

PT 28551228

DATED

6 August

2014

THE RYEDALE DISTRICT COUNCIL

and

RICHARD CHARLES DALES

and

CELIA JOYCE RAINES and ELIZABETH MARY PLEASANCE

and

WEST ONE LOAN LIMITED

DEED of VARIATION

Relating to a Section 106 Agreement dated 29 October 2013
and made between Ryedale District Council and Richard Charles Dales and
Celia Joyce Raines and Elizabeth Mary Pleasance and West One Loan Limited
relating to land at Low Farm, Main Street, Barton-Le-Street,
Malton in the County of North Yorkshire

K A WINSHIP
Council Solicitor
MALTON



THIS DEED is made on the

6

cms AUGUST
day of ~~JULY~~

2014

BETWEEN

- 1 **THE RYEDALE DISTRICT COUNCIL** whose principal office is at Ryedale House Malton in the County of North Yorkshire YO17 7HH ("the Council") and
- 2 **RICHARD CHARLES DALES**, of Low Farm, Main Street, Barton-le-Street, Malton, YO17 6LP ("the Owner")
- 3 **CELIA JOYCE RAINES** of The Cottage, Barton-le-Street, Malton, YO17 6PN and **ELIZABETH MARY PLEASANCE** of The Close, The Street, West Horsley, Surrey, KT24 6JA (together being "the Mortgagee")
- 4 **WEST ONE LOAN LIMITED** whose registered office is 3 Penta Court, Station Road, Borehamwood, WD6 1SL ("the Second Mortgagee")

NOW THIS DEED WITNESSES as follows:

1 Definitions and Interpretations

In this Deed the following words and expressions have the following meanings:

- 1.1 The Agreement means an Agreement dated 29 October 2013 made between the Council, the Owner and the Mortgagee
- 1.2 The Property means the property known as land at Low Farm, Main Street, Barton-Le-Street, Malton, North Yorkshire, as registered at HM Land Registry under title number: NYK401887
- 1.3 The clause headings do not form part of this deed and shall not be taken into account in its construction or interpretation.

2 Recitals

- 2.1 This deed is supplemental to the Agreement
- 2.2 The parties desire to alter the terms of the Agreement as mentioned below

3 Variation

It is mutually agreed that the Agreement shall be varied as follows:-

The following amendments shall be made as though they had been contained in the Agreement at the date of execution:

For the definition "Development" the meaning shall be deleted and replaced with the following:

' the Development of the Site with Change of use, alteration and extension of agricultural buildings to form 2 No. two bedroom dwellings, 1 No. four bedroom dwelling and one No. five bedroom dwelling with parking/turning and amenity areas, together with alteration to existing

vehicular access and resiting and alteration of existing agricultural building as set out in the application.'

Plan 1 in the agreement with reference number 06J is removed and replaced with Plan 1 reference number 06N which is attached to this deed of variation.

4 Confirmation of the Agreement

Save as modified by this deed the Agreement shall continue in full force and affect in all respects.

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

THE COMMON SEAL of THE
RYEDALE DISTRICT COUNCIL
was hereunto affixed and is
authenticated by

W. A. Winstrip
Council Solicitor

Minute
934/82
Reg No.
6758
Initials
MS



EXECUTED AS A DEED by
RICHARD CHARLES DALES
In the presence of

Witness

Name

Address

Richard Charles Dales
Winstrip
Robert C Tooke
25 EAST MOUNT
MALTON
YO17 7ST

EAST & WEST
ELEVATIONS

SOUTH
ELEVATION

LS 1:200

SPECIFICATION

North eastern boundary -

maple, 5% guelder rose,

protected in plastic

cut cane @ 5plants/m in

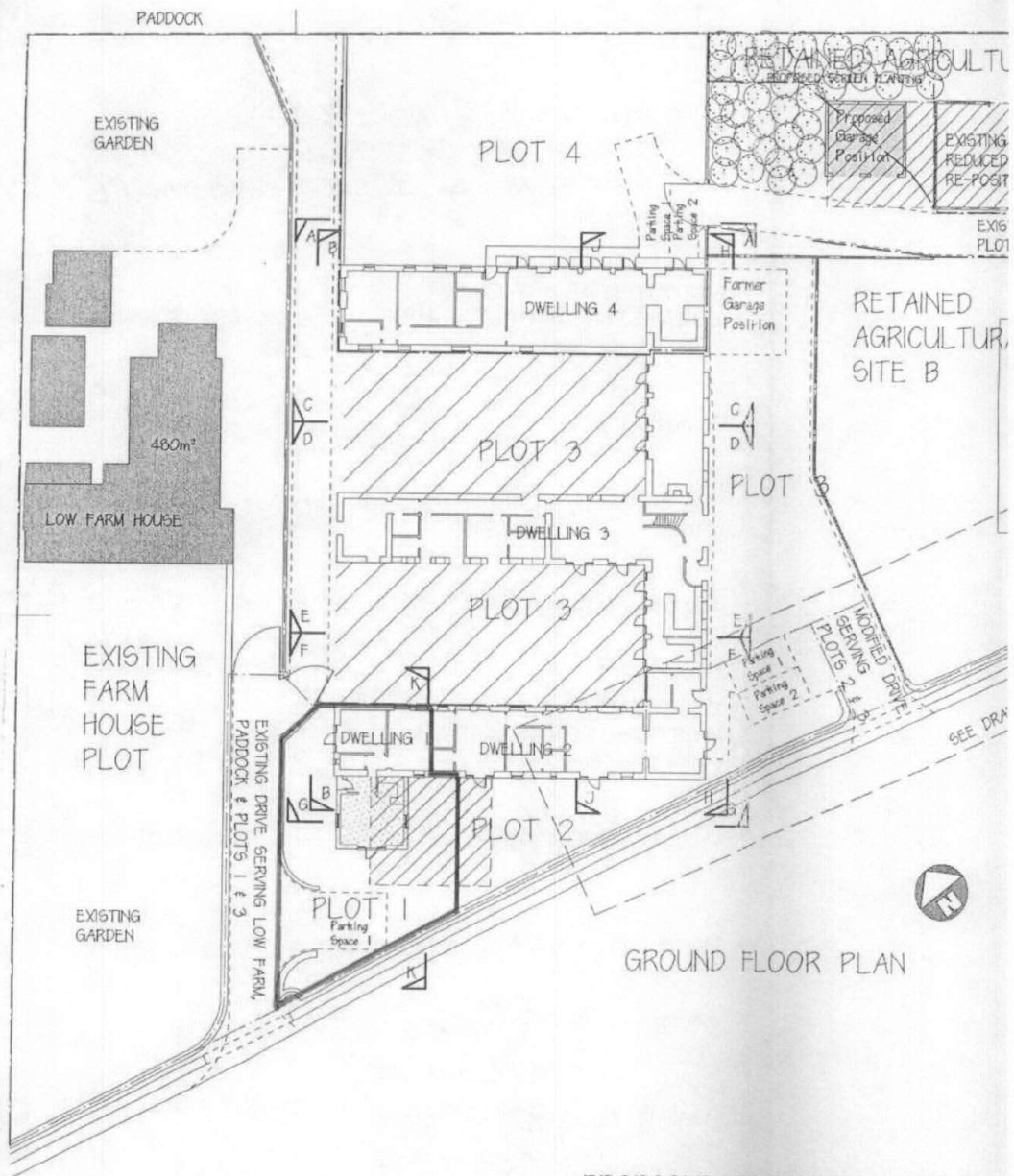
thorn, 10% hazel,

b, 5% bullace

plants in grow

buildings.

any fail plants to be replaced.



GROUND FLOOR PLAN

PROPOSED CONVERSION OF FARM
FOR MR RICHARD DALES
DRAWING 06 N PROPOSED BL
David Ward Architectural Ltd

lip

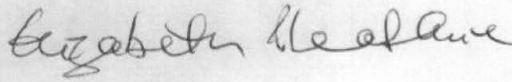
EXECUTED AS A DEED by
CELIA JOYCE RAINES
In the presence of



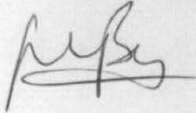
Witness *M J Hardy*

Name MARIAN JOAN HARDY
LOW FARM COTTAGE
BARTON-LE-STREET YO176PL
Address

EXECUTED AS A DEED by
ELIZABETH MARY PLEASANCE
In the presence of



Witness



Name SARAH BYRNE-SEEBACH
Address JUNIPER HOUSE, 129 THE STREET,
WEST HORSLEY, KT24 6HY

EXECUTED AS A DEED by
WEST ONE LOANS LIMITED
In the presence of



Witness



Name ~~Wilson~~ Bamberger
Address West One Loans
3 tents court
Station Road
Borehamwood
Herts WD6 1SL