

ANNO QUADRAGESIMO QUINTO

GEORGII III. REGIS.

Cap. 90.

An Act for veſting the Manſion Houſe and Land, called *Ealing Grove*, in the County of *Middleſex* (Part of the Eſtates deviſed by the Will of *James Baillie* Eſquire), in Truſtees, upon Truſt to ſell the ſame under the Directions of the Court of Chancery, and to apply the Money ariſing from the Sale thereof in the Purchaſe of other Hereditaments, to be ſettled to the Uſes of the Will of the ſaid *James Baillie*. [27th *June* 1805.]

Will of J Baillie Eſq. dated 12th Aug. 1793. recited.

WHEREAS *James Baillie*, late of *Bedford Square*, in the County of *Middleſex*, Eſquire, deceaſed, did, by his laſt Will and Teſtament in Writing, bearing Date the Twelfth Day of *Auguſt* One thouſand ſeven hundred and ninety-three, give and bequeath unto *Colin Baillie*, then his Wife and now his Widow, and to her Aſſigns, One Annuity, or clear yearly Rent Charge, or Sum of Two thouſand Pounds, of lawful Money of *Great Britain*, to be iſſuing, ariſing, and payable out of his Eſtate called the *Bacolet Eſtate*, in the Iſland of *Grenada*, during her Life, payable quarterly; and did alſo give and bequeath unto the ſaid *Colin Baillie*, One other Annuity, clear yearly Rent Charge, or Sum of One thouſand Pounds, of like lawful Money, to be alſo iſſuing, ariſing, and payable out of the ſaid Eſtate, from the Day of his Death until all

and every his Children therein and herein-after named, ſhould attain their reſpective Ages of Twenty-one Years, or be married with ſuch Conſent as therein is mentioned (being a Daughter or Daughters), which ſhould firſt happen, if ſhe the ſaid *Colin Baillie* ſhould ſo long live, as an Allowance for the maintaining, bringing up, and educating of all and every his ſaid Children (except ſuch as for the Time being ſhould be Heir Apparent to the ſaid Eſtate called the *Bacolet Eſtate*), the ſame to be alſo paid and payable to the ſaid *Colin Baillie*, quarterly; and in caſe ſhe ſhould die before all his ſaid Children ſhould have attained their reſpective Ages of Twenty-one Years, or be married (being a Daughter or Daughters), as aforeſaid, then he gave and bequeathed the ſame Annuity or yearly Rent Charge to *Rene Payne*, *Archibald Hamilton*, *Walter Farquhar*, and his Brothers *Alexander Baillie* and *Evan Baillie* Eſquires, and the Survivors and Survivor of them, his Executors and Adminiſtrators, upon Truſt, to pay and apply the ſame, from Time to Time, or ſo much thereof as might be neceſſary or proper, in and for the Maintenance and Education of all and every his ſaid Child and Children (except as aforeſaid), until they ſhould reſpectively attain their ſaid Ages of Twenty-one Years, or be married (being a Daughter or Daughters), as aforeſaid; and if by reaſon of the Death or Deaths of any of his ſaid Children, before the youngeſt of them ſhould have attained his or her ſaid Age of Twenty-one Years, or be married as aforeſaid, or otherwiſe, there ſhould be any Savings made of the ſaid Annuity ſo given to his ſaid Truſtees for the Purpoſes aforeſaid, he willed that ſuch Savings ſhould become Part of, and ſink into the Reſidue of his Perſonal Eſtate; with uſual Powers of Diſtreſs and Entry to the ſaid *Colin Baillie*, in caſe of Non-payment of the reſpective Rent Charges of Two thouſand Pounds and One thouſand Pounds, at the Time therein mentioned, for Payment of the ſame; and he did thereby give, deviſe, and bequeath, all that his ſaid Eſtate called the *Bacolet Eſtate*, together with the Appurtenances, of what Nature or Kind ſoever, thereto or to any Part thereof belonging, unto and to the Uſe of the ſaid *Rene Payne*, *Archibald Hamilton*, *Walter Farquhar*, *Alexander Baillie*, and *Evan Baillie*, their Heirs, Executors, Adminiſtrators, and Aſſigns, according to the Natures and Qualities thereof reſpectively, until *Alexander Baillie*, the eldeſt Son of him the ſaid *James Baillie*, or ſome other of his, the ſaid Teſtator's Children, his, her, or their Heirs, ſhould become entitled under that his Will to the Fee Simple, in Poſſeſſion of the ſame Eſtate, upon Truſt, to manage, or cauſe to be managed, and direct or ſuperintend the Cultivation of his ſaid Eſtate, and all Affairs, Matters, and Things in anywiſe concerning the ſame, and to receive the Rents, Iſſues, and Profits thereof, until the ſaid *Alexander Baillie*, the Son of the ſaid *James Baillie* the Teſtator, or ſome other of his the ſaid Teſtator's ſaid Children, their, or ſome of their Heirs, ſhould become entitled under that his Will to the Fee Simple in Poſſeſſion of the ſaid Eſtate; and upon further Truſt to pay to the ſaid *Colin Baillie*, or ſuffer her to receive and take out of the ſaid Rents, Iſſues, and Profits, to and for her own Uſe and Benefit, the ſaid ſeveral Annuities or yearly Rent Charges of Two thouſand Pounds and One thouſand Pounds, from Time to Time, as and when the ſame ſhould become due and payable; and in caſe the ſaid *Alexander Baillie* the Son ſhould attain the Age of Twenty-five Years, then he gave, deviſed, and bequeathed the ſame Eſtate, with its Appurtenances (ſubject and charged and chargeable as aforeſaid), unto and to the Uſe of the ſaid *Alexander Baillie* his Son for Life, without Impeach-

ment of Waſte; with Remainder to the ſaid Truſtees and their Heirs during his Life, in Truſt, to preſerve the Contingent Remainders; with Remainder to the Uſe of the Firſt Son of the ſaid *Alexander Baillie* the Son, and the Heirs of the Body of ſuch Firſt Son; and for Default of ſuch Iſſue, and in caſe *Hugh James Baillie*, the Second Son of the ſaid *James Baillie* the Teſtator, ſhould attain the Age of Twenty-five Years, then he, the ſaid *James Baillie* the Teſtator, gave, deviſed and bequeathed the ſame (ſubject and charged and chargeable as aforeſaid) unto and to the Uſe of the ſaid *Hugh James Baillie*, for his Life, without Impeachment of Waſte, with ſuch Remainders to the Heirs of His Body lawfully iſſuing, and in ſuch Manner, and with ſuch intervening Eſtate to his ſaid Truſtees, to ſupport Contingent Remainders, as were therein and herein-before mentioned, with reſpect to his ſaid eldeſt Son *Alexander Baillie*, and the Heirs of his Body; and for Default of ſuch Iſſue, and in caſe *Evan Hamilton Baillie*, the Third Son of the ſaid *James Baillie* the Teſtator, ſhould attain the Age of Twenty-five Years, then, he the ſaid Teſtator gave, deviſed, and bequeathed the ſame (ſubject and charged and chargeable as aforeſaid) unto and to the Uſe of the ſaid *Evan Hamilton Baillie*, for his Life, without Impeachment of Waſte, with ſuch Remainders to the Heirs of his Body lawfully iſſuing, and in ſuch Manner, and with ſuch intervening Eſtate to his ſaid Truſtees, to preſerve Contingent Remainders, as were therein-before mentioned, with reſpect to his ſaid Sons *Alexander Baillie* and *Hugh James Baillie*, and the Heirs of their reſpective Bodies; and for Default of ſuch Iſſue, he gave, deviſed, and bequeathed the ſame (ſubject and charged and chargeable as aforeſaid) unto and to the Uſe of his the ſaid Teſtator's Three Daughters *Janet*, now the Wife of *Matthew Higgins* Eſquire, *Amelia Baillie*, and *Colin Campbell Baillie*, ſeverally, ſucceſſively, and in Remainder, one after another, according to Seniority of Age, and Priority of Birth, for their reſpective natural Lives, without Impeachment of Waſte, with ſuch Remainder to the Heirs of their reſpective Bodies lawfuly iſſuing, in ſuch Manner, and with ſuch intervening Eſtates reſpectively to his ſaid Truſtees, to preſerve Contingent Remainders, as therein and herein-before mentioned, with reſpect to the Limitations to the ſaid *Alexander Baillie* the Son, *Hugh James Baillie*, and *Evan Hamilton Baillie*, and the Heirs of their reſpective Bodies; and the ſaid Teſtator did thereby declare, that in caſe any of his ſaid Daughters, or any other Female Deſcendant of his Body, ſhould, at any Time or Times thereafter, become entitled under that his Will to the Fee Simple in Poſſeſſion of the ſaid Eſtate, ſuch Daughter or other Female and her Huſband if ſhe ſhould be then married, and if not, then ſuch Huſband as ſhe ſhould afterwards take, and their Iſſue, ſhould bear the Arms, and take and uſe the Sirname of *Baillie* only, with the uſual Power to either of his ſaid Sons, when in Poſſeſſion of the ſaid Eſtate, to charge the ſame or any Part thereof with a Jointure for any Woman or Women he might marry, with any annual Sum, not exceeding in the Whole the annual Sum or yearly Rent of Two thouſand Pounds; and alſo with the Payment of any Sum or Sums of Money, for the Portion or Portions of the younger Children of ſuch Marriage or Marriages as aforeſaid, not exceeding in the Whole the Sum of Forty thouſand Pounds; and alſo with the Payment of ſuch yearly Sum or Sums of Money, as he or they ſhould think fit, for the Maintenance and Education of ſuch younger Children, ſo as the ſame did not exceed the Intereſt of their reſpective Portions, at the Rate of Four *per Centum per Annum*; and after reciting that he was ſeiſed of, or otherwiſe entitled to a capital Meſſuage

or

or Dwelling House. and certain Freehold and Copyhold Lands, Tenements, and Hereditaments thereunto belonging, called *Ealing Grove*, situate at *Great Ealing* in the County of *Middlesex*, he the said *James Baillie* did give, devise, and bequeath the same, with their respective Appurtenances, (the Copyhold Parts whereof he had duly surrendered to the Use of his Will,) unto and to the Use of the said *Colin Baillie*, for her Life, without Impeachment of Waste; with Remainder to Trustees and their Heirs during her Life, to preserve the Contingent Remainders, with Remainder to such Person and Persons, for such Estates and Interests, and to and for such Uses, and under and subject to such Limitations and Restrictions as were therein-before mentioned, limited, and declared, touching the said *Bacolet* Estate, and to and for no other Use, Intent, or Purpose whatsoever; and the said *James Baillie* did appoint the said *Rene Payne*, *Archibald Hamilton*, *Walter Farquhar*, *Alexander Baillie* (the Brother), *Evan Baillie*, and *Colin Baillie*, Executors and Executrix of his said Will: And whereas the said *James Baillie* made and published a Codicil to his said last Will and Testament, bearing Date the same Twelfth Day of *August* One thousand seven hundred and ninety-three, but did not thereby revoke the Devises and Bequests in his said Will contained of his *Bacolet* and *Ealing Grove* Estates: And whereas the said *James Baillie* departed this Life, leaving the said *Colin Baillie* his Widow, and the said *Alexander Baillie* his eldest Son, and the said *Hugh James Baillie* and *Evan Hamilton Baillie* his younger Sons, and the said *Janet* now the Wife of the said *Matthew Higgins*, *Amelia Baillie*, and *Colin Campbell Baillie*, his Six Children him surviving: And whereas the said *Alexander Baillie* the Son, *Janet Higgins*, *Amelia Baillie*, and *Colin Campbell Baillie*, have attained their respective Ages of Twenty-one Years, and the said *Hugh James Baillie* and *Evan Hamilton Baillie* are Infants under the Age of Twenty-one Years: And whereas the said *Rene Payne*, *Archibald Hamilton*, *Walter Farquhar*, *Alexander Baillie* (the Brother), and *Evan Baillie*, having declined to prove the said Will of the said *James Baillie*, the said *Colin Baillie* alone proved the same, in the Prerogative Court of the Archbishop of *Canterbury*, and took upon herself the Execution of the same: And whereas by Indentures of Lease and Release, bearing Date respectively the Twenty-fifth and Twenty-sixth Days of *November* One thousand eight hundred and one, and made between the said *Colin Baillie* of the One Part, and the said *Alexander Baillie* the Son, of the other Part, for the Considerations therein mentioned, she, the said *Colin Baillie*, did grant, release, and confirm unto the said *Alexander Baillie* the Son, and his Heirs, during the Term of her natural Life, all that the said Capital Messuage or Dwelling House, and all and singular the Lands, Tenements, and other Hereditaments, called *Ealing Grove*, which, in and by the Will of the said *James Baillie*, were given and devised to the said *Colin Baillie*, during her Life, as therein and herein-before is mentioned, (save and except such Part or Parts thereof as was or were of the Nature of Copyhold), with their and every of their Rights, Members, and Appurtenances, to hold the same (except as before excepted) unto and to the Use of the said *Alexander Baillie* the Son, his Heirs and Assigns, during the natural Life of the said *Colin Baillie*; and the said *Colin Baillie* did thereby covenant with the said *Alexander Baillie* the Son, his Heirs and Assigns, that she, the said *Colin Baillie*, should and would, at the next Court to be held for the said Manor of *Ealing* otherwise *Zealing-cum-Acton*, in the said County of *Middlesex*, or as soon after as conveniently might be,

Codicil to the Will of the said James Baillie.

Death of Testator, and Issue.

well

well and effectually ſurrender, or cauſe or procure to be ſurrendered, into the Hands of the Lord of the ſaid Manor, all ſuch and ſo many and ſuch Part or Parts of the ſaid laſt-mentioned Premiſes as was or were of the Nature of Copyhold, with the Appurtenances, to the Uſe of the ſaid *Alexander Baillie* the Son, his Heirs and Aſſigns, during the natural Life of the ſaid *Colin Baillie*: And whereas in conſequence of the great Charge and Expence which is annually incurred in keeping the ſaid Manſion Houſe and Offices at *Ealing Grove* in Repair, and the Pleaſure Grounds, Plantations, and Walks, in good Order and Condition, the ſaid Manſion Houſe and Eſtate at *Ealing Grove* are, and in all Probability will continue, a conſiderable Charge and Expence upon, rather than a Benefit or Advantage to the ſaid *Alexander Baillie* the Son, and the other Perſons beneficially intereſted therein under the ſaid Will of the ſaid *James Baillie*: And whereas it will be highly beneficial to the ſaid *Alexander Baillie* the Son, and the other Perſons beneficially intereſted as aforeſaid, in the ſaid Manſion Houſe and Eſtate called *Ealing Grove*, that the ſame ſhould be ſold, and that the Money ariſing from the Sale thereof ſhould be inveſted in the Purchaſe of other Eſtates, to be ſettled to ſuch and the like Uſes, and upon ſuch and the like Truſts, as are limited and declared of and concerning the ſaid Manſion Houſe and Eſtate called *Ealing Grove*, by the ſaid Will of the ſaid *James Baillie*; but by reaſon of the Limitations contained in the ſaid Will of the ſaid *James Baillie* and the Minority of the Infant Children of the ſaid *Colin Baillie*, by the ſaid *James Baillie*, the ſame cannot be effected without the Aid or Authority of Parliament; therefore Your Majeſty's moſt dutiful and loyal Subjects, the ſaid *Colin Baillie*, (for and on Behalf of herſelf, and the ſaid *Hugh James Baillie*, and *Evan Hamilton Baillie*, her Two Infant Children by the ſaid *James Baillie*), and the ſaid *Alexander Baillie* the Son, *Matthew Higgins* and *Janet* his Wife, *Amelia Baillie*, and *Colin Campbell Baillie*, do moſt humbly beſeech Your Majeſty 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 the Manſion Houſe, Out Houſes, Edifices, Buildings, Lands, Grounds, Tenements, and all and ſingular other the Freehold and Copyhold Hereditaments, ſituate, lying, and being at *Ealing*, otherwiſe *Zealing-cum-Acton* aforeſaid, and deviſed or expreſſed, or intended to be deviſed by the ſaid Will of the ſaid *James Baillie*, and which are compriſed and mentioned, or intended to be compriſed and mentioned, in the Schedule annexed to the preſent Act, and which contain the Number of Acres therein mentioned, and the annual Rent thereof, with their Appurtenances, ſhall, from and after the paſſing of this Act, be, and the ſame are hereby veſted in *Duncan Campbell*, of *Bridge Street*, *Blackfriars*, *London*, Eſquire, and *Nathaniel Winter*, of *Fitzroy Street*, *Fitzroy Square*, in the County of *Middleſex*, Eſquire, their Heirs and Aſſigns, according to the Nature and Quality of the ſaid Hereditaments, abſolutely and for ever freed and diſcharged of and from all and ſingular the Uſes, Eſtates, Entails, Remainders, Limitations, Truſts, Charges, Powers, Proviſoes, and Declarations, which, in and by the ſaid Will and Codicil of the ſaid *James Baillie*, and the ſaid Indenture of the Twenty-ſixth Day of *November* One thouſand eight hundred and one, and the Surrender thereby covenanted to be made, were limited, expreſſed, or declared of and concerning the ſame Manſion Houſe, Hereditaments, and Premiſes; but upon

Eſtate veſted in Truſt for Sale.

upon the Truſts, and to and for the Ends, Intents, and Purpoſes hereinafter expreſſed and declared of and concerning the ſame, (that is to ſay) upon Truſt, that the ſaid *Duncan Campbell* and *Nathaniel Winter*, and the Survivor of them, and the Heirs and Aſſigns of ſuch Survivor, do and ſhall, in purſuance of and conformably to the Orders or Directions of His Majeſty's High Court of Chancery, to be made or given as hereinafter is mentioned, ſell and diſpoſe of the ſaid Manſion Houſe and other Hereditaments, either altogether and in One Lot, or in Parcels, and either by publick Auction or private Contract, for ſuch Price or Prices as to them or him ſhall ſeem reaſonable; and upon Payment of the Purchaſe Money for the ſame, in Manner herein-after mentioned, do and ſhall convey, ſurrender, or otherwiſe aſſure the Hereditaments which ſhall be compriſed in the ſaid Sale or Sales to the Purchaſer or Purchaſers of the ſame reſpectively, and to his or their Heirs or Aſſigns, or to ſuch other Perſon or Perſons, or in ſuch other Manner as he or they ſhall direct or appoint, abſolutely and for ever freed and diſcharged as hereinbefore is mentioned.

Purchaſe Money to be paid into the Bank.

II. And be it hereby further enacted, That the Purchaſer or Purchaſers of the ſaid Manſion Houſe and other Hereditaments, or any Part of the ſame, ſhall pay his or their Purchaſe Money into the Bank of *England*, in the Name, and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account there, "*ex parte* the Purchaſer of the Eſtate of the late *James Baillie* Eſquire," purſuant to the Method preſcribed by the Act of the Twelfth Year of King *George* the Firſt, Chapter the Thirty-ſecond, and the general Orders of the ſaid Court, and without Fee or Reward, according to the Act of the Twelfth Year of King *George* the Second, Chapter the Twenty-fourth; and the Receipt or Receipts of any Caſhier of the Bank of *England* for the ſaid Purchaſe Money, and the Certificate of the ſaid Accountant General annexed to the ſame, and filed in the Regiſter Office of the ſaid Court of Chancery, ſhall be an effectual Releaſe and Diſcharge to the Perſon or Perſons paying the ſame, for the Money therein mentioned and acknowledged to be received; and from being anſwerable for the Miſapplication, or liable or bound to ſee to the Application of the ſame.

Money ariſing from the Sales to be laid out in the Purchaſe of other Eſtates to be ſettled to the like Uſes.

III. And be it further enacted, That upon a Petition to be preſented to the ſaid Court, by the ſaid *Alexander Baillie* the Son, during his Life, and after his Deceaſe, by the Perſon or Perſons who, under the Will of the ſaid *James Baillie*, would, for the Time being, if this Act had not been made, be beneficially entitled in Poſſeſſion to the ſaid Manſion Houſe and other Hereditaments, for an Eſtate for Life, or an Eſtate of Inheritance, if ſuch Perſon or Perſons ſhall be of full Age; but if ſuch Perſon or Perſons ſhall be under Age, then by his, her, or their Guardian or reſpective Guardians, during his, her, or their Minority or reſpective Minorities, the Money ariſing from the ſaid Sale or Sales, and to be paid into the Court of Chancery, as herein-before is mentioned, ſhall, under the Directions of the ſaid Court, be laid out and inveſted in the Purchaſe or Purchaſes of other Meſſuages, Lands, Tenements, and Hereditaments of Inheritance, to be ſituate in *England*; and the Meſſuages, Lands, Tenements, and other Hereditaments, ſo to be purchaſed, ſhall, immediately upon or after the Purchaſe of the ſame, be under the like Direction of the ſaid Court of Chancery, conveyed, aſſured, and ſettled to the Uſes, upon and

and for the Truſts, Intents, and Purpoſes, and with, under, and ſubject to the Powers, Proviſoes, Limitations, and Declarations, which, under and by virtue of the Will of the ſaid *James Baillie*, and the ſaid Indentures of the Twenty-fifth and Twenty-ſixth Days of *November* One thouſand eight hundred and one, and the Surrender by the laſt-mentioned Indenture covenanted to be made, were, previouſly to the paſſing of this Act, ſubſiſting, or capable of taking Effect, of or in the ſaid Manſion Houſe and other Hereditaments hereby veſted in the ſaid *Duncan Campbell* and *Nathaniel Winter*, and their Heirs, or ſuch of the ſaid Uſes, Truſts, Intents, Purpoſes, Powers, Proviſoes, Limitations, or Declarations, as ſhall be then ſubſiſting and capable of taking Effect.

The Money till invested in other Purchaſes, to be laid out in Navy, Victualling, or Exchequer Bills.

IV. And be it further enacted, That in the mean Time, and until the Money ariſing from the ſaid Sale or Sales ſhall be inveſted in the Purchaſe of Meſſuages, Lands, and Hereditaments, as herein-before is mentioned, the ſame ſhall, from Time to Time, be laid out, under the Direction of the ſaid Court of Chancery, in the Purchaſe of Navy or Victualling Bills or Exchequer Bills; and the Money received for the ſame, as they reſpectively are paid off by Government, ſhall be laid out in the Purchaſe of other Navy, Victualling, or Exchequer Bills, and all the ſaid Navy, Victualling, and Exchequer Bills ſhall be depoſited in the Bank, in the Name of the ſaid Accountant General, and ſhall there remain until proper Purchaſes being found for the Inveſtment thereof, the ſame ſhall, under the Direction of the ſaid Court of Chancery, be ordered by the ſaid Court of Chancery, to be ſold by the ſaid Accountant General, for the completing ſuch Purchaſe or Purchaſes; and if the Money ariſing by the Sale of the Navy, Victualling, and Exchequer Bills, ſhall exceed the Amount of the original Purchaſe Money, ſo laid out as aforeſaid; then, and in ſuch Caſe only, the Surplus which ſhall remain of the ſame, ſhall be paid to the Perſon or Perſons reſpectively, who, at the Time when the Order for the Sale of the ſaid Bills ſhall be made, would, for the Time being, be entitled to the Rents and Profits of the Lands directed to be purchaſed therewith, in caſe the ſame were then actually purchaſed and ſettled, in purſuance of the Truſts and Directions of this Act.

Court of Chancery to make and give Orders and Directions for effecting the Purpoſes of the Act.

V. And be it further enacted, That it ſhall be lawful for the ſaid Court of Chancery, upon a Petition to be preſented by the Perſons, and in the Manner herein-before mentioned, to make ſuch Orders, and give ſuch Directions for or reſpecting any Sale or Sales of the Manſion Houſe and other Hereditaments hereby veſted in the ſaid *Duncan Campbell* and *Nathaniel Winter* and their Heirs, or any Part or Parcel of the ſame, or for or reſpecting the Payment or Application of the Money ariſing from the ſaid Sale or Sales, or for or reſpecting its Inveſtment in the Purchaſe of other Hereditaments, or for or reſpecting the Settlement of the ſaid Hereditaments to the Uſes and in Manner herein before mentioned, or for or reſpecting the intermediate Inveſtment of the Money ariſing from the ſaid Sales in the Purchaſe of Navy, Victualling, or Exchequer Bills, or for or reſpecting the Sale or Diſpoſition of the ſaid Bills, or the Money ariſing thereby, or for or reſpecting the carrying of any other of the Truſts and Purpoſes of this Act into Execution, or for or reſpecting any other Matter or Thing relating to the ſame, as the ſaid Court ſhall think proper, expedient, juſt, or reaſonable; and alſo that it ſhall be lawful for the ſaid Court of Chancery,

Court of Chancery to allow Coſts.

cery, from Time to Time, to make ſuch Orders as the ſaid Court ſhall think expedient, juſt, or reaſonable, for allowing, taxing, and ſettling all Coſts, Charges, and Expences which have been or ſhall be incurred in obtaining and paſſing this Act, and in making the ſeveral Applications to the ſaid Court in purſuance hereof, and in making and completing the Sale or Sales of the Lands and Hereditaments hereby made ſaleable, and inveſting all or any of the Monies which under this Act ſhall be paid into the Bank of *England*, in the Purchaſe of Lands and Hereditaments, according to the Direction herein contained, or otherwiſe in carrying into Execution the Truſts and Purpoſes of this Act, and alſo from Time to Time to make Orders for Payment of all ſuch Coſts, Charges, and Expences as aforeſaid, out of the Monies which ſhall ariſe from any Sale or Sales of any Lands or Hereditaments under this Act, and which ſhall be ſo paid into the Bank as aforeſaid, or out of the Monies ariſing by the Sale of the Navy, Victualling, or Exchequer Bills to be purchaſed as aforeſaid.

The Rents of the Eſtates, till ſold, to be received by the Perſons entitled to the ſame before the paſſing of this Act.

VI. And be it further enacted, That in the mean Time and until ſuch Sales as aforeſaid ſhall be made of the Hereditaments hereby made ſaleable, the ſaid *Duncan Campbell* and *Nathaniel Winter*, their Heirs and Aſſigns, ſhall permit the Rents and Profits of the ſame to be had, received, and taken, by the Perſon or Perſons who would be entitled to the ſame, in caſe this Act had not been made.

Clauſe for the Appointment of new Truſtees.

VII. Provided always, and it is hereby further enacted, That if the ſaid *Duncan Campbell* and *Nathaniel Winter*, or either of them, or any Truſtee or Truſtees, who ſhall be appointed in the Stead of them or either of them, as herein-after mentioned, or their or any of their Heirs or Aſſigns ſhall die, or be deſirous to be diſcharged from the Truſts hereby created, then, and in every ſuch Caſe it ſhall be lawful for the ſaid Court of Chancery, upon a Petition to be preſented in a ſummary way, by the ſaid *Alexander Baillie* during his Life, and, after his Deceaſe, by the Perſon or Perſons ſo for the Time being entitled as herein-before is mentioned, if ſuch Perſon or Perſons ſhall be of full Age; but if ſuch Perſon or Perſons ſhall be under Age, then by his, her, or their Guardian or Guardians, during his, her, or their Minority or reſpective Minorities, to appoint the Perſon or Perſons to be propoſed in the ſaid Petition, or any Perſon or Perſons named by the Court, to be a Truſtee or Truſtees in the Place of the Truſtee or Truſtees ſo dying, or deſiring to be diſcharged, and thereupon the ſaid Manſion Houſe, and other Hereditaments, or ſuch of them as ſhall from Time to Time remain unſold, ſhall with all convenient Speed be conveyed and transferred in ſuch Sort and Manner as to become legally and effectually veſted in ſuch new Truſtee or Truſtees, ſolely or jointly with the ſurviving or continuing Truſtee or Truſtees, as the Circumſtances of the Caſe ſhall require, upon the Truſts, and for the Intents and Purpoſes herein-before declared, of and concerning the ſame, or ſuch of them as ſhall be then ſubſiſting or capable of taking Effect; and that ſuch new Truſtee or Truſtees ſhall, to all Intents, Effects, Conſtructions, and Purpoſes whatſoever, have all the Powers and Authorities of the Truſtee or Truſtees in whoſe Room he or they ſhall be ſubſtituted.

VIII. Provided

VIII. Provided also, and be it further enacted, That none of the present or future Trustees of this Act, shall be answerable or accountable for the other or others of them, or for involuntary Losses; and that by and out of any Money which shall come to their or his Hands or Hand by virtue of any of the aforesaid Trusts, it shall be lawful for them and him to retain to and reimburse themselves and himself respectively, all the Costs, Charges, and Expences which they or he may respectively incur or sustain in carrying the Trusts of the present Act into Execution, and not herein particularly provided for. Clause for the Indemnity of the Trustees.

IX. Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to all and every other Persons, and Bodies Politick and Corporate, his, her, and their Heirs, Successors, Executors, Administrators, and Assigns (other than and except the said *Colin Baillie*, *Alexander Baillie* the Son, *Hugh James Baillie*, *Evan Hamilton Baillie*, *Matthew Higgins* and *Janet* his Wife, *Amelia Baillie*, and *Colin Campbell Baillie*, and the Sons and Daughters of the said *Alexander Baillie* the Son, *Hugh James Baillie*, *Evan Hamilton Baillie*, *Matthew Higgins* and *Janet* his Wife, *Amelia Baillie*, and *Colin Campbell Baillie*, and the Heirs of the respective Bodies of the said Sons and Daughters, and the Heirs of the respective Bodies of the said *Alexander Baillie* the Son, *Hugh James Baillie*, *Evan Hamilton Baillie*, *Janet Higgins*, *Amelia Baillie*, and *Colin Campbell Baillie*, and all and every other Persons or Person, having or claiming, or who shall or may hereafter have or claim any Estate, Right, Title, or Interest, of, in, or to the Mansion House, and other Hereditaments hereby vested in the said *Duncan Campbell* and *Nathaniel Winter*, and their Heirs, or any of them, or any Part or Parcel of the same, under the said Will and Codicil of the said *James Baillie*, or the said Indentures of the Twenty-fifth and Twenty-sixth Days of *November* One thousand eight hundred and one, or the Surrender in and by the said last-mentioned Indenture covenanted to be made, or any of the said Assurances), all the Estate, Right, Title, Interest, Possibility, Property, Claim, and Demand whatsoever, which they or any of them had, held, or enjoyed before the passing of this Act, or could or might have had, held, or enjoyed, of, in, to, from, out of, or upon the said Mansion House and other Hereditaments, in case this Act had not been made. General Saving.

X. 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. Public Act.

The SCHEDULE to which the foregoing Act refers.

Particulars of an Eſtate called *Ealing Grove*, ſituate at *Ealing*, in the County of *Middleſex*.

	A.	R.	P.
The Freehold Part of the ſaid Eſtate compriſes the Manſion Houſe, with Offices of every Deſcription, Yards, Gardens, and Appurtenances thereto belonging, together with the Pleaſure Grounds, Plantations, and Paddocks, formerly Six Cloſes or Pieces of Land, containing, in the Whole, about - - - - - -	30	2	0
Alſo ſo much of the Common of *Ealing* as appertains to Seventeen Acres of the before-mentioned Land, *pro rata*, with other Lands heretofore of Sir *Thomas Soames* Knight.			
The Copyhold Part of this Eſtate is held under the Biſhop of *London*, within the Manor of *Ealing*, otherwiſe *Zealing-cum-Acton*, and compriſes a ſmall Meſſuage or Tenement, with a Yard and Garden.			
A Cloſe or Meadow, containing about - -	3	0	0
A Ditto, now uſed as a Kitchen Garden - -	1	0	0
A Piece of Land, containing about - -	0	0	17
A Piece of Land, formerly Waſte, lying before the Freehold Manſion, about Ten Perches in Length, by One Perch in Width, with the Trees thereon - - -	0	0	10
	34	2	27

	A.	R.	P.
The Freehold Part	30	2	0
The Copyhold -	4	0	27
Total	34	2	27

Rent £. 220 *per Annum*, including the Uſe of the Furniture in the Manſion Houſe.

JOSEPH KAYE.

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