



ANNO DUODECIMO & DECIMO TERTIO

# VICTORIÆ REGINÆ.

\*\*\*\*\*

## Cap. 8.

An Act to incorporate, by the Name of “The Trustees of the Hospital in *Aberdeen* for Orphan and Destitute Female Children,” “The Trustees of the *Aberdeen* Destitute Female Orphan Asylum” acting under a Deed of Constitution granted by the Trustees of *John Gordon* of *Murtle*, Esquire, deceased, and to alter and extend the Powers and Provisions of the said Deed, and to vest the Residue of the Estate and Effects of *John Carnegie* Esquire, deceased, in the Trustees so incorporated. [28th July 1849.]

**W**HEREAS *John Gordon*, late of *Murtle*, deceased, by his Trust Disposition and Deed of Settlement dated the Fifteenth Day of *March* in the Year of our Lord One thousand eight hundred and fifteen, and recorded in the Sheriff Court Books of *Aberdeen* on the Tenth Day of *January* One thousand eight hundred and twenty, gave, granted, and disposed, to and in favour of *Alexander Brebner* of *Lairney*, *William Brebner* the younger, of *Lairney*, *John Garioch*, Merchant in *Aberdeen*, *Charles Bannerman*, Merchant there,

Trust Disposition and Deed of Settlement of *John Gordon*, dated 15th March 1815.

[Private.]



there, *Charles Ross*, Merchant there, and *Duncan Davidson*, Advocate there, and to the Survivors of them accepting, (Three being a Quorum,) and to such Person or Persons as they might assume in virtue of the Powers therein-after committed to them as Trustees for the Purposes therein-after mentioned, and to their Assignees, all and sundry Lands and Heritages then belonging to him the said *John Gordon*, and all Debts and Sums of Money, Heritable and Moveable, Bonds, Bills, and Accounts, or other Documents of Debt, with the Moveable Estate and Effects of every Kind belonging or which should belong or be owing to him at the Time of his Decease, and the whole Vouchers and Instructions of the Premises, but in trust always for the Uses and Purposes therein mentioned, *videlicet*, first, for the Payment of all his just and lawful Debts, Funeral Charges, and the Expense of executing the Trust thereby created, and, secondly, for the Purposes which he the said *John Gordon* should specify and appoint by a Writing or Writings to be executed by him at any Time of his Life, even on Deathbed, as relative thereto, which Purposes his said Trustees, by Acceptance thereof, should be bound to fulfil as far as the Estate conveyed to them might be adequate thereto, and for carrying those Presents more surely into effect the said *John Gordon* authorized and empowered his said Trustees or their Quorum, when and as oft as their Number might be reduced by Death or Nonacceptance, to add and assume such other Person or Persons as they should think fit to be Trustees for the Purposes therein mentioned, so that the original Number might always be kept up, which Trustees so to be named and assumed should have the same Powers and Privileges in every respect as if they had been named and appointed by himself, as the said Trust Disposition, containing an Appointment of the said Trustees nominate to be his Executors, a Clause limiting their Responsibility, Obligation to infest, Procuratory of Resignation, Assignation to Writs and Rents, Precept of Sasine, and other usual and necessary Clauses, in itself more fully bears: And whereas the said *John Gordon* by his subsequent Deed or Declaration of Trust dated the Eleventh Day of *August* One thousand eight hundred and fifteen, and recorded in the Sheriff Court Books of *Aberdeen* on the Tenth Day of *January* One thousand eight hundred and twenty, on the Narrative that by the said recited Trust Disposition executed by him of the Date aforesaid he had disposed his whole Estate and Effects, Heritable and Moveable, to the said *Alexander Brebner, William Brebner, John Garioch, Charles Bannerman, Charles Ross, and Duncan Davidson*, and to the Survivors of them accepting, (Three being a Quorum,) and to such Person or Persons as they might assume in virtue of the Powers therein committed to them as Trustees, first, for the Purpose of paying his the said *John Gordon's* lawful Debts, Funeral Charges, and the Expense of executing the Trust, and, secondly, for the Purposes which he should specify and appoint by a Writing or Writings to be executed by him at any Time of his Life, even on Deathbed, as the said Trust Disposition before recited, to which Reference is in the now-reciting Deed made, more fully bears, and, having then made up his Mind and deliberately resolved to the Effect therein written, did by the now-reciting Deed or Declaration of Trust order and direct that his said Trustees should, with all convenient Speed after his Decease, sell and dispose of his said Real Estate, and convert the same and the whole of

Subsequent  
Deed or  
Declaration  
of Trust,  
dated 15th  
August  
1815.



of his Personal Estate into Cash, in the Way they might judge best and most effectual for bringing the same to good Account, and, after satisfying the Purposes therein specified under Article First of the original Trust Deed, and such private Legacies as he might appoint by any Writing under his Hand as relative thereto, should lay out and invest the free Remainder and Residue of his whole Means and Estate, Heritable and Moveable, in the Purchase of Lands in the County of *Aberdeen*, or any of the neighbouring Counties, and take the Rights and Securities thereof conceived in favour of themselves the said *Alexander Brebner, William Brebner, John Garioch, Charles Bannerman, Charles Ross, and Duncan Davidson*, or the Survivors of them accepting, and also in favour of the Sheriff Depute of *Aberdeenshire*, the Provost of *Aberdeen*, the Eldest Baillie of *Aberdeen*, the Principal of *Marischal* College, the First Minister of *Aberdeen*, and the President of the Society of Advocates in *Aberdeen*, all for the Time being, and those to be afterwards assumed or elected as Trustees in virtue of the Powers given in the now-reciting and in the original Deed therein and before mentioned, in trust always and to remain as a constant perpetual Fund for answering the charitable Purposes therein expressed, *videlicet*, first, for the Purpose of establishing and maintaining a *Sunday* School for the Instruction of poor Children, or for the better Support of any well-conducted Institution of that sort then already established in *Aberdeen*, secondly, for Relief of the indigent Sick, to be applied either under the Direction of the Society then already established in *Aberdeen* by the Title of "The Sick Man's Friend Society," or in any other Way which his the said *John Gordon's* Trustees for the Time being might think more fit, thirdly, for purchasing Coals for the Poor, either under the Superintendence of the Trustees themselves, and any whom they might appoint, or under the Superintendence of those who managed any other well-conducted Fund in *Aberdeen* destined to the same Purpose, fourthly, to assist in any Plan of providing Vivres for the Poor at an easy Rate, either in the Way of public Kitchen or otherwise, fifthly, for furnishing Clothes or Aliment to poor Prisoners in the *Aberdeen* Jail, sixthly, for the Payment of an annual Salary to the Professor of Divinity of *Marischal* College, or any other Theologian who might be named by the Trustees, and who, during each Session, should actually deliver to the Students of said College a Course of Lectures on practical Religion, and the Payment and Appropriation of an annual Salary for the like Purpose at *King's* College, in case the Trustees, after due Consultation, thought it advisable, and, seventhly and lastly, the Payment of such other or further Annuities and Donations for charitable Purposes as the said *John Gordon* himself, by any additional Writing under his Hand, to be signed by him at any Time of his Life, or his said Trustees and their Successors, in virtue of the Powers thereby vested in them, should after his Decease resolve upon and appoint; and it was by the now-reciting Deed or Declaration of Trust specially provided and declared, with respect to the Residue of the Estate which might remain after Satisfaction of the Debts, Funeral Charges, and private Legacies therein mentioned, that it should not be competent to his said Trustees nor at all in their Power to break in upon the same, but that the said Residue should form a Capital Stock, and  
be

be invested in Land in manner therein aforesaid, and to remain in all Time thereafter as an accumulating constant Fund of which the annual Proceeds, and that only, should be employed, used, and applied for the various charitable Purposes fixed or to be fixed in virtue of the now-reciting supplemental Deed, and none other, and also that, in case the Amount of the several Annuities, Donations, or Salaries therein mentioned should be fixed or ascertained by any Writing to be signed by the said *John Gordon* as relative thereto, his said Trustees were to take such Writing for their Rule in paying the same, failing of which it should be in their own Power to apportion the annual Proceeds, and determine the particular Amount thereof to be applied to each of the therein specified Purposes, but in either Case, as the anxious Desire of the said *John Gordon* was to render the Fund therein established as extensively useful as its rising Produce could admit, or the varying Circumstances of the Times might require or suggest, so the said *John Gordon* thereby authorized and empowered his said Trustees and their Successors to increase or diminish the annual Payments to all or any or either of the therein mentioned Charities, according to their own good Judgment and Discretion, or even to alter the Destination thereof, and apply the same to any other charitable Purposes within the Town and County of *Aberdeen*, which might appear at the Time to be of greater Importance and more evident Utility than those therein specified, and to frame such subsidiary Rules and Regulations and make and execute all such Deeds and Writings as might be best calculated for ensuring the due and regular Application of the Proceeds of the said Fund to the Purposes therein mentioned, and carrying the Intention of the said *John Gordon* into full Effect, but on no Account to break in upon or impair the Capital itself, nor to apply the annual Proceeds to any Purposes whatsoever except those of real Charity, such or such like as were therein and above particularised; and that the Business of the Trust might be the better conducted, he the said *John Gordon* thereby authorized his said Trustees to appoint a Treasurer, whose Duty it should be to keep regular Books, containing a full View of the Funds, together with an Entry of every Article of Receipt or Expenditure, and which Books should be examined and compared with the Vouchers once every Three Months, and brought to a general Balance, audited and passed by the Trustees, once every Year; further, the said deceased *John Gordon* by the said Deed or Declaration of Trust declared, that the said Sheriff Depute of *Aberdeenshire*, the Provost of *Aberdeen*, the Eldest Bailie of *Aberdeen*, the Principal of *Marischal College*, the First Minister of *Aberdeen*, and the President of the Society of Advocates, and their Successors in Office, should in all Times coming have Right, by virtue of their said respective Offices, to a Share in the Management of the present Trust, with the same Powers that appertained to the other Trustees; and as it was of Importance to keep up a Succession of good Men in the Management, the said *John Gordon* recommended to his said Trustees, as often as a Vacancy happened by the Decease of any of the Six who were not constituted *ex officio*, to fill up the Vacancy by choosing a Successor or Successors from amongst respectable Gentlemen, Men of Business, residing in *Aberdeen*, or Professors in either of the Two Universities, or respectable Clergymen of whatever Communion, but more especially of the  
Established



Established Churches of *Scotland* and *England*, it being understood that in the Choice of such Successors the official Trustees were each of them to have a Vote in the same Way as the other Trustees, and the other Trustees in the same Way as the official; and the said Trustees nominate were also authorized, in case they found that it would aid the therein specified Design, or enable them more easily to acquire and hold Property for carrying on and fulfilling the charitable Purposes therein mentioned, to apply for that Effect to His Majesty for a Charter to erect them into a Body Corporate, under the Title and Denomination of "The Trustees of *John Gordon's* Charitable Fund," or any other Title which they might think more appropriate; it being declared that as soon as the Number of Trustees should be increased to Twelve by the Accession of those who came in *ex officio* in manner therein mentioned, Five, and not fewer, should be a Quorum competent to the Execution of all ordinary or routine Business, but that in all extraordinary or important Transactions, such as the buying or selling of Land, the augmenting or diminishing or changing of the annual Charities, or fixing the Application of the Proceeds to new Objects or new Purposes, in Terms of the Powers therein expressed, the Consent should be necessary of at least Two Thirds of the whole Number, and in all Cases where an Equality of Votes occurred the Preses for the Time, besides a deliberative should have the casting Vote; lastly, the said deceased *John Gordon* by the said now reciting Deed or Declaration of Trust thereby declared, that the said Deed, as well as the original Trust Deed, as therein mentioned, should be subject to the Burden of all such private Legacies or Bequests to Friends, whether in the Shape of Annuity or otherwise, as he might appoint by any Writing under his Hand, to be signed, with reference thereto, which Writing, as well as every other Writing under his Hand explanatory of his Intentions, should be taken and held as Part of the above-recited Settlement, and the whole should be valid and effectual, whether found in his own Repositories or in the Custody of any other Person at the Time of his Decease, as the said Deed or Declaration of Trust of the Date and Tenor aforesaid in itself more fully bears: And whereas the said deceased *John Gordon*, by a Writing under his own Hand dated the said Eleventh Day of *August* One thousand eight hundred and fifteen, and recorded in the Sheriff Court Books of *Aberdeen* on the Tenth Day of *January* One thousand eight hundred and twenty, with reference to the herein-before recited Trust Deed executed by him of Date the Fifteenth Day of *March* One thousand eight hundred and fifteen, and supplementary Deed dated the said Eleventh Day of *August* in the same Year, directed his Trustees therein named, at the first *Whitsunday* or *Martinmas* happening Twelve Months after his Decease, or as soon thereafter as they might find it convenient, to pay sundry Legacies which he bequeathed to the Persons therein named, also sundry Annuities or yearly Donations for the charitable Purposes more fully expressed in the before-recited supplementary Deed or Declaration of Trust; and besides the Charities which were enumerated in the said supplementary Deed he appointed his Trustees to pay yearly Donations; firstly, for behoof of industrious labouring Men or Mechanics (having Families) who might not be able to procure Employment in their several Callings, and whose Earnings on that

[Private.]

3 d

Account



Further  
Writing ex-  
planatory of  
Design and  
Intention of  
Bequest,  
dated Aug.  
1815.

Account were insufficient to support themselves and Families, secondly, for behoof of Female Servants or other single Women who had always maintained fair Characters, and from Age or Infirmity were incapable of gaining a Livelihood for themselves, thirdly, to certain Parishes therein named Ten Pounds Sterling yearly each, how soon a *Sunday* School on a proper Footing and to the Satisfaction of his Trustees should be established in those Parishes: And whereas the said deceased *John Gordon*, by a certain other Writing under his Hand, bearing Date in *August* One thousand eight hundred and fifteen, and recorded in the Sheriff Court Books of *Aberdeen* on the Tenth Day of *January* One thousand eight hundred and twenty, with regard to the Sums bequeathed for the Purpose of establishing Lectures on practical Religion at One or both Universities, and on the Narrative that it might be proper to add a few Words explanatory of his Design and Intention in that Bequest, by and in the said Writing under his own Hand stated that in respect the Effect of early Impression on the youthful Mind was generally admitted, and that the Lectures thereby referred to therefore, if properly conducted and pressed home, might by the Blessing of God be the Means of laying the Foundation of an early Piety in the youthful Mind, and thus give God the first Possession of the Heart, and that, whilst almost every Branch of useful Knowledge was ably taught in our *British* Universities, it was Matter of Regret that so little Provision was made for the Instruction of our Youth in the important Duties of Religion, therefore, in apportioning Sums of Money for charitable Purposes (under the said recited Testamentary Deeds), he the said *John Gordon* would therefore beg leave to recommend to his Trustees to give a decided Preference to all charitable Institutions having for their Object the Education of the rising Generation, more especially where due Attention was paid to their Instruction in the Principles of Religion, and in doing this they would best fulfil the Intention of the Testator: And whereas the said *John Gordon* departed this Life in the Month of *December* in the Year One thousand eight hundred and nineteen: And whereas the said *William Brebner*, One of the Trustees nominated in the said Trust Disposition and Deed of Settlement, departed this Life in the Lifetime of the said *John Gordon*: And whereas the said *Alexander Brebner*, *John Garioch*, and *Charles Ross*, *Charles Bannerman* and *Duncan Davidson*, being the whole Trustees and Executors of the said *John Gordon* surviving at the Time of his Death, entered upon the Possession and Management of the whole Means and Estate, Heritable and Moveable, Real and Personal, of the said *John Gordon*, and as oft as the Number of the Trustees originally named by him was reduced the remaining Trustees or their Quorum named, assumed, and appointed other Persons of the Description recommended by the Testator to be Trustees along with them, having the same Rights, Powers, and Privileges in every respect as if they had been named and appointed by him: And whereas, all the Debts, Funeral Expenses, and Bequests of the said *John Gordon* having been paid and discharged, there remained a Residue of his Means and Estate of a considerable Sum of Money, which, in pursuance of the Directions contained in his Trust Disposition and Deed of Settlement, was invested in the Purchase of the Lands and Estates of *Clackriach* and *Oldmaud* and others in the County of *Aberdeen*, and the Rights and Securities thereof were taken  
and



and conceived in favour of the Sheriff of *Aberdeenshire*, the Provost of *Aberdeen*, the Eldest Bailie of *Aberdeen*, the Principal of *Marischal College*, the First Minister of *Aberdeen*, and the President of the Society of Advocates in *Aberdeen* for the Time being, and the said *Charles Bannerman*; then Sir *Charles Bannerman* Baronet, *Duncan Davidson*, and the other Trustees then alive, and the Survivors of them, and those to be afterwards assumed or elected as Trustees in virtue of the original and supplementary Deeds of Settlement of the said *John Gordon*, in trust for the Uses, Ends, and Purposes of the said Deeds of Settlement: And whereas the Trustees of the said *John Gordon*, with the view of carrying his Intentions into effect, and having more especially in view the Preference expressed by him for the Establishment or Encouragement of charitable Institutions having for their Object the Education of the rising Generation, and their Instruction in the Principles of Religion, and considering that it would be beneficial to the City and County of *Aberdeen* and the poorer Inhabitants thereof that an Hospital should be established for the Maintenance and Education of Orphan and Destitute Female Children, caused an Advertisement to be inserted in several Newspapers published in the City of *Aberdeen*, in the Words or to the Effect following; (that is to say,)

“ Hospital for Orphan and Destitute Female Children.

“ The Trustees of the late Mr. *Gordon* of *Murtle* take this Manner of  
 “ intimating to the Public, that out of the charitable Fund under their  
 “ Care they propose to appropriate a Sum of Three hundred Pounds *per*  
 “ Annum towards the Establishment of an Hospital for the Relief of  
 “ Orphan and Destitute Female Children of the same Class in Society  
 “ as the Boys in *Gordon's* Hospital, and such others as shall be deemed  
 “ suitable Objects. It will readily be perceived, that without Assistance  
 “ to a considerable Extent from the Public this Contribution would  
 “ be entirely inadequate; but the Trustees entertain a sanguine Hope  
 “ that, aided by the Donations and Bequests of those who may be dis-  
 “ posed to encourage such a charitable Purpose, they will be able at  
 “ no distant Period to set the Establishment on foot.

“ When the necessary Funds are provided the Trustees will be  
 “ ready, in conjunction with others contributing, to nominate a Body  
 “ of additional Managers, and to concur with them in framing such  
 “ Regulations as may be calculated for securing in the best Manner  
 “ possible the Object of the Institution, *viz.*, the moderate and decent  
 “ Maintenance, combined with the moral and religious Education, of  
 “ the Children who shall be received into the House:”

And whereas Mrs. *Mary Smith* of *Aberdeen*, Gentlewoman, by her Will dated the Thirtieth Day of *May* One thousand eight hundred and thirty-three, which, with Codicils thereto dated the Thirtieth *March* One thousand eight hundred and thirty-five and Eighteenth *April* One thousand eight hundred and thirty-six, was recorded in the Commissary Court Books of *Aberdeen* on the Twenty-fourth Day of *April* One thousand eight hundred and thirty-eight, ordained her Executors to pay over whatever Residue there might be of her Means and Estate falling under that Testament to the Treasurer or Managers of the Hospital then proposed to be established in *Aberdeen* for the Relief of Orphan and Destitute Female Children, on a Plan similar to that of *Gordon's* Hospital for Boys, for which Pur-  
 pose



Will of John  
Carnegie,  
bequeathing  
certain  
Legacies,  
dated 30th  
June 1834.

pose she bequeathed the same accordingly: And whereas the Residue of the Means and Estate of the said *Mary Smith*, amounting to the Sum of Eighty Pounds or thereby, was duly paid over to the Treasurer of the said Trustees: And whereas the Proceeds arising from a Musical Society's Sale, amounting to the Sum of Seventy Pounds or thereby, was also paid over to the Treasurer of the said Trustees, for the express Purpose of being applied, in conjunction with the Money allocated by the said Trustees, towards the Establishment of the proposed Hospital: And whereas the said Trustees, in fulfilment of the Undertaking come under by them, as set forth in the said Advertisement, have appropriated annually the Sum of Three hundred Pounds towards the Formation of a Fund for the Establishment of the said Hospital: And whereas by means of the Appropriation and Investment of the said annual Sum of Three hundred Pounds, and of the Interest accruing in respect thereof, and of the said several Sums of Eighty Pounds and Seventy Pounds so paid to the said Trustees as herein-before is mentioned, and by a further Addition or Contribution by the said Trustees, a Fund amounting to the Sum of Seven thousand Pounds was accumulated: And whereas *John Carnegie* of *Aberdeen*, Esquire, by his Will bearing Date on or about the Thirtieth Day of *June* One thousand eight hundred and thirty-four, gave and bequeathed to his Sister *Hannah* One hundred Pounds, Brother *William* the same Sum, Mrs. *William Robertson*, *Jane*, and *Ellen* Fifty Pounds each, and Mrs. *Ross* One hundred Pounds, *Margaret*, *Mary*, and *John Ross* each Fifty Pounds, his Sisters *Violet* One hundred Pounds, and *Bess* Fifty Pounds, in case of the Decease of either of his Sisters, Brother, or Nieces the lapsed Shares to revert to the Sisters, Nieces of each Family, in equal Shares; and he gave to the charitable Institutions in *Aberdeen* the Sum of Fifty Pounds, to be divided equally, according to their Necessities; and to defray the above Legacies he directed One thousand Pounds Stock Three and a Half per Cents standing in his Name to be sold, the Balance of which, together with such Part of his Funds in the *Aberdeen* Bank as might be required, to defray his lawful Debts and Funeral Charges; the annual Interest arising from his remaining Funded Property, including that of the *Bengal* Loans, amounting to Forty-eight thousand four hundred Rupees, Three and a Half per Cents *English* Stock, Balance with *Fletcher, Alexander, and Company*, *Mexican* Bonds, or Interest (when payable), *Aberdeen* Bank and Shore Funds, he decreed that the Amount in the *Bengal* Loans in the Six and Five per Cents, when payable, should be transferred to the Five and Four per Cent. Loan lately opened at *Calcutta*, the Interest on which was to be remitted to *England*, being made payable to One of his Executors, thereafter to be named, which Interest, together with that accruing on his Funds in the Three and a Half per Cents and other Property before named, he thereby decreed to be appropriated towards the Formation of a charitable Fund, and to be applied, in conjunction with the Amount given by the late Mr. *Gordon* of *Murtle*, towards the Establishment of an Hospital for Destitute Orphan Female Children; and he thereby appointed his Brother *William Carnegie*, *Duncan Davidson*, and *Alexander Webster*, Advocates, Executors,



Executors, and Trustees of the aforegoing Settlement, and bequeathed to the Two latter-named Persons Forty Pounds each for their Trouble in executing the said Trust, and he held them exonerated for any Loss which they could not control; and he decreed that the Interest arising on the whole Funds and Stock before specified (with Exception of the Sums otherways appropriated) should be applied to the Formation of the Charitable Fund above mentioned: And whereas the said *John Carnegie* departed this Life on or about the Seventh Day of *October* One thousand eight hundred and thirty-four, and his said Will was recorded in the Baillie Court Books of *Aberdeen* on the Twenty-fourth Day of *November* in the same Year: And whereas *William Carnegie*, the Brother of the said Testator *John Carnegie*, and One of the Trustees and Executors nominated in his said Will, departed this Life on the Twenty-eighth Day of *May* One thousand eight hundred and forty: And whereas, after Payment of the Debts and Funeral Expenses of the said *John Carnegie*, and the Legacies given by his said Will, there is now in the Hands of the said *Duncan Davidson* and *Alexander Webster*, the surviving Executors and Trustees nominated in his said Will, a considerable Sum of Money applicable to the charitable Purposes mentioned in his said Will: And whereas the said *Duncan Davidson* and *Alexander Webster*, being desirous of applying the Sum so in their Hands as aforesaid in the Manner and for the Purposes directed by the Will of the said *John Carnegie* deceased, called upon the Trustees of the said *John Gordon* deceased to declare the Trusts under which they held the Fund arising from the Investment of the said annual Sum of Three hundred Pounds so appropriated as aforesaid, and the Accumulations of Interest thereon and of the Additions thereto: And whereas by a Declaration of Trust and Deed of Constitution under the Hands of *Archibald Davidson*, Advocate, Sheriff Depute of the County of *Aberdeen*, *George Thompson* junior, Merchant in *Aberdeen*, Provost of the City of *Aberdeen*, *George Henry*, Merchant in *Aberdeen*, Eldest Baillie of the said City of *Aberdeen*, the Reverend *Daniel Dewar*, Doctor of Divinity and of Laws, Principal of *Marischal* College and University of *Aberdeen*, the Reverend *Simon Mackintosh*, Doctor of Divinity, Minister of the *East* Parish of *Aberdeen* and First Minister in connexion with the Established Church of *Scotland* in the said City, and *John Duguid Milne*, Advocate in *Aberdeen*, President of the Society of Advocates of *Aberdeen*, Trustees constituted *virtute officii*, and *Sir Charles Bannerman* of *Crimon Mogate*, Baronet, formerly *Charles Bannerman*, Merchant in *Aberdeen*, and *Duncan Davidson* of *Tillichetly*, Advocate in *Aberdeen*, the sole surviving Trustees specially nominated and appointed by *John Gordon* of *Murtle*, conform to his Deeds of Settlement therein-after mentioned, and *William Innes* of *Raemoir*, Convenor of the County of *Kincardine*, *John Cruickshank*, Doctor of Laws, Professor of Mathematics in the said *Marischal* College and University, *Patrick Davidson*, Doctor of Laws, Advocate in *Aberdeen*, and Professor of Civil Law in the University and *King's* College of *Aberdeen*, and the Right Reverend *William Skinner*, Doctor of Divinity, Bishop of *Aberdeen*, and Primus of the *Scottish* Episcopal Church, Trustees assumed, elected, and appointed by the Trustees specially nominated by the said *John Gordon* in virtue of the Powers conferred upon them to that Effect contained in the Trust Dispositions

Declaration  
of Trust and  
Deed of  
Constitution  
of the Aber-  
deen Desti-  
tute Female  
Orphan  
Asylum.

[Private.]

3 e

tions



tions and Deeds of Settlement therein-after recited, being the whole of the Trustees of the said *John Gordon* deceased, after reciting the said Trust Disposition and Deeds of Settlement and other Testamentary Writings of the said *John Gordon* of *Murtle*, and the general Fulfilment of the several Trusts and Objects thereof, and that it had finally become expedient, proper, and necessary that they the Parties thereto, as Trustees as aforesaid, should then more fully declare the Object and Purposes to which for several Years they had appropriated and set apart the said Sum of Three hundred Pounds out of the annual Proceeds of the said *John Gordon's* charitable Fund, and which Appropriations, with Interests and Additions by them and others, then amounted to Seven thousand Pounds, and which they considered sufficient, along with Bequests by other Parties, to establish an Hospital of the Nature therein described, and that they should specify and declare the Trusts and Purposes under and for which the said Sum of Seven thousand Pounds was then to be transferred from them as Trustees, and from the said Trust Estate of the said *John Gordon* of *Murtle*, to and in favour of Trustees of an Asylum intended to be thereby founded for friendless and destitute Orphan Girls, therefore they the said *Archibald Davidson*, Advocate, Sheriff Depute of the said County of *Aberdeen*, *George Thompson* junior, Provost of the said City of *Aberdeen*, *George Henry*, Eldest Baillie of the said City of *Aberdeen*, the Reverend *Daniel Dewar*, Doctor of Divinity and of Laws, Principal of said *Marischal* College and University of *Aberdeen*, the Reverend *Simon Mackintosh*, Minister of the said *East* Parish of *Aberdeen* and First Minister in connexion with the Established Church of *Scotland* in the said City, and *John Duguid Milne*, President of the said Society of Advocates of *Aberdeen*, the Trustees constituted *virtute officii* as before mentioned, and the said *Sir Charles Bannerman*, *Duncan Davidson*, *William Innes*, Doctor *John Cruickshank*, *Patrick Davidson*, and Bishop *William Skinner*, the Trustees acting under the Deeds of Settlement of the said *John Gordon* of *Murtle*, as before mentioned, in virtue of the ample Powers committed to them by the said *John Gordon* to apply the Funds and Estates of their said Testator to any charitable Purposes within the Town and County of *Aberdeen* which in their good Judgment and Discretion might appear to be of evident Utility, and to make and execute all such Deeds and Writings as might be best calculated for carrying the Intention of their said Testator into full Effect, and in conscientious Fulfilment of the Recommendation of their said Testator addressed to them, as was therein-before recited, to give a decided Preference to a charitable Institution having for its Object the Education of the rising Generation, and where a due Attention should be paid to their Instruction in the Principles of Religion, having likewise of that Date vested the said Sum of Seven thousand Pounds in the Name of the said *Duncan Davidson*, one of their Number, therein-after appointed Interim Treasurer to the Asylum then founded, to be held by him as such Interim Treasurer, subject to the Direction and Appointment of the Trustees of the said Asylum, did thereby, for themselves and their Successors, Trustees of the said *John Gordon*, declare that the said Sum of Seven thousand Pounds (so then deposited in the Name of the said *Duncan Davidson*) should and thenceforth from the granting of the said Deed of



of Constitution did pertain and belong absolutely and irredeemably to the thereby constituted and future Trustees of the *Aberdeen* Destitute Female Orphan Asylum, and the said Sum of Seven thousand Pounds was and thenceforth should be so held by the said *Duncan Davidson* as such Interim Treasurer, and did and should thenceforth so pertain and belong to the said Trustees, in trust always for the Objects, Ends, Uses, and Purposes therein-before referred to, that is to say, generally for purchasing such Lands as might be judged necessary and convenient in Situation, Extent, and Value, and in or near the said City of *Aberdeen*, for building the House, charitable Institution, or Asylum thereby founded, for erecting and finishing such Asylum itself at such Time and in such Manner as might be approved of and decided upon by the Trustees of the Charity, and as might be suited to the Funds in their Hands for that Purpose, and for accommodating the Objects of the Institution, or for purchasing a House or Houses already built, and Ground connected with or adjacent thereto, for the Purposes of the said Asylum, or for paying the Rent of a House or Houses and Ground that might be taken in Lease for that Purpose, and in any of those Cases for fitting up and upholding in future the Buildings in a sufficient Manner, and for properly endowing the said Asylum, and the various Offices and Appointments necessary thereto and connected therewith, so that the Purposes for which the same was then founded might be duly and fitly maintained and supported in all Time coming; and accordingly they the Parties thereto, as Trustees as aforesaid of the said *John Gordon*, thereby, for themselves and their Successors, as such Trustees, renounced for ever, to and in favour of the thereby constituted and future Trustees of the said Asylum, all Right, Title, and Interest, Claim of Right, Property, and Possession, which they, as such Trustees of the said *John Gordon*, had or could claim or pretend to the said Sum of Seven thousand Pounds, or any Part or Portion thereof, making, constituting, and appointing (as they, as Trustees as aforesaid, did thereby make, constitute, and appoint,) the said Sheriff Depute of the County of *Aberdeen*, the Provost of the City of *Aberdeen*, the Eldest Baillie of the said City of *Aberdeen*, the Principal of *Marischal* College of *Aberdeen*, the First Minister of *Aberdeen*, and the President of the Society of Advocates of *Aberdeen* for the Time, *ex officio*, and the said Sir *Charles Bannerman* Baronet, *Duncan Davidson*, *William Innes*, *John Cruickshank*, *Patrick Davidson*, and Bishop *William Skinner*, and the Survivors and Survivor of them, and the Persons to be assumed, in the Event of the Decease of any of them, by the Trustees of the said *John Gordon*, and the other and additional Trustees to be assumed, nominated, and appointed in manner therein-after provided, into the Management of the said Asylum, all as Trustees for the "*Aberdeen* Destitute Female Orphan Asylum;" the lawful Cessioners and Assignees of them the said Trustees of the said *John Gordon*, not only in and to the said Sum of Seven thousand Pounds, but also in and to the whole Writs, Vouchers, and Instructions thereof, turning thereby and transferring the whole Premises from them the Granters thereof, Trustees of the said *John Gordon*, and from the said Trust Estate, to and in favour of the said above named and designed and then constituted and future Trustees of "*The Aberdeen* Destitute Female Orphan Asylum;" but the said Deed of Constitution was  
granted



granted, and the Trust for the Administration and Management of the Affairs of "The *Aberdeen* Destitute Female Orphan Asylum" was thereby created and constituted, to and for the Ends, Uses, and Purposes therein-before and therein-after referred to, and with the Powers therein-before and therein-after specified, but subject always to the Conditions, Provisions, Reservations, Declarations, Rules, and Regulations therein-after set forth; *videlicet*, (in the first place,) the said charitable Institution or Hospital shall be called "The *Aberdeen* Destitute Female Orphan Asylum," now established and to continue in all Time hereafter as an Hospital, Asylum, House, or Refuge for the moderate and decent Maintenance, combined with moral and religious Education, of friendless and destitute Orphan Girls who shall have been born in or shall belong to or shall be the Children or Grandchildren of Parents who were born in or did belong to the City or County of *Aberdeen*, and such others as shall be deemed suitable: (In the second place,) the whole Property, Funds, Effects, and Estates of "The *Aberdeen* Destitute Female Orphan Asylum" (as is provided in the before-recited Deed or Declaration of Trust generally in reference to the Trusts therein created), and all Donations, Gifts, Bequests, or Mortifications that have been or shall or may hereafter be given or made to or for or for behoof of the said Asylum, and the Monies derived from and by means of any and all Subscriptions and Contributions to be made as after provided, shall (unless in the Event of the Trustees of the said Asylum being incorporated by Charter or Act of Parliament, and until that Event,) be vested in the Persons of, and the Rights, Titles, and Securities thereof shall be conceived in the Names and in favour of, the said Sir *Charles Bannerman*, *Duncan Davidson*, *William Innes*, *John Cruickshank*, *Patrick Davidson*, and Bishop *William Skinner*, and the Survivors and Survivor of them, or any other Six Trustees of the said Asylum for the Time who may be nominated to hold the said Rights and Securities at any of the annual or quarterly Meetings herein-after provided to take place, but in trust always for "The *Aberdeen* Destitute Female Orphan Asylum," for the Ends, Uses, and Purposes herein expressed; and in the Event of the Trustees of the said Asylum being erected into a Body Corporate, either by a Royal Charter or Act of Parliament, then the said Corporation under its Corporate Name shall thereafter hold, enjoy, and retain all Lands, Tenements, Heritages, Securities, and Funds whatsoever that may belong to or be vested in the said Trustees for the Use of the Asylum, who shall make over the same accordingly to the said Corporation, declaring that the now constituted and future Trustees of "The *Aberdeen* Destitute Female Orphan Asylum," at any of the annual or quarterly Meetings herein-after appointed to be held, shall have full Power and Authority to lay out and invest any Portion of the Funds or Capital that have been or shall or may hereafter be given to or for behoof of the said Asylum, on Heritable Securities, or in the Purchase of any of the Government or Public Stocks of *Great Britain*, or in the Purchase of Lands, and from Time to Time to resell such Lands or Stocks, and to purchase others, and to alter, vary, and change any Securities upon which any Part of the said Trust Funds may from Time to Time be invested, as the said Trustees at such Meetings may see fit to order and direct: (In the third place,) the Management and Administration of the whole



whole Affairs of the said Hospital shall, in the meantime, and until the Assumption, Nomination, or Appointment of additional Trustees in manner herein-after specified, be vested in the Parties hereto Trustees *virtute officii*, and nominated and assumed as above mentioned, by virtue of the Deeds of Settlement of the said *John Gordon of Murtle*; and accordingly the said *Archibald Davidson*, Sheriff Depute of the said County of *Aberdeen*, *George Thompson junior*, Provost of the said City of *Aberdeen*, *George Henry*, Eldest Baillie of the said City of *Aberdeen*, *Daniel Dewar*, Principal of *Marischal College and University of Aberdeen*, *Simon Mackintosh*, First Minister of *Aberdeen*, and *John Duguid Milne*, President of the Society of Advocates, Trustee *ex officio*, and their respective Successors in their several Offices for the Time being, and the said *Sir Charles Bannerman*, *Duncan Davidson*, *William Innes*, *John Cruickshank*, *Patrick Davidson*, and Bishop *William Skinner*, Trustees acting under the before-recited Trust Disposition and Deeds of Settlement, and the Survivors or Survivor of them, and the Persons to be assumed in the Event of the Decease of any of them by the Trustees aforesaid of the said *John Gordon*, so as to maintain their Number complete, are hereby declared, independently of and separately from the Office of Trustee of the said *John Gordon*, to be the Trustees in the meantime, and, as herein-after provided, also Trustees in all Time coming, (subject to the Assumption of new Trustees as further after provided,) for "The *Aberdeen Destitute Female Orphan Asylum*," for the Ends and Purposes hereby declared thereanent, and subject to the Rules, Conditions, and Regulations herein-after provided: (In the fourth place,) the Parties to these Presents, as Trustees as aforesaid of the said *John Gordon*, (now by these Presents constituted interim as well as remanent Trustees of "The *Aberdeen Destitute Female Orphan Asylum*," ) in virtue of the full Powers conferred upon them by their said Testator (as herein-before is recited) to add and assume such other Person or Persons as they should think fit to be Trustees for the charitable Purposes of the Testator (which Trustees so to be named and assumed should have the same Powers and Privileges in every respect as if they had been named and appointed by the Testator himself), and also (should the Funds of the said Testator be applied to any other charitable Purpose than those contemplated by him) to frame such subsidiary Rules and Regulations as might be best calculated for carrying the Intentions of the Testator into effect, and considering that the said Asylum would be of much more extensive Use and of still greater public Benefit and Advantage were Means afforded and obtained (by an Increase from Time to Time of the Funds of the said Asylum) of adding to the Number of Destitute Female Orphans to be received therein and to derive Benefit therefrom, and also that they have already, as is before recited, expressed their Intention, in conjunction with others contributing to the Funds of the said Asylum, to nominate a Body of additional Managers, and to concur with them in framing such Regulations as might be calculated for securing in the best Manner possible the Objects of this Institution, further hereby provide and declare, that the future Management and Administration of the whole Affairs of the said Asylum, from and after the Assumption, Nomination, and Appointment of additional Trustees in manner herein-after provided,

[Private.]

3 f

and



and from and after the first Meeting of the Parties to these Presents as Trustees for the Administration of the said Asylum (as herein-after provided to be held), shall be vested in a Body of Trustees which shall hereafter consist of Members or Trustees holding such Office of Trustees *virtute officii*, and of Members or Trustees nominated, assumed, or appointed in manner after specified; (that is to say,) in the first place, of the Six official Trustees nominated by the said *John Gordon* of *Murtle* in the Deed or Declaration of Trust herein-before recited, *videlicet*, the several Persons who shall for the Time respectively be Sheriff Depute of the County of *Aberdeen*, Provost of the City of *Aberdeen*, Eldest Baillie of the said City of *Aberdeen*, Principal of *Marischal* College of *Aberdeen*, First Minister of *Aberdeen*, and President of the Society of Advocates of *Aberdeen*; in the second place, of the Six Trustees above named, Parties hereto, presently acting under the foresaid Deeds of Settlement of the said *John Gordon*, and in case of the Death of either of them of such other Trustee or Trustees as shall from Time to Time be assumed in place of such deceasing Trustee by the said Trustees of the said *John Gordon*, or a Quorum of their Number, the Names, Designations, and Appointment of such assumed Trustees being respectively and (when necessary) duly certified to the Secretary of the said Asylum by the Agent or Factor or Secretary for the Time being of the Trustees of the said *John Gordon*, it being the Intention of the Parties to these Presents, as already expressed, and as it is accordingly hereby expressly provided and declared, that in all Time hereafter the Twelve Trustees acting under the said several Testamentary Deeds of the said *John Gordon* shall be Members of the Body of Trustees hereby appointed for the Administration of the Affairs of "The *Aberdeen* Destitute Female Orphan Asylum;" in the third place, of any Person or Persons, for and during his, her, or their Life or Lives respectively, who shall or may at any Time hereafter contribute and pay into the Hands of the Treasurer of the said Asylum for the Time being, for the Use and on behalf of the said Asylum, the Sum of One hundred Pounds Sterling or more in One Payment, and who at the first quarterly Meeting of the said Trustees that shall be held after Receipt of the said Donation (if he or she shall desire in Writing to be so admitted) shall be declared and assumed to be a Trustee from and after such Meeting during the Term of his or her or their natural Life, for and in the Administration of the Affairs of the said Asylum; in the fourth place, of every Person who shall at any Time hereafter subscribe and pay, Three Months at the least before any annual General Meeting herein-after appointed to be held, and who shall thereafter continue to pay annually into the Hands of such Treasurer, the yearly Sum of Ten Pounds Sterling or more, for the Use and Behalf of the said Asylum, every such annual Contributor (after having desired in Writing as above mentioned to be admitted) being at the first annual Meeting that shall be held after the first Payment of such annual Contribution declared and assumed to be a Trustee for and in the Administration of the Affairs of the said Asylum from and after such Meeting until the corresponding annual Meeting of the following Year, and thereafter so long as he, she, or they shall continue to pay the yearly Subscription above mentioned; in the fifth place, of the Two surviving Executors and Trustees  
nominated



nominated by the late *John Carnegie*, formerly Surgeon in the Service of the Honourable *East India Company*, in his last Will and Testament dated the Thirtieth Day of *June* One thousand eight hundred and thirty-four, and recorded in the Baillie Court Books of *Aberdeen* on the Twenty-fourth Day of *November* in the same Year, and of any other Person or Persons (not exceeding Six in Number) whom the said Executors or Trustees of the said *John Carnegie* may nominate and appoint to be Trustees and Managers of the "*Aberdeen Destitute Female Orphan Asylum*," or any other Person or Persons, not exceeding (after the Death of the Two original Trustees aforesaid) Eight in Number, who may be legally and duly authorized and empowered to execute the Trusts of the Will of the said *John Carnegie*, he having left and bequeathed the Residue and Remainder of his Estate to be appropriated towards the Formation of a charitable Fund, and to be applied, in conjunction with the Amount given by the late Mr. *Gordon of Murtle*, towards the Establishment of an Hospital for Destitute Orphan Female Children, and the Capital of which Funds and Property so applicable now amounts to the Sum of

or thereby, it being hereby provided and declared that the fore-said Number of Eight Persons, consisting of the said Two Executors of the said *John Carnegie* and Six other Persons named by them or otherwise legally authorized as aforesaid, or the Persons assumed in place of any of them deceasing, as herein-after provided, shall (on the Residue of the said *John Carnegie's* Funds and Estates being duly vested in the Trustees of "*The Aberdeen Destitute Female Orphan Asylum*," but not before such vesting,) be admitted and assumed into the Trust now created for the Management of the said Asylum, and the said Number of Trustees of the said Asylum in respect of the said *John Carnegie's* Fund shall in all Time coming be preserved and maintained in the Management and Administration of the said Hospital or Asylum and the Affairs thereof, it being also provided that in case of the Death at any Time of any of the Eight Trustees of the said *John Carnegie's* Fund, the remaining Body of Trustees of his Fund (unless by Agreement or by Act of Parliament this Provision shall be altered) shall nominate and assume another in his Place who shall be a Trustee of the said Asylum, and so on in all Time coming, such Nomination and Assumption being duly notified to the Secretary of the said Asylum, it being the Intention of the Parties to these Presents that the Trustees acting under the said last Will and Testament of the said *John Carnegie*, but not exceeding Eight in Number, shall in all Time hereafter be Members of the Body of Trustees hereby created for the Administration and Management of the said Asylum; in the sixth place, of the Trustee or Trustees of any other Funds, Property, Money, or Estates which have been or shall or may be given or bequeathed to or for the Use or Behoof of "*The Aberdeen Destitute Female Orphan Asylum*," of not less Amount or Value than One thousand Pounds Sterling, or in case of the said Trustees or Trustee not desiring to be admitted into the Management of the said Asylum, then of his, her, or their Nominees or Nominee, and of the Nominees or Nominee of any Societies or public Bodies or Individuals contributing, giving, or bequeathing Money, Estates, or Property of the said Amount or Value

of



of One thousand Pounds, such Trustee or Trustees, Nominees or Nominee, being, at the first annual or quarterly Meeting of the Trustees of the said Asylum (to be held as herein appointed) after Receipt by the Trustees of the said Asylum of such Funds or Money, or the vesting in them of such Property or Estates, declared and assumed to be Trustee or Trustees of the said Asylum from and after such Meeting for and during the Term of his or her or their natural Life, for and in the Administration of the Affairs of "The *Aberdeen* Destitute Female Orphan Asylum;" it being hereby provided and declared that the Number of the Trustees of any such Funds, Property, Money, or Estates so or so to be given or bequeathed, or the Nominees to be assumed in respect thereof, for Life, as aforesaid, shall be as follows, *videlicet*, One Trustee or Nominee for every One thousand Pounds Sterling so given or bequeathed, but so that not more than Five Trustees or Nominees in all shall be admitted in respect of the Gift, Bequest, or Endowment of any One public Body, Society, or Individual; in the seventh place, of Six other Persons who shall be elected yearly at the annual General Meetings, according to the Directions after mentioned: (In the fifth place,) the said official Trustees (as is provided in the before-recited Deed or Declaration of Trust), along with the other Trustees nominated by the said *John Gordon*, and those to be assumed by his said Trustees into the Management of the said Trust, and who are, as such Trustees, to be Trustees also for the Ends, Uses, and Purposes declared by these Presents, shall in the meantime, and until the Assumption, Nomination, or Appointment of additional Trustees in manner herein-before provided, and from and after any such Assumption, Nomination, or Appointment, the Trustees or Trustee so assumed, nominated, or appointed shall, together with such official and other Trustees, possess, have, and enjoy, each and every such Trustee, a separate Vote and Suffrage in all Matters and Things whatsoever relating to the said Asylum, or the Direction, Management, and Administration of the Affairs thereof; declaring, in accordance with the Provisions in the said Deed or Declaration of Trust, that Five of the present Number, so long as such Number shall not be increased in manner before mentioned, shall be a Quorum of Trustees competent to the Execution of all ordinary or routine Business relating to the said Asylum or the Administration of the Affairs thereof; declaring that from Time to Time, and when and so often as the Trustees shall increase in Number by the Assumption, Nomination, or Appointment of additional Trustees in manner herein-before provided, the Number of Trustees necessary to form a Quorum shall and may be varied, and shall accordingly be fixed upon and determined at the annual General Meeting of the Trustees herein-after provided to be held; but declaring farther, that in all extraordinary or important Transactions, such as the buying or selling of Land, or fixing the Mode of Investment of the Funds in their Hands, in Terms of the Powers herein-before conferred upon them, the Consent shall be necessary of at least Two Thirds of the whole Number of the Trustees of the said Asylum for the Time being residing within Five Miles of the City of *Aberdeen*; and in all Cases where an Equality of Votes occurs, the Preses for the Time, besides a deliberative shall have the casting Vote: (In the sixth place,) the Provost of the said City of *Aberdeen*, or, in his  
Absence



Absence, such Trustee as shall be named by the Trustees present at the Meeting, is hereby appointed Interim President of the Meetings of the said Trustees; and the said *John Gordon* having in his said Deed or Declaration of Trust before recited, recommended to his Trustees the Nomination of the said *Duncan Davidson* as their first Treasurer, chiefly from his the said *John Gordon's* own Experience of the said *Duncan Davidson's* Accuracy in Accounts, and the strict Attention paid by him to any Business committed to his Charge, and the other Trustees having full Confidence in the Integrity and Ability of the said *Duncan Davidson*, the said *Duncan Davidson* is hereby appointed Interim Treasurer to and for "The *Aberdeen* Destitute Female Orphan Asylum;" and the said President and Treasurer shall continue to hold their said respective Offices until the Trustees of the said Asylum shall hold their First Meeting in Terms of the Provision to that Effect herein-after contained; accordingly it is hereby specially provided and declared, that within Twelve Months at the latest, if not sooner, from the Date of these Presents, the said Interim President and Treasurer hereby appointed shall (as they are hereby empowered and required), on a convenient Day and at a suitable Time, in their Discretion, by a previous written Notice of at least Fourteen Days, call together the now constituted Trustees of the said Asylum, for the Purpose of holding their First Meeting as Trustees of "The *Aberdeen* Destitute Female Orphan Asylum," at which Meeting, or at Meetings (adjourned as after provided from Time to Time thereafter), the said Trustees of the said Asylum shall appoint a President and Treasurer in place of the said Interim President and Treasurer now appointed by these Presents, they shall also appoint, if they shall see fit, a Secretary, and shall regulate at the same Time the Duties of these several Officers, and they shall at the same Time take such other Measures as may be deemed necessary and proper for the future due and careful Administration and Management of the Funds and Affairs of the said Asylum; the said President shall be appointed for such Period, and the Treasurer and Secretary (should any such be appointed) shall also be appointed for such Period, and at such Remuneration for their Services, as the said Trustees may deem advisable; declaring (as is provided in the before-recited Deed or Declaration of Trust) that the Treasurer hereby appointed, and all the future Treasurers of the said Asylum, shall be bound to keep regular Books exhibiting a full View of the Funds of the said Asylum, together with an Entry of every Article of Receipt or Expenditure, and which Books shall be examined and compared with the Vouchers once in every Three Months, and brought to a general Balance, audited, and passed by the Trustees, once in every Year; accordingly, at the said First Meeting, or at said adjourned Meetings, the said Trustees shall be bound and obliged also to fix upon and determine the Day on which shall be held the annual General Meeting of the Trustees of the said Asylum (*inter alia*) for auditing and passing the Accounts of the said Treasurer, and also the Four Days on which shall be held the quarterly Meetings of the said Trustees, as after provided, and in which (*inter alia*) the Treasurer's Accounts shall be examined and compared with the Vouchers thereof, as above

[Private.]

3 g

set



set forth : (In the seventh place,) for the more careful and efficient Management and Administration of the Affairs of "The *Aberdeen* Destitute Female Orphan Asylum," it is hereby provided, in accordance with the preceding Directions, that an annual General Meeting of the Trustees shall be held on the Day appointed at the said First Meeting or adjourned Meeting, and annually thereafter on the Day so appointed (unless the same should be a *Sunday*, in which Event the Meeting shall be held on the *Monday* following), and Four quarterly Meetings of the said Trustees shall also be held in each Year on the Days to be also appointed at the said First Meeting or adjourned Meeting, the Trustees for the Time being having Power at any Time to alter the Days of said annual and quarterly Meetings as to them shall seem expedient, which annual and quarterly Meetings shall be held at such Place or Places, and on such Days or Times, and on such Premonition thereto, as the Trustees for the Time being shall direct and appoint, with Power of adjourning from Time to Time as to such Meeting shall seem proper or necessary, and with Power to the President of the said Trustees for the Time being, at his Pleasure, or upon a Requisition in Writing from any Three Trustees (to which the President, by these Presents is required to give his Assent), at all Times, upon Two Days Premonition, to call a General Meeting of Trustees, and which General Meetings held by Adjournment or by virtue of such Calls shall have the same Powers and Authority, to all Intents and Purposes, as the said quarterly Meetings; at the said annual General Meetings the whole Trustees present shall elect and choose by Plurality of Voices (among themselves) Six Persons residing in or near *Aberdeen* to be and continue Trustees of the said Asylum, along with the others, for One Year, to commence immediately, and from thence to continue until the next annual General Meeting: (In the eighth place,) the Trustees of "The *Aberdeen* Destitute Female Orphan Asylum," or a Majority or Quorum of them in their said quarterly Meetings assembled, shall have full Power and Authority, at their own proper Discretion, to apply and dispose of the Funds already and hereby set apart for the building and Endowment of the said Asylum, and also of all Funds which shall or may hereafter be given or bequeathed, subscribed or contributed, in manner herein-before specified, and of all other Monies and Funds whatever belonging or to belong to the said Trustees, for behoof of or in trust for the said Asylum, to and for all and any of the Ends, Uses, and Purposes of the Trust hereby declared, and to and for all and any of the Objects and Purposes of the said Asylum, and for any Purpose, and in any Way, Matter, or Thing, of or relating to the said Asylum or the Administration of the Affairs of the same, and for that Purpose to make and enter into all necessary Contracts and Agreements for all or any of these Purposes, or for any other Purpose or Design for the better effecting and carrying out the Objects of the said Charity and of the Trust hereby declared, and in general to manage, transact, and determine all such Matters and Things as shall to them, or a Majority or Quorum of them, as aforesaid, appear to be necessary, convenient, or proper for effecting and carrying out the Purposes of the said Trust; and for the more speedy and effectual Administration of the Affairs of the said Asylum the said Trustees, or a Majority or Quorum,



Quorum, as aforesaid, shall and may at any Time and from Time to Time delegate such their Power and Authority to a Committee of their Number, to be named by them, and to consist of such Number of Trustees as they may think fit, the said Committee, or a Quorum thereof, at no Time being less than Five in Number, and the President of the Trustees for the Time being *ex officio* a Member of any such Committee; declaring, however, that the said Committee in all its Actings, Resolutions, and Proceedings shall be and is subjected to the Revisal and Control of the general and quarterly Meetings of the Trustees: (In the ninth place,) the Trustees of "The *Aberdeen* Destitute Female Orphan Asylum," or a Majority or Quorum of them in their said quarterly Meetings assembled, shall have full Power and Authority, from Time to Time and at all Times, to nominate, appoint, and employ such Officers, Servants, and other Persons as they shall think necessary to employ in the Management and Administration of the Affairs of the Asylum, and for the carrying into effect the Objects and Purposes of the present Institution, and from Time to Time and at all Times to suspend, remove, and replace all such Officers, Servants, or other Persons, or any or either of them, as they shall think fit, and appoint others, in case of Death, or such Suspension or Removal, and also out of the Funds of the said Asylum make and pay such Salaries, Allowances, or Wages to all such Officers, Servants, or other Persons, for their Services, as to the said Trustees shall seem proper and adequate: (In the tenth place,) the Trustees of "The *Aberdeen* Destitute Female Orphan Asylum," or a Majority or legal Quorum of them in their said quarterly Meetings assembled, shall have full Power and Authority, from Time to Time and at all Times, to enact, ordain, make, and constitute such and so many private Laws, Constitutions, Orders, and Ordinances as they, or the said Majority or legal Quorum, shall judge expedient or necessary, for the proper Management and Administration of the Affairs of the said Asylum; and, without Prejudice to the said Generality, more especially for defining and regulating the Age or Ages at or within which the Orphan Children to be hereafter admitted to the Benefits of the said Institution shall be so admitted thereto; the particular Classes of the Population of the said Town or County of *Aberdeen* from which the said Female Orphans shall be selected; the Conditions and Provisions under which and the Parties by whom the said Children shall be elected to a Participation in the Advantages of the Institution; the Mode and Time or Times of such Election and Admission, and the Period during which the Children shall or may enjoy the Maintenance and Training provided by the Charity; for defining and regulating the Course, Subjects, and System of moral, religious, and industrial Education to be adopted in the Institution, particular Regard being always had by the said Trustees in such Rules, Laws, or Ordinances, to the Wishes and Opinions on Subjects of juvenile Instruction expressed by the said *John Gordon of Murtle* in the several Testamentary Deeds before recited; for appointing the Times and Manner of Examination and Inquiry into the Progress and Conduct of the Female Orphans in the Institution, and the Parties by whom such Examinations and Inquiries are to be conducted and reported; for regulating the Clothing, Diet, and general Occupation of the Children, and other



other Matters connected with the domestic Management and internal Economy of the Institution, and conducing or relating to the Health, Superintendence, and Discipline of the Children; for providing at once for the Expulsion or Removal of any Children who shall, from whatever Cause, misconduct themselves therein, so that the evil Example thereby afforded may be prevented from contaminating the other Children in the Institution, and for the conferring of Premiums or Rewards, on the other hand, upon those who shall display good Conduct, Attention, and Assiduity; for determining the Qualifications, Modes of Election, Duties, Salaries, Powers, Rules of Conduct, and other Matters of or relating to the Schoolmasters or Schoolmistresses, Matrons, Nurses, Servants, or others to be employed in the Asylum; for regulating the Mode of Appointment, Duties, and Remuneration of Clerks, Factors, Surgeons, or Physicians, Auditors, or other Officials necessary to the proper Control, Conduct, and Direction of the Charity, and the Mode of vouching, passing, and certifying all Accounts and Acknowledgments for Monies received or paid by or from or to all and each or any of the various Servants, Officers, or Officials connected with the Institution; and in general for duly, fitly, properly, adequately, and, according to the true Intent and Meaning of the various Testamentary Deeds in virtue and according to the Powers and Provisions of which the present charitable Institution is founded, providing for carrying out and fulfilling the Ends, Uses, and Purposes of the Trust hereby declared; the said Trustees, or Majority or legal Quorum, having also full Power and Authority to alter, amend, or annul the said private Laws, Constitutions, Orders, or Ordinances, or all or either, as they shall deem expedient; providing always and declaring, that each and all of such private Laws, Constitutions, Orders, and Ordinances as the said Trustees shall from Time to Time make, enact, or ordain as aforesaid shall not in any Case be repugnant to the Laws of the Realm, or inconsistent with the Tenor or Effect of these Presents and that all such private Laws, Constitutions, Orders, and Ordinances, and any Alteration, Amendment, or Repeal of the same or any Part thereof, to be binding, shall and must be agreed to, ratified, and confirmed by the annual General Meeting of the said Trustees that shall be held next after the same are respectively made and enacted, or altered, amended, or repealed: (In the eleventh place,) it shall be lawful to and in the Power of the said Trustees, or a Majority or Quorum of them assembled in their said annual General Meetings, to be held by them pursuant to these Presents, to reduce and diminish, or even to increase, the several Rates of Contribution, Qualification, or Subscription respectively made payable by these Presents in order to constitute the Contributors thereof, or their Nominees, as aforesaid, respectively Trustees of the said Asylum, to such lower or higher Rates of Contribution, Qualification, or Subscription respectively as they shall think fit to determine and fix: Lastly, the Trustees of the said Asylum, in Terms of the before-recited Testamentary Deeds, shall not be liable for one another, but each for his own actual Intromissions only; and they are also authorized, in case they find that it will aid the present Design, or enable them more readily to acquire and hold Property for carrying on and fulfilling the charitable Purposes aforesaid, to apply for  
that



that Effect to Her Majesty for a Charter, or to Parliament for an Act, to erect them into a Body Corporate under the Title and Denomination of "The *Aberdeen* Destitute Female Orphan Asylum:" And whereas it would prove a great Convenience in the making up the Titles of the Trustees of "The *Aberdeen* Destitute Female Orphan Asylum," and in enabling them to pursue and defend Actions, if they were incorporated, with the usual Powers and Privileges, and it is also expedient that the Powers and Provisions contained in the said Declaration of Trust and Deed of Constitution should be altered and amended, and that the Residue of the Estate and Effects of the said *John Carnegie* deceased should be vested in the Trustees so incorporated: And whereas there is at present existing in the City of *Aberdeen* an Asylum known by the Name of "The *Aberdeen* Female Orphan Asylum;" it is therefore desirable, with reference to the Asylum to which this Act refers, that the Name and Style of "The Trustees of the Hospital in *Aberdeen* for Orphan and Destitute Female Children," should be substituted for that of "The Trustees of the *Aberdeen* Destitute Female Orphan Asylum:" But inasmuch as these Purposes cannot be effected without the Authority of Parliament, May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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 from and after the passing of this Act *Archibald Davidson* Esquire, Advocate Sheriff of the County of *Aberdeen*, and the Sheriff for the Time being of the said County, *George Thompson* junior, Merchant in *Aberdeen*, Provost of the City of *Aberdeen*, and the Provost for the Time being of the said City, *George Henry*, Merchant in *Aberdeen*, Eldest Baillie of the said City of *Aberdeen*, and the Eldest Baillie for the Time being of the said City, the Reverend *Daniel Dewar*, Doctor of Divinity and of Laws, Principal of *Marischal* College and University of *Aberdeen*, and the Principal for the Time being of the *Marischal* College of *Aberdeen*, the Reverend *Simon Mackintosh*, Doctor of Divinity, Minister of the *East* Parish of *Aberdeen*, and First Minister in connexion with the Established Church of *Scotland* in *Aberdeen*, and the First Minister for the Time being of *Aberdeen* in connexion with the Established Church of *Scotland*, and *John Duguid Milne*, Advocate in *Aberdeen*, President of the Society of Advocates of *Aberdeen*, and the President for the Time being of the Society of Advocates of *Aberdeen*, the Trustees *virtute officii* of the said *John Gordon* of *Murtle*; and Sir *Charles Bannerman* of *Crimonmogate*, Baronet, *Duncan Davidson* of *Tillichetty*, Advocate, *William Innes* Esquire, of *Raemoir*, *John Cruickshank*, Doctor of Laws, Professor of Mathematics in the said *Marischal* College and University, *Patrick Davidson*, Doctor of Laws, Advocate in *Aberdeen*, and Professor of Civil Law in the University and *King's* College of *Aberdeen*, and the Right Reverend *William Skinner*, Doctor of Divinity, Bishop of *Aberdeen*, and Primus of the *Scottish* Episcopal Church, the now acting Trustees of the said *John Gordon* of *Murtle*, and the Trustees for the Time being assumed in Place of any deceased Trustees acting under the several Deeds of Settlement of the said *John Gordon* by the Trustees of the said *John Gordon*, or by a

Trustees  
incorporated.

[Private.]

3 h

Quorum



Quorum of their Number; and also *Duncan Davidson*, Advocate in *Aberdeen*, and *Alexander Webster*, Advocate in *Aberdeen*, the surviving Executors and Trustees of the said *John Carnegie* deceased; and *Alexander Robertson* Esquire, of *Balgownie Lodge* near *Aberdeen*, *Nathaniel Farquhar*, Advocate in *Aberdeen*, *John Webster*, Advocate in *Aberdeen*, *Alexander Davidson*, Advocate in *Aberdeen*, *Arthur Thomson*, Banker in *Aberdeen*, and *Robert Catto* junior, Merchant in *Aberdeen*, being the Persons nominated and appointed Trustees and Managers of the *Aberdeen Destitute Female Orphan Asylum* in respect of the said *John Carnegie's* Fund, and the Trustees who shall be nominated and assumed in case of the Death of any of the Trustees of the said *John Carnegie's* Fund by the surviving Body of Trustees of his Fund, in Terms of the Deed of Constitution aforesaid, and who are hereby authorized and empowered to nominate and assume accordingly in Time coming, so that the Number of Trustees in respect in his Fund shall be Eight in all; and all and every other the Persons and Person who shall or may at any Time and from Time to Time hereafter, under or by virtue of the Provisions contained in the hereinbefore in part recited Declaration of Trust and Deed of Constitution of the *Aberdeen Destitute Female Orphan Asylum*, be assumed into the said Trust, and into the Administration and Management of the Affairs of the said Asylum, shall and they are hereby declared to be

Their Style. One Body Politic and Corporate by the Name and Style of "The Trustees of the Hospital in *Aberdeen* for Orphan and Destitute Female Children," and by that Name shall have perpetual Succession and shall have a Common Seal, with Power to change, alter, break, and make new the same when and as often as they shall judge the same to be expedient, and by the same Name shall and may sue and be sued, implead and be impleaded, pursue and defend, in all and any Action, Suits, Arbitrations, or other Proceedings at Law or in Equity, and in all and in any Courts, whether of Record or not of Record, and whether civil or criminal, legal, ecclesiastical, or maritime.

Power to acquire and hold Property.

II. And be it enacted, That the Trustees shall and may, by and in their Corporate Name, acquire, purchase, receive, and take, and hold, possess, and retain, for the Ends, Uses, and Purposes and for the Benefit of the said Hospital, Lands and Heritages of any Nature or Tenure, including Heritable Bonds, Monies heritably secured, and Leasehold Rights, and also acquire, accept, and retain, for the Purposes and for the Benefit of the said Hospital, Monies, public and private Stocks, *British* and Foreign Funds, Debentures, Bonds, Inland and Foreign Bills and Notes, Bank Notes, Shares in public Companies, and all Moveable Estate and Property whatever.

Funds of present Trustees vested in Trustees now incorporated.

III. And be it enacted, That from and after the passing of this Act (whatever may be the Terms in which the Rights and Titles of the same or any Part thereof may have been taken, and without any new Conveyance or Assignment or Investment thereof,) all Lands and Heritages, Securities, and other Property, Real or Personal, of or belonging to or held in trust for or for behoof of "The *Aberdeen Destitute Female Orphan Asylum*," under or by virtue of the before-recited Declaration of Trust and Deed of Constitution, or otherwise  
howsoever,



howsoever, and which may now be vested in or held by the Trustees therein named, or by any other Person or Persons whomsoever, for the Purposes specified in the said Declaration of Trust and Deed of Constitution, or any of them, shall be and the same are hereby absolutely vested in "The Trustees of the Hospital in *Aberdeen* for Orphan and Destitute Female Children," for the Ends, Uses, and Purposes specified in the said Declaration of Trust and Deed of Constitution and in this Act.

IV. And be it enacted, That the several Monies, Stocks, Funds, and Effects, however invested and secured, and other the Property now constituting the Residue of the Estate and Effects of the said *John Carnegie* deceased, and applicable to the charitable Purposes mentioned in his said Will, shall from and after the passing of this Act be and the same are hereby absolutely vested in "The Trustees of the Hospital in *Aberdeen* for Orphan and Destitute Female Children," upon the Trusts, and for the Ends, Intents, and Purposes, and to be appropriated and applied for the Purposes of this Act, in the same Manner as the same are directed to be appropriated and applied towards the Formation of a charitable Fund and the Establishment of an Hospital for Destitute Orphan Female Children in and by the said Will of the said *John Carnegie* deceased.

Funds be-  
queathed  
by John  
Carnegie  
vested in  
the Corpo-  
ration.

V. And be it enacted, That it shall be lawful for the Trustees from Time to Time, at any annual or quarterly General Meeting, to make all such Rules, Orders, and Regulations as they shall think fit for the Management and Government of the said Hospital, and for the due and proper and effectual Administration of the Affairs and Property thereof, and for the Election and Assumption of new Trustees, and for the Appointment, Election, Removal, Suspension, and Retirement of President and Trustees and other Officers of the said Hospital, and from Time to Time to alter or rescind any such Rules, Orders, and Regulations, and make others, provided such Rules, Orders, and Regulations be not repugnant to the Laws of that Part of the United Kingdom called *Scotland*, or to the Provisions of this Act.

Power to  
make Rules  
and Regu-  
lations.

VI. And be it enacted, That in case of there not being Room within the Hospital for the Accommodation therein by Night as well as by Day of all the Female and Destitute Orphan Children whom the Trustees may be desirous to admit to the Benefit of the Charity, or in case of the Trustees at any Time being of opinion that the Objects of the Charity could be beneficially carried into effect by the Education, Maintenance during the Day, and moral and industrial Training of any such Children, it shall be lawful for the Trustees to make Provision out of the Funds of the Charity for the Education and industrial and moral Training of such Children, and providing them with Food during the Day, in One or more Day Schools to be established under the Charge and Management of the Trustees, whether in the said Hospital itself or in any other Part of the City of *Aberdeen* where such Schools can be most conveniently set up; provided that Two Thirds of the whole Number of the Trustees for the Time being residing within Five Miles of the City of *Aberdeen* shall think it advisable

Trustees  
may esta-  
blish Day  
Schools.



advisable and proper so to educate the Children in such Day Schools, and shall so resolve.

Minutes of Proceeding to be entered and Books of Account to be kept.

VII. And be it enacted, That the Trustees shall cause Minutes of all Resolutions, Determinations, Acts, and Proceedings at each of their annual and quarterly General Meetings, and the Names of all Trustees present at every such Meeting, to be entered in a Book to be provided for that Purpose, and shall also cause proper Books to be provided and kept, and true and regular Entries to be made therein of all and every Sums and Sum of Money received and paid for and on account of the said Hospital.

Appointment of Officers for transacting the Business of the Charity.

VIII. And be it enacted, That the Trustees shall from Time to Time, when and as often as Need shall be or require, appoint such Treasurer, Secretary, Clerks, Factors, Managers, Matrons, Schoolmasters, Officers, and Servants as shall be necessary, or as they shall think proper or advisable, for the due Management and Administration of the Affairs of the said Hospital, and for effecting the several Ends, Uses, and Purposes of the Trust created by the said Deed of Constitution, and generally for carrying this Act into execution, and they shall assign to the several Persons employed by them respectively the Performance of such Duties, and allow and pay such Salaries and Compensation, as they shall think expedient; and the said Trustees shall, if and when they shall think proper, annul and vacate any such Appointments as aforesaid, and, if necessary, shall appoint other Persons in the several Places of the Persons whose Appointments shall have been so vacated, or restore such Persons to such Employments, as they may deem most advisable for the Interests of the said Hospital.

As to Services of Notices, &c. upon the Corporation.

IX. And with respect to the Service of Summons, Writs, or Notices on the Trustees, be it enacted, That any Summons, Notice, or Writ, or other Proceeding at Law or in Equity requiring to be served on the Trustees, may be served by the same being personally given to the Secretary for the Time being of the Trustees, or being left at the Office of such Secretary, or being delivered to some Inmate at the Place of Abode of such Secretary, or in case there shall be no Secretary, or the Place of Abode of such Secretary shall not be found, then to be personally given to any Two of the Trustees or to the Treasurer for the Time being of the said Hospital.

Deed of Constitution to stand so far as not repealed.

X. And be it enacted, That the herein-before in part recited Declaration of Trust and Deed of Constitution of "The *Aberdeen* Destitute Female Orphan Asylum" shall stand and subsist in full Force and Effect, in its whole Clauses, Articles, Conditions, Declarations, and Provisions, excepting in so far as the same or any of them are altered or explained by this Act, or as the same may from Time to Time or at any Time be altered or amended in pursuance of the Power for that Purpose contained in the said Declaration of Trust and Deed of Constitution.

Treasurer's Receipts to be Discharges.

XI. And be it enacted, That the Treasurer for the Time being of the said Hospital shall be the proper Person to receive all Monies payable to the said Hospital or Asylum, or to the Trustees, either under the Authority



Authority of this Act or in virtue of the before-recited Declaration of Trust and Deed of Constitution, or otherwise howsoever; and the Receipt of such Treasurer shall at all Times be a sufficient Discharge for the Monies therein expressed to be received, and shall wholly exonerate the Person paying the same from seeing to the Application thereof.

XII. And be it enacted, That all Deeds and Writings to be made by the Trustees relating to or affecting the Property, Real or Personal, of the said Hospital, shall be signed by the President and Treasurer for the Time being and Two of the Trustees who shall be selected and appointed as a Committee for that Purpose at any of the annual or quarterly Meetings of the Trustees, and the Seal of "The Trustees of the Hospital in *Aberdeen* for Orphan and Destitute Female Children" shall be affixed to all such Deeds and Writings, and all such Deeds and Writings, being so signed and sealed and otherwise tested according to the Law and Practice of *Scotland*, where such Solemnities are required, shall be deemed and held to be the Deeds and Writings of the Trustees by this Act incorporated.

All Deeds to be sealed and signed by Two Trustees and the Treasurer.

XIII. And be it enacted, That it shall not be lawful for the Trustees to apply any Part of the said Trust Funds under their Charge to any other Purposes whatever than the Purposes of the said Declaration of Trust and Deed of Constitution, and of this Act; nor shall it be lawful for any of the Trustees to hold any Office or Employment under the said Trust other than that of Treasurer, nor shall it be lawful for any of them, or for any Officer employed under them, to be Contractor for or Seller of any Articles required for the said Hospital, or Contractor for Buildings, Repairs, or Improvements connected with any Property belonging to the Trust, any such Contract, Agreement, or Transaction between the Corporation and any of the Trustees being hereby declared to be *ab initio* null and void.

Funds to be applied in pursuance of the Trust.

Trustees, &c. not to be Contractors.

XIV. And be it enacted, That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there shall be something in the Subject or Context repugnant to such Construction; (that is to say,)

Interpretation of Terms in this Act.

Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number:

The Expression "the Trustees" shall mean "The Trustees of the Hospital in *Aberdeen* for Orphan and Destitute Female Children" incorporated by this Act, and acting for the Time in execution thereof:

Words importing the Masculine Gender shall include Females:

The Words "Lands" or "Heritages" shall extend to and include Lands, Teinds, Feu Duties, and Feudal Services, Mills, Multures, Fishings, Servitudes, Superiorities, Casualties of Superiority, Patronages, redeemable Rights, Leasehold Rights, Ground Rents or Ground Annuals, and other Heritages, of whatever Nature or Tenure:

The Word "Sheriff" shall mean the Sheriff of the County of *Aberdeen* or his Substitutes:

[*Private.*]



The Word "Officer" shall mean and include every Person employed by the Trustees in the Administration and Management of the Hospital, such as Treasurer, Clerk, Secretary, Physician, Surgeon, Chaplain, Matron, Schoolmistress, Schoolmaster, Teacher, Porter, and generally every Servant of the Trustees.

Expenses of Act.

XV. And be it enacted, That all the Costs, Charges, and Expenses of and incidental to applying for, obtaining, and passing this Act shall be paid out of the Funds now appropriated for the said Hospital, in preference to all other Payments whatsoever.

Saving of Rights.

XVI. Saving and reserving always to the Queen's most Excellent Majesty, Her Heirs and Successors, and to all and every other Person, Body Politic or Corporate, his and their Heirs and Successors, Executors, Administrators, and Assignees, other than and except the Trustees, as well *ex officio* as nominated and assumed, and all other Persons claiming or entitled under or by virtue of the Will of the said *John Gordon of Murtle*, and the said *Duncan Davidson* and *Alexander Webster*, and all other Persons claiming or entitled under or by virtue of the Will of *John Carnegie* deceased, and any Person now or hereafter to be entitled to the Benefits of the Charity created by the said Declaration of Trust and Deed of Constitution; all such Estate, Right, Title, Interest, Claim, and Demand whatsoever, in, by, or out of the Estates, Property, and Effects hereby vested in "The Trustees of the Hospital in *Aberdeen* for Orphan and Destitute Female Children," as they or any of them had before the passing of this Act, or could or might have had or claimed or enjoyed in case this Act had not been passed, anything herein contained to the contrary thereof in anywise notwithstanding.

Act as printed by Queen's Printers to be Evidence.

XVII. And be it enacted, That this Act shall be printed by the several Printers to the Queen's most Excellent Majesty duly authorized to print the Statutes of the United Kingdom, and a Copy thereof so printed by any of them shall be admitted as Evidence thereof by all Judges, Justices, and others.

---

LONDON :

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,  
Printers to the Queen's most Excellent Majesty. 1849.