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Deed

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made the Seventeenth day of April one thousand eight hundred and ninety seven Between Jane Douthwaite of Shap in the County of Westmorland Spinster by the first part Frances Clark of Shap aforesaid Spinster of the second part and The Parish Council of the Parish of Shap in the County of Westmorland of the third part Witnesses as follows:-

1. That in consideration of the sum of Twenty five pounds on the execution hereof paid by the said Council to the said Jane Douthwaite who hereby acknowledges the receipt thereof and in consideration of the covenants by the said Council hereinafter contained the said Jane Douthwaite as Beneficial Owner hereby grants to the said Council and their Successors in perpetuity free and uninterrupted right liberty and privilege to construct repair and maintain a tank or reservoir on the Close of land of the said Jane Douthwaite in the said parish of Shap numbered 830 on the Ordnance map of the said parish which said Close and the site of the said tank are delineated on the plan herunto annexed (such tank or reservoir not being made higher than the present surface of the ground) to be used as a collecting tank for water such reservoir or tank to be at all times sufficiently covered to prevent horses cattle sheep and other live stock having access thereto or being injured thereby Also the right and liberty to construct repair and maintain below the surface of the said Close on the site delineated and shown on the said plan and thereon colored green a semicircular wall of such a depth as the said Council shall deem necessary or expedient for the purpose of impounding the waters of the said Spring and preventing the same from flowing into the channel of the adjacent Stream shown by a blue line on the said plan Also the right and liberty to lay down and connect with the said Spring and the said reservoir a line of pipe or pipes of sufficient diameter to carry the water from the said Spring to the said tank or reservoir in the direction shown by the red line connecting the said Spring and reservoir on the said plan Also the right and liberty to lay down and connect with the said tank or reservoir and the mouth of the drain and aqueduct shown on the said plan a line of pipes in the direction shown by the red line connecting the said reservoir and aqueduct on the said plan Also full and free right of access at all reasonable times to the said Spring wall reservoir and pipes for the said Council their agents servants and workmen for the purpose of inspecting repairing and maintaining the same.

2. That for the considerations aforesaid the said Jane Douthwaite

We certify this to
be a true copy of the
original

14/3/11
CARTMELL SHEPHERD
PENRITH



and Frances Clark as Beneficial Owners do and each of them doth grant to the said Council and their successors the right liberty and privilege in perpetuity to take and use through the said pipes such a quantity of water arising or issuing from the said Spring as the said Council may require for the use of the inhabitants of the said parish of Shap and such other person or persons as may require the same and for other public or general purposes —

3. That for the consideration aforesaid the said Council hereby Covenant and agree to and with the said Jane Lowthwaite her heirs and assigns that they the said Council shall and will forthwith provide and place and maintain in a suitable position in the said Close of Land a good Stone or Cement trough and supply the same with water for the purpose of watering horses Cattle Sheep and other live Stock belonging to the said Jane Lowthwaite or the owners or occupiers for the time being of the said Close of Land and shall at all times hereafter keep such trough constantly and plentifully supplied with water by means of a branch pipe laid to the said trough from their line of pipe such trough to be provided with a properly constructed ball tap to regulate the supply such supply to be free from all water rates and rents whatsoever —

4. That in consideration of the aforesaid Grant by the said Frances Clark the said Council hereby Covenant and agree to and with the said Frances Clark her heirs and assigns that they the said Council shall and will forthwith provide place and maintain in the Close of Land of the said Frances Clark number 613 on the said Ordnance Map a good Stone or Cement trough in the position shewn on the said plan hereunto annexed and marked B for the purpose of watering horses Cattle Sheep and other live Stock belonging to the said Frances Clark or to the occupiers for the time being of her said Close of Land and her other lands adjoining or adjacent thereto and shall and will at all times hereafter keep such trough constantly and plentifully supplied with water by means of a branch pipe to the same from their line of pipe in the direction indicated on the said plan such trough to be provided with a properly constructed ball tap to regulate the supply of water such supply to be free from all water rates and rents whatsoever —

5. The said Council hereby Covenant and agree to and with the said Jane Lowthwaite and Frances Clark respectively that they the said Council will at all times hereafter compensate the said Jane Lowthwaite and Frances Clark respectively and the respective tenants and occupiers of the said lands for all surface or other damage that may be occasioned

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to the said lands respectively by the construction maintenance
and repair of the said works or any works in connection
therewith or subsidiary thereto

In witness whereof the said parties hereto of the
first two parts have hereunto set their hands and seals
and the said Parish Council hath caused the same
to be executed in accordance with the provisions of the
Local Government Act 1894

Signed Sealed and Delivered by
the before named Jane Douthwaite }
in the presence of

Richard Douthwaite
Thornship, Farmer

Jane Douthwaite (LS)

Frances Clark (LS)

Signed Sealed and Delivered
by the before named Frances Clark }
in the presence of

John Minister
Shap, Coal Merchant

Memorandum - The rights liberties and
privileges conferred on the before mentioned
Parish Council by the above written Indenture
are now vested in the Urban District Council of
Shap and the said District Council are subject
to the obligation to perform the covenants and
agreements on the part of the said Parish Council
contained in the same Indenture

Dated this 18th day of October one thousand
nine hundred and five

The Common Seal of the }
Shap Urban District Council }
was hereunto affixed in the }
presence of

Matthew Sarginson
Chairman
J Rosterne
Clerk



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Dated 17th April 1897

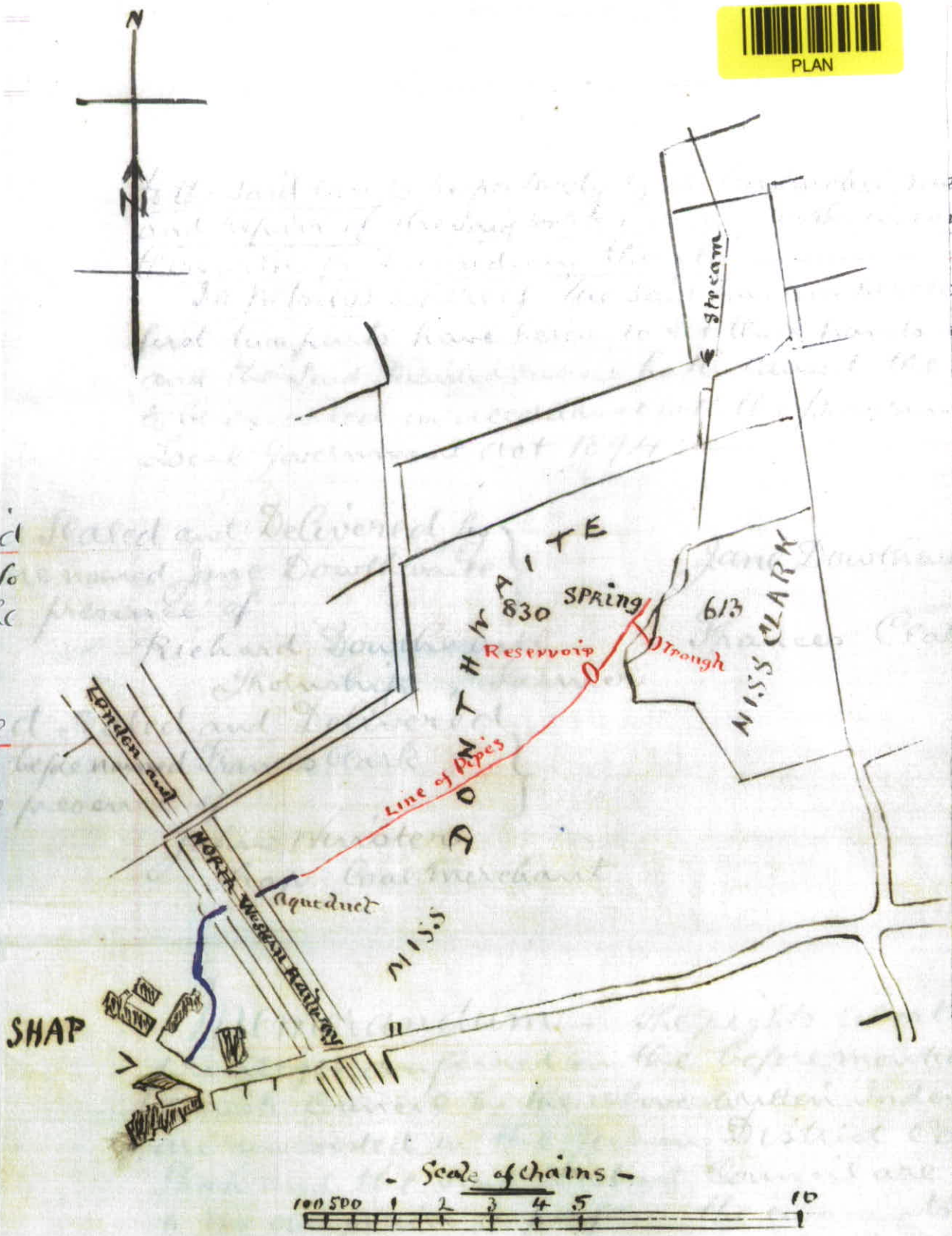
Miss Jane Douthwaite
and Miss Frances Clark

to

The Parish Council
of the Parish of Stape

Copy
Grant of Water Supply

Little & Lamont
Permith
Amen & Co
Permith



maintenance
connection
of the
and Seals
Same
of the

ite (LS)
Park (LS)

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ature
ouncil of
Subject
and
Council

Dated this 18th day of October one thousand
nine hundred and five

Common Seal of the
Urban District Council
hereunto affixed in the