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REGISTER

OF THE

COLLEGIATE CHURCH OF CRAIL

WITH INTRODUCTORY REMARKS

BY THE

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INTRODUCTORY REMARKS.

CRAIL is a royal burgh situated on the eastern coast of Fife-shire, near the apex of that peninsula familiarly known as the *East Neuk*. Anciently written *Carrail*, *Caryl*, and *Karaile*, the name is derived from *caer*, a fortified place, and *ail*, a corner. A castle belonging to the Scottish kings occupied the rock which overhangs the present harbour, of which some vestiges remain. This structure was probably of ancient origin. Constantine, King of Scotland, while unsuccessfully contending with invading Norsemen, fell in battle among the rocks at Balcomie near Crail in 877.* He may have occupied the castle as a principal seat. To Sir Robert Sibbald, writing in 1710, it appeared as "the ruins of a strong castle." It was a favourite hunting-seat of David I. in the twelfth century, when he followed the chase in the adjoining territory of Kingsmuir. By a royal charter granted to the collegiate church of Crail, dated 24th November 1526, James V. describes the site of the church as "an ancient borough where sundry princes, his predecessors, had made their residence and dwelling-place, and as he and his successors might do in time to come as reasonable causes and occasions should befall." These expressions would imply that the castle was

* As to the precise locality we follow tradition. According to Mr J. Hill Burton, Constantine was killed near the Firth of Forth (History of Scotland, 1873, vol. i., p. 330).

inhabitable in the sixteenth century. The royal demesne of Crail was frequently included in the jointure lands of the Scottish queens.*

So early as the ninth century Crail was a place of considerable trade, merchants from the Netherlands resorting thither to purchase salted fish. As a commercial port, Crail received from King Robert the Bruce, in June 1310, a charter, in which privileges, granted to the burgesses and community by former kings, were duly confirmed.

From an early period Crail was connected ecclesiastically with the Cistercian Priory of Haddington. A Gothic chapel belonging to the priory formerly stood at the east end of the town near the sea-beach—the remains may still be traced. To the nuns of Haddington also belonged, with its teinds, the vicarage of St Mary's parish church of Crail. This structure was reared in the reign of David II., and probably by Sir William Dischington of Ardross, an ingenious architect.† In 1517 it was, on the petition and endowment of Sir William Myreton, with the consent of Janet, prioress of Haddington, erected into a collegiate church, with a provost, sacristan, ten prebendaries, and a chorister. Besides the high altar, which was richly endowed, there were in the church altarares dedicated to the Virgin Mary, St Catherine, St Michael, St James, St John the Baptist, St Stephen, St John the Evangelist, and St Nicholas.

During his visit to Fife, in June 1559, John Knox commenced his public crusade against Rome by preaching at Crail.‡ His vehement denunciation was attended by popular demonstrations,§ and the collegiate church was probably deprived of its ornaments; it was otherwise spared. Since the Reformation it has been used as the parish church.

Seventy-three feet long by forty-eight feet in breadth, the church consists of a central nave with aisles, divided by two

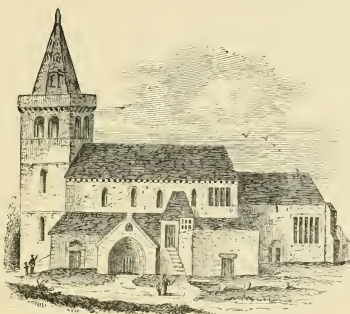
* Sibbald's History of Fife. Cupar-Fife, 1803, 8vo, p. 345.

† See *postea*.

‡ Knox's History of the Reformation, edit. 1846, vol. i., p. 347.

§ M'Crie's Life of John Knox, 4th edit., vol. i., p. 270.

rows of five pillars on each side, terminating at the east end in an apsis which had formed the choir. The pillars are Norman, but support Gothic arches. Over the site of the high altar are two large handsome windows, one in the eastern, the other in the southern wall of the church. The vestry, a strong, arched room, is situated behind the altar. It contained the vestments and ecclesiastical ornaments. On



CRAIL CHURCH.

the south wall of the church abutted the Lady Aisle, reared by Sir William Myreton; it is now a ruin.

On the overthrow of the Romish Church in 1560, John Melville, son of Richard Melville of Baldovie, and elder brother of the celebrated Andrew Melville, being appointed minister of Crail, proceeded to officiate in the collegiate church. His appointment was obnoxious to certain persons, as appears from his complaint on the 8th October 1561, that these threatened to "tak hym owt of the pulpot be the luggis, and chais hym owt of the town." He overcame his opponents, who were obliged penitentially to acknowledge their offence; but in the following January a decret was passed against him for conniving at a marriage to which there was an objection. His name, as minister of Crail, disappears in December 1565. His successor, Mr Thomas Kynneir, bound himself at

his admission to teach the school. He was presented to the provostry by James VI., on the 18th December 1575; but after two years was, on account of immoral conduct, deprived of office by the magistrates, and deposed by the General Assembly.* For stipend, as pastor and schoolmaster, he received £8, 6s. 8d.;† the other emoluments of the collegiate church having been conferred on Mr Robert Richardson, treasurer of the kingdom, who in 1561 was appointed commendator of St Mary's Aisle at Crail.‡

By a charter, dated at Edinburgh the 20th February 1586, James VI. granted to the bailies, council, and community of Crail a gift of the prebendaries, chaplainries, altarages, and colleges of Crail, with the endowments thereof.§ On the 1st April of the same year "David Maxwell, master of the grammar school at Crail, and prebend of the Holy Cross service formed within the collegiate church of Crail," summoned David Moncrieff and others for certain duties payable to the prebendary of the Holy Cross.|| By an Act of the Estates passed in 1594, the collegiate church of Crail was formally disjoined from "the abbey and monastery of Haddington," a third of the fruits being assigned to the minister serving the cure, and the other two-thirds as bursaries to theological students at the new college of St Andrews, and for the support of students of philosophy at the college of Edinburgh. Of the parochial cure and the bursaries Lord Lindsay was constituted patron.¶

The "Register of the Collegiate Church of Crail," a quarto volume written on parchment, and consisting of 118 folios, is preserved in the Advocates Library, Edinburgh.** The writing is large and distinct, and many initial and other letters are illuminated. A few entries are in the vernacular, but the documents are chiefly in Latin, and consist of charters

* Fasti Eccles. Scot., vol. ii., pp. 415, 416.

† *Id.*, p. 415.

‡ Crawford's Officers of State, 1726, fol., p. 383; Scot's Staggering State, edit. 1872, pp. 53, 127; Historical Commission's Report, part iv., p. 501.

§ Burgh Archives of Crail.

|| *Id.*

¶ Acta Parl. Scot., iv. 74.

** Advocates Library, Edinburgh. Press mark, 34, 4, 6.

relating to the church, its constitution, and endowment, together with inventories of its furniture and ecclesiastical ornaments. Subsequent to the dissolution of the church, the register, together with the original instruments, of which it preserves the record, passed into the keeping of the town council of Crail. When Sir Robert Douglas was preparing his "Peerage," which appeared in 1764, he received from various public and private sources a vast collection of charters and registers of charters bearing on the subject of his work. From the burgh corporation of Crail he obtained a loan of the register of the collegiate church, the originals being retained in the burgh charter chest. Sir Robert was not prompt in returning any documents entrusted to him; and on his death his executors placed those found in his possession under care of the Commissary Court at Edinburgh. By public advertisement the Commissary of Edinburgh invited the owners of the documents to make formal application for them. Among the applicants was the municipal corporation of Crail; but on the entreaty of Mr Alexander Brown, keeper of the Advocates Library, that body allowed the volume to be deposited in the library, on condition that a transcript should be supplied to them. This condition was fulfilled, and the transcript, contained in a folio volume of 416 pages, bound in Russian leather, is now in keeping of the town-clerk of Crail. When Lieutenant, afterwards Lieutenant-General, Henry Hutton commenced his inquiries into the condition and history of Scottish religious houses, he made a strict investigation respecting the collegiate church of Crail. His correspondence in connection with it is preserved in the sixth volume of his "MS. Collections" in the Advocates Library; and to that correspondence we are indebted for many particulars relating to its history. Among Lieutenant Hutton's correspondents was Mr John Coldstream, Substitute-Clerk of the Commissary Court at Edinburgh, who, being son of the burgh school-master of Crail, had been the medium of communication between the corporation and the keeper of the Advocates Library. In Mr Coldstream's letters, dated 5th January 1788

and 15th January 1790, it appears that the register found a place in the Advocates Library in 1788.

As the preserver of interesting details connected with the collegiate church, Lieutenant-General Hutton claims more than a passing notice. Only surviving son of Dr Charles Hutton, the eminent mathematician, he was born at Newcastle-on-Tyne in 1761. On the 21st February 1777, he obtained a commission as second lieutenant in the royal artillery; he became first lieutenant 7th July 1779, and captain 21st May 1790. Devoted to archæological pursuits, he was, in May 1785, elected a corresponding member of the Society of Antiquaries of Scotland; and to this society he presented, in February 1789, sketches of certain architectural devices from the abbey church of Melrose. He afterwards presented to the society the copy of a portrait of William the Lion, accompanied by an historical narrative.* After a period of service in the West Indies and at Gibraltar, he in 1794 was engaged with the forces under General Sir Charles Grey at the capture of the islands of Martinique, Guadaloupe, and St Lucie. Subsequently he commanded the artillery at Grenada. A large part of Guadaloupe having been recovered by the enemy, he returned to that island, and being appointed to command a detachment of artillery at Berville, he sustained, in an unexpected attack of his opponents, the loss of his right eye, and was taken prisoner. Afterwards returning to Britain, he was, in 1802, promoted to the rank of major. He renewed the researches he had formerly prosecuted into the history and condition of Scottish religious houses. In 1803 he became lieutenant-colonel, and obtained a command in Ireland. He now corresponded with the clergy and other educated and intelligent persons in various parts of Scotland; and was successful in accumulating a collection of valuable materials. But he lacked the constructive faculty, and so was content to collect facts without arranging them. In 1811 he was advanced to the rank of major-general; he became lieutenant-general 19th July 1821. He died at Moate,

* *Archæologia Scotica*, vol. iii., p. 99.

near Athlone, in Ireland, on the 28th June 1827.* His MS. collections were sold after his decease. Two volumes—one consisting of letters and notes on the history of Scottish religious houses; the other, an annotated copy of Keith's "Scottish Bishops"—were secured for the British Museum, and are deposited among the Additional MSS. in that institution. But the more important portion of his collections, in twelve quarto volumes, were, through the enterprise of Dr David Laing of Edinburgh, purchased for the Advocates Library.

St Mary's church, we have seen, was erected into a collegiate institution on the endowment of Sir William Myreton. The Myreton family are said to have derived their name from an ancestor in the fourteenth century, who held office as *mair* of the barony of Crail, and whose own lands were designated Mairtoun. But it is more probable that the family were named from the character or condition of their lands—Myreton being a corrupt form of Muir-town. In 1361 is named William de Myrton, *dominus ejusdem*; and in 1364, Malcolm de Myrton, *de ejusdem*. The family afterwards acquired the lands of Cambo, in the same vicinity.†

On the 4th March 1402, William de Myrton of Cambo received from Simon Otyr, burgess of Crail, a charter of two tenements in that burgh. An instrument, dated 28th June 1457, and subscribed by "Alexander de Myrton," burgess of Cupar, described as "late dean of the cathedral church of Glasgow," and by "John de Myrton of Randalston, his brother-german," affirms that Thomas Myrton of Randalston had bequeathed to the chaplains of St Katherine's altar, in the church of Crail, an annual rent of twelve merks. In a legal instrument for settling a boundary, dated January 1485 and April 1486, is named Mr Andrew Myrtoun, chamberlain of William, Archbishop of St Andrews.‡

* In the *Gentleman's Magazine* for December 1827, is contained a brief memoir of the general; and there is an account of his father in the number for March 1823, pp. 228-232.

† Wood's *East Neuk of Fife*, p. 38.

‡ Burgh Archives of Crail.

Sir William Myrton,* who in the register (No. 1) is described as cousin of David Myrton of Cambo, is, on the 3d March 1490, styled in the burgh records, "chaplain of St Michael the Archangel in the church of Crail." He then received, "in name of the archangel," seisin of a portion of land at Crail. An instrument is registered in the burgh records, whereby, on the 27th April 1495, Sir William Myrton, "canon and patron of the altar of St Michael," resigned his rights and privileges in favour of Sir John Ottyr, chaplain of the said altar. But he is again designated "chaplain of St Katherine's altar" in a charter, dated 22d March 1498, wherein John Myrton of Randalston conveyed to him six acres of land and a tenement in the Pottergate of Crail.†

By a presentation from Pope Julius II., dated 7th February 1509, Sir William Myrton was constituted vicar of Lathrisk, now Kingskettle, a central parish in Fife, and within the diocese of St Andrews. Whether he personally discharged the duties of his office is uncertain; but we find him, on the 9th October 1514, conveying by a public instrument to the magistrates and town council of Crail, the patronage of St Michael's altar, which he is declared to have founded.‡ To various endowments connected with the chaplainry of St Michael's altar, the charters in the register Nos. 1-12 specially refer.

In connection with St Mary's church, Sir William Myrton proceeded to endow other chaplainries. In a charter, preserved in the burgh archives, dated 15th October 1515, five chaplainries are named as endowed by him, viz., those of the Virgin Mary, St Michael the Archangel, St James the Apostle, St Bartholomew, and St Nicholas.

In a bull of Pope Leo X., dated "5th of the nones of May 1514," the Abbot of Cambuskenneth is authorised to pay to Sir William Myrton, "clerk of the diocese," twenty merks and fifteen golden ducats annually, from the rents and duties of

* Ecclesiastics who did not hold the degree of Master of Arts were styled Schir or Sir.

† Burgh Archives of Crail.

‡ *Ib.*

the vicarage of Crail. By another papal bull of the same date, Sir William Myrton and the abbess of St Clare's monastery at Haddington, patron of the church at Crail, are empowered to admit Alexander Dunbar to the vicarage thereof.* These acts were initiatory to the carrying out of ampler arrangements and more enlarged endowments.

On the 3d March 1516, Alexander Dunbar, vicar of St Mary's church, signified his consent to exchange his office of vicar for that of provost "of the college founded in the church at Crail."† Proceedings in connection with that foundation then begun were completed in June 1517, when Andrew (Forman), Archbishop of St Andrews and Primate of Scotland, *legatus natus* and *legatus a latere*, granted apostolic and archiepiscopal sanction to the erection. The charters proceed at the instance and with the consent of Janet, prioress of the nunnery at Haddington, and patroness of St Mary's church; Alexander Dunbar, the vicar; and Sir William Myrton, "vicar of Lathresk." They provide that the vicarage should be suppressed, and substituted by the college kirk of Crail. The college, it was further provided, should consist of a provost, ten prebendaries (seven of which should be in place of chaplainries previously founded by Sir William Myrton), and a clerk. The duties and endowments of the provost, prebends, and clerk, are in the charters duly set forth, and the right of presentation fixed. The three several instruments of foundation are those forming Nos. 101-103 of the register. Thereafter follows a royal charter of confirmation and mortification sanctioned by Parliament, and dated the 24th November 1526. This document, which, with the other charters founding the college church, is preserved in the burgh archives of Crail, has the seal attached, along with the seals and signatures of Archbishop Gavin Dunbar of Glasgow; Bishop George Crichton of Dunkeld; Bishop Gavin Dunbar of Aberdeen; James, Earl of Moray; James, Earl of Douglas; the Earl of Arran, and other officers of state. A further charter of con-

* Burgh Archives of Crail.

† Register, No. 102.

firmation, by the Archbishop of St Andrews, No. 121, was issued on the 29th June 1530.

By a charter in the burgh archives, dated the 9th November 1525, Sir William Myrton established in connection with the collegiate church a grammar school and a school of music. In an instrument of seisin in favour of Sir David Bowman,* prebend of the collegiate church, dated 7th June 1539, it appears that Sir William Myrton was at that time deceased; the precise date of his death is unknown. Members of the family of Myrton continued to hold office as ecclesiastics, several being connected with the collegiate church. Sir Thomas Myrton, Archdean of Aberdeen, is named in a charter by Sir William Myrton, dated at Crail the 20th April 1526. Mr Patrick Myrton, Archdean of Aberdeen, and the provost and prebends of the collegiate church at Crail, were parties to a contract, dated 26th August 1546. In a legal instrument, dated Edinburgh, 11th February 1569, Patrick Myrton is described as "treasurer of Aberdeen," and "provost of the collegiate church of Crail." By a deed of presentation under the privy seal, dated Dalkeith, 6th April 1576, Mr William Myrton is appointed to the provostry of Crail, then vacant through the non-compearance of Mr Patrick Myrton, last provost thereof.†

The subsequent history of the families of Myrton, afterwards Morton, may be briefly referred to. Arthur Mortoun was, on the 6th August 1622, served heir of Grizel Mortoun, his mother, in the lands of Randalstoun and Ladylands, in

* On the 5th October 1542, Sir David Bowman, described as prebendary of the altar of St James the Apostle in the college church, grants a charter, establishing or rather extending the endowment of the grammar school at Crail, "in favour of his kinsman, Mr John Bowman, priest, and his successors, priests and preceptors of the grammar school of Crail, at the altar of St John the Baptist in the said college church, to offer prayers for the prosperity and safety of James V. and Mary, his queen; of Cardinal Beaton, Archbishop of St Andrews; and for his own soul, and those of his father, mother, and brothers deceased." The endowment consisted of six and a half acres of land, with various other crofts and tenements (Dr John Lee's *Lectures on the History of the Church of Scotland*. Edin. 1860, vol. i., pp. 49, 334-340).

† Burgh Archives of Crail.

the parish of Crail.* Thomas Mortoun was, on the 30th September 1623, served heir of William Mortoun, his father, in the lands and barony of Cambo; also, on the 19th December 1628, in the lands of Easter Balrymouth, near St Andrews, also in succession to his father.† In the barony of Cambo, Thomas Mortoun was, on the 18th February 1646, succeeded by his son Patrick, who married Elizabeth, daughter of Sir John Preston of Airdrie, by whom he had a son, Robert, and two daughters. According to a respectable authority,‡ Sir Patrick, on account of his wife's extravagance and his own, was obliged to part with his inheritance, which he sold in 1668 to Sir Charles Erskine, Lord Lyon, brother of the Earl of Kelly. It would appear, however, that Robert Mortoun, only son of Sir Patrick, was, on the 3d May 1698, served heir in a portion of the barony.§ Arthur Mertoun or Morton, a scion of the families of Randalston or Cambo, was admitted minister of Crail in 1640; he died in 1645, about the age of forty-four. A work from his pen was published posthumously, entitled "The Touchstone of Conversion."||

Among those named in the register as parties to or witnesses of contracts, or as members of the collegiate church, are many persons who are still represented in eastern Fife-shire. In this respect the register may prove serviceable in matters of family history. Owing to eminent members which they produced, three families in the register claim special notice—those of Dishington, Carstares, and Chalmers. "Sir William Dischynton, chaplain," is named in instrument No. 69; and in Nos. 75-82 are charters relating to George Dischynton, fiar of Ardress; his son and heir William is named in No. 82.

From King Robert the Bruce William de Dischynton received the lands of Balglassie, Aberlemno, and others in

* *Inquisitiones Speciales*, Fife, 326.

† *Id.*

‡ *The East Neuk of Fife*. By the Rev. Walter Wood. Edin. 1862. Pp. 180, 275.

§ *Inquisitiones Speciales*, Fife, 1402.

|| *Fasti Eccles. Scot.*, ii., p. 417.

the county of Forfar.* Prior to the year 1330 he married Elizabeth, the king's younger sister.† Of his two sons, John, the younger, obtained the lands of Longhermiston. William, the elder, was by David II., his cousin, knighted and appointed steward of the palace. In 1368 he received a royal charter of a third part of the barony of Ardross, on the south coast of Fife, in succession to his relative, John Burnard. He also obtained in the same year a charter of the lands of Kynbrachmont. A skilful architect, he constructed the castle of Ardross, on a cliff overlooking the sea-shore near Elie, of which the ruins remain. He also reared the parish church of St Monan's, in the same district, and was in consequence styled *Magister Fabricæ Sancti Monani*.‡ The church of St Monan's was erected at the cost of David II., to denote his gratitude to God for being preserved in a storm which overtook him and his queen, Margaret de Logie, when crossing the firth to visit William de Dischington, at Ardross. Not improbably, the king employed his relative in constructing the other ecclesiastical edifices reared during his reign. He was probably the architect of St Mary's church at Crail. His descendant, Sir William Dishington, Lord of Ardross, obtained, on the 30th July 1409, a charter of the lands of Ardery and Tollery, in Crail parish.§ His descendants are frequently named in the register; also in the burgh records. A fragment of an old ballad of unknown date and authorship has these lines:

“ Were you e'er in Crail toun?
 Saw you there clerk Dishingtoun?
 To see the wonders o' the deep
 Wad gar a man baith wail and weep;
 To see the leviathan skip,
 And wi' his tail ding owre a ship!”

The “clerk” thus satirised for his alleged “romancing” was probably that clerk in orders, Sir William Dishington, named

* Robertson's Index, pp. 18, 34. † Wood's East Neuk of Fife, pp. 33, 254.

‡ Chamberlain's Rolls, i. 496, 524.

§ Fourth Report of Royal Historical Commission, part i., 495.

in the register, No. 69. His history is otherwise unknown. Thomas, George, and Andrew Dishington were delated for being concerned in the murder of Rizzio.* Thomas Dishington of Ardross married in 1598 Elizabeth, daughter of Sir William Scott of Elie; he sold to his father-in-law in 1611 half the barony of Ardross for 84,140 merks, or about £4450 sterling.† George Dishington was admitted to the pastoral charge of Cults, Fifeshire, in 1656. He died in 1673, bequeathing his estate of Lochmalony, which he had acquired by purchase, to his son George.‡ The family of Dishington in the male line henceforth disappears from Fifeshire.

An Act of the Estates, passed in December 1597, provided that all landowners in the Highlands and islands should be compelled to produce their title-deeds. This enactment was resisted by two branches of the Macleods, and accordingly the island of Lewis, which they claimed as their property, was granted to a number of Fifeshire gentlemen for the purpose of colonisation. These gentlemen, under the leadership of Learmonth of Balcomie, proceeded to Lewis with a force of six hundred men, and there landed in October 1599. But their attempt to effect a settlement was stoutly opposed by the Macleods, and the greater number of them were slain. Those who escaped set sail for Orkney, and among them was John Dishington, a younger son of the laird of Ardross. Acknowledged as a relative by the Earl of Orkney, his lordship's father being an illegitimate son of James V., John Dishington was by him appointed sheriff and commissary of Orkney and Shetland. In his "Notes on Orkney and Zetland," Peterkin mentions him as conducting processes of perambulation of the earldom, bishopric, and other lands, in 1602 and 1604.§ Several descendants of John Dishington were officers in the Royal Navy and ministers of the Church. Among the latter was the Rev. Andrew Dishington, succes-

* Wood's East Neuk of Fife, p. 255.

† *Id.*

‡ Fasti Eccles. Scot., ii. 484.

§ Notes on Orkney and Zetland, by Alexander Peterkin. Edin. 1822. Vol. i., 8vo, pp. 122, 123; Appendix No. II., p. 29.

sively minister of Mid and South Yell, and of Stronsay and Eday. To the patron of the parish he was recommended by the Princess Amelia and Sir Hew Dalrymple of North Berwick, both of whom had been impressed by his eloquence. Sir Hew Dalrymple's letter on his behalf, a curious medley, was published in the *Bee*, and has been often reprinted. After indulging in a panegyric on his pulpit talents, Sir Hew describes him as having "but one weakness, that of preferring the Orkneys to all the earth." The Rev. Andrew Dishington was ordained in 1768, and died on the 23d November 1819, aged seventy-five.* He left three sons and six daughters; but the house of Dishington is in the male line now represented by his nephew, Mr Thomas Dishington, of Laverock Bank Terrace, Trinity, near Edinburgh.

In charters Nos. 42 and 43, dated 1518 and 1521, Henry Carstares and his father, William Carstares, citizen of St Andrews, are named. The latter, in October 1483, obtained from John Lok, canon of Brechin, a charter of a tenement in South Street, St Andrews, which in 1503 he assigned to his daughter Beatrix. He also held lands at Crail. His descendant, the Rev. William Carstares, latterly Principal of the University of Edinburgh, was the friend and counsellor of William III.†

In the register (No. 109) is named, in an instrument dated 7th December 1555, a member of a Fifeshire family which produced the celebrated Dr Thomas Chalmers. In his signature he styles himself "Master John Chalmer, vicar-pensionary." The family of Chalmer or Chalmers (*de Camera*) migrated into Fife from Aberdeenshire.

The inventory of ornaments and vestments included in the register is not without a special interest as exhibiting the paraphernalia used in Scottish churches at a period immediately prior to the Reformation.

* *Fasti Eccles. Scot.*, iii., pp. 409, 433.

† Conolly's *Fifiana*, 1869, 8vo, p. 121; Story's *Life of Principal Carstares*, 1874, 8vo, p. 3; Wood's *East Neuk of Fife*, pp. 135, 297.

ABSTRACTS OF DOCUMENTS IN THE REGISTER.

1. Charter of sale and alienation, by David Myrtone of Cambo, to his cousin, Sir William Myrtone, vicar of Lawthresk, of an annual rent of ten merks furth of the granter's lands of Cambo and Belseis, lying in the constabulary of Carail and sherifffdom of Fyff, to be uplifted at Whitsunday and Martinmas by equal portions, for 200 merks Scots money, paid to him by the said Sir William, to be held by him and his assignees, chaplain or chaplains of the chaplainry or chaplainries, at the altar of St Michael the Archangel, in the parish church of Carail, newly founded, or to be founded by the said Sir William, put in by him, or afterwards to be put in by the patrons, in fee and heritage. Reddendo one penny Scots if asked, in name of blench farm only. Dated at the granter's manor of Cambo, 6th October 1511. Witnesses—Robert Cunynghame of Westbarnys, Alexander Myrtone, younger lord of Cambo; Robert Caluart, James Carnow, Robert Gerwes, John Drag, Robert Parke, John Hog, John Bell, and John Myrtone.

2. Instrument of seisin to Sir William Myrtone, vicar of Lawthresk, of the above annual rent of ten merks Scots, out of the lands of Cambo and Belseis, whereupon the said Sir William, moved by devotion, and for the increase of divine worship and service at the chaplainries, founded by him at the altar of St Michael the Archangel, in the parish church of Carail, resigned the said annual rent in the hands of David Myrtone of Cambo as superior, reserving to the said Sir William the franktenement* thereof, while he lived, at his will and pleasure; after which resignation, seizin of the same was given to Sir Symon Hendersone and Andrew Martyne, chaplains of the chaplainries, founded by the said William, as aforesaid, to be uplifted by them, and divided equally between them, as assignees of the said Sir William Myrtone. The seisin is given by David Myrtone of Cambo and Belseis, *propriis manibus*, by delivery of one penny. Done on the grounds of the said lands, 6th October 1511. The

* Freehold.

witnesses are the same as in the preceding charter. Notary—Robert Lawson, master of arts, jurist of the diocese of St Andrews.

3. Obligation by David Myrtone of Cambo, whereby he binds himself, his heirs, executors, and assignees, to his “lovit and tendir kynisman, Schir William Myrtone, vicar of Lawthresk, and his assignais, and chaplanis, be hyme foundit, or to be foundit, at the altar of St Michell, wythin the parochie kyrk of Carail,” to warrand and keep to him and them the said annual rent of ten merks yerely, of the lands of Cambo and Belseis, free and “immvne” from ward, terce, relief, forfalt, tax, or recognition that might come upon the said lands, binding himself and his heirs to pay the same in any case, with damages, increase, etc., and subjecting himself to the official ordinary of St Andrews to put the obligation to execution, binding further all his lands and goods, in security for payment of the said annual rent. Dated at Cambo, 6th October 1511. Witnesses as in the charter. John Drag’s name is spelt Darg, and the younger laird of Cambo is called “Alexander Myrten, zong lard of Cambo.”

4. Charter of sale, by David Myrtone of Cambo, to his well beloved kinsman, Sir William Myrtone, vicar of Lawthresk, of an annual rent of two merks, out of his lands of Cambo and Belseis, lying in the constabulary of Carail, and sherifffdom of Fife, for a sum of money paid by the said William to the granter, to be held by the said William and his assignees, chaplain or chaplains of the chaplainry or chaplainries at the altar of St Michael the Archangel, in the parish church of Carail, of new founded, or to be founded by the said William, to be appointed by him or the patrons of the chaplainry, in fee and heritage, with power to them to uplift the same, and to poind and distrain when needful, paying one penny Scots if asked only. The granter’s seal is affixed at Carail, 14th October 1512. Witnesses—John Rychartsone, John Bell, Alexander Rychartsone, Robert Ramsay, John Hog, Sir Patrick Mawchlyne, and Sir Andrew Martyn, chaplains.

5. Instrument of seizin by David Myrton of Cambo and Belseis, *propriis manibus*, in favour of the said Sir William Myrtone, of the said annual rent of two merks, which the latter, moved with godly devotion, resigned again in the hands of the said David as superior,

by delivery of a penny, reserving the franktenement to the said Sir William, who afterwards invested Sir Symon Henderson, chaplain of the chaplainries founded by the said Sir William at the altar of St Michael foresaid, in the church of Carail, in the foresaid annual rent, according to the charter foresaid, and mortification afterwards to be made and expedie by the said Sir William. Done on the ground of the lands of Cambo and Belseis, 15th October 1512. Witnesses—Alexander Myrtone, James Carnow, John Bell, Alexander Garyndar, and Robert Ramsay.

6. Obligation by David Myrtone of Cambo “to his lovit and tendir kynnisman, Schir William Myrtone, vicar of Lawthresk, and his assignais and chaplanis, foundit be him or to be foundit at the altar of Sanct Michael, within the paryche kyrk of Carail,” to war-rand to him and them the said annual rent of two merks out of the lands of Cambo and Belseis, and to make the payment good from any lands belonging to him, as in the previous obligation, and subjecting himself to the judgment of the official principal of St Andrews. Dated at Carail, 16th October 1512. Witnesses—Jhone Rycherson, Jhone Bell, Alexander Rycherson, Robert Ramsay, Jhone Hog, Schir Patrick Mawchtlyne, and Sir Andro Martyne, chaplains.

7. Charter of alienation by Robert Ramsay, laird of Balmunth, to Sir William Myrtone, vicar of Lawthresk, of an annual rent of ten merks Scots from his lands of Balmunth, lying in the constabulary of Carail and sherifffdom of Fyff, for 200 merks, paid to the granter by the said Sir William, to be held by the said Sir William and his assignees, chaplains or chaplain of the chaplainry of St Michael the Archangel, in the parish kirk of Carail, in fee and heritage, for the yearly payment of one penny Scots, at the head messuage, in name of blench farm, if asked only. Dated at Balmunth, 10th August 1513. Witnesses—Sir James Halden, chaplain; William Anstruder, Andrew Andersone, Robert Andersone, William Jonsone, John Jonsone, Alexander Clark, and George Wallace.

8. Instrument of seizin by Robert Ramsay, laird of Balmunth, to Sir William Myrtone, of the foresaid ten merks, out of the lands of Balmunth, who forthwith resigns the annual rent again in Balmunth's hands, by delivery of a penny, reserving to himself the frank-

tenement, whereupon sasine was given by the said Robert Ramsay to Sir Symon Henryson and Andrew Martyne, chaplains of the chaplainries founded by the said Sir William at the altar of St Michael, to be uplifted and divided equally betwixt them yearly, as assignees of the said Sir William. Present—William Cornell, Alexander Clerk, Andrew Anderson, Robert Anderson, William Jhonsone, John Jhonsone, and George Wallace. James Halden, presbyter of St Andrews diocese, notary public.

9. Letters of obligation by Robert Ramsay, laird of Balmunth, binding himself, his heirs, etc., to Sir William Myrtone, "vicar of the parych kyrk of Lawthresk, and his assignais and chaplains," founded or to be founded at the altar of St Michael, as before, to warrand to him and them the said annual rent of ten merks out of the lands of Balmunth, and also obliging him and his foresaids, "after that owthir perturbing, vexing, or inquieting, or stop quhatsumevir be maid," where through the said annual rent might not be peaceably enjoyed by the said Sir William, etc., to pay to him and his assignees, chaplains, the sum of 400 merks, within forty days after it was "notourly knawyn,"* and the damage and skaith† sustained thereby. Referring himself to the jurisdiction ordinar of the official principal of St Andrews to put the obligation to execution, and obliging all his lands and goods for the said sum. Dated at Balmunth, 11th August 1513. Witnesses—Schir James Haldane, chaplain and notar; William Anstruder, Andro Andersone, Robert Andersone, William Johnsonsone, Jhone Johnsonsone, Alexander Clarke, and George Wallace.

10. Charter of sale and alienation by Alexander Borthwyke, lord of fee of the lands of Balhulffie and Gordonishall, with consent of John Borthwyke, his grandfather, lord of the franktenement of the same, to Sir William Myrtone, vicar of Lawthryske, of an annual rent of twenty merks Scots, furth of his lands of Balhulffie, Gordonishall, and Petmerth, lying in the sherifffdom of Fyff, for 400 merks paid to him, to be held by him and his assignees, chaplain or chaplains of the chaplainry at the altar of St Michael, etc., in fee and heritage for ever, paying therefor one penny Scots yearly in name of blench farm, if asked only. Sealed with his seal and that of the said John Borthwyke, his grandfather, in token of his assent. Dated

* Generally known.

† Injury.

at Balhuffie, 14th October 1512. Witnesses—Master Dauid Spens, rector of Flyske; Robert Cunyngam of West Bernys; William Couttis, John Rychersone, Alexander Rychersone, and others. (Signed) Alexander Borthuik, *manu propria tangendo pennam*; Johan Borthuik, *manu propria tangendo pennam*.

11. Instrument of seizin, given by the said Alexander Borthweke, of the foresaid annual rent of twenty merks yearly furth of his lands of Balhuffie, Gordonishall, and Petmerth, to the said Sir William Myrtone, vicar of Lawthresk, by the delivery of a penny. Done at the chief messuage of the lands of Balhuffie, 14th October 1512. Present—honourable and discreet men, Mr Dauid Spens, rector of Fliske; Dauid Myrtone of Cambo, Robert Cwnyngame of West Bernis, John Mailvile of Granttone, Schir Patrick Mauchling, chaplain; William Couttis, William Wod, Alexander Richartsone, and Schir David Cristison (Cristini), chaplain, notary public. (Signed) Dauid Gregor, clerk of diocese of St Andrews, notary public.

12. Obligation by Alexander Borthuyke, "lard of fee of the landis of Balhulfie and Gordonishall," with consent of his "grantschir,* Jhon of Borthwyke, lard of the franktenement of the samyn landis, to Schir William Myrtone, vicar of Lawthryske," etc., to warrant the said annual rent of twenty merks from all ward, terce,† etc., that might affect the said lands. "And noucht gainstanding ony writ, promys, or obligatione, maid be me, the said Alexander, tyll my said grandschir and my fader, Jhone of Borthwyke, anent the infesting of my fader for lyferent in the saidis landis of Balhuffie and Gordonishall, and anent ane racionablie terce grantyt to my grantschir gyf it happynis hyme till mare." Dated at Balhuffie, 16th October 1512. Witnesses as above, with Jhone Rychersone, Alexander Clarke, Androw Andersone, Robert Andersone, and Schir Androw Martyne, notar public. (Signed) Alexander Borthuik, *manu propria* tuchand the pen; Johannes Borthuik, *manu propria* twichand the pen.

13. Notarial instrument, certifying that on the 13th May 1519, an honourable man, Alexander Borthwyke of Gordonishall, and Sir

* Grandfather.

† Widow's liferent.

William Myrtone, vicar of Lawthresk, speaking together mutually, entered into a contract, viz., That whereas the said Alexander had sold to Sir William Myrtone and his assignees, prebendars of the collegiate church of Carail, twenty merks of annual rent furth of his lands of Gordonishall, Balhuffie, and Petmerth; and the said Sir William, with consent of the prebendars of the said college, gave the said Alexander a letter of reversion anent redemption of the said annual rent, on payment of 400 merks Scots; the foresaid Alexander Borthuyke and Sir William Myrtone agreed that Sir William should pay the said Alexander 100 merks Scots, and the said Alexander should renounce the said letter of reversion, which was accordingly done; quitclaiming the said Sir William and prebendaries of the college of Carail of receiving the said sum of 400 merks and resignation of the annual rent; and the said Alexander bound himself to observe the agreement by oath. Done at Carail. Present—Master Thomas Cunynghame, tutor of West Bernis; Master William Scot of Balwery, Knight; and Master James Wischart. (Signed) Andrew Martyne, presbyter of St Andrews diocese, notary public.

14. Charter of sale by Master Thomas Meldrum, lord of Newhall, to a venerable and circumspect man, Sir William Myrtone, vicar of Lawthreske, of an annual rent of ten pounds Scots, from the lands of Newhall, in the shire of Fyff and barony of Glennesk, for the sum of 200 pounds good gold and legal money of Scotland, paid to him by the said vicar; to be held by the said Sir William and his assignees, chaplains and prebendaries, doing divine service in the collegiate church of Caraille, of the granter and his heirs, in fee and heritage; paying one penny at Whitsunday at the chief messuage of the lands of Newhall in name of blench. Dated at Newhall, 16th March 1518. Witnesses—Dauid Myrtone of Cambo, William Myrtone, his son and heir; Alexander Monypenny, John Bell, John Rychartsone, James Corstorphine, and Sir William Dewar, chaplains.

15. Instrument of seizin of the above annual rent, given by Thomas Meldrum, *propriis manibus*, by delivery of a penny into the vicar's right hand. Done on the grounds of the lands of Newhall, 16th March 1518. Same witnesses. Andrew Martyne, notary.

16. Obligation by Thomas Meldrum, "lord of Newhall," warrant-

ing the said payment under penalty, in case of failure of paying 400 lib. in place of 200 lib., paid by Sir William Myrtone to him, together with costs, etc., to be paid on the "Hee altar" of the said college kirk within forty days after failure. Nevertheless the fore-said charter to remain in force, and the official principal of St Andrews to put the obligation in execution. Dated at the Newhall, 16th March 1518. Same witnesses.

17. Charter of sale by John Claphane, lord of Claslogye, to Sir William Myrtene, vicar of Lawthresk, and his assignees prebendars doing divine service in the college kirk of Carail, of the granter's two crofts in the constabulary of Carail and sheriffdom of Fyff, and within the burgh of Carail—one called Regandis Croft, containing six acres of land in Potergait, on the north side thereof, between the lands belonging to the services of our Lady, the high altar, and St Katherine of the college kirk of Carail, and the common lone* on the other three sides; the other croft in the Potergait, on the south side thereof, between the lands of Alexander Clark on the east, the lands of the late Archibald Todryk on the south, a burn on the west, and the common lone on the north sides—for 140 pounds Scots paid by the said Sir William; to be held in fee and heritage from the granter, paying to the king the king's maill due and wont, viz., for Regandis Croft, thirty pennies; for the other, ten pennies. Dated at Trinity of St Andrews, 3d September 1518. Witnesses—Sir Thomas Myrtone, Archdean of Aberdeen; David Lermonth of Clattow, Alexander Monypenny, George Clapane.

18. Instrument of sasine of the above two crofts. Dated 4th September 1518. Present—David Lermonth, Andrew Martyne, notary.

19. Obligation by John Clapanne of Claslogye and George Clapanne, his son and heir, to Sir William Myrtone and his assignees, chaplains doing divine service in the college kirk of Carail, recounting the payment by Sir William Myrtone of sevenscore pounds, which the said John Clapane gave to William Cornwell for the redeeming of eleven acres of lands of Ternakters, "not to inquiet, distrobill,† molest, vex, stop, nor lat"‡ the said Sir William, his

* Common possession, or place of shelter.

† Disturb.

‡ Hinder.

assignees, or their tenants, in "brukyn, using, and law boring" the said two crofts of lands, under the penalty of repaying and refunding 400 merks "on Sancte Katrinis alter, situat in the college kyrk of Carail," within twenty days. The said charter still to remain in force. Dated at Sanct Andris, 3d September 1518. Witnesses as in charter.

20. Charter of sale by John Lummysden of Ardre to Sir William Myrtone, vicar of Lawthresk, of an annual rent of six merks Scots out of his lands of Sepseis, in his barony of Ardre and sheriffdom of Fyff, between the lands of West Bernis and Trostre on the west, the lands of Lytill Pedfeld on the south, the proper moor of the burgh of Carail on the north, and the common lone of Carail on the east, for 120 merks good gold, money of Scotland, paid therefor. To be held by him and his assignees, chaplains (as before) in fee and heritage. Reddendo one penny yearly at the chief messuage of the lands of Seipseis in name of blench ferm if asked only. Dated at Carail, 20th April 1517. Witnesses—Master Thomas Cunynghame, Master Thomas Lummysden, Master Richard Clark, William Rychartson, Sir William Turnour, James Pitblawds, and Sir Andrew Martyne, notary public.

21. Charter by John Lummysden to Sir William Myrtone, vicar of Lawthresk, of his three crofts of land within the burgh of Carail, one croft lying between the lands of the laird of Westernis at the west, and a vennel called Lamene Wynd at the east; another croft between the said vennel called Lamene Wynd at the west, and the lands of the late William Cas at the east; the other croft, called Toddiss Croft, between the land belonging to the service of our Lord's high altar of the parish church of Caral on the east, and John Cas's land on the west. In special warrandice of the above annual rent of six merks. Reddendo one penny yearly if asked only. Date and witnesses as in last.

22. Obligation by John Lumysdene of Ardre to Schir William Myrtone, vicar of Lawthresk, to "warrand, acquit, and defend" the foresaid annual rent of six merks out of his lands of Sepseis to him and his assignees, under penalty of eight score pounds Scots; submitting to the ordinary jurisdiction of the official principal of St

Andrews. At Sepseis, 20th April 1517. Witnesses as in charter, except Sir Andrew Martyne, notary.

23. Instrument of sasine in favour of Sir William Myrtone of the above annual rent of six merks, 20th April 1517. [Part of instrument wanting.]

24. Charter of sale by William Monypenny of Petmulye to Sir William Myrtone, vicar of Lawthresk, of an annual rent of four merks Scots, out of his lands of Petmulye, lying within the constabulary of Carail and sheriffdom of Fyffe, between the lands of Kilduncane and Fausyd at the west, the lands of Byrhyll on the north, the sea on the east, and the lands of Kyngis Bernis on the south, for forty lib. Scots, paid by Sir William Myrtone to him. To be held by Sir William and his assignees, chaplains or chaplain ministering in the parish church of Carail, of the granter and his heirs in fee and heritage, for payment of a penny Scots at Whitsunday at the chief messuage of the lands of Petmulie, in name of blensh. At Petmulye, 9th November 1517.

25. Instrument of seizin thereon, 9th November 1517. Done at the chief messuage of the lands of Petmulye, Richard Clark, Master of Arts, presbyter of St Andrews diocese, notary.

26. Charter of sale by David Spens, laird of Wilmerstone,* to Sir William Myrtone, chaplain, of two acres of land lying in the burgh of Carail, on the north side called the Potergait, between the lands belonging to the service of St Michael on the east and north, and the common "loyne"† on the south, and the "dammis"‡ on the west, two roods of the said two acres lying in the Potergait between the lands of David Calfhird on the east, the land belonging to the service of St Katherine's on the west, the common loan on the south, and the land pertaining to the service of St Michael's on the north; also three roods of land lying in the Potergait, on the south side thereof, between John Richardson's lands on the east, the lands belonging to the service of St Mary's on the west, and the common loan on the north; also a croft called the Rudwell Croft, lying on the east side of the churchyard of the parish church of Carail, and so

* Now called Wormiston. † A loan, or narrow enclosed way. ‡ Mill-dam.

passing to the dwelling-house of the vicar of Carail down to the rivulet, and going down the rivulet to the common road on the south, and so to the lands of Simon Henryson on the west; also another croft called Colpote Croft, lying in the east street on the south side of the bridge called the East Brig, between the lands of the deceased Alexander Balcomy on the west, the common road on the north, and the common vennel that goes to the gate of Pinkirtoune on the east, and another vennel that goes to the Bark Pottis on the south; also a tenement builded with a yard and rood of land lying in Marketgate (*vico fori*); and a croft lying in South Street, as therein bounded and described, for £85 paid to him by Sir William Myrtone. To be held from the granter of the king in free burgage, fee and heritage for ever. Paying borough maill for all other burdens, etc., except 16 pennies pertaining to the service of St Mary's. Dated at the burgh of Carail, 15th July 1517. Witnesses—Master Dauid Spens, rector of Flysk; Robert Cunynghame of West Bernis, David Myrtone of Cambo, John Lummysdene of Ardre, John Abircrummy, George Kenlowy, James Spens, Archibald Todryk, William Clark, John Masone, serjeant of the burgh of Carail; and Sir John Lummysden and George Lummysden, chaplains; and Dauid Greige, notary public.

27. Instrument of sasine in favour of Sir William Myrtone in the foresaid two acres, etc. The sasine is given by Thomas Wemys, one of the bailies of the burgh, 15th July 1500 [1517]. Witnesses as in charter, and the following, viz.: Patrick Hepburne of Beneston, John Greme, John Gyprone, George Chartare, John Schirray, John Robertson, James Kay, Richard Cragy, James Carnie, and Dauid Greig, clerk of diocese of St Andrews, notary.

28. Instrument of sasine, proceeding on resignation and renunciation, by Marjory Anstrothir, relict of Alexander Spens of Bradeleys, for all right she had to the above two acres, etc., by reason of conjunct fee, terse or otherwise, in favour of David Spens of Wilmerstoun, her eldest son, and heir of the said lands; whereupon David Wemys, one of the bailies of the burgh, cognosced and infested the said David Spens, as heir of the said Alexander Spens, in the said lands, by delivery of earth and stone, as use is. Done in the tolbooth and on the ground of the said lands, 15th July 1517. Witnesses same as above.

29. Charter of sale by William Spens, son and heir of the late John Spens, to Sir William Myrtone, chaplane, of four roods of land lying on the south side of the Potergait of the burgh of Carail, on both sides of some lands belonging to the service of the altar of the Holy Rood of Carail; also 10s. of annual rent out of two tenements lying contiguous in the Mercatgait of Carail; also an annual rent of 4d. due to the granter from the tenement of Thomas Balcomy, lying in the Mercatgait; for a sum of money paid to the said William Spens by the said Sir William. To be held by him and his assignees to be constituted by him during his life, all his heirs excluded from the granter, his heirs and assignees, in fee and heritage for ever, paying burgh maill. Binding himself farther on oath not to alienate any other annual rent out of the two tenements from which the 10s. were to be taken without the special license of the said Sir William; whereas these were free from all annual rent except burgh maill and 2s. Dated at Carail, 2d July 1500. Witnesses—Master John Bonar, Symon Campyone, John Sanchar, John Fowlis, and James Carnoch.

30. Instrument of seizin thereon, given by Thomas Wemys, one of the bailies, 3d July 1500. Witnesses—John Wemys, John Robert-sone, Archibald Toddrik, John Dawsons, Alexander Storrour, John Wodcok, etc. Symon Campione, clerk of diocese of St Andrews, notary.

31. Charter by Jonet Wylko, spouse of umquhile David Calfhird, indweller in Kyngis Bernis, to Sir William Myrtone, vicar of Law-thresk and his assignees, all his heirs excluded, of an acre of land lying in the burgh of Caraille in the Potergait, on the north side thereof, between the lands of Sir William Myrtone on the east, west, and north sides, and the common loan on the south, for a sum of money, to be held of her, her heirs and assignees, in fee and heritage. At Carail, 10th September 1510. Witnesses—Sir John Lummysdene, Sir David Gawe, Sir Andrew Martyne, chaplains; John Cas, John Blak, John Abircrummy, and James Parke.

32. Instrument of seizin thereon, given by John Cas, bailie of the burgh of Caraille, 11th September 1510.

33. Charter of sale by Sir Andrew Ballone, canon regular of the

monastery of St Andrews, with consent of John, prior of the metropolitan church of St Andrews, his superior, and of his special license, to Sir Thomas Preston, vicar of St Andrews, of his tenements in the city of St Andrews, one in the South Street thereof, another in the Marketgate of the same city, for a sum of money paid to him by the said Sir Thomas. To be held from the granter, his heirs and assignees, in fee and heritage, paying to the chaplain serving at St Bartholomew's altar within the parish church of St Andrews, 8s.; the chaplain serving at the altar of the Holy Rood, 2s.; to the chaplain serving at St Ninian's altar, 2s. yearly; and burgh maill used and wont to the Archbishop of St Andrews. Dated at the monastery of St Andrews, 12th March 1515. Witnesses—John Wardlaw, bailie of the said city; Sir John Mathe, curate; Sir John Preston, chaplain; John Malyne, Robert Lawson, Henry Cant, Andrew Couper, Adam Peblis, and Henry Peblis, serjeant.

34. Charter of sale by Sir Andrew Ballone, canon regular of St Andrews, with consent, as in last charter, to Sir Thomas Preston, vicar of St Andrews, of the same tenements. The seal of the prior is appended to this charter in witness of his assent, 12th March 1515.

35. Instrument of sasine in the above two tenements, 12th March 1515. Witnesses—Sir John Mathe, chaplain; Robert Lawson, baker; Henry Cant, Adam Peblis, William M'Alexander, and Henry Peblis, serjeant; John Preston, priest of St Andrews diocese, notary. Sasine is given by Thomas Wardlaw, one of the bailies.

36. Instrument of sasine given by David Kyde, one of the bailies of St Andrews, to the said Sir Andrew Ballone, as son and lawful heir of the late John Ballone, cognoscing and seasing him by the "hesp* and stapil"† in the first of these tenements lying in South Street, 10th March 1515.

37. Instrument of sasine of the second of the tenements in Marketgate to the said Sir Andrew Ballone, 10th March 1515.

38. Charter of sale by Sir Thomas Preston, vicar of St Andrews,

* Hank of yarn.

† A stopple or fastener.

with consent of John, prior of the metropolitan church of St Andrews and convent thereof, to Sir William Myrtone, vicar of Lawthresk, of the two tenements in St Andrews above described. To be held of the Archbishop of St Andrews in fee and heritage, paying the annual rents therefrom due and wont, and to the archbishop the burgh maill and service due and wont. At St Andrews, 27th May 1509 [1519]. Sirs John Prestone and Andrew Martyne, chaplains; Gilbert Steynson, James Kenloquhy, Andrew Waus, David Leidhope, George Alan (Alani), notary public; Henry Carmichael, and Henry Peblis, serjeants.

39. Instrument of sasine following thereon, 26th May 1519. Present—Sirs John Preston and Walter Mare, chaplains; John Symson, etc.

40. Obligation by Dean Thomas Preston, vicar of "the parych kirk of the cite of Sanctandris," renouncing his privilege of exception granted to John, prior of the metropolitan church of St Andrews, and canons thereof, and submitting in this case to the jurisdiction of the official principal of St Andrews, to Sir William Myrtone, vicar of Lawtresk, and his assignees, prebendars and chaplains doing divine service in the college kirk of Carail founded by him, to warrand, acquit, and defend the foresaid two tenements in St Andrews sold by him, under the penalty of 400 lib. Scots, to be paid in the parish kirk of Carail within twenty days, in case of molestation or troubling the purchaser or his assignees for the sum paid by Sir William for the alienation of the tenements, loss, skaith, etc. Dated at Sanct-androis, 9th June 1519. Witnesses—Sir Androw Martyne, John Terbat, etc.

41. Notarial instrument certifying the renunciation by the said Sir Thomas Preston of a letter of reversion and redemption of the two tenements on payment of 220 lib. Scots, given to him by Sir William Myrtone, the latter paying 200 merks for the renunciation, and receiving, *propriis manibus*, the letter of reversion to be destroyed; Sir Thomas also ratifying his former sale of the said tenements, and binding himself by oath to observe the agreement. Done in the chamber of a venerable and circumspect man, Sir Thomas Myrtone, archdean of Aberdeen, within the city of St Andrews, 6th July 1520.

Present—the said Sir Dean, Masters James Wischart of Peltaro, Peter Sandelandis, rector of Caldar; David Myrtone of Cambo, Sir John Preston, chaplain; and John Bell, layman; Thomas Wemys, Master of Arts, clerk of St Andrews diocese, notary.

42. Charter of vendition by Sir Henry Castaris, son and heir of umquhile William Castaris, Elizabeth Ramsay, relict of the foresaid William, and Beatrix Castaris, his daughter, to William Castaris of the city of St Andrews, and Jonet Smyth, his present spouse, and the longer liver of them two and his heirs, of their tenement in the South Street of the city of St Andrews, on the north side thereof, paying the annual rent due from the said tenement. Seal of the said Sir Henry, Beatrix, and the seal of David Wincester, bailie, giver of the sasine for the said Elizabeth, appended. St Andrews, July 1518.

43. Charter of alienation by William Castaris, citizen of St Andrews, to Sir William Myrtone, vicar of Lawthresk, founder of the college kirk of Carail, of his tenement, with garden, in the South Street of St Andrews, on the north side thereof, between the tenement belonging to the prebendaries of the college kirk of Carail on the east, the tenement of Robert Lawson on the west, the garden of John Jakson on the north, and the public king's highway on the south. Paying to the chaplain serving the altar of the Holy Trinity in the parish church of the Holy Trinity of the city of St Andrews, 26s. 8d. yearly; and to Sir Thomas Prestone, vicar of St Andrews, 13s.; the chaplain at the altar of St Stephen in the said church, 2s. 8d.; the chaplain of the altar of St Ninian's in the same church, 2s.; the monastery of St Andrews, 8s. in the year of yearly rent; and 4d. of burgh maill to the Archbishop of St Andrews. Dated at St Andrews, 23d July 1521. Witnesses—Masters Bernard Craufurd and Andrew Fowlar, notaries; Sir William Smyth, chaplain, etc.

44. Instrument on the resignation of the foresaid tenement by William Castaris, in the hands of David Guttere, one of the bailies of the city, with consent of Cristian Scott, his spouse; and by Beatrix Castaris, formerly fiar of the said tenement, with consent of Abnaider Ros, his spouse; and Cristian Scott, on being interrogated by the

bailie, in the absence of her husband, affirms that she gives her consent freely and voluntarily. Whereupon sasine is given to the said Sir William Myrton, 23d July 1521.

45. Charter of sale by Sir Thomas Preston, vicar of St Andrews, to Sir William Myrton, vicar of Lawthresk, and his prebendaries of the college of Carail, of an annual rent of 13s. Scots from the tenement of William Castaris, citiner of St Andrews, lying in the South Street of the said city, on the north side of the same, bounded as before said. Dated at St Andrews, penult of July 1522. Witnesses—Sir David Bowman, chaplain; David Hay, William Brown, John Terwat, and John Duncansone, serjeant.

46. Instrument of seizin of the same. Same date.

CARTA BEATISSIME MARIE IN NOVA INSULA.

47. Charter by Sir William Myrton, perpetual vicar of the parish church of Lawtresk, in the diocese of St Andrews, whereby on the recital that he was inflamed somewhile with devout zeal, and trusting by religious supplications not to let the merciful Redeemer wholly go, and also to assuage and terminate the pains of purgatory, he had, out of the goods acquired by his industry, conveyed certain lands and annual rents for increasing the worship of God, to certain chaplains to say mass perpetually in the church of St Mary the Virgin of Carail; and by authority of Andrew, Archbishop of St Andrews, primate of the whole realm of Scotland, *legatus natus* and *legatus à latere*, and perpetual commendator of the monastery of Dunfermline, had caused the said church of St Mary of Carail to be erected and created into a college kirk of a provost, ten prebendaries, and a clerk in the eleventh place; and that the vicarage of the said church, and pensionary vicarages, also created and erected perpetual, be united to the provostry of the said college, the consent of the lady prioress and convent of the monastery of Haddingtoun being obtained thereto at the founder's instance and request, and also with consent of the bailies and community of the burgh of Carail, and of other parishioners of the said parish, and of Master Alexander Dunbar, possessor of the said vicarage, as in the said erection by the said bishop is more fully contained. To the gift of which prebendaries, founded and to be founded by him, he had obtained the

confirmation of a most illustrious and serene prince and most dread lord, the late James the Fourth, King of Scots, upon the lands and annual rents given or to be given by him to the said prebendaries. And that the said erection of the college by the most reverend father, and the foundation and godly intent of the granter might take the surer effect, and divine worship be perpetuated in the said church, he had determined to bestow on every prebendary a certain new and perfect infestment, according to the tenor of the said faculty and confirmation of the king. Therefore, for the praise, glory, and honour of Almighty God, Father, Son, and Holy Ghost, and St Mary His mother, and all the heavenly saints; and for the salvation of the souls of King James the Fourth; of the founder, Sir William Myrton, vicar of Lawthisk; Lady Jonet Hepburn, late prioress of Hadingtoun; the founder's father and mother, predecessors and successors, and others faithful in Christ, of whom he had received benefits, or to whom he had done wrong and not made amends; and for the weal and state of King James the Fifth, the reverend father's legate and archbishop, and the weal of his and their souls, he gives and confirms, and, so far as he could by virtue of the said royal confirmation, mortifies to God, St Mary, and all the saints; and to James Browne, prebendary of St Mary the Virgin's aisle in the said college kirk of Carail, called the second prebend or second prebendary in the said college, and his successors, the lands and annual rents under written, extending to £16, 10s. Scots, to wit, £6, 13s. 4d. yearly from the lands of Balmontht; 20s. from the lands of Lytill Bredlewys; 12s. from the tenement of Andrew Cas, lying in the Westgait; also a tenement in the Westgait with a garden and two butts of land, estimated to 24s.; an acre of land lying in Potergait; another acre called Colpot Croft, lying in the Estgait; another acre or thereby lying in Potergait, containing four buttis which formerly belonged to David Spens, laird of Wilmerstoun; another acre or thereby, also in the Potergait; another acre lying in the Nedergait; a house lying in the Marketgait, with half of a garden on the north thereof, estimated to 22s.; a house above the West Port, estimated to 28s.; another house built with garden and croft, estimated to 24s., all lying in the shire of Fyff. To be held by the said James, now prebendary of the said aisle of St Mary, and his successors, prebendaries of the said aisle, in fee and heritage mortified for ever, rendering devout suffrages for the souls aforesaid. The prebendary being bound to be sacristan of the

said college, and in that capacity to keep the books, capes, caps, vestments, and ornaments of the high altar and quire, and other "jocalia" which should be presented by any person for the honour and ornament of the said college, and to give compt thereof to the provost and chapter as oft as required. Further, the said James and his successors are to have charge of the song school, and instruct the scholars in plain song—*precantus et discantus*—and that all who attended the said Sir James in these exercises should be found fit and qualified, as should be found by the most approved of the chapter. Also to reside continually at the said college under penalty, and to lose the prebend if he got any benefice incompatible with it, which should be conferred on another by the patron and the chapter; who should be of sufficient literature, skilful in song and discant, and should serve with the other prebendaries in the choir at six in the morning in matins, at eight in the *missa dominicali* in the aisle of St Mary, and after that an AVE GLORIOSA at ten at high mass, and at four afternoon at vespers, unless in time of Lent, when vespers were sung immediately after high mass; at five o'clock, complines, etc. Also four times in the year an anniversary; and on the next morning a requiem mass for the soul of the founder and the souls of all the faithful dead, four candles being upon the table; and at their entry to make manual obedience to the founder while he lived, and on his death to the provost. The said prebendary to be of honest conversation, not to cohabit with prostitutes or other infamous persons, nor spend the night with married women; but if he kept a concubine, or commonly cohabited with such, and after the third warning of the ordinary did not desist, the prebend *eo ipso* should become vacant. The right of patronage after the founder's death to go to the bailies and community of the burgh of Carail, and his admission to the provost and chapter; in case a presentation were not made by the patrons within a month after vacation, for that time the presentation should lapse to the Archbishop of St Andrews. And if aught were omitted in this charter, which was contained in the principal erection of each prebendary, the prebendary was to perform such things. Dated at the burgh of Carail, 22d October 1520. Witnesses—John Abircrummy, John Gypsone, George Corstrophine, William Bowsy, George Bawne, John Rudman, Master Thomas Lummysdene, Sir George Lummysdene, Sir Symon Henrysone, Sir John Bowman, Sir

Thomas Bowman, Sir David Gawe, chaplains; and Sir Andrew Martyne, vicar-pensionar of Carail.

48. Charter by Sir William Myrtone, perpetual vicar of the parish church of Lawthresk, whereby, on the same recital, he gives, and, so far as he may in virtue of the foresaid royal confirmation, mortifies to St Mary the Virgin and all the saints, and to Sir Thomas Bowman, prebendary to St Mary the Virgin's aisle, in the collegiate church of Carail, called the third prebend of the college, and his successors doing divine service in the said aisle for evermore, annual rents and lands extending to £14, 6s. 8d. Scots; to wit: an annual rent of ten merks, from the lands of Ardros and whole barony thereof; three acres of land called Lytill Paitfeyld, containing eleven "ryggis," bounded as described; another acre containing four rigs in the Potergait, also bounded as described; an annual rent of 6s. from the lands of Thomas Zwyll; an annual rent of 6s. from the lands of James Crummy, lying above the West Port; 7s. from the lands of Richard Otter yearly; an annual rent from the lands of James Kay, lying in Mercatgait, 15s.; from a but lying in the Neddergait, 12d.; from the tenement of Robert Wyly, lying in the Neddergait, with garden croft and kiln thereof, 12s.; and many other annual rents, all described, including 6s. from the lands of John Wylkrow, lying above the West Croice, all lying within the sheriffdom of Fyffe, to be held by the said Thomas, now prebendary of St Mary's isle, in the said college church, and his successors in fee and heritage, mortified for ever, paying devout supplications for the souls mentioned (as in foregoing charter), with conditions similar to those above specified. The patronage to rest with the founder while he lived, and then with the laird of Cambo and his heirs, provided they were twenty-five years of age; if under age, to the bailies and community of the burgh of Carail. Dated at the burgh of Carail, 22d October 1520. Witnesses as in the preceding charter.

CARTA SANCTI MICHAELIS.

49. Charter by Sir William Myrtone, perpetual vicar of the parish church of Lawthresk, whereby, on the like recital, he gives, grants, and mortifies, for the salvation of the same souls, etc., to St Mary the Virgin and all the saints, and Sir George Abircrummy, prebendary of the altar of St Michael the Archangel, in the college

kirk of Carail, and his successors for ever, saying mass at the said altar; lands and annual rents, extending in all to £13, 6s. 8d., viz.: an annual rent of £10 from the lands of Newhall, in the constabulary of Carail; from the tenement of Alexander Storour, lying in the Neddergait of Carail, 12s. yearly; from the land of John Davidsoun, in the same street, 9s.; from the land of the late William Calfhyrd, lying in the Nethergait, iiis., lying in the sheriffdom of Fyff; and this prebend being called the fourth prebend. The conditions are in the same terms as above. The right of patronage to remain with the founder during his life, and after his death with the laird of Randelstoun, and his heirs, not under twenty-five years of age; otherwise the gift for the time to belong to the bailies and community of the burgh of Carail, the admission to the provost and chapter. Dated at the burgh of Carail, 22d October 1520.

50. Charter by the same, in similar terms, to Sir William Abircrummy, prebendary of the altar of St Michael the Archangel, in the college kirk of Carail, called the fifth prebend of the said college, and his successors, of an annual rent, extending to 13 lib. 6s. 8d. yearly, furth of the lands of Gordon's Hall, Pytmercht, and Balhowsy, with the pertinents lying within the shire of Fyff, with the usual conditions; and the said Sir William, prebendary, to enjoy the office of the subdeanship, as use is in college kirks, and his successors, in chanting the epistles on all solemn and festival days, every one in his turn, and habited as becomes. Dated at the burgh of Carail, 22d October 1520.

CARTA SANCTI JACOBI APOSTOLI.

51. Charter by the same, in similar terms, to Sir David Bowman, prebendary of the altar of St James the Apostle, in the college kirk of Carail, called the sixth prebend or sixth prebendary of the college, and to his successors, prebendaries, celebrating divine worship at the said altar, for ever, the lands and annual rents underwritten extending to £13, 16s. 8d. money of Scotland; to wit, from the land of Sepseis, an annual rent of £4, and one house, builded in the Mercatgait, with half of the garden, estimated to 36s. Item, four acres of land in the Pottergait, called John King's lands, on the north side of the same street, between the lands belonging to the service in the new aisle on the west side, the lands

called Lityll Bredlewis on the north, etc., paying from them yearly to the service of St Katerine, 20s. Item, from the lands of Sir Robert Dawson, above the West Port, between the lands of the lady prioress of Haddingtoun on the east, and the lands of Richard Otter on the west, 12s. yearly. Item, from the lands of John Hoge in the Neddergait, 4s., etc., etc. Item, the sacristan of the said college kirk for the time shall yearly answer and pay to the said Sir David and his successors, 40s., by diverse portions, for which the said sacristan shall be yearly exonered by the chapter. With the usual conditions, the right of patronage to the prebend to remain with the founder during his life, and after his death to the bailies and community of Carail, the admission to the provost and chapter. Dated at Carail, 22d October 1520.

CARTA SANCTI NICHOLAI.

52. Charter by the same, in similar terms, to Sir Edward Annell, prebendary of the altar of St Nicholas, in the college kirk of Carail, called the seventh prebend or seventh prebendary, and his successors, prebendaries, doing divine worship at the said altar, for ever, lands and annual rents extending to £15, 2s. 8d. Scots yearly, to wit: from the lands of Cambo and Belseis, £8 yearly; three acres of land in the Pottergait, called Dammy's Acres; and another acre of the land of the late John King, in the same street, estimated to 48s.; a builded chamber in Mercatgait, 20s.; an annual rent from the land of the late William Dawe, in the Neddergait, viis. yearly, etc., etc.; an annual rent of 9s. from the tenement of John Rudman, in Rood Street (*vico crucis*), as is more fully contained in the founder's charter, made to the said Sir Edward Annell and his successors; the bailies and community of Carail to have the presentation after the founder's decease. Dated at the burgh of Carail, 22d October 1520.

CARTA SANCTI JOHANNIS BAPTISTE.

53. Charter by the same, whereby he mortifies to John Bowman, prebendary of the altar of St John the Baptist, in the college kirk of Carail, called the eighth prebend or eighth prebendary of the college, and his successors, prebendaries, etc., an annual rent extending to £13, 6s. 8d. yearly, out of the founder's two tenements in the city of St Andrews, one in the South Street, and the other in Marketgait; after his decease the presentation to belong to the bailies and com-

munity of the burgh of Carail. Dated at the burgh of Carail, 22d October 1520.

CARTA SANCTI JOHANNIS EUANGELISTE.

54. Charter by the same, to Mr John Leiche, prebendary of the altar of St John the Apostle and Evangelist in the college kirk of Carail, called the ninth prebend or ninth prebendary, and his successors, of an annual rent extending to £12 Scots, to be taken yearly furth of the two Collemachiis, viz., Holtoun and Myddyltoun, and the lands thereof, belonging to the lord of Ardross, in the shire of Kynros; an annual rent of 21s. 6d. of the land of John Dyk, in the burgh of Carail, in the West Street; also, from the land of the late William Cas, in the same street, 5s. 4d. yearly; after the founder's death the presentation to belong to the bailies and community of the burgh. Dated at Carail, 6th August 1518. Witnesses—John Abircrummy, John Gypson, John Rychartson, George Bawne, etc. Master Thomas Lummysdene, Sirs George Lummysdene, Symon Henrisoune, David Bowman, John Bowman, Thomas Bowman, James Browne, chaplains; and Sir Andrew Martyne, vicar-pensionary of the college kirk of Carail.

CARTA GENERALIS.

55. Charter by the said Sir William Myrtoun, and for reasons similar to those above recited, to the prebendaries and chaplains founded by him and their successors, and also to the chaplain of the Holy Cross *in solio*, and to the chaplains of St Mary in the choir, certain tenements in the city of St Andrews, viz., one in the South Street, another in the Marketgait, another in the South Street, formerly belonging to William Castaris. Item, five acres of arable land in the town of Pinketoun. Item, £5 Scots from the lands of Pittowe, in warrandice of the said five acres. Item, six acres of land in the burgh of Carail in the Pottergait; an acre with the "mair" of arable land in the Pottergait; four other tenements in the burgh of Carail in the Marketgait; four other tenements in the same street; four merks yearly, from the lands of Pitmule, as more fully contained in the charter thereof made by the lord to the founder; an annual rent of 15s. from the lands of George Bawne, in Marketgait; an annual rent of 6s. from the lands of David Gylruth, in South Street, etc.; from the common tolbooth, lying in Marketgait, on the

north side thereof, between the lands of John Abircrummy on the west, and the common market on the east, 6s.; of which annual rents, the whole sum now reckoned up by the founder amounts to £80 yearly, paying therefrom to Sir John Bowman, his chaplain, prebendary of St John the Baptist's altar, and his successors, 20 merks yearly; 12 merks yearly for a mass to be daily and for ever said by the foresaid chaplains and prebendaries for the soul of a famous man, Sir Thomas Myrtone, Archdean of Aberdeen, provost of the said college; the mass to be said by one or other of the prebendaries at St Katherine the Virgin's altar, in the said college daily, at the sixth hour, immediately *post tercium pulsum* to matins, each prebendary to celebrate weekly by turns; and, if any refused, he should have no part nor intromission with the 12 merks, for which mass the said Sir Thomas Myrtone, provost, had paid to Sir William Myrtone, his vicar, near kinsman and much trusted, the sum of £200, paying also to Sir David Bowman, his chaplain, prebendary of St James' altar, and his successors, 40s. yearly. Paying also yearly for four obsequies and masses of requiem, four times in the year, *cum nota*, for the founder's soul, in the said college kirk of Carail, 40s.; also, for four other obsequies and masses of requiem, four times in the parish kirk of St Andrews, for the founder's soul *cum nota*, 40s.; also, for the founder's soul, paying to the poor of Carail eight merks yearly, four on the four days on which his obits, obsequies, and masses of requiem in Carail are celebrated, two merks on each occasion gratis, and without delay; for four obsequies, to be celebrated in the said college four times a year for the soul of Lady Joan Hepburn, formerly prioress of Hadingtoun, 40s.; for four obsequies and masses of requiem *cum nota*, to be celebrated in the said college for the soul of Lady Margaret Kar, umwhile Countess of Errell, 40s.; for one obsequy and mass of requiem *cum nota*, on the day of St Scolastic the Virgin, for the soul of Andrew Abircrummy, late burgess of Dundee, 10s.; of all which masses, obsequies, he confers the benefit to his prebendaries, chaplains, and to the chaplains of the Holy Cross, and of St Mary the Virgin in the choir, paying yearly for bread and wine to them daily, provided they be disposed to celebrate divine worship, 40s., which the collectors must not give in money, but bread and wine only. To the chaplain of the altar of St Mary the Virgin in the choir and his successors, two merks yearly for daily service in the choir, and outwith the same to be celebrated on week

days (*feriatis diebus*) and festive days, with the other chaplains the prebendaries ; but if the two chaplains, or either of them, refuse the divine service, and to bear and carry so blessed a yoke from day to day, they should touch nought of the two merks, nor share in any gain or commodity of the other foresaid suffrages, but be wholly suspended, and not held nor reckoned in the number of the others. Paying also to a reverend lord, and of great knowledge, the lord official of St Andrews for the time, visiting twice a year the founder's college of Carail, to take heed for his chaplains and prebendaries, living happily, holily, and in concord, and assisting them in their just and lawful causes, and, when need should be, reproving and correcting them for vices, 40s., when he should come to the college for these purposes only. The rest of the annual rents to be inbrought yearly by the collectors to the chapter, and well kept in custody by them, and, when need should be, expended usefully and seasonably with the council and advice of his other prebendaries, chapterly assembled for that end, upon the houses and structures, upon his aisle of the blessed Virgin Mary of Carail, and on his buildings in Carail and St Andrews, lest they should become ruinous through rarity of visitation and repair. The residue to be honestly spent in introducing books, cups, vestments, and other ornaments of the choir of the said collegiate church, by unanimous consent of his chaplains the prebendaries, and after courteous conference regarding them, and asking the help, counsel, and assistance of the lord official of St Andrews, bailies and community of the burgh of Carail, and most famous of the parishioners of the said church. Dated at the burgh of Carail, 20th April 1526. Witnesses—David Spens and John Abircrummy, bailies of the burgh for the time; William Bowsy, Henry Cowper, Andrew Sewe, George Bawne, Edward Bawne, John Cragee, William Dawesone, John Cornuell, David Browne, John Cas, James Parke, George Corstrophyne, David Hay, Robert Bowsy, Laurence Gregour, Peter Gardnar, Thomas Corstrophyne, David Lummysdene, John Gypsone, William Skirleyn. For the faithful preserving of which charter in time to come, the founder has obtained the subscription manual of all his prebendaries, chaplains for the time, for them and their successors, as ratifying and approving with those of the chaplains of the Holy Rood *in solio*, and the altar of the glorious Virgin Mary in the choir. *Sic subscribitur* by Andrew Martyne, vicar-pensionary, with my hand; Schir John Bowman, prebendary, with my hand; Schir David

Bowman, with my hand; William Turnour, prebendary, with my hand; David Gawe, with my hand; Schir Thomas Bowman, with my hand; Schir Edward Annand, with my hand; and I, William Bosvell, to the same; and I, William Abyrcrummy, to the same, consent.

INSTRUMENTS ON THE FOREGOING CHARTERS.

56. Instrument of seizin in favour of Sir George Abercrummy, prebendary of the college of Carail, and his successors, prebendaries, of the annual rent of 10 lib. out of the lands of Newhall. Seizin is given by Sir William Myrtone, *propriis manibus*, by delivery of a penny; and also of others, as described in the charter. 10th November 1520. Present—James Fowlar, Alexander Clerk, Edward Anell, James Corstorphyne, Robert Dawsons, Thomas Clerk, James Myrtone, Sir James Browne, Thomas Bowman, and William Abircrummy, chaplains.

57. Notarial instrument certifying that on the 19th September 1513, in presence of the notary and witnesses, personally compeared a venerable man, Sir William Myrtone, vicar of Lawthresk, on the one part, and John Abercrummy and George Kenloquhy, bailies for the time, commonly elected with the councillors and burgesses of Carail, on the other part, within the tolbooth of the said burgh, and there the said Sir William earnestly asked of them whether they wished to unite the office of clerkship of the said burgh to his college founded by him. To which the bailies consented in terms of the following contract: "At Carail, the nyntene day of the moneth of September, in the zeir of God ane thousand fyfe hundreth and threttene zeris. The quhilt day comperyt in iugement Schir Williame Myrtone, vicar of Lawthresk, before the bailzeis and nichtbouris of the towne, with wder syndre parochianaris beand present for that caus. The parroch clerkschip beand vacand be the deceiss of Thomas Wemys, that tyme na parroche clerk beand chosyne, the said Schir Williame Myrtone proponit to the bailzeis, that tyme Johne Abircrummy and George Kenloquhy, befor the saidis nychtbouris and parochianaris, and desyrit thai wald annex thar parroche clerkschip to his college and service done in the said parroche kirk, and quha sa euir thai chesit to be oblist and bund to siclik service as the chaplanis fundat be the said Schir Williame war bund, to wit,

ryngin of bellis to matynis, lady mess, hie mess, evyne sang, as consuetude is in college. The bailzeis, nyctbouris, and parrochianaris beand weill and riply avisat, thay wnderstandand this proponyng beand profitabill and meritabill to God for the seruice of haly kirk, grantit hartly tharto, all with ane consent, and grantit thar common seill to be giffyne thar apone. Efter this the forsaid day Johne of Wemys, sone and air to Thomas Wemys, come befor the bailzeis Johne Abircrummy and George Kenloquhy, nyctbouris, and parrochianaris, and desirit the parroche clerkschip, and to mak gud seruice tharfor at plesour, with certan freyndis with hyme. And for speciall luf thai hed to his fader, the said bailzeis and communitie grantit with ane consent hyme to haif and bruk the said clerkschip for all the dayis of his lyf, he makand siclik seruice daylie and hourly as the chapellanis fundat be the said Schir Williame dois in the said parroche kyrk, quhilk we haif annex perpetualye to his college to be fundat be hyme. And falzeand* of the said parroch clerk as said is, the bailzeis and communitie forsaid sall fe† ane sufficient seruand on his expens efter the tenour of our comon seill, grantit to the said Schir Williame tharapone. Als the said day the said Schir Williame Myrtone maid the communitie of the burgh of Carail with lardis of the parrochine patronis to fyf infestmentis, efter the tyme of his deceiss, to be giffyne to chapellanis that hes vnderstandyng to syng plane sang, priket‡ sang, and to do seruice efter the tenour of his foundatioun. And the said Schir William is oblist to gif vidimus tharapone.” The parties stipulate before the notary not to contravene this agreement. Dated 19th September 1513. Present—John Abercrummy, George Kenloquhy, bailies; John Lummysdene of Ardre, David Myrtone of Cambo, John Cas, John Richartsone, John Dawsons, William Clerk, William Bowse, Thomas Corstorphyne, James Parky, serjeant.

58. Instrument of seizin of Sir Edward Anell, prebendary of the college of Carail, and his successors, of an annual rent of 10 lib. from the lands of Cambo and Belchis, and from burgal tenements in the burgh of Carail, 3 lib. 6s. 8d., as contained in Sir William Myrtone's charter to him. Dated 10th November 1520.

59. Instrument of seizin in favour of Sirs John Bowman and Wil-

* Failing.

† Engage.

‡ Chosen, ornamental.

liam Abircrummy, chaplains and prebendaries of the college kirk of Carail, and their successors, of the tenement in the South Street of St Andrews, according to Sir William Myrtone's foundation. Dated 23d July 1521. Present—Masters Bernard Crawford, Andrew Fowlar, notaries public; Sir William Smyth, chaplain; George Gerves, sub-dean; and others.

60. Instrument of seizin of Sir James Browne, chaplain prebendary, sacristan of the college kirk of Carail, and his successors, prebendaries, sacristans, of an annual rent of 6 lib. 13s. 4d. furth of the lands of Balmonth, etc., to him and his successors doing service at the altar of St Mary in the new aisle, according to the charter by Sir William Myrtone. Dated 7th November 1520.

61. Instrument of seizin of Sir Thomas Bowman, chaplain prebendary of the college kirk of Carail, and his successors, prebendaries, of an annual rent of 10 merks furth of the lands of Ardros, and four acres, called Ryngane Croft, in Carail, according to Sir William's charter. Dated 8th November 1520.

62. Instrument of seisin of James Leich, prebendary, in an annual rent of 18 merks Scots furth of the two Collemachiis, to wit, Middiltoun and Holtoun, in the shire of Kinross, to him and his assignees, prebendaries, chaplains serving in the college kirk of Carail, according to Sir William Myrtone's charter to him of the same. Dated 29th July 1518. Present—William Dischyntoun, son and apparent heir to George Dischyntoun; William Rychartsoun, John Bell, John Gourlay.

63. Instrument of seisin of William Abircrummy, chaplain prebendary, assignee of Sir William Myrtone, and his successors, prebendaries in the college kirk of Carail, of an annual rent of 20 merks furth of Balhoussy, Gordonishall, and Pitmerth. Dated 15th April 1520. Present—George Abircrummy, Edward Annell, Sir James Brown, and Sir David Bowman, chaplains.

64. Instrument of seizin of Sir David Bowman, chaplain prebendary, and his successors, doing service at the altar of St James, in the college kirk of Carail, of four acres of arable land, called John King's

Land, in the Pottergait of Carail, and others, according to Sir William Myrtone's charter. Dated 5th November 1520.

65. Instrument of seizin of Sir David Bowman, chaplain and procurator of the college kirk of Carail, of tenements in South Street, St Andrews, for repairing, upholding, and improving the buildings, houses, ornaments, vestments, books, and others necessary to the college, reserving an annual rent of 20 merks to Sir John Bowman, chaplain prebendary, and his successors. Dated 29th April 1522. Present—Sirs John Barre and Bernard Zoung, chaplains; Andrew Oliphant, notary; James Burn, and John Steuart, serjeant.

66. Instrument of seizin of Sirs David Bowman and William Abircrummy, Sir William Myrtone's prebendaries, for themselves and the other prebendaries, and their successors, of five acres of arable land in Pinkartoun, and others, according to the founder's charter. Dated 21st November 1525. Present—David Spens, younger, laird of Wilmerstoun; Thomas Lyell, James Parky, David Hay, Sirs William Boswall, Thomas Bowman, and Andrew Martyne, chaplains.

67. Charter by Alexander Wemys of Lathokyr to John Wemys, and Mariory, his spouse, and the heirs of their body and assignees whomsoever, for counsel, help, and benefits done to the granter, of his lands called Lytilpat Feyld, containing eleven rigs, lying between the lands of Payt Feyld, pertaining to the monastery of Haddyngton, on the south, the land of Sypseis on the north, and the common lone of the burgh of Carail on the east, in fee and heritage, paying to the bailies and community of Carail 4d. for king's mail at Whitsunday, and to the perpetual chaplain of the Holy Rood in the parish church of Carail, 2s. of annual rent. Dated at the burgh of Carail, 22d June 1499.

68. Charter by John Wemys, burgess of the burgh of Carail, and Mariory, his spouse, to their friend Sir William Myrtone, chaplain, and his assignees, for his counsel, help, benefits, and for payment of 500 lib., of the lands called Litillpat Feild, containing eleven rigs, paying as in preceding charter, and giving their oaths to the observing of this sale, under obligation of 80 lib., to be paid as a debt to the pur-

chaser, before their entering any plea or question before any judge in contravention thereof. Dated at Carail, 9th September 1502. Edward Spens, one of the bailies, lends his seal to Marjory, because she had none. Witnesses—John Robertson, William Zoung, James Bwyl, Alexander Myrtone, and Sir William Martyne, chaplain.

69. Certification by Edward Spens, one of the bailies of the burgh of Carail, that on the 9th of September 1502 he passed to eleven rigs of land called Lytill Patfeild, lying in the north half of the burgh, and that there, on the ground of the same, Marion Steuart, spouse to Johne of Wemys, burgess of Carail, made resignation of the said eleven rigs in his hands, as she that was in conjunct infestment thereof, and swore upon the holy evangels that she was not forced thereto by her husband, he being absent in the meantime; and thereafter John of Wemys made the like resignation in the hands of the bailie, who thereupon gave state and heritable seizin thereof to Sir William Myrtone, chaplain, and his assignees, according to the charter made thereupon. Witnesses—David Myrtone of Cambo, Schir George Lummisden, Schir Wilzem Dischingtoun, chaplains, etc.

70. Charter by David Spens of Wilmerstoun, selling to Sir William Myrtone, vicar of Lawthresk, an annual rent of 24s. 4d. Scots, out of five tenements of land within the burgh of Carail, for a sum of money paid by Sir William, to be held by him and his assignees, prebendaries, chaplains, serving in the college kirk of Carail, for payment of one penny Scots in name of blench ferm if asked only. Dated at Cupar, 7th July 1518. Witnesses—Sirs John Murray, David Bowman, James Lytstar, chaplains; John Lawta, Thomas Bruys, William Wilzemsoun.

71. Instrument of seizin of Sir William Myrtone, vicar of Lawthresk, in the foresaid annual rent, contains precept of seizin by David Spens of Wilmerstoun, dated at Cupar, 6th July 1518, directing his procurators and errand-bearers in that part to resign the said annual rent in the hands of one of the bailies of the burgh, and in the hands of the bailie of the prioress and convent of the monastery of nuns of Northbervick; John Husband, the latter bailie, gives the seizin. Done at the burgh of Carail, 10th July 1518. Witnesses—John Abircrummy, George Clapane, etc.

72. Charter of sale by John Abircrummy, burgess of the burgh of Carail, with consent of David Spens of Wilmerstoun, overlord of Lytill Bredlewis, to Sir William Myrtone, vicar of Lawthresk, of an annual rent of 20s. Scots furth of eight acres of his lands of Lytill Breidlewys, in the constabulary of Carail and shire of Fyff, between the lands belonging to St Michael's service on the south, and the common burn descending to the borough mills of Carail on the west, the lands of the laird of Wilmerstoun, called Mekill Bredlewis, on the north, and the lands pertaining to the service of St Catherine on the east, for 16 lib. Scots, paid by Sir William to him, to be held by him and his assignees, chaplain or chaplains, of the granter in fee and heritage, for payment of one penny Scots at Whitsunday yearly, if asked only. Dated 25th August 1516. Witnesses—Alexander Clerk, Edward Anell, Sirs George Lumsden, John Murray, David Bowman, chaplains; William Richartson, and Lawrence Greg.

73. Instrument of seizin following on the above. Dated 26th August 1516.

74. Charter of sale by George Dischingtoun, lord of fee of the lands of Ardros, to Sir William Myrtone, vicar of Lawthresk, of an annual rent of eighteen merks Scots from his lands of the two Collemachiis, viz., Myddiltoun and Holtoun, in the shire of Kynros, and lordship of the same, for 240 lib. Scots paid by him. To be held by him and his assignees, chaplains in the college kirk of Carail, for payment of one penny Scots at Whitsunday yearly, if asked only. Dated at St Andrews, 26th July 1518. Witnesses—William Dischingtoun, son and apparent heir of the said George; William Richartson, John Bell, John Gourlay, Mr James Leich, Sir Andrew Martyne.

75. Obligation by George Dischyntoun, fear* of the lands of Ardros, to Sir William Myrtone and his assignais, to warrant the above annual rent of eighteen merks, under a penalty of 400 lib. Scots, to be paid in the college kirk of Carail, within twenty days after any molestation or impediment, for the sum paid to him by Sir William Myrtone, and for skaith, damage, etc.; the charter nevertheless to remain in strength, submitting to the jurisdiction ordinary of the

* Younger.

official principal of St Andrews; two shillings to be paid for every day during which annual rent remained unpaid after the ordinary term. Dated at Carmwre, 29th July 1518. Witnesses as above.

76. Instrument of seizin of the foresaid annual rent of eighteen merks. 29th July 1518.

77. Charter of sale by George Dischintoun, fear of the lands of Ardros, and whole barony thereof, to Sir William Myrtone, vicar of Lawthresk, of an annual rent of ten merks Scots furth of the lands of Ardross, and whole barony thereof, in the constabulary of Caraill and shire of Fyf, for 146 lib. 13s. 4d. Scots, to be held by him and his assignees, prebendaries, chaplains serving in the college kirk of Caraill, in fee and heritage for evermore. Reddendo one penny Scots at Whitsunday, at the head messuage of the lands of Ardros, in name of blench ferm, if asked only. Dated at Carmwre, 3d November 1518. Witnesses—Alexander Dischyntone, Thomas Abircrummy, Andrew Hepburne, George Sandelandis, John Bell, and Sir Andrew Martyne, notary public.

78. Obligation by George Dischynton, fear of the lands of Ardros, to warrant the above ten merks, under a penalty of 400 merks Scots. Dated at Carmwre, 3d November 1518.

79. Instrument of seizin thereon. Same date.

80. Notarial instrument certifying that, in presence of Master John Weddell, licentiate in both laws, canon of Moray and principal official of St Andrews, the notary, and witnesses, an honourable lady, Jonet Lundy, spouse of George Dischyntoun, lord fear of Ardros, renounced her conjunct infeftment of the lands of Collemachiis, Holtoun and Myddiltoun, on account of the charter and other letters made by her husband, on the alienation of an annual rent of eighteen merks to Sir William Myrtone, and his assignees, prebendaries, etc., which she approved and ratified, swearing on the holy evangels never to come in the contrary of the premisses, and that her present renunciation was made not by fear or compulsion of her spouse. Dated 26th July 1518. Witnesses—Masters John Spens, Martin Balfour, Thomas Wemyss, Alexander Scott, Alex-

ander Martyne, and John Wilkynstoun, clerks of St Andrews diocese.

81. Extract from the book of the register of the official of St Andrews, bearing that, on Monday, 26th July 1518, Jonet Lundy, lady of Ardros, younger, outwith the presence of her husband, George Dischintoun, lord fear of Ardros, renounced her conjunct fee of the lands of Collemachiis, viz., Holtoun and Middiltoun, and approved the charter made by her husband as to the alienation of eighteen merks, and warned to this under the pain of cursing. Further, the said George Dischintoun approved the charter seal and other evidents made thereupon; and further, was warned to satisfy the said sum of eighteen merks yearly and termly in the town of Carail, to Sir William Myrtone, as in his obligation warned to keep under pain of cursing, binding himself to keep the whole under pain of the apostolic chamber, with all needful raising of letters. Dated at St Andrews as above. Present—Martin Balfour, vicar of Quhilt; John Spens, John Wilkynstoun, Alexander Martyne, George Strang, William Strang, procurators of court.

82. 19th November 1518.—George Dischyntoun, fear lord of Ardross, and William Dischyntoun, his son and apparent heir, are warned, on their own confessions, to pay to Sir William Myrtone, vicar of Lawthresk, and his assignees, prebendaries, chaplains doing divine service in the college kirk of Carail, the annual rent of ten merks out of the lands and barony of Ardros, under pain of cursing, ay, and till the said annual rent were redeemed, according to the tenor of the reversion thereof, and to pay two shillings every day after the term, if it were not paid. The parties so warned swear on the gospels to observe this act of the official's court, under pain of cursing. Before Thomas Abircrummy, Master Robert Lausoun, and Sir Andrew Martyne, vicar of Carail. [This document is docquetted as an extract from the book of contracts of the official principal of St Andrews.]

83. 6th October 1511.—David Myrtone of Cambo is warned to pay to Sir William Myrtone, vicar of Lawthresk, ten merks Scots, according to charter, under pain of cursing. At St Andrews. Witnesses—Robert Cunynghame of West Barnys, Alexander

Myrtone, younger of Cambo; Robert Calfhyrd, etc. [Extract as above.]

84. 28th June 1527.—William Lummysdene of Ardre is warned to observe the act in the books of the official's court of St Andrews, dated 20th April, year "17," and obligation made thereanent by John Lummysden, his father, to Sir William Myrtone, and the chaplains, for six merks yearly, according to the tenor of the said act, under pain of cursing. [Extract as above.]

85. Notarial instrument certifying that, on the 12th October 1512, in presence of Master Hugh Spens, professor of sacred theology, doctor of canon laws (*decretorum*), provost of the college kirk of St Salvator, and official principal of St Andrews, the notary, and witnesses, John Borthwyk, lord of the franktenement of the lands of Balhoussie, Gordonis Hall, and Pitmerth, and Alexander Borthwyk, his grandson, lord of fee thereof, compearing in judgment; the said John renounced his franktenement thereof, to the effect that Sir William Myrtone and his assignees might have continually and termly payment of an annual rent of twenty merks, according to the tenor of a charter of the said Alexander Borthwyk, who, having been sworn, and having with his father recognised and approved the various charters and seizins made thereon, are warned by the official principal to pay the said sum to Sir William Myrtone and his assignees, chaplains, or chaplain, founded by him, and particularly Sir Patrick Mawchlyne, and his successors, at the pleasure of the said Sir William, under pain of cursing; and at the said Sir William's good pleasure, to assign substantial tenants as securities for payment thereof, to be bound also under pain of cursing. Done in the church of the Friars Predicant, in the city of St Andrews, 12th October 1512. Witnesses—Laurence, abbot of the monastery of Inchaffray, in the diocese of Dunblane; Robert, abbot of Balmurinocht; Masters Robert Davidoun, James Wischart, Martin Balfour, John Spens, John Strathauchin, Henry Rouche, John Lawder, and Robert Lesly; John Bonar, notary.

86. 22d March 1518.—Master Thomas Meldrum, lord of Segye and of Newhall, is warned, and binds himself, his heirs and assignees, to Sir William Myrtone, vicar of Lawthresk, and his assignees, chap-

lains, in 10 lib. Scots of annual rent furth of his lands of Newhall, alienated by him to the said Sir William and his assignees, under pain of cursing, until the redemption of the said annual rent, according to the reversion granted by Sir William Myrtone to him. Witnesses—David Meldrum, William Leychtoun, John Gibsoun, Master John Spens, younger; Sirs Walter Mar and Alexander Reok. [Extract.]

87. 28th August 1516.—John Abercrummy, bailie of Carail, and laird of Bredlewis, is warned, and binds himself, his heirs, executors, and assignees, to pay to Sir William Myrtone, vicar of Lawthresk, and his assignees, chaplains doing service in the parish kirk of Carall, 20s. Scots, under pain of cursing. Before Master Robert Lausoun, Sir Walter Mar, Andrew Foular, and David Paltoun, servitor to the laird of Auldy. [Extract.]

88. Notarial instrument certifying that, in presence of the notary and witnesses, personally compeared Master Thomas Meldrum of Newhall, David Myrtone of Cambo, John Lummisden of Ardre, Alexander Myrtone of Randerstoun; Master Thomas Cunyngham, tutor of West Barnys; John Abircrummy, John Gibsone, William Bowse, bailies of the burgh of Carail; John Cas, John Rudman, George Clapen, Robert Borthuyk, William Cornuell, John Cornwell, John Lawsone, David Dawsons, William Daudsone, James Mores, Robert Gray, Alexander Hoburne, William Symsons, Alexander Clerk, John Dawsons, David Lumisdene, and others named, assembled in the tolbooth of the burgh, with unanimous consent, and with consent of the whole community of the burgh, consented and cordially decreed that Sir William Turnour was a fit, sufficient, learned, and worthy chaplain to enjoy the gift of the chaplainry of the Holy Rood *in solio*, and that since the foresaid bailies, councillors, neighbours, and commons of the said burgh, in virtue of an obligation under their common seal, are bound to Sir William Myrtone, vicar of Lawthresk, founder of the college of the said burgh, that the foresaid chaplainry shall never, by them or their successors, be conferred and bestowed but on a chaplain sufficiently imbued with languages (*grammaticalibus*) and learned in Gregorian chant, pre-cant, descant, and playing on the organ, they sent and presented him to the said Sir William and his prebendaries, to be examined of his sufficiency, who, being chapterly assembled, admitted him to be suffi-

ciently learned and qualified: In which chapter the said Sir William Turnour bound himself by oath to obedience, according to the force and effect of Sir William Myrton's charter and erection. Meanwhile the foresaid bailies, etc., being undoubted patrons of the said chaplainry, in their hands by the demission of Sir Alexander Swentoun, last chaplain thereof, presented the said Sir William Turnour thereto for his lifetime, by delivery of a book and cup, as the custom is, observing the restrictions following, to wit: that he should daily, when disposed, pray for the souls of the founders of said chaplainry; sing, or cause to be sung, a mass of requiem at the said altar *cum nota*, every second week-day for the said founders; play on the organ, according to usage, in the college kirk, in his habit, in the quire, at daily matins, the Lord's mass, *Ave gloriosa*, high mass, and vespers, and that the said chaplainry is annexed to the said college under their common seal, etc., and the said Sir William Turnour to be the common clerk of the burgh, etc., but to be removable by the bailies, etc., if remiss; taking him bound not to molest his patrons in word or deed from the day of his admission. To the observing of all which Sir William Myrtone craved the common seal of the burgh to be appended to the instrument. Dated 6th May 1522. Witnesses—Sir Andrew Martyne, vicar pensionary of the said church; David Broun, Sirs James Brown, David Bowman, Thomas Bowman, William Abircrummy, and Edward Annell.

89. Notarial instrument certifying that on the 9th April 1526, in a chapter court held in the tolbooth of the burgh of Carail, by David Spens and John Abircrummy, bailies of the said burgh, there being present George Corstorphyne, William Bowse, David Hay, John Dawesone, John Cornwell, Henry Cowper, George Bawne, William Clerk, John Lumisden, lord of Ardre, and the rest of the more considerable persons of the burgh, in presence of whom and of the notary, Sir William Myrtone, perpetual vicar of Lawthresk, appeared and made public intimation, that by the gift of the predecessors of the said burgh and community thereof, for a long space heretofore the common seal of the said burgh had been given to him without any gainsaying, to the effect that the successors of Sir David Gawe, as chaplains of the high altar in the quire of the college kirk for the time, after the said David's decease, should bear the yoke and share the daily burden of all divine services celebrated in

the said college kirk, as well on ferial as festive days in matins, Lord's mass, high mass, vespers, etc., as well in the quire as outwith the same, along with the said Sir William's prebendaries. In whose presence also presently compeared quickly Sir David Gawe, chaplain, and begged and craved of the said bailies, etc., for licence to take upon him such a holy and blessed yoke with the other prebendaries and chaplains at the throne of the Holy Cross in all divine services. Whereupon the bailies, etc., holding a secret consultation, unanimously concluded his desire to be reasonable, and unanimously granted his godly petition, who then bound himself by oath, Sir William craving the common seal and notary's instrument thereon. Present—Andrew Sew, William Bowse, Laurence Gregour, John Cragie, William Skirlyng, David Browne, Peter Gardener, etc.; John Bowman, notary.

90. Charter of sale by David Monipenny, laird of Pitmuly, to Sir William Myrtone, vicar of Lawthrysk, and founder of the glorious (*almi'*) college of Carale, and his prebendaries, chaplains doing service in the college kirk of Carale, of an annual rent of six merks Scots, furth of his lands of Pitmuly, in the constabulary of Craile and shire of Fyff, for 80 lib. Scots paid to him. Reddendo one penny if asked only. Dated at Carale, 27th July 1528. Witnesses—Sir John Bowman, Sir Andrew Martyne, Laurence Gryg, John Abercrumme, Robert Borthuyk, Robert Bowse.

91. Instrument of seizin of Sir William Myrtone in the foresaid annual rent of six merks furth of the lands of Petmuly, 27th July 1528. Witnesses—Sir John Bowman, Sir David Bowman, Sir Alexander Muncur, chaplains, etc.

92. Obligation by David Monipenny, laird of Pitmuly, to warrant the foresaid annual rent of six merks out of his lands of Pitmuly. Dated at Carale, 27th July 1528. Witnesses as in No. 90.

93. 1st August 1528.—David Monipenny is warned to pay to Sir William Myrtone, vicar of Lawthrysk, and his chaplains, prebendaries, doing service in the college kirk of Carale founded by him, and their successors, an annual rent of six merks out of his lands of the lordship of Pitmuly, beginning the payment at the first term of

Martinmas next, binding himself, his heirs, executors, and assignees, for the same, and to free Sir William from all ward, terce, relief, forfeiture, etc., till the redemption of the said annual rent, according to the tenor of Sir William's reversion made to him thereupon, under pain of cursing and payment of 160 lib. for skaith and expense, as oft as they should fail in payment of the said six merks.

94. Charter of sale by Alexander Myrtone, laird of Randelston and Newtone, to Sir William Myrtone, vicar of Lawthrysk, and his assignees, prebendaries serving in the college kirk of Carale, of five pounds of annual rent from his lands of Newtone in the constabulary of Carale and sheriffdom of Fyff, in special warrandice of five acres of the lands of Randelston, with the sea-weed and with pasture of one horse, otherwise sold by the said Alexander to the said Sir William Myrtone and his assignees; so that if he or they were troubled or impeded in the peaceable possession of the said five acres, etc., and could not possess them peaceably by reason of ward, relief, or non-entry, or any other cause, it would be lawful to him and them to enjoy an annual rent of five lib. from his lands of Newtone, in special warrandice as aforesaid. Dated at Carale, 15th October 1528. Witnesses as before, with Sir Edward Annel, Sir Thomas Bowman, Sir Thomas Clark, Sir Alexander Muncur, chaplains; James Fowler, Laurence Gryg, George Corstrophyn, Andrew Kay, and David Hay.

95. Charter of alienation by Alexander Myrtone, laird of Randelston, to Sir William Myrtone, vicar of Lawthrysk, and his assignees, etc., of five acres of his arable land of Randelstone, with sea ware and other pertinents, lying in the constabulary of Carale and shire of Fyff, containing twenty-one "ryggis," whereof ten lie above the castle of Randelston, ascending up to Stottis Gayt, and other eleven rigs thereof ascending from Stottis Gayt to the other lands of Randelston, with pasture of one horse, and the sea-weed for labouring the said five acres, and with as many horses and servants as those labouring may please, with "ish* and entry" to remove the grain from the said acres as should seem expedient, for the sum of 100 merks legal money of Scotland, paid to him by the said Sir William. To be held by the granter and his heirs in fee and heritage for ever, for payment of one penny in name of blensh farm

* Issue, access.

at Whitsunday, if asked only. Dated at Carale, 15th October 1528. Witnesses as above.

96. Obligation by Alexander Myrtone, "layrd of Randelston," to "Schyr Wylzhem Myrtone, vicar of the parych kyrk of Lawthrysk," etc., of the foresaid five acres of Randelston, "wyth ane hors gyrs,* with fre ingress and regress to the wayr and fra the wayr† with samony hors as plesis the lawboraris of the sayd fywe akaris," as contained in his charter. And if they could not be peaceably laboured, either by reason of ward, relief, non-entries, tierce, or other cause, the said Sir William to have ingress to an annual rent of five pounds out of his lands of Newtone, according to the charter of warrandice made thereanent. Dated at Carale, 15th October 1528. Witnesses as in No. 94.

97. Instrument of seizin of Sir William Myrtone, vicar of Lawthrysk, etc., of the above five acres of the lands of Randelston, with sea ware and grass of one horse, with free ish and entry to the haven of Randelston and the sea ware, as contained in the charter made thereupon. Also the same day, of the five pounds furth of the lands of Newton as in the charter of warrandice. Seizin given by Alexander Myrton, lord of Randelston and Newton. Dated 16th October 1528.

98. Notarial instrument certifying the resignation by Elena Meldrum, lady of the tierce of the lands of Randelston and Newton, spouse of umquhile John Myrtone, umquhile laird thereof, of her third part of the five acres of Randelston, contained and marched in the charter made by Alexander Myrton thereupon, in the hands of the said Alexander Myrtone in favour of a respectable and famous man, Sir William Myrton, vicar of Lawthrysk, etc. And further, she consented that the said Sir William and his prebendaries should enjoy the five pounds annually out of the lands of Newtone, so far as pertained to her for her tierce, in warrandice of the said five acres if need were. And she procured the seal of John Abircrummy, one of the bailies of Carale, because she had not one herself. Done on the ground of the foresaid lands, 16th October 1528. Present—George Corstrophyn, Malcolm Malcomson, Thomas Smart, Laurence

* Grass or pasturage.

† Sea-weed.

Gryg, George Corstrophyn, Andrew Corstrophyn, David Hey, William Muyr, William Brovne, Sirs David Bowman, Thomas Bowman, Edward Annel, William Abircrummy, Thomas Clark, and Andrew Martyne, chaplains.

99. Notarial instrument certifying that on the 12th October 1512, in presence of Hugh Spens, professor of sacred theology, doctor of canon law (*decretorum doctor*), provost of the college kirk of St Salvator, and official principal of St Andrews, and of the notary and witnesses, compeared in judgment John Borthuik, lord of the franktenement of the lands of Balhouffe, Gordonyshall, and Petmarth, and Alexander Borthuik, his grandson, lord of the fee thereof. First, the foresaid John renounced the franktenement of the said lands, to the effect only that Sir William Myrtone, vicar of Lawthresk, and his assignees, should have continual payment yearly and termly of 20 merks from these lands, according to the tenor of a charter granted by the said Alexander Borthuik. Further, the said John and Alexander promised and swore to observe all things contained in the charters, letters of obligation, etc., and were warned by the lord official and his clerk of court to pay the said Sir William and his assignees, and his chaplains, and especially to Sir Patrick Machling and his successors, at the will of the said Sir William Myrtone, the said 20 merks, under pain of cursing, and to assign sufficient tenants who should be bound to make the payment. Done in the kirk of the preaching friars within the city of St Andrews, the said official sitting there in judgment. Present—Lawrence,* abbot of Inchaffray; Robert, abbot of Balmerinach;† Masters Robert Daidson, James Wischart, Martin Balfour, John Spens, John Strathachin, etc.

100. Wednesday, 4th May 1531.—Sitting in judgment—Master John Weddell, licentiate in both laws, rector of Flisk, and official

* Laurence Oliphant was nominated Abbot of Inchaffray by bull of provision from Pope Alexander VI. on the 16th November 1495, on the resignation of George Murray. He died or resigned before December 1514 ("Vatican Act. Consist., Obligationi," *ad ann.*). This abbot is not mentioned in the imperfect list given in "Liber Insule Missarum," or "Register of Inchaffray," printed in 1847 by the Bannatyne Club.

† This abbot is omitted in the list given in "Liber Sancte Marie de Balmerinach," printed in 1841 by the Abbotsford Club.

principal of St Andrews, in St Ann's Chapel, in the city of St Andrews, in the consistory thereof, to give law and hear causes: which day Robert Borthuick of Gordonishall, son and heir to umquhile Alexander Borthuick of Gordonishall, being called to see and hear a certain act under form of instrument drawn by umquhile Mr John Bonar, notary, under the seal of the officialate principal of St Andrews, dated 12th October 1512, anent an annual rent of twenty merks from the lands of Balhouffie, Gordonishall, and Petmarth. Sold to Sir William Mertone, judicially transferred to the said Robert Borthuick. The judge accordingly transferred the same to him, and he was warned to observe it under pain of cursing. [Extract.]

101. Petition addressed to Andrew, Archbishop of St Andrews, Primate of all Scotland, *Legatus Natus* and of the Apostolic See, with power of a Legate *à latere*, and perpetual commendator of the monastery of Dunfermline, by Jonet, prioress of the monastery of nuns of Haddington, of his diocese, and Sir William Myrton, perpetual vicar of the parish kirk of Lawthresk, also of his diocese: Whereby on the narrative that by a certain agreement the said prioress and convent, chapterly assembled, had unanimously consented, for the praise, glory, and honour of the High and Indivisible Trinity—Father, Son, and Holy Ghost, the blessed and spotless Virgin Mary, mother of our Lord Jesus Christ; and the Prince of the Apostles, St Andrew, patron of this kingdom and of the said diocese; and all the saints of the Celestial Court, for the welfare of the souls of James the Fourth, King of Scots, and of his spouse; the weal and prosperous state of the illustrious prince James the Fifth, King of Scots, and his successors; and for the father archbishop and his predecessors and successors; for themselves, their benefactors, predecessors and successors, and all the faithful dead, had formerly given consent, as the said prioress hereby consents, to the founding of a provostship, with certain prebendaries, and to that extent, that the vicarage of Carail of the said diocese, the presentation to which belonged to the said prioress and convent, and with consent of Master Alexander Dunbar, vicar of the church of Carail, who otherwise may be raised in the college kirk to the oversight and direction of the choir and of divine worship, and that he should find one vicar pensionary to do service in the cure of his said parish church, in the said college kirk of St Mary the Virgin of Carail, and shall sustain him. Which provostship

shall be always at the presentation of the said prioress and convent, and at the archbishop's collation ordinary. And the said Sir William Myrton, to the effect foresaid, consents that the seven chaplainries underwritten founded by him be raised into seven prebends for seven prebendaries for the oversight and disposition of the choir and divine worship. Which chaplainries or prebends as to their presentation or gifts should belong to him while he lived; and after his death, the third prebend to David Myrtone of Cambo and his heirs, the seventh prebend to the laird of Randalstoun and his heirs, and the other prebends to the bailies and community of Carail, and the admission to belong to the provost and chapter. And also John Abircrummy and George Kenloquhy, bailies of Craill, the whole community thereof, and the sundry parishioners of the parish kirk of Carail, gave their consent, as they hereby consent, that the chaplainry belonging to the Holy Rood and the chaplainry of our Lady belonging to the high altar at their gift and presentation, should be united and incorporated as two prebendaries of the said college kirk of Carail, for augmentation of divine worship, according to the tenor of the foundations. In the first place, that the provostship of St Mary the Virgin of the said college kirk of Carail be erected from the vicarage thereof, and the name of the vicarage suppressed. The provost to have for his sustentation all fruits, rents, and provents of the vicarage of the said church, with oblations and other emoluments pertaining thereto, and the whole manse or mansion and glebe ewest* to the said church; and to pay all ordinary burdens incumbent on the said church wont to be paid by him or his predecessors in times bygone; also to have a perpetual vicar pensionary, at his presentation and collation ordinary, to whom he shall pay yearly fifteen merks Scots; and the said vicar to have five merks Scots of the annual rents of Carail, according to the tenor of the charter to be made thereupon by the said Sir William Myrtone; the said vicar to be president of the choir after the death of the said Sir William Myrtone; the said Sir William presiding, if present, and in his absence the said vicar; and the provosts to have jurisdiction respectively in his absence; and in the absence of both, a senior prebendary of the choir shall preside by election of the chapter. The foresaid vicar to be a prebendary in the said church, and to obey the statutes of the chapter like the rest. The second prebend founded by Sir William Myrtone

* Adjacent.

in the choir, after the vicar shall be the prebend of the Aisle of St Mary the Virgin, in the said college kirk of Carail; so the prebendary thereof shall be called to have for his sustentation £14, 13s. 4d. Scots; first an annual rent of £6, 13s. 4d. from the lands of Balmonth, etc., and to be sacristan of the college, and do all the sacristan's duty, to wit, keep the books, cups, vestments and ornaments of the high altar and choir, and other *jocalia*, and bring them to the choir, and give them to those doing divine service, by himself or an honest servitor, to render an account of all ornaments given for the embellishment of the said college to the provost and chapter. The third prebend shall be called the second prebend of St Mary's Aisle; and for his sustentation the prebendary is to have £13, 6s. 8d. of the founder's annual rent out of the lands of Kelle and barony thereof. The fourth prebend shall be styled the prebend of St Michael's altar, in the college kirk of Carail, and the prebendary shall be skilled and trained in organs, and play on feast days, and at suitable times, or find a substitute, Sir David Bowman presently possessing the said prebend; and for his sustentation he is to have £13, 6s. 8d. Scots of the founder's annual rent of the lands of Kelle and barony thereof. The fifth prebend shall be called the second prebend of St Michael's altar; the prebendary to have £13, 6s. 8d. Scots out of the founder's annual rent out of Gordonishall, Pitmerth, and Balhuffie, as more fully contained in the charter given to Sir Patrick Mawchlyne, now possessor of the said prebend. The sixth prebend shall be styled the prebend of St James the Apostle, in the said college kirk; the prebendary to have £13, 6s. 8d. Scots from the lands of Sypseis, an annual rent of £4 Scots, etc., as more fully contained in the founder's charter to Master James Leiche, now possessor thereof. The seventh prebend shall be called the prebend of St Nicholas, in the college kirk; the prebendary to have £13, 6s. 8d. Scots, an annual rent of £8 from the lands of Cambo and Belsies, etc., as more fully contained in the charter to Sir William Turnour, priest, now possessor thereof. The eighth prebend to be called the prebend of St Bartholomew; the prebendary to have £13, 6s. 8d. Scots, an annual rent of £6, 13s. 4d. from the lands of Aldleys, etc., as more fully contained in the founder's charter to Sir William Andersone, now possessor thereof. The ninth prebend, united and incorporated by consent of the bailies and community and parishioners of the town and parish of Carail, which a certain chaplain, by name Sir George

Lumisdene, now possesses as prebendary thereof, to have for his sustentation as contained in his charter of foundation. The tenth prebend, united and incorporated in like manner by consent as above, shall be entitled the prebend of our Lady at the high altar; and to have for sustentation as contained in the charter of foundation, and two merks Scots of annual rent of Carail from Sir William Myrtone's foundation, prebend now possessed by Sir David Gawye. In the eleventh place, the bailies, community, and parishioners of Carail adjoin and bind to the said college a meet person, their parish clerk, skilful in chant and discant; to have for his sustenance the fruits, rents, and provents of the parish clerkship, and to sing at morning mass, vespers, and antiphons like the prebendaries; to have a secular clerk under him to ring the bells at the stated times, furnish fire and water for the kirk, and go through the parish with the holy water and for sprinkling, and to serve the vicar in doing his office, and keep the choir in all honesty, and light the candles upon the high altar and upon the hearses. Which chaplains or prebendaries shall daily, in chant and discant, as the season demands, celebrate matins, high mass, and vespers, as bound in the charters of foundation, and shall be bound to obey all college statutes, under the penalties contained in the said charters; the said Sir William Myrtone further willing and decerning that they shall be bound to personal residence, etc. All which charters of foundation he ordains to be copied and doubled, that as great faith may be given to the transumps as to the originals, together with the interposition of the reverend father's decree, or of the official principal of St Andrews, or within the archdeanery of Lothian, and with collation and subscription of a notary public, to the end that one copy of all the said charters should remain in the archbishop's register or that of his official, another in the register of the monastery of Hathington, a third at the college of Carail; further ordaining, that at the ringing of the bell which all the year shall begin regularly at the fifth hour and end at the sixth hour, all the said prebendaries, for the celebration of matins at the said sixth hour, shall meet in their habits as above, etc. [with many other regulations]; and if anything were omitted, the archbishop had power to supplement it. Praying therefore the most reverend father to confirm, ratify, approve, add, amend, etc., the foregoing extinction, erection, foundation, division, union, distribution, and rules of the foresaid chaplainries or prebendaries;

praying that Jesus Christ by the intercession of the blessed Virgin Mary may long preserve him to the happy government of the Church, and honour of the pastoral office. Sealed with the common seals of the nunnery of Hathingtoun, of Sir William Myrtone, and of the burgh of Carail, and dated at the said nunnery and burgh of Carail respectively, the 7th and 8th June 1517. Present—Mr John Hepburne of Benestoun, David Myrtone of Cambo, Alexander Myrtone of Randelstoun, John Lumisden of Ardre, William Hepburn, Andrew Hepburn, Luke Hepburn, esquires; Master Thomas Lumisden and Sir Richard Mauchlyne, priests.

102. Notarial instrument certifying that on the 3d of March 1516, Mr Alexander Dunbar, vicar of Carail, gave his irrevocable consent and assent to the erection of the said vicarage of Carail of St Andrews diocese into a perpetual provostship, according to the foundation and erection of the new college to be made in the parish kirk of Carail, promising, by reason of the erection of the said college, to give from the said vicarage, for himself and his successors, £10 yearly, to be uplifted furth of the said vicarage, on account of the creation of a new vicarage pensionary in the said provostry, etc.; and Sir William Myrtone promised five merks yearly to augment the foresaid vicarage pensionary, of his annual rents within the burgh of Carail, for the vicar pensionary. The gift of the vicarage pensionary to belong to the presentation of the said Mr Alexander Dunbar and his successors, provosts of the college. The vicar to make residence like the other prebendaries, but not more strictly than he was at the time of the erection, or than his predecessors had been in times bygone. Both parties promising to observe these stipulations by holding out their right hands to the notary. Done at Edinburgh, 3d March 1516. William Cunynghame, Master of Arts, notary public.

CONFIRMATIO ERECTIONIS.

103. Confirmation by Andrew, Archbishop of St Andrews, primate of Scotland, *legatus natus* of the apostolic see, etc., of the erection of the college of Carail, as contained in the petition addressed to him (No. 101), which is engrossed, confirming and ratifying the foundation of the college, gift, ordination, disposition, division, and distribution, as contained therein; and that the vicarage of Carail be

annexed and united to the said college and provostry of the same, and the erection of a vicar pensionary thereof, having taken mature consultation with the prior and chapter of the metropolitan kirk of St Andrews, as was usual in such arduous concerns, erecting hereby the said vicarage into the provostry of the said college of St Mary's of Carail, etc. Giving also power to increase the number of prebendaries to four, with four boys, provided the new prebendary have for his yearly sustentation the sum of £13, 6s. 8d. Scots, and every boy £4; reserving to him and his successors, obedience, jurisdiction, visitation, correction, and canonical punishment, and ordinary archiepiscopal and archidiaconal rights due before this annexation. Sealed with the archbishop's and chapter's seals. Dated at his city of St Andrews, 20th June 1517, and sixteenth year of his consecration, and third of his translation to the metropolis. Present—George Ferne, archdean of Dunkeld, rector of the University; Gavin Dunbar, principal archdean; Robert Forman, his brother-german, prothonotary of the apostolic see, dean of Glasgow, and commendator of Pythynweme; Hugh Spens, Professor of Sacred Theology, doctor of canon law, provost of the college kirk of St Salvator, and auditor-general of causes to his legation; John Weddell, licentiate in either law, canon of Moray, and official principal of St Andrews; John Sanchar, chancellor of Ross, apostolic prothonotary, the archbishop's secretary; and John Lauder, prebendary of Creichtoun, his notary.

104. Charter of confirmation and mortification by James, King of Scots, with consent, advice, and counsel of the three estates of the kingdom, assembled in Parliament, for the praise and honour of Almighty God, the increment of divine worship, etc., of a charter gift and grant by Sir William Myrtone, vicar of Lawthresk, founder of the college kirk of Carail, made to Almighty God, St Mary His mother, and all saints, and to eight chaplains, prebendaries of the said college kirk, and a vicar pensionary thereof; and for furnishing to the said college bread, wine, wax, chalice, books, ornaments, particular masses, obsequies, and other services; of certain annual rents, lands, tenements, houses, and acres of burgh lands, to the particular prebendaries and chaplains as specified in the several charters granted by Sir William Myrtone thereanent. The charter is engrossed, and is dated at the burgh of Carail, on the 20th

September 1526; which charter the king amply confirms, because the said college has been founded and made into a notable place and kirk of great devotion, where numerous miracles have been done by the power of our Creator and Saviour, God Almighty; and in an ancient borough of our kingdom, where sundry princes, his predecessors, had made their residence and dwelling-place, as he and his successors might do in time to come, as reasonable causes and occasions should befall, granting to the college any right he might have to the lands, annual rents, etc., through recognition, alienation, etc., reserving the suffrages of devout supplications by the said provost, prebendaries, and vicar pensionary, and their successors only. In witness whereof the great seal is affixed, and the seals of several members of the three estates, in testimony of their assent and consent are affixed. Witnesses—Gawin, Archbishop of Glasgow; George, Bishop of Dunkeld; Gawin, Bishop of Aberdeen, clerk of the rolls, register, and council; the king's brother, James, Earl of Moray; Archibald, Earl of Angus, Lord Dowglas; James, Earl of Arran, Lord Hammylton; Robert, Lord Maxwell; Patrick, prior of the metropolitan kirk of St Andrews; William, abbot of the monastery of Holyrood near Edinburgh; Archibald Dowglas, provost of the burgh of Edinburgh, the king's treasurer, and James Colvil of Vchiltre, comptroller and director of Chancery. At Edinburgh, 24th November 1526, and fourteenth year of his reign.

105. Charter of sale by William Lumisdene, lord of Ardre, to Sir William Myrtone, vicar of Lawthresk, and founder of the college kirk of Carail, and his assignees, prebendaries doing service in the said kirk, of two acres of arable land in the burgh of Carail; also an annual rent of 12s. from the land of John Lyell in the same burgh; also an annual rent of 16s. from the lands of Andrew Bawne in the said burgh; for £58, 13s. 4d. paid by Sir William Myrtone to him, paying for the two acres yearly 4d. of burgh maill. Dated at Carail, 16th August 1529. Witnesses—Master Thomas Lumisdene, Sir Andrew Martyne, Sir Thomas Bowman, chaplains; Adam Lumisdene, James Smert, John Cass, David Brown, etc.

106. Charter of vendition by Alexander Inglys of Ferwat, to Sir James Ewait, chaplain, and his assignees, of an annual rent of twenty merks Scots furth of the lands of Ower Caiplove in the shire

of Fyff, for 300 merks Scots paid therefor; reddendo one penny Scots at Whitsunday, if asked only. Dated at the manor place of Neder Caiplowe, 24th May 1544. Witnesses—Sirs David Bowman, John Henderson, chaplains; Archibald Malze, William King, and Alexander Callander.

107. Instrument of seizin on the foregoing annual rent of 20 merks from Ower Caiplowe to Sir James Eweat. Dated 21st June 1544. Same witnesses.

108. Obligation by the said Alexander Inglis of Terwat to warrant the said annual rent, under a penalty of 300 merks to be paid in the "parochie kyrk of Kylynnne" within forty days after any molestation, no part of which to be allowed in the principal sum. Dated at Neder Caiplowe, 24th May 1544. Same witnesses.

109. Foundation, stating on the part of Master John Chalmer, Sirs David Bowman, Edward Annand, Thomas Bowman, John Brown, William Corstorphine, James Corstorphyne, William Coquiltone, William Abircrommy, Thomas Clark, Thomas Schirlene, Jasper Buchain, prebendaries and choristers of the college kirk of St Mary in Crail: That whereas Sir James Eweat, chaplain, had given them and their successors an annual rent of 20 merks out of Ower Caiplowe, under reversion of 300 merks, and had caused them to be seized therein, as more fully contained in letters made to them thereupon by Alexander Inglis of Terwat; therefore they, to the honour of God, etc., and for the honour, policy, and good odour of the kirk militant, bind themselves and their successors, to celebrate devoutly, as God by His grace might grant, daily, a mass of the Holy Ghost, for the estate of the church, king and kingdom, for the foresaid Sir James, Andrew Void, Jonet Vilson, spouse of the said Andrew, their parents and benefactors, at the altar of the Holy Rood, situated within the said college kirk. Also binding themselves to the said Sir James Eweat, that so soon as the said annual rent, leased by the said Sir James, should be redeemed, they should lay out the money, 300 merks, on like meadow ground for a like annual rent, for celebrating the said mass; also to sing and celebrate the exequies of the dead on the day immediately preceding the day of death of the said Sir James, with collects and others used in anniversaries, for the

soul of the said Sir James, his parents and benefactors ; and on the day of his death to sing and celebrate a mass of requiem for his soul, etc., with solemn toll of bells, and four candles set and lit on a seemly table on his sepulchre, and to give eight coins to every priest resident in the college kirk, and celebrating the mass of requiem on the day of his obit ; and to give to the ruler of the lights of the said kirk of Crail, for two candles to be lit every fourth ferial day, at the throne of the Holy Cross, at the foresaid singing of the mass of the Holy Ghost, and one candle on other ferial days, eight shillings yearly, all to be paid by their collector from an annual rent of 30s. from the tenement of John Lanta in the burgh of Craill, given to them and their successors by the foresaid Sir James in perpetual alms gift, promising faithfully to fulfil all the above written, as they should answer to Jesus Christ the Supreme Judge ; and if they should become negligent or forgetful in fulfilling the premises, or came in the contrary of the foundation of the said Sir James, it should then be lawful to the prebendaries of the kirk of St Salvador of St Andrews, to intromit with the said 300 merks and annual rent, and apply them to their own use, and dispoine thereon at their will, provided they performed the suffrages and other conditions of the foundation, the official of St Andrews having power to coerce the said prebendaries of St Mary's, if they proved remiss, by kirk censures, to fulfil the conditions of the foundation, contained in their present obligation, or cause them to resign the 300 merks and annual rent. Dated at the burgh of Craill, 7th December 1555. Witnesses—Sirs James Kay, John Dischintone, George Kynge. Subscriptions of Master John Chalmer, vicar pensionary ; Sirs David Bowman, Edward Anand, Sir John Brown, Sir William Corstorphin, Sir William Congilton, Sir Thomas Bowman, Sir James Corstorphin, Sir Thomas Clerk, Sir Thomas Skyrling, Sir Jasper Bowquhane, Sir William Abyrcromme.

110. The ornamentis and sylver werk in the college kyrk of Caraille :

In primis at the hye alter, ane grit chaleis of sylver, duple gilt, contenand of weycht, xxiiij vncis and half-vnce. Item, ane grit ewcharist for the sacrament, duple gilt, contenand xlvj vnce and half-vnce. Item, ane litill ewcharist, nocht gilt, weyand viij vnce. Item, twa sylver sensouris, ilkane weyand xxv vncis, contenand 1 vncis. Item, twa sylver chandolaris, ilkane weyand xxxviij vncis

and half-vnce, in the hail contenand lxxvij vncis. Item, twa sylver crowattis, weyand baytht ix vncis, all giffin be Schir Thomas Myrtoun, vmquhil Archedene of Abyrdene and prowest off Caraill, etc. Item, ane cros off sylver, duple gilt, weyand xij vncis. Item, ane litill chaleis, syngle gilt, weyand xij vncis, baytht giffin be the priores of Hadyntoun. The hail sowme of the vncis of sylver werk at the hye alter is xij^{xx} of vncis. Item, thare of duple gilt, lxxxiiij vncis, and syngil gilt, vij^{xx} and xvj vncis.

Item, the ornamentis and vestimentis at the hye alter: In the first, ane stand of greyne welnot, viz., ane caype, ane chesable, twa tunykillis, with abbis, stolis, and fannonis, with orphesis ymagerye of fyne gold, with twa caipis for chantouris of greyne byrge satyne orphesit with reide byrge satyne, with pendikle and frontale to the hie alter of greyne welnot, giffin be the said Schir Thomas Myrtoun, etc. Item, ane stand of quhit dames, viz., caip, chesable, twa tunykillis, with abbis, stolis, fannonis, and paralyngis orphesit with claytht of gold, ane pendikle and frontale for the alter of quhit dames, with oder two quhit caippis of sylk for chantouris, giffin be the sayd Schir Thomas Myrtoun, etc. Item, ane stand of blew satyne, viz., ane chesable, twa tunykillis orphesit with ymagrye of gold, with abbis, stolis, fannonis, and paralyngis raferand thareto, with two caippis of blew chamblet, and ane caip of brown chamblet, giffin be the priores of Hadyntoun. Item, ane stand of blak, viz., ane chesable of blak velvet orphesit with claytht of gold, twa tunykillis of blak chamblet orphesit with gra chamblet, with abbis, stolis, fannonis, and paralingis conforme thareto, giffin be the fundatoure. Item, ane stand of downe sylk, viz., chesable, twa tunykillis, with abbis, stolis, fannonis, and paralyngis referand thareto. Item, ane blak stand of duple wyrset for mortis, viz., thre caippis orphesit with reide satyne, ane chesable with twa tunykillis, abbis, stolis, fannonis, and paralingis raferand to the caippis, with pendikle and frontale to the alter, and ane wayle to hyng above the alter, all of blak duple wyrset with crocis of blak welvet and mort hedis on thame. Item, twa chesapillis for feriale dais, ane of blew chambelat, and ane of reide duple wyrset, with abbis, stolis, fannonis, raferand to thame. Item, thre pendikillis to the hie alter, ane of greyne byrgh satyne, ane of blew sairge, and ane of reide sairge, with frontallis of the sammyn. Item, thre oder frontallis, ane of sylk nedile werk, ane of wyrset nedile werk, and ane of blew chambelat. Item, fywe alter towallis,

and ane grit waile of bartane claitht, to hyng befor the alter in lentrone, with ane wail of reide wyrset to hyng befor the ymage of oure ladye. Item, twa sudoris of dene sylk for the seruyce in pascha. Item, ane grit messale of parchment tex hand for the hie alter. Item, ane baitkyne for mortis of blak duple wyrset, crosit with blak veluet.

The bukis in the queyre: In the first, twa hail bukis of the temporale callit Aspitiens, and twa hail bukis of the sanctis callit Sanctorum. Item, foure new half bukis, twa for symmer, and twa for wynter, contenand the temporale and sanctorum. Item, thre auld hail antiphonallis. Item, tene psalteris, all parchment, and fyne text hand. Item, ane new legeand of parchment in text hand, contenand the temporale, properte and comone of sanctis. Item, ane buk of evangelis, and ane epistolare. Item, ane lettronale in grit volume, contenand the breiffis off antamys, ymnis, rundis, graillis, and alla. Item, ane baitkyne of arres werk for the provest stalle, and sax cuschynnis. Item, ane buk in prent callit ordinarium divinatorum chenzeit at the desk at the hye alter. Item in the Lady yle, ane grit chaleis of sylver, duple gilt, contenand of weycht xxiiij vnce. Item, ane oder chaleis to the Lady yle off syluer, contenand off weycht xvij vnce, syngile gilt. Item, ane syluer chales to Sanct Michaelis alter, syngil gilt, contenand of weicht xv vnce and half-vnce. Item, twa copper chaleisis, with coippis off syluer, singile gilt, price of the peice, iiij lib., all giffin be Schir Wylzem Myrtoun, fundatour of the college of Caraille. Item to the rude altere ane syluer chaleis, syngile gilt, weyand xvij vnce. Item, ane lital chaleis of syluer to Sanct Katryne alter, syngile gilt, weyand ix vnce and half-vnce. Summa of vncis of syluer werk in the kyrk by the queyr is lxxxiiij. The haill sowme of syluer werk within the college kyrk of Carail is iiij^c xxiiij vnces.

The vestmentis and ornamentis in the Lady yle, and oderis altaris in the kyrk: Item in the lady yle, ane chesable of brown purple veluet, ane chesable of gra satyne, ane chesable of browne wariand taiffateis, ane chesable of reide scarlet, with abbis, stoilis, fannonis, and paralyng be raferand thareto. Item, foure pendykillis to the lady alter, ane of reide sairge, ane of greyne taffate, ane of dune sylk, and ane of wyrset nedil werk, all with frontaillis, conforme to the pendykillis, with thre lang alter towallis. Item, twa wallis of reid sairge for the ymages in lentrone. Item, ane messail of parchymment text

hand. Item, foure grit brasyne chandelaris and twa hyngand chandelaris. Item at Sanct Katryne alter, ane chesable of tanny chamblet, with ab, stoil, fannon, and paralingis. Item, twa pendakillis, with frontalis and thre alter towallis. Item, ane messail in prent. Item, two grit stannand brasyne chandelaris and foure hangand chandelaris. Item at Sanct Michaelis alter, ane chesable of blak veluet orphest with claytht of gold, ane oder chesable of quhit fusteane, with abbis, stolis, fannonis, and paralingis raferand to thame. Item, twa alter towallis, ane pendikle and a frontale, ane messale in parchement of text hand. Item, twa stannand brasyne chandelaris, and twa hyngand chandelaris. Item at Sanct James alter, twa chesabillis, ane of blak chamblet, ane oder of quhit fusteane, with abbis, stolis, paralingis, and fannonis referand to thame, twa alter towallis, with pendikle and frontale, twa stannand brasyne chandelaris, and twa hyngand chandelaris. Item at Sanct Jhone the Baptist alter, twa chesabillis, ane of blak chamblet, and ane of quhit fusteane, with abbis, stolis, fannonis, and paralingis referand to thame, ane messale in prent, and twa hyngand brasyne chandelaris. Item at Sanct Stewyne alter, ane chesable of quhit fusteane, with ab, stoil, fannon, and paraling, twa alter towallis, ane messale in prent, and twa hyngand brasyne chandelaris. Item at Sanct Jhone the Evangelist alter, ane chesable of reid sairge, with ab, stoil, fannon, and paralyng, twa alter towallis, ane prent messale. Item at Sanct Nicholas alter, ane chesable of blak chamblet, with ab, stoil, fannon, and paraling, twa alter towallis, with pendikle and frontale, twa litel stannand brasyne chandelaris, and twa hyngand.

III. Obligation by William Lumisdene, "larde of Ardre," to Sir William Myrtone, vicar of the parish kirk of Lawthresk and founder of the college kirk of Carail, to warrand two acres of heritable land lying within the "borrow" roods of Caraill, and an annual rent of twelve shillings from a land belonging to John Lyell, within the said burgh, and an annual rent of sixteen shillings from a land belonging to Andrew Bawn in the said burgh, as they are bounded in the granter's charter thereof, under the penalty of nine score merks of good gold Scots money, for damage and skaith; referring himself to the jurisdiction of the official principal of St Andrews to put the present obligation to execution, who should have power to grant letters of cursing, etc., against the granter, his heirs, executors, and

assignees. Dated at Carail, 17th August 1529. Witnesses—Thomas Lumisden, Schir Andrew Martyne, Schir Thomas Bowman, chaplains; Adam Lumisdene, James Smert, Lowre Greg, David Hay, John Lyell, John Cas, David Broun, and Thomas Symsons.

112. Instrument of seizin proceeding on the resignation of William Lumisdene of Ardre, in the hands of John Abercrummy, one of the bailies of the burgh of Carail, of the said two acres of land within the burgh of Carail, in favour of Sir William Myrtone, vicar of Lawthresk; Sir Thomas Bowman, and William Abircrummy, chaplains, prebendaries; also of two annual rents mentioned in the obligation immediately preceding to the same persons. Dated 25th August 1527. Witnesses—George Clapane, Thomas Corstorphyne, and James Moreis, and the others named in the preceding deed, Andrew Martyne, presbyter of St Andrews, being notary.

113. Saturday (die Sabbati), 28th August 1529.—William Lumisdene of Ardre, John Lyell, and Andrew Bawn, are warned, on their own confessions, to satisfy and pay to Sir William Myrtone, vicar of Lawthresk, and his chaplains, prebendaries of the college kirk of Carail, doing divine service therein, five bolls and five pecks of bear, good and sufficient market stuff, and market measure, for the fermes of two acres of arable land, at the feast of the purification of the Virgin Mary, or within fifteen days next, and immediately following; and of 28s. of annual rent, from two tenements or burgh lands in the burgh of Carail, described in the obligation made to Sir William Myrtone thereon, under pain of cursing. Done before Mr Thomas Lumisdene, Walter Mar, Andrew Martyne, Alexander Reocht, Alexander Hakkat, chaplains; and James Tuedy, master of arts; and the lord of Ardre ratified his obligation. Dated the 17th day of August 1529.

114. Docquet by Robert Lausone, master of arts, clerk of St Andrews diocese, notary public, stating that he was personally present at the production, publication, collation, and reading of the charter of erection of the college of Carail; charter of confirmation of such erection by our sovereign lord, James the Fifth, King of the Scots, confirmed with his great seal; charter of confirmation of said erection, by Andrew Forman, late Bishop of St Andrews, primate of Scotland, *legatus natus* of the apostolic see, etc., with consent of the

chapter of the monastery of St Andrews, confirmed with his and their authentic seals ; and all and sundry instruments, charters, obligations, acts of consistorial court of the lord official principal of St Andrews, and other documents and evidents within this register, on the sundry lands, burgh and landward, fermes, annual rents, annexed and founded by Sir William Myrtone, vicar of Lauthresk, founder of the college of Carail, belonging and mortified to the said college of Carail and prebendaries thereof, expressed in such evidents ; and the said charters of erection and mortification, and alienation of lands and annual rents aforesaid, instruments, obligations, and other documents foresaid, and acts of the principal, according in all things with the foresaid copies contained in the present register. In fine, at the publication and transcription of the said writs, by a venerable and famous man, Master James Symson, rector of Kirkforther, and official principal of St Andrews, sitting in judgment in the chapel of St Ann, in the city of St Andrews, in the consistorial place thereof ; the said official's edict preceding, duly executed, indorsed, and produced in judgment, citing all having interest to see such evidents registered and collated in form of law, and his decret and authority interponed, under pain of contumacy of those having interest and not compearing ; that to such copies of writs and evidents contained in the foresaid register, collated with the originals, as much faith in judgment and outwith should be given as to the said originals, if they were produced ; and that he was with the notarus collating the said evidents with the originals, and took a note thereof ; and by the judge's authority, published and signed the same with his subscription, sign, and name, used and wont, in witness of the truth of the premises, together with the appension of the seal of the said official ; whereupon Walter Moir, procurator in behalf of Sir William Myrtone, founder of the said college, asked an instrument. Done in the consistory foresaid, 23d September 1529. Present—Master Martin Balfour, vicar of Monymell ; George Strang, Alexander Symson, procurators of the consistorial court of St Andrews ; Sir Robert Buylt, chaplain ; John Mar, and Thomas Ferre.

115. Notarial instrument certifying that Sir James Ewiat, chaplain, appointed Mr Alexander Currur, Sirs David Bowman, Edward Annand, Thomas Bowman, Thomas Clerk, and the rest of the prebendaries of the college kirk of St Mary the Virgin in Carail, and

their successors prebendaries there, his lawful and irrevocable cessioners and donators, in and to 300 merks, laid out by the said Sir James, on an annual rent of 20 merks, on the lands of Over Capluoe, otherwise called Third Pairt, as more fully contained in the charter thereof, whereupon Jasper Buythquhan asked an instrument in behalf of the prebendaries. Dated at Craill, 11th June 1553. Witnesses—Master David Gawe, David Dischinton, and Sir William Congilton; John Brown, presbyter of St Andrews diocese, being notary.

116. Instrument of seizin on precept granted by Alexander Inglys of Terwat, in favour of David Bowman, Edward Annand, William Corstorphin, Thomas Bowman, William Congilton, Thomas Clerk, and the remnant prebendaries of the college kirk of Craill, and their successors, of an annual rent of 20 merks Scots out of his lands of Third Part, alias Over Caiplwe, which annual rent formerly belonged to James Eweat, chaplain, and to which he had made the said prebendaries his assignees. Precept is dated at Ynglis Terwat, 5th May 1554. Witnesses—David Ynglis, Sir John Johnstoun, chaplain; and John Broun, notary. Seizin taken 9th May 1554. Witnesses—Andrew Zoull, Andrew Smyth, Patrick Lumysden, and John Makye.

117. Notarial instrument certifying that Sir James Eweat, chaplain, personally passed to the chapter house of the college kirk of Craill, where the prebendaries were chapterly assembled, and then gave and delivered to them "numerate money," £10 Scots, which he had received from an honourable man, Andrew Tod, dwelling in Pitcorthe Ester, for an anniversary, to be held by the prebendaries, by singing a mass for the soul of the said Andrew, and of a requiem, on the day of his sepulture, with obsequies on the preceding day, of which sum the said prebendaries discharge the said Sir James for ever. Dated 4th June 1553. Witnesses—John Bell of Kircalde, John Symson, and Sir George King, chaplain. John Bowman, presbyter of St Andrews diocese, notary public.

118. Notaries docquet by George Atkinson, clerk of St Andrews diocese, notary public, bearing that he, being personally present at the reading, production, publication, and collation of the charters, instruments, acts of the consistorial court of St Andrews, and other

evidents written in the present register, agreeing word by word with the original and principal writs, and at the publication, transumpt, and decret, on such evidents, by the foresaid lord official principal of St Andrews, sitting in judgment in the consistorial place thereof, with the notary before written, and took a note thereof, and has subscribed, published, and signed with his sign, name, and subscription manual, used in wont, and witness of all and sundry the premises.

119. Docquet by John Broun, master of arts, clerk of St Andrews diocese, notary public, certifying in like terms, and that he was present with Robert Lausone, notary above written.

120. Ordinance by the Archbishop of St Andrews, bearing that the chaplains, and chorister, or prebendaries of the college kirk of Craill, by the tenor of their foundation, shall be bound, every night in the year after the song or antiphon ordinarily sung in the aisle, founded by Sir William Myrton, founder and endower of the said kirk, before the psalm *de Profundis*, to say five times a *pater noster* and *ave*, with the creed, with a devout and submissive voice, for the weal of the soul of the said founder, and of all the faithful dead. For which celebration they shall receive yearly 40s., which James, Archbishop of St Andrews, deeming to be right and honourable, commands and ordains to be observed, as inserted, appointed, and confirmed by him, under the pains contained in his letters following. Signed by command of the archbishop, by Andrew Elephant, notary public.

121. Letters of confirmation by James, Archbishop of St Andrews, primate of Scotland, *legatus natus*, etc., whereby on the narrative of the foundation of the college kirk of Craill, and the erection and confirmation of the same by Andrew, Archbishop of St Andrews, his predecessor; and that John, surnamed Heburn, then procurator of the archbishop's church and vicar-general, the see being then vacant, had approved certain lawful and honest statutes made thereupon; and that a petition had been lately presented to him by his beloved son, Sir William Myrton, vicar of Lauthrisk, first and principal founder of the said college of Craill, for himself and other founders of the said kirk, bearing that certain other new statutes, ordinances,

or charitable exhortations, adopted by him, with advice of men of prudence and those skilled in law, and to be observed by the provost, vicar, and prebendaries, choristers, singers, officers, and boys of the college, for evermore, besides the statutes in the first erection, viz., First, exhorting that divine service in the choir should be performed with understanding ; the meaning of words understood ; the force of accents learned, what acute and what grave, in singing, etc., making devout preparation for divine praise, etc. Secondly, and above all, to seek to please God by offering the sacrifice of praise heartily ; getting true grace and glory to themselves and others ; kindling in the hearers love of the celestial country, devoutly representing the host of fellow-citizens of the church triumphant, glorifying God in hymns and songs, as the psalmist says, “sacrificium laudis honorificabit me,” etc. Thirdly, to pronounce carefully the syllables, letters, consonants, and vowels, from the beginning of worship to the end, avoiding all interruptions. Fourthly, to observe great reverence in carriage, as in kneeling, prostrations, bowing leisurely and deeply, refraining from wandering and careless looks, and keeping the strictest silence. Fifthly, harmoniously, so that the first chorus do not begin the verse until the second chorus have ended. Sixthly, heartily, not sparing their voices. Seventhly, moderately, beginning everything with due readiness, not raising the voice too high, nor falling too low. Eighthly, with difference according to the services, etc. Ninthly, with accord and unanimity of heart, so that all devoutly study to perform the divine praises, etc. Tenthly, strictly charging that on every Saturday in the year in the chapter, the sundry statutes and others contained in the foundation, erection, and confirmation, or that may be established in time to come, be all collected into one table, and be weekly published and read. And to the petition was subjoined, that if these new statutes were ratified by the archbishop, and adjoined to the erection of the college, it would tend to the weal of the same ; and that the said Sir William Myrtone humbly supplicated him to interpose his ordinary authority for the observation thereof. Therefore the archbishop confirms and ratifies all the preceding statutes, and adds them to the statutes of erection, to be observed by the prebendaries and others of the college. Whereanent he gives powers and authority to Sir William Myrtone, founder and endower foresaid, for his life, for his numerous virtues and merits, which were well known to the donor,

and for his legality, knowledge, discretion, honesty of life, and sound conscience, having full faith in the Lord, and daily experience thereof, and to his successors of the said college, or rectors of the choir for the time, and presidents of the chapter, according to their conscientious judgment, any of the choristers or others, who, in time of divine service in the quire, shall make disturbance with vain stories, wandering talk and folly, etc., and who, after warning, would not cease the disturbance, and to suspend all such; and also to impose a fine on those absenting themselves from the quire. Dated at the archbishop's palace of St Andrews, 29th June 1530. Witnesses—Mr John Weddell, official principal of St Andrews; James Symson, official in the archdeanry of Lothian; Abraham Creichtoun, rector of Chirnside; Gilbert M'Math, the archbishop's chaplain; Sir Walter Mar, priest; William Skirling, his cubicular, and George Boswald; Andrew Elephant, clerk of St Andrews diocese, M.A., notary public.

THE END.

On a leaf at the beginning of the volume.

COPIA ACTA PENES EMPHIOTESIM TENEMENTORUM JACENTIUM IN NEW CLOS, INFRA CIUITATEM SANCTANDREE.

23d February 1541.—George Malwyl, citiner of St Andrews, is warned to pay to the chaplains and choristers of the college kirk of Caraille yearly, after Whitsunday next, seven merks Scots, having long occupied the forehouses with the west booth, called the Wester Land, near by the parish church, under the pain of cursing, etc. Extract from the books of the official principal of St Andrews.

DUNCAN TRUMBULE.

Friday, 2d March 1542.—Duncan Trumbule, citiner of St Andrews, warned to observe a charter made to him by the choristers of Caraille anent the feu of a house in New Close, for 48s. of ferm yearly, 24s. termly. Extract as above by Mr George Atkinsoun.

ALEXANDER THOMSOUN.

2d October 1542.—Citiner of St Andrews, warned to pay the choristers 43s. 4d. yearly, according to their charter to him.

Same day.—Andrew Wrycht is warned to pay 46s. 8d. yearly; also William Kynlocht for 46s. 8d. for houses lying in New Close.

ANDREW EDNAM.

Thursday, 18th January 1542.—Citiner of St Andrews, warned to fulfil a charter made by the choristers of Caraille to him of a house in New Close for 46s. 8d. yearly of ferm.

ALEXANDER KYRKALDE.

Wednesday, 18th April 1543.—Citiner of St Andrews, warned to observe a charter made to him by the choristers of a tenement in the New Close, for the fermes of the house, being 48s. yearly; also warned to pay the choristers or prebendaries 40s. between and Lambas.

ON THE LAIRDS OF ARDROS.

27th May 1541.—William Dischinton, lord of fee of the lands of Ardros and barony thereof, and George Dischinton, lord of the franktenement thereof, acknowledged a charter of alienation of an annual rent of six merks Scots from the lands of Ardros, made to the prebendaries, choristers of the college kirk of Caraille, and swore to observe them under the pain of perjury; and are warned to observe the said charter and obligation, and pay the said annual rent. Present—Mr David Dischinton, precentor of Aberdeen; James Dischinton, Mr John Dischinton, James Hutsoun; Sirs John Henderson and John Atkynson, chaplains.

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