ANNO QUARTO & QUINTO

VICTORIÆ REGINÆ.

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respect of the Life Rent of the said Sir *William Erskine* by the said Deed of Entail), and to the said Captain *William Erskine*, and the Heirs Male of his Body; whom failing, to Captain *James Erskine*, Second lawful Son of the said Sir *William Erskine*, and the Heirs Male of his Body; whom failing, to *John Erskine*, Third lawful Son of the said Sir *William Erskine*, and the Heirs Male of his Body; whom failing, to any other Son or Sons to be lawfully procreated by the said Sir *William Erskine*, according to their Seniority, and the Heirs Male of their Bodies respectively; whom failing, to the Heirs Female to be procreated by the said Captain *William Erskine*, his eldest Son; whom failing, to the Heirs Female to be procreated by the said Captain *James Erskine*, his Second Son; whom failing, to the Heirs Female to be procreated by the said *John Erskine*, his Third Son; whom failing, to the Heirs Female of the Body or Bodies of any other Son or Sons to be lawfully procreated by the said Sir *William Erskine*, according to their respective Seniorities as aforesaid; whom failing, to *Frances Erskine* or *Wemyss*, the eldest Daughter of the said Sir *William Erskine*, and then Wife of *William Wemyss* Esquire, of *Wemyss*, and the Heirs Male of her Body; whom failing, to *Harriet Erskine*, his Second Daughter, and the Heirs Male of her Body; whom failing, to *Elizabeth Erskine*, his Third Daughter, and the Heirs Male of her Body; whom failing, to *Magdalene Erskine*, his youngest Daughter, and the Heirs Male of her Body; whom failing, to any other Daughter or Daughters to be lawfully procreated by the said Sir *William Erskine*, according to their Seniority, and the Heirs Male of her or their Bodies respectively; whom failing, to the Heirs Female of the Body of the said *Frances Erskine* or *Wemyss*; whom failing, to the Heirs Female of the Body of the said *Harriet Erskine*; whom failing, to the Heirs Female of the Body of the said *Elizabeth Erskine*; whom failing, to the Heirs Female of the Body of the said *Magdalene Erskine*; whom failing, to the Heirs Female of the Body or Bodies of any other Daughter or Daughters to be lawfully procreated by the said Sir *William Erskine*; whom all failing, to the nearest lawful Heirs or Assignees whomsoever of the said Sir *William Erskine*, in Fee, heritably and irredeemably, all and sundry Lands and Heritages, of whatever Name or Description, belonging to them the said Sir *William Erskine* and the said Captain *William Erskine*, lying within the Parish of *Torry* and Sheriffdom of *Fife*, being the Estate of *Torry* proper; and likewise all and whole the Lands and Barony of *Lundin*, comprehending therein the Mains of *Lundin*, with the Manor Place and Fortalice thereof, and the Houses, Buildings, Yards, Orchards, Dovecots, Mills, Multures, Fishings, Cunningares, Coals, Coalheughs, Parts, Pendicles, Outsets, Insets, Annexis, Connexis, Tenants, Tenandries and Services of Free Tenants, and the Advocation, Donation, and Right of Patronage of the Chapels of the aforesaid Lands, and Pertinents thereof whatsoever, all lying within the Sheriffdom of *Fife*, and united into One whole and free Barony called the Barony of *Lundin*; as also all and whole the Burgh of Barony of *Lundin* called *Drummochie*, which is a Part of the foresaid Mains upon the West Side of the Burn of *Largo*, with all and sundry Immunities, Casualties, Liberties, and Privileges thereof, and particularly of having and holding a weekly Market upon *Friday*,

Friday, and free Fairs yearly, conform to Use and Wont, with the whole Duties, Customs, and Liberties belonging to free Fairs, or which in Time to come may any ways belong thereto; as also all and singular the Teinds, Parsonage and Vicarage, of the said Lands and Barony of *Lundin*, comprehending as said is, lying within the Parish of *Largo*, together with the Teinds of all Fishes taken by the Possessors of the said Lands, or by the Boats belonging to them, and the Teinds of all Fishes brought into the Burn of *Largo* by Strangers, and landed on the West Side thereof, conform to a Contract thereanent entered into between *James Lundin* of *Lundin*, afterwards designed *James* Earl of *Perth*, and *James Durham* of *Largo*, with every other Right and Benefit accruing to the said Sir *William Erskine*, or his Authors, by or in virtue of the said Contract, with the whole Collieries and Coalheughs upon the said Lands, Engines, Pumps, Utensils, and others belonging to the same; as also the Salt Pans erected upon the said Lands, Utensils and others belonging thereto, with the Colliers, Bearers, and Salters astricted to the said Works; as also the Coal within the Lands of *Pilmuir*, *Lundin*, Mill Lands and Acres, and other Acres some Time possessed by *David Mitchell*, formerly Parts of the said Lands and Barony of *Lundin*, and sold by the said *James Lundin* to the said *James Durham*, with full Power and Liberty to the said Sir *William Erskine* and Captain *William Erskine*, and the whole Heirs of Entail and Substitutes above written, in the Order above set down, to carry Levels thereto, and to work the Coals of the said Seams, set down Sinks, erect Engines, and have necessary Roads and Passages through the same, upon Payment of the Damages done above Ground, which are to be estimated and determined in manner mentioned in the Disposition of the said Lands of *Pilmuir* and others granted by the said *James Lundin*, with Consent of his Trustees, to the said *James Durham*, dated the Seventh Day of *June* and Sixth Day of *August* One thousand seven hundred and fifty-five, and registered in the Books of Session the Seventh Day of *February* One thousand seven hundred and fifty-eight Years; as also all and whole the Freestone Quarries within the Mill Lands of *Balcormo*, being formerly Parts of the said Barony of *Lundin*, with free Access thereto, and with the Privilege and Liberty of working and winning the same, upon Payment of Damages in manner mentioned in the Disposition of the said Mill Lands of *Balcormo* and others granted by the said *James Lundin*, with Consent of his said Trustees, to *James Duddingstone* of *Saint Fort*, all lying within the Barony of *Lundin*, Parish of *Largo*, and Sheriffdom of *Fife*; and, moreover, all and whole the Town and Lands of *Pilmuir*, as the same were some Time possessed by *James Christie* and *Andrew Johnston*, and last by *William Henderson*, as Tenants thereof, with Houses, Biggings, Yards, Parts, Pendicles, and Pertinents thereof, together also with the Teinds, Parsonage and Vicarage, of the said Lands, all lying in the Parish of *Largo* and Sheriffdom of *Fife*; but excepting always these Parts and Portions of the said Lands of *Pilmuir* feued out by the said *James Durham* of *Largo* to sundry different Persons since his Purchase of these Lands from the said *James Lundin* and his Trustees, as contained in the several Feu Contracts or Dispositions of the same; as also excepting these Parts of the said Lands of *Pilmuir* lying on the East and South

of

of the said Feus, and now or lately possessed by *Robert Wallacē*, *Alexander Teviotdale*, and *Allen Cornfoot*, as Tenants thereof; and also these Parts of the said Lands of *Pilmuir*, and of the Lands of *Hatton*, after mentioned, which now make a Part of *Kielsden* belonging to the said *James Durham*, and are separated from the Lands of *Pilmuir*, disponed by the said Deed of Entail, partly by a Stone Dyke, and partly by a Ditch; as also all and whole the Town and Lands of *Hatton*, as the same were some Time possessed by *George Scott* and *Thomas Brydie*, and afterwards by the said *William Henderson*, as Tenants thereof, including as a Part of the same that Part of the Lands of *Balcormo* now separated and disjoined from the remaining Lands of *Balcormo* belonging to the said *James Durham*, and set along with the said Lands of *Hatton* to the said *William Henderson*, with the Houses, Biggings, Yards, Parts, Pendicles, and Pertinents, and the Teinds, Parsonage and Vicarage, of the Lands of *Hatton*, including as aforesaid, and with Freedom and Immunity from all Thirlage and Astriction of the said Lands of *Pilmuir* and *Hatton*, including as aforesaid, to the Mills of *Lundin* or *Balcormo*, or either of them, all lying in the said Parish of *Largo* and Sheriffdom of *Fife*; but excepting always that Part of the said Lands of *Hatton*, extending to about One Tenth Part thereof, now adjoined to the said Lands of *Balcormo*, belonging to the said *James Durham*; and, lastly, all and whole the Town and Lands of *Nether Pratis*, with the Teinds, Parsonage and Vicarage, and whole Parts, Pendicles, and Pertinents of the said Town and Lands, together with all Coals, Limestone, and others whatsoever in the Grounds of the said Lands, also with Freedom and Immunity of Thirlage or Astriction of the said Lands to the Mill of *Balcormo*, or any other Mill whatsoever, all lying within the Parish of *Largo* and Sheriffdom of *Fife*; but always with and under the Conditions, Provisions, Restrictions, Limitations, and Clauses irritant and resolutive, Declarations and Reservations, therein contained, forming a Settlement in strict Entail according to the Law of *Scotland*; and the said Sir *William Erskine* having departed this Life was succeeded in the several Lands and Heritages above mentioned by his Son, the said Captain *William Erskine*, then Lieutenant Colonel Sir *William Erskine* Baronet, who made up Titles to the same (excepting as regarded the foresaid Lands of *Pratis*) conform to Charter from the Crown, dated the Twentieth Day of *December* in the Year One thousand seven hundred and ninety-six, and written to the Seal, registered, and sealed the Twenty-fourth Day of *November* in the Year One thousand seven hundred and ninety-seven, and Instrument of Seisin following upon the said Charter, dated the Eighteenth Day of *October*, and registered in the General Register of Seisins at *Edinburgh* the Tenth Day of *December*, in the Year One thousand seven hundred and ninety-nine; and the last-mentioned Sir *William Erskine* having departed this Life was succeeded in the said several entailed Lands and Heritages by his Brother the said Captain *James Erskine*, then Lieutenant General Sir *James Erskine* Baronet, who was infeft and seised therein (excepting the said Lands of *Pratis*) by virtue of a Precept from Chancery, dated the Sixteenth Day of *September* in the Year One thousand eight hundred and thirteen, reciting the Retour of his Service as Heir to the said Sir *William Erskine*,

and

and conform to an Instrument of Seisin following on the said Precept, dated the Twenty-eighth Day of *September*, and registered in the particular Register of Seisins at *Cupar* in *Fife* the Eighth Day of *October*, both in the Year One thousand eight hundred and thirteen; and the said Sir *James Erskine* having departed this Life was succeeded in the said several entailed Lands and Heritages by his Brother the said *John Erskine*, then Sir *John Drummond Erskine* Baronet, who was infeft and seised therein (excepting the said Lands of *Pratis*) by virtue of a Precept from Chancery dated the Twenty-second Day of *April* in the Year One thousand eight hundred and twenty-five, reciting the Retour of his Service as Heir to the said Sir *James Erskine*, and conform to an Instrument of Seisin following on the said Precept, dated the Fourth and registered in the particular Register of Seisins at *Cupar* in *Fife* the Ninth Days of *May* in the said Year One thousand eight hundred and twenty-five; and the said Sir *John Drummond Erskine* having departed this Life was succeeded in the said several entailed Lands and Heritages by *James Erskine Wemyss*, now of *Torry* and *Wemyss*, Esquire, the eldest Son of the said Mrs. *Frances Erskine* or *Wemyss*, now deceased; and the said *James Erskine Wemyss* was infeft and seised in the said Lands and Heritages (excepting the said Lands of *Pratis*) by virtue of a Precept from Chancery dated the Twenty-fifth Day of *April* in the Year One thousand eight hundred and thirty-seven, reciting the Retour of his Service as Heir to the said Sir *John Drummond Erskine*, and conform to an Instrument of Seisin following on the said Precept, dated the Thirteenth and registered in the particular Register of Seisins at *Cupar* in *Fife* the Fifteenth Days of *May* in the said Year One thousand eight hundred and thirty-seven; and the said *James Erskine Wemyss* is about to make up his Title to the said Lands of *Pratis*, which are commonly called *Nether Pratis*, under the foresaid Disposition and Deed of Entail, by virtue of a Charter of Resignation made and granted in his Favour by Miss *Magdalene Erskine* of *Dunimarle*, the Superior thereof, which is dated the Twenty-eighth Day of *May* in the Year One thousand eight hundred and forty: And whereas the said last-mentioned Sir *William Erskine*, by a Trust Disposition and Deed of Settlement dated the Tenth Day of *November* in the Year One thousand eight hundred and eight, and registered in the Books of Council and Session the Twenty-second Day of *April* in the Year One thousand eight hundred and thirteen, disponed, assigned, conveyed, and made over, to and in favour of his Brothers the said Sir *James Erskine* and the said Sir *John Drummond Erskine*, the said *William Wemyss* of *Wemyss*, and *Charles Steuart*, Writer to the Signet, and to the Survivors and Survivor of them who should accept, and their Assignees, all the Lands and other Heritages which should be pertaining and belonging to him and at his Disposal at the Time of his Death, as also all Debts and Sums of Money which should be owing to him at the Time of his Death, and specially and without Prejudice to the general Conveyance of Heritage, all and whole the Lands and Estate of *Aitherney*, acquired from Doctor *James Carmichael Smyth*, comprehending the Lands of *Bankhead* and *Blacketyside*, and also Ten Acres and One hundred and thirteen Falls of the Lands of *Balgrimmo*, with the Manor Place of *Aitherney*, Mill, Mill Lands, Teinds, Houses, Biggings, Yards, Dovecots, and

Trust Disposition and Settlement of last-mentioned Sir William Erskine, dated 10th November 1808, and registered 22d April 1813.

whole Privileges and Pertinents thereof, lying within the Parish of *Scoonie* and Sheriffdom of *Fife*, with the annual Rent of Twenty-five Merks payable forth of the said Lands; but in Trust always with the Powers and for the Uses, Ends, and Purposes set forth in the said Disposition and Deed of Settlement, and specially for Payment of all the just and lawful Debts and Obligations granted or which should be due by the said Sir *William Erskine* at the Time of his Death, and, among others, for Payment of a free Annuity of Two hundred Pounds Sterling to his Sister Miss *Magdalene Erskine*, at Two Terms in the Year, *Whitsunday* and *Martinmas*, by equal Portions, beginning the First Term's Payment at the First of these Terms after his Death, and to continue thereafter during all the Days of her Life while she remains unmarried, with Penalty and Interest, in common Form, declaring that upon her Marriage the said Annuity shall cease and determine at the First of the above Terms succeeding that Event, and with Power to sell Lands and Heritages, and to uplift and receive Debts and Sums of Money for the Purpose of paying Charges and Debts and Obligations, and then in order that the said Trustees acting for the Time may and shall make and execute a valid Settlement and Deed of Entail, settling the foresaid Lands of *Aitherney* and others upon the Heirs Male of the Body of the said Sir *William Erskine* in the Order of their Birth, whom failing, upon the said Sir *James Erskine* Baronet, and the Heirs of Entail specified and set down in the foresaid Deed of Entail of the Lands and Estate of *Torry*, *Lundin*, and others, made as aforesaid, and to insert in the said Deed so to be executed the whole Provisions, Declarations, Limitations, Conditions, Clauses, prohibitory, irritant, and resolutive, therein referred to, as contained in the aforesaid Deed of Entail of the said Estate of *Torry* and others; and by a Deed of Settlement made by the said Sir *William Erskine*, dated the Tenth Day of *November* One thousand eight hundred and eight, and registered in the Books of Council and Session the Twenty-second Day of *April* One thousand eight hundred and thirteen, he bound and obliged himself, and his Heirs, Executors, and Successors whomsoever, to content and pay to Mistress *Clara Pennington*, residing at *Shipton* in *Worcestershire*, during all the Days of her Life, and commencing at the First Term of *Whitsunday* or *Martinmas* after his Decease, a free Annuity of Three hundred Pounds Sterling yearly, declaring always that if *Clara* and *Wilhelmina Pennington*, or any other Child or Children of his by the said Mistress *Clara Pennington*, should be in Life at his Decease, the said Annuity should be in Life at his Decease, the said Annuity should be restricted to Two hundred and fifty Pounds a Year during their Existence and their Mother's Life; and the said Sir *William Erskine*, by the said Deed of Settlement, further bound and obliged himself and his foresaids to pay to each of his said Children, the said *Clara* and *Wilhelmina Pennington*, the Sum of One thousand five hundred Pounds Sterling at the First Term of *Whitsunday* or *Martinmas* after their Marriage, declaring that in the event of the said Children being reduced to One, that then such One should be paid the Sum of Two thousand Pounds by his foresaid Trustees; and, moreover, the said Sir *William Erskine*, by the said Deed of Settlement, obliged himself and his foresaids to pay to each of his said Children, the said *Clara* and *Wilhelmina Pennington*, a free yearly Annuity of Fifty Pounds during all the

Deed of Settlement by Sir William Erskine, dated 10th November 1808, and registered the 22d April 1813.

the Days of their Lives, commencing at the First Term of *Whitsunday* or *Martinmas* after his Death; and by Deed of Assumption, executed by the said Sir *James Erskine* and Sir *John Drummond Erskine*, dated the Tenth and Twenty-first Days of *December* in the Year One thousand eight hundred and twenty-four, and registered in the Books of Council and Session the Fourteenth Day of *January* in the Year One thousand eight hundred and twenty-five, after reciting that the said Sir *James Erskine*, Sir *John Drummond Erskine*, *William Wemyss*, and *Charles Steuart* had accepted of the said Trust, and that the said *William Wemyss* and *Charles Steuart* had departed this Life, they the said Sir *James Erskine* and the said Sir *John Drummond Erskine*, then *John Drummond Erskine* Esquire, nominated, constituted, appointed, and assumed *James Moray* of *Abercairney*, Esquire, (since deceased,) and Colonel *William Wemyss*, Son of the said deceased *William Wemyss*, to be Trustees along with them the said Sir *James Erskine* and Sir *John Drummond Erskine* in the Management of the Trust created and made by the said last-mentioned Sir *William Erskine* as aforesaid, with all the Powers and Privileges conferred by the aforesaid Trust Disposition; and by Deed of Assumption executed by the said *James Moray* and Colonel *William Wemyss*, dated the Twenty-fourth and Thirtieth Days of *November*, and registered in the Books of Council and Session on the Fifth Day of *December*, in the Year One thousand eight hundred and thirty-six, reciting the Death of the said Sir *James Erskine* and Sir *John Drummond Erskine*, they the said *James Moray* and Colonel *William Wemyss* nominated, constituted, appointed, and assumed the said *James Erskine Wemyss* to be a Trustee along with them the said *James Moray* and Colonel *William Wemyss* in the Management of the Trust created and made by the said last-mentioned Sir *William Erskine* as aforesaid, with all the Powers and Privileges conferred by the aforesaid Trust Disposition; and the said Colonel *William Wemyss* and the said *James Erskine Wemyss* are, as Trustees under the aforesaid Trust Disposition, still in possession of a Portion of the aforesaid Lands of *Aitherney*, comprehending as aforesaid, in which they have been infeft conform to an Instrument of Seisin dated the Fourteenth and registered in the General Register of Seisins at *Edinburgh* the Sixteenth Days of *October* One thousand eight hundred and thirty-nine, and of the foresaid Portion of *Balgrimmo*, in which they have been infeft conform to an Instrument of Seisin dated the said Fourteenth and registered as aforesaid the said Sixteenth Days of *October* One thousand eight hundred and thirty-nine; and the said Trustees are also in possession of certain Parts and Portions of the Lands of *Pilmuir* (being the Lands or Parts of the Lands excepted from the foresaid Entail as having been feued out by *James Durham*) extending respectively to Seven Acres and Thirty-seven Falls, Seven Acres Three Roods and Six Falls, Seven Acres Three Roods and Eighteen Falls, and Eight Acres and Thirty-one Falls, or thereby, to which last-mentioned Subjects the said Trustees established a Right by virtue of a Decree of declaratory Adjudication following upon the General Conveyance in the foresaid Trust Disposition, and obtained by them before the Lords of Council and Session on the Sixth Day of *March* One thousand eight hundred and thirty-eight, against the said *James Erskine Wemyss* and certain other Persons therein named,

Deed of Assumption by Sir James Erskine and Sir John Drummond Erskine, dated 10th and 21st Dec. 1824, and recorded 14th Jan. 1825.

Deed of Assumption by James Moray and Colonel William Wemyss, dated 24th and 30th Nov. and registered 5th Dec. 1836.

named, and in which Four respective Subjects the said Trustees were infeft, conform to Four separate Instruments of Seisin, each dated the Fourteenth and registered in the General Register of Seisins at *Edinburgh* the Sixteenth Days of *October* One thousand eight hundred and thirty-nine; but the said Trustees are not in possession of any other Lands or Heritages than a Portion of the said Lands of *Aitherney*, comprehending as aforesaid, and the Portion of *Balgrimmo*, and the Portions of *Pilmuir* aforesaid, all the Lands conveyed specially or generally by the foresaid Trust Disposition having been sold, and the said Colonel *William Wemyss* and *James Erskine Wemyss* will soon be called upon to make an Entail of the Lands so remaining with them in Terms of the aforesaid Trust Disposition, and in favour of the said *James Erskine Wemyss*, and the Heirs called to succeed to him by the aforesaid Disposition and Deed of Entail, and under the Burden of the foresaid Annuity of Two hundred Pounds yearly to the said Miss *Magdalene Erskine* while she remains unmarried, and under the Burden also of the foresaid restricted Annuity of Two hundred and fifty Pounds yearly to the said Mistress *Clara Pennington*, and (the said *Wilhelmina Pennington* being now dead) under Burden also of the foresaid Sum of Two thousand Pounds and Annuity of Fifty Pounds yearly to the said *Clara Pennington*, the surviving Child of the said Sir *William Erskine*: And whereas the aforesaid Barony of *Lundin* and Burgh of Barony thereof, and the aforesaid Town and Lands of *Pilmuir*, and Town and Lands of *Hatton*, including as aforesaid, and the aforesaid Town and Lands of *Pratis*, and the Coal and Stone Quarries aforesaid, being Parts of the Subjects which were entailed as aforesaid, lie at a great Distance from the Estate of *Torry* and the Mansion House thereof, and the Lands remaining with the said Trustees now acting under the Trust Disposition of the said Sir *William Erskine* adjoin to the said Barony of *Lundin*: And whereas the said *James Erskine Wemyss* is Proprietor of the Lands of *Wemyss-shire*, and Lands and Barony of *Easter Wemyss*, comprehending the Mains and Lands of *Easter Wemyss*, with the Tower, Fortalice, Manor Place, Yards, Orchards, Dovecots, and Pertinents of the same whatsoever, the Lands of *Little Lun*, the Lands of *Kirkton*, the Lands of *Windyedge*, the Lands of *Harlaw Town*, and Lands of *Buckhaven*, and all other Parts and Pertinents whatsoever of the said Lands and Barony of *Easter Wemyss*, lying within the Parish of *Wemyss*, with the Mills, Woods, Fishings, Tenants, Tenandries and Services of Free Tenants of the same, Coals, Coalheughs thereof, together with the Advocation, Donation, and Right of Patronage of the Chapel called *Saint Catherine*'s Chapel, situated within the Parish of *Wemyss*, and all and whole the Lands and Barony of *Methill*, with Corn and Waulk Mills of the same, Mill Lands and astricted Multures thereof, the Lands of *Hill* and *Pirnie*, with Annexis, Connexis, Parts, Pendicles, and Pertinents belonging thereto, together also with the Coals, Coalheughs of the Lands of *Methill*, *Hill*, and *Pirnie*, and Manor Place of *Methill*, commonly called the *Kirklands* of *Methill*, and Barony of the same, as well above as below Ground, far and near, in whatever Place of the said Barony, Mill Lands, and others foresaid the same may be digged, sought for, and win; and all and whole the Town and Lands of *Inverleven*, otherwise called *Cald Coats*,

as

as well Property as Superiority of the same, with the Parts, Pendicles, Coalheughs, Tenants Tenandries and Service of Free Tenants, and whole other Pertinents thereof, and the Burgh of Barony of *Methill*, and Liberty of a free Sea-port or Harbour thereof, with the yearly free Fairs and weekly Markets of the said Burgh of Barony, with all and sundry Liberties, Privileges, Immunities, Tolls, Customs, Anchorages, Casualties, Duties, and Commodities whatsoever belonging to the said Burgh of Barony, free Fairs, weekly Markets, free Port, and Harbour of the same, and Pertinents of the same whatsoever, lying within the Sheriffdom of *Fife*; and all and haill the Lands of *Cameron*, with the Manor Place, Houses, Biggings, Yards, Orchards, Outsets, Parts, Pendicles, and Pertinents of the same, with the Coals and Coalheughs thereof; all and whole the Mill of *Cameron*, Mill Lands, Multures, Sucken, and Sequels thereto belonging, lying within the Stewartry and Sheriffdom of *Fife* foresaid; which Mill and Lands of *Cameron* are annexed to the Barony of *Easter Wemyss* conform to a Charter granted in favour of *David* Earl of *Wemyss* deceased, dated the Twenty-third of *February* One thousand six hundred and seventy-two Years, and he stands infeft and seised therein by virtue of a Charter from the Crown in favour of the said deceased *William Wemyss* in Life Rent, and of himself in Fee, and of an Instrument of Seisin following thereon, which Charter is dated the Fifth and written to the Seal and registered and sealed the Twenty-first Days of *July* in the Year One thousand eight hundred and seventeen, and which Instrument of Seisin is dated the Thirtieth and registered at *Edinburgh* the Thirty-first Days of the said Month of *July*, and by virtue of a Precept from Chancery dated the Seventeenth Day of *September* in the Year One thousand eight hundred and twenty-two, reciting the Retour of his Service as Heir to his said Father, and of an Instrument of Seisin following on the said Precept, dated the Fifteenth Day of *October*, and registered at *Edinburgh* the First Day of *November*, in the said Year One thousand eight hundred and twenty-two: And whereas the said Lands and Baronies of *Easter Wemyss* and *Methill*, Town and Lands of *Inverleven* and Burgh of Barony of *Methill*, Lands of *Cameron*, and Mill and Mill Lands of *Cameron*, are nearer to the Estate of *Torry* than the aforesaid Lands and Barony of *Lundin* and other Lands held under Settlement of Entail as above mentioned, and held by the said Trustees to be entailed as aforesaid, and are of much greater Value than the aforesaid Lands and Barony of *Lundin* and other Lands entailed as aforesaid, and the said Lands of *Aitherney*, comprehending as aforesaid, and the Portions of *Balgrimmo* and *Pilmuir* aforesaid, held for the Purpose of being entailed as above mentioned; and the said *James Erskine Wemyss*, on the Condition of the said Lands and Barony of *Lundin* and other Lands entailed as aforesaid, and of the said Lands of *Aitherney*, comprehending as aforesaid, and the said Portions of *Balgrimmo* and *Pilmuir*, being to be vested in him, and his Heirs and Assignees, in Fee Simple, is willing and has it in his Power to settle, as after mentioned, upon the Heirs of Entail called by the foresaid Deed of Entail and Trust Disposition, and in Terms of the said Deeds, Equivalents for the said Lands and Barony of *Lundin* and others; and it is for the Interest and Advantage of the Heirs of Entail aforesaid that in lieu of

of the said Lands and Barony of *Lundin*, and other Lands and Heritages held under Settlement of Entail as aforesaid, and directed to be entailed as aforesaid, there shall be settled the Lands in Schedules (C.) and (D.) hereunto annexed, (being the Dominium directum of the said Lands of *Little Lun*, and a Portion of the said Lands of *Wemyss-shire*, and of the said Baronies of *Easter Wemyss* and *Methill*, and Lands of *Cameron*, and the whole of the said Town and Lands of *Inverleven* and *Buckhaven*,) in Terms of the foresaid Deed of Entail and of the foresaid Trust Disposition; and which Lands in said Schedules (C.) and (D.) exceed in Value the said Lands and Barony of *Lundin*, and other Lands and Heritages entailed as aforesaid, and the said Lands of *Aitherney*, comprehending as aforesaid, and others aforesaid, held for the Purpose of being entailed as above mentioned: And whereas the said Lands and Barony of *Lundin*, and other Lands and Heritages entailed as aforesaid, are of the Value of Seventy-eight thousand seven hundred and thirty-three Pounds Six Shillings and Nine-pence Eight Twelfths of a Penny, as set forth in Schedule (A.) hereunto annexed; and the Lands which the said *James Erskine Wemyss* desires to entail as in lieu thereof are of the Value of Ninety-nine thousand eight hundred and seventeen Pounds Thirteen Shillings, as set forth in Schedule (C.) hereunto annexed; and the said Lands of *Aitherney*, comprehending as aforesaid, and the foresaid Portion of *Balgrimmo*, and Four Portions of *Pilmuir*, extending to Seven Acres and Thirty-seven Falls, Seven Acres Three Roods and Six Falls, Seven Acres Three Roods and Eighteen Falls, and Eight Acres and Thirty-one Falls, are of the Value of Twenty-two thousand one hundred and forty Pounds Twelve Shillings and Sixpence, as set forth in Schedule (B.) hereunto annexed; and the Lands which the said *James Erskine Wemyss* desires to entail in lieu thereof are of the Value of Thirty-five thousand one hundred and ninety-seven Pounds Fifteen Shillings and Ten-pence, as set forth in Schedule (D.) hereunto annexed; and so the Lands which the said *James Erskine Wemyss* is desirous and willing and has Power to settle, according to the foresaid Deed of Entail and Trust Disposition and Deed of Settlement, and as a Consideration for the Lands in the said Deed of Entail, and for the Lands held by the aforesaid Trustees, as above mentioned, exceed in Value the said Land and Barony of *Lundin*, and other Lands entailed as aforesaid, and the said Lands of *Aitherney*, comprehending as aforesaid, and other Lands held in Trust as aforesaid respectively; but by reason of the Limitations and Conditions in the said Deed of Entail, and in the said Trust Disposition and Deed of Settlement, the Objects desired by the said *James Erskine Wemyss*, and for the Advantage of the Heirs of Entail aforesaid, cannot be attained without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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 immediately after the passing of this Act it may and shall be lawful to the said *James Erskine Wemyss*, or failing him the Person for the Time possessed of the said Lands and Barony of *Lundin*, and of the said Baronies of *Easter Wemyss* and *Methill*, and other Lands

Lands of Easter Wemyss, &c., to be entailed in lieu of the Lands of

Lands in Schedule (C.) hereunto annexed, and although such Person be a Minor (provided he have the Consent of his Tutors or Curators), under the Authority and with the Approbation of the Court of Session, in either Division thereof, to be obtained on a summary Application to the said Court, and in consideration of his being to acquire the Lands in the Schedule (A.) hereunto annexed in Fee Simple, to make a Deed, settling and securing, in the Form which shall appear to the Judges of that Court most proper, the said Lands comprised in Schedule (C.) annexed to this Act, freed of all Debts and Incumbrances affecting or that may affect the same, to and in favour of himself the said *James Erskine Wemyss*, or the Party making the said Deed, and the other Heirs called and entitled to succeed under the Deed of Entail before recited, and under the Provisions, Conditions, Declarations, Limitations, Clauses irritant and resolutive, provided, expressed, and declared by the said Deed of Entail, which Settlement so to be made shall be so framed as to bind the Person making the same as well as the succeeding Heirs; and further that it may and shall be lawful to the said *James Erskine Wemyss*, or failing him the Person possessed of the Lands in Schedule (D.) hereto annexed, and although such Person be a Minor (provided he have the Consent of his Tutors or Curators), under the Authority and with the Approbation aforesaid, to be obtained as above mentioned, and in consideration of his being to acquire the Lands in Schedule (B.) hereto annexed in Fee Simple, to make a Deed, settling and securing, in the Form which shall appear to the Judges of the said Court most proper, the said Lands comprised in Schedule (D.) annexed to this Act, freed of all Debts and Incumbrances affecting or that may affect the same, other than those imposed by the said Sir *William Erskine* by his Trust Disposition and Deed of Settlement, to and in favour of himself the said *James Erskine Wemyss* or the Party making the said Deed, and the other Heirs called to succeed under the said Deed of Entail and Trust Disposition before recited, and under the Provisions, Conditions, Declarations, Limitations, and Clauses irritant and resolutive, provided, expressed, and declared by the said Deed of Entail and Trust Disposition, and under the Burdens made by the said Trust Disposition and Deed of Settlement in relation to the same, and which Settlement so to be made shall also be so framed as to bind the Person making the same as well as the succeeding Heirs.

Lundin, &c., with the Approbation of the Court of Session.

II. And be it enacted, That as the said Deeds of Entail shall be so made and executed to the Satisfaction of the said Court, and for the Consideration and in manner and to the Effect foresaid, the same shall be recorded in due Form in the Register of Tailzies, for the Benefit and Security of all and every Person and Persons interested therein, and a Charter or Charters shall pass and be obtained thereon, and Infeftment taken by virtue of the Precept of Seisin therein contained, and registered agreeably to the Forms and Practice of the Law of *Scotland*, upon all which the said Court shall interpose its Authority by declaring that the Directions by this Act given have been complied with according to the true Intent and Meaning thereof.

Entails of Lands of Easter Wemyss, &c. to be recorded.

III. And be it enacted, That on the granting and executing the Deed of Entail of the Lands in Schedule (C.) hereto annexed, recording

On Completion of En-

tails to the Satisfaction of the Court of Session, the Lands of Lundin, &c. to be vested in James Erskine Wemyss, or the Grantor of the Entails, in Fee Simple.

ing the same, passing the Charter or Charters thereupon, and taking and recording the Infeftment, as before mentioned, and the Authority of the Court of Session being interponed thereto, the said Lands and Barony of *Lundin*, and other Lands, Teinds, and Heritages contained in the foresaid Deed of Entail made by the said Sir *William Erskine* first mentioned and Captain *William Erskine*, and described as aforesaid, and set forth in the Schedule (A.) hereto annexed, shall be and the same are hereby vested in the said *James Erskine Wemyss*, or in the Person making the said Entail of the Lands in Schedule (C.) hereto annexed, and his Heirs and Assigns, in Fee Simple; and further, that upon the granting and executing of the Deed of Entail of the Lands in Schedule (D.) hereto annexed, recording the same, passing the Charter or Charters thereon, and taking and recording the Infeftment as before mentioned, and the Authority of the Court of Session being interponed thereto, the said *William Wemyss* and the said *James Erskine Wemyss*, or the Trustees or Trustee acting for the Time under the foresaid Trust Disposition and Deed of Settlement, shall be bound and obliged to convey the foresaid Lands of *Aitherney*, comprehending as aforesaid, and the foresaid Portion of *Balgrimmo*, and Four Portions of the Lands of *Pilmuir*, contained in Schedule (B.) hereto annexed, to and in favour of the said *James Erskine Wemyss*, or the Person who shall make the Entail of the Lands in Schedule (D.) hereto annexed, and his Heirs and Assigns, in Fee Simple; and the said Lands in Schedules (A.) and (B.) hereto annexed shall, from and after the Completion of the Entails as aforesaid of the Lands by this Act authorized to be entailed as Equivalents, and every Part thereof shall, from thenceforth be freed and absolutely acquitted, released, exonerated, and discharged of and from all and every the Conditions, Provisions, Declarations, Limitations, Prohibitions, and Irritancies contained in and imposed by the above-recited Deed of Entail and Trust Disposition and Deed of Settlement respectively, which Barony, Lands, and Estate contained in said Schedules (A.) and (B.) shall from thenceforth belong to and be at the free Disposal of the said *James Erskine Wemyss*, or the Person making Entails as aforesaid, and his Heirs and Assigns.

Saving Clause.

IV. Saving and reserving always to the Queen's most Excellent Majesty, Her Heirs and Successors, and to all and every other Person or Persons, Bodies Politic and Corporate, his, her, and their Heirs, Executors, and Successors, (other than and except the Heirs of Entail, or Persons entitled to succeed to the said Lands and Estates by the Deed of Entail above recited, and Trust Disposition and Deed of Settlement aforesaid,) all such Estate, Rights, Titles, Interests, Claims, and Demands of, in, to, or out of all or any of the said Lands and Estates, as they or any or them had before the passing of this Act, or could or should or might have had, enjoyed, claimed or demanded, in case this Act had never been passed.

Act as printed by the Queen's Printers to be Evidence.

V. And be it enacted, That this Act shall be printed by the several Printers to the Queen's most Excellent Majesty duly authorized to print the Statutes of the United Kingdom; and a Copy thereof so printed by any of them shall be admitted as Evidence by all Judges, Justices, and others.

SCHE-

SCHEDULES referred to in the preceding Act.

SCHEDULE (A.)

	£	s.	d.
1. The Lands and Barony of Lundin, with the Teinds, Privileges, and Pertinents; yearly Value of Lands, under Lease to Tenants, Seven hundred and fifty-five Pounds Nine Shillings, at Thirty Years Purchase - - - - - -	22,663	10	0
2. For the Portions thereof feued out, at Twenty-nine Pounds Seventeen Shillings $\frac{7}{12}$ of a Penny yearly, at Twenty Years Purchase - - - - -	597	0	$11\frac{8}{12}$
2. The Coal in those Lands which were formerly Parts of the Barony of Lundin, and were sold to James Durham - -	500	0	0
3. The Freestone Quarries within the Mill Lands of Balcormo -	100	0	0
4. The Town and Lands of Pilmuir, Little Pilmuir, and Ladyknowe, Eight hundred Pounds of yearly Value, at Thirty Years Purchase	24,000	0	0
5. The Town and Lands of Hatton, Seven hundred and seventy Pounds Five Shillings and Four-pence of yearly Value, at Thirty Years Purchase - - - - -	23,108	10	10
6. The Town and Lands of Pratis or Nether Pratis, Four hundred and eighty-seven Pounds Twelve Shillings and Sixpence of yearly Value, at Twenty-nine Years Purchase, in respect the Superiority of these Lands does not form Part of the Estate, and the Entries of singular Successors are not taxed - -	14,141	2	6
	85,110	4	$3\frac{8}{12}$
Deduct the Burdens:—			
Cess and County Rates - - - £49 3 10			
Minister's Stipend - - - 91 18 9			
Schoolmaster's Salary - - - 9 16 0			
Assessment for Poor - - - 61 12 8			
£212 11 3			
At Thirty Years Purchase - - - -	6,376	17	6
Remain for the Value of the Barony of Lundin and other Heritages entailed by Sir William Erskine, as set forth in the Act -	78,733	6	$9\frac{8}{12}$

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SCHEDULE (B.)

	£	s.	d.
1. The Lands of Aitherney, comprehending Bankhead and Blacketyside, and Ten Acres and One hundred and thirteen Falls of the Lands of Balgrimmo; yearly Value, Seven hundred and thirty-two Pounds Four Shillings and Eleven-pence, at Thirty Years Purchase -	21,967	7	6
2. Four Feus of Pilmuir, extending in whole to Thirty-one Acres and Twelve Furlongs; yearly Value, Seventy-four Pounds Nine Shillings and Four-pence, at Thirty Years Purchase - - -	2,234	0	0
3. An Ochre Mine in Blacketyside - - - -	700	0	0
	24,901	7	6
Deduct the Burdens:—			
Cess and County Rates - - - £7 15 2			
Minister's Stipend - - - - 34 9 2			
Schoolmaster's Salary - - - 2 16 $9\frac{8}{12}$			
Assessment for Poor - - - 16 18 4			
Feu Duty for the aforesaid Thirty-one Acres Twelve Furlongs - - - - 30 1 1			
£92 0 $6\frac{8}{12}$			
At Thirty Years Purchase - - - -	2,760	15	0
Remain for the Value of Aitherney, and Part of Balgrimmo, and the Feus of Pilmuir, which were directed to be entailed - -	22,140	12	6

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SCHEDULE (C.)

	£	s.	d.
1. The Farm of Kirkland, at present possessed by Andrew Lawrie -	309	6	11
2. The Methill and Inverleven Acre Lands, at present possessed by sundry Tenants - - - - - -	104	6	0
3. The Farm of Methill Hill, at present possessed by John Haig -	917	2	7
4. The Farm of Muiredge, at present possessed by Alexander Dryburgh - - - - - - -	263	10	8
5. The Buckhaven Acre Lands, at present possessed by sundry Tenants	264	15	7
6. The Farm of Perceval, at present possessed by David Johnston -	383	9	3
7. The Farm of Wellsgreen, at present possessed by James Landale -	604	3	11
8. The Farm of Cameron, at present possessed by John Edington -	409	0	0
9. The East Wemyss Acre Lands, at present possessed by sundry Tenants - - - - - -	221	17	5
	3,477	12	4

	£	s.	d.	
10. The Feu Duty payable for the Town of East Wemyss -	£11	19	0	
11. The Feu Duty payable for the Town of Buckhaven -	25	1	4	
12. The Feu Duty payable for the Town of Inverleven -	16	19	8	
13. The Feu Duty payable for the Town of Methill -	6	12	9	
14. The Rates leviable at Methill Harbour and Pier, which last has lately been erected at an Expence of upwards of Two thousand Pounds, estimated at the very moderate Sum of, yearly, Eighty Pounds -	80	0	0	
15. The Buckhaven Fish Teind - - -	18	6	8	
				158 19 5

The following are the public Burdens which are to be deducted: —

Cess and County Rates - - - -	48	11	7
Minister's Stipend - - - - -	150	19	4
Schoolmaster's Salary - - - -	14	3	7
Assessment for the Poor - - - -	42	12	4
	256	6	10

Calculation showing the Value of the Heritages in this Schedule: —

Thirty Years Purchase of the aforesaid Sum of Three thousand four hundred and seventy-seven Pounds Twelve Shillings and Four-pence - - - - -	104,328	10	0
Twenty Years Purchase of the aforesaid Sum of One hundred and fifty-eight Pounds Nineteen Shillings and Five-pence -	3,179	8	4
	107,507	18	4
Deduct Thirty Years Purchase of the aforesaid Sum of Two hundred and fifty-six Pounds Six Shillings and Ten-pence, being the yearly Burdens - -	7,690	5	0
Remain of Value - - - - -	99,817	13	4

NOTE. — There are Coals and other Minerals of great Value in the Lands in this Schedule, and worth much more than the Minerals referred to in Schedule (A.)

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SCHEDULE (D.)

	£	s.	d.
1. That Part of the Farm of Newton at present possessed by James Gulland, and which lies on the South Side of the Turnpike Road that leads from Kirkaldy to Windygates - - - -			
	849	0	0
2. The Farm of Loch-head, adjoining the said Farm of Newton - -	340	0	0
	1,189	0	0
3. The Feu Duty payable for the Lands of Little Lun and Man £93 16 0			
The Feu Duty payable for the Lands of Pirnie or Ashgrove - 18 14 8			
	112	10	8
The following are the Burdens which are to be deducted: —			
Cess and County Rates - - - -	17	15	0
Minister's Stipend - - - - -	54	7	6
Schoolmaster's Salary - - - -	5	16	9
Assessment for the Poor - - - -	12	16	0
	90	15	3
Calculation showing the Value of the Heritages in this Schedule: —			
Thirty Years Purchase of the aforesaid Sum of One thousand one hundred and eighty-nine Pounds - - -	35,670	0	0
Twenty Years Purchase of the aforesaid Sum of One hundred and twelve Pounds Ten Shillings and Eight-pence - -	2,250	13	4
	37,920	13	4
Deduct Thirty Years Purchase of the aforesaid Sum of Ninety Pounds Fifteen Shillings and Three-pence, being the Burdens - - - - -	2,722	17	6
Remain of Value - - - - -	35,197	15	10

Thomas Laurie.
James M. Melville.

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