

1977 Fee Dispositie

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FILE AN-6-2

to be returned to that file

WE, THE CROWN ESTATE COMMISSIONERS acting in exercise of the powers of the Crown Estate Act, 1961 on behalf of the Queen's most Excellent Majesty (who acting and on behalf as aforesaid are hereinafter called "the said Commissioners") in consideration of the sum of [REDACTED] POUNDS Sterling paid by the TRUSTEES OF THE HARBOUR OF MONTROSE acting under the Montrose Harbour Acts 1857 to 1974 of which we the said Commissioners hereby acknowledge receipt and also in consideration of the other prestations hereinafter specified do hereby GIVE, GRANT and in FEU FARM DISPONE to and in favour of the said Trustees of the Harbour of Montrose (hereinafter called "the disponees") and their successors and assignees whomsoever, heritably and irredeemably ALL and WHOLE those three pieces of land being formerly parts of the foreshore of the River South Esk below high water mark of ordinary spring tides otherwise known as Mean High Water Springs, and now reclaimed, situated at Montrose in the County of Angus and comprising (One) ALL and WHOLE that piece of land extending to Nine hundred decimal or one thousandth parts of an acre or thereby situated on the north side of the River South Esk and to the south of Montrose Harbour in the Parish of Montrose, occupied by an extension to the existing quay which the disponees have constructed thereon, and (Two) ALL and WHOLE those two contiguous pieces of land extending to Eight acres and two hundred decimal or one thousandth parts of an acre or thereby and Twenty eight acres and eight hundred decimal or one thousandth parts of an acre or thereby respectively situated on the south side of the said River South Esk ex adverso Ferryden and Rossie Island in the Parish of Craig occupied partly by part of the Oil Service Base constructed by the disponees/

disponees and partly by road works which three pieces of land (hereinafter together called "the subjects hereby disposed") are delineated and coloured pink on the plan annexed and signed as relative hereto and which expression "the subjects hereby disposed" shall (except where the context otherwise requires) be held to include any buildings or works erected thereon: Excepting and Reserving to Her Majesty and Her Successors and for all persons by Her or Their permission and for all members of the public, full and free right to exercise all rights to which they may be entitled and all privileges which they may enjoy from and over the subjects hereby disposed but so that the erections or works placed on the subjects hereby disposed shall not be prejudiced or interfered with by this exception and reservation; And also excepting and reserving to Her Majesty and Her Foresaids the whole mines, metals, minerals and fossils in so far as belonging to Her and Them within or under the subjects hereby disposed with full power and liberty to Her Majesty and Her Foresaids or any persons authorised by Her or Them to search for, work, win, raise, calcine and carry away the said mines, and others and to do everything necessary for all or any of these purposes but upon payment always to the disponees or their foresaids of all loss or damage which they may sustain from the exercise of the said power, as the said loss or damage shall be ascertained by arbitration; Provided also and it is hereby agreed and declared (a) that the disponees or their foresaids shall not alter or extend any of the said works constructed on the subjects hereby disposed without the consent and approval in writing of us the said Commissioners or our foresaids having been first obtained; which consent and approval shall not be unreasonable withheld and (b) that the disponees or their foresaids shall keep the subjects /

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subjects hereby disposed in a good and substantial state of repair, and in proper condition, all to the satisfaction of us the said Commissioners or our foresaids: WITH ENTRY as at the Twenty-second day of December Nineteen hundred and Seventy-two, notwithstanding the dates hereof; TO BE HOLDEN the subjects hereby disposed of and under Her Majesty and Her Foresaids as immediate Superiors thereof in feu farm, fee and heritage forever: And we the said Commissioners grant warrandice from our own facts and deeds only; And we the said Commissioners consent to registration hereof for preservation: IN WITNESS WHEREOF these presents consisting of this and the two preceding pages are, together with the Plan annexed hereto in terms of Act of Parliament signed by [REDACTED] authorised by us the said Crown Estate Commissioners to act on behalf of a Secretary of the Office of us the said Commissioners at London on the Twentieth day of June Nineteen hundred and seventy-seven before these witnesses [REDACTED] and [REDACTED], both Civil Servants in the Crown Estate Office, Thirteen to Fifteen Carlton House Terrace, London.

Witness
Witness

REGISTER on behalf of the within-named TRUSTEES OF THE HARBOUR OF MONTROSE in the REGISTER of the COUNTY of ANGUS.

S.S.C. Montrose,
Agents.

