

THIS DEED OF DEDICATION is made on the 11th day of MARCH 2020

Parties

WILTSHIRE COUNCIL of County Hall, Bythesea Road, Trowbridge, Wiltshire, BA14 8JN ("the Council") (1)

GARETH POWELL of Forest Farm No.1, Woodrow Road, Melksham, Wiltshire, SN12 7RE ("the Tenant") (2)

1 Whereas

- (1) The Council is registered at H M Land Registry as proprietor with title absolute under Title Numbers WT108277 and WT291518 of the land known as Forest Farm Melksham Wiltshire SN12 7AR part of which is for the purpose of identification only shown edged red on the attached plan and which includes the Land which is to be dedicated
- (2) The Tenant is the tenant under a farm business tenancy dated 10 May 2017 made between the Council (1) and the Tenant (2) of land known as Forest Farm No. 1 Melksham which includes the Land
- (3) The Council as landowner has consented and agreed to dedicate over the Land the public right of way mentioned below
- (4) The Tenant as tenant of the Land has joined into this Deed to give his consent and agreement to the dedication of the public right of way mentioned below
- (5) This Deed is made in pursuance of the Council's powers under Section 1 of the Localism Act 2011 and any other such powers them enabling

2 Interpretation

In this Deed



- 2.1 "footpath" means the footpath leading across the Land between point A and point B having a width of 2 metres more particularly described in the Schedule and as shown on the Plan by a broken black line
- 2.2 "Land" means the strip of land at Forest Farm Melksham in the parish of Melksham Without Wiltshire to be dedicated as a public footpath
- 2.3 "Plan" means the plan attached to this Deed
- 2.4 Any reference to a clause or the Schedule is a reference to a clause or Schedule to this Deed.
- 2.5 A reference to a statute includes any statutory modification or re-enactment of it and every statutory instrument direction or specification made or issued under the statute deriving validity from it.
- 2.6 The clause headings in this Deed are included for convenience only and shall not affect its interpretation

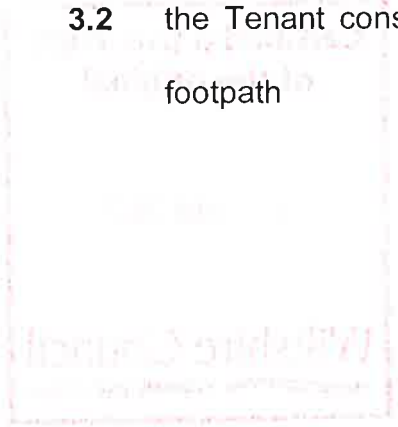
NOW THEREFORE in pursuance of the above Agreement **IT IS AGREED** as

follows:

3 Dedication

Subject to the provisions of clause 4 below:

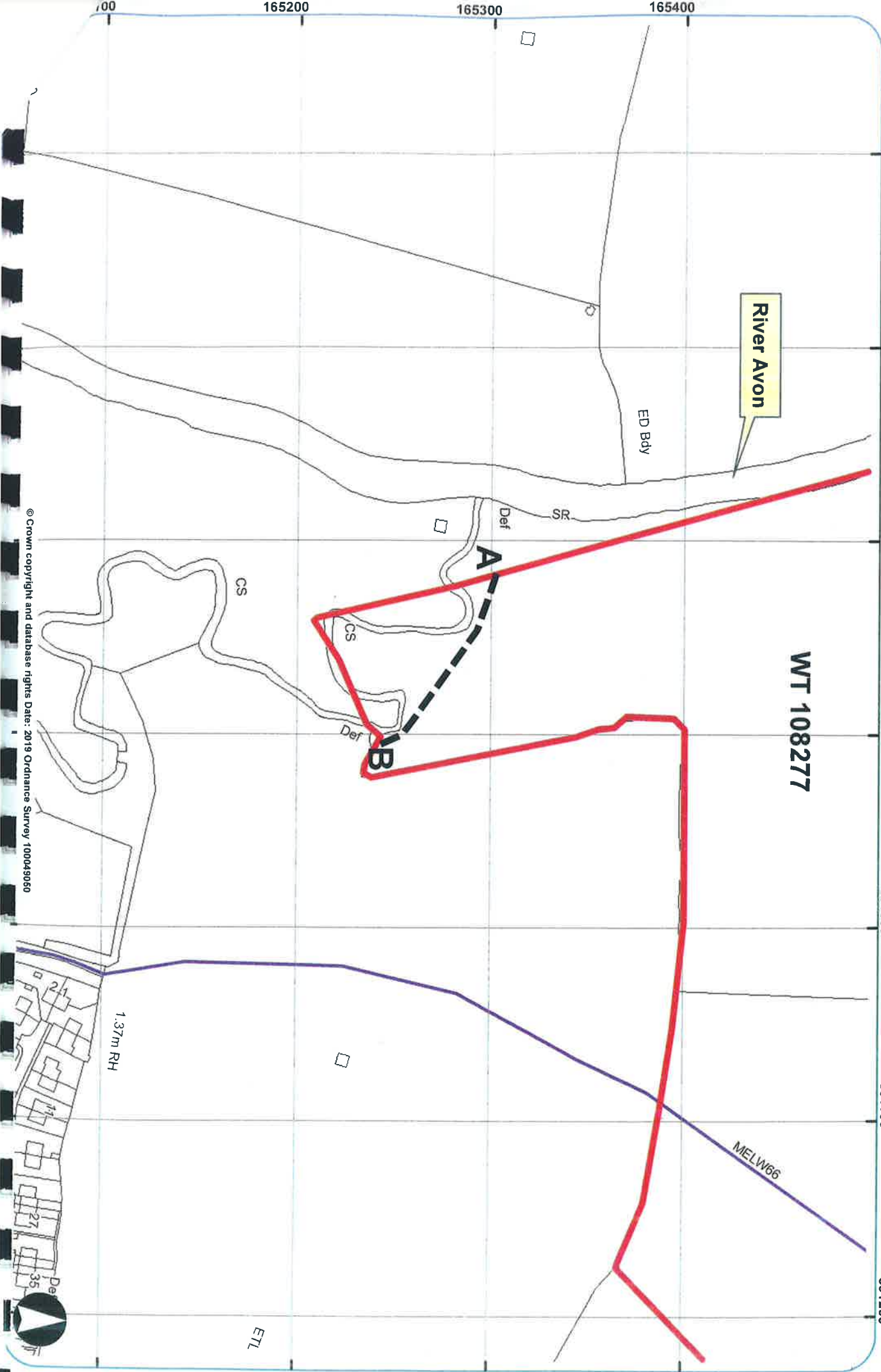
- 3.1 in consideration of these presents the Council as landowner DEDICATES FOR USE BY THE PUBLIC for the purpose of the footpath the Land subject to the limitations and condition specified in the Schedule to the intent that the Land shall be enjoyed by the public as a footpath
- 3.2 the Tenant consents and agrees to the dedication of the Land as a public footpath



Deed of Dedication - Forest Farm, Melksham
Footpath to be dedicated A  **B** 
Land owned by Wiltshire Council WT108277 bordered in red



Date: 01/05/2019



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- 3.3 the Council as local highway authority for the County of Wiltshire hereby accepts the dedication of the footpath
- 4 The dedication of the Land for the purpose of the footpath WILL ONLY TAKE EFFECT on the occurrence of the confirmation of The Wiltshire Council Parish of Melksham Path No. 107 & Parish of Melksham Without Path No. 151 Rights of Way Modification Order 2020 or the enactment of any other legal order or instrument creating a public right of way adjoining at points A and B on the Plan
5. Subject to the dedication of the Land for the purpose of the footpath taking effect in accordance with the provisions contained in clause 4 above the Council shall at its own expense undertake any work that it considers necessary to bring the footpath into a fit condition for use by the public and will arrange for signing and waymarking to be carried out where necessary and upon completion of any work required the Council shall give Notice in one local newspaper circulating in the area in which the footpath is situated that as of that date of publication the footpath shall become a highway maintainable at public expense

SCHEDULE

Footpath commencing at Point A leading to Point B as shown on the Plan.

Approximate length = 110metres

Width = 2 metres

Limitations and conditions

Kissing Gate to BS5709:2018 at Point A

Kissing Gate to BS5709:2018 at Point B

This document has been executed as a deed and is delivered and takes effect on the date stated at the beginning of it

Executed as a Deed by
affixing the COMMON SEAL
of **Wiltshire Council**
in the presence of:



91562

Senior Solicitor

Signed as a Deed by

Gareth Powell



In the presence of:

NK Godwin

N. H. LUDLOW

2. Forest Farm
Woodrow Rd
Melksham

SN127RE

Dated

11TH MARCH.

2020

Wiltshire Council

and

Gareth Powell

AGREEMENT FOR DEDICATION

under S.1 of the Localism Act 2011

of

Public footpath at

Forest Farm Melksham Forest

Melksham Wiltshire

I R Gibbons
Solicitor to the Council
Wiltshire Council
County Hall
Bythesea Road
Trowbridge
Wiltshire
BA14 8JN