

## **GD 10 - - - - Minute of Lett of the Mills of Barlay**

to William end William Ewarts for 19 years after Whit of March 1794 (contract signed 22 Feb. 1794)

Article of agreement between William Ewart in Potterland and his son William Ewart on the one' part, and John Thomson Junior as taking Burthen on him for James Murray of Broughton and his Commissioners and the other part.

1. The said John Thomson lets to the William Ewarts Elder and Younger... the Barlay Mills and Kiln as lately erected in the Farm of Flilarg with the Multures thereof as presently possessed and occupied by Thomas and George Hutton with the small park No. 3 in Tormuick presently possessed by the said Thomas and George Hutton all lying in the parish of Girthon and Stewartry of Kirkcudbright and that for the space of Nineteen years from and after the term of Whitsunday next as to the mills and sum and after the term of Martinmas next as to the said parks...
2. The proprietor is hereby bound to build a dwelling house upon such part of the premises as he or his decs shall think proper thirty feet long by sixteen feet wide within and nine feet high in the side wall with a slate roof and one floor and two brick partitions and shall compleat the same in the course of the first year of the lease.
3. For the above mills with the park and others hereby let the said William and William Ewarts Hereby become bound to pay the sum of Forty pounds sterling in name of yearly rent by two equal portions at the usual terms of Martinmas and Whitsunday beginning the first terms payment at the term of Martinmas next one thousand seven hundred and ninety four years and thenceforth yearly during the currency of this lease with one fifth paid more in name of penalty and liquidate Expences in case of ffaille.
4. The said William and William Ewarts hereby also become bound to uphold maintain and keep constantly in good order and repair the whole houses and fences built or to be built on the premises with the whole machinery utensils troughs conducts dams sluice heads watergangs furnaces and pipes and all other particulars belonging to the said Mills Kiln and premises hereby let and leave them all in the same good condition and repair at the Spire of this lease.
5. The said William and William Ewarts hereby also become bound to work the thirle in an obliging end satisfactory manner and give a constant attention to all the operations necessary for that purpose and to prevent any who are stricted to the said mills from abstracting the multures and mill services due thereto...
6. The foresaid proprietor becomes hereby bound that in case one of the old stones belonging to the corn mill hereby let should fail during the currency of this lease, to furnish a new one at his own Expence, and also to permit the said tenants to get at his wood any logues that may be necessary for replacing the present ones of the said mills.
7. It is expressly agreed that the aforesaid William and William Ewarts may... have the twelve acres of land pointed out to them are reserved in the lett of Flilarg and that at any term of Whitsunday during the currency of this lease upon giving the said proprietor... six months previous notice of their wish to have it, in writing, and for which land after they enter to the possession thereof they are to pay yearly... such amount as shall be fixed thereon by two men mutually chosen by Mr Murray or his Commrs. and them on the one part and Robert Green who has taken the said farm of Flilarg on the other, and also to pay.... seven pounds annually for the Expence of fencing off the same during whatever period they may possess the said twelve acres.
8. (Ewarts bound not to assign in whole or part any of the premises let)
9. (to enter into a regular tack or stamped paper on the foregoing term - to implement the whole conditions under penalty of £41 sterling to be paid by party failing to party observing)

(signed present wrote by John Thomson)

In witness whereof they have signed thesis present wrote by the said John Thomson... at Gatehouse of Fleet the twenty second day of February one thousand seven hundred and ninety four years before these witnesses David Carson in Hinton and John Carnochan in Meikle Barlay.

David Carson witness.

John Carnochan witness.

John Thomson jnr.

William Ewart

William Ewart Junior