CRIMINAL TRIALS.

A.D. 1576-7.

Excasor

Slaughter—Burning of Town of Bornoch.

Feb. 12.—NEILL ANGUSSONE (MACLEOD) in Affent.¹

Ancient Criminal Trials in Sectland.

Dilatit of art and part of the crewall flauchter of vmq^{le} Hutcheoun Anguffone his broder, in the Ile of Affent; committit in the moneth of Junij, the zeir of God I^m.V^c.lxxv zeiris: AND for the flauchter of vmq^{le} Donald M^cHutcheoun Anguffone, brother to the faid Hutcheoun; committit at the famin tyme: AND for the treffonabill byrning of the toun of Dornoch in Suthirland; committit in the moneth of Junij, or thairby, the zeir of God I^m.V^c.lxvj zeiris; ² AND diuerfe vtheris flauchteris, as the dittay beris, &c.; fpecialie, of Duncane M^cRorye.

Assisa.

Willeame Suthirland of Evelik,
Johne Hay of Park, (Chancellor,)Adam Bell, in Edinburghe,
Thomas Frafer, tutour of Lovat,
James Campbell of Archinglas,
Alex^r. Hay, his broder,
Nicholas Rois of Dun/keith,
Duncan Campbell of Both,Adam Bell, in Edinburghe,
Thomas Frafer, tutour of Lovat,
Johne Rois, proueft of Narne,
Johne Campbell of Inuerlevene,
Alex^r. Innes of Crummye.

Mr Robert Creychtoun tuke inftrumentis of the faid Neillis Confeffioun, declaring that his fone Tormot flew the faid vmq^{le} Hutcheoun and Donald his fone; And that he himfelf was cumand to Ed^r. to fpeik my Lord Regentis grace, and to offer him to underly the law, for the faidis crymes, quhan he was tane in the menetyme, be Torquill McCloyde apperand of the Lewis, be the way, and incarcerate. And ficlyke, that he confeffit the flauchtir of the faid vmq^{le} Duncane McRorie, and that he had his componitour thairfoir:³ And that

¹ This person, according to Sir Robert Gordon, commanded the country of Assint. He was the fifth son of Angus-more, Laird of Assint. The eldest son, Donald-Caim, died of his wounds shortly after being taken prisoner by the Laird of Lewis, (John McCorquill McLeod,) against whom he had revolted. Tormot, the second son, was slain by his brother Angus-beg, who, in his turn, was slain by his bastard brother Alexander, in revenge of Tormot's death. John-reawich succeeded his brother Angus-beg, (who died without issue,) and governed the country for 16 years. On John's death, he left the government to this Neill-Angus-son; whose younger brother Hucheon, jealous of Neill's prosperity, took him prisoner, and detained him until he forced him into certain terms. In revenge for this act, he killed Hucheon, with his second son Donald, who had come to visit him in the Isle of Assint. Wherupon Torquell Considagh MacLoyd of the Cogigh purfued the Yle in Affint, and apprehended Neill Anguffone, whom he fent to Edinburgh, where he was executed the yeir of God 1581.'-Gordon's General Account of Earldom of Sutherland, p. 263.—Neil left his sons John-reawich and Donald-bane, with three bastards, Tormot, Angus, and Alister. ² Y Macky of Far ' invaded the cuntrie of Southerland after the death of Earl John, wasted the barony of Skibo, came to the town of Dornogh, and, (vpone fome privat quartell betuein himfelf and the Morrayes,) being affifted by the Laird of Duffus and his freindis, he brunt the faid toun, the yeir of God 1567, which was then cheiflie inhabited by the Morrayes.'-Gordon's Sutherland, p. 150.-This town was a second time burnt after a siege by the Master of Caithnes and Y Mackay, anno 1570, in the night featon, which the inhabitants culd no longer defend; yit eftir the toun was loft, and the cathedrall church brunt, except the fteiple, they held the caftle and the ftciple of the church for the fpace of a weik, the Catteynes continuallie affaulting them, bot in vain without fucceffe.'-Ibid, p. 156. 5 i.e. Paid his Assythment, and obtained Letters of Slains thereupon.

68

10 JAC. 6.

CRIMINAL TRIALS.

69

he was compellit be McKye to pas with him to Dornoch, quhair he and his cumpanye did na thing bot lay on the feildis, &c.- 'CONUICT. ET DECOLLAT.'

Slaughter.

Feb. 14.-ROBERT HOWSTOUN, broder to the lard of Houftoun, and forty-fix others.

Dilatit of art and part of the crewell flauchter of vmq" William Lyndefay, feruitour to James Maifter of Glencarne, in October laftbypaft.

Continued to the Justice-air of ' Renfrew, tertio Itineris, vel fuper premonitione xy dierum.'2

Slaughter. Feb. 28.--WILLEAME PORTERFEILD of that Ilk.

Dilatit of art and part of the flauchter of ymg^{le} Johnne Birfbane of Middill Walkinfchaw; committit in the moneth of Maij 1573 zeiris.

Continued to the 30th March, Plegio, Domino de New-wark-Maxwell.

Mar. 29.-The Laird of McFarlane and James Flemyng de Kilmacolme, become fecurities for Porterfeild; and, on the following day,

Mar. 30.-The Laird of Knok becomes fecurity to prefent him at the Juffice-air of ' Renfrew, tertio Itineris, vel fuper premonitione xv dierum.'

PRELOQUUTOURIS in defence. PERSEWAR. Maifter Johnne Schairp, Maifter Thomas Craig. 1 William Biríbane.

The faidis preloquutouris in defence alledgeis, that thair is na cryme committit, in refpect that the faid Johnne Birfbane wes flane at the horne, put thairto, be vertew of our fouerane lordis lettres; and thairthrow, being rebell, for ane treafonabill cryme : As the lettres of horning, direct thairvpoune beiris, and produceit prefentlie in proces. And ficlyke, the faid Mr Johnne Schairp produceit the generale band of the Sherefdome of Renfrew. Johnne Hammiltoune of Schawtoune, afkit inftrumentis of the productioune of the faidis Lettres of Horning, and proteftit that thay be keipit in proces, as euidentis to my Lord Claude Hammiltoune.

Slaughter.

Feb. 28.—JOHNNE CWNINGHAME, fone to vmq^{le} Cwninghame of Clovinbayth, and John Maxwell, broder to Thomas Maxwell of Southbar.

¹ Beheaded. ² Plegiis, Domino de Glengarnok, Dom. de Houttoun et Dom. de New-wark, con-iunctim et divilim, pro omnibus, tertio Itineris de Renfrew, vel alubi, fuper premonitione xv dierum. Et postes, viz. xv Feb., Will. Porterfeild de Duchall obligavit seipfum ad relevand. dictos plegios, de prefata cautione penifque omnibus in eadem contentis.