

THIS DEED OF COVENANT is made the

11

day of

DECEMBER

2014

BETWEEN:

- (1) **JAMIE SMITH and HELEN ELIZABETH SMITH** both of Peartree House, Front Street, Appleton Wiske, Northallerton, North Yorkshire DL6 2AA ("the Covenantee")
- (2) **APPLETON WISKE PARISH COUNCIL** of 4 Hunters Ride, Appleton Wiske, Northallerton, North Yorkshire DL6 2BD ("the Covenantor")

WHEREAS:

- 1 By a Deed of Grant dated the 4th of March 2005 and made between the Covenantor (1) and Peter John Broome and Elizabeth Lindsay Broome (2) ("the Original Covenantee") the rights referred to were granted subject to obligations to repair upon the owner of the property situate and known as Peartree House, Front Street, Appleton Wiske, Northallerton, North Yorkshire DL6 2AA ("the Property")
- 2 The Original Covenantee covenanted with the Covenantor that they would not dispose of the Property without obtaining from the new owner the execution of a Deed in the form set out in the Third Schedule to the Deed of Grant

NOW THIS DEED WITNESSETH:

- 1 The Covenantee hereby covenants with the Covenantor that the Covenantee and his successors in Title will at all times from the date of the transfer of the Property duly observe and perform all the covenants and conditions contained in Clause 5 of the said Deed of Grant to the same extent as if the Covenantee were the Original Covenantee aforesaid and a party to the said Deed of Grant
- 2 The Covenantee hereby agrees that all notices served under the said Deed of Grant for the purposes of or in anticipation of proceedings against him by the Covenantor may be served

upon him by post addressed to him at the Property and that if there are any subsisting breaches of the obligations of the Original Covenantee contained in the said Deed of Grant then for the purpose of this Deed of Covenant such breach shall be deemed to first occur immediate after the date of this Deed of Covenant

3 In this Deed of Covenant where the context so admits:

3.1 Expressions importing the masculine gender refer where applicable to the feminine gender and vice versa and expressions importing the singular number refer where applicable to the plural number and vice versa

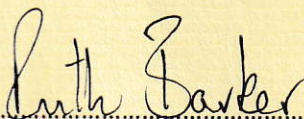
3.2 Where there are two or more persons included in the Covenantee the covenants expressed to be made by the Covenantee shall be deemed to be made by such persons jointly and severally

4. The Grantee further jointly and severally covenants with the Grantor that they will: forthwith upon the execution of this Deed apply to the Land Registry for the entry of a restriction in the following manner:- "no disposition is to be registered unless the Conveyancer for the Proprietor gives a certificate that this disposition has been made in accordance with the provisions of a Deed dated the day of 4th March 2005 made between Appleton Wiske Parish Council (1) and (2) PETER JOHN BROOME and ELIZABETH LINDSAY BROOME


IN WITNESS whereof the parties have executed this Deed the day and year first before written

Executed by **APPLETON WISKE PARISH**

COUNCIL acting by:

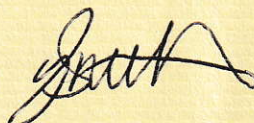
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Chairman

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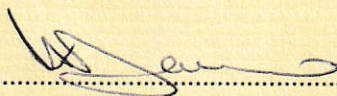
Clerk

SIGNED as a Deed by the said JAMIE)



SMITH In the presence of:)

Witness Signature



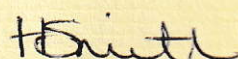
Witness name

HOWARD DAWSON

Witness address

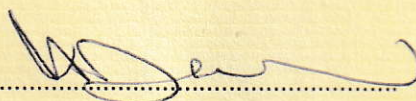
1 HUNTERS RIDGE
APPLETON WISKE
NORTH YORKS, DL6 2BD

SIGNED as a Deed by the said HELEN)



ELIZABETH SMITH In the presence of:)

Witness Signature



Witness name

HOWARD DAWSON

Witness address

1 HUNTERS RIDGE
APPLETON WISKE,
NORTH YORKS, DL6 2BD