

**CHARITY FOR THE BENEFIT OF INHABITANT HOUSEHOLDERS OF PARISH OF MIDDLEHAM (charity registration number: 506048)**

Important Note

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Dated 24<sup>th</sup> November 1925

The Personal Representatives of the Right Honourable John Cunliffe Third Baron Masham (deceased)

to

The Middleham Parish Council

Conveyance of the Manor or Lordship of Middleham and other hereditaments situate in the Parish of Middleham in the North Riding of the County of York.

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***This Indenture*** is made the twenty fourth day of November one thousand nine hundred and twenty five ***Between*** Foster Charleton Huntley of the Bank House Masham in the North Riding of the County of York bank manager and George Gilbert Thompson of the City of Bradford in the West Riding the said County solicitor (hereinafter together referred to as “the Vendors”) of the first part Peter Henry Hammond of Castle Hill Middleham in the North Riding of the County of York a retired colonel in His Majesty's Army and a Companion Of The Most Honourable Order Of The Bath and Edwin Calvert of Middleham Castle aforesaid, being respectively the Chairman and Secretary of the body known as the Middleham Moors Committee on behalf of themselves and all other person's being members of the said Committee (hereinafter called “the Committee”) of the second part and The Parish Council of Middleham in the County of York ( hereinafter called the “the Council”) of the third part ***Whereas*** the Right Honourable John Cunliffe Third Baron Masham of Swinton Park in the North Riding of the County of York (hereinafter referred to “ the Testator”) died on the fourteenth day of May one thousand nine hundred and twenty four having by his will dated the twenty eighth day of March one thousand nine hundred and twenty two appointed the Right Honourable Elizabeth Alice Baroness Masham the sole ***Executrix*** thereof ***And*** whereas the said Baroness Masham died on the twenty eighth day of May one thousand nine hundred and twenty four without having proved the said Will ***And*** whereas Letters of Administration (with the stated Will annexed of the seal and personal Estate of the Testator were on the twenty seventh day of September one thousand nine hundred and twenty four granted out of the Principal Probate Registry of The High Court of Justice to the Vendors

**And** whereas the Testator was at the time of his death seised in fee simple free from encumbrances of the Manor and hereditaments hereby assumed **And** whereas the Vendors as such Personal Representatives as aforesaid and in exercise of the statutory power conferred upon them agreed with the Committee for sale to them for the sum of Fifty pounds of the Manor and hereditaments hereby in fee simple in possession free from encumbrances **And** whereas the Committee have requested the Vendors to convey the said Manor to the Council

which the Vendors have agreed to do

**From** this Indenture **witnesseth** as follows:

1. **IN** pursuance of the recited agreement and in consideration of the sum of Fifty pounds now paid by the Committee to the Vendors (the receipt whereof the Vendors hereby acknowledge) the Vendors as the Personal Representatives of the Testator by virtue of the powers conferred upon them by the Land Transfer Act 1897 and of every other power in this behalf enabling them and at the request of the Committee hereby grant and convey unto the Council **ALL** that the Manor or Lordship of Middleham within the Archdeaconry of Richmond in the North Riding of the County of York with a rights members and appurtenances thereof and all wastes waste grounds commons moors marshes ways void grounds wood underwoods streams banks rivers watercourses fishing fowling hawking hunting mines of coal and lead opened not opened quarries rents reversions fines a word amerciaments Courts leet and courts Baron View of frankledge perquisites and profils of the same Courts freedoms and hereditaments whatsoever within the Township Hamlets and Territories of Middleham and Ullshaw or either of them within the said North Riding and parcel at the said Manor And also **All** those several tolls shambles stall duties customs pickage and stallage daily happening renewing growing due and payable within the said Manor or Lordship of Middleham aforesaid And **All** the siles of one house called the Toll Booth or Court house and seven shops near thereto and to the said Tolls belonging or therewith usually had used occupied and enjoyed and all profits to the said Tolls belonging or appertaining And also All tolls of Markets and Fairs held or kept in Middleham aforesaid or upon a certain place called Middleham Moor or Middleham Low Moor within the Parish or Township of Middleham in the said North Riding with their every of their rights members and appurtenances whatsoever and also All the herbage and right for three parts of one horse gait more or less at all times or seasons in the year and a certain pasture known by the name of Busks pasture situate lying and being in Middleham aforesaid And also All the estate right like and interest whatsoever of the Vendors in Middleham Moor otherwise Middleham Low Moor aforesaid and in a certain place called Middleham Common in the Parish of West Witton in the said North Riding **To Hold** the said Manor and hereditaments unto and

to the use of the Council and their assigns forever in fee simple Upon Trust for the benefit of the inhabitant householders of the Parish of Middleham \_\_\_\_\_

2. **The** Council for itself its successors and assigns hereby covenants with the Vendors that the Council will duly pay and discharge the several Fee Farm Rents amounting in all to One pound ten shillings and sixpence (less a deduction for land taxes which are charged on certain hereditaments forming part of the Testator's Middleham Estate (whether such Fee Farm Rent be wholly or in part charge on the hereditaments hereby assured or not) and will at all times hereafter keep the Vendors and their respective the estates and the estate of the Testator fully and effectually indemnified against such Fee Farm Rents or any part thereof and from all claims actions costs charges and damages in respect thereof \_\_\_\_\_
3. **The** Vendors hereby covenant with the Council and their assigns that they the Vendors will pay and discharge all duties that have or may become payable in respect of the hereditaments hereby assumed or any of them by reason of the death of the Testator and will at all times keep the Council effectually indemnified against the same duties and every part thereof and against all actions proceedings costs charges claims and demands whatsoever in respect thereof **Provided** always that the liability of each of the Vendors under the foregoing covenant shall be limited to the amount of the assets of the Testator remaining for the time being in his hands are under his control. \_\_\_\_\_
4. **The** Vendors hereby acknowledge the right the Council to the production of the document specified in the Schedule hereto (the possession of which is retained by the Vendors) and to delivery of copies thereof \_\_\_\_\_
5. **And it is** hereby declared and certified that the transaction hereby effected does not form part of a larger transaction or of a series of transactions in respect of which the amount or value or the aggregate amount or value of the consideration exceeds the sum of Five hundred pounds. \_\_\_\_\_

**In witness** whereof the parties hereto of the first and second parts have hereunto set their hands and seals and the Council have caused their Common Seal to be hereunto affixed the day and year first above written \_\_\_\_\_

Memorandum

By a Deed of Grant dated the 26 day of October 1990 Middleham Parish Council granted Yorkshire Water Services Ltd. certain easements for a water pipe under The Busks at Middleham in fee simple And an acknowledgement was given for the production and delivery of this Deed.

Memorandum

By a Deed of Grant dated the 30<sup>th</sup> day of May 1991 and made between Middleham Parish Council (1) and Yorkshire Water Services Ltd. (2) certain rights to lay maintain and use a water main across land at Middleham in the County of North Yorkshire were granted to the said Yorkshire water Services Ltd in fee simple and an Acknowledgement for production and Undertaking for Safe custody of the within written conveyance.

Memorandum

By a Deed of Grant dated 10 December 1998 made between Middleham Town Council (1) and Middleham Key Partnership (Trading) Limited (2) certain rights to lay maintain and use a water pipe across land at Challenge Wood, Coverham granted to in the County of North Yorkshire were granted to the Middleham Key Partnership (Trading) Limited for a term of 999 years.

Memorandum

By a Transfer dated 19 May 1999 made between (1) Middleham Town Council (1) and (2) Middleham Key Partnerships Ltd. The land being the site of a wall known as Pinfold Wall at the Pinfold site Park Lane Middleham North Yorkshire being 18 inches wide between points A – B – C and D on the plan annexed to the Transfer and shown coloured yellow on the plan was transferred to Middleham Key Partnerships Ltd.

The Schedule heretofore referred to  
Particulars of Documents

Date	Description	Value
29 <sup>th</sup> April 1896	Indenture of Conveyance in Sale	1. Thomas Wood 2. Robert Carliffe Fisher
2 <sup>nd</sup> May 1896	Indenture of Conveyance	1. The Right Honourable Samuel Carliffe Baron Statham 2. The Honourable Samuel Carliffe Fisher
15 <sup>th</sup> June 1897	Indenture of Conveyance	1. The Honourable Anne Carliffe Fisher 2. The Right Honourable John Carliffe Baron Statham

Signed Sealed and Delivered by the said Robert Carliffe Fisher  
Handley

Signed Sealed and Delivered by the said John Carliffe Fisher in the presence of  
Edmund Collett

Signed Sealed and Delivered by the said Henry Hammond in the presence of  
Margaret Anderson  
John Smith  
Richard Williams

Signed Sealed and Delivered by the said John Carliffe Fisher in the presence of  
Richard Williams  
Middleton  
Relieving Officer

Members of the Board of Directors

Signatures  
in the presence of

ed to

signed sealed and witnessed  
by Samuel Kings Townsend  
Robson Callinson  
and Arthur Calvert  
in the presence of

Ellen Jackson  
Middleham  
Church Bazaar Council

REGISTERED AT NOTHALL LONDON BY THE ENROLMENT  
OF A. HANCOCK ON THE 4<sup>th</sup> DAY OF December  
1885 AT 10 IN THE fore noon IN VOLUME 623  
PAGE 1060 NUMBER 194 W. S. Hancock  
Solicitor

for  
to be made  
in the office  
of John

with Council