

THIS DEED is made on the 25 day of NOVEMBER 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 **JOHN LYLE CASS**, of Appleby, Flaxton, York, YO60 7RT ("the first Owner")
- 3 **JOHN GRAYSON** and **MARGARET GRAYSON** both of Copperfield, Flaxton, York, YO60 7RT (together being "the second Owners")

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 26 January 1995 made pursuant to Section 106 of the Town and Country Planning Act 1990 as amended and Section 111 of the Local Government Act 1972 in respect of Copperfield Flaxton York between Ryedale District Council and Mr George William Cass and Jeannie Mary Cass.
- 1.2 The Property means the property known as Copperfield Flaxton York YO60 7RT.
- 1.3 The First Owner and the Second Owners together are the 'Owners'
- 1.4 The Property is now vested in the Owners as the successors in title to Mr George William Cass and Mrs Jeannie Mary Cass.
- 1.5 The First Owner is the Registered Proprietor of that part of the Property registered at HM Land Registry Title Number NYK283276 edged in blue on the attached plan, the Second Owners are the Registered Proprietors of that part of the Property registered at HM Land Registry Title Number NYK171241 edged in red on the attached plan and The First Owner and the Second Owners together are the Owners of that part of the Property registered at the HM Land Registry Title Number NKY221562 edged in purple on the attached plan.
- 1.6 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:-

- 3.1 The following amendments shall be made as though they had been contained in the Agreement at the date of execution:
- 3.2 In the Third Schedule of the Agreement paragraph 1 and 2 shall be removed in their entirety and paragraph 3 shall be re-numbered 1.
- 3.3 The Plan in the agreement is to be removed and replaced with the Plan 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



[Handwritten signature]

Council Solicitor

Leaph services manager

Date 9/3/18
Reg No. 6756
Initials CWS

SIGNED AS A DEED by
JOHN LYLE CASS
In the presence of

[Handwritten signature]

Witness *H.M. Cass*

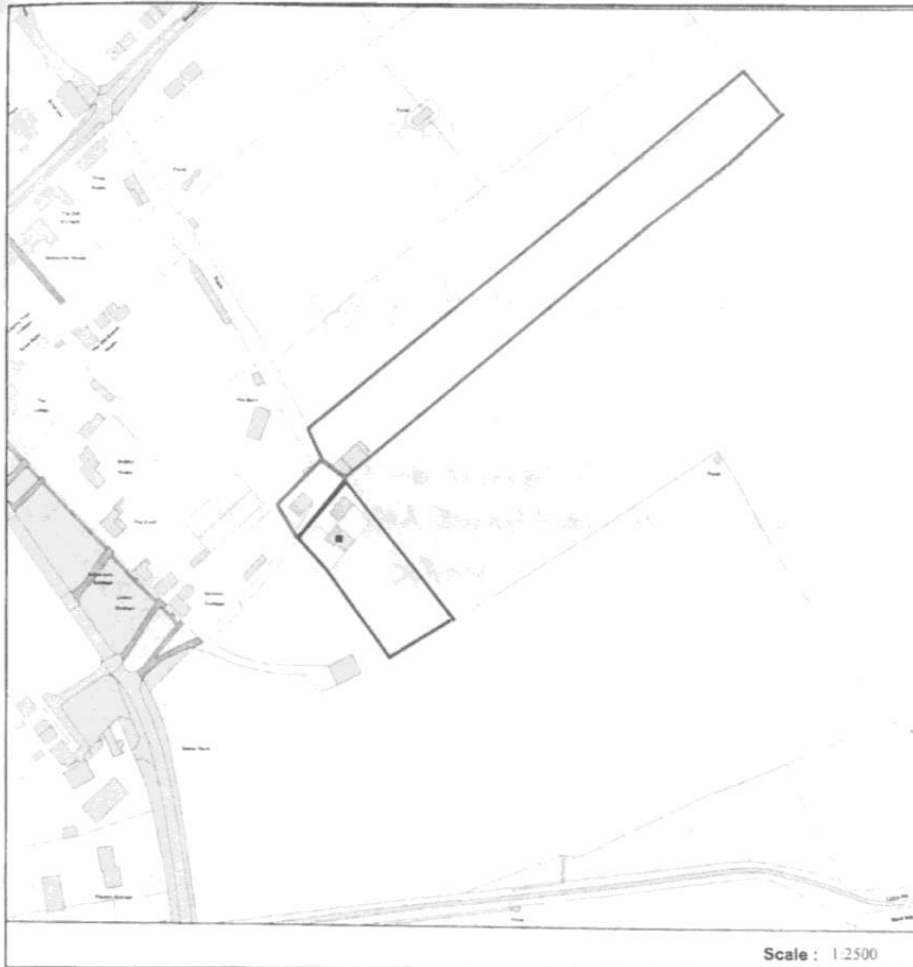
Name *Heather Mary Cass*

Address *The Cottage, Finkle Street, Sheriff Hutton
York, YO60 6ra.*

Copperfield, Main Street, Flaxton, York, YO60 7RT
Mr & Mrs J Grayson & Mr J Cass

GRID REFERENCE : N:468325 S:462013

Area outlined in Red —COPPERFIELD
Area outlined in Blue —APPLEBY



Bunce



SIGNED AS A DEED by
JOHN GRAYSON
In the presence of

J. E. Grayson

Witness

Olwyn S Coope

Name OLWYN SARAH COOPE

Address

HILLING HALL

HILLING

YORK

YO60 6RY

SIGNED AS A DEED by
MARGARET GRAYSON
In the presence of

M. E. Grayson

Witness

P. Hasemeister

P. Hasemeister

Name

11, HOP GROVE LANE NORTH

Address

YORK

DATED

25 NOVEMBER

2014

THE RYEDALE DISTRICT COUNCIL

and

JOHN LYLE CASS

and

JOHN GRAYSON and MARGARET GRAYSON

DEED of VARIATION

Relating to a Section 106 Agreement dated 26 January 1995
and made between Ryedale District Council and John Lyle Cass and Mr J &
Mrs M Grayson relating to Copperfield, Flaxton, York in the County of North
Yorkshire

K A WINSHIP
Council Solicitor
MALTON