#### **Appendix 20**

### **Secretary of State's direction decision**

# STATEMENT OF CASE OF THE COUNCIL OF THE CITY OF YORK PUBLIC BRIDLEWAY SKELTON 12 MODIFICATION ORDER 2021

#### **Direction Decision**

#### by Barney Grimshaw BA DPA MRTPI (Rtd)

an Inspector on direction of the Secretary of State for Environment, Food and Rural Affairs

Decision date: 14 October 2019

Ref: FPS/C2741/14D/4

Representation by Derek Jackson

**City of York Council** 

### Application to add a Bridleway from Hurns Bridge to Moorlands Wood (Parish of Skelton) (OMA ref. 201805)

- The representation is made under Paragraph 3(2) of Schedule 14 of the Wildlife and Countryside Act 1981 (the 1981 Act) seeking a direction to be given to City of York Council to determine an application for an Order, under Section 53(5) of that Act.
- The representation is made by Mr Derek Jackson, dated 14 July 2019.
- The certificate under Paragraph 2(3) of Schedule 14 is dated 19 June 2018.
- The Council was consulted about the representation and the Council's response was made on 24 July 2019.

#### **Decision**

1. The Council is directed to determine the above-mentioned application not later than 6 months from the date of this Direction.

#### Reasons

- 2. Authorities are required to investigate applications as soon as reasonably practicable and, after consulting the relevant district and parish councils, decide whether to make an order on the basis of the evidence discovered. Applicants have the right to ask the Secretary of State to direct a surveying authority to reach a decision on an application if no decision has been reached within twelve months of the authority's receipt of certification that the applicant has served notice of the application on affected landowners and occupiers. The Secretary of State in considering whether, in response to such a request, to direct an authority to determine an application for an order within a specified period, will take into account any statement made by the authority setting out its priorities for bringing and keeping the definitive map up to date, the reasonableness of such priorities, any actions already taken by the authority or expressed intentions of further action on the application in question, the circumstances of the case and any views expressed by the applicant¹.
- 3. In this case, the council has recently reviewed its procedures for dealing with these applications and states that it is now in a position to determine outstanding applications much more quickly. It is anticipated that this application will be determined no later than 28 February 2020.
- 4. An applicant's right to seek a direction from the Secretary of State gives rise to the expectation of a determination of that application within 12 months under

<sup>&</sup>lt;sup>1</sup> Rights of Way Circular 1/09 Version 2, October 2009. Department for Environment, Food and Rural Affairs.

- normal circumstances. In this case, more than 12 months have passed since the application was submitted and no exceptional circumstances have been indicated. However, the council has now indicated that it expects to determine your application by the end of February 2020.
- 5. Nevertheless, in view of the time that has already elapsed since the application was made, I have decided that there is a case for setting a date by which time it should be determined. It is appreciated that the Council will require some time to carry out its investigation and make a decision on the application. A further period of 6 months should therefore be allowed.

#### **Direction**

On behalf of the Secretary of State for Environment, Food and Rural Affairs and pursuant to Paragraph 3(2) of Schedule 14 of the Wildlife and Countryside Act 1981, **I HEREBY DIRECT** the City of York Council to determine the abovementioned application not later than 6 months from the date of this Direction.

Barney Grimshaw
INSPECTOR

### **Appendix 21**

**DMMO Application** 

# STATEMENT OF CASE OF THE COUNCIL OF THE CITY OF YORK PUBLIC BRIDLEWAY SKELTON 12 MODIFICATION ORDER 2021



#### **APPLICATION**

#### **WILDLIFE AND COUNTRYSIDE ACT 1981**

The Wildlife and Countryside (Definitive Maps & Statements) Regulations 1993 (Schedule 7)

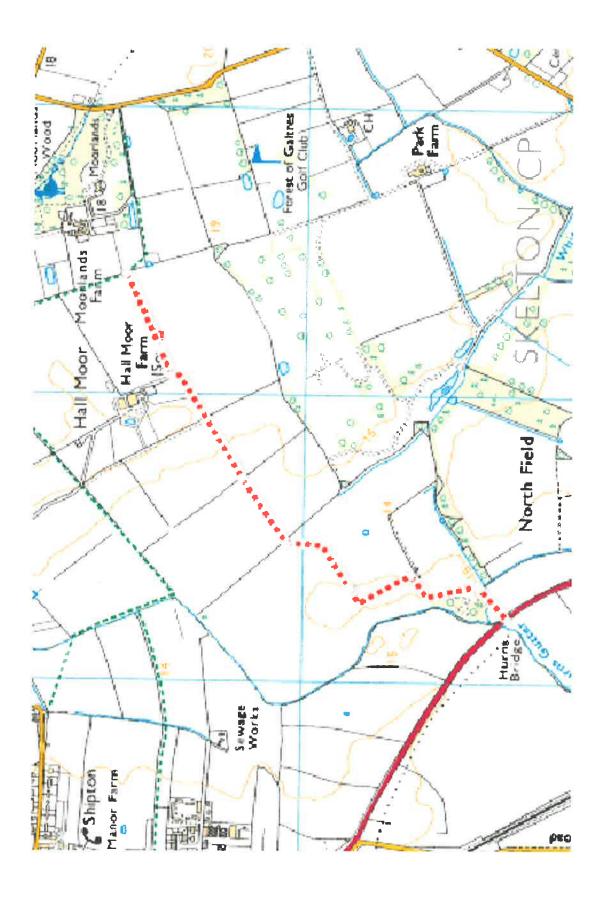
#### **APPLICATION FOR A DEFINITIVE MAP MODIFICATION ORDER**

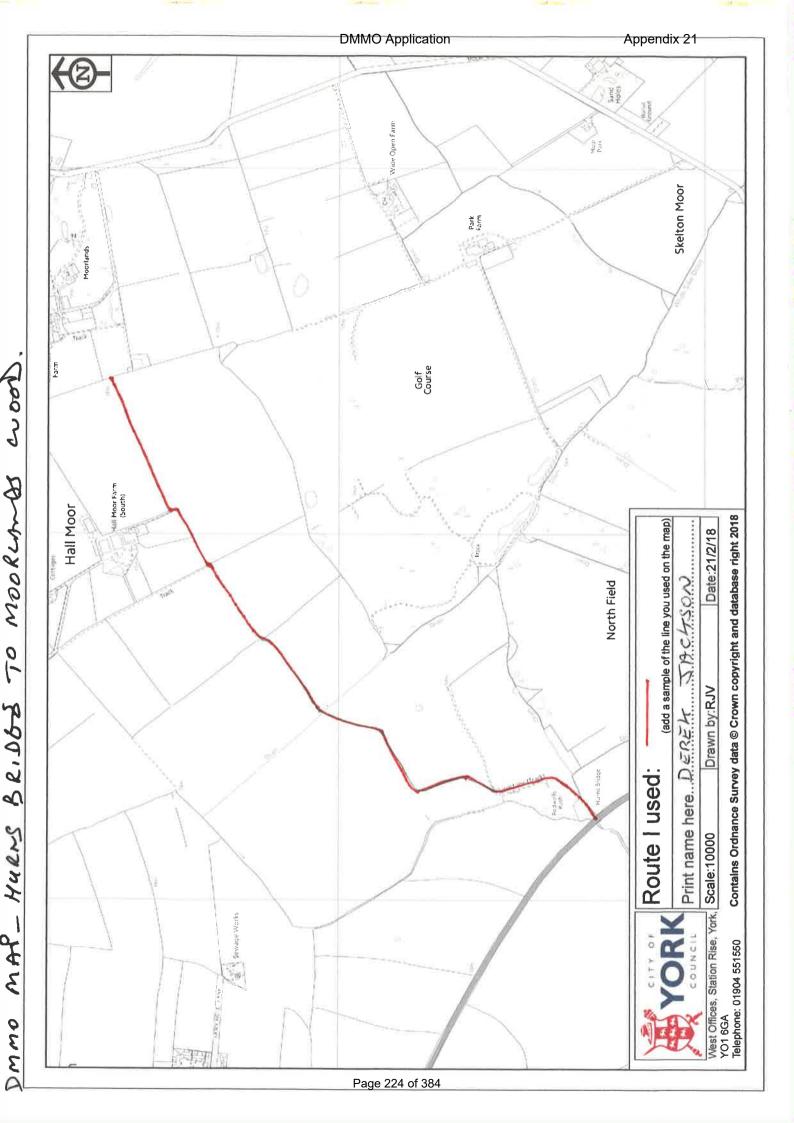
To: C	ity of York Council Of: West Offices, Station Rise, YORK, YO1 6GA.
l/We*	(name of applicant) Derek Jackson
Of (ad	ddress of applicant) 4 Moorlands Road, Skelton, York, YO301XZ
	y apply for an Order under Section 53(2) of the Wildlife and Countryside Act 1981 ying the definitive map and statement by
1.	<b>Deleting</b> the *(footpath) (bridleway) (restricted byway) (byway open to all traffic) * delete as appropriate
	shown on the Definitive Map as path number:
	from:
	to: As shown on the map accompanying this application
2.	Adding the *(footpath) (bridleway) (restricted byway) (byway open to all traffic) * delete as appropriate
	from: Hurns Bridge
	to: Moorlands Wood As shown on the map accompanying this application
3.	*(Upgrading) (Downgrading) to a *(footpath) (bridleway) (restricted byway) (byway open to all traffic) the *(footpath) (bridleway) (restricted byway) (byway open to all traffic)*delete as appropriate.
	shown on the Definitive Map as path number:
	from:
	to: As shown on the map accompanying this application

4.	*(Varying) (Adding to) the particulars relating to the *(footpath) (bridleway) (restricted byway) (byway open to all traffic) *delete as appropriate.
	shown on the Definitive Map as path number:
	from:
	to:
	by providing that:
	I/We* attach copies of the following documentary evidence (including statements of witnesses) in support of this application:
	List of Documents Provided
Document Doc	t SK1 . Skelton Enclosure Act 1806 t SK2 . Skelton Enclosure Map 1807 t SK3 . Skelton Enclosure Award 1807 t SK 4 . OS 25 inch Yorkshire 157 (1854), t SK 4b 6inch CLVII.NW (1895) t SK 4f 6inch CLVII.NW (1912) Text t SK4c OS 25 inchYorkshire CLVII.9 (1893) t SK 4d OS 25 inchYorkshire CLVII.5 (1909) t SK5 . Order for the Diversion or Stopping up of Highways Ref QSB(H) NYRO t SK23 . 1630 Forest of Galtres map NYRO t SK7 . Andrews Special appeals judgement 2015 t SK21 . Hallmoor Farm path diversion 1977 t SK22 . 1910 tax assessment Hall Moor Farm plot 47 t SK11 . Notice of Commissioners Enclosure meeting 1806 t SK24 . Hurns Lane City of York reference number t SK25 1630 points on map t SK26 1630 points on current OS cmap
Signed	Dated 23/1/2018
THIS A	APPLICATION AFFECTS LAND LOCATED IN THE PARISH OR WARD OF:
	Skelton
(please	e insert the name of the parish or ward)
When	completed please return this form, an application map indicating the location of the

When completed please return this form, an application map indicating the location of the application route, and copies of your supporting evidence to:

The Public Rights of Way Officer, Rights of Way, City of York Council, West Offices, Station Rise, YORK, YO1 6GA.







#### **CERTIFICATE**

#### **WILDLIFE AND COUNTRYSIDE ACT 1981**

The Wildlife and Countryside (Definitive Maps & Statements) Regulations 1993 (Schedule 9)

### CERTIFICATE OF SERVICE OF NOTICE OF APPLICATION FOR A DEFINITIVE MAP MODIFICATION ORDER

DELINATIVE MAL MODII IOATION ONDER
To: City of York Council Of: West Offices, Station Rise, YORK, YO1 6GA.
VWe* (name of applicant)  Derek Jackson
Of (address of applicant) 4 Moorlands Road, Skelton, York YO30 1XZ
hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife and Countryside Act 1981 have been complied with. (Paragraph 2 is printed on the reverse of this form.)
Signed D6 Dated 17/5/2018.
Please list all the owners, tenants and occupiers notified.
1. Jennifer Ann Bartram Crombie Wilkinson, Forsyth House, Market Place Malton YO10 7LR
2. Evan Richard Charles Lewis The Monks Barn, Watton, Driffield, East Riding YO25 9AH
3. Reginald Edward Foster Stephenson York Livestock Centre, Murton, York YO19 5GF
4. Yorkshire Housing Ltd Dysons Chambers, 12-14 Briggate, Leeds LS1 6ER



Mr Derek Jackson 4 Moorlands Road Skelton York YO30 1XZ By email only

Dear Mr. Jackson

#### Economy and Place Directorate

West Offices
Station Rise
York YOI 6GA

Our Ref:

Date: 31 July 2018

### Application to record a public right of way between Hurns Bridge and Moorlands Wood.

Thank you for the certificate relating to the above application. I can now confirm that your application has been duly made (as defined by the Wildlife and Countryside Act 1981). Under the terms of the same Act we, as highway authority, are required to "determine" your application within twelve months of receipt. "Determine" in this case does not mean finished, rather it is that the council must decide whether it is going to make an order or reject the application.

Having reviewed all the evidence you have supplied I am confident that an order is going to be made. However, because of the way the Council's constitution works I am required to place your applications before a member of the council's executive for the formal decision. We don't usually do this until we actually start processing the application. So at the moment the determination is to "make an order (subject to executive member approval)".

Your application is now in the backlog of applications waiting to be dealt and I will be in touch again when they are started. You can view the current register of applications on our website at

https://www.york.gov.uk/info/20120/public\_rights\_of\_way/1218/rights\_of\_way\_registers

Hopefully that is clear but if not please let me know.

Yours sincerely,

Russell Varley

**Definitive Map Officer** 

#### **Application supporting documents**

Appendix 22: Skelton Enclosure Act 1806

Appendix 23: Skelton Enclosure Map and Award 1807

Appendix 24: OS maps submitted by applicant

Appendix 25: 1977 Diversion order

Appendix 26: Andrews Appeals judgement 2015

Appendix 27: 1910 Finance Act Assessment submitted with application

Appendix 28: Notice of Commissioners Enclosure meeting 1806

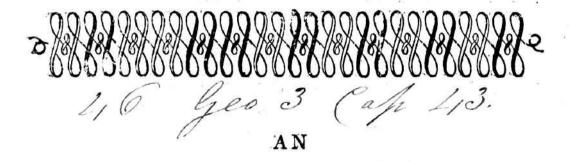
Appendix 29: Hurns Lane OMA reference number

Appendix 30: Forest of Galtres 1630 map evidence

### **Appendix 22**

#### **Skelton Enclosure Act 1806**

# STATEMENT OF CASE OF THE COUNCIL OF THE CITY OF YORK PUBLIC BRIDLEWAY SKELTON 12 MODIFICATION ORDER 2021



A C T

FOR

Inclosing Lands in the Township of Skelton, in the Parishes of Skelton and Overton, in the North Riding of the County of York.

bereas there are within the Township of Skelton, Pressble. in the Parishes of Skelton and Overton, in the North Riding of the County of York, several Open Fields, Common and Waste Grounds:

And whereas Joshua Hepworth, Esquire, is Lord of the Manor of Skelton aforesaid, and is also seised of the Perpetual Advowson, Right of Patronage and Presentation of, in, and to the Rectory and Parish Church of Skelton aforesaid; and Thomas Place, Clerk, is the present Rector of the Rectory and Parish Church of Skelton aforesaid, and as such is entitled to certain Glebe Lands, and to all Manner of Tythes both Great and Small, growing, renewing, or arising within the Parish of Skelton aforesaid:

And whereas the faid Joshua Hepworth, Mary Place, and others, are feifed of and entitled to certain Great Tythes arising, growing, and renewing, within the Township of Skelton, in the Parish of Overton aforesaid:

And whereas John Francis Allen, Clerk, as Vicar of Overton aforefaid, is entitled to certain Small Tythes arising and renewing within the faid Township of Skelton, in the Parish of Overton aforesaid:

67.

And

And

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And whereas the faid Joshua Hepworth, Mary Place, John Kilby, John Hutchinson, and feveral other Persons, are the Owners and Proprietors of the said Open Fields, Common and Waste Grounds:

And whereas an Act was passed in the Forty-first Year of the Reign of His present Majesty King George the Third, intituled, "An Act for consolidating in One Act certain Provisions usually in serted in Acts of Inclosure, and for facilitating the Mode of proving the several Facts usually required on the passing of such "Acts:"

And whereas the Lands of the feveral Proprietors in the faid Open Fields lie intermixed and dispersed in small Parcels, and are in general so situate as to render the Cultivation thereof inconvenient and expensive, and the same in their present State, as well as the said Common and Waste Grounds, are capable of little Improvement, and it would tend greatly to the Advantage of the several Proprietors thereof, and all Persons interested therein, if the said Open Fields, Common and Waste Grounds were divided and inclosed, and specific Parts thereof allotted to the several Persons interested therein, in proportion to their respective Rights and Interests, and a Satisfaction made for the Tythes arising within the Township of Skelton aforesaid; But such beneficial Purposes cannot be effected without the Aid and Authority of Parliament;

#### May it therefore please Your MAJESTY,

That it may be Enacted; and he it Enacted by the KING'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 William Dawson, of Tadcaster, in the County of York, Gentleman, and his Successors to be appointed in Manner hereinaster mentioned, shall be and he is hereby appointed the Commissioner for dividing allotting, and inclosing the said Open Fields, Common and Waste Grounds, within the Township of Skelton aforesaid, and for carrying the several other Purposes of this Act into execution, subject to the Regulations in the said recited Act, except in such Cases where the same are hereby varied or altered.

Appointment of new Commissioners. And be it further Enacted, That if the faid William Dawson shall before the execution of all the Powers and Authorities hereby vested in him, die, refuse, or become incapacitated to act, then and in every such Case Thomas Scott, of Oulston, Gentleman, shall be and he is hereby appointed the Commissioner for dividing, allotting

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Commission-

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lotting, and inclosing the faid Open Fields, Common and Waste Grounds within the Township of Skelton aforefaid, and for carrying the feveral other Purposes of this Act into execution, subject to the Regulations in the faid recited Act, except in fuch Cases where the same are hereby varied or altered; and that if the faid Thomas Scott shall before the execution of all the Powers and Authorities hereby vefted in him. die, refuse, or become incapacitated to act, then and in every such Case John Tuke, of the City of York, Gentleman, shall be and he is hereby appointed the Commissioner for dividing, allotting, and inclosing the faid Open Fields, Common and Waste Grounds, within the Township of Skelton aforesaid, and for carrying the several other Purposes of this Act into execution, subject to the Regulations in the faid recited Act, except in fuch Cases where the same are hereby varied or altered.

And be it further Enacted, That if the faid William Dawfon, Thomas Scott, and John Tuke, named in rotation to act as Commiffioners as aforefaid, shall all happen to die, or become incapable er. of acting, or refuse to act as Commissioners in carrying this Act into execution in rotation as before mentioned, or shall for the space of One Calendar Month wilfully neglect to act as fuch Commissioner, after being requested by a majority in Value of the Owners of Estates in the said Township of Skelton, before this Act is completely executed, then and in fuch Case it shall and may be lawful for the major Part in Value, fuch Value to be afcertained by the Land Tax Affestment of the Proprietors or Persons interested in the Lands and Grounds hereby directed to be divided, allotted, and inclosed, or their known Agents or Attornies, who shall be present at a public Meeting to be held for that Purpose, in pursuance of a Notice in writing, figned by Two or more of the Proprietors, and to be affixed on the principal outer Door of the Parish Churches of Skelton and Overton, at least Ten Days before fuch Meeting, to appoint a new Commissioner in the room of the faid William Dawson, Thomas Scott, and John Tuke, or fuch of them as shall last die, refuse, neglect, or become incapable to act as aforefaid, and fo from time to time as often as Occasion may require; and every Commissioner to be To'appointed shall have the same Power and Authority as the Commissioner in whose place he shall be appointed was vested with and fubject to by virtue of this Act.

For appointing a new

And be it further Engoted, That the faid Commissioner for the Alowance to Time being, shall be paid a reasonable Sum for every Day he shall be employed in, or travel, or be from Home, for the Purpose of executing the Powers and Authorities by this or the faid recited Act, in him reposed, and for his Journies, Attendance, and Expences 67. occasioned

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occasioned by the said Division, Allotment, and Inclosure, and the putting this Act in execution; and that such Commissioner shall appoint such Surveyor as he shall think proper, and that the Surveyor so to be appointed by the said Commissioner first accepting the said Appointment, shall be paid such a Sum or Sums of Money as the said Commissioner for the Time being shall think proper for his Trouble in surveying, planning, and subdividing the said Open Fields, Common and Waste Grounds, hereby intended to be inclosed, and of surveying and planning the said inclosed Lands.

Notice of Meetings.

And be it further Enacted, That the faid Commissioner for the Time being shall and he is hereby required to give Notice, to be published in the Parish Churches of Skelton and Overton on a Sunday immediately after Divine Service, and affixed on the principal outer Door of the Parish Churches respectively, and also to be published once at least in The York Courant or some other Newspaper published at York, of the Time and Place of his First Meeting for executing the Powers hereby and by the faid recited Act vefted in him, at least Fourteen Days before the said Meeting, so as such Place of Meeting do not exceed the Distance of Eight Miles from the Town of Skelton aforefaid; and the fame Commissioner shall and may adjourn the Meeting from time to time as he shall fee Occasion, for the due execution of this or the said recited Act; and the faid Commissioner, Surveyor, and all the faid Proprietors, their Agents and Solicitors, shall at all Meetings for executing this or the recited Act, pay their own Expences.

Other Notices how to be given. And be it further Enacted, That all other Notices necessary or requisite to be made and given by the said Commissioner for the Time being shall be made and given by Advertisement in the said Newspaper called *The York Courant*; or in case the same shall not then be published, then in some other Newspaper published and circulated in the City of York.

Commissioner to settle Disputes.

And be it further Enacted, That in case any Dispute or Disserence shall arise between any of the Parties interested or claiming to be interested in the said intended Division and Inclosure, touching or concerning the respective Shares, Rights, or Interests which they or any of them shall have or claim to have, in or to the said Open Fields, Common and Waste Grounds hereby directed to be divided and inclosed, or touching or concerning the respective Shares or Allotments which they or any of them ought to have of or in the same, it shall be lawful for the same Commissioner and he is hereby authorized and required to examine into, hear, and determine the same: Provided always, that nothing herein contained shall authorize

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the faid Commissioner to determine the Title to any Messuage, Cottage, Frontsteads, Lands, or Hereditaments whatfoever.

And be it further Enacted, That in case the said Commissionshall, upon the Hearing and Determination of any Claim or Claims, ermay award Objection or Objections to be delicated in the delication of Objection or Objections, to be delivered to him in purfuance of this Act or the faid recited Act, fee Caufe to award any Costs, it shall be lawful for him and he is hereby empowered, upon Application made to him for that Purpose, to settle, asses, and award such Costs and Charges as he shall think reasonable, to be paid to the Party or Parties in whose Favour any Determination shall be made, by the Person or Persons whose Claim or Claims, Objection or Objections fhall be thereby difallowed or over-ruled; and in cafe the Person or Perfons who shall be liable to pay such Costs and Charges shall neglect or refuse to pay the same on Demand, then and in such Case it fhall be lawful for the faid Commissioner and he is hereby authorized and required, by Warrant under his Hand directed to any Person whomfoever, to cause the same to be levied by Distress and Sale of the Goods and Chattels of the Person or Persons so neglecting or refusing to pay the same, rendering the Overplus (if any) on Demand to the Person or Persons whose Goods and Chattels shall have been fo distrained, after deducting the Expences attending such Diffres and Sale.

Provided always, and be it further Enacted, That in case any Allowing Person or Persons interested or claiming to be interested in the faid Parties to intended Division and Inclosure shall be distatisfied with any Deter- try their Right by Acmination of the faid Commissioner, touching or concerning any tion at Law. Claim or Claims of any Right of Common or Interest in, over, or upon the Common and Waste Grounds hereby directed to be divided and inclosed, or any Part thereof, it shall be lawful for the Person or Persons so distatisfied with the Determination of the said Commisfioner to proceed to a Trial at Law of the Matter fo determined by the faid Commissioner, at the then next or at the following Affizes to be holden for the faid County of York; and for that Purpose the Person or Persons so diffatisfied as aforesaid shall cause an Action to be brought upon a feigned Iffue against the Person or Persons in whose Favour such Determination shall have been made, within Three Calendar Months next after the Determination shall have been made by the faid Commissioner; and the Defendant or Defendants in fuch Action or Actions shall and he, she, or they is and are hereby required to name an Attorney or Attornies, who shall appear thereto, and accept One or more Issue or Issues, whereby such Claim or Claims and the Right or Rights thereby infifted on may be tried and determined, such Islue or Islues to be settled by the 67.

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proper Officer of the Court in which the faid Action or Actions shall be commenced, in case the Parties shall differ about the fame; and the Verdict or Verdicts which shall be given in such Actions shall be final, binding, and conclusive upon all and every Person and Persons whomsoever, unless the Court wherein such Action or Actions shall be brought shall set aside such Verdict or Verdicts and order a new Trial to be had thereon, which it shall be lawful for the Court to do as is usual in other Cases; and after such Verdict or Verdicts shall be obtained and not fet aside by the Court, then the faid Commissioner shall and he is hereby required to act in conformity thereto, and to allow or difallow the Claim or Claims thereby determined according to the Event of fuch Trial or Trials: Provided always, that the Determination of the faid Commissioner touching fuch Claim or Claims of any Right of Common in, over, or upon the Common and Waste Grounds hereby directed to be divided and inclosed, or any Part thereof which shall not be objected to, or being objected to, the Party or Parties objecting not caufing fuch Action at Law to be brought and proceeded in as aforefaid, shall be final and conclusive upon all the faid Parties.

If any of the Parties die Proceedings not to abate. And be it further Enacted, That if any of the Parties in any Action to be brought in pursuance of this Act shall die pending the same, such Action shall not abate by reason thereof, but shall be proceeded therein as if no such Event had happened.

Allotment for Lime, Stone, and Gravel. And be it further Enacted, That the faid Commissioner for the Time being shall and he is hereby required to set out, allot, and appoint such Part or Parts of the said Open Fields, Common and Waste Grounds hereby directed to be divided and inclosed, not exceeding in the whole Four Acres, as he shall think necessary, as and for public Watering Places, Stone Quarries, Gravel and Sand Pits, for the Repairs of the Highways and Roads within the said Township; and the same Part or Parts when set out shall for ever thereafter be used by the Surveyors of the Highways within the same Township for the Time being, in such Manner and under such Rules and Regulations as the said Commissioner shall by his said Award direct or appoint.

Allotment to

And be it further Enacted, That the faid Commissioner for the Time being shall and he is hereby authorized and required in the next place to set out, allot, and award unto and for the said Thomas Place, and his Successors Rectors of Skelton aforesaid, such Part or Parts of the said Open Fields, or some of them, as shall in the Judgment of the said Commissioner be equal in Value to Two-sisteenths of such Parts of the said Open Fields as are within the

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faid Parish of Skelton, such Allotment to be made to the faid Rector in One or more of the faid Open Fields; and the faid Commissioner shall further allot and award unto the faid Rector and his Succeffors fo much of the faid Common and Waste Grounds as shall in the Judgment of the faid Commissioner be equal in Value to Twofifteenths of fuch Parts of the ancient inclosed Grounds as are within the faid Parish of Skelton, and One-ninth of such Parts of the faid Common and Waste Grounds as are within the faid Parish of Skelton; provided, that in case any of the Owners of ancient inclosed Land shall not be entitled to fuch a Quantity of Common or Waste Ground as shall be sufficient to make Satisfaction to the faid Rector as aforefaid, then the Commissioner shall fet out and award fo much of fuch Perfons Share of the faid Open Fields, or fome or one of them, as shall in the Judgment of the faid Commissioner be fufficient to make up the faid Deficiency of Common and Waste Ground: Provided always, that in case any of the Owners of ancient inclosed Land shall not be entitled to such a Quantity of Common or Waste, nor entitled to such a Quantity of Land in the said Open Fields as shall be a sufficient Compensation to the said Rector as aforefaid, then the faid Commissioner shall fet out and award fo much of the old inclosed Lands belonging to such Proprietors as fhall in the Judgment of the faid Commissioner be sufficient to make up the faid Deficiency of Common and Waste and of Land in the faid Open Fields, which faid Allotments of One-ninth and Twofifteenths respectively shall be and are hereby declared to be a full Compensation and Satisfaction for all and all manner of Tythes, both Great and Small, and all other Ecclefiaftical Dues and Payments whatfoever (except Easter Offerings and Surplice Fees) arising, growing, renewing, increasing, happening, or payable within the Parish of Skelton aforesaid.

And be it further Enacted, That the faid Commissioner for the Allotmentsto Time being shall and he is hereby authorized and required to fet out, allot, and award unto the faid Joshua Hepworth, Mary Place, and the other Owners and Proprietors of Great Tythes arising,. growing, renewing, increasing, or payable of, from, and out of the Lands, Grounds, and Hereditaments within the Township of Skelton, in the Parish of Overton aforesaid, and to the said John Francis Allen and his Successors, Vicars of Overton aforefaid, such Part or Parts of the faid Open Fields lying and being within the Parish of Overton and Township of Skelton aforesaid, as shall in the Judgment of the faid Commissioner be equal in Value to Two-fisteenth Parts of fuch Parts of the faid Open Fields as are within the faid Parish of Overton, such Allotment to be made to the said Lay Proprietors of Tythes and the faid Vicar respectively, in one or more of 67.

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the faid Open Fields; and the faid Commissioner shall further allot and award unto the faid Lay Proprietors of Tythes and the faid Vicar, fo much of the faid Common and Waste as shall in the Judgment of the faid Commissioner be equal in Value to Two-fifteenth Parts of fuch Parts of the faid ancient inclosed Land as are within the faid Parish of Overton, and One-ninth Part of fuch Parts of the faid Common and Waste as are within the said Parish of Overton; provided, that in case any of the Owners of ancient inclosed Lands shall not be entitled to fuch a Quantity of Common and Waste as shall be sufficient to make Satisfaction to the faid Proprietors of Tythes, and the faid Vicar respectively, then the said Commissioner shall set out and award so much of the faid Open Fields as shall in the Judgment of the faid Commissioner be sufficient to make up the said Deficiency of Common and Waste: Provided always, that in case any of the Owners of ancient inclosed Land shall not be entitled to such a Quantity of Common and Waste, nor entitled to such a Quantity of Land in the faid Open Fields as shall be a sufficient Compensation to the faid Lay Proprietors of Tythes and the faid Vicar respectively, then the faid Commissioner shall set out and award so much of the old inclosed Land belonging to the faid Owner, as shall in the Judgment of the faid Commissioner be sufficient to make up the faid Deficiency of Common and Waste, and of Land in the faid Open Fields, which Allotment of One-ninth and Two-fifteenth Parts shall be and is hereby declared to be a full Compensation and Satisfaction for all and all manner of Tythes, both Great and Small, and all other Ecclefiaftical Dues and Payments whatfoever (except Easter Dues and Surplice Fees) arising, growing, renewing, increasing, or payable within, of, from, and out of the Lands, Grounds, and Hereditaments within the Township of Skelton, and in the Parish of Overton aforesaid, which faid last-mentioned Allotments of One-ninth and Two-fifteenth Parts the faid Commissioner shall and he is hereby authorized and required to divide, fet out, and apportion between and amongst the faid Joshua Hepworth, Mary Place, and the other Owners and Proprietors of Great Tythes aforefaid, and their Heirs, and the faid John Francis Allen and his Successors, in manner hereinafter mentioned, that is to fay, unto the faid John Francis Allen and his Succeffors, One-feventh Part of the faid last-mentioned Allotments of One-ninth and Two-fifteenth Parts, as and for a full Compensation and Satisfaction of and for all Small Tythes, Vicarial Dues and Payments whatfoever, except as aforefaid, belonging to the faid John Francis Allen, as Vicar as aforefaid, arifing, growing, renewing, increasing, and payable within, or from, or out of the faid Lands, Grounds, and Hereditaments respectively; and unto the faid Joshua Hepworth, Mary Place, and the other Owners and Proprietors of Great Tythes respectively, all the Residue of the said last mentioned

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mentioned Allotments of One-ninth and Two-fifteenth Parts, according to their respective Rights and Interests therein.

And be it further Enacted, That until the faid Division and Al- Tythes page lotment shall be made and the several Allotments shall be staked ableuntil Alout in pursuance of this or the said recited Act, the said Rector and made. Vicar and their Successors, and the faid Joshua Hepworth, Mary Place, and the other Owners and Proprietors of Great Tythes, shall respectively be entitled to and shall receive and enjoy such and the fame Tythes as they feverally could, might, or ought to have received in case this Act had not been passed.

And be it further Enacted, That the faid Commissioner for the For allotting Time being shall and he is hereby required in the next place to fet out, allot, and award all the Refidue of the faid Open Fields hereby directed to be divided and inclosed, unto and amongst the several Perfons, Bodies Politic or Corporate, who at the Time of making fuch Allotment shall be entitled to any Estate, Property, or Interest therein, according to their respective Estates and Interests therein. in fuch Quantities, Shares, and Proportions as by the faid Commiffioner shall be adjudged and deemed a Compensation and Satisfaction for their feveral and respective Lands, Grounds, and Interests of each of the faid Proprietors.

And be it further Enacted, That the faid Commissioner shall and Allotment he is hereby repuired in the next place to fet out, allot, and award unto the faid Joshua Hepworth, as Lord of the Manor of Skelton aforefaid, as a Compensation for his Right and Interest in and to the Soil of the faid Common and Waste Grounds, One-twentieth Part of the Refidue of the faid Common and Wafte Grounds not hereby or by the faid recited Act directed to be fet out as aforefaid.

for Right of

And be it further Enacted, That the faid Commissioner for the Allotments -Time being shall and he is hereby authorized and required to allot of the Resiand award the Refidue of the faid Common and Waste Grounds unto and amongst the several Persons, Bodies Politic or Corporate, who at the Time of making fuch Allotment shall be Owners of ancient Meffuages and Cottages or Frontsteads, and of ancient Inclosed and Open Field Lands within the faid Township of Skelton, belonging to the faid Owners, according to the Number of fuch Meffuages, Cottages, and Frontsteads; and the faid Commissioner's Valuation of fuch Lands (that is to fay) Two-thirds of the faid Common and Waste Ground in respect of the said Messuages, Cottages, and Frontsteads, and the remaining Third Part thereof in respect of the Owners of the faid Lands, the faid Commissioner in appointing the 67.

Haid Allotments deeming and confidering a Cottage or Cottageffead to be equal to Three Fourth Parts of a Meffuage or Meffuageftead.

Provided always, and be it further Enacted, That the faid Commissioner for the Time being shall allot and award unto the faid Mary Place as Part of her Allotnent as Owner of Lands, Grounds, and Tythes, the Whole of a certain Open Field called The South Field, within the Township of Skelton aforesaid (except such Part of the said South Field as lies to the Northward of a straight Line to be drawn from the South-west Corner of a certain Inclosure called Sold Lands, to the South-east Corner of another Inclosure called Holdgate Stone Rigs Crost); and as to such Part of the said South Field as lies to the Northward of the said straight Line, the said Commissioner shall also allot unto the said excepted Part of the said South Field as lies to the Westward of the said excepted Part of the said South Field as lies to the Westward of the West Boundary of the Glebe Rig; any thing herein contained to the contrary notwithstanding.

No Sheep or Lambs to be kept in the new Inclosures for Seyen Years.

And be it further Enacted. That no Sheep or Lambs shall be depastured or kept in any of the faid new Inclosures during the Space of Seven Years from the execution of the Award of the faid Commissioner, unless the Persons respectively depasturing or keeping Sheep or Lambs do at their own Expence effectually guard and fence the young Quickfet Hedges, or any other Person's Allotment adjoining to fuch Inclosure respectively in which Sheep or Lambs shall be departured and kept as aforefaid, fo as to prevent any Damage or Injury being done to fuch Fences or Quickfets by any fuch Sheep or Lambs; and the Person or Persons respectively depasturing or keeping the same as aforesaid, and neglecting or refusing to guard and fence the young Quicks as aforefaid, shall forfeit and pay any Sum not exceeding Ten Pounds for every fuch Offence; which Penalty when levied and recovered shall be paid to the Surveyor or Surveyors of the Highways of the faid Township of Skelton aforefaid for the Time being, and shall be applied by him or them in the Amendments of fuch Highways; and that from and after the Division and Allotment, or upon the execution of the faid Award, all Right of Common, Average, and Turbary within the faid Township of Skelton. and every Part thereof, shall for ever cease and be extinguished.

Openings to be left.

And be it further Enacted, That the faid Commissioner for the Time being shall, either before or at the Time of making his Award, direct or appoint what Gaps or Openings shall be left in any of the Hedges or Fences hereby or by the said recited Act directed to be made, and for any and what Time, for the Passage of Cattle, Carts, and Carriages.

And

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And be it further Enacted, That the Award to be made by the Award to be faid Commissioner in Manner directed by the faid recited Act inrolled in thall, within the Space of Three Calendar Months from the exe-Office. cution thereof, be inrolled in the Register Office at Northallerton, in the North Riding of the County of York, established for the regiftering of Deeds, Wills, and Incumbrances affecting Lands and Tenements in the faid Riding, and a true Copy (to be figned by the faid Commissioner) of the Map or Plan annexed to such Award shall also be lodged at the faid Register Office at the Time of the Inrolment of the faid Award, and there kept for ever; and the faid Award, together with the Map or Plan thereto annexed, shall, immediately after the faid Inrolment of fuch Award, be put into and kept in a Tin Box, and be lodged for fafe Custody in the Parish Church of Skelton aforefaid, under the Care of the Rector of the Parish of Skelton aforefaid, and the Churchwardens for the Time being of the Church there, for ever, for the Inspection and Perusal of the several Perfons interested therein, or their respective Agents, who shall be at Liberty to inspect and peruse the same, on Application for such Purpose, at all seasonable Times, and to make Copies or Extracts therefrom gratis; and the faid Register shall be entitled to such Fees for the Involment of the faid Award as he is entitled to for involling any Bargain and Sale; and the faid Register or his Deputy for the Time being shall permit any Person or Persons whomsoever, from time to time within the Office Hours of Attendance, to perufe the Involment of the faid Award at the faid Register Office, and to inspect and examine fuch Copy of the faid Map or Plan, paying for the fame to fuch Register or his Deputy One Shilling and no more; and shall also from time to time, upon Request to him made by any Perfon or Persons whomsoever, cause a true Copy of the Whole to be made, or any Part or Parts of the Incolment of the faid Award to be made and written out from fuch Inrolment, and shall from time to time, when requested, certify the same under his Hand to be a true Copy from fuch Inrolment, for which the faid Register or his Deputy making the same shall be paid after the Rate of Six Pence per Sheet, reckoning One hundred Words to each Sheet, and no more; and the faid original Award, or a true Copy of the Inrolment thereof or any Part thereof, so certified under the Hand of the faid Register or his Deputy for the Time being as aforesaid shall, from time to time, be allowed and admitted as legal Evidence in all Courts whatfoever.

And be it further Enacted, That the feveral Allotments to be Tythe Allotmade to the faid Thomas Place and John Francis Allen, as Rector to be fenced. and Vicar as aforefaid, and their Successors respectively, in lieu of 67. Tythes

Tythes, Ecclefiaffical Dues, and Payments as aforefaid, shall be inclosed with an outer Fence and Ditch, to be planted with good tranfplanted Quickfets, and defended with fufficient Oak Pofts and double Rows of Rails, and with proper Gates, to be provided by fuch Person or Persons, and within such Time, and in such Manner as the faid Commissioner shall appoint, at the joint Charges of all the other Proprietors, to be afcertained and affeffed by the faid Commiffioner in the fame Manner as the Cofts and Charges of this Act are to be afcertained and affeffed as hereinafter mentioned.

For paying Act.

And be it further Enacted, That all Costs, Charges, and Expences pences of the preparatory to and attending the obtaining and passing of this Act, and of furveying and valuing the faid Lands already inclosed, and furveying and dividing and allotting the faid Open Fields, Commons, and Waste Grounds hereby directed to be inclosed, and of fetting out, forming, and making the public Roads, Drains, Bridges, and other Conveniences, Requifites, and Improvements, which, by virtue of the faid recited Act or this Act shall be fet out and directed, and the preparing and inroling the faid Award, or Writings, or other Instruments, to be executed by the faid Commissioner, in purfuance of this or the faid recited Act, and all other the Charges and Expences of the faid Commissioner and Surveyor, and other proper and necessary Charges and Expences in the execution of this Act, shall be borne and defrayed by the feveral Owners and Proprietors of and Perfons interested in the Lands and Grounds hereby directed to be divided and inclosed, or which shall be exonerated from Tythes, in fuch Shares and Proportions as the faid Commissioner shall direct and appoint from time to time, as the same shall respectively accrue, to be paid to such Person or Persons, and in fuch Manner and at fuch Time or Times, either before or after the execution of the faid Award, as the faid Commissioner shall direct or appoint, and as by him shall be deemed most just and reasonable (fave and except the faid Thomas Place and John Francis Allen and their Successors respectively, who are to be exempt from bearing any Part of the faid Charges and Expences in respect of the feveral Allotments hereinafter directed to be made to them refpectively as aforefaid, in lieu of any Glebe Lands or Tythes; the Commiffioner, in proportioning fuch Expences amongst the faid Proprietors and Perfons, having regard to every Perfon's Estate and Interest therein); and in case any Person or Persons shall resuse or neglect to pay his, her, or their Proportion of fuch Costs, Charges and Expences, according to fuch Direction or Appointment as aforefaid, then and in fuch Case the same shall and may be recovered in the

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Manner directed by the faid recited Act, with Interest for the same at Five Pounds per Centum per Annum, from fuch Time as the faid Commissioner shall have ordered the same to be paid, until the actual Payment thereof.

And be it further Enacted, That if any of the Proprietors or Perfons interested in the Land and Grounds hereby directed to be divided, allotted, and inclosed, or any Person or Persons on his, her, or their Behalf, shall advance and pay any Money in discharge of the Fees or other Expences of obtaining and executing this Act, the Money to be fo paid and advanced shall be repaid and fatisfied by the Direction of the faid Commissioner, together with lawful Intereft for the fame.

Proprietors Money to be repaid with Interest.

And be it further Enacted, That Once at least in each and every Commission. Year during the execution of this Act (fuch Year to be computed from the Day of passing thereof), the said Commissioner shall and he is hereby required to make a true and just Statement or Account of all Sums of Money by him received and expended, or due to him, for his Trouble or Expences in the execution of this A&, and fuch Statement or Account when fo made, together with the Vouchers relating thereto, shall be by him laid before One of His Majesty's Justices of the Peace for the faid North Riding of the County of York, not interested in the Premises, to be by him examined and balanced, and fuch Balance shall by fuch Justice be stated in the Book of Accounts to be kept in the Office of the Clerk of the faid Commissioner, and no Charges or Item in such Account shall be binding on the Parties concerned, or valid in Law, unless the fame shall have been duly allowed by fuch Justice.

er to state Accounts.

And be it further Enacted, That all and every fubfifting Leafe Leases at and Leafes or other Agreement at Rack Rent of all or any of the Rack Rent faid ancient Meffuages, Cottages, Frontsteads, or inclosed Lands, within the faid Township of Skelton, for any Term or Number of Years, shall cease, determine, and be void immediately upon such Allotments being made, and fuch Award being executed by the faid Commissioner, and inrolled as aforesaid, or at such other Time before or after the Inrolment thereof, as the faid Commissioner by any Notice or Notices in writing under his Hand, to be affixed on the principal outer Door of the Parish Church of Skelton aforesaid, shall appoint, in case the Lessors or Lesses do not otherwise among themfelves agree, the respective Owners of any Allotment or Allotments to be made as aforefaid, who shall have made any such Lease or Leafes, Agreement or Agreements, making fuch Satisfaction to fuch Leffee -67.

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Lesse or Lesses, Tenant or Tenants, as the said Commissioner shall ascertain as reasonable to be paid to such Lesse or Lesses, Tenant or Tenants, on account thereof, or as an Equivalent for his, her, or their Term or Terms of Years, Rights, and Interest therein: Provided always, that if there shall be any Lease or Leases of Lands, Part of which shall lie in the Township of Skelton aforesaid and Part in any adjoining Parish, all and every such Lease or Leases upon Rack Rent now subsisting may and shall be vacated; but where any Land shall have been taken in Exchange, which Land shall be under Lease and wholly situate in an adjoining Parish, the Lease of such last-mentioned Lands shall not be vacated.

Allowing an Appeal.

And be it further Enacted, That if any Person or Persons shall think himfelf, herfelf, or themfelves aggrieved by any Thing done in purfuance of this or the faid recited Act (except in fuch Cases where Orders and Determinations of the faid Commissioner are by this or the faid recited Act directed to be final and conclusive, and also where Provision is made for a Trial at Law as aforesaid), he, she, or they may appeal to the General Quarter Seffions of the Peace to be holden in and for the North Riding of the County of York, within Six Calendar Months next after the Caufe of Complaint shall have arisen, on giving to the said Commissioner, and to the Party or Parties concerned, Twenty Days Notice in writing of fuch Appeal and of the Matter thereof; and the Juftices (not interested in the Premifes) at their faid General Quarter Seffions are hereby required to hear and determine the Matters of every fuch Appeal, and to make fuch Order and award fuch Costs and Damages as to them in their Differetion shall feem reasonable, and by their Order and Warrant to levy the Cofts and Damages which shall be so awarded by Diftress and Sale of the Goods, and Chattels of the Party or Parties liable to pay the fame, rendering the Overplus (if any) on Demand to the Owner of fuch Goods and Chattels, after deducting the reasonable Charges of fuch Warrant, Diftrefs, and Sale; and the Determination of the faid Justices shall be final and conclusive to all Parties concerned, and shall not be removed by Certiorari, or any Writ or Procefs whatfoever into any of His Majesty's Courts of Record at Westminster or elsewhere; but in case such Appeal shall appear to the faid Justices to be frivolous, vexatious, or without Foundation, then the faid Justices shall award such Costs to be paid by the Appellant or Appellants as to them in their Difcretion shall feem reafonable, and to be levied in Manner aforefaid.

"General Saving... bauing always to the KING's Most Excellent MAJESTY, bis Heirs and Successors, and to all and every other Person and Persons.

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fons, Bodies Politic or Corporate, his, her, or their Heirs, Successors. Executors, and Administrators (other than and except the respective Persons to whom any Allotment or Allotments of Lands or Compensation shall be made by virtue of this Act, in respect of the Interest or Property for which such Allotment or Compensation shall be made, and other than and except the Rights and Interests which are directed to be claimed, and intended to be barred or destroyed by this Act), all such Estates, Rights, and Interests as they, every or any of them, had or enjoyed, of, in, to, or in respect of the said Common and Waste Grounds hereby directed to be divided and inclosed before the passing of this Act, or could or might have had or enjoyed in case the same had not been passed.

#### **Appendix 23**

**Enclosure Map and Award 1807** 

# STATEMENT OF CASE OF THE COUNCIL OF THE CITY OF YORK PUBLIC BRIDLEWAY SKELTON 12 MODIFICATION ORDER 2021



inter attended bouth of the order and direct that the said Jack ods cods i odelu **Enclosure Map and Award** Appendix 23 In the Execution of an act of Merchannest passed in the Ist. your of the ligne fre and of his present Mujesty King George the Mind intituted an det for Consolidating in most contain provisoes usually inserted in acts of Parliament and for falicitating to nde the most of twowing the several Jacks usually required on the personny of suchachs and also l Con The Wind by the grace of God of the united Kingstons of Great Poistain and Incland Kingdefinder ale / of the shith and in the your stown Lord one thousand eight Hernoved and six intituled andet for inclosing Lunds in the Township of sheller in the parishes of Shellon and overton in the North riding of the County of Book The oath of william Das son of Judeaster in the Country of york Gentleman the Commissioner lou appointed in and by the said det I Williams Dell'son of Jadousten in the Gounty of youte goutenance do survey vous that I will withfully impartially and honesty according to the best of my offile ability wecute and perform the several strusts howers and as therities newled and spice special in one as a Commissioner by bille of un act of perliament made and passed in the july wis the year of the reign of our Sonoring a Sord George the Wired by the operate for the of the united Kingdom of great willain and Inclared Ling Defender of Sugarith and in The your of our sout one Mossienes Eight Hundred and dix ortificate about for Conclosing could in the Township of Shotton in the fact shes of shelion any boorton in the fact shes of shelion Edding of the Bounty of york deceroling to Equity and good officience and willout sevonor or affection Projective or Porticities have person of cerous whoms over I Trees the Seventy fine I day ? fee de andre and via refere me fills to help me god Min Briesare Jiela The of his Majertys Dustices of the Pouce of the us a North richery of the Country of york went for the 11 old as wo The of Secret Peters of york ot ass seed designs in severally Two dores there roads and twenter

### Appendix 23 Les all to whom these de rese in Shall come I Milliam Dawson of Audeuster on the country of quel so

and present in the storty with your of the reign of the present Majory strong George the Stand intelled an oil for Inclosing Swallow in the Security of thethen and vocalon in the Security of the leaving of the leavin fend Greeling Whereas in and by the said det of histogramment it is excited that there were within the Secondary of hellow on the Minter of the the Middle of the Country of york more Common and waste greeneds I mel that Ishua Represte segure was seed of the Review of the Review and was also need of the perfective letter usen upl of between and Parantalian of in and to the Rector green Base Short of Skellen aforesaid and Thomas Place this wis the then present hectory and hereb there of Skellen aforesaid and we such was intilled to certain Gibt lands and to all manner of Tylling to the Gual and Small gowing a naving within the Brush of theton aproved . I'm that the said Swhea Repeath . Kary Place and others were said of and intitled to coldin qual Siller ariving growing unevering within the Soundleh of thellen in the Bound of worden ajourned . It'll that when June of vertien of worden ajourned that when June of vertien as richer of vertien of section of worden ajourned . It'll that when June of vertien as richer of vertien of section of worden ajourned . Soundings of Shellon in the Saisch of Overlon apresend Int that the said Sport Secule Common and second office powers were the corners and Proprietors of the said office Secules Common and south grounds. Inthe that an itel was passed in the buly food you of his present they sty needled an itel or wasolidating in one det certain provisions usually invested in itel of Inclosive and for facilitating the mode of proving the several sects usually required in the passeng of such dets Ind also received the several Referred and intermined and disposed in Small Parcels and were so general so set as to render the cultivation thereof inconvenient and expensive and the some in their then proved that as well us the visit terminen and waste grounds were capable of little Improvement and it would lend qualty to subvantage of the several Superters thereof and all Somme interested therein of the said you helds Comment and travels and inclosed and specific feets thereof according to the several revens to the interested the care in properties to their respective rights and Interests word in relles faction made jes the sylves arrang within the court Sourcestif of Shellon aproximit but that such conficient purposes could not be opposed as without the and and authority of traliament I was and is amongst offer thank I have the second and my intersect to approved in manne therein mentioned should be and I was thereby to me appointed the Commissioner po dividing and Incidency the said open John tomore and week governor within the translater of their approved and for carrying the several other proposes of the and sed into so execution subject to the regularies in the sand world dilla coupl in such and country to come on the surgeness or allered by the said world strong the or the source that we would consider the great of the said commissions of there expressed to make this my the and taken the outh presented on with by the cond contract of the polyphol was of his property copy and cavering Sugaron of the said cathe upon Sanchement and bear such as innered of words these presents secondary to the develores of the second of the second of the second of the second of the ment of them had and will several Melongs for the progression The ran specified and have valed and exercised the valed several offer suited former and track quarter interested and network and have accordingly to reduce the reserved rights edules and Interests therein well thento and have also carried a lund bearing damasurement can and beheaten to be made by to the state on Suffering Gover Harmonisten in the said lowery of got the San and governed intended to be divided attested and enclosed og the said most presented at and ones of the Hawarayas of tages continued goods on Memorial Sectioned Sands and Greands within the add Township of Stullen and the transhes of mother and overton apresent about the and special the newsters of down and freehold for the Manuel Survey of Malule Measure comprised in the survey. according to the directions of the same rested not lad have considered the several words with subur and the way the said several open tields Common and Waste Greenile and every the matter and thing referred to me in and sy the raid several nested actor wither of them Viow Viow Viow We mad I the said the s aprenent and duly qualified myself to act us a commissioner or pottering the said that of the today Seath year of his present Majorly in execution and have caused such notices to be goen aring by the said sailed tel of the Sorty pirt year of string gange the Stand were develed and bearing and above weet and herfeel Sorvey and admeasurement of all and sengular the said of an Field Courses and waste Greenels and of the said unwent Indeved Junds assectively in and by the said william Shipton who will the Jaken the vall or said to the said william Shipton who will the Jaken the wall or and at of the Soily part year of string garge the their opposated Inch sharing duty weighed and considered the viscos matter and therejo appeal to my determination Sudgment and arbitration do not the day of the date of these presents by vieles and in purmanes of the said several wiled tests and of every other right power and natherty mattering me in that schalf Il whe Vullish and declare this mil Hward in watering of and concerning the Farmers in manner following that w to say the wanty declare that the quantity and contents in students measure of all the said ofen hills tommon and Wards a Ground in the need Township of thellow in the said Sweeters of thetten and overlin aforesied in and by the said wiled del of the Lordy tiret you of King gange the theid directed to be divided and Interval in amount unto and the same deth contain seven stunded and lighty four stows and that all the said structed fands within the said Soundlip of Shellon and in the Sureches of Shellon and overlin apresent in and by the same det directed to be Sweezed as africand and second and second and second do further delitre that Shave caused a Plan of the said of an record common and waste Grainds by the said the devoted to be devided and Inclosed und also of the said Uncient Inclosed Sunds to be see the annexed to these presents and which said than is signed by me would be file said than I have counted to be ledged at the Register office in and for the that hading of the said Country of you at the se time of involling this my award and I the said commissioner by value and in pursuance of the said several weeked above the one of them have dilivered given and fixed such to live as are by the said

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Hets rome towhere the Boundaries of the said Soundles of Sheller in the Janober of thellon and overten and of the Janober Money Hamilto a Ladie have usertained set out determined and well the same wheelevery and have with the convent of the Profesions of Colutes in the Franchip of According by a daught give and take line drawn from Brock Closes in the Soundaries of Matten to and unte the west fine of the Township of Wagginden set out and averdained the Soundaries of the Sou award order and drest that the said Strught line so drawn and the perce and belch the water made shall from hence the few or hereafter be deemed and taken to be the soundary line between the sta the humpite waid Journship of Shellen and the vaid Fourthis of Rewelly of South out and appoint order and neveral the several Dietic Righways or waids pollowing that is to very one liable Righway or read in the sownship of skellon apresent sing the present secrepite weed welling from insergented to yet and herein called the yet Jumpele lead as and when the same is now Stated of would offer sounded beginning at a certain budge at the South and of Shiften Broad Some and extending from thorner Southward in its would direction to and into the Soundiffer Stawolife afound H (50 one office Public terring and Juft wad of the width of Shorty three jet return and exclusive of the Filebes as the same is now set out and made carled the Wigginton wad in scending from the last and of the townstriet of statter in an austricy devotion over part of shellon Common to the North west towns of an alletment would to the bear of booten and from thene continued in a tith Easterly direction over other part of the said Common to the South West terner of an deletered with said Jashen Hopewith and from thenes continued in a Northery direction over other part of the said common to and into an ancient was in the said Vowewhile of sketter auding to Higginton at the North Exet Corner of an Motment awarded to richard Mardman His one Private carriage and Frist tout of the Will of Twenty four Feel collecen and exclusive of the Filebes as the same is now Staked to out and made and herein a sted the Breches Field wad leading from the Townsture of thetten apresaid at the North East Corner of an ancient Inclosure belonging to the said Tortus Stepworth called brokery treft in a southerly described in a concent same and ever part of the South Field along the last side of an allot ment awarded to the said Sestion on set Hepworth in the said South Field to the south last corner thereof and green thence continued in an testerly direction over other part of the said South Field to and into the said Breeks the Field at the north cast Corner of an allot ment awarded to Edward Mace as Her and Forine of the said Mary Place who died since the passing of the said dot I in the said South Vield and from thene continued in a Southerty describen along the west side of the said Snows Field to and into an ancient Indooren tale belonging to the said Mary Ruce called in jud Buchs at the north West leaves though the Friends coming and Fift houd of the walth of Joenly Sect between and exclusive of the titches as the same is now set in out and made culled bucho cless head hading from the said buch Fald head at the south had been and made culled bucho cless head had said bless and Jum Hance leading Sethward over part of the said Brecks Food wand into an uncent Inchessed the said the week the Ling Brecks at the South West Corner thereof Files of to the field level me offer Sevele larriage and both wed of the width of to noty bet between and exclusive of the Field load and leading from an derient Sane at the roth wer former of an ancient Succession of the said John Holy which he had in Cochunge from Roger Backer and John Backer called the Cuft on an Easterly direction Movingh an uncient dam and over part of the South Field to and inte an absorbed to the said Thomas Place as Rector of thellon africaid in the ch field load. paid North Field at the South west love the reof in line our and compensation for Sether in the said ofun Teelds of specien apresaid \$150 one other Divale Carriery and Fift toad of the width of Swinly Feet between and exclusive of the Lebers as the same is now set out and made and herien called land Field load branching from an Uncient load called the yele Tornfike tout at the North East Coner of an astotront wordy awarded to the Educases of the said John Hutchinson who died since the passing of the same that in a Westerly direction over part of the Sash Field to and into in Alletment levely awarded to the said Elienceses of the said John Rutchinson had in exchange from Jashua 111 HH deperted at the South East Corner thereof HISO one natice Butte wast of the width of Sexteen Feet of the some shall be providely as the same as now set out and made and herein called the brille want to Wiggenton Buending from the South and of suggestion Suble want at the South West Come of an allotment hereby awarded to the said Edward Hace on the said Common y quilt both and gum thence in an lastward devotion along the north side of the source to an ancient trulle gate leading into Higgenton Sourceship 2000 one Public Food road to be. with Foot Road much as the same is now Staked out leading from the trucks Field ward organing at the South West to mer of an attletment hereby awarded to the said theward Place in The south Field in the Tweeth of Shelton and from thence in a southward direction aring the west side of the same and over and across another allotment hereby awarded to the said telward Place in the Resist of Courton aprovaid and in the said South Field to an ancient Hile leading to and into an ancient Inclosure late of the said Mary Place acted Sievers and from thenex in its usual course and direction through the said Parish & of Shellon ledding into the Tourship of Lawreigh It 600 one other Public Food road to or made as more or

trivele words

Stakes out Kulling from an ancuent Stile at the South East Corner of an ancient Inclosure belonging to Roger Broken and John Backers called Pentills + Custoward into and over an alet ment hereby awarded to the said Roger Barker and John Burker apon

lowage of Stoad



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the said Common of shelten aforesaid and along the North side of the same Allotment to an ancient Gale leading up to the Twellinghouse of the said John Warner and from thence in the same direction to and into + allotments houly awarded to the said from the said Common at the North Best corner of the said themselling allotment and further summe in the same direction across the same to and into the Riggenton load HID I do assign allot and award the Grass and Hereage mon arising when and from the said several larriage and Budle toads so sit out and made afresard and the same Guess and Herbage shall for ever belong to and be the sole right of the Proposelors of the Sunds and Grounds which shall next adjoin the said Rouds and ways in either side thereof as for as the trown of the load Att in Ido hereby assign allot and dward all that face a parcel of Ground at the East end of the Townstreet of shellow aforesaid bounded on or lowards the East by an ### uncient Inclosure late velonging to the said John Mulchinson and on or towards the North by an alletment awarded to Roger Bushow and John Barkon and on or towards the west and South by the Townsteret of Theton aforesaid us a Roblic Watering Place for all hinds of Busto and will for the use of the Interbetants of the said Townships of Shellon for the line being for ever 300 assign allot and award unto the surveyors of the Righways for the time being within the Township of Shellon aforeward for the purpose of Getting Sand gravel and other materials for repairing the Highways und locals within the said Sounship of Shellon aforesaid All that frees a facility Land containing Three loves tying upon the said Common of Shellon boasided by Sands allotted to the said Thomas Place as Rector of Shellon on or towards the East in west and South and by the Public Highway called the Higginson was on or towards the North 300 hereby assign allot and award unto the Reverend Thomas in Place Clock as Rector of the Rectory of Hellen afreward and new successors Rectors of the Parish and Parish thurch of Thellen afresaid for the time bung in surrelly limiteon down there rouds and righteen beaches of land typing in the North Field in Statton aforesied and bounded by Sands herein awarded to John Fieldy and un undered Inclusion belonging to heger Barber and John Barber on a towards the rest and by Sands herein awarded to the said to the said to the said to Thomas Hace as helve as afounded (in live of tithes of old Inclosure and in live of Lands had in exchange from John Helly on or lowards the Morth and by the same Sands awarded to the said Thomas Place as Rector as aforesaid and by other Lands hereby awarded to the said John Helly on on lowards the west and by the the said Lands awanted to the said Thomas Place as Rector as aforesaid in lieu of Lithes of old Inclosure and lands had in Exchange from the said John Helly and other Sands awarded to and an Uncient in some had in exchange by the said John Kilby on or towards the South And Soo order and derect that the said # Thomas Place as Rector as apresent and his Successors Rectors for the time being of thellen aforesaid Proprietors and Occupiers of the said Ullitment of Kniteen thous three roods and Eighteen Perches shall for ever hereafter well and sufficiently support maintain and keep in repair the Fonces and Dilches on the North side of the same allotmont dividing the same form the Sands of the said John Killy and to assign allot and award unto the said Thomas Place as Rector as the reformed and his successors tectors for the time being of shellon aforesaid in severalty one dow two words and six Towhes of Land lying in the North Field of Shellon in apresent bounded by other lands hereby awarded to the said Thomas Place in lieu of the Lithes of certain open Field Sand on or towards the last South and South and by other Lands hereby awarded to the said Thomas Place in Exchange with John Kelby for old Inclosure within the said Township on or towards the west HIN 100 allot assign and award unto the said Thomas Place as Rector as aforesaid and his Successors Rectors for the time being of Thellon aforesaid in severally lixly Six theres How woods and light Porches of Sand lying in the said Common of Skellen aforesaid bounded by the Township of Wegginton and Sands hereby awarded to the teheresous of the said

Inclosure Map and Award

In the said Sand Bit hereby set out by the said Common Shephway called Regginton was memmer the said. men the said Sand Pil and the same Sands on or towards the North by Sands howby awarded to the vice

Overlin and the said Sand Mit on or towards the West and by Lands herely awarded unto the said Edward Place on or Towards the South which said several in its Allotments of one dore two words and six Souches and sixty six deres three roads and light Penches are in levy of and in full compensation and solisfaction for all manne of Tithes of certain Old Inclosure in Melton aforesaid H 10 100 order and direct that the said - x x & Thomas Place and his Successors Proposelors and Occupiers of the said allot ment of Sixty Six dows there woods and light Perches for the time being shall for ever herrafter well and sufficiently repour support and mountain the Finois in and Titches of the same allotment against and adjoining the said Sand Pet and the said Common Highway called Higgenton toad on a towards the last and in with and the whole of the Jences and Diches of the said allolment on a lowards the west and fouth A 100 500 also assign allot and oward anto the said Thomas 111 111 Place as Rector as apresond and his successors lectors for the time being of shellon aforesaid in severally lighten loves and one wood of Sand lying in the said Common of # thellow aforesaid bounded by the said tommon Righway call I triggenton toad on or towards the East and South by Lands hereby allotted unto and an uncient Inclosure belonging to Richard Hardman on or lowards the north and by the soveral Lands hereby awarded unto the said Richard Hardman and lands awarded to the said Thomas Place in lieu of glibe on or towards the west Kno 300 he why order and direct that the said Thomas Place and his Successors Rectors of Shellon aforesaid Proprietors and HI H occupiers for the time being of the said allotment of lighteen there and one wed shall for ever hereafter well and sufficiently repair support and maintain the in Fences and Filehas of the same Motment on or lowards the last and South of against the said Common Highway called Higginson Toad and against Sunds herieg Swanded to the said Richard Wardman in the Parish of Skellon aforesaid on a lowards the South I Wil So also allot assign and award unto the said Thomas Place as Rector as aforesaid and his Successor rectors for the some being of shelton aforesaid in severally Two roods and four Reches of land lying in the south Field of Shelton in aforesaid bounded by Sands hereby awarded to the said Joshua Hopworth on or towards the East by ancient Inclosed Sund velonging to the said Thomas Place as Rector as aforesaid and by other Lands by him had in exchange from Edward Place and hereby awarded to him in Exchange on a lowards the North by Lands hereby in m awarded to Edward Place on or lowards the west and South of wo to hereby also order and direct that the said Thomas Place and his Successors Tectors of Thellow in referenced Proparetors and Occupiers for the time being of the said Allotment of two roads and four Perches street for over howafter well and sufficiently repair support and maintain the Teners and Filches of the same allotment on or towards the cost and South His Don's allot assign and award unto the said Thomas Place the as Rector as afectioned and his Successors tectors for the time being of Shelten aforesaid in severely Time down and three woods of Land lying in the said Common of the Thellon aforesaid bounded by Sands awarded to the said Thomas Place as tector as aforesaid in live of Tithes on or lowards the last by Sands hereby awarded unto the highway sailed Wigginlow road on or lowards the South Will onder and direct that the said Thornes Place as Rector as aforesaid and his Successors Profesiclore th and occupiers for the time of the said allotment of five dones the woods should for over hereafter well and sufficiently support and maintain the Fences and Filches on The North and South side of the same allotment Hind Ide ales added assign and would unto the said Thomas Nace as hector as aforesaid and his Successors Tectors for the time of thelton aforesaid in severally two weres five wood and sex Secretes of Land lying in the North Field of thelton aforesaid bounded by land surely awaided unto the said Thomas Viac in lice of the Lithes of old Incloses Glebe on or lowards the Cast and by other Lands houly awarded unto the said Thomas Place in lieu of the Littles of the said ofen soids of Skellen aforesied on a towards the South and by Lands howly awarded unto the Page 250 of 384

Sill John Research the west Had the said Thomas Place and his Successor Prepuelors and occupiers for the time being of the said allotment of Swe dores two roods and Six Beaches shall for over hereafter the well and sufficiently repair support and maintain the Fine and litch of the same ablotment on or lowards the west Ill which said service allot ments or parcels of

Jeshud Hepurth

and herely altotted and awarded to the said Thomas Place as Rector of Shellon aforesaid and his Successors rectors for the time being me in him bar and full satisfaction and compensation of and for all and all manner of Tithes both great and small yearly coming growing unwing or very within the said tarish of Hellon afreesaid except doubline fee and Caster offerings) the same several allotments being first Surveyed Inclosed and preced at the Repence of the other Proposelow by me the said Commissioner and which are in in In very directed to be kept in repair afterwards by the said Thomas Place and his Successors tectors for the time being of shellon afresaid for over and which said several Jethes would pare our due and payable to the said Thomas Place and his successers Rectors for the time being of the said Barish of Hellon apresaid in case the same were not extinguished by In said ad and which same several dillotments or parcels of ground are in my Judgment quantity quality and situation considered equal in value to two fifteenth furths of weter of the said open helds as are within the said herish of Shellin and to two fifteenthe of such parts of the said decient Inclosed Ground as are within the same Parish and to one runth of such part of the said common and waste gounds as are within the same Parish of theller and are in live bur and full salisfaction and compensation of and for all and all manner of Tether both quat and Small and other teclisiastical dues coming growing arising renewing or being or to come grow and renew or be in upon within or m from the several Lands and Grounds within the said farish of Shellen aforesued the said surplice fees and leaster offerings only excepted and reserved And I would award and assign unto the said Ishua Reposeth as Tood of the Maner of Shellon aforevaid Sine doices two woods and light Terches of Sand lying on the said Common and bounded by the Township of Migginlow on a lowards the East by Sands allotted to the said Edward Place on a lowards the North by the said Common Highway called Migginlow Toad on or M Someth of Sellen in the lowards the world and by Sands allotted to the said Souther on the manufact nights in the Janishoof Shelton and Overlower or towards the South 2500 order and direct that the said Toshua Hepworth and the Proprietors and vecupiers for the time being of the said Allotment of Nine Horse two words and Eight Terches shall make and for the very of the said Allot assign and award and the said Seshua Hepworth as Soul of the Stanor of Shellon aforesaid Thirteen doves low woods and thirty two beaches of Sand lying on the said ternion and bounded by the Sounship of Wigginton on or towards the last by the said Sands the hereinbefore allotted to the said Joshua Hepworth in live of his manual rights in the said laxest of Shelten on or lowards the North by the said Common Highway called Wiggenton the wand on or towards the west and by Sands allotted to the said Isshud Hegworth as Proprieto of Lands in the said Paresh of voerlon aforesaid on a towards the South 200 300 and direct that the said Joshua Hepworth and the Proprietors and occupiers for the time being of the same allotment of Thirteen does two roods and thirty two Porches awarded to the said Isshua Repworth as Sord of the Manor aforesaid shall make and for ever hearfar well and sufficiently repair suffered and maintain the Fence and bitch on the west side of the same Allot ments which two test mentioned allot ments making together swenty three iteus and one wood are in my Judyment a full equivalent and adequate compensation the situation quantity and quality considered for the said Joshua Hepworths ught and Interest in and to the soil of the said Common and waste grounds within the said Journship of Shellon aforesaid and are equal in value to one twentich part of the residue of the said bommon and waste Grounds HIN Soo allot assign and award unto the said Joshua Reporth his his and Ussigns in severally Three roods and Eleven Briches of sand cying in the Park peld of Shellen afourand and bounded on or lowards the last by Sands herein alletted to the Cherrosses of the said John Hutchinson on a towards the test and South by the Township of everton on or lowered the north by Sands hours allotted to the said Issheed Hepworth and afterwards exchanged with the waid tobservers of the said John Hutchinson on in towards the wood HIN IN order and direct that the said I show the Proprietors and occupion for the time being of the said delatment of Three woods and the sen hicker shall make and prever repair and mundain a sufficient Jenes and hiles on the last side thereof which said tast mentioned in allotment is in wei bar and full valespection and compensation of and parall his the said Joshua Rejevoith right lite and Interest of in and to all the Gust a tern Tethos yearly coming

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GIOWIII WING CEnclosure, Map, and Award out of cordian open Sold Sands belonging to the said Sohn Willy selecte and being in the Barish of Overlon aforesard Hind Would assign and award unto the Reverend John Francis Allen

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becar of the Parish and Parish Church of everton afresand and his Successors becars for the time being of the same Pours in severally Six theres and thereby two beaches of Sand eying in the Breeks Field in the Parish of variou aforeward bounded by Sands weeky allotted unto the said Edward Frace on or lowards the last and by an ancient Inclosure late and Many Race on or lowards the South and by the said Breeks Field wadson or lowards the west IN 300 order and direct that the said John Francis Allen and his successors receive of overlon for the time being Proprietor and occupiers of the said alletment of his dores and thirty two sorches shall for our repair and maintain good and sufficient Jences and m Detehos on the west and South sides of the same allot ment 4 100 100 allot assign and would unto the said John Francis Allen as becar as aforesaid and his successors views of overton for the time being in severally Seventeen deres and light beaches of land lying in the said lammon in the said laush of everlon aforesaid bounded by Sands hereby severally allotted unto The said John Frances Allen and the said Thomas Place on a lowards the East by the said Junds herby alletted to the said John Frances Allen in law of his record Sither of the said Common and the said they ginten load on a lewards the South and by Sands hereby allotted to the said Edward Place on a towards the west and South 2000 300 order and direct that the said John Francis Aller and fin Successors vicars of overlon agreement for the lime being and the suspenders and occupiers for the time being of the said Weldment of Seventeen down and light hicker shall be over repair and maintain good and sufficient Fences and tiches on the north and South sides thereof 2000 South of assign and award unto the said John Francis Men as vices de apresaid and pies successors vicars of overlin for the time fing three deves two words and thirty two Terches of Sand bying in the said Common in the said Jarish of overlin africand bounded by lands howby allotted to the said Thomas Have on or lowards the East the said Highway called Wigginton want on or towards the South and the said Sands hereby alloted to the said John HI Frances Allon in lieu of the vicerial Tithes of old Inclosure on a lowereds the west and South The I So older and direct that the said John Francis, then and his successed vicers of the overton for the time being Reprieters and vecupiers of the said allot ment of Three does two roads and therty we terches shall for ever hereafter mountain a good and sufficient Fince and Letch on the with side of the same attornent and I do hereby declare that the said there occurred allot ments on parcels of ground last herealifere attitled and awarded to the said John the francis. When as Vicar of vocilen and his Successors are in his bar and just compensation and satisfaction of and for all and all manner of small or treated Tithes yearly coming growing arising renewing and being in apon from woul of the several Sands and Grounds within the said Township of Shellon aforesaid in the said Paresh of overlen aforesaid and also in line bar and full compensation and satisfaction for three Souds of Aurers in hind by the said been claimed as due and payable from the Farmand Sands of the said late. Harry Place called Hall Now and for which an equivalent in land as hereby set out and allotted and included in his said several allottenents or the one of them all which same allottenents we find Inclosed and senced by me the said tommissioner and by me derected to be afterwards of aired and maintained and hept in repeir by the said John Francis Allen and his Successors becars of overline espranied for over 100 also allot assign and award unto the said Sestina Reprosth and his Hiers and assigns in severally Sev deres two roods and Sixteen Riches of Land lying in the Sark Field in the Parish of Shellen aforesaid bounded by Sands hereby allotted to him the said Instruct to no a lowards the last by the Township of overlen aforesaid on a lowards the north by an univent Inclosure belonging to the said Joshua Hepworth on a lowards the west and by Sands hereby allotted unto the Cheiroses of the said John Kulchenson on a lowards the send by Sands hereby allotted unto the Cheiroses of the said John Kulchenson on a lowards the send by South I do also allot assign and award unto the said Joshua Repevorth his how and designs in severally Then woods and Twenty four Perches of Land eying in the Park Field in the Parish of Overton referesaid and bounded by Sands hereby allotted to the said Joshua Refeworth for Telhes oner towards the East by the Township of Overton referenced on or towards the South by Lands hereby allotted to the said Justice Repercit bying in the Parish of Shellon aforesaid on a lowards the west and by Lands hereby allotted to the said coherens of the said John Rutchinson on a towards the South 300 also allo assign and award anto the said Ishua Hepworth his hear and designs in severally Seco does leve weeks and four Serches of Sand lying in the South Field in the Township of ownlon apressed bounded by a certain Trivale way called the Brooks Field load on or towards the East by several arcient Garthes or se Inclosures of the said Joshua Hepworth on a towards the South by an ancient Garth or Inclosure of the said Joshua Hepworth and Sands hereby awarded to the said Thomas to Trace as Restor as afacesaed on a lowered the west and by Sands hereby awarded world the said Edward Place on a lowered the South HIN Do ader and devel that the said in the

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Inclosure Map and Award

Institute The and the Fascillow and vecupiers of the said allet ment of Sive deres two words and four Perchas for the time being shall make and for ever upuer and maintain sufficient Jeneco and Felches on the last and south sides thereof And 180 ms also allot assign and award unto the said Joshua his hiers and dessigns in severally there does two words and Jarenty ferches of Land upon the said Common in the said in Parish of everton aforesaid bounded by Lands hereby allotted to Roger Barker and Iden parker on or towards the last by Lands hereby allotted unto the said Roger Barker and John m. Sacher and an ancient Inclosure belonging to the said Joshua Reporth on or lowered the North by an ancient Inclosure belonging to the said Joshua Reporth in his own right and in Sand received by him in Exchange from Edward Place and by an ancient Incloser velonging to the said doger Barker and John Backer on or towards the west and by the said Common Highway called higgeriten toud on a lowards the South It 118 180 order and direct that the said Joshua Represent and the Represent and Occupiers for the time being of the said 111 111 Alletment of their dores two woods and Twenty secones shall make and for over maintain and africin a sufficient Fence and File on the North and South sides of the same allotment in the Pridio of so allot assign and award unto the said Joshua Repareth his there and though in severally dix there and three roods of Sand lying afron the said Common in the said Swish of overlon aprevaid bounded by the lordship of Hagginton or or lowards the East by Lands houly allotted to the said Seshia Represent as Soid of the Manor of Shellon apresent on be towards the South by the said terrinen Highway called Haggerton toad on a towards the West and by Lands hourly alloted to the said Cheinson of the said John Mutchimson on a Towards the South Mit Ito also allet assign and award unto the said Fostern Helpworth his Heirs and designs in severally lighten Terches of Sand parcel of the Sane leading To Hall Most farm counted by an sweet Incresure of the said Joshua Represent had in Exchange from the said John Kelby on a lowards the South by the york Tourfile load on or wwards the west and by the said Hall Moor Love on or lowards the south 2000 order and direct that the said Joshua Repworth and the Proprietors and Occupiors for the time being of the said two several allotments of six down and three roods and of lighteen terches shall make and for ever maintain and repair good and sufficient sences and sitches on the Und and South sides of the same allotmented in the 100 also in further pressuance of the several powers and authorities vested in me by the said several recited dets or one of the mitter wellot sodign and auto idecard Place Copier the Mir and devese of the said Mary Mace deceased in severally the whole of a certain ofen Field within the Sourship of shellow apresent (except such part of the said South Field as less to the South word of a stright Line Juan from the South West lower of a certain Inclesion called in sold Sands to the South last were of another Inclosure called Medigale Stone Riggs troft and as to such part of the said South Sield as less to the South wand of the said strught Time I the said commissioner to also allot assign and award unto the said Edward Place as there and Dovise as afounded as a further part of his Allotment so much of the said excepted part of the said south Field as his to the Westward of the west Boundary of the Gale rigg And Idonto allot assign and award unto the said Edward Place as his and Livine as aforesaid his Miles and designs in severally Suo deres three roods and Swenty jour brokes of Sand wing in the said South hild within the said Soundish of m Skillen agreesaid counded by Sande horeby alloted unte and by an uncient Incressive exchanged with the said Thomas Place as Rector as aforesaid on or towards the last by me is uncint Indicates late of the said thany lever on a towards the South and wed and by Lands hereby alloted unto the said Edward Place as Reir and Levere as approved on on the sowards the South Hill So order and direct that the said Edward Place and the Proprietors and occupiers for the lime being of the said diletment of Two deris there roods the and Twenty four Southes shall make and for over maintain a sufficient some and Teleh on the last side thereof against the allotment of the said Thomas Race Lind I do also allel awayn and award unto the said Edward Place as their and Server as afreward his thew and designs in severally four there and three woods of Sand in the said South Sield wanded by the said Backs field wand on or lowered the last and North and by Sands hereby elleted to the said Edward Race in the Parish of Overlow on the west and South in in This I do order and direct that the said Edward Place and the Proprietors and vecupiers for the time being of the said Allot ment of Sour dores and there would shall make and prever repair and maintain sufficient Genees and Telehes on the last and north sides thereof Hind I do alot assign and oward anto the said laward Prace as the

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as aprevaid his their and its signs in severally lightly down there wide and four Riches of Sund in the South Field in the Parish of vocation bounded by lands hereby alloted to the said Edward Race and the said Breche Sield West

and by other Sands hereby alloted unto the said Edward Place in Mellon aforesaid on or towards the last and the same Sunds in Hellon aforesaid and other Lands severally alloted anto the said Edward Hace and Joshua Reports and the said Thomas Ruce and an ancient Iretonew late of the said Mary Place on a lowered the North and by the said Common in in Highway called the york Turnficke weed on or lowards the that and by & Uncunt Indoverstate of the said Mary Place in his own right and another ancient Indovere had in exchange from Institute Hypercette on a lowards the South 200 I Do order and direct that the said Edward Hace and the Proprietors and occupiers for the time being of the said allot ment of righty Lows three words and four Porches shall much und for ever meinteen good and sufficient Lonces and telefus on the last and thereof Sind 500 also allot assign and would unto the said Educad Place as Here and Frence as apressed has their and designs in ser willy rightly dones and righten Berenes of Sand lying in the Breeks Field in the Sourcestrip of Shellon approved bounded by ancient Inclosions take of the said Mary these in her can right and others had in Exchange from Toshua Represent on a lowered the East and by other ancient Inciences tale of the said there I take and in Exchange from Sofuce Reporth and by Sands horely alloled to the said John Francis Allen as been of Overlon on a lowards the South by the same Sands hereby alloted to the said becar of weston and the said trucks field toad on a lowards the west and by an Intent Inclosure tale of the said Mary Race on a towards the South 2000 It order and direct that the said Edward Place and the Proprietors and vecupiers for the time being of the said Midment of Eighly weres and Eighleen Berches shall m make and for ever upair and maintain a good and sufficient Frace and Fileh on the west sides thereof Filed Ito also allel assign and award unto the said Chear his Heirs and assigns in severally Two woods and Twenty Percha of Sand lying in the Soundbeet of Shellon in the said Gareste of Sweden aproved bounded by the said Soundbeet and an in ancient Inclosure tale of the said Mary Place on a towards the East by the same Townsteel over towards the South and west and by Houses and Frontstands and the same street Inclosure late of the said Mary Race on or lowards the said to So order and direct that the said Edward the refrieders and occupie we for the time being of the seed alletment of Two woods and Swenty Porches shall make and for ever repair and muentain a good and sufficient sonce and Delch on the North and west sides the well It is I So affect assign and award unto the said Edward Place as her and Serior as ofcesaid his Hers and assigns in severally Sinction down and one wood of Sand Lying in the said Commun in the laish of voiden agreeated bounded by Sands hereby severally awarded to the said Ihn Trances Allen as becar of everlen apresent and the said Clared Place on or bounds the East the said Common Highway called Heggiston load on or towards the North by an antered Income late of Mary Place on or towards the West and by the ancent Incomes late of the said Mary Have in her own ught and by Exchange from Joshua Reporth on or towards the South I to So adde and direct that the said Edward Place and the Repuebers and Occupiers for the line being of the said illetment of Sinten down and one wood shall make and for ever repair and mainlaine a sufficient Fine and Filch on the last and north sides thereof find I do in abo allot assign and were of anto the said Edward Race as Reir and devisee as aforesaid his Hars and designs in secuelly light down live words and Twenty four Riches of Sand (Subject to a Bridle wad as herin awarded typing in the said tommon by Guilt Noch in the Town of overlon apresent bounded by Higginton Township on or towards the last by ancient Inclosures I the said Edward Flux on a towards the Sorth by the said Common Sugheray articl Register wart on or towards the west and by Sands hereby alloted to Isshere Hopeworth as Soil of the Manor of Shelten apassed on or towards the South 2 10 I do order and direct that the said Edward Place and the Proprietors and occupiers for the time being of the said in sellotment of light stores two words and Twenty four Souches shall make and for ever repear and maintain good and sufficient Fonces and Telehes on the + 4 west and South sides Hereof Wind Ido also allot assign and award unto the said Edward Place as Heir and Terrise as aforesaid his Heirs and Assigns for ever in severally one Handred and Murly acres and Twenty four Couches of Sand in the said Common in the said Parish of Overton bounded by Wegginton Township and Lands tweely ulloted unto the said Page 254 of 384

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# John Francis Hillen

Enclosure Map and Award

Appendix 23

as treat of overlon aforesaid on or lowards the last Sands severally alloted to the said Thomas that as held as aforesaid

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and the same Sands alloted to the said vicar on or low ands the north by Sands hereby alloted to the said titles or Race in and ancient Inclosures late of the said Mary Place in her own right and by Exchange from Joshua Reposith on a lowards the west and by Trawelff Common on or towards the South & Cas Too also order and direct that the said Edward Place and the Proposelow and occupiers for the time being of the said allotment of one Hundred and Thurty deces and twenty four the Serches shall make and for ever maintain a good and sufficient Fonce and Fitch at the East side thereof against the said vicar of overtin allot ment and on the South side thereof against Raweliff Common Hird I do affor award and assign unto John Kelly of the city of your low Here and designs for ever in severally Swinty three down and Stricty fore Riches of Sand lying in the North field in the Township of Shellon apresent bounded by ancient Inclosures of the said John Killy had in Exchange from the said Edward Ruce and Ashua Hepworth on or lowards the East by Sands hereby alloted to the said Thomas Place and the said North Field want once towards the South by Sands hereby awarded to the said John Stelly in the Parish of everten on a lowards the west and by Sands alleted to and an Ancient Inclosion of Regul Sarles and John Barter and an ancient Inclosure of the said John Relly had in the Exchange from Edward Place on or towards the south His I Do order and direct that the soul John Hilly and the Proprietors and Occupiers for the time being of the said in in Motherent of Swenty How More deres and thirty five Perches shall make and for ever repair and maintain a good and sufficient Incessand Vileboon the north side of this Millitment and so much on the South side thereof as adjoins on the unterment of Roger Backer and John Backer 21 110 100 also allof assign and award unto the said John Killy his their and thosegns in severally There world and beenly seven Beacher of Sand tying in the Moth Field in the harwh of verten aforesaid bounded by Sande hereby alloted to the said Scho Killy on or towards the last the said South Field road on or towards the South and by lands howby alloted unto the said John Killy in exchange power Roger Backer and John Barker on or towards the west and by an ancient Incience of the said sieger Backer and down Backer on or low weeds the South & two I So order and direct that the second shin Helly and the Represent and overfrom for the time being of the said allot ment of Three roads and Swenly Killy his Here and designe in severally July down the words and Sen Sevelas of wind typing in the South Sield in the Buish of everlor aprevail tounded by Sunds hereby stoled to the said thorness Place and an ancient Inclosure of the said Roger Barker and John Barker on a towards the East by an ancient Indisserve of the said Tastine He for the North by ancient Indistrict of the said John Willy on or lowards the west and by the said Fands alloted to the said Thomas Place and the said North field road on or lowards the South Had 300 ader and direct their the said John Helly and the Proprietors and occupiers for the time being of the said dillotment of sorty dores three words and In Touches shall make and for ever report and maintain a good and m afficient Sence and Felch on the South side thereof against the said bethe field wat I'm I do also allot assegn and word unto the said John Hilly his Hours and descign in severally one road and Murleon Seiches of Land lying in the said Common of overlon aforesaid bounded by the year Thumpike wand on a lowards the East by an ancient Inclosure of the said John Sielly in his own night and by Exchange from Sorina Reprosells on or lowards the West and the same uncunt Inclosure by Exchange and the Soundiff on or lowards the South 2000 order and direct that the said John Helby and the Proprietow and Occupan for the line being of the said allotment of one road and theriteen towers whall make and for ever muentain sufficient Lines and Filehes on the East and South sides thereof His I to also allet assign and would not the said John Hilly his there and dosigns in severally Swenty Serches of Sand parcel of the said North Wield Same bounded by ancient Inclosures of the said John Killy in his own right and by ancient Indoneses severally had in Exchange from the said Roger Barker and John Burker and from Edward Place on or towards the last by other part of the said Sorth field Lane on or towards the West and South 30 nder and direct that the said John Willy and the Proprietors and Occupiers for the time being of the said allotment of Firstly Berches shall make and for ever maintain sufficient denew and titches on the West side and North ond of the same allotment 500 allot assign and me Milehenson would anto Hizabeth Mutchenson Spinster and Francy Butchinson Spinster and Francy Butchinson Spinster And Francy Butchinson Spinster and Francy Butchinson Spinster And wherever of John Hutcherson late of Shipton in the said lounty Esquire (who died since the said recited det of the Sorty sixth year of his present Mayorly was prepared and passed) their steers and 10 assufting in severally do I mands in terminan Cleven iteres two roads and ten berches of Sand lying in the Park field in the Garish of Skellen aforesaid bounded by the said twothe Highway called The york Gernfishe Tioned on or towards the rast by the soundapper overdon and Shipton on or towards the north by Lands hereby awarded to the said Sahua Repworth for Sylhes and by him Exchanged with the said Chairconses of the said Shin Hutchinson and the said Shin Hutchinson and the minute Page 255 of 384 good and sufficient Lines and silehes on the East and South rates of the same allelment good 300 above

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3. 10

allot assign and award unto the said Elizabeth Rutchinson Une lock . Hary Rutchinson the Rutchinson and having Rutchinson whowever of the said solen Rutchinson its africant their harmand Assigned in severally as Somertoin Common Study nine doces two words and Sixteen Porches of Sand trying in the Sark field in Skillen africand bounded by the said yet Surnjuke weed ones towards the last by the said tack field wad and Sands hereby awarded to and an ancient Inclusive by the said Sestion I tochange to the said betieves of the said Schon Rudchinson on the 1st South by the Township of vocalon on or towards the test and by Sands hereby awarded to the sout Ut pobeth Mutchinson Inn lock hary Mutchinson slice Mutchinson and the wind Mutchinson the Mutchinson Chicasses as forested and the last the sand Machinson and See the Mutchinson the Mutchinson Chicasses as aforested and the Superior and vocapeurs for the time viery of the said wild ment of Murch two woods and sixteen Beaches shall make and for ever repair and maintain good and sufficient Genow and Fileher on the last side of the same allowered and on the South side thereof agrees the said lask field was and the said allolment had in exchange from the weid Joshua on on superath 2 and I to allot award and award and the said Elizabeth Hutchenson Ann lock Mary Mulchinson the Miller Son and Francy Mulchinson Chicasons as afresaid their Here and " wagns in severally as Tenants in Common thirty Seven down there woods and thirty jour Sewhes of sand lying in the Jacob of overton aforesaid bounded by the said york Turnpike wast on or towards the Cast Sands hereby attited to the said wherever of the said show that he hards of the towards the north the Sounding of vocales on a lowered the thest and several the Unicent Indianens of the said Sestion Represent had in Verticary from there in a lowerds the South Wind 300 outer and direct that the said Elizabeth Rubbierson line took havy Rubbierson the Halchimon and Francy Hutchinson toherwood as afresaid and the Popular and occupiers for the time being of the said allotment of thirty Seven does there woods and Thirty fores in Ruches shall make and for over repair and maintain a sufficient Sonce and Filch on the tast side thereof 3000 Ito allot assign and award unto the said Elizabeth Heleninson Ann look Hary Hutchinson Mice Hutchinson and Franky Hutchinson tohursons as upusaid their Heirs and designs in son cutty as Sonants in terminen Theiry three deres and Theiry Souther of Land lying in the said terminen in the saush of Shellen aforesaid bounded by the Soundlife of Mygenton and Sunds in the Swiish of South hereby alloted to the said Coherenses on the East the same , deleterent and the said tommen Sugarry called Magginton ward on a lowered the South and sands heavy alloted to the said Thomas Place oner lowards the West and South A 100 100 and dead that the said Elizabeth Authorison Inn Coch Mary Rutchinson this Rutchinson and harry Rutchinson Chercones as aforesaid and the Reporters and occupiers for the term being of the said allotment of Thirty three stocks and thirty touches shell make and for ever repear and maintain a good and sufficient Some and litch on the thirty described the said Riggenton toad and on the west and South sides thereof against the said Thomas Place Find Ido allot assign and award anto the said Elizabeth Melbhenson . Inn took Many Halchenson . Here Mulchinson and Junny Helchinson as theiresses as apressed their Rive and designs as Tenants in Common Five dove there roods and Son Briches of Sand eying in the said Common in the Parish of in ownton agreewed bounded by the said Township of Higginton on or lowards the East Sands hereby alloted unto the said Joshua Hepworth and the said Regginton road on or lowards The north Sands hereby alloted to the said toheiresses of the said John Mulchenson in the harish of Skellon aforesaid on of towards the West and South 2000 300 order and deced that The said Elizabeth Hutchinson Ann took Mary Mutchinson Alice Hutchinson and I among Hutchinson Coherenses as aforesaid and the Proprietors and Occupiers for the time being of The said illotment of Tive iteres there would and Sen Berches shall make and jer ever maintain a good and sufficient Fonce and Filch on so much of the North vide thereof as m Reger Barker and sulforns to the said Higgenton west 25 no 380 allot assign and award unto the said Reger Barker of Junnington in the said Country and John Barker of thellon afresaid Gentlement theoretical the heirs and assigns in severally as Senants in Common Bour dores and one wood of Sand Lying in the north field in the Parish of Shelten afresaid vounded by an ancient Indone there heres and assigns in severally as Senants in Common Four dores and one wood of Land lying in the north field in the Parish of Shellen afarraid bounded by an united Indone The said rieger Backer and John Backer on or towards the East by Sands hereby alloted to John Killy on or towards the North by an ancient Inclosure of the said John Killy had in the exchange from Edward Place and an ancient Inclosure of the said Roger Barker and John Barker once lowards the west and by an ancient Inclosure of the said Roger Barker and John Burker had in Exchange from Joshua Hepworth on a lowards the South 2000 300 allot assign and award unto the said Roger Barker and John Barker their Heis and assigns in severally as senants in Common Sody dores two woods and Swenty one Souches of Sand bying in the said Common in the Parish of vorten afresaid bounded by Sands weeky menting in selled and the said - - A Richard Mordman on a lowards the East and by ancient Incrosures of the said Roger Barker and John Burker on a lowards the South by the same snewest Inclosures and Sands hereby alloted unto the said Terhan Represents on towards the West and by the same allotment and the linggenter load once towards the South Page 256 of 384

Office Order and devel that the said Roger Backer and when the Superior and Veryliers for the time being of the said allotin Appendix 23 wes too - woods and Twenty one Riches shall make and for ever repair and maintain good and sufficient Bences and Ditches on the East and West sides set thereof and on so much of the South side thereof as adjoins the said Higginton load His 300 award and declare that Twenty nine down there roods and thirty two levelus of the and last mentioned Willotmont and lying on the west side thereof win wer bar and juit compensation and satisfaction of and for all and all manner of Great or ten Tothes quarty greating the caving renewing a being in upon pom a cut of artein Sands and Gwands belonging to the said Roger Backer and John Backer within the said Parish of verten upusaid Fitte 300 allot assign and award anto the said Riger Backer and John backer their heir and designs in severally as Tenants in Common one wood and right Berches of Land in the said Common in the said Bours Sweden afresaid ocunded by an uncient Inclosure of the said Roger Backer and Sohn Backer on a lowderdo the East and South by an uncient Inclosure late of the said Mary Plate on w lowards the West and by the Townstreet of shelton and the said watering Place howin awarded on or towards the South It no So order and direct that the said Royce backer and Sohn Barker and the Proprietors and Occupiers for the time being of the said allotment of one cood and light Souches shall make and for ever repuir and maintain a good and afficient Fence and Fileh on the South side thereof 2000 200 allot assign and award and Richard Hardman of Shelton apresaid german his Moins and designs in severally Sour teres two woods and light Seches of Land lying in the said Common in the Parish of Shellow africaid bounded by Sands hereby awarded to the said Thomas None and Higgarden Soul.

The said Thomas None and Higgarden Soul.

The said Richard Hardman in the Parish of Overlon africaid on or lowwards the South by an ancient Inclosure of and Sands hereby the swarded unto the said Roger Backer and John Backer on or towards the west 200 500 order and direct that the said Richard Hardman and the Proprietors and Occupiers for the line ving of the said allotment of Sour deres two woods and tight serches shall make and for ever repair and maintain a good and sufficient Fonce and Filch on the last out of the and sport of the and sufficient for and little of the said allotment of the Source of Sound lying in the said allotment of the Source of Sound lying in the said Common in the said Parish of overlow aforevaid bounded by Sands hereby awarded unto the said Thomas Place on the Fast and uncient Incressores of the said Richard Hardman nor lowards the little an uncern! Indeven of the said Roger Barker and John Barker on a lowards the West and Sunds hereby awarded unto the said Richard Wardman in the Barish of Sullon nor towards the south OCHO So order and direct that the said thickard theretman and the Proprietors and occupiers for the time being of the said allot ment of three words and thirty Soven Freches shall make and for ever where and maintain a good and sufficient Force and butch on the rest side of the said allot ment 3000 So allot assign and award unto the said the richard Randman his Micro and designer in severally one wood and there five Suches of Sand lying in the said Common in the said Source of Sand lying in the said Common thighway selled Deginter Toad on or lowards the Cast by ancient Inclosures of the said Richard Burdman on or lowards the Sixth and west and by Sunds hereby swarded to the said Thomas Place on or lowards the South HW IDO order and direct that the said Richard Hardman and the Reference and verypiers for the lame being of the said allot ment of one road and thirty for herches shall make and for over repeir and maintain good and sufficient Lonce and telebes on the last and South sides of the same allot mont of the Soo howby declare that the said three last mentioned ellotments a parcels of Ground hereby awarded to the said Richard Merdman on herety so awarded to him in line ber and full satisfaction and compensation for all his the said Richard in Sandmars right title claim and Interest of in to a out of the sand several ofen Julds Common and Waste Grounds within the said Parishes of Skellen and excelor or after of them derected in and by the said weited at to be divided and Inclosed and also in live compensation and salesfulion for a arter ancient Inclosure containing Swenty light leakes given by him in exchange to the When Hefworth called the garth. Incl I the setted Milliet m Juwson on further pursuance of the several willed add as the one of them and of the several pourse and see eatherities therety a otherwise vested in a conwing me in that behalf for the mon convenient situation and disposition of the several Jarms Sands and Edules within the said Source of the Theten and the farishes of Thellon and Overlon and with the comment of the Valentices and ordinary of the said Rection aforesaed and of the several and respective survey wind beforetous interested in the several funcis of Sand herein by me awarded in Exchange by writer of the said receled ties or the one of them which said several consents and approvations here been lessigned to me by writing under the respective hands of the said tetron rector and ordinary and the several Profrestow of Lando and Senemento requesting such Exchanges to be made as appropriate ordinary to the direction true intent and meaning of the same the or the one of them The refer I the said Commissioner in pursuance thereof and of every night pour and authority enacting me in heters what senay do allot assign and award unto the said mornes have page 257 6/384 and his successors lectors for the time being of Shellon aprisand all these los servas in in

3. 37

Exchanges

# **Enclosure Map and Award**

HICKUT JUCIOS 111195 called Jewiew garth and Solinwork Garth now on one Garth confacining on the whole one rood and Members Serches of Land Sumber Swenty on the said Man given in Exchange by the said Joshua Refuceth and Sweet

Ville M. Hepworth

awarded to the vaid Thornes Place as Rector as africand by an uncent Indeserve of the said Thornes Place on or lowards the last by the Townstreet of Thellow in a townstreet of Thellow in a townstreet of the tow the North by an ancient Inclusive late of the said Mary Place on a towards the West and by an ancient Same of the said Thomas Place on a towards the South And I do also all of assign and award unto the said Thermas Ruce as account and his successors rection for the time being of Shellow afresaid in severally All that viet or funced of Granted antain Thirty for Souther of Land and Summer Sweety two on the said better had in Exchange from the said blowned Place Counted by an encient Incomer of the said Thomas Place on or low a fell the last by the said ancient Sone of the said thomas the con a lowards the North by Sands howy awarded unto the said Edward react on a lowards the West and by Sands houly awarded unto the said Thomas Place on or low ands the South Hid Ido also allot assign and award unto the said Thomas Place as Ander as agreeded and his successors below for the time bury of Stallen apresent in severally Ill those Swo down two words and his liche of Sand tying in the South Soile of the the aproved bounded by Sands houly awarded to the said Thomas There for and in we of the Settles of old Inclusive in Thellon aforesaid on a lowards the last by Sands hereby awarded to the said Thomas Place found in live of the Gun Suids of Shellon aforesaid on a lowards the North and south and by Sands hereby awarded unto the said John sicily on or lowards the West which said several last mentioned allotments a parals of Sand hereby awarded to the ward Thomas Hace called Toulow Garth and Johnsons garth account in Exchange from the said Joshua Repworth and also the said broft received in Exchange from the said Edward Race and also the said Motnent of Two weres live roods and Six perches of Sand lying in the said South field are in war of and in Exchange for certain Globe Sands called Sawers Redder containing House down and one wood which by and with the consent of his grace the drothershop of york as ordening the said I should the form the form was given in Exchange by the said Thomas Have and hereby awarded unto the said John Milly Hod Iso all of assign and award wite the said Joshua Reparch his Miles and designs in severally all that Garther parcel of min yound containing one rood and home Brokes of Sand . Pumber one on the said Dan townded by the Soundfeel of Hellon apressed on or lowards the East by the Righway leading into Shellon on or lowards the north by the Back lane on or lowards the west and by an unevert Inderes of the said Jahred Hepworth on or lowards the South Deno 300 also allot award and assign anto the said Swhere Reporth his him and designs in severally tel that garth a pand of ground containing Twenty light Souches of Sand Sumber Twenty dex in the said then bounded by two several Universed Inciones of the said Toshuce Represents on or lowards the last and west the Townshiret of Skellon aforesaid on or lowards the North and Sands hereby 111 111 awarded to the said Inhua Hepworth on or lowards the South gind 300 also and award and awayn unto the said Ishua Hepworth his Heirs and assigns in severally Ill those several tilotmento fucces or parceto of Ground containing logother Lifty four tones there weds and seventeen Serches of Land Sumber Seventy Light Seventy nine lighty in lighty one lighty two lighty Swe to lightly three and lightly four called great well Field two Wendale Closes Sow Wendales Sugh Wendales Swo. New Closes and Two Back Fields lying in the said several me Parishes of Thellon and overten africand bounded by the said york Turnfishe tous and an arcient Inclusion which the said Ishua Report had in Exchange from the Charesses of John 11 Hatchinson oner lowards the Port by Sands allotted to the said toheresses of the said Ihn Metchinson on or lowards the South by the Township of overlon aforesaid on or lowards the loss and an ancient Inclosure late of the said John Rulchinson and the said ancient Inclosure of the said Swhen Repworth had in Exchange from the said Cheinsons on a towards the said to the said Do also allot award and doingn unto the said Jestica Reprosth his Heis and designs in severally the Mal out or parcel of ground lying in the said Parish of everdon apresent the entaining one dore two world and there lowers of Sand called South graft Summer Study right on the suid then bounded by the back sam on or towards the last by an ancient Inclosure of the 1st said Inhua Reposite by inchange from the Cohousons of the said John Helchinson on a lowards the horth of the york Therapite lead on a lowards the West and by an uncient Romestead of the said Johna Repworth and the said back Sane on or towards the South It W I to also allot award and assign and the said Some Me few and thought in severally Ill that Asscient Indessure or parcel of Ground in the said Burish of everton afreward containing one der and Sixteen Touches of Sand said Sands will have in the said Han in towned by ancust Inclosures late of the said Mary Place on a lowerds the last by the said Higginton Righ wad on a lowerds the north by an uncust Inclosure of the said Swheel Reports on or towards the west and by the said breche field ward on ir towards the souther the for the several Inclosiones juices or frances of Ground lying in the several Principles of the little the

M. Repworth with the dma 10.0-28

54. 3. 17

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Sold Sands

**Enclosure Map and Award** The OVERTORE Appendix 23 containing together Swenty Seven Mores has roods and lighteen Seriches of Land called North Sturns Summer Sinely

Six and Sindy light on the said Blan bounded by an uncent Inclosure late of the said Mary Place on the less

37. 2.12

2. 5. 0

by an uncient Inclosure of the said Joshua Repeath on or lowards the Both by the Sounship of Riplon on or towards the west and by the uncent Inclosures of the said Joshua Repeath in belower Close his own night and by Exchange with John Helly on or lowards the South John Stelly on or lowards the South John Stelly on or lowards the South John Helly on or low and the South that Old Inclosure or parcel of Ground in the Sarish of Overlon aforesaid called Tadmire Close containing Three Wores one rood and thicken Tenthes of Sand sounded by Sands hereby alloted to the said Joshua Reperoth on a lowards the last by the anteent Inclosure of Roger Backer and John Backer on a lowards the North and thest and by an uncient Inclosure of the said Joshua see see Reporth in a lowered the South of the I So a to alice award and assign unto the said Joshua Reports his here and designs in severally let those several Inclosives allotments on purcels of Ground lying in the several Parishes of Skellon and Overlon afresaid containing together Therty un down love low words and twelve Serches of Sand called Oak Plantation Near Ruens se Who Handalion Great Marin and Little Humo Sumber ninely low ninely four mody four and one Hundred and three on the said Hand bounded by ancient Inclosures of the said Testure - Willington on the Said Township of Shipton on or towards the Marine Inclosures of the said Township of Shipton on or towards the food and by ancient Incloses of the said Joshua Mopworth John Kelby and the load to Stall mon in a lowered the South Jo also allol award and assign unto the said Joshua Repworth his Heirs and assigns in severally Ill that Inclosure a parcel of Ground Garagen the several Parishes of Shellon and overlow aforesaid antaining Two down woods and Twenty light Berches of Sand called Bod buft - Parisher Thirty wan on the said Han bounded by the back Same of thellow agreesaid on or towards the East by the said High wad leading to Shelton on or lowards the North by the said york Turnficke wad on clowards the west and by an uncient Inclosure of the said Instruct had in whange from the said Edward Clace on or towards the South and Stock Inclosure or parcel of gound bury percel of and lying in heddle will field in the said several sanders of thellow and overlow apresent containing two does and there woods of Sand parcel of Furnion Seventy Sex on the said Han bounded by the york Steenfishe wood on or towards the East by an uncient Inclosure of the said Ishua Hepworth had in Exchange with Edward Place on a towards the north and west and by other parts of the said Reddle Well Field tale of the said John Hutcherwon on or lowards the South His South and the said John Hutcherwon on or lowards the South His South and the said John Hutcherwon on or lowards the South His South And the said John Hutcherwon on or lowards the South His South And the said John Hutcherwon on or lowards the South His South And the said John Hutcherwon on or lowards the South His South His South His said John Hutcherwon on or lowards the South His South H Trajerilors for the term being of the said alletment of Low dows and three roads shall make and for ever repair and maintain a good and sufficient Jence and Detch on the last and hall sides of the same uncient Inclosure all which said several last mentioned hereb of land and Ground hereb, awarded to the said Soshua Hepworth together with the said several ancient is

Inclusioners herein also last awarded to him are in full live bur and compensation and salesfaction of and for all the right letterlaim and Interest of the said Institute like upon account of the several open Fields Common and Waste Grounds within the said several Taxishes of Shellon and Overlon directed by the said recited act of the Torty first year of his present Majesty to be divided and Inclosed and also for and in lieu of and as an operation for the several ancient Inclosed Sunds given by him in Exchange and known by the several Sames and containing in the sound quantities horanafter specified that is to vary bush I am Store and Swenty three Bouches Stone Hopes Jack and How Hallo legether Sexteen down and Therity Bouches Leve Buches dies together Swenty hire does and theity ser lownes and nevery unrealed in Exchange to the said Edward Hace and also for and in time of and as an equivalent for fract of Parsons Paddock one was one rood and light Bowher the Sour los one done one wed and therity Beaches and the Stantation containing time Perches hereby awarded to the said John Willy and also in lieu of and as an one no " squiralist for Fowler Croft one dore two roods and thirty Borches hereby were ded to the said Roger Barker and John Busher and also in lieu of and as un equivalent for Towner Garth and Johnsons Garth now in one one road and number Terches surely awarded to the said Thomas Place Und also in lice of and as an equivalent for Bark Field close Three deres to

words and twenty four leveles and the said attetment in Sork field in the whole Town dores one road and Eleven leveles but hereby awarded in three several diletments to the said Instruct Stepu or the and we hereby alloted and awarded in Exchange to the theresses of the said Sofin Hutchinson deceased Tid So allot award and assign anto the said Elizabeth Mutchinson dans May Hutchinson

Hice Mulchinson and Francy Mulchinson as wheresses of the said John Rutchinson as apresaid their Rivis and designs as Jenants in Common in severally all these Shree several deletiments or parce

of Ground tying in the Tark field in the Turism of overlon africand containing Town down and twen Section of Land which were hereby welded and awarded to the said Jestica Reposeth in the divisions one of the said teletments being in lice bar and full compensation and satisfaction for Tithes of collain Field Sand belonging to John Killy and containing the said three teletment lying in the lacish of Thellen and containing him tores live and serteen becomes of Land and the remainder of the said three tilled ments lying in the Population

whangesof

# Atoresaid and

containing three woods and Twenty four Perches bounded by Sand hereby alloted to the said Coliverses of the said John Hutchinson on or lowards the last the Formship of Overlon on a lowards the North an ancient Inclosure late of the said John Hutchinson also had in

Exchange from Joshwa Hepworth on or towards the west and by Sands hereby awarded to the said there said John Rutchenson on or towards the South Wis I South and direct that the said the

Simpson's Gueft

You Closes 6. 2.0

Sour Close

sheeresses and the Proprietors and compiers for the time being of the said three last mentioned several allotments shall make and for ever repair and maintain a good and sufficient Sence and Ditch on the tast side of the same allotments respectively 7 10 300 1150 allot award and assign unto the said Elizabeth Mulchinson Ann Coch Mary Mulchinson Mice Mutchinson and I among Mulchinson as Chairesses as a foresaid their Heirs and designs in severally, Ill that Close or parcel of Ground lying in the Parishes of Shellon and overlon aforeseed containing three cores two woods and Twenty four Buches of Sund called Park Sield Close lately lachunged with the said Toshua Hejworth bounded by Sands hereby awarded to the said Cohercesses of the said John Hutchinson by exchange on a towards the last by the Soundie of everton on a lowards the North and toest and by Sands hereby awarded to the said Coheiresses on or towards the South All which said several closes allot ments and parcels of Sand hereby alloted and awarded to the said the Coheriesses of the said John Hutchinson together with the said allot ments in Bank Tield and Jank field Close received by them in exchange from the said Joshua Hepworth are in lieu bar full compensation and satisfaction of and for all their Estate right claim and Interest of in to or out of the said open Fields Common and waste Ground's within the said several Parishes of Shellon and Overton in and by the same recited act directed to be divided and Inclosed and also in her bar and full compensation and satisfaction of and for all those two several ancient Inclosures called Dod broft containing Two down two woods and Swenty light Perches and that part of Middle well Field containing Two dows and three woods given by them the said Coheiresses in Exchange to the said Joshua Repworth and hereby m alloled and awarded to the said Ishua Repworth Jin I or allot award and assign unto the said John Hilly his Heirs and Assigns in severally All that Homestead and Garth lying in the 111 Sarish of everlon apresaid containing five dows and two roods of Sand had in Exchange by him from Roger Barker and John Barker Stumber Thirty two on the said Clan bounded by an ## allotment awarded to the said John Kelby and an ancient Inclosive of the said Roger Barker and John Barker on or lowards the East by the north field road on or lowards the north field Sunc and an ancient Inclosure of the said John Kelly in his own right and by lochange on a lowereds the west and by ancient Inclosures of the said John Kelly on a towards the South Sind S So of 50 allot award and assign anto the said John Hilby his their and assigns forever in severally Ill that Homestead and Garthe lying in the Berish of overtin aforesaid containing Swenty two lowhes of Land had in Cachange by him from Edward Place Sumber Shirty on the said Plan bounded by an uncient Inclusive of the said John Killy had in Exchange from the said Royer Barker and John Barker on or towards the East by ancient Inclosures of the said John Hilly on the North and by the Townstant of Shellon on or towards the west 30 00 000 allot award and assign unto the said John Relby his heirs and assigns for ever in severally all that broft or parcel of Ground called Simpsons Creft lying in the Parish of overton aforesaid containing one dere one wood and Sixteen Berches of Sand had in Exchange by him from Edward Place Sumber on Hundred and Jourteen on the said Run bounded by Sunds hereby awarded to Roger Banker and John Banker on on towards the East by Sunds nevely awarded to the said John Killy on a towards the north and west und by an ancient Inclosure of the said Roya Burker and John Barker on a towards the South in The Do also allot award and assign unto the said John Kelly his Heirs and designs for ever in severally all those two closes or parcels of Ground called Low Closes tying in the several Parishes of Shelton and Overlon aforesaid containing together Six doves and two woods of Sand had in Exchange by him from Edward Place Sumber one Hundred and Sen and one Hundred and Eleven on the said Plan bounded by ancient Inclosures of the said Roger Burker and John Barker on or towards the East by Sands hereby awarded to the said Thomas on or towards the North by Sands hereby alloted to unto the said John Helby on or towards the west and by an ancient Inclosure of the said John Helby had in exchange from John Helby and the fourth on a towards the South Of the John So allot award and assign unto the said John Hilby his Heis and its signs in severally till that other close or parcel of Ground called Sow Close lying in the several Parishes of Skellon and overlon aforesaid containing one acre one rood and thirty Perches of Land had in Exchange by him from Joshua Repeworth Number one Hundred and levelve on the said Clan bounded by an ancient Inclosure of Roger Backer and John Barker on or towards the East by an ancient Inclosure of the said John Kelly by Exchange from the said Edward Piace on or towards the North by Sands hereby awarded unto the said John Kelly on or towards the West by an ancient Inclosure of and Sands hereby awarded unto the said Roger Barker and John Barker on or towards the South 3000 150 allot award and assign unto the said John Kilby his heirs and assigns in severally all that piece or parcel Ground lying next to and lately part of the Plantation in the said Parish of Overton aforesaid containing tine Beuches of Sund had in exchange by him from Joshua Hefwerth Sumber Sixty mine on the said Blan bounded by Lands hereby awarded to the said John Hilly on or towards the East and north by an ancient Inclosure of the said John Hilly on a towards the west and by the Township of Rawelife on or towards the South First Joon 150 allot award and assign unto the said John Rilby his heirs and assigns in severalty all that fiece or pascel of Ground lying in and part of Russons Paddock in the said several Parishes of Shelton and overton aforesaid containing one dere one rood and light Pouche. of Sand had in Exchange by him from Joshua Hefworth Sumber Seventy four on the said Plan bounded by an ancient Inclosure of the said John Helby on a towards the last by an ancient me Inclosure of the Checresses of the said John Hutchinson on or towards the South by the Sounship of overton aforesaid on a towards the West and by an ancient Inclosure of the said John Hilly in the Enclosure Map and Award

Appendix 23

ON OITO WITOS the South And Idealso alled award and assign unto the said John Killy his him and assigns in sourcelly all that piece or parally Ground lying in and other part of Parsons Puddock in the Parish of Shellon ofercoard containing There were and one rood had in Cahange

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northaldock by him pen the said Thomas rica humber aventy for on the said Han bounded by an ancient Inclosure of the said John willy on a lowards the cast by an ancient Inclosure of the lateresses of the said John milly on a lowards the cast by an ancient Inclosure of the lateresses of the said John willy on a lowards the cast by an ancient Inclosure of the lateresses of the said John willy on a lowards the cast by an ancient Inclosure of the lateresses of the said John willy on a lowards the cast by an ancient Inclosure of the lateresses of the said John willy on a lowards the cast by an ancient Inclosure of the lateresses of the said John willy on a lowards the cast by an ancient Inclosure of the lateresses of the said John willy on a lowards the cast by an ancient Inclosure of the lateresses of the said John will be cast by the lateresses of the said John will be cast by the lateresses of the said John will be cast by the lateresses of the said John will be cast by the lateresses of the said John will be cast by the lateresses of the lat Mulchanson on a lowards the South by the Township of Overlon on a lowards the West and by an uncient Inclesion of the said John Willy on a lowards the South All which said several Homesteads and and Inclosures dilliments pieces or pure to of yound hereby awarded to the said John Killy his Heirs and assigne are so awarded to him in air bur compensation and sales faction of and for as an equivalent for all his the said John Killys right little totale and Interest of in to and out of the said open Fills towners and Waste of wellen the several landers of Shellon and overline aprilated on and by the said recited that directed to be devided and inclosed and also in lieu bur compensation and satisfaction of and as an equivalent pe all those his several ancest Inclosed Lands sum given by him in exchange and hereby awarded to Jashud Represent and known by the several names and descriptions and containing the several quantities following that is to say tak Handelier on dea One wood and light Terches hear Staves Swo Hours and there woods ash Hantalien Five Hours and Hurty Seven Riches Great Harns Sixteen down three woods and Swenty seven Pouches near me Thurs Sixe dewoone wed and swenty wwhes containing allegether Thirty one down two weds and twee Sevens and also in line bur compensation and satisfaction of and as an equivalent for the qual or lown Lithes of cortain rield land of the said John Rilly lying in the Parish of everden afresuid belonging to the said Sertura Reposeth for which a compensation or equivalent on Sullward Place Land is hereby awarded and given I to I do allot award and assign and the said blace his hard and designs for ever in severally till that ancient Inclosure or 18. 6. 23 parcel of ground lying in the several bushes of Shellon and overlong absorbed by the several bushes of Shellon and overlong absorbed by the several bushes of Shellon and overlong absorbed by the several bushes of Shellon and overlong absorbed by the several bushes of Shellon and overlong absorbed by the several bushes of parcel of ground lying in the several laushes of Shellon and Overlow aforesaid called Burker Jam containing these down and Sweetly the lewhes of Sand had in exchange by him from hohun Reproseth Sumber dexly two on the said then bounded by an ancient Inclosure late of the said . Hary Nace on a towards the last South and West and by the Soundship of Reweliffe on or towards the the South It no Joo also alled award and assign unto the said Edward Hace his here and assigns for ever in severally all those two several class or parcels of Ground lying in the several Caushes of Section and overton aforested the stoned Horse South and Asse Hulls containing together Sexteen deers and therty terches of Sand had by him exchange from Jeshua Repworth Sumber Sixty six and Sexty seven on the said Ran counded by an ancient Incurrer late of the said Mary Place on or lowards the last and west by Sande hereby me awarded to the said Edward Place on or towards the North and by an uncient Inclosure late of the said Many Frace and the Township of Rawelife on or towards the South mm It no I do also allot award and assum unto the said Edward Mace his how and designs in severally ill those five several closes Incursaries of Ground called Bricks closes lying in the several Parishos of Shellen and overlon aforeseed containing allow ther Twenty new clous and therty six Porties of Sund had in exchange by him from the said Seshed Reposeth Sumber Forty eight Forty nine Fifty Fifty one and Fifty two on the said Ran bounded by Sands hereby awarded to the said Place in or lowards the last and North by an ancient Inclosure late of the said Mary Place and Sands horeby awarded to the said Edward Place on or lowards the west and by an uncient Inclosure late of the said Mary Place and Sands levely awarded to the said Edward Mace on or towards the South all which said several ancient Inclosures + + fueces a parcels of Ground hereby awarded to the said Edward Mace his heirs and assigns one hereby so awarded to him in lieu barcomponsation and satisfaction of and as an equivalent peal his the said Edward Haces right little what and Interest of in low out of the open Fields Common and waste Grounds within the several Parishes of shellon and overton apresaid in and by the said recited act directed to be directed and Inclosed and also in lieu bar componsation and satisfaction of and as an equivalent for all those several ancient Inclosures and Sands given by him in exchange and known by the several names and containing the several quantites following that is to say great well Field seventeen down and Twenty six Berches two wendate clases together nine down two m roods and twelve Perches Righ and Sow Wondales together In dows and Twenty seven Perches two New Closes together Eleven down two roods and five Porches two Park field Hoses logether Six acres Smithy Oroft one acre two woods and there perches Sold Sand liese one dear Perches lad mire Close three deces one wood and theteen hoches two South Murristagether Twenty Leven deres two words and lightern Powhes hereby awarded in exchange to Joshua Repworth and eller in lieu bur compensation and satisfaction of and as an equivalent for a Homestown and Garden Twenty two Bouches two low Closes together Six dones and two words and Simporns Coff One done on word and sixteen Rewhes hereby awarded to John Miley and also en wine but works componention and as an equivalent feva Croft containing their feve Serches given in exchange to the said Thornes Place and also in tea bur compensation and value and as an is in equivalent for all right of wommen and stray claimed in upon and over the Estate of John Prince in the several Parishes of Shellen and overlen aforesaid and also in lieu bur compensation and satisfaction of and as an equivalent for three Souds of Surves in hind payable from and out of the said idward Places harm called Rall moor in the Sourchije of Rollon apresaid and for in which the theoremed John Francis Allen as view of Ovorton apresand hath had an equivalent and componention in Land hereby awarded to him 3500 allot award and assignante

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# TIE SOLLO Roger Burker Enclosure May and Award rker their steens and assigns for ever in sevently are that Appendix 23 suchas and

parcel of Gwand Ging in the Reish of Overlon called Souter Croft and strong and

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How two words and thirty breland find in exchange by them from Soshua Represent Sumber on Munited and thelen on the said How bounded by ancient Inclosures of the said Roger Bacher and Iden Backer on or towards the East West and South and by Sands hereby wounded to the said Sogor Backer and Schn Barker on or towards the north all which said several parcels of Sand burchy awarded to the said Roger Barker and John Backer together with the said Inclosures cuted her lengt by them received in exchange pen destine Reported as a spreased one in law bar compensation of and as an equivalent pe all this Estate right little chien and Interest of in to or out of the said spen fields tommen and world grown do withen the said several Parishes of Hallon and several by the said recited del directed to to divided and indesed and also in tice box and jult valesjaction and compensation and war agricult of a cortein garth repeaced of old Inclosed grown by the land of thellow agrees and given by them in 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and Sambo shall be departured and hepl as apresend sous to prevent any damage or injury bang done to the Ferces or Suchoclo by any ouch Sheep or Sambo How 300 alcomend so and direct that the person or forsons respectively depasturing a heefung such Theop or Sambs and neglecting a referring to guard and force of the young such so as africaid shall forfeit and pay any surveyed executing the Bounds for every such offena which tenally when levied and recovered shall be paid to the surveyors of the stightways of the said Township of thellen agreeseed for the time tring and I were to by him or them applied in the amondments of such highways and that from and after the allet ment and Liveson or upon the execution of this my award all right of tommen average and Justicey within Vitebreste hope the said Source of thetten and every part thereof shall freever care and be extinguished And I the said tongressioner downard order and direct that all the Filebes hereby awarded and directed to be made 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sufficient trialges leading out of the several Reguerage and Frenche couls within the sand Soundly of Shellon afreened over the Velenes at the Gales leading into the sume several Sands and Incrnents or Atto ments 200 300 also award order and direct that the several Sands de noments and the relationents hereby awarded to the several proprietors thereofere some article to them respectively in lieu bor and just sutesfection of and for their several and respective farmer rights viales and Interests of in to or out of the said several open Fields common and thest of wands in and by the said recited tel described and Inclosed as aforesaid in the said the laws on have to this my theat and inclosed as aforesaid in Eleventh Lay of Secomber in the year of our Soul one Thousand Eight Hundred and Seven

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### **Appendix 24**

## **OS maps submitted by Applicant**

# STATEMENT OF CASE OF THE COUNCIL OF THE CITY OF YORK PUBLIC BRIDLEWAY SKELTON 12 MODIFICATION ORDER 2021

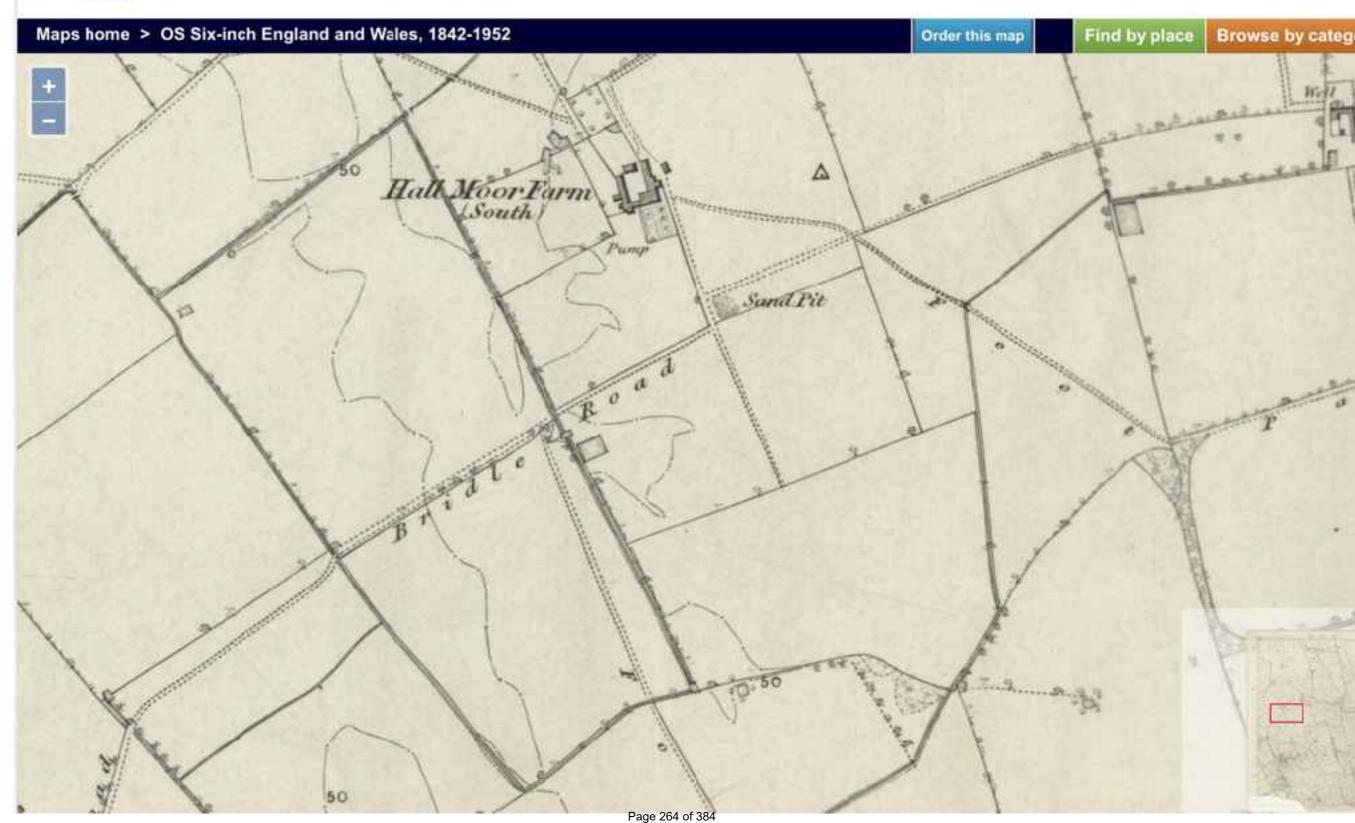


Yorkshire 157 (includes: Earswick; Haxby; Huntington; New Earswick; Wigginton.)

Surveyed: 1848 to 1852

Published: 1854

Q Keyword search





Yorkshire CLVII.NW (includes: Haxby; Huby; Skelton; Sutton on the Forest; Wigginton.)

Surveyed: 1891 Published: 1895 Keyword search





Yorkshire CLVII.5 (Huby; Shipton; Skelton; Wigginton)

Surveyed: 1891 Published: 1893 Q Keyword search





Yorkshire CLVII.NW (includes: Haxby; Huby; Skelton; Sutton on the Forest; Wigginton.)

Revised: 1909 Published: 1912 Q. Keyword search



## **Appendix 25**

**1977 Diversion Order** 

# STATEMENT OF CASE OF THE COUNCIL OF THE CITY OF YORK PUBLIC BRIDLEWAY SKELTON 12 MODIFICATION ORDER 2021

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Niss Richardson

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To: Mr. D. Hopley. No. 8 Area Surveyor.

Copy to: Hr. J.G. Walker, No. 12 Divisional Surveyor.

Footpath Diversion - Hall Moor Farm. (South) Haxby.

The above Order has now been sealed by the County Council.

I enclose a copy of the Order and a supply of notices (Mr. Walker only).

Please arrange to erect the notices at points 'A', 'B' and 'C' on the plan, by the 25th March, 1977 and ensure that they remain in a legible condition until 22nd April, 1977.

The notice bearing the Certificate of Fosting should be returned to me in due course.

Please arrange for the copy of the Order to be available for inspection at No. 12 Divisional Office, Strensall.

23rd Harch, 1977.

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72/3/56 ) PHW/JR.

Hiss Richardson

210

To: Mr. D. Hopley, No. 4 Area Surveyor.

Copy to: Mr. J.G. Walker, No. 12 Divisional Surveyor.

Footpath/Bridleway Diversion.

The above Order has now been confirmed by the County Council.

I enclose a copy of the Order and a supply of notices (Mr. Walker Only).

The notices should be posted at points 'A', 'B' and 'C' on the plan by 27th May, 1977 and remain in a legible condition until 13th July, 1977.

Please endorse the notice bearing the Certificate of Posting and return it to me in due course.

25th May, 1977.

RM.

#### PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1959

NORTH YORKSHIRE COUNTY COUNCIL

HALL MOOR FARM (SOUTH). HAXBY

PUBLIC PATH DIVERSION ORDER 1977

WHEREAS Mr. N. Bycroft, of Hall Moor Farm (South), Haxby, is the owner of the land crossed by the public footpath referred to in paragraph one of this Order and has satisfied the North Yorkshire County Council that for the more efficient use of land it is expedient that the line of the footpath should be diverted.

AND WHEREAS the said Mr. N. Bycroft has agreed to defray any expenses which are incurred in bringing the new site of the footpath into a fit condition for use by the public

AND WHEREAS the Shipton Parish Council and Hambleton District Council have consented to the making of this Order in pursuance of Section 112(1) of the Highways Act 1959 (hereinafter called the "1959 Act")

NOW THEREFORE the North Yorkshire County Council in pursuance of the powers in that behalf conferred by Section 111 of the 1959 Act hereby make the following Order

The public footpath over the land situate at Hall Moor Farm (South), Haxby, we colcured purple on the map annexed hereto and described in A of Part I of the Schedule hereto shall be extinguished at the expiration of 14 days from the date of confirmation of this Order.

- 2. There shall be at the expiration of 14 days from the date of confirmation of this Order a public footpath over the land situate at Hall Moor Farm (South), Haxby described in B of Part I of the Schedule hereto and shown coloured red on the map contained in this Order.
- 3. This Order may be cited as "The North Yorkshire County Council Hall Moor Farm (South), Haxby, Public Path Diversion Order 1977".

of the County of North Yorkshire was

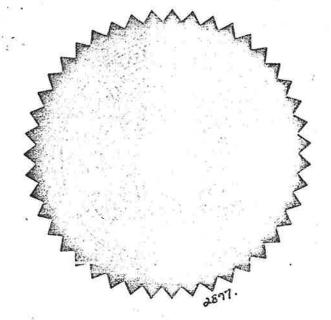
horeunto affixed this 16th

day of March 1977 in the presence of:-

Hears

Chairman of the County Council

Deputy County Solicitor and Second Deputy Clerk of the County Council



#### PART I

A

## Description of path or way as indicated on map

Section of path or way as indicated on map - Marked in purple between points A, B and C

#### Position

Commences at point A on the plan and runs in a south-westerly direction for 400 metres then northwesterly for 174 metres turning westerly for 330 metres and dividing into two paths one running for a further 240 metres to point B, the other for 154 metres to point C.

B

## Description of site of new path or way

Section of path or way as indicated on map - Marked in red between points A and B

#### Position

Commences at point A and runs in a general northerly direction for 558 metres then turns westerly for 320 metres and then south westerly for a further 750 metres to point B the path to have a minimum width of 1.22 metres (4 feet).

#### PART II

#### Limitations and Conditions

Position of path or way to which limitation or condition applies

North-eastern corner of O.S. Field No. 51; Northern corner of O.S. Field No. 41; Western corner of O.S. Field No. 41 and Western corner of O.S. Field No. 42

Limitations and Conditions

Stiles to be erected

(Ordnance Survey Map No. 157/5, 1928 Edition)

New path, A-B shown coloured red on the attached plan

Minimum width of 1.22 metres (4 feet) and to be left unploughed and grassed.

#### SCHĖDULE

#### A - Description of Site of Existing Footpath

#### Section of path as indicated on map

## Marked in purple between points A, B and C.

#### Position

That section of footpath the commencing at point A, at the eastern corner of O.S. Field No. 51, running in a southwesterly direction for 400 metres, then north-westerly for 174 metres, then turning westerly for 330 metres before dividing into two paths, one running for 240 metres to point B at the western corner of O.S. Field No. 43 and the other running for 154 metres to point C adjacent to the hedge at the eastern corner of O.S. Field No. 46 (Ordnance Survey Map No. 157/5, 1928 Edition)

#### B - Description of Site of New Footpath

#### Section of path as indicated on map

Marked in red between points A, C and B.

#### Position

Commencing at point A at the eastern corner of O.S. Field No. 51 and running in a general northerly direction for 558 metres, then running westerly for 320 metres and then southwesterly for a further 750 metres to point B at the western corner of O.S. Field No. 43 (Ordnance Survey Map No. 157/5, 1928 Edition)

#### NOTICE OF PUBLIC PATH ORDER

#### HIGHWAYS ACT 1959

#### NORTH YORKSHIRE COUNTY COUNCIL

#### HALL MOOR FARM (SOUTH), HAXBY - PUBLIC PATH DIVERSION ORDER

Notice is hereby given that the above-named Order made on 16th March 1977 is about to be submitted to the Secretary of State for the Environment for confirmation, or to be confirmed, as an unopposed Order, by the North Yorkshire County Council.

The effect of the Order, if confirmed without modifications will be to divert the public right of way from the line described in Schedule A to this notice to a line described in Schedule B to this notice.

A copy of the Order and the map contained in it has been deposited and may be inspected free of charge at the Divisional Highways Office, Ox Carr Lane, Strensall during normal office hours.

Any representation or objection with respect to the Order may be sent in writing to the Chief Executive, County Hall, Northallerton, before 22nd April 1977 and should state the grounds on which it is made.

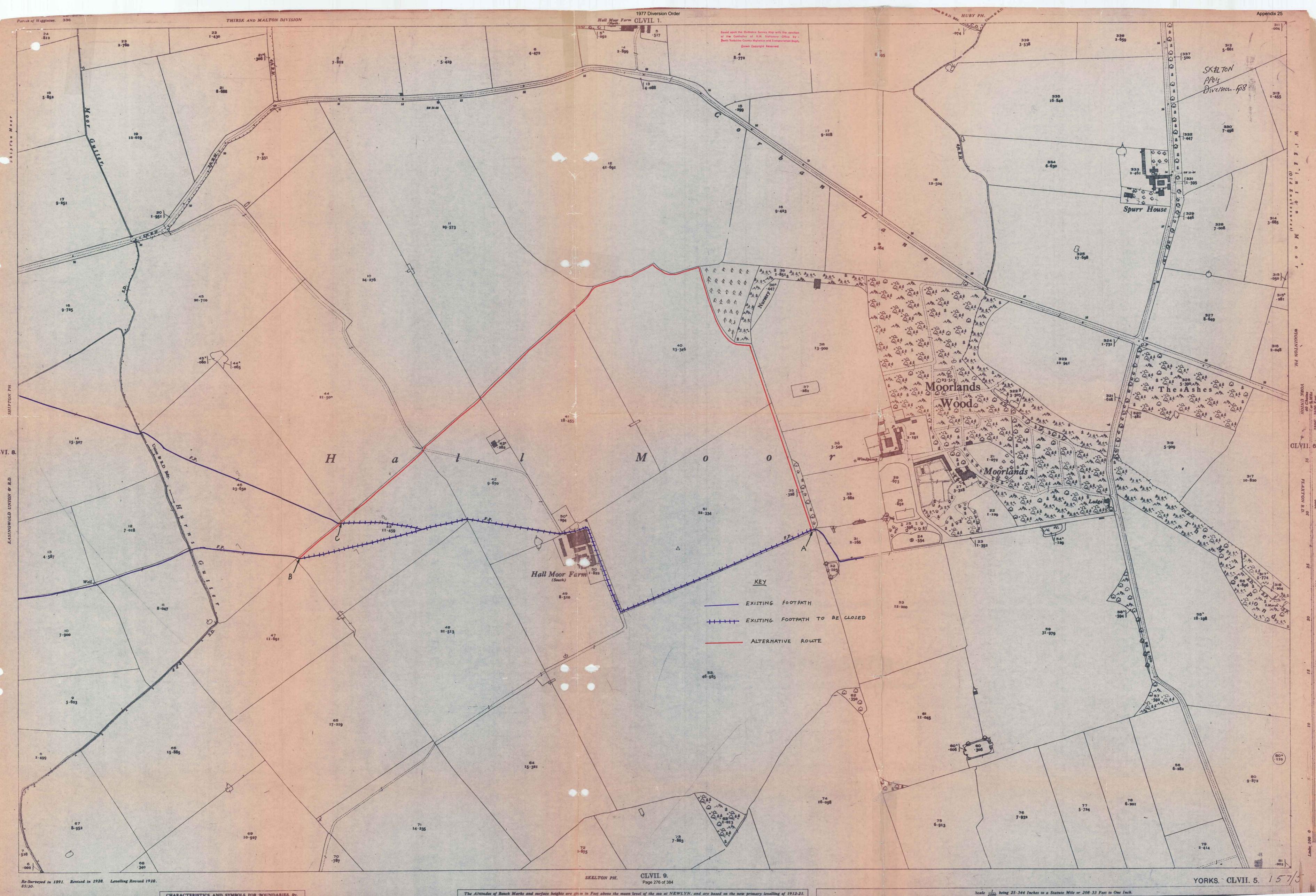
If no representations or objections are duly made, or if any so made are withdrawn, the North Yorkshire County Council may, instead of submitting the Order to the Secretary of State for the Environment, themselves confirm the Order. If the Order is submitted to the Secretary of State any representations with the Order.

Dated 25th March 1977

W.A. HARRISON

County Solicitor

County Hall, NORTHALLERTON



# NORTH YORKSHIRE COUNTY COUNCIL NOTICE OF CONFIRMATION OF PUBLIC PATH ORDER HIGHWAYS ACT 1959

The North Yorkshire County Council Hall Moor Farm (South) Haxby, Public Path Diversion Order

Notice is hereby given that on 13th May 1977, the North Yorkshire County Council confirmed the above-named Order.

The effect of the Order as confirmed is to divert the public right of way from the line described in Schedule A to this notice, to the line described in Schedule B to this notice.

A copy of the Order, as confirmed, and the map contained in it has been deposited and may be inspected free of charge at the Divisional Highways Office, Ox Carr Lane, Strensall during normal office hours.

The Order becomes operative as from the 27th day of May 1977, but if a person aggrieved by the Order desires to question the validity thereof, or of any provision contained therein, on the ground that it is not within the powers of the Highways Act 1959, as amended, or on the ground that any requirement of the Act, as amended, or of any regulations made thereunder has not been complied with in relation to the Order, he may, under Paragraph 2 of Schedule 2 to the Act as applied by Paragraph 5 of Schedule 7 to the Act, within 6 weeks from the date of this notice make an application for the purpose to the High Court,

Dated 27th May 1977.

W. A. Harrison, County Solicitor.

County Hall, Northallerton.

#### SCHEDULE A

Description of Site of Existing Footpath

Section of path as indicated on map and Position

Marked in purple between points A, B and C: That section of footpath commencing at point A, at the eastern corner of O.S. Field No. 51, running in a south-westerly direction for 400 metres, then north-westerly for 174 metres, then turning westerly for 330 metres before dividing into two paths, one running for 240 metres to point B at the western corner of O.S. Field No. 43 and the other running for 154 metres to point C adjacent to the hedge at the eastern corner of O.S. Field No. 46. (Ordnance Survey Map No. 157/5, 1928 Edition.)

### SCHEDULE B

Description of Site of New Footpath

Section of path as indicated on map and Position

Marked in red between points A and B: Commencing at point A at the eastern corner of O.S. Field No. 51 and running in a general northerly direction for 558 metres, then running westerly for 320 metres and then south-westerly for a further 750 metres to point B at the western corner of O.S. Field No. 43. (Ordnance Survey Map No. 157/5, 1928 Edition.)