



Registers Direct - Land Register: View Title DMF21565

Search Summary

Date:	19/03/2013	Time:	16:10:25
Search No.:	2013-00754133	User Reference:	

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A. PROPERTY SECTION

Title Number:	DMF21565	Date of First Registration:	15/09/2009
Date Title Sheet updated to:	28/09/2012	Date Land Certificate updated to:	15/09/2009
Hectarage Code:	0	Interest:	PROPRIETOR
Map Reference:	NY3684		

Description:

Subjects being the former Tourist Information Centre on the west side of TOWNHEAD, KILNGREEN, LANGHOLM edged red on the Title Plan.

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B. PROPRIETORSHIP SECTION

Title Number:	DMF21565
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Entry Number	Date of Registration	Proprietor	Consideration	Date of Entry
1	15/09/2009	THE BUCCLEUCH ESTATES LIMITED a Company incorporated under the Companies Acts (Company Number SCO12615) and having their Registered Office at Head Office Weatherhouse, Bowhill, Selkirk.	£500	09/09/2009

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C. CHARGES SECTION

Title Number:	DMF21565
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Entry	Date Of
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Number	Specification	Registration
1	Standard Security by said THE BUCCLEUCH ESTATES LIMITED to HSBC BANK plc incorporated under the Companies Acts (Company Number 14259), Registered Office 8 Canada Square, London E14 5HQ over the subjects in this Title and other subjects under exception of the whole growing timber on the subjects hereby secured.	28/09/2012

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D. BURDENS SECTION

Title Number:	DMF21565	Number of Burdens:	2
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Entry Number	Burden Preamble
1	Disposition by John Charles, Duke of Buccleuch and Queensberry, K. T. to Provost, Magistrates and Councillors of the Burgh of Langholm, recorded G.R.S. (Dumfries) 14 Nov. 1922, of 2.838 acres of ground known as Kiln Green, Langholm, of which the subjects in this Title form part, contains the following burdens
2	Disposition by Dumfries and Galloway Council to Buccleuch Estates Limited and their successors, disponees and assignees, registered 15 Sep. 2009, of the subjects in this Title, contains burdens &c in the following terms

Entry Number	Burden Detail
1	Disposition by John Charles, Duke of Buccleuch and Queensberry, K. T. to Provost, Magistrates and Councillors of the Burgh of Langholm, recorded G.R.S. (Dumfries) 14 Nov. 1922, of 2.838 acres of ground known as Kiln Green, Langholm, of which the subjects in this Title form part, contains the following burdens: Reserving always to me and my successors, proprietors of the Townhead Toll and garden of a right of free and unrestricted access across and over the subjects hereby disposed either for vehicles, bestial or foot passengers, but with right to the said disponees to substitute an entrance or access of a suitable nature near to the Tollbar house in room and in place of the access before reserved; Declaring always as it is hereby conditioned and declared that this present Disposition is granted always and is accepted by my said disponees under the express condition that the subjects hereby disposed are to be held and used under the Town Council of the Burgh of Langholm in all time coming for the purpose of a pleasure or recreation park and access thereto for the benefit of the inhabitants of the Burgh of Langholm in such manner and upon such terms and conditions as the Town Council of the said Burgh of Langholm may from time to time appoint, and my said disponees shall not be entitled to use the said subjects or allow them to be used for any purpose inconsistent with these presents, nor shall my said disponees be entitled to erect buildings on the said subjects without the written consent of me or my successors, or to sell, dispo, or otherwise alienate, or to grant leases other than for pasturage of the said subjects, or any part thereof, or to do any other act by which the inhabitants of Langholm might be deprived of the use or enjoyment of said subjects; And it is further conditioned and declared that my said disponees shall be bound and obliged to maintain the fences, so far as the same may be mutual along with adjoining proprietors for the time.

Entry Number	Burden Detail
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Disposition by Dumfries and Galloway Council to Buccleuch Estates Limited and their successors, disponees and assignees, registered 15 Sep. 2009, of the subjects in this Title, contains burdens &c in the following terms: Part 1 "the Disponer" means Dumfries and Galloway Council constituted in terms of the Local Government etc (Scotland) Act 1994 having their principal office at Council Offices, English Street, Dumfries DG1 2DD and their successors or assignees and disponees whomsoever; "the Disponee" means Buccleuch Estates Limited, a company incorporated under the Companies Acts and having their Registered Office at Head Office, Weatherhouse, Bowhill, Selkirk and their successors, disponees and assignees whomsoever; "the Disponed Property" means the subjects in this Title; "Retained Property" means that area or piece of ground extending to 2.838 acres known as Kiln Green, Langholm more particularly described in Disposition to Provost, Magistrates and Councillors of the Burgh of Langholm recorded G.R.S. (Dumfries) 14 Nov. 1922 under exception of the Disponed Property; Part 2 Real Burdens affecting the Disponed Property The following real burdens are imposed on the Disponed Property for the benefit of the Retained Property:- 1. The Disponed Property shall be conveyed subject to the terms and condition, liabilities, obligations, reservations and others contained in the Disponer's titles and will be conveyed subject to all existing rights of way and access, servitude rights, wayleaves and others whatsoever, in, over, through or affecting the subjects whether formally constituted or not. 2. Nothing shall be done in or on the Disponed Property by the Disponees which can reasonably be construed by the Disponer as occasioning a nuisance or disturbance to the Disponer as owners of the adjoining property. Part 3 Servitude affecting the Disponed Property The following servitude is imposed on the Disponed Property in favour of the Retained Property:- There shall be reserved from the Disponed Property in favour of the Retained Property all servitude rights to continue to use all existing water pipes and mains, drainpipes, sewers, gas pipes, electricity, lamp standards, cables and transformers, telephone cables and wires and all other services presently serving the Retained Property, together with rights of access thereto at all reasonable times for the purposes of laying, inspecting, repairing, improving, cleansing and emptying, maintaining, renewing or removing or altering the same, subject to the Disponer being bound, but only insofar as applicable to their own actings, to restore all damage caused by their operations to a standard reasonably equivalent to that in which it was prior to the exercising of the said rights and the Disponer shall provide the Disponee with seven days notice prior to undertaking any such works, except in the case of an emergency.

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