



ANNO QUINQUAGESIMO PRIMO

GEORGI II. REGIS.

Cap. 211.

An Act for vesting certain Parts of the entailed Estates of *Thomas Graham* Esquire, in Trustees, in Trust to sell the same, and to apply the Money to arise by such Sale in purchasing the Debts and Incumbrances affecting certain Lands belonging to the said *Thomas Graham* in Fee Simple, and thereafter to entail those Lands freed from Incumbrances in lieu of those Parts of the entailed Estates hereby directed to be sold. [26th June 1811.]

WHEREAS *Thomas Græme*, some Time of *Balgowan*, now deceased, did in and by a certain Deed of Entail, executed by him and *John Græme*, his Son, which is dated the Seventh Day of *February* and Ninth Day of *June* in the Year of our Lord One thousand seven hundred and twenty-six, and duly recorded in the Register of Entails kept at *Edinburgh* upon the Thirtieth Day of *December* in the same Year, settle and secure by Way of strict Entail; his Lands and Barony of *Balgowan* and others in the County of *Perth*, to himself the said *Thomas Græme* of *Balgowan*, and failing him to *John Græme*, Eldest Son of the said *Thomas Græme*, and failing of him, to *Thomas Græme*, Eldest Son of the aforesaid *John Græme*, successive, in Trust for the Use and Behoof of the Eldest lawful Son of the said *Thomas Græme*, his Grandchild, and the other Heirs of

Deed of Entail dated 7th and 9th June, 1726.

[Loc. & Per.]

53 C

Entail,

Entail, in Fee, according to the Course and Order of Succession after mentioned; and failing of him the said *Thomas Græme* of *Balgowan*, and of *John Græme*, his Son, and of *Thomas Græme*, his Grandchild, by Decease, to the Heirs Male of the said *Thomas Græme*, his Grandchild, his Body in Fee, and the Heirs Male of their Bodies, for their own proper Use and Behoof; which failing to *James Græme*, Second Son to the said *John Græme*, in Trust for the Use and Behoof of the Heirs Male of his Body, and the other after Heirs of Entail, and failing of him by Decease, to the said Heirs Male of his Body in Fee, and the Heirs Male of their Bodies, for their own proper Uses and Behoofs; which failing to *Charles Græme*, Third Son to the said *John Græme*, in Trust for the Use and Behoof of the Heirs Male of his Body in Fee, and the other after Heirs of Entail, and failing of him by Decease, to the Heirs Male of his Body in Fee, and the Heirs Male of their Bodies, for their own proper Uses and Behoofs; which failing, to *John Græme*, Fourth Son to the said *John Græme*, in Trust for the Use and Behoof of the Heirs Male of his Body in Fee, and the other after Heirs of Entail, and failing of him by Decease, to the said Heirs Male of his Body in Fee, and the Heirs Male of their Bodies, for their own proper Uses and Behoofs; which failing, to the remanent Sons procreated or to be procreated of the said *John Græme* his Body, successive according to the Order of their Birth and Order of Succession, in Trust for the Use and Behoof respective of their Heirs Male, and failing of the said respective Trustees by Decease, to the Heirs Male of their Bodies respective in Fee, for their proper Use and Behoof; which failing, to *David Græme*, Second Son of *Thomas Græme* the First, in Trust for the Use and Behoof of the Heirs Male of his Body, and the other after Heirs of Entail, and failing of him by Decease, to the said Heirs Male of his Body in Fee, and the Heirs Male of their Bodies for their own proper Uses and Behoofs; which failing, to *Robert Græme*, Third Son of the said *Thomas Græme* the First, in Trust for the Use and Behoof of the Heirs Male of his Body, and the other after Heirs of Entail, and failing of him by Decease, to the said Heirs Male of his Body in Fee, and the Heirs Male of their Bodies, for their own proper Uses and Behoofs; which failing, to *Thomas Græme*, his Fourth Son, in Trust for the Use and Behoof of the Heirs Male of his Body, and the other after Heirs of Entail, and failing of him by Decease, to the said Heirs Male of his Body in Fee, and the Heirs Male of their Bodies for their own proper Uses and Behoofs; which failing to *Patrick Græme*, his Fifth Son, in Trust for the Use and Behoof of the Heirs Male of his Body, and the other after Heirs of Entail, and failing of him by Decease, to the said Heirs Male of his Body in Fee, and the Heirs Male of their Bodies for their own proper Uses and Behoofs; which failing, to any other Heir Male procreated or to be procreated of his own Body, successive according to the Priority of their Birth and Order of Succession, in Trust for the Use and Behoof respective of their Heirs Male, and failing of the said respective Trustees by Decease, to the Heirs Male of their Bodies respective in Fee, for their proper Use and Behoof; which failing, to the Eldest Daughter or Heir Female of the said *Thomas Græme*, his Grandchild, his Body; which failing, to the Heirs Male to be procreated of her Body, successive according to the Priority of their Birth and Order of Succession, in Trust for the Use and Behoof respective of their Heirs Male, and failing of the said respective Trustees by Decease, to the Heirs Male of their Bodies respective in Fee for their proper Use and Behoof; which failing, to the Eldest Daughter or Heir Female procreated

or

or to be procreated of the said *John Græme* his Son, his Body; which failing, to the Heirs Male to be procreated of her Body, successive according to the Priority of their Birth and Order of Succession, in Trust for the Use and Behoof respective of their Heirs Male, and failing of the said respective Trustees by Decease, to the Heirs Male of their Bodies respective in Fee for their proper Use and Behoof; which failing, to the Eldest Daughter or Heir Female procreated or to be procreated of the Body of the said *Thomas Græme* himself; which failing, to the Heirs Male to be procreated of her Body, successive according to the Priority of their Birth and Order of Succession, in Trust for the Use and Behoof respective of their Heirs Male, and failing of the said respective Trustees by Decease, to the Heirs Male of their Bodies respective in Fee for their proper Use and Behoof; which all failing, to his own other Heirs Male, which also failing, to his Heirs and Assignees whatsoever, the Eldest Daughter or Heir Female succeeding, and having always the Preference without Division, heritably and irredeemably subject to the several Conditions, Restrictions and Limitations therein expressed, and particularly that it should not be lawful for any of the Persons succeeding in the said Trust-right, nor for any of the said Heirs of Entail, to dispoñe, alienate, wadset, or burthen the said Lands and others, or any Part of the same, nor to contract Debts thereupon, or alter the Course of Succession before specified; in which Lands and Barony of *Balgowan* and others the said *Thomas Graham* now stands seized and possessed as Heir of Entail, under all the Conditions, Limitations, and Restrictions of the aforesaid Deed of Entail: And whereas the said *Thomas Graham*, now of *Balgowan*, did in and by a certain Deed of Entail, executed by himself, which is dated the Second Day of *August* in the Year of our Lord One thousand seven hundred and eighty-seven, recorded in the Register of Entails upon the Twenty-seventh Day of *November* in the same Year, and in the Books of Session for Preservation the Twenty-sixth Day of *May* in the Year of our Lord One thousand eight hundred and three, settle and secure by Way of strict Entail, *inter alia*, all and whole the Lands and Barony of *Williamstown*, with the Teinds and Pertipents thereof as particularly therein described, formerly lying within the Barony of *Cairnie*, now in the said Barony of *Williamstown* Lordship and Parish of *Madderty* and Sheriffdom of *Perth*, in Favour and for new Infeftment of the same, to be made, given, and granted to the said *Thomas Graham*, now of *Balgowan*, only Son of *Thomas Græme*, the Eldest Son of *John Græme*, who was Eldest Son of *Thomas Græme* of *Balgowan*, and the Heirs Male of the said *Thomas Graham's* Body, in Fee, for his and their own proper Use and Behoof; whom failing, to the Heirs and Substitutes before recited, specified and contained in the aforesaid Deed of Entail, executed by the said *Thomas Græme* of *Balgowan*, with Consent of *John Græme*, his Son, which is dated the Seventh Day of *February* and Ninth Day of *June*, in the Year of our Lord One thousand seven hundred and twenty-six, being the Heirs of Entail who would have been entitled to succeed to the said Estate of *Balgowan*, under the Destination and Provision thereof therein contained, subject to the several Conditions, Provisions, Restrictions, and Limitations expressed in the said Deed of Entail, so executed by the said *Thomas Græme* and *John Græme*, his Son, upon the Seventh Day of *February* and Ninth Day of *June* in the Year of our Lord One thousand seven hundred and twenty-six, particularly, that it should not be lawful for any of the said Heirs of Entail to sell, alienate, wadset, or burthen the said entailed Estate, or any Part thereof, nor to contract Debts thereupon, or alter the Course

Deed of Entail dated
Aug. 2, 1787.

Deed of Entail, dated June 11, 1805.

Course of Succession thereby prescribed, in which Lands and Barony of *Williamstown* and other Lands comprized in the said Deed of Entail, of Date the Second Day of *August* in the Year of our Lord One thousand seven hundred and eighty-seven, the said *Thomas Graham* stands seised and possessed, under all the Conditions, Limitations, and Provisions contained in the said Deed of Entail: And whereas the said *Thomas Graham*, now of *Balgowan*, did in and by a certain other Deed of Entail executed by him, which is dated the Eleventh Day of *June* in the Year of our Lord One thousand eight hundred and five, recorded in the Register of Entails upon the Twenty-seventh Day of the same Month of *June*, settle and secure, by Way of strict Entail, *inter alia*, all and whole those Parts of the Lands of *Burnbrae*, *Longleys*, and *Sparrmuir*, with the Teinds and Pertinents thereof, known by the Country Names of *Sunnyside* and *Burnbrae*, disposed by the Trustees of *David Stewart Moncrieffe* of *Mordun*, to the said *Thomas Graham*, being Part of the Lands and Barony of *Gortby*, and lying within the Parish of *Fowlis Wester* and Sheriffdom of *Perth*, in Favour and for new Infeftment of the same to be made, given, and granted to the said *Thomas Graham*, now of *Balgowan*, and the Heirs Male of His Body, in Fee for his and their own proper Use and Behoof; whom failing, to the Heirs and Substitutes before recited, specified and contained in the foresaid Deed of Entail, executed by the said *Thomas Græme* of *Balgowan*, with Consent of *John Græme*, his Son, which is dated the Seventh Day of *February* and Ninth Day of *June* in the Year of our Lord One thousand seven hundred and twenty-six, being the Heirs of Entail entitled to succeed to the said Estate of *Balgowan*, under the Destination and Provision thereof therein contained, subject to the several Conditions, Provisions, Restrictions, and Limitations therein expressed; particularly that it should not be lawful for any of the said Heirs of Entail to sell, alienate, wadset, or burthen the said entailed Estate or any Part thereof, nor to contract Debts thereupon, or alter the Course of Succession thereby prescribed; in which Lands of *Sunnyside* and others the said *Thomas Graham* stands seised and possessed under the Conditions, Limitations, and Provisions contained in the said Deed of Entail: And whereas the said *Thomas Graham*, now of *Balgowan*, stands seised and possessed to him, his Heirs, and Assigns in Fee Simple in all and whole the Town and Lands of *Easter and Wester Ardittey*, *Drunvaich*, *Easter Campsie*, and *Dalbraich*; as also all and whole the Town and Lands of *Easter Burnside* of *Ardittey*, and that Pendicle of Land next adjacent thereto, on the West Side of the said Lands of *Easter Burnside*, as also all and whole those Parts of the Muir of *Methven*, described in the Title Deeds of the said Lands to be delineated in a Plan of the said Lands of *Ardittie* and others, made by *David Buist*, Land Surveyor in *Perth*, with the Teinds Great and Small, Parsonage and Vicarage of the said Lands, and whole Parts, Pendicles, Privileges, and Pertinents thereof, all lying within the Parish of *Methven* and Sheriffdom of *Perth*; and which whole Lands and others before-mentioned are comprehended in and are Parts and Portions of the Lands, Lordships, Barony, and Regality of *Methven*; but the same are burdened with certain heritable Debts and Incumbrances thereon, to the Amount in whole of Twelve thousand Pounds, and Interest thereon, from the Term of *Martinmas* in the Year of our Lord One thousand eight hundred and ten: And whereas the aforesaid Lands and Barony of *Williamstown* and others comprized in the aforesaid Deed of Entail, of Date the Second Day of *August* in the Year of our Lord One thousand seven hundred

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and eighty seven, and the Lands of *Sunnyside* and others comprized in the aforesaid Deed of Entail, of Date the Eleventh Day of *June* in the Year of our Lord One thousand eight hundred and five, lie less convenient and commodious to the Bulk of the said *Thomas Graham's* entailed Estate, and to the Mansion House of *Lynedoch* than the said Lands of *Ardittie* and others: And whereas the said *Thomas Graham*, now of *Balgowan*, has therefore proposed, and it is manifestly for the Interest of the Heirs of Entail and for the Benefit and Improvement of the said entailed Estate, and of the Heirs of Entail entitled to succeed to the same, that Parts of the said Lands of *Ardittie* and others, in the Schedule (B) hereunto annexed particularly mentioned, after the Debts and Incumbrances thereon are paid off, should be entailed in lieu of the Parts after mentioned of the said Lands and Barony of *Williamstoun* and others, and Lands of *Sunnyside* and others, and to effectuate this Purpose, that the said Parts of these last-mentioned Lands should be vested in Trustees with Power to sell the same, or such Part or Parts thereof as may be sufficient to pay off the said Debts and Incumbrances on the said Lands of *Ardittie* and others, and to dispoise and convey the Remainder thereof to the said *Thomas Graham* and his Heirs and Assigns, freed and discharged from the whole Conditions and Limitations of the said Entails, and that the said Parts of the said Lands of *Ardittie* and others should thereupon be entailed in lieu thereof: but as these Purposes cannot be effected without the Aid and Authority of Parliament; May it therefore please Your Majesty, upon the humble Petition of the said *Thomas Graham* of *Balgowan*, That it may be enacted, and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, all and whole these Parts and Portions after mentioned, of the Lands and Barony of *Williamstoun*, (*videlicet*) all and whole that Part of the said Lands of *Williamstoun*, including the Meadow Lands South and North as formerly or presently occupied and possessed by *David Buchan*, Tenant thereof, reserving always therefrom a small Part of *Williamstoun*, lying near *Greenhead* Farm, and consisting of One Acre, Two Roods, and Five Falls, or thereabouts, described in the Title Deeds of the said Lands, as marked off on a Plan by *Bell*, Land Surveyor; and which Lands of *Williamstoun*, with the Meadows, and under the Exception and Reservation before mentioned, consist of Two hundred and twelve Acres, Three Roods, and Fourteen Falls; as also the Lands of *Greenhead*, Part of the said Lands and Barony of *Williamstoun*, as formerly or presently occupied and possessed by *Robert Taylor*, Tenant thereof, reserving always that Part of *Greenhead Northfield* lying next *Redhills* Plantation, and consisting of Twelve Acres, Three Roods, and Nineteen Falls, which Lands of *Greenhead*, under the Exception and Reservation before mentioned, consist of Fifty-one Acres, Two Roods, and Five Falls; as also all and whole these Two Fields of the Lands of *Dubheads*, Part of the said Lands and Barony of *Williamstoun*, as formerly or presently occupied by *John Scott*, Tenant thereof, consisting of Seventeen Acres; and the Lands of *Well Tree Meadow*, Part of the said Lands and Barony of *Williamstoun*, as formerly or presently occupied by *James Taylor*, Tenant thereof, consisting of Thirty Acres, Two Roods, and Twenty-three Falls; together with the Teind Sheaves of the said whole Lands included, which were never in use to be separated from the Stock; with all and singular Parts, Pendicles, Privileges, Commodities, Profits, and Pertinents of the same whatsoever, formerly lying within the Barony of *Cairnie*, now in the said Barony of

Lands and Barony of *Williamstoun*, &c. vested in Trustees, to be sold for the Purposes herein mentioned.

Williamstown, Lordship and Parish of *Madderty*, and Sheriffdom of *Perth*; as also all and whole that small triangular Clump of Planting, Part of the Lands of *Redhill*, lying into the said Lands of *Williamstown*, and consisting of Twenty-five Falls of Land, or thereby lying within the said Parish of *Madderty*, and Sheriffdom of *Perth*; and also all and whole the Lands of *Sunnyside*, lying upon the North Side of the High Road leading to *Crieff*, with the Teinds Great and Small, Parsonage and Vicarage thereof; and whole Parts, Pendicles, Privileges, and Pertinents of the same, formerly or presently occupied and possessed by *David Black*, Tenant thereof, lying within the Parish of *Fowlis Wester*, and Sheriffdom of *Perth*; but excepting and reserving always therefrom that Part of the East Field of *Sunnyside*, with the Quarry, measuring Seven Acres, and which Lands of *Sunnyside*, under the Exception and Reservation before-mentioned, consist of Thirty-three Acres, One Rood, and Thirty-seven Falls, all *Scotch* Measure, as the same are further specified and contained in Schedule (A) hereto annexed, shall be, and the same are hereby vested in and settled upon *Robert Herries*, *Thomas Harvie Farquhar*, and *Thomas Chapman*, all of *Saint James's Street*, in the Liberty of *Westminster*, Bankers, and the Survivors and Survivor of them, and the Heirs of such Survivor, and their or his Assigns for ever, freed, acquitted, released, and discharged of and from all and every the Conditions, Provisoos, Declarations, Limitations, and Irritancies which in and by the said Two Deeds of Entail, executed by the said *Thomas Graham*, now of *Balgowan*, on the Second Day of *August* in the Year of our Lord One thousand seven hundred and eighty-seven and Eleventh Day of *June* in the Year of our Lord One thousand eight hundred and five, before in Part recited, are limited, created, expressed, declared, and contained of and concerning the same, but nevertheless upon the Trusts and to and for the Intents and Purposes hereinafter mentioned, expressed, and declared of and concerning the same; *videlicet*, upon Trust that they the said *Robert Herries*, *Thomas Harvie Farquhar*, and *Thomas Chapman*, and the Survivors and Survivor of them, or the Heirs of such Survivor, do and shall, as soon as conveniently may be, by and with the Consent and Approbation in Writing of the said *Thomas Graham*, and in case of his Decease, by and with the Consent and Approbation in Writing of the Heir of Entail in Possession for the Time being of the said entailed Estate of *Balgowan*, and of his or her Tutors and Curators, if under the Age of Twenty-one Years, absolutely make Sale and dispose of the said Parts and Portions of the said Lands and Barony of *Williamstown* and others, and the said Lands of *Sunnyside* and others, all as more particularly above enumerated, and in the Schedule marked (A) to this Act annexed more particularly mentioned and described, or such Part or Parts thereof as may be sufficient to pay off the said Debts and Incumbrances on the said Lands of *Ardittie* and others, either together or in Parcels, by Public Sale or Private Contract, to any Person or Persons who may be willing to become the Purchaser or Purchasers thereof, and on Payment into the Bank of *Scotland*, or Royal Bank of *Scotland*, in Manner and for the Uses hereinafter mentioned, of the Purchase Money for which the aforesaid Lands and Premises above specified, or any Part or Parts thereof, shall be sold, do and shall dispose and convey the same or such Part or Parts thereof for which the Purchase Money shall be so paid as aforesaid, unto and to the Use of the Purchaser or Purchasers thereof and his, her, or their Heirs or Assigns, or unto such other Person or Persons, and to such Uses, Intents, and Purposes as he, she, or they shall direct or appoint, and also do and shall dispose and convey the
Remainder

Remainder thereof to the said *Thomas Graham*, and his Heirs and Assignees.

II. And be it enacted; That the Money arising by such Sale or Sales as aforesaid shall be paid by such Purchaser or Purchasers without Fee or Reward into the Bank of *Scotland*, or Royal Bank of *Scotland*, under the Direction and by the Authority of the Court of Session in either Division thereof, and in the Name of the said *Robert Herries*, *Thomas Harvie Farquhar*, and *Thomas Chapman*, and the Survivors and Survivor of them, and the Heirs of such Survivor, Trustees aforesaid, to yield and carry the highest Rate of Interest that can be obtained for the same; and that the Interest arising from the Money so paid in, as any Interest shall arise thereon, shall be laid out in the Name of the said Trustees, and shall every Half-year be added to the Principal Sum itself, to carry Interest together until all the Sum shall be laid out and disposed of in Manner hereinafter mentioned.

Money arising by the Sale of such Lands to be paid into the Bank of *Scotland* or Royal Bank of *Scotland*.

III. And be it enacted, That the Receipt or Receipts of the Treasurer of the Bank of *Scotland*, or Cashier of the Royal Bank of *Scotland*, under their respective Hands, of and for the Payment into the Bank of *Scotland*, or Royal Bank of *Scotland* respectively, of the Sum or Sums of Money hereinbefore directed to be so paid, shall be a good and sufficient Discharge, or good and sufficient Discharges, to such Purchaser or Purchasers of the Lands, Estates, and Premises hereby directed to be sold as aforesaid, or any Part or Parts thereof, and to his, her, or their respective Heirs, Executors, Administrators, and Assigns for so much of the said Purchase Money for which the said Receipt or Receipts shall be given; and thenceforth such Purchaser or Purchasers, and his, her, or their Heirs, Executors, Administrators, and Assigns shall be, and is and are hereby absolutely acquitted, released, and discharged of and from the same, and shall not be obliged to see to the Application thereof, or any Part thereof, or be answerable or accountable for any Loss, Misapplication, or Non-application thereof, or any Part thereof.

Receipt of the Treasurer of either Bank to be a good Discharge to the Purchaser.

IV. And be it enacted, That the said Court of Session in either Division thereof shall, upon the summary Application of the said *Robert Herries*, *Thomas Harvie Farquhar*, and *Thomas Chapman*, and the Survivors or Survivor of them, or the Heirs of such Survivor, order and direct the said Treasurer of the Bank of *Scotland*, or Cashier of the Royal Bank of *Scotland* respectively, as the Case may be, in the first Place, out of the Monies so paid into them, or either of them respectively as aforesaid, to pay all the Costs, Charges, and Expences which have been or shall be incurred in and about the applying for, obtaining, and passing this Act, and in the Execution of all and every the Trusts and Purposes of this Act.

Expences of this Act to be paid.

V. And be it enacted, That the said *Robert Herries*, *Thomas Harvie Farquhar*, and *Thomas Chapman*, and the Survivors and Survivor of them, and the Heirs of such Survivor, do and shall, with all convenient Speed, and with the Approbation of the said Court of Session in *Scotland* in either Division thereof, and under their Direction, lay out the Sum or Sums of Money that shall be received, as the Price or Prices of the Lands so to be sold as aforesaid, in purchasing, acquiring, and obtaining Conveyances of the foresaid heritable Debts and Incumbrances affecting the said Lands and

Money to be applied in paying the Debts affecting the Lands of Arditie.

Estate

Estate of *Ardittie*, held by the said *Thomas Graham*, now of *Balgowan*, in Fee Simple.

Renunciations of such Debts to be executed by Trustees.

VI. And be it enacted, That as soon as the said heritable Debts and Incumbrances shall have been purchased, acquired, and obtained by the said *Robert Herries*, *Thomas Harvie Farquhar*, and *Thomas Chapman*, and the same are fully vested in their Persons, they shall under the Authority and by the Direction of the said Court of Session, in either Division thereof, execute valid Renunciations and Discharges thereof, and cause the same to be recorded according to the Forms of the Law of *Scotland*.

Disposition or Deed of Settlement of the Lands, &c. herein specified to be executed,

VII. And be it enacted, That thereupon the said *Thomas Graham*, now of *Balgowan*, or failing him, the Heir for the Time being, who shall be seised and possessed of the Lands and Estates of *Ardittie* held in Fee Simple hereinbefore and after mentioned, shall, with the Approbation and by the Direction of the said Court of Session in *Scotland*, in either Division thereof, make, grant, and execute a Disposition or Deed of Settlement of the Lands and others after specified, in which the said *Thomas Graham*, now of *Balgowan*, stands seised and possessed to himself, his Heirs, and Assigns in Fee Simple; *videlicet*, all and whole the Town and Lands of *Easter* and *Wester Ardittie*, *Drumvaich*, *Easter Campsie*, and *Dalbraich*; as also all and whole the Town and Lands of *Easter Burnside*, of *Ardittie*, and that Pendicle of Land next adjacent thereto, to the West Side of the said Lands of *Easter Burnside*; as also all and whole those Parts of the Muir of *Methven*, delineated in a Plan of the said Lands of *Ardittie*, and others, made by *David Buist*, Land Surveyor in *Perth*, with the Teinds Great and Small, Parsonage and Vicarage of the said Lands, and whole Parts, Pendicles, Privileges, and Pertinents thereof, all lying within the Parish of *Methven* and Sheriffdom of *Perth*, but excepting and reserving always therefrom those Parts and Portions of the said Lands of *Easter Campsie*, and *Dalbraich*, and Part of the Lands of *Ardittie*, called *Courtinghaugh* or Inch of *Ardittie*, and Part of *Bridgend*, consisting of One hundred and five Acres, Three Roods, and Twenty-three Falls, Scotch Measure, lying to the North of a dotted Line bordered with Yellow, drawn in the aforesaid Plan of the said Lands by *David Buist*, and marked with the Letters *a. b. c. d. e. f. g.* and which whole Lands and others before mentioned are comprehended in, and are Parts and Portions of the Lands, Lordships, Barony, and Regality of *Methven*; as the same are further specified and contained in Schedule (B.) hereto annexed, in such Form and Manner as shall appear to the Judges of the said Court, in either Division thereof, proper for effectually settling and securing the said Lands and Estate, free of all Debts and Incumbrances upon the said *Thomas Graham*, now of *Balgowan*, and the other Persons and Heirs of Entail, called to the Succession in the said hereinbefore in Part recited Deeds of Entail, executed by the said *Thomas Græme* and *John Græme*, his Son, and by the said *Thomas Graham*, now of *Balgowan*, respectively, in the Form of a strict Entail, and under all the Conditions, Provisions, Declarations, Limitations, and Irritancies, limited, provided, mentioned, expressed, and declared by the aforesaid Deeds of Entail, in so far as the same are now subsisting or capable of taking Effect; which Settlement and Entail shall be so framed as to bind the said *Thomas Graham*, or other Person executing the same, as well as the succeeding Heirs of Entail.

VIII. And

VIII. And be it enacted, That after the said Settlement and Entail shall be so made and executed, in Manner and to the Effect aforesaid, the same shall in due Form be recorded in the Register of Entails, for the Benefit of all and every Person or Persons interested therein, and a Charter or Charters shall and may pass, and be obtained thereupon and Infeftments be taken by virtue of the Precept of Sasine, to be contained therein, and recorded agreeably to the Forms of the Law of *Scotland*, upon all which the Judges of the Court of Session shall interpose their Authority, by declaring that the Directions in this Act have been complied with according to the true Intent and Meaning of the same.

and registered
in the Register
of Entails.

IX. And be it further enacted, That in the Meantime and until such Sales, Conveyances, and Dispositions shall be made by the said *Robert Herries, Thomas Harvie Farquhar, and Thomas Chapman*, or the Survivors or Survivor of them, or the Heirs of such Survivor of the Lands to be sold as hereinbefore directed, they the said *Robert Herries, Thomas Harvie Farquhar, and Thomas Chapman*, and the Survivors and Survivor of them, and the Heirs of such Survivor, do and shall permit and suffer the Lands and others above-mentioned and described, and hereby vested in them in Fee Simple as aforesaid respectively, to be held, possessed, and enjoyed with all and fundry the same Powers, Liberties, Privileges, and Faculties which by the Deeds of Entail before recited are permitted and allowed, and the Rents, Mails, and Duties, Issues, and Profits thereof to be received and taken by and for the Use and Benefit of the said *Thomas Graham*, now of *Balgowan*, and of the Person or Persons who would have been respectively entitled to the said Rents, Mails, Duties, Issues, and Profits in case this Act had not been made.

Until such
Sales and
Conveyances,
Lands to be
enjoyed by
T. Graham
Elq.

X. Provided always, and be it further enacted, That the said *Robert Herries, Thomas Harvie Farquhar, and Thomas Chapman*, or any of them, their or any or either of their Heirs, Executors, or Administrators, shall and may, out of the Monies to be raised by such Sale or Sales as aforesaid, be entitled to reimbursement of all Costs, Charges, and Expences which they shall respectively pay, bear, sustain, expend, or be put unto in or about the Execution or Performance of the Trusts hereby in them reposed, or on account of any Act, Transaction, Matter, or Thing relative thereto.

Trustees to
be re-im-
bursed their
Expences.

XI. And be it enacted, That if the said *Robert Herries, Thomas Harvie Farquhar, and Thomas Chapman*, or any of them, shall die, or be desirous to be discharged from, or become incapable to act in the Trusts, Powers, and Authorities hereby in them reposed and vested at any Time before the said Trusts, Powers, and Authorities shall have been fully performed and executed, then, and in any of these Cases, and when and so often as the same shall happen, it shall and may, by and with the Approbation of the Court of Session in either Division thereof, be lawful to and in the Power of the surviving or acting Trustee or Trustees, together and in conjunction with the aforesaid *Thomas Graham*, now of *Balgowan*, during his Life, and after his Death, together and in conjunction with the Person for the Time entitled to the Rents and Profits of the Lands and Barony of *Balgowan*, if of Age, or, if such Person shall be an Infant under the Age of Twenty-one Years, together and in conjunction with his or her Tutors or Curators, to elect and appoint any other fit Person or Persons to be a

Appointment
of new Trust-
tees.

[Loc. & Per.]

53 E—F

Trustee

Trustee or Trustees for the Purposes aforesaid, in the Place and Stead of them the said *Robert Herries, Thomas Harvie Farquhar, and Thomas Chapman*, or such of them as shall so die, or be desirous to be discharged from, or become incapable to act in, the Execution of the Trusts, Powers, or Authorities by this Act given, and so from Time to Time as often as there shall be Occasion, and so often as any new Trustee or Trustees shall be appointed as aforesaid, all and singular the aforesaid Lands and other Premises hereinbefore mentioned and described, hereby vested in the aforesaid *Robert Herries, Thomas Harvie Farquhar, and Thomas Chapman*, in Trust to be sold as aforesaid, shall thereupon become legally and effectually vested in the surviving Trustee or Trustees, and such new Trustee or Trustees, or wholly in such new Trustees as the Case may require, and the Survivors or Survivor of them, and the Heirs and Assigns of such Survivor upon the same Trusts and to and for the same Uses, Intents, and Purposes, and with, under, and subject to all the Powers and Authorities by this Act given and declared.

Majority of Trustees to act.

XII. And be it enacted by the Authority aforesaid, That the Majority of the aforesaid Trustees above named, or such other Trustee or Trustees as may be elected in their Room and Stead as above mentioned, shall be a legal and sufficient Quorum for carrying all the Purposes of this Act into Execution.

Factors and Stewards, &c. may be appointed.

XIII. And be it enacted by the Authority aforesaid, That it shall and may be lawful to and in the Power of the Majority of the Trustees above named for the Time being, or of such other or others as may be appointed and chosen in their Room or Stead, in Manner herein mentioned, to nominate and appoint Factors, Stewards, Receivers, and Agents for carrying on the aforesaid Sales, and for the better Management of the Lands in this Act mentioned and described, and vested in the said Trustees as aforesaid, with such competent Salaries or Allowances as to the said Court of Session, in either Division thereof, shall seem proper; but the said Trustees are hereby required and obliged to take sufficient Security from such Factors, Stewards, or Receivers for the faithful Execution of their Offices, before he or they be allowed to enter upon the Exercise thereof.

None of the Powers of this Act to be carried into Execution without the Consent of T. Graham Esq.

XIV. Provided always, and be it enacted, That none of the Powers or Provisions of this Act shall be carried into Execution without the Consent of the said *Thomas Graham*, who is now absent from the United Kingdom, which Consent shall be testified by the said *Thomas Graham* executing a Deed or Writing signifying his Consent to this Act, which Deed or Writing shall be approved of by the aforesaid Court of Session in *Scotland*, and shall be duly entered and recorded in the Books of the said Court.

General Saving.

XV. Saving and reserving always to the King's most Excellent Majesty, his Heirs, and Successors, and to all and every other Person or Persons, Bodies Politic or Corporate, his, her, and their Heirs and Successors, Executors, Administrators, and Assigns, other than and except the said *Thomas Graham*, now of *Balgowan*, and all and every the other Heirs of Entail of the said Estates, all such Estate, Right, Title, Interest, Claim, and Demand whatsoever, in or out of the Lands and other Premises above enumerated, and hereby vested in the said *Robert Herries, Thomas Harvie Farquhar,*

Farquhar, and *Thomas Chapman*, in Fee Simple in Trust as aforesaid, or any Part thereof, as they or any of them had before the passing of this Act, or could or might have had or enjoyed in case this Act had not been made.

XVI. And be it further enacted, That this Act shall be printed by the Printer to the King's most Excellent Majesty, and a Copy thereof so printed shall be admitted as Evidence thereof by all Judges, Justices, and others. Evidence.

SCHEDULE (A.) to which this Act refers.

Specifying and containing those Parts of the Entailed Lands of Williamstoun and others, in the Parish of Madderty, and of Sunnyfide in the Parish of Fowlis and County of Perth, which are hereby vested in Trustees to be sold.

Possessions.	Tenants.	Extent, Scots Measure.			Rents for 1810.		
		A.	R.	F.	£.	s.	d.
Williamstoun, exclusive of 1A. 2R. 5F. to be reserved	David Buchan	158	1	38	194	9	0
Meadow Land, South Side		15	1	0	15	0	0
Ditto, North Side		39	0	16	39	0	0
Greenhead, Exclusive of 12A. 3R. 19F. to be reserved	Robert Taylor	51	2	5	36	16	6
Two Fields of Dubheads	John Scott	17	0	0	13	15	0
Welltree Meadow	James Taylor	30	2	23	35	0	0
Sunnyfide, North of Crieff Road, exclusive of Part of the East Field, with the Quarry, 7 Acres	David Black	33	1	37	48	1	
Part of South-west Angle of Redhills Plantation marked C.		0	0	25	0	3	2
Total (A.)		345	2	24	382	4	11

A. COVENTRY.

SCHEDULE (B.) to which this Act refers.

Specifying and containing those Parts of the Lands of Ardittie, in the Parish of Methven and Sheriffdom of Perth, which are by this Act to be entailed.

Possessions.	Tenants.	Extent, Scots Measure.			Rents for 1810.		
		A.	R.	F.	£.	s.	d.
Easter Campsie -	Bullions, Harley &c.	79	0	8	20	2	4
Dalbreach -	John Miller	76	1	26	16	8	2
Bridgend -	James Peddie	9	3	26	2	12	0
Easter Ardittie, East Farm	James M ^c Leish	37	2	0	31	8	5
West Farm	William Nairne	59	2	25	38	13	0
Pendicle	John Miller	3	2	37	7	0	0
Drumvaich -	Scobie and Gow	104	0	6	57	4	0
Wester Burnside -	Brown and Scott	31	3	13	12	15	0
Hillock Park -	Thomas Scott	9	3	14	3	7	6
Easter Burnside -	Bullions and Coutts	37	2	34	20	1	3
Part of Westfield -	William Nairne	2	3	34	2	0	0
Wester Ardittie -	George M ^c Leish	134	1	35	88	13	0
Ditto -	George Stewart	2	2	20	2	10	0
Ditto -	James Govine	4	0	37	2	10	0
Reesk -	James Campbell	28	3	36	6	7	6
Little Drumbuach -	James Marshall	36	2	33	6	3	10
Hare Mofs. -	John Govie	40	3	32	5	19	1
Randolph's Gruipe -	James Ower	33	0	34	5	19	1
Pickfoun -	Peter Peddie	37	1	17	4	0	0
Scon Mofs -	James Bell	32	0	2	4	0	0
Teuchat Green -	James M ^c Farlane	28	2	0	6	7	6
Lands in Pasture -	Set for the Season	379	0	12	72	17	3
Total (B.)		1210	3	1	416	18	11

A. COVENTRY.

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