

Public Records of Scotland.

42103/2

Extract

OF

DISPOSITION

by

British Transport Commission

to

Board of Management for Sutherland
Hospitals

Recorded 24 September 1958

R 17/10/84

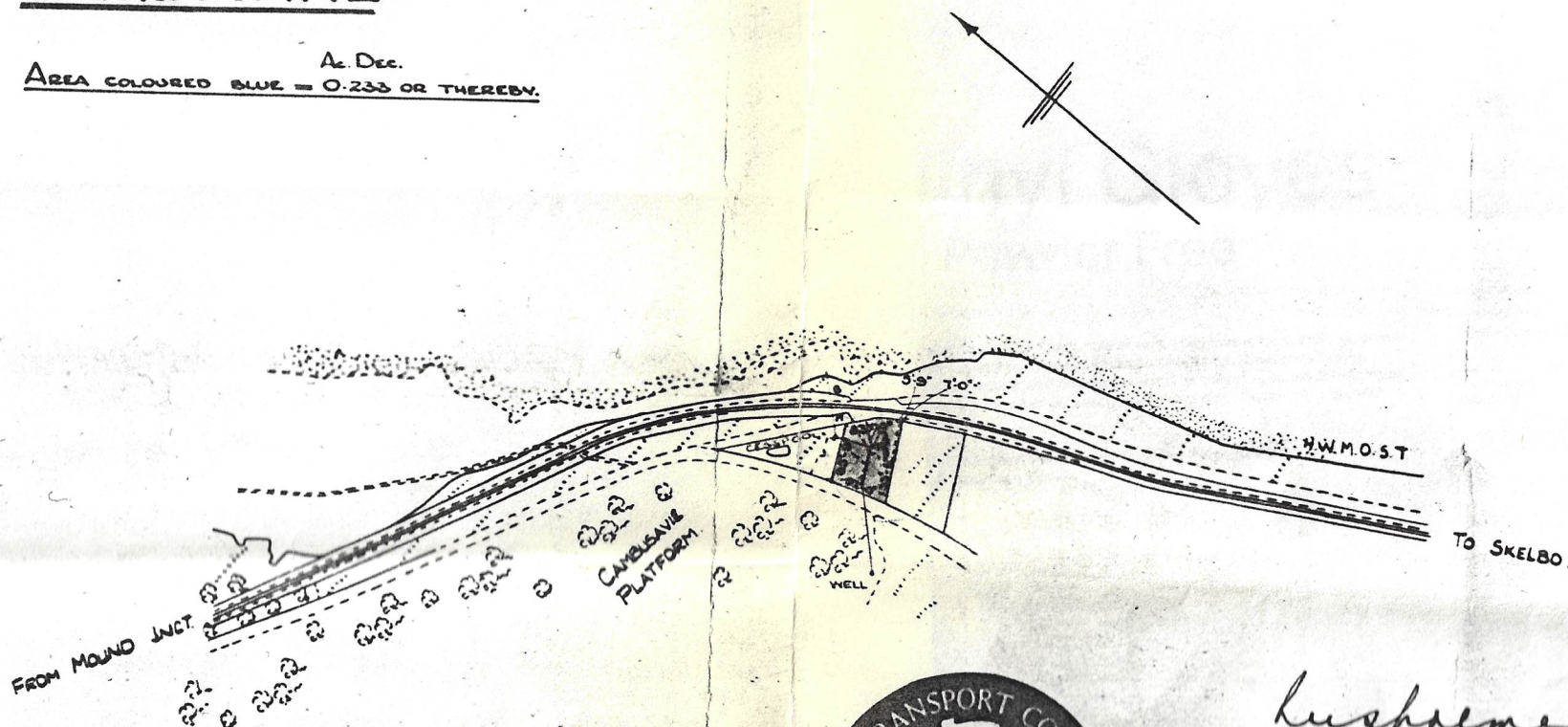
SCOTTISH RECORD OFFICE,
H.M. GENERAL REGISTER HOUSE,
EDINBURGH.

Public Records of Scotland.

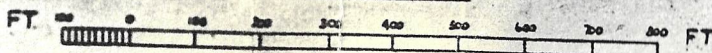
PLAN REFERRED TO

CAMBUSAVIE

A. Dec.
AREA COLOURED BLUE = 0.233 OR THEREBY.



SCALE = 1/2500



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H. Brazier

BRITISH TRANSPORT COMMISSION
 REPRODUCED FROM THE
 ORIGINAL SURVEY PLANS
 BY THE SCOTLAND OFFICE,
 THE COMMISSIONER OF
 HER MAJESTY'S STATION OFFICES

BRITISH TRANSPORT COMMISSION
 BRITISH RAILWAYS
 SCOTTISH REGION
 13-6-53
 ESTATE AND RATING SURVEYOR'S DEPT.

PLAN No 137/4/5111. 105

42
 Extracted by me having commission to that effect from the
 Keeper of the Records of Scotland.

L.P. Wilson

No. 2

September 24, 1958.

11-12 (By Post)

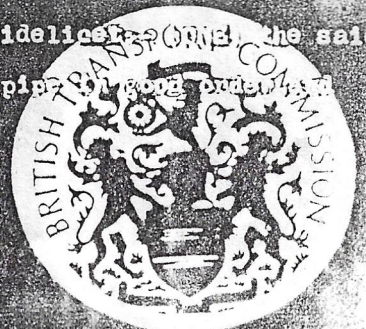
Disp. by British Transport Commission - To Board of Management for Sutherland Hospitals.

WE, the BRITISH TRANSPORT COMMISSION established and incorporated by and in virtue of the Transport Act, 1947, IN CONSIDERATION of the sum of FIVE HUNDRED POUNDS paid to us by the BOARD of MANAGEMENT for SUTHERLAND HOSPITALS of which we hereby acknowledge the receipt have sold and hereby dispose to the said Board of Management for Sutherland Hospitals and their successors and assigns whosoever, heritably and irredeemably, ALL and WHOLE that plot or area of ground extending to two hundred and thirty three decimal or one thousand parts of an acre, or thereby, Imperial Standard Measure, situated in the Parish of Dornoch and County of Sutherland and bounded as follows, videlicet: On or towards the north east by the public road leading from the Mound to Skelbo along which it extends eighty three feet or thereby following the curve; on or towards the south south east and north east by east by other ground belonging to us along which it extends on the south south east five feet nine inches or thereby and on the north east by east seven feet or thereby; again on or towards the south south east, west south west and north north west by ground formerly belonging to the Sutherland Estates and now to Thomas Abel Smith of Cambusmore, Sutherland, along which it extends on the south south east one hundred and thirty three feet six inches or thereby, on the west south west ninety two feet or thereby following the curve and on the north north west ninety five feet nine inches or thereby all as the said plot or area of ground hereby disposed is delineated and shown coloured blue on the plan numbered 137/4/5111 annexed and signed by us as relative hereto; which plot or area of ground hereby disposed is part of that area of land extending to forty acres, two roods, eight poles, or thereby, formerly forming part of the Earldom and Estate of Sutherland described in and disposed by a Disposition granted by The Most Noble Cromartie, Duke and Earl of Sutherland, K.G., as Heir of Entail in possession of the Earldom and Estate of Sutherland in favour of The Dornoch Light Railway Company, incorporated under "The Dornoch Light Railway Order 1898", dated the twenty-fifth of October and recorded in the Division of the General Register of Sasines applicable to the County of Sutherland on the seventeenth day of November, Nineteen hundred and two: Together with:- (FIRST) a heritable and irredeemable servitude right over the waste pipe situated between the points lettered A and B on the said plan but that always subject to the following conditions, videlicet:-(1) the said disposers and their foresaids shall maintain the said pipe in good order and repair.



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repair to the sight and satisfaction of and free of expense to us; (TWO) the said disponees and their foresaids shall reimburse us of all costs incurred by us in supervising and protecting any maintenance and renewal work required on the said pipe and any such work shall be carried out only on such days and at such hours as shall be arranged with our Chief Civil Engineer for the time being; (THREE) the said disponees and their foresaids shall reimburse us of all expenses which may be incurred by us in protecting and strengthening the railway line which runs along the northern or north-eastern boundary of the said plot or area of ground hereby disposed, during the carrying out of any work connected with the said pipe and we shall be put to no additional expense now or in the future due to the grant of said servitude, and (FOUR) in the event of our requiring to make any alterations to the said railway line the said disponees and their foresaids shall if so required by us, alter or deviate the line of said pipe to such a line as shall be approved of by us, all free of expense and to the sight and satisfaction of us: (SECOND) the dwellinghouse situated on the said plot or area of ground and all other buildings or other erections situated in and upon the said plot or area of ground hereby disposed and the tenes so far as belonging to us: (THIRD) the whole parts, pertinents, rights and privileges appertaining to the said subjects hereby disposed and our whole right, title and interest present and future in and to the said subjects hereby disposed so far as we can competently grant the same. Declaring always that the said disponees shall have no right of access to or egress from the said plot or area of ground over our remaining lands: And always with and under (in so far as subsisting and applicable) the burdens, conditions, obligations, reservations, declarations and others specified or referred to in the said Disposition dated and recorded as aforesaid: And also with and under the following burdens and conditions videlicet:- (One) Under burden of any servitudes and rights of way that may exist for laying and maintaining sewers, drains, water and gas pipes, cables, telegraph and telephone poles, wires and stays laid in through or across the said plot or area of ground hereby disposed, the said disponees and their foresaids by acceptance hereof

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and obliging themselves to free and relieve us of all claims and liability of every kind in respect of any future interference with said sewers and others due to their operations in erecting buildings on the said plot or area of ground hereby disposed or otherwise: (Two) The said disponees and their foresaids shall before carrying out any operations or commencing the erection of any buildings on the said plot or area of ground hereby disposed submit to our Estate and Rating Surveyor, St. Enoch Station, Glasgow, for approval, plans, sections and detailed drawings showing inter alia the water supply and drainage arrangements connected therewith and shall give effect to any reasonable suggestions made by him in regard to said plans for the protection of our remaining property: (Three) The said plot or area of ground hereby disposed and any building or buildings erected thereon shall not be used for the purpose of carrying on thereon or therein for hire or reward any of the businesses of carriers of passengers or goods by land, air or water, or as an agency for any such business: Which additional burdens and conditions are hereby declared to be real burdens upon and affecting the plot or area of 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 or Notice of Title 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 plot or area of ground hereby disposed or any part or portion thereof otherwise the same shall be void and null: With entry as at the twenty-third day of June, Nineteen hundred and fifty-eight notwithstanding the date hereof: Which subjects hereby disposed form part of subjects last vested in the said The Dornoch Light Railway Company as aforesaid and from whom we acquired right conform to (ONE) The North Western Midland and West Scottish Group Amalgamation Scheme 1922 under and in terms of the Railways Act, 1921, and (TWO) The said Transport Act, 1947: And we assign the Writs conform to Inventory thereof annexed and signed by us as relative hereto and have delivered Number Two thereof and in respect that the other Writ specified in said Inventory relates also to other subjects of greater value than those hereby disposed, it is not herewith delivered, we bind ourselves and our foresaids to make the said undelivered Writ forthcoming to the said disponees and their foresaids on all necessary occasions on a receipt and obligation to redeliver the same within a reasonable /

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able time and under a suitable penalty: And we assign to the said disponees and their foresaids all obligations quoad the subjects hereby disposed to have all other Writs made furthcoming; And we assign the rents: And we oblige ourselves and our foresaids to free and relieve the said disponees and their foresaids of all public burdens in respect of the said subjects hereby disposed exigible in respect of the period up to said term of entry, the said disponees and their foresaids freeing and relieving us thereof thereafter: And we grant warrandice: And we consent to registration hereof for preservation: And we certify that the transaction hereby effected does not form part of a larger transaction or of a series of transactions in respect of which the amount or value or the aggregate amount or value of the consideration exceeds Three thousand five hundred pounds; IN WITNESS WHEREOF these presents typewritten on this and the three preceding pages, together with Inventory of Writs and Plan annexed, are, in terms of the Transport Act, 1947, executed on our behalf as follows:- They are sealed with our Common Seal and are subscribed by The Right Honourable Lord Rusholme, one of our Members, and Harold Leslie Brazier, our Assistant Secretary, both together at London on the sixteenth day of September, Nineteen hundred and fifty-eight before these witnesses David Nutt and Gordon Evans Nichol, both Clerks in our Chief Secretary's Office, Two hundred and twenty-two Marylebone Road, London, N.W.1.

Witness
Gordon Evans Nichol
David Nutt



Rusholme
H. Brazier

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Register on behalf of the within-named Board of Management for Sutherland Hospitals in the Register of the County of Sutherland.

W. M. Wraack
 Solicitor, Golspie.

Agent.