

Disposition
by
James Martin Duke and Earl of
Sutherland
to
The Dornoch Light Railway
Company.

At Edinburgh the seventeenth
day of November in
the year One thousand
nine hundred and
two between the hours
of ten and eleven
forenoon the Disposition
underwritten with Warrant
of Registration thereon
was presented by Thomas Curran Register of
Sasines and is with said Warrant of
Registration recorded as follows viz:- I

The most noble Bromartie Duke and Earl of Sutherland K. G. Heir of Entail in possession of the Earldom and Estate of Sutherland (whereof the lands after mentioned are a part) under Deed of Entail dated sixteenth July and recorded in the Register of Tailzies third October and in the Divisions of the General Register of Sasines applicable to the Counties of Sutherland and Ross fifth November all in the year Eighteen Hundred and seventy eight granted by the deceased Most Noble George Granville William Sutherland Leveson Gower Duke and Earl of Sutherland K. G. my father in favour of himself whom failing to me and the other Heirs of Entail therein mentioned considering that by ^{the} Light Railways Act Eighteen hundred and ninety six section Nineten it is provided that where any person has power either by statute or otherwise to sell and convey any land for the purpose of any works of a Light Railway he may with the sanction of the Board of Agriculture given under said section convey the land for that purpose without payment of any purchase money or compensation and free from all incumbrances thereon and considering that I as Heir of Entail foresaid have power by statute to sell and

convey land for said purpose and that I am desirous of conveying the lands after mentioned for the purpose of the works of the Dornoch Light Railway without payment of any purchase money and free from all incumbrances thereon and applied to the Board of Agriculture for their sanction under the said Light Railways Act to such conveyance and considering that after sundry procedure the said Board of Agriculture in exercise of their power in that behalf conferred on them by the said Act have sanctioned the conveyance by me of the lands after mentioned for said purpose without payment of any purchase money and free from all incumbrances thereon conform to consent dated and sealed with the seal of the said Board of Agriculture twenty eighth March Nineteen hundred Therefore I do hereby give grant and Dispose to and in favour of The Dornoch Light Railway Company incorporated under "The Dornoch Light Railway Order 1898" confirmed by the Board of Trade on thirteenth August Eighteen hundred and ninety eight and their successors and assignees or disponees whomsoever heritably and inalienably All and Whole that part of the Barldom and Estate of Sutherland.

extending to forty acres two rods eight
 poles or thereby Imperial measure situated
 in the Parishes of Golspie and Dornoch
 and the Royal Burgh of Dornoch and
 now occupied by the Dornoch Light Railway
 Company foresaid with their line and
 works including Eighteen inches outside the
 railway fences at all points where the
 said line is formed in or abuts on
 arable land all as delineated and
 coloured red on a plan thereof signed
 by me of even date herewith and as
 relative hereto which portion of land
 hereby disposed forms part of the Barldom
 and Estate of Sutherland and others in
 the County of Sutherland held by me
 under the said Deed of Entail and also
 forms part of the lands shown on
 the plan deposited with the Clerk of
 the County Council of Sutherland in respect
 of the above mentioned Order and described
 in the Book of Reference also so deposited
 together with the lands so far as I
 have right thereto of and pertaining
 to the said lands and my whole
 right title and interest in said lands
 But excepting and reserving to me and
 my successors and assignees the whole
 coal fireclay ironstone freestone limestone
 and other fossils metals and minerals

of every description within the ground hereby disposed with full power to search for work win and carry away the same and to do everything necessary for these purposes I and my foresaids being bound to satisfy and pay all damages to the surface of the ground or erections or buildings thereon that may be occasioned by any such operations as the same shall be ascertained by two arbiters mutually chosen or by an oversman to be named by the said arbiters in case of their differing in opinion as also excepting and Reserving to me and my foresaids the sole and exclusive right of hunting shooting sporting and killing game of every description (including deer and rabbits) on the lands and others above disposed by ourselves or others having our authority but so always that the primary use of the said lands for the working of the said Darnoch Light Railway may not be diminished interfered with or impaired and Declaring that the Darnoch Light Railway Company foresaid shall not be entitled by themselves or others having their authority to hunt shoot sport or kill game of any description (including as aforesaid) on the

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said lands and are hereby specially and for ever debarred therefrom and my said Disponees shall be bound as by acceptance hereof they bind themselves and their foresaids forthwith to construct (in so far as not already done) the said line and works and to provide and maintain suitable accommodations roads bridges crossings cattle creeps drains watering places etcetera and to pay all tenants' claims for compensation which may be found to be due in respect of said lands hereby conveyed or the operations thereon and to relieve me and my foresaids of all such claims which several obligations reservations declarations and others before written are hereby declared to be real burdens upon and affecting the ground hereby disposed and as such are appointed to be recorded in the appropriate Register of Sasines as part of these presents or to be verbatim inserted in any notarial Instrument to follow hereon and also to be inserted in like manner or specially and validly referred to as accords of law in all future conveyances transmissions titles and investitures of the said ground hereby disposed or of any part or

portion thereof otherwise the same shall be void and null with entry as at the term of Whitsunday nineteen hundred and two notwithstanding the date hereof and I assign the writs but as the same relate to other subjects of greater value and so cannot be delivered I oblige myself to make the same to the extent of a legal process forthcoming to my said disponees and their foresaids at their expense on all necessary occasions upon a receipt and obligation for redelivery within a reasonable time and under a suitable penalty and I oblige myself and my foresaids to free and relieve my said disponees and their foresaids of all feudalities casualties and public burdens and I grant warrandice but from my own facts and deeds only and I consent to registration hereof for preservation In witness whereof these presents written on this and the two preceding pages of stamped paper by Donald Mackay apprentice to Alfred Newton Macaulay solicitor Glasgow are with relative plan subscribed by me at Greenham the twenty fifth day of October nineteen hundred and two before these witnesses Alexander Simpson my Private secretary and John Glover my valet (Signed)

Sutherland Alex Simpson Witness John Glover
 Witness _____ Register on behalf

of the Dornoch Light Railway Company
 in the Register of the County of Suther-

land (signed) Arch^dargo Solicitor Galspie Agent

Collated by P. Melis Watson

Written by

Collated by John Collier

James Campbell