

## NOTICE.

**I**NTIMATION is Hereby Given, that The Most Honorable ARCHIBALD KENNEDY, MARQUESS OF AILSA, Heir of Entail in possession of the Entailed Estates of CASSILLIS and CULZEAN, in the County of Ayr, has presented a Petition to the Court of Session (Mr Lindsay, Clerk), under the Act 11th and 12th Victoria, cap. 36, entitled 'An Act for the Amendment of the Law of Entail in Scotland,' praying to have it found and declared that, in addition to the sum of L.11,155 : 14 : 5 $\frac{1}{2}$ , for three-fourth parts whereof the Petitioner has already obtained decree, the sum of L.7,293 : 10 : 4 $\frac{1}{2}$  has been expended by the Petitioner on Improvements on the said Entailed Estates of the nature contemplated by the Act 10 Geo. III, cap. 51, and to have decree pronounced to that effect: As also, to have it found and declared, that of the said sum of L.11,155 : 14 : 5 $\frac{1}{2}$ , L.1,224 : 12 : 1 was expended on Improvements executed previous to the passing of the said Statute 11th and 12th Victoria, cap. 36, and L.9,931 : 2 : 4 $\frac{1}{2}$  on Improvements subsequent to the passing thereof; and that of the said sum of L.7,293 : 10 : 4 $\frac{1}{2}$ , L.924 : 11 : 5 was expended by the Petitioner on Improvements on the said Entailed Estates previous to the passing of the said Statute, and L.6,368 : 18 : 11 $\frac{1}{2}$  on Improvements subsequent to the passing thereof: As also, praying for warrant and authority to the Petitioner, as Heir of Entail foresaid, to execute in favour of himself, his Heirs, Executors, and Assignees, or in favour of any other party or parties he may think fit, a Bond or Bonds of Annualrent, in ordinary form, over the said Entailed Estates of Cassillis and Culzean, or any part or portion thereof that may be considered most suitable, by the Petitioner binding himself and his Heirs of Tailzie to make payment of the Annualrents following, viz.—(1.) An Annualrent during the period of his own life, and twenty-five years thereafter, such Annualrent during his own life not exceeding the legal interest of the sum of L.1,611 : 17 : 7 $\frac{1}{2}$ , being three-fourth parts of the foresaid sums of L.1,224 : 12 : 1, and L.924 : 11 : 5, and after the Petitioner's decease not exceeding the sum of L.7, 2s. for every L.100 of such three-fourth parts. (2.) An Annualrent during the period of twenty-five years, from and after the date of the decree already obtained by the Petitioner, being the 20th day of January 1852, such Annualrent not exceeding the sum of L.7, 2s. for every L.100 of the foresaid sum of L.9,931 : 2 : 4 $\frac{1}{2}$ . And (3.) An Annualrent during the period of twenty-five years from and after the date of the decree to be pronounced in the application, such Annualrent not exceeding the sum of L.7, 2s. for every L.100 of the foresaid sum of L.6,368 : 18 : 11 $\frac{1}{2}$ ,—and so in proportion for any greater or less sums; payable the said Annualrents, in manner, and with interest and penalties, as mentioned in said Petition, all in terms of sections 13, 14, and 16 of the said Act 11th and 12th Victoria, cap. 36: OR OTHERWISE, in the option of the Petitioner, for authority and power to charge the fee and rents of said Estates, other than the Mansion-houses, Offices, and Policies thereof, or the fee and rents of any portion of the said Estates, other than as aforesaid, with two-third parts of the sum or sums on which the amount of such Bond or Bonds of Annualrent, if granted, would be calculated, in terms of the said last-mentioned Act, by granting in favour of any Creditor or Creditors who may advance the amount of such two-third parts, Bond and Disposition in Security, or Bonds and Dispositions in Security over said Estates, or any portion thereof, other than as aforesaid, for such amount, with the due and legal interest thereof from the date of such advance

till repaid, and with corresponding penalties, and containing all clauses usual in Bonds and Dispositions in Security granted over Estates in Scotland, held in fee-simple,—all in terms of, and agreeably to the 18th section of the said Act 11th and 12th Victoria, cap. 36: On which Petition the Lords of the First Division pronounced the following Deliverance:—'Edinburgh, 5th March 1852.—'The Lords appoint this Petition to be intimated 'on the Walls and in the Minute-Book for fourteen 'days, and advertised in the Edinburgh Gazette 'and Newspapers mentioned in the Petition, in 'terms of the Statute; and further, grant warrant 'for serving the same on the persons mentioned in 'the prayer thereof, in terms of the Acts of Sede- 'runt; and ordain them to lodge Answers thereto, 'if so advised, within fourteen days from the date of 'service if within Scotland, and sixty days if furth 'thereof.

(Signed) 'D. BOYLE, J. P. D.'

HUNTER, BLAIR, & COWAN, W.S.  
Agents for the Petitioner.

7, York Place, Edinburgh.

## NOTICE.

**I**NTIMATION is Hereby Given, that ARCHIBALD THOMAS FREDERICK FRASER, Esquire of ABERTARFF, Heir of Entail in possession of the Estates of ABERTARFF and Others, lying in the County of Inverness, has presented a Petition to the Court of Session (First Division, Mr Lindsay, Clerk), in terms of the Act 11th and 12th Victoria, cap. 36, entitled 'An Act for the Amendment of the Law of Entail in Scotland,' praying their Lordships to find the Petitioner entitled to the sums of L.1,764 and L.225, amounting in whole to the sum of L.1,989, being the compensation for parts of the said Entailed Estates of Abertarff and Others, taken by the Caledonian Canal Commissioners for the formation of the said Canal, and for permanent damage sustained thereby; and which sums of L.1,764 and L.225 were respectively consigned in the Bank of Scotland by warrant of the Lords of Council and Session, and in terms of the Acts of Parliament for the purpose of making the said Caledonian Canal, in repayment *pro tanto* of the sum of L.4,060, 11s., being the amount expended by the Petitioner in executing permanent Improvements on the said Entailed Estates, by erecting, re-building, and repairing Dwelling-houses, Sheds, and other Offices, planting, draining, blasting, and trenching, building dykes, enclosing and bringing land into culture, and by straightening the channels, building stone-walls or bulwarks on the sides of several of the burns or rivulets, and otherwise executing Alterations and Improvements upon the following Farms or Lands of the said Estate, viz.—on the Farms or Lands of Auchteraw, Carngoddy, Auchandarroch, Balmain, Inish, and Moss thereof, and Torranabreck or Kerramore, Inchnacardoch, Kytra or Kyterie, Culachy, Achvraid of Culachy, Balfrishal, Boleskine, Boleskine Cottage, Blackburn of Culachy, Sonachan, and Culnaloch,—all conform to accounts thereof, with relative vouchers, duly recorded in the Sheriff-Court Books of Inverness, in terms of the Statute 10th George III, cap. 51; and to authorise the Petitioner to uplift money consigned in the Bank of Scotland in repayment *pro tanto* of the said sum of L.4,060, 11s., or such other sum as may be found to be the amount of the Improvements already expended on the said Entailed Estate, as aforesaid, and to apply the same in repayment *pro tanto* of the sum so expended by him; and to decern for payment of the costs of the said Application, and the proceedings under the same, out of the said consigned fund, in terms of the said Act :