Glasfurd, Thomas [Hole?], Walter [?], Robert [?], Johne Wallace [?] and Robert and James Park, with stipend and terms of Mertimes 1623 mentioned. None of the sums is legible to me.
- **Division:** "Rest frie geir debts deducit", "To be dividit in thrie" and "Deids part", each with a figure I could not read.

Identifying the deceased

- **Place.** The deceased is "of Boghall". I could not read the parish reliably ("[Killellane?]" is my best guess). If it is Killellan, this would be the same parish as Flemings of Barochan (Alexander, d. 1622; Patrick, d. 1642), which may suggest a connection, but this is a possibility only, since the reading is doubtful.
- **Other Flemings in the record.** A Johne flemyng, as cautioner and as the executors' representative (two or possibly three different men), and Johne flemyng of [?] and a [?] flemyng among the creditors. The relationships are not stated.
- **Date.** Death in October [1624?] and confirmation in July 1625: about nine months, but I could not confirm the year of death from the words.
- **Commissary.** The same Mr James Hamiltoun of Westport who confirms Alexander Fleming of Barochan's testament in 1623 (I read his name there with some doubt too).

2. Contents and values

Scots money. The clerk's numerals are very cursive and faded, and I could read almost none reliably, so no individual price or total is given. The kinds of items I could make out are listed.

Item	Particulars	Value (Scots)
Horses and mares	Entries "price of the peice", with a mear [?]	[illegible]
Cattle (kye, oxen) and sheep	Entries "price of the peice"	[illegible]
Grain: bear, aits, with fodder	Boll quantities and "price of the boll" in and around Boghall [?]	[illegible]
Household plenishing and clothes	"Insight … and abuilyement of the defunctis bodie … by his [airship?]" [reading doubtful] estimat to [?]	[illegible]
Summa of the Inventar	Image 570	[illegible]
Debts owing to the deceased	Image 570–571	[illegible]
Summa of the debts in; Summa of the Inventar and debts	Image 571	Total begins "ij^m ij^c …" [uncertain]
Debts owing by the deceased	Image 571	[illegible]
Summa of the debts out; Rest frie geir; Deids part	Image 571	[illegible]

Please check all figures on images 570 and 571.

3. Images and transcription

Reading order: 569, 570, 571, 572. Line breaks are approximate. Passages belonging to other estates are noted in square brackets and not transcribed in full.

Image 569 – Page 569: end of an earlier estate; heading of the Fleming testament

1625 Flemyng, James (Wills and testaments Reference CC9/7/20, Glasgow Commissary Court) Image 569 Last image 572
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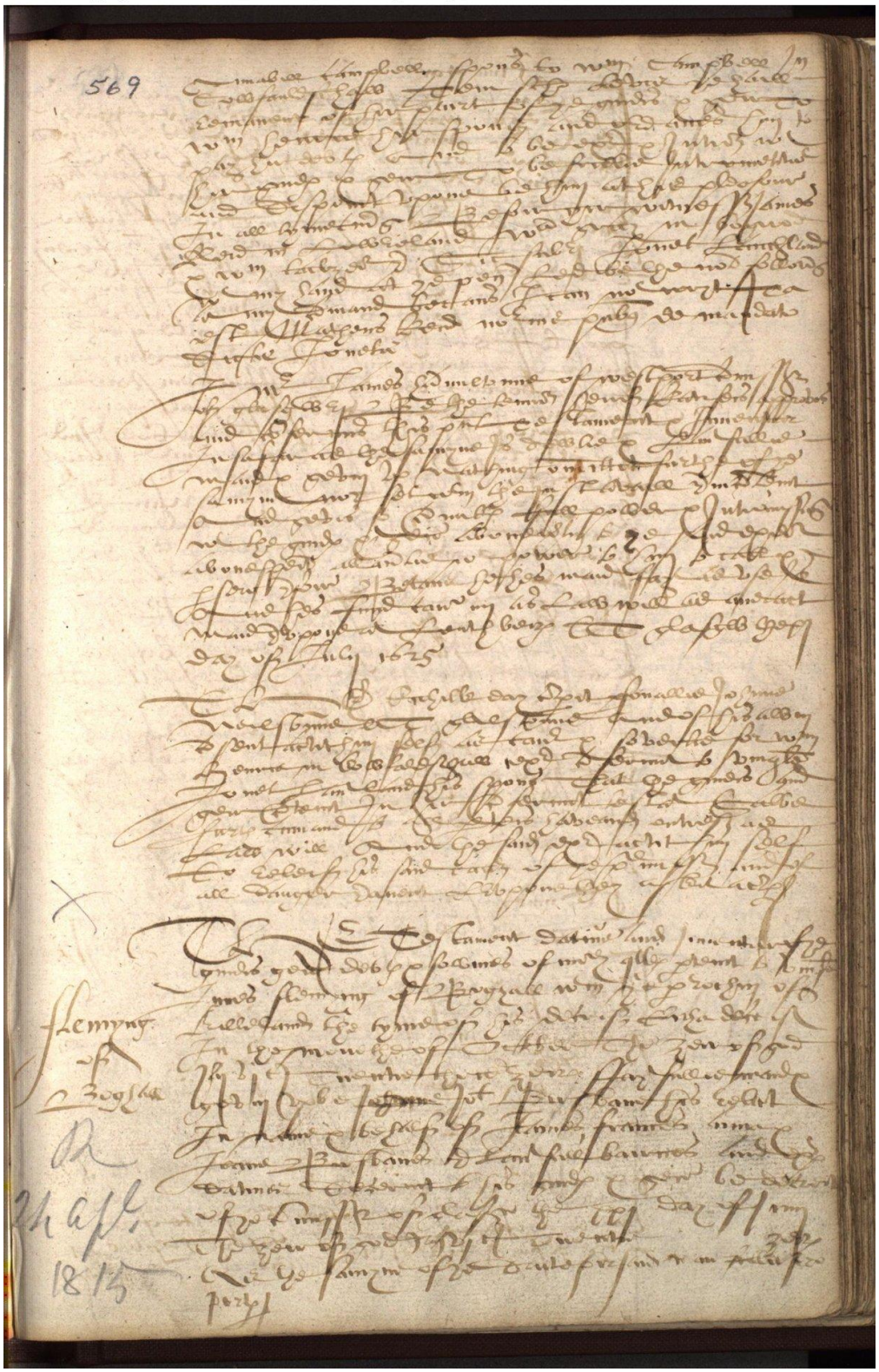


Image: ScotlandsPeople / National Records of Scotland (CC9/7/20) – reproduced for private research.

Transcription (partial)

[Top of page: the end of the bond of caution and ratification of a preceding testament, naming (partly legible) "Wm Campbell", "Johne [Cuninghame?]" and "James Reid in [Carluke?]", concluding "At Glasgow the [?] day of July 1625". Not transcribed in full.]

I Mr James Hamiltoun of Westport Commissar
of Glasgow efter dew warning maid be edict [?] ...
ratifie approve & confirme this pnt testament & Inventar
in sa far as the same is lawfullie & trewlie gevin vp nathing omittit furth of the
same nor put within the just availl thereof ... and gevis & committis
full power of intromissioun with the goods ... abouewrittin ... [?]
... Quha hes maid faith as use is and fund cautioun as ane act maid
thereupon at lenth beares At Glasgow the [?] day of July 1625

[Next: the bond of caution for the same preceding estate, beginning "The qlk day compeired personallie Johne [?] ... [?] ... [?] ... as cautioner for ..."; marked with an X in the margin. Not transcribed in full.]

[margin: Flemyng / of / Boghall]
The Testament datiue and Inventar of the
goods geir debts & sowmes of money quhilk pertenit to vmqle
James flemyng of Boghall within the parochin of
[Killellane?] the tyme of his deceis Quha deceist
in the moneth of [Octobr?] the yeir of God
Jm vj^c [twentie four?] yeirs faithfullie maid
& gevin vp be [Johne?] flemyng [?] in name & behalf of James, [Francis?] & [Anna?]
flemyng lawfull bairnes to the defunct [executors?]
datiue [?] [and?] the said [?] ... [?] being decernit [?]
be decreit of the Commissar of Glasgow the [?] day of [?] ...
the yeir of God Jm vj^c [?] ... as ... the samen
[?] ... [?] of the dait [?] ... [?] ... in presens of [?]
[?]

[pencil, left margin: "24 Apl 1815"]

Image 570 – Page 570: inventory; debts owing to the deceased begin

1625 Flemyng, James (Wills and testaments Reference CC9/7/20, Glasgow Commissary Court) Image 570 Last image 572
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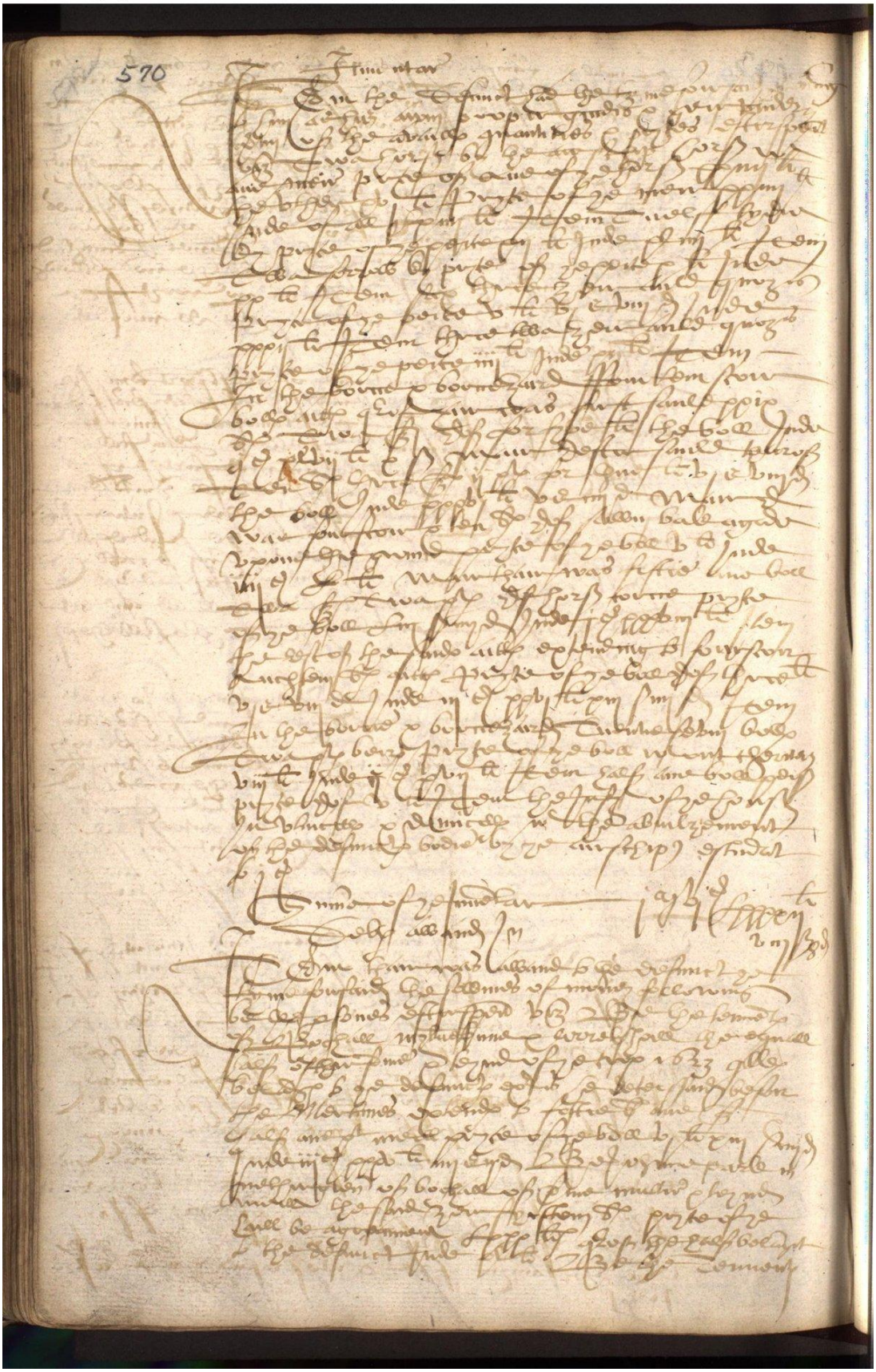


Image: ScotlandsPeople / National Records of Scotland (CC9/7/20) – reproduced for private research.

Transcription (partial)

Inventar
Item the defunct had the tyme of his deceis [?] pertening to
him as his awin proper goods & geir [?] ... [?] ... efterspeiking
viz In the first [?] ... [?] hors [?] ... & [ane?] meir [?] ... pryce of the hors [?]
... [?] ... [?] ... lib ... Item [?] ... [?] ... [?] ... [?] ... pryce of the peice
... [?] ... [?] ... Item [?] ... [?] ... pryce of the [peice?] ...
... [?] ... [?] ... Item [?] ... In the toune & bounds of [Boghall?] ... bolls aits ... [?]
... pryce of the boll ... [?] ... Item [?] ... bolls bear ...
... pryce of the boll ... [?] ... Item [?] ... the rest of the lands ... [?] ...
... [?] ... pryce of the boll ... [?] ... In the toune & bounds ... [?] bolls
[aits?] ... pryce of the boll ... [?] ... Item the [rest?] of the goods ...
insight & plenishing in the [?] ... abuilyement of the defunctis bodie [by his airship?]
estimat
to [?] ... lib

Summa of the Inventar — [?] [?] lib [?]
Debts awand in
Item thair wes awand to the defunct the tyme forsaid the sowmes of money following
be the persones efterspeit viz In the first be [the?] ... [?] [Wauchope?]
[?] ... [?] ... [?] 1623 ... [?] ... [?] ... pryce ... [?] ... [?]
[?] ... [?] ... quha is [?] ... [?] ... [?] ... [?]
[?] ... [?] ... [?] ... of Boghall [?] ... [?] ... shall be ...
... [pairt?] ... of the defunct ... [?] ... [?] ...

Image 571 – Page 571: end of debts owing; totals; debts owing by the deceased

1625 Flemyng, James (Wills and testaments Reference CC9/7/20, Glasgow Commissary Court) Image 571 Last image 572
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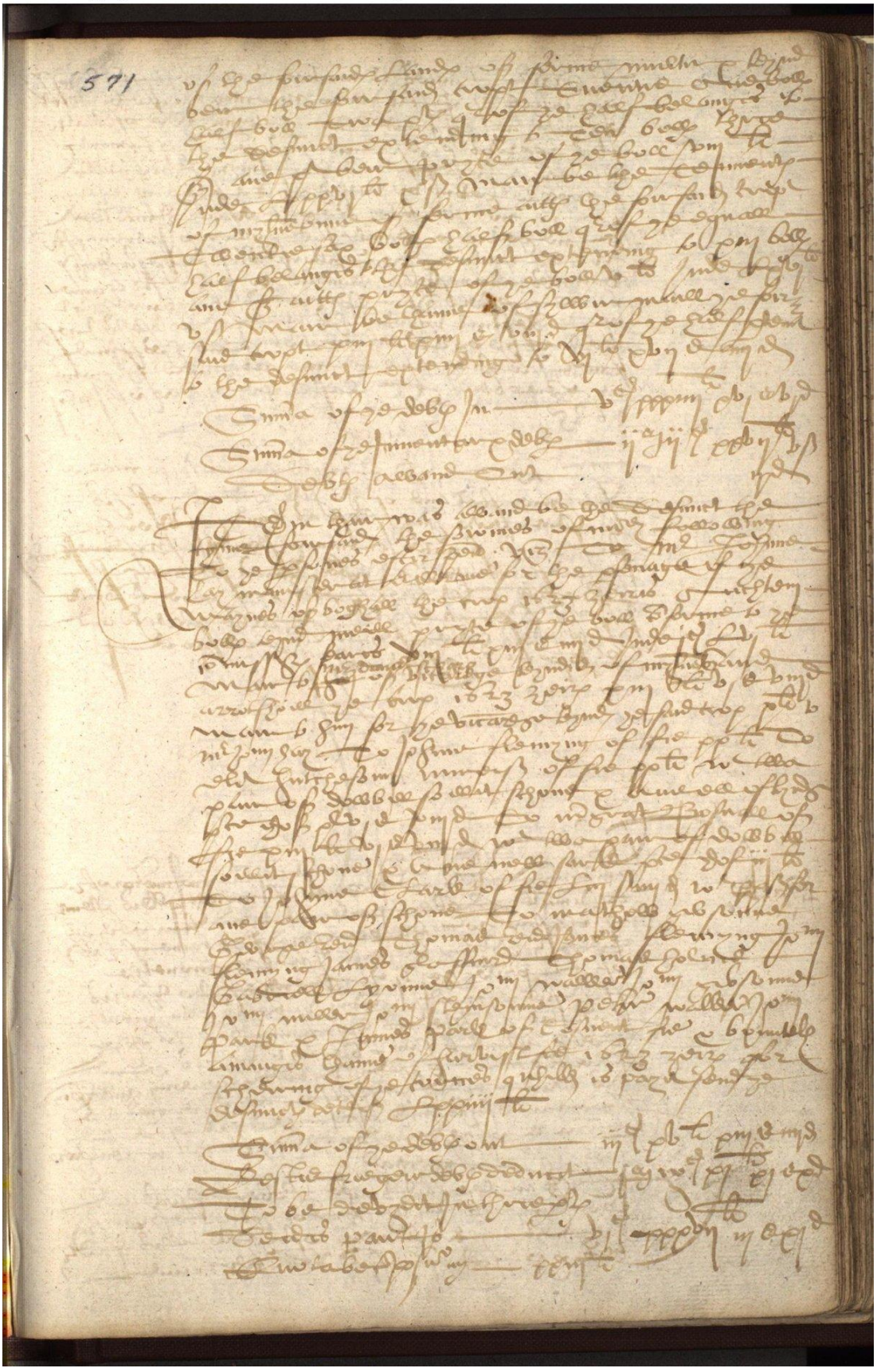


Image: ScotlandsPeople / National Records of Scotland (CC9/7/20) – reproduced for private research.

Transcription (partial)

of the foresaid lands of [Bonytoun?] ... [?] ... [?] ... [?] ... ane bolls
bear ... [?] ... [?] ... pryce of the boll [?] ... [?]
... [?] ... [?] ... [?] ... [?] ... [?] ... [?] ...
and ... pryce of the boll ... [?] ... [?] ... [?] ... [?]
... [?] ... [?] ... [?] ... [?] ... [?] ...
... [?] ... the defunct [?] ... [?] ... [?]

Summa of the debts in — [?] [?] lib [?]
Summa of the Inventar & debts — ij^m ij^c [?] ... [uncertain]
Debts awand out
Item thair wes awand be the defunct the
tyme forsaid the sowmes of money following
to the persones efterspeit viz to Mr Johne [Hamiltoun?]
... for the [stipend?] of the yeir 1623 ... to Johne
flemyng of [?] ... [?] ... to Johne Clerk of [?] ... [?]
... to [?] ... to Mathew [?] ... George [?] ... Thomas [?] ...
... flemyng ... [?] ... James Glasfurd ... Thomas [Hole?] ...
... [?] ... Walter [?] ... Robert [?] ... Johne Wallace ...
... [?] Park & James Park ... of Mertimes [?] 1623 yeirs ...
... [?] ... stipend ... quhilk is payit to ... [?] ... [?] ...

Summa of the debts out — [?] [?] lib [?]
Rest frie geir debts deducit — [?] [?] lib [?]
To be dividit in thrie — [?]
Deids part — [?] [?] lib [?]
[?] ... — [?] lib [?]

Image 572 – Page 572: ratification; caution; next estate (Park) begins

1625 Flemyng, James (Wills and testaments Reference CC9/7/20, Glasgow Commissary Court) Image 572 Last image 572
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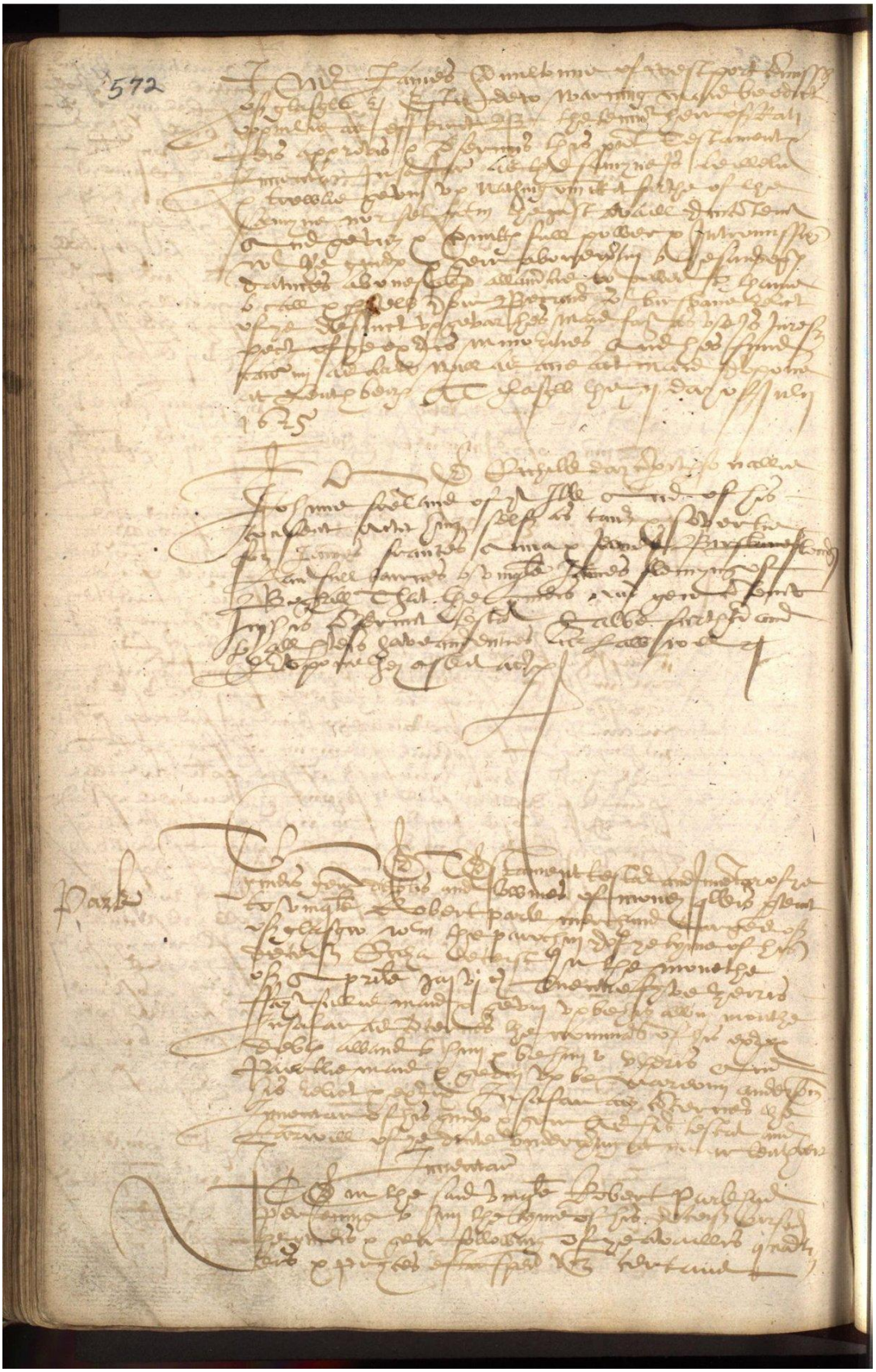


Image: ScotlandsPeople / National Records of Scotland (CC9/7/20) – reproduced for private research.

Transcription (partial)

I Mr James Hamiltoun of Westport Commissar
of Glasgow efter dew warning maid be edict openlie at [?] ...
ratifie approve & confirme this pnt testament & Inventar in sa far as the same is
lawfullie & trewlie gevin vp be [?] ... nathing omittit furth of the
same nor put within the just availl thereof ... and gevis & committis full
power of intromissioun with the goods geir abouewrittin to the said
[exrs?] datiue [?] ... [?] ... Quha hes maid faith as use is and fund cautioun
as ane act maid thereupon at lenth beares
At Glasgow the [?] day of July 1625

The qlk day compeired personallie [Johne?] flemyng of [?] [and?]
[?] ... [?] ... [?] ... as cautioner for [James?] ... flemyng [?] ...
[?] ... of Boghall [?] ... that the goods geir & debts ... shalbe
furthcumand to all parties haveand Interes as law will ...
[?] ... [signatures illegible]

[margin: Park]
[Next estate – not Fleming; summary only:] The Testament datiue and Inventar
of the goods geir debts & sowmes of money quhilks pertenit to vmqle Robert Park
in [?] within the parochin of [?] the tyme of his deceis Quha deceist in the
moneth of [Aprile?] ... Inventar: Item in the said [?] ... [remainder not transcribed]

4. Readings to check

- The deceased's parish ("[Killellane?]"), the month and year of death, and the dates of the decreet and confirmation (July 1625).
- The names of the executors and of the children ("James, [Francis?], [Anna?]"), and who the representing "Johne flemyng" is.
- The cautioner's name and designation (Johne flemyng of [?]).
- All figures: prices, "Summa of the Inventar", "Summa of the Inventar & debts" (read as "ij^m ij^c …"), and "Deids part".
- The names of debtors on image 570 and of creditors on image 571; many are guesses marked [?].
- The pencilled "24 Apl 1815" beside the heading on image 569.