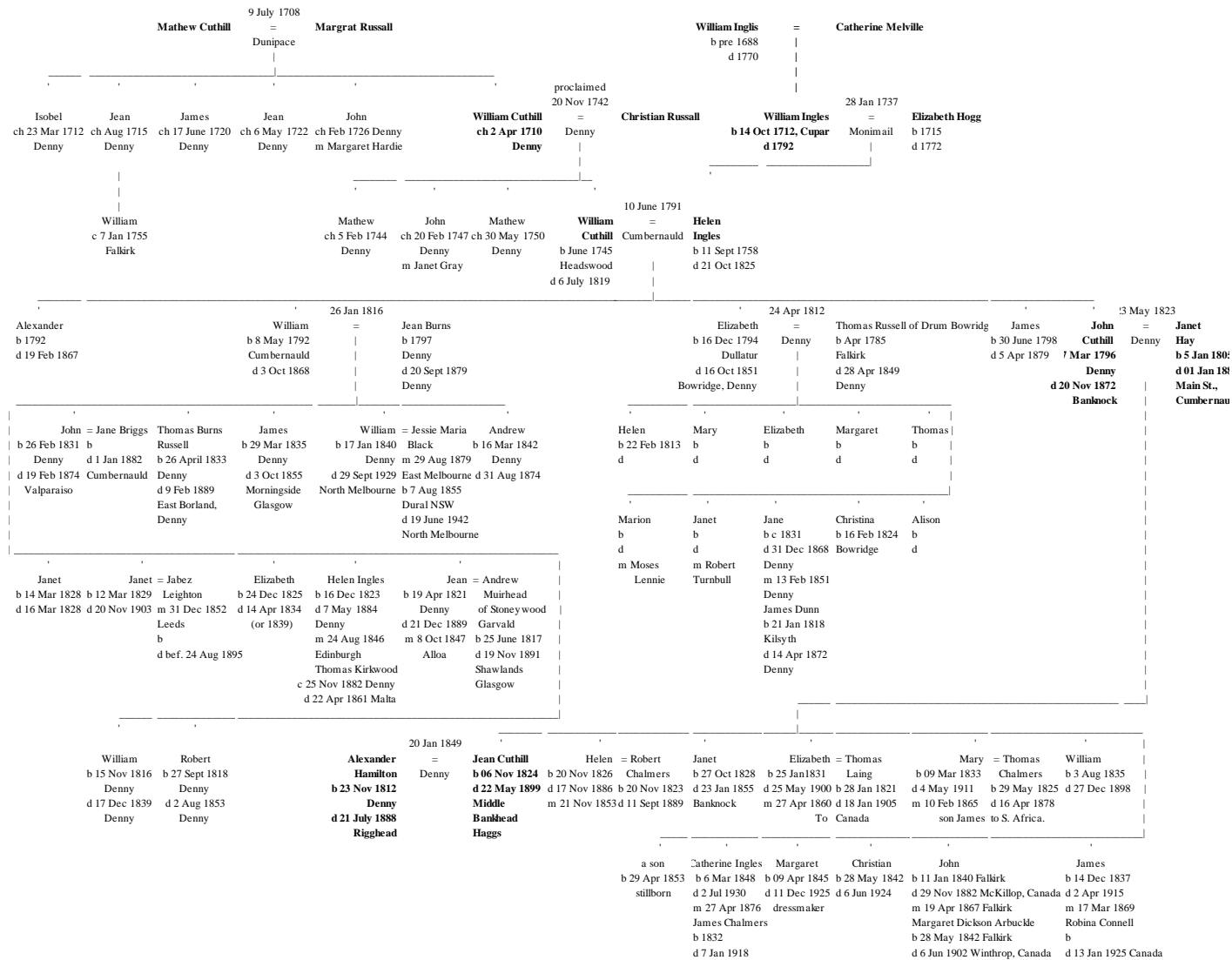


William Cuthill and Helen Ingles



William Cuthill and Helen Ingles

William and Helen were married on 19th June 1791. She was thirty-two and he forty six.

William was the second and oldest surviving son of William Cuthell and Christian Russell of Headswood, Denny, Stirlingshire.

Helen was the youngest daughter of William Inglis & Elizabeth Hogg from Cupar, Fife.

There are more than fifty miles between Denny and Cupar so how, in those days of poor communications, did they meet? The couple's gt-grandson, Bill Cuthill, an Australian, claimed that they met at the Falkirk Tryst. This was a great fair where cattle, sheep and horses were sold. It was held in autumn where the town of Stenhousemuir now stands.

The Tryst was more than simply a market; it had swings, roundabouts, mountebanks* and all that would make a good day (or several days and nights) out. It seems very plausible that Helen may have, on occasion, come from Fife with her family for such an event and been swept off her feet by William, some fourteen years her senior. Indeed, if the timing of the Tryst, the wedding, and the births of the first two children are taken into account, it is probable that they met in the autumn of 1790!

After the wedding, the couple initially lived and worked at Dullatur on the Antonine wall in a farm, which William had been renting prior to his marriage. In the next three-and-a-half years, three children were born. The first was Alexander (the record of whose birth has not been found), then William, who was born in Cumbernauld on 8th May 1792. Then came Elizabeth, born at Dullatur on 16th December 1794, just a few days before William and Helen completed the purchase of Easter Ballenknock, now known as East Banknock. The Sasine Abridgement for this purchase is given below and the full sasine appears as Appendix I.

Dec 15 1794

2850

William Cuthill, tenant, Dollater, seised, Dec 9 1794,- in Easter Ballenknock, par. Denny; on disp by Francis Watson, merchant, Falkirk, Apr 24 1794;- and Helen Inglis, his spouse, seised, eod die, in liferent of said lands, propriis manibus of the said William Cuthill.

P.R.33.300

The purchase had not gone through easily. The property had been roup'd, (auctioned) and William's offer of £413 had been rejected in favour of a higher offer of £420. The person who had offered the £420, was, however, unable to find caution, (pronounced kayshun and meaning a guarantor) for the purchase and so reneged on the deal. The document in Appendix II, part of the Articles of Roup, explains the whole situation.

After the move to Easter Ballenknock, two further children were born there, John on 7th March 1796 and James on 30 June 1798. The record of these births is given below.

* Sellers of quack medicines in public places.

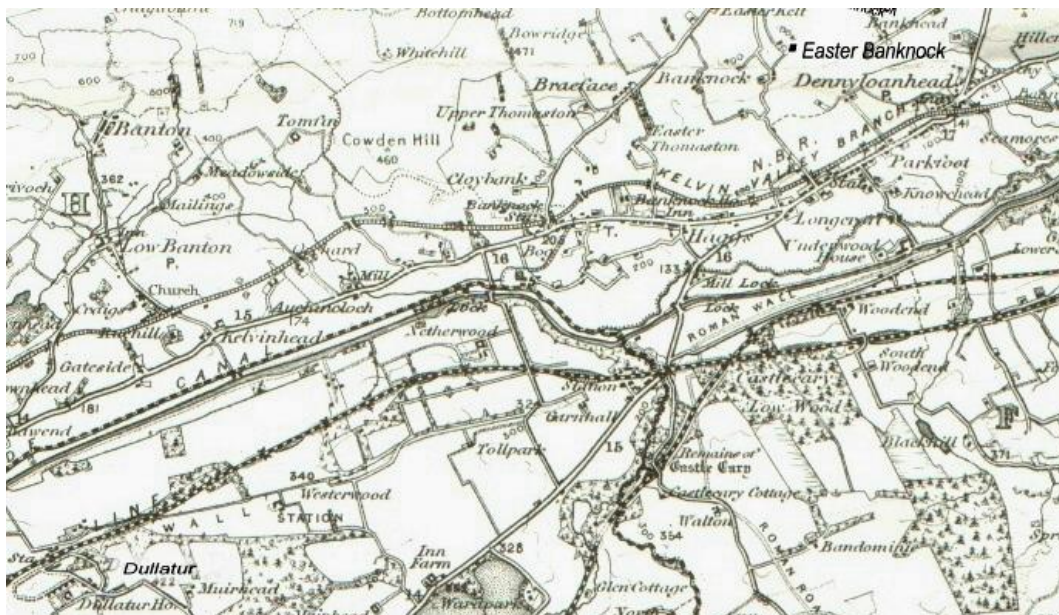
O.P.R. Denny (476).

Date	Child	Parents	Witnesses
1796			
March 7th	John	William Cuthil	James Hillas Thomas Gentles

1798, June

James Cuthill lawful son of William Cuthill and Helen Ingles in Banknock was baptized; who was born on the tenth curr^t.

Note that, although the births were recorded in Denny Church, the family were, in fact, members of Dennyloanhead Secession Church.



Map showing Dullatur & Easter Banknock.

From 1 inch to the mile Ordnance Survey map surveyed 1855-60 revised to 1895

Over the next years, little is known about the couple except that there are records of William being involved in a considerable number of transactions involving land transfers. A selection of the relevant Sasine Abridgments is given in appendix III. A more complete record of these transactions could be compiled but this would require many hours of work at the National Archives of Scotland.

The only other piece of factual information is that William, in 1812, when his daughter, Elizabeth married Thomas Russell, was recorded as being a "post carrier of Banknock" (film 102105). Post carrier in pre-penny post days presumably meant that William had a coach, which was used to transport mail about the country. (The above marriage is also recorded at Denny: 4 April 1812 Thomas Russell in the parish of Falkirk and Elizabeth Cuthill lawful daughter of William Cuthill portioner of Banknock gave their names in order to marriage and were proclaimed on the three following sabbaths and married on the twenty fourth.)

Helen carried out the usual activities of a farmer's wife including the making of the blanket pictured below. Once the men-folk had sheared the sheep, the wool was cleaned and spun by the women. The yarn was then sent to the local weaver who produced the blanket ready to be embroidered. The farmer's wife of course dyed the thread on the farm. The close-up shows that the back of the blanket is as well sewn as the front. This blanket must have been something special as it was rarely if ever used. In a later generation, it was said that one member of the family read to the others as they sewed.

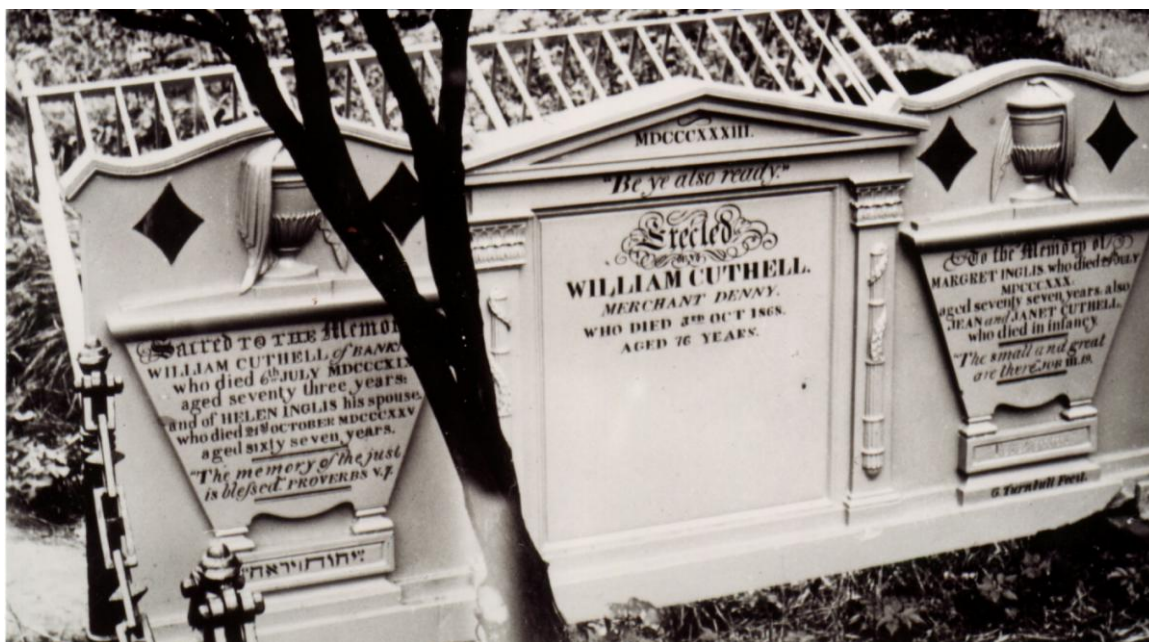


William died on the 6th of July 1819 and by the 25th of the same month the sasine in Appendix III had been drawn up, giving Helen lifetime use of the property but ensuring that it passed to their son, John on her death.

On the 6th August 1825, Helen and John were back at the lawyers for a Confirmation (Appendix V) of the 1794 Sasine. The reason behind this seems to lie in the old Scots system of land ownership. At one time, the only way a vassal could divest himself of the land was to return it to the feu superior. In time, however, transfers "a me vel de me", that is a transfer from one vassal to another, a kind of sub feu, came to be accepted. This form of transfer avoided the need, for the time being, at least, to pay the feu superior a 'composition'. The document in Appendix V makes the 1794 sasine for Easter Banknock (which was, "a me vel de me) "public" by obtaining 'charter of confirmation' from the superior. As Helen died on 25th August 1825, this Confirmation may have been sought in anticipation of her death

A Cuthill crest was found among family papers. This is illustrated at Appendix VI.

The deaths of William and Helen are recorded on the gravestone pictured below.



This stone, erected in Denny churchyard by their son, William is now deteriorating and the inscriptions, particularly on the diamond shaped, bronze lozenges are difficult to read. The stone is dated 1833 and records events in the family which are not recorded elsewhere. The inscriptions are:

Lozenges, from the left:

First: Elizabeth Cuthell (rest illegible).

Second: Robert Cuthell Tinsmith 2 Aug 1853 35 years.

Third: William Cuthell, MA, Student of Divinity 17 Dec. 1839 23 years.

Fourth: Illegible.

Left panel:

Sacred to the memory of William Cuthell of Banknock who died 6th July 1819 aged seventy-three years and of his spouse Helen Inglis who died 21st October 1825 aged sixty-seven years.

Right panel:

To the memory of Margaret Inglis who died 29th July 1830 aged seventy-seven years. Also Jean & Janet Cuthell who died in infancy.

Centre Panel:

Erected by William Cuthell Merchant Denny who died 3rd Oct. 1868 aged 76 years

In the name of God amen. Know all men by this present public Instrument That upon the Ninth day of December in the year of our Lord one thousand Seven hundred and ninety four and of the Reign of our Sovereign Lord George the Third by the Grace of God King of Great Britain France and Ireland Defender of the Faith the thirty fifth year In presence of me Notary Public and the witnesses afterwards subscribing Compared personally William Cuthill Tenant in Dollater and passed with us and David Liddel Mason at Woodhead Baillie in that part specially Constituted by virtue of the precept of Sasine after insert to the Ground of the Lands and others after mentioned Having and Holding in his hands a Disposition of the date aforementioned made and granted by Francis Watson Merchant in Falkirk to and in favour of the said William Cuthill Whereby he for the Causes therein specified Sold alienated and Disposed from him and his heirs and Successors to and in favour of the said William Cuthill his heirs and assignees whomever heritably and irredemably All and Whole that five Shilling land of the old Extent of Easter Ballenknock with Houses Biggings Yards tofts crofts mosses muirs meadows Outfields Infields pastures and hail other privileges and pertinents thereat All lying within the Parish of Denny and County of Stirling, together with all right title and Interest Claims of right property and possession puctory or possessory which he his predecessors and authors heirs and successors have or could anyway Claim or pretend thereto in time coming As the same Containing Obligement to Infelt a me val de me procuratory of resignation Clause of absolute warrandices Assignment to the writs and evidences and rents mails and duties of the said Subjects precept of Sasine before mentioned after insert and sundry other Clauses in itself more fully beirs Which Disposition contains as said is the said William Cuthill presented to the said David Liddel Baillie foresaid desiring and requiring him to proceed to the due Execution of His office by Giving Sasine in terms thereof Which desire the said Baillie having found good and reasonable he received the said Disposition into his hands and delivered the same to me Notary Public to be read and published in the presence of the witnesses which I accordingly did and have herein inserted the said precept of Sasine whereof the tenor follows viz: "Moreover to the effect the said William Cuthill and his foresaids may be infelt and seized in the said Lands and others foresaid I hereby Desire and require you, and each of you my Baillies in that part hereby specially Constituted That upon my signe thereof ye pass to the Ground of the said Land and there give and deliver to the said William Cuthill and his foresaids heritable state and Sasine actual real and Corporal possession of All and Whole the said Five Shilling land of and extent of Easter Ballenknock with the pertinents upon and desired as aforesaid And that by delivery to the said William Cuthill or his foresaid or to his or their certeurs attorney or attornies in his or their names Bearers hereof of Earth and Stone of and upon the ground of the said Lands and all other Symbols usual and requisite And this in no way ye leave undone Which to do I Comend to your Jointly and Severally my full power by this my precept of Sasine directed to you for that effect In witness whereof I have subscribed these presents written upon this and two preceding pages of paper dated stamped Conform to Law by Thomas McFee Clerk to James Henderson writer Falkirk Att Falkirk the twenty fourth day of April seventeen hundred and ninety four years Before these witnesses the said James Henderson and Thomas McFee frequents Francis Watson James Henderson Witness and Thomas McFee Witness." After reading and publishing of which Disposition and precept of Sasine above inserts therein Contained the said David Liddel as Baillie foresaid in virtue of the office of Baillie thereby Committed to him Gave and Delivered Heritable state and Sasine actual real and Corporal possession to the said William Cuthill of All and Whole the said Five Shilling land of old extent of Easter Ballenknock with the pertinents lying and described as aforesaid And that by delivery to him of Earth and Stone of and upon the Ground of the foresaid Lands and all other Symbols requisite and necessary conform to and in terms of the said Disposition and precept of Sasine above insert therein Contained in all points Whereupon and upon all and Sundry the premises the said William Cuthill asked and took Instruments in the hands of me Notary Public Subscribing and immediately thereafter the said William Cuthill being thus vested and seized in the fee of the said Lands and others Gave and Delivered ex propriis manibus to Helen Inglis his spouse during all her days of her lifetime if she survive him lifereal State and Sasine actual real and Corporal possession of All and Whole the said Five Shilling land of the Old Extent of Easter Ballenknock with the pertinents and that by delivery to Alexander Marshall weaver at Meurdhead as attorney for and in her name and behalf of Earth and Stone of the Ground of the same and other Symbols necessary Whereupon the said Alexander Marshall attorney foresaid also asked and took Instruments in the hands of me Notary Public Subscribing These things were so done upon the Ground of the said lands and others between the hours of one and two in the afternoon of the day month year of God and Kings reign respectively first before written Before and in the presence of James Dalrymple Merchant in Falkirk and James Young Changekeeper at Parkfoot witnesses to the premises specially called and required And in Testimony of the liferent right so granted by the said William Cuthill to the said Helen Inglis he hath Subscribed this instrument of the date above written in presence of me Notary Public and the witnesses above Designed and hereto with me subscribing.

James Dalrymple Witness

James Young Witness

William Cuthill

X

At Stirling the Fifteenth day of December one thousand seven hundred and Ninety Four years. The sasine above written being presented by Colin Dawson writer in Stirling Is Registered on the Three hundred and Three hundred and first leaves of the Twelfth Book of the next particular Register of Sasines Reversions and others kept at Stirling for the Shires of Stirling and Clackmannan and Stewarty of Monteith By

JN Mackillop.

James Dalrymple
James Henderson *W. P.*

I James Henderson authorized as notary public of Edinburgh make witness in this place by all singular acts of Parliament set before at the second session to have seen, known and heard by all particular principles set before and brought forward accurately I have marked and noted the signing by hand of the document in this public instrument faithfully signed and executed. The testimony is completed in good faith and is a true witness as required.

Know All Men by these presents that I Francis Watson Merchant in Falkirk heritable Proprietor of the Lands and others after Disposed Considering that by Articles of Roup dated the Twentieth day of March last I having exposed to Sale the Lands of Easter Ballenknock with the pertinents underwritten at which Sale Compeared James Shearer of Hags of Bankier who offered for the said Land Four hundred and Twenty pounds Sterling and being the last and highest offerer was preferred to the purchase by Mr. James Aitken Writer in Falkirk Judge of the said Roup upon his fulfilling the purchasers part of the said Conditions which he obliged himself to do And Whereas by the Fourth article of said Conditions of Roup it is Expressely conditioned That the highest and last offerer should be obliged within ten days after the day of the Roup to grant Bond for the price offered by him with a Sufficient Cautioner to the satisfaction of the Exposer payable at the term of Whitsunday first with a fifth part thereof of penalty and annual rent in case of failure and which Bond should be so Granted under the penalty of one fifth more of the price offered in case of not Granting the Same And of the purchaser showing face in Granting the said Bond he should over and above forfeit his interest in the said purchase and it should be optional to me either to hold the said Lands houses and others myself or of new to Expose the same to Sale or to Declare the same to belong to the next and immediate offerer and in case intimation of the said failure to find caution should be made to the immediate preceeding offeror he should be deemed the purchaser and should be obliged within the like Space of Ten days after such intimation to grant Bond for the price offered by him with a sufficient cautioner in terms of said articles under the like penalty and forfeiture and so forth through the whole course of the offerors And the said James Shearer having failed to find caution to terms of said articles And intimation having been made to William Cuthill Tenant in Bollater of his said failure the purchase Devolved upon him as the next and immediate preceeding offeror who signed his offer at the price of Four Hundred and Thirteen Pounds Sterling being the price offered by him for the said Lands And Seeing that the said William Cuthill has of equal date with these presents Granted Bill and Bond for the price offered by him with a Sufficient Cautioner payable against the Term of Whitsunday first with interest thereof from the term of Martinmas last during the not payment whereof I hereby Grant the Recipe renouncing all objections in the Contrary and Discharge the said William Cuthill thereof forever Therefore Will ye me to have Sold alienated and Disposed as I by these presents Sell alienate and Dispone from me my Heirs and Successors to and in favour of the said William Cuthill and his heirs and assignees whomsoever heritably and irredeemable All and Whole that five Shilling Land of old extent of Easter Ballenknock with houses Biggings Yards Tofts Crofts Mosses Muirs outfields Infields pastures and hail other privileges and pertinents thereof as presently possessed by John Heeming and James Bryson all lying within the Parish of Denny and County of Stirling together with all right title and Interest Claim of Right Property and possession petitory or possessory which I my predecessors and authors heirs and Successors have had or can anyway Claim or pretend thereto in time coming In which Lands and others above Disposed I Bind and Oblige myself and my forsaid to infest and Seize the said William Cuthill and his forsaid upon their own Charges and Expenses and that by two several infeftments and manners of Holding and thereof to be holden of me and my forsaid in fee Blanch for payment for payment of a Penny Scots in name of Blanch Farm at the Term of Whitsunday yearly if asked only and

Francis Watson

the other of said Infeftments to be holden from me of and under my immediate lawfull Superiors thereof in the same manner that I my predecessors and authors held hold or might have holden the same without these others by Resignations or Confirmations or both the one without prejudice to the other And for Completing the said Infeftment by resignation I hereby Make and Constitute

and each of them my lawfull and irrevocable Procurators for me and in my Name to Resign and Surrender as I by these presents Resign, Surrender Upgive Overgive and Deliver All and Whole the five shilling Land of old Extent of Easter Ballenknock with the pertinents all lying and Described as in the Dispositive Clause of these presents together with all right title and interest Claim of right property and possessions petitory or possessory which I my predecessors and authors heirs and Successors have or can pretend hereto In the hands of my said Superiors or of their Commissioners in their name having power to receive resignations and thereupon to Grant new Infeftments In favour and for new Infeftment of the same to be made given and granted to the said William Cuthill and his heirs and assignees heritably irredemably in due and Competent form Acts instruments and Documents thereupon to ask and take and generally every other thing thereanent to do which I could do myself if personally present of which to the office of Procuratory in Such cases as known to belong Ratifying hereby and Confirming whatever my said Procurators shall lawfully do or cause to be done in the premisses in virtue hereof Which Lands and others disposed with this Right and Disposition of the same and Infeftment to follow hereon I Bind and oblige myself and my forsaid to warrant to the said William Cuthill and his forsaid to be free of all burdens and incumbrances and grounds of eviction whatever at all hands and against all Deudty And further I hereby make and Constitute the said William Cuthill and his forsaid my lawfull Cessioners and Assignees not only in and to the whole writs and evidents rights titles and Securities of the said lands and others made and Granted in favours of me my predecessors and authors and whole clauses therein contained with all that has followed or may be competent to follow thereon forever But also in and to the rents mails and Duties of the said Lands and others due and payable for and furth thereof from and since the term of Martinmas last which is hereby Declared to be the Term of his entry to the said Subjects and in all time coming Surrogatory hereby and Substituting the said William Cuthill and his foresaid in my full right and place of the premisses for assignations above written I Bind and oblige me to warrant as follows vis'. In so far as concerns the writs and Evidents at all hands and against all Deudty And in so far as concerns the rents mails Duties from my own proper facts and Deeds only And further I hereby oblige me my heirs and Successors to free and relieve the said William Cuthill and his forsaid of all feu duties less Minister Stipend and other public Burdens exigible furth of said subjects at and preceeding the said term of Martinmas last the Said William Cuthill and his forsaid being bound to free and relieve me and my foresaid of the same thereafter in all time coming And having herewith Delivered up to the

Francis Watson

Page Third

said William Cuthill the title Deeds of said Subjects I consent to the Registration hereof in the Books of Council and Session or others competent to remain for preservation and all Executors requisite pass hereon in form as Effairs I constitute

My Procurators &

Moreover to the Effect the said William Cuthill and his forsaid may be infeft and Seized in the said lands and others forsaid I hereby Desire and Require you

And each of you my Baillies in that part hereby Specially Constituted That upon sight hereof ye pass to the Ground of the said Lands and there Give and Deliver to the said William Cuthill and his forsaid heritable State and Sasine actual real and Corporal possession of All and Whole the said Five shilling Land of old Extent of Easter Ballenknock with the pertinents lying and Described as aforesaid And that by Delivery to the said William Cuthill or his foresaid or to his or their certain Attourney or Attournies in his or their names Bearers hereof of Earth and Stone and upon the Ground of the said lands and all the other Symbols usual and Commit to you Jointly and Severally my full power by this my precepe of Sasine Directed to you for their Effect in witnes whereof I have subscribed these presents written upon this and the two preceeding pages of paper duly stamped conform to Law by Thomas Moffat Clerk to James Henderson Writer in Falkirk At Falkirk the twenty fourth day of April Seventeen hundred and ninety four years Before these witnesses the said James Henderson and Thomas Moffat

James Henderson Witness

Francis Watson

Tho^s Moffat Witness

Mar 31 1803

4522

James Marshall, son of John Marshall Conniepark seised Feb 12 1803-in 1 rood 1 fall and 27 ell of land of Hags of North Garngrew, par Denny; on feu con. between him and William Cuthell of Banknock Feb 12 1803.

4523 (similar)

Apr 1 1808

5761

Matthew Hay, sometime changekeeper in Hags of Bankier and William Hay his Son, seised in liferent and fee respectively Feb 27 1808;- in 1 rood of lands of Hags of north Garngrew, par. Denny;- on feu con, between the said and William Cuthill of Banknock, May 17 1799, and Mary Thomson spouse of the said Matthew Hay seised, eod die, in liferent of the said subject, propriis manibus of him for himself, and as attorney for the said William Hay.

P.R. 43.209

Apr 22 1808

5780

William Cuthill, portioner, Banknock, seised Mar 1 1808 in a 3s 9d land of Wester Maillings of Denny par. Denny; in security of £100;- on a bond by John Cuthill of Woodhead January 1 1795.

P.R. 43.245

2856 Janet Hay spouse of John Cuthill of Middle Banknock. James Hay of Haircraigs her father – Dec 8 1838 PR 196.234

9266Helen Inglis relicit and John his son... Elizabeth, sister of John. Also 5977, 6032, 6023, 6121, 7502, 8648. 1830 – 1840

2853

Dec 8th 1838

Wm. Hay workman Banknock as heir to John Hay there his brother seized Oct 13 1838 in the pro indiviso half of a piece of ground consisting of 1 rood 3 falls & 21 ells being part of the lands of North Garngrew par Denny;- on PR.CL.Con by William Cuthill merchant
Denny Oct 13 1838 PR 196.231

In the name of God Amen. Know all Men by this present public Instrument of Sasine That upon the Twenty first day of July in the year of our Lord Eighteen hundred and Nineteen and of the Reign of our Sovereign Lord George the Third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith the fifty ninth year In presence of me Notary Public and witnesses subscribing Comparered personally Helen Inglis widow of William Cuthill Portioner of Hanknock and John Cuthill youngest son in life of the said William Cuthill and passed with us and John Kidston Nailer in Denny Baillie in that part specially constituted by virtue of the Precept of Sasine after inserted to the ground of the subjects after mentioned Having and Holding in their hands a principal Disposition and Settlement of the date underwritten and containing the said Precept of Sasine Made and Granted by the said William Cuthill and John Cuthill Whereby for the causes therein specified the said William Cuthill with the special advice and consent of the said Helen Inglis his spouse inter alia Gave Granted and Disposed it and in favour of the said Helen Inglis his Spouse in lifefer for her lifeferent use only and to the said John Cuthill his heirs and assigns whomsoever in fee heritably and irredeemably All and Whole the Five shilling land of old extent of Easter Bonnock with houses biggins yards tofts crofts mosses nairs meadows outfields infields pasture and hault other privileges and pertiments thereof as then possessed by the said William Cuthill himself all lying within the parish of Denny and County of Stirling Bounded and particularly described in manner mentioned in the original rights and infetments thereof Together with the Tionds of the same But with and under the burden of payment making by the said John Cuthill and his foresaids to Elizabeth Cuthill daughter of the said William Cuthill of the sum of Three Hundred Pounds Sterling payable at the first term of Whitunday or Martinmas happening Four years after the decease of the said William Cuthill and his said spouse and Survivor of them and the legal interest thereof from the first term of Whitunday or Martinmas happening after the decease of the said William Cuthill and his said spouse and Survivor of them till payment and which sums of principal and interest were thereon declared a real burden affecting said subjects As the said Disposition and Settlement containing the said Precept of Sasine and sundry other clauses in itself more fully bears Which Disposition and Settlement containing as said is the said Helen Inglis and John Cuthill presented to the said John Kidston Baillie foresaid and desired him to proceed to the execution of the office of Bailliary thereby committed to him by giving Sasine to the said Helen Inglis and John Cuthill of the foresaid subjects for their respective rights of lifeferent and fee as above mentioned in terms of the said Disposition and Settlement and Precept of Sasine therein contained Which desire the said John Kidston Baillie foresaid finding to be just and reasonable he received the said Disposition and settlement into his hands and delivered the same to me the said Notary Public to be read and published to the witnesses present which I did accordingly and of which Precept of Sasine therein contained the tenor follows viz: "Attour to severally my Baillies in that part specially constituted That on sight hereof ye pass to the ground of the said respective subjects and there Give and deliver heritable State and Sasine actual real and corporal possession to the said William Cuthill my Son and his forsaid in fee of All and Whole the respective Subjects above disposed to him lying bounded and described as aforesaid with the tiends and pertiments And also that ye give and deliver heritable and lifeferent State and Sasine actual real and corporal possession to the said Helen Inglis my spouse in lifeferent use alienary and to the said John Cuthill my son and his forsaid in fee of All and Whole the subjects above disposed to them with the Teinds and pertiments lying bounded and described as aforesaid and that by delivery to the said lands with a handful of grass or corn for the said tiends and other symbols necessary and usual But always with and under the provisions before written all which are hereby declared to be real burdens affecting said subjects and are appointed to be engrossed in the infetments to follow hereon and this in nowise ye leave undone which to do this my Precept of Sasine shall be to you a sufficient warrant In witness whereof I have subscribed these presents written upon this and the two preceding pages of Stamped paper by George Liddle Apprentice to William Storie Writer in Falkirk along with the said Helen Inglis my spouse in testimony of her approbation of the premises at Falkirk the Tenth day of February Eighteen hundred and fourteen years Before these witnesses the said William Storie and George Liddle Signed by William Cuthill Helen Inglis Wm. Storie Witness Geo. Liddle Witness." After reading and publishing of which Disposition and Settlement and Precept of Sasine therein contained and above inserted the said John Kidston Baillie foresaid by virtue thereof and of the Office of Bailliary thereby committed to him Gave and Delivered heritable and lifeferent State and Sasine actual real and corporal possession to the said Helen Inglis in lifeferent for her lifeferent use alienary and to the said John Cuthill in fee of All and Whole the subjects above mentioned conveyed to them by the foresaid Disposition and Settlement with the Tionds and pertiments lying bounded and described as aforesaid and that by delivery to the said Helen Inglis and John Cuthill of Earth and Stone of and upon the ground of the said lands with a handful of grass for the said tiends and other symbols necessary and usual But always with and under the provision before written conform to the said Disposition and Settlement and Precept of Sasine therein contained and above inserted in all points Whereupon and upon all and Sundry the premises the said Helen Inglis and John Cuthill asked and took Instruments in the hands of me the said Notary Public These things were so acted and done upon the ground of the said subjects betwixt the hours of two and three o'clock afternoon of the day month year of God and King's reign first above written Before and in presence of William Muirhead residing in Denny and John Kincaid Weaver in Denny Witnesses required to the premises and hereto with me Subscribing

I William as clerk of the Edinburgh actuarial court admitted by act of Parliament. I have officially sent out and dispatched with witnesses present and hereby confirm their names I have said, seen, known and heard their names and know them not to be different. I have prepared, furthermore this public instrument, and indicate and recognize my usual, accustomed signature. I write below the names and testimony as required all signed and sent forward.

Incurrupta Fides
Wm. Storie N.P.

Wm. Muirhead Witness
J^m Kincaid Witness

At Stirling the nineteenth day of August one thousand eight hundred and nineteen years The Sasine above written being presented by James Buchanan writer in Stirling is Registered on the one hundred and forty seventh 148th 149th 150th and one hundred and fifty first leaves of the Twentieth Book of the New particular Register of Sasines Reversions and others kept at Stirling for the Shires of Stirling and Clackmannan and the Stewarty of Monteith by

R.O. Henderson

Be it known to all Men by this present charter That I the Honourable Charles Fleming of Biggar and Cumbernauld immediate lawful Superior of the Lands and others underwritten, have ratified and approved, and for me my heirs and successors perpetually confirmed to and in favour of my Louites Helen Inglis, Widow of William Cuthill Portioner of Banknock, in liferent for her liferent use only and to John Cuthill

and his heirs and assignees whomsoever in fee, heritably and irredeemably all and whole that five shilling Land of the old extent of Easter Ballenknock with houses biggings yards tofts crofts mosses muirs meadows outfields infields pastures pasturages and hail other privileges and pertinents as they were possessed at one time by Robert Bryson and lately by the said deceased William Cuthill and these as principal lands all lying within the Parish of Lenny and County of Stirling Bounded and particularly described in manner mentioned in the original rights and Infeftments thereof: as also all and hail the Lands of Middle Thomaston called one twelve shilling and three pence land of old extent with houses, biggings, and yards and hail other parts and pendicles as at one time belonging to Thomas Hleugh Merchant in Falkirk on real security and warrandice of the farsaid principal Lands. Together with the writs after named of the subjects above specified viz: A Disposition dated the sixth day of August one thousand seven hundred and seventy made and granted by Andrew Adam Senior Portioner of Falkirk to and in

favour of Christian Adam his youngest lawful daughter, spouse of John Watson, Keelman, Falkirk of inter alia all and whole the said five shilling ^{lands} of old extent of Easter Ballenknock and pertinents as for principal and of all and whole the said warrandice lands of middle Thomaston all as above confirmed and described with the Instrument of Sasine following hereon in favour of Francis Watson as heir to Christian Adam above designed, his mother of the said lands. Dated the sixth and recorded in the Particular Register of Sasines Reversions &c kept at Stirling the Thirti first day of December one thousand seven hundred and seventy six years. As also a Disposition dated the twenty fourth day of April one thousand seven hundred and ninety four years, made and granted by the said Francis Watson, Merchant in Falkirk to and in favour of William Cuthill tenant in Ballater of all and whole the said five shilling Land and pertinents of Easter Ballenknock, with Instrument of Sasine following thereon in favour of the said William Cuthill dated the ninth and recorded in the Particular Register of Sasines Reversions &c kept at Stirling the fifteenth day of December one thousand seven hundred and ninety four years; And a Disposition and Settlement dated the tenth day of February one thousand eight hundred and fourteen years made and granted by the said William Cuthill with the Special advice and consent of Helen Inglis his Spouse of inter alia all and whole the said five shilling land and pertinents to and in favour of the said Helen Inglis in liferent and to the said John Cuthill in fee, under the real burden of making payment to Elizabeth Cuthill daughter of the said William Cuthill of

C. Fleming.

of the sum of Three hundred pounds sterling payable at the first term of Whitsunday or Martinmas happening four years after the decease of the said William Cuthill and his spouse and survivor of them, and the legal interest thereof from the first term of Whitsunday or Martinmas happening after the said decease till payment; with the Instrument of Sasine following thereon in favour of the said Helen Inglis and John Cuthill dated the twenty first day of July, and recorded in the Particular Register of Sasines, Reversions &c at Sirling the nineteenth day of August one thousand eight hundred and nineteen years, or of whatever other date tenor or contents the said several writs may be in the whole heads articles, clauses tenor and contents of the same, with all that has followed or may be competent to follow thereupon. and I hereby will and grant and for myself my heirs and successors decern and ordain that the present confirmation is and shall be as valid and effectual and as of great force strength and effect as if the writs hereby confirmed had been word for word engrossed herein, or as if the present confirmation had been made and granted before the taking of the said Infefment: Whereanent and with all other objections defects and imperfection which can anywise be proposed against the validity of the said writs hereby confirmed, or this confirmation thereof, I have dispensed and with these presents for me and my forsaidis dispense for ever. To be holden the said Lands and others above mentioned with the pertinents by the said John Cuthill and his forsaidis of me and my forsaidis immediate lawful Superior thereof in feu farm fee and heritage for ever by all the righteous meiths and marches thereof, as the same may be in length and breadth, with free ish and entry thereto and all and sundry parts pendicles and pertinents thereof freely and quietly without any impediment or obstacle whatever Paying therefore yearly the said John Cuthill and his forsaidis to me the honourable Charles Fleming and my forsaidis of the sum of one pound Scots money of yearly feu duty at two terms in the year Whitsunday and Martinmas by

C. Fleming.

by equal portions and doubling the said feu duty the first year of the entry of each heir to the said Lands as use is of feu farm answering at the Courts of the Barony of Cumbernauld and paying and performing all other duties and services which are payable and prestable furth of the said lands by the antient rights and Infeftments thereof. Saving and reserving always my own right, and the right of all others, as accords of the law. And I consent to the Registration hereof in the Books of Council and Session, therein to remain for preservation and for that purpose Constitute

my Procurators. In witness whereof These presents written upon this and the two preceding pages of Stamped Vellum by George Graham Harvey Apprentice to Alexander Campbell Jr and Alexander Barlas Writers in Glasgow, declaring that the said word "land" inserted betuixt the twentieth and twentyfirst lines counting from the top of the first page hereof also written by the said George Graham Harvey was inserted before subscription. Are Subscribed At Cumbernauld the sixth day of August Eighteen hundred and twentyfive years before these witnesses, the said Alexander Campbell Senior and John Tennant his Clerk.

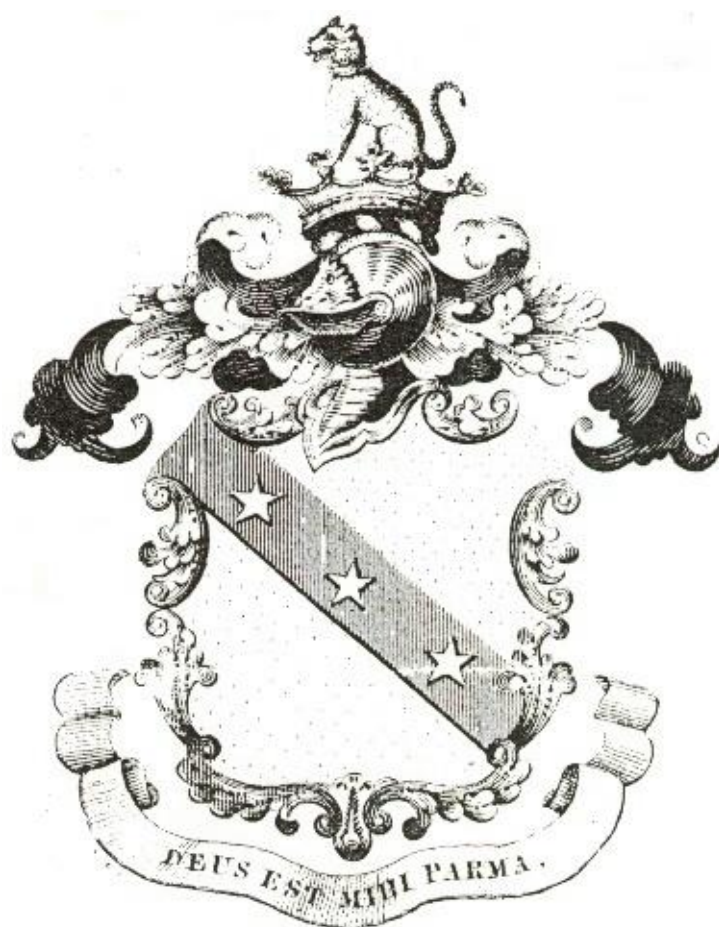
C. Fleming.

Alex Campbell

Witness

John Tennant

Witness."



William Cuthell

— DENNY. —

Denny (476)

1798

James Cuthil lawful son of William Cuthill and Helen Ingles in Banknock was baptized; who was born on the tenth curr^t.

Jan 18 1800

3830

William Cuthill, tenant, Mosside.....

Mar 31 1803

4522

James Marshall, son of John Marshall Connepark seised Feb 12 1803-in 1 rood 1 fall and 27 ell of land of Hags of North Garngrew, par Denny; on feu con. between him and William Cuthell of Banknock Feb 12 1803.

4523 (similar)

Apr 1 1808

5761

Matthew Hay, sometime changekeeper in Haggs of Bankier and William Hay his Son, seised in liferent and fee respectively Feb 27 1808;- in 1 rood of lands of Haggs of north Garngrew, par. Denny;- on feu con, between the said and William Cuthill of Banknock, May 17 1799, and Mary Thomson spouse of the said Matthew Hay seised, eod die, in liferent of the said subject, propriis manibus of him for himself, and as attorney for the said William Hay.

P.R. 43.209

Apr 22 1808

5780

William Cuthill, portioner, Banknock, seised Mar 1 1808 in a 3s 9d land of Wester Maillings of Denny par. Denny; in security of £100;- on a bond by John Cuthill of Woodhead January 1 1795.

P.R. 43.245

2856 Janet Hay spouse of John Cuthill of Middle Banknock. James Hay of Haircraigs her father – Dec 8 1838 PR 196.234

9266Helen Inglis relicit and John his son... Elizabeth, sister of John. Also 5977, 6032, 6023, 6121, 7502, 8648. 1830 – 1840

2854

Dec 8th 1838

Wm. Hay workman Banknock as heir to John Hay there his brother seized Oct 13 1838 in the pro indiviso half of a piece of ground consisting of 1 rood 3 falls & 21 ells being part of the lands of North Garngrew par Denny;- on PR.CL.Con by William Cuthill merchant
Denny Oct 13 1838 PR 196.231

William Cuthill and Jean Burns (i.e, part of the family of Wm C & Helen I.)

Denny (476)

1816 FR344

Nov 27th

William Cuthil lafull son of William Cuthil and Jean Burns was baptized: who was born on the fifteenth currt.

1818 FR351

Oct 25th

Robert Cuthil lafull son of William Cuthil and Jean Burns was bapt: who was born on the twenty seventh Sept^r. last.

1821

13 May FR640

Jean Cuthill lafull daughter of William Cuthill and Jean Burns was bapt: who was born on the nineteenth April last.

1824
20 Jan FR654

Helen Ingles Cuthil, lafull daughter of William Cuthil and Jean Burns was bapt: who was born on the sixteenth of December last

1826
29 Jan FR665

Elizabeth Cuthil, lafull daughter of William Cuthil and Jean Burns was bapt: who was born on the twenty fourth of December last.

1829 FR681
May 3rd

Janet Cuthill lawfull dau^r. of William Cuthill and Jean Burns was bapt: who was born on the twelfth March last.
Falkirk

1831 FR 690
27 March

John Cuthell lawfull son of William Cuthell and Jean Burns was bapt: who was born on the 26 Feb last.

1833 FR702
May 26th

Thomas Cuthill lawful son of William Cuthill and Jean Burns Denny: was baptized; who was born on the twenty sixth of April last.

1835 FR712
April 26th

James Cuthill lawfull son of William Cuthill and Jean Burns was bapt: who was born on the twenty ninth of March last.

1837 FR723
August 13th

Elizabeth Cuthill lawfull daughter of William Cuthill and Jean Burns was bapt: who was born on the twenty first July last.

1840 FR736
9 Feb

William Cuthell lawfull son of William Cuthell and Jean Burns was bapt: who was born on the seventeenth of January last.

1842 FR750
April 1st

Andrew Cuthell lawfull son of William Cuthell and Jean Burns was bapt: who was born on the sixteenth of March last.