

**TRUST DEED. ROYAL CHARTER IN FAVOUR OF
THE DEAN, MEMBERS OF COUNCIL, AND CLERK
OF THE FACULTY OF PROCURATORS IN
GLASGOW. MEMOIR OF MR. GEORGE BAILLIE,
THE FOUNDER OF BAILLIE'S INSTITUTION.
REMINISCENCES IN CONNECTION WITH THE
LEGAL PROFESSION IN GLASGOW**

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Trust Deed. Royal Charter in Favour of the Dean, Members of Council, and Clerk of the Faculty of Procurators in Glasgow. Memoir of Mr. George Baillie, the Founder of Baillie's Institution. Reminiscences in Connection with the Legal Profession in Glasgow by Various

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TRUST DEED

BY

GEORGE BAILLIE, Esqr.

SENIOR MEMBER OF THE FACULTY OF PROCURATORS IN GLASGOW,

IN FAVOUR OF

The DEAN & COUNCIL of that FACULTY,

AND RELATIVE

DEED OF DIRECTIONS

FOR THE

ENDOWMENT AND MANAGEMENT

OF

Baillie's Institution,

WITH THE

MINUTE OF ACCEPTANCE THEREOF

BY THE

DEAN AND COUNCIL,

DATED 10TH AND RECORDED IN THE BOOKS OF COUNCIL AND
SESSION AT EDINBURGH 15TH DECEMBER 1868.

GLASGOW:

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1864.



51924.

TRUST DEED,

RECORDED IN THE BOOKS OF COUNCIL AND SESSION AT EDINBURGH
15TH DECEMBER, 1863.

Be it known by these presents that I, GEORGE BAILLIE, residing at thirty-seven Dalhousie Street in Glasgow, late Sheriff Substitute and Commissary Depute of the Western District of Perthshire, and now the oldest member of the Faculty of Procurators in Glasgow, BEING RESOLVED to execute this present Deed to take immediate effect, so that, *Deo favente*, I may, during my own lifetime, see the first steps taken towards the foundation of an Institution intended by me for the benefit of my townsmen, among whom my humble fortune was made, and should be expended, especially as I have no near kindred to provide for, AND CONSIDERING the admirable example set in former times by two members of my own profession in Glasgow, George and Thomas Hutchesone, whose pecuniary bequests, though amounting only to Three Thousand Four Hundred and Twenty-eight Pounds Sterling, according to the usually estimated value of Scots money, have, by being judiciously invested in land near Glasgow, and the progress of the City in commerce and manufactures, with the aid of a few bequests by other persons, become adequate to the support of one of the largest and most useful Institutions for benevolent objects in this City; CONSIDERING too that the present age seems to be distinguished from former ages in three important particulars—its enquiring spirit, its

utilitarian character, and its reforming tendency; ALSO SEEING how necessary security of life and property is to the happiness and advancement of mankind, and that the great risk of any violent disturbance thereof, arises from mistaken and short-sighted views of the interests of society, and of individuals; whence it becomes the duty of every man, according to his convictions, and the means which Providence has bestowed on him, to contribute to the moral and intellectual culture of those who have to struggle with poverty and prejudice in their early years; AND CONSIDERING that the best mode of adapting public and private educational institutions to the wants of the operative classes in this country, is still a subject of doubt which will probably be better understood hereafter, and that it may be expedient, therefore, to defer for the present the adoption of any precise Constitution and Rules whereby such an Institution as I contemplate is to be governed, merely indicating the leading features by which I wish it to be characterized, and which I mean to be indelibly impressed upon it; LASTLY, CONSIDERING that by such postponement of the actual commencement of the Institution, the funds which I have destined thereto will, by accumulation of the annual interest or proceeds, aided by due circumspection and economy in the management thereof, become more adequate for its attainment; THEREFORE, and for the favour I feel for the honest, sober, and industrious operative classes in Glasgow, I HAVE GIVEN, GRANTED, ASSIGNED, and CONVEYED, and do hereby absolutely and irrevocably GIVE, GRANT, ASSIGN, and CONVEY from me, my heirs, executors, and successors whomsoever, to and in favour of ANDREW BANNATYNE, writer in

Glasgow, as Dean, and THOMAS GRIEVE WRIGHT, JOHN NAISMITH, ALEXANDER BENNET M'GRIGOR, WILLIAM BURNS, and JAMES ROBERTON, all writers in Glasgow, as Members of Council, and to ROBERT JAMESON, as Clerk of the said Faculty of Procurators in Glasgow, and to their quorum and successors in office *in perpetuum*, as Trustees for the purposes aftermentioned, ALL and WHOLE the sum of EIGHTEEN THOUSAND POUNDS Sterling, contained in and due to me by the following documents, namely—A Bond, dated the seventh day of July, Eighteen hundred and Fifty-seven years, by the Trustees of the River Clyde and Harbour of Glasgow, in my favour, for SIX THOUSAND POUNDS Sterling, with interest and penalty in case of failure in punctual payment as therein expressed; Also, a Promissory Note, dated the fourth day of July, Eighteen hundred and Sixty-one years, by John Strang, as Chamberlain of the Corporation of the City of Glasgow, for TEN THOUSAND POUNDS Sterling, payable to me, or my order, one day after the date thereof; Also, another Promissory Note, by the said John Strang, as Chamberlain foresaid, dated the fourth day of December, Eighteen hundred and Sixty-two years, for ONE THOUSAND POUNDS Sterling, payable to me, or my order, one day after the date thereof; And, Lastly, another Promissory Note, by the said John Strang, as Chamberlain foresaid, dated the fourth day of June, Eighteen hundred and Sixty-three years, for ONE THOUSAND POUNDS Sterling, payable to me, or my order, one day after the date thereof; With the said writs and all other writs, titles, and securities of the said several sums, and whole interest due, and to become due thereon, from and after the term of Martinmas last, Eighteen hundred

and Sixty-three, SUBROGATING and hereby SUBSTITUTING my said Assignees in my full right, title, and place of the premises; with power to them to recover, receive, and discharge the said sums, principal, and interest as fully and effectually as I could do myself heretofore; And I BIND and OBLIGE me and my foresaids to warrant and defend this Assignment, and all that has followed or can competently follow thereon, against all acts and deeds done or that may be done by me or my foresaids contrary thereto; BUT these presents are granted to and are to be accepted by my said assignees IN TRUST ONLY, and under the conditions, declarations, and provisions, with the powers and privileges, and for the ends, uses, and purposes, aftermentioned, viz. *First*, For the purpose of paying the expenses of the Trust hereby constituted out of the annual interest or proceeds of the said funds: *Second*, For the purpose of accumulating the nett income of the said Trust Funds, with the interest and proceeds thereof, and any addition thereto which I may make by any *de presenti* donations during my lifetime, or by any testamentary writing which I may execute to take effect at my death, with the interest and proceeds of such donations and bequests, and that during the period of twenty-one years complete from and after the said term of Martinmas last, Eighteen hundred and Sixty-three years, and adding the said interest and proceeds half-yearly, as they are received, to the principal sums themselves, so as compound interest may be thereby accumulated on the Trust Funds: *Third*, For the purpose of applying the whole of the said accumulated Trust Funds at the end of the said twenty-one years to the erection and endowment of an Educational Institution

in Glasgow, to be called "BAILLIE'S INSTITUTION," which shall have for its object—1st, To aid the self-culture of the operative classes, from youth to manhood and old age, by furnishing them with warm, well lighted, and every-way comfortable accommodation, at all seasons, for reading useful and interesting books, in apartments of proper size attached to one or more Free Public Libraries provided for them; and 2d, to afford to the children, male and female, of the operative classes, the means of unsectarian, moral, and intellectual instruction, and industrial training in one or more Schools and School grounds, either gratuitously, or for such small consideration in the form of School fees as my said Trustees may think advisable: *Fourth*, In order to facilitate both or either of the said objects, I DIRECT my Trustees to purchase or build suitable premises in one or more convenient and suitable localities in Glasgow, and to remove from and change the same as may in consequence of any alterations in the circumstances of the inhabitants of such locality or localities, or otherwise, appear advisable, And in the event of any opportunity presenting itself, such as might arise by the City of Glasgow adopting "The Public Libraries Act, 1850" (now extended to Scotland), or by any similar Act or Acts, or by the mortification of other private funds to the purposes I have now in view, or either of them, so that the efficiency of the machinery herein provided may be increased, I AUTHORIZE and EMPOWER my Trustees to avail themselves thereof, according to the best of their discretion, after the expiry of the said twenty-one years, but only in such form as shall still preserve the separate identity and name of "BAILLIE'S INSTITUTION," hereby founded: *Fifth*,