

CJS 25

DATED 28th September 1984

JOHN WILLIAM HESKETH GODDARD

-to-

DUNCAN GRAHAM PENFOLD

DEED OF RELEASE

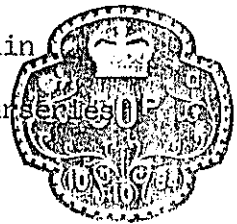
re: Covenant - Goddard Building Trust Estate

LEMON & CO
Solicitors

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THIS RELEASE is made the 28th day of September 1984
 BETWEEN JOHN WILLIAM HESKETH GODDARD of North Cerney Manor Near
 Cirencester in the County of Gloucester (hereinafter called "Captain
 Goddard") of the one part and DUNCAN GRAHAM PENFOLD of The Lawn Nurseries
 Swindon Wilts (hereinafter called "Mr. Penfold")



WHEREAS :-

- (1) By a Conveyance dated the 8th May 1909 and made between Fitzroy Pleydell Goddard and John Crewe Wood of the one part and William Henry Stanier of the other part land situate at The Quarries Swindon Wilts more particularly described in the First Schedule hereto was conveyed to the said William Henry Stanier in fee simple subject (inter alia) to a restrictive covenant full particulars of which are given in the Second Schedule hereto
- (2) The covenant was imposed on the said land for the benefit of the Goddard Building Trust Estate of which the said piece of land formed part
- (3) Captain Goddard is by virtue of the documents and events recorded in the Third Schedule hereto now the owner of the remaining parts of the Goddard Building Trust Estate and is entitled to the benefit of such covenant
- (4) Captain Goddard has in consideration of the payment of FIFTY POUNDS (£50.00) agreed to release Mr. Penfold and the said land from the covenant in so far as he has power so to do

NOW THIS DEED WITNESSETH as follows:-

1. In pursuance of the said agreement and in consideration of the sum of FIFTY POUNDS (£50.00) paid by Mr. Penfold to Captain Goddard (the receipt whereof Captain Goddard hereby acknowledges) Captain Goddard to the extent only to which he has power so to do hereby releases Mr. Penfold and his successors in title and the said land and every part thereof from the said restrictive covenant but to the extent only of the covenant as specified in the said Second Schedule and not further or otherwise so far as

the same is subsisting and capable of being enforced by Captain Goddard

2. Captain Goddard hereby acknowledges the right of Mr. Penfold to the production of the documents set out in the second part of the Third Schedule hereto and to the delivery of copies thereof and hereby undertakes with Mr. Penfold for the safe custody thereof

IT IS HEREBY CERTIFIED that the transaction hereby effected does not form part of a larger transaction or of a series of transactions of which the amount or value or the aggregate amount or value of the consideration exceeds £30,000.00

FIRST SCHEDULE

ALL THAT piece of land described in the said Conveyance dated 8th May 1909 as "ALL THAT piece or parcel of land situate in the Borough of Swindon in the County of Wilts (part of the Goddard Building Trust Estate) which said piece of land contains a total area of 39 perches 11 square yards and is more particularly delineated and described in the plan drawn on these presents and thereon coloured pink"

SECOND SCHEDULE

"The Purchaser hereby covenants with the Vendors to the intent that the covenants hereinafter contained shall run with the land hereby conveyed and bind the successive owner or owners thereof that the purchaser his heirs executors administrators and assigns will not erect any house or building on the said land which shall exceed ten feet in height....."

THIRD SCHEDULE

TITLE OF CAPTAIN GODDARD

First Part


12th August 1927	Death of the said Fitzroy Pleydell Goddard
19th April 1928	Order of the Chancery Division of the High Court of Justice
11th May 1942	Death of Charles Frederick Goddard
24th July 1945	Death of Thomas Alexander Sutton

Second Part

19th June 1928	<u>DEED OF APPOINTMENT</u>	John Crewe Wood (1) Charles Frederick Goddard & Thomas Alexander Sutton (2)
19th August 1942	<u>DEED OF APPOINTMENT</u>	John Crewe Wood & Thomas Alexander Sutton (1) John Lindow Calderwood (2)
23rd October 1945	<u>DEED OF APPOINTMENT</u>	John Crewe Wood & John Lindow Calderwood (1) Joan Marion Calley (2)
26th February 1951	<u>CONVEYANCE</u>	John Crewe Wood John Lindow Calderwood & Joan Marion Calley (1) Captain Goddard (2)

IN WITNESS whereof Captain Goddard has hereunto set his hand and seal the
day and year first before written

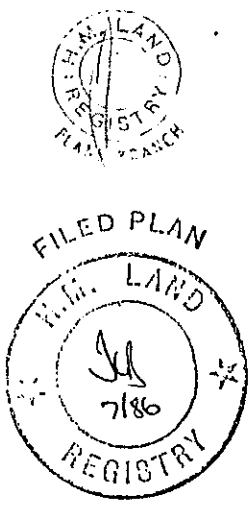
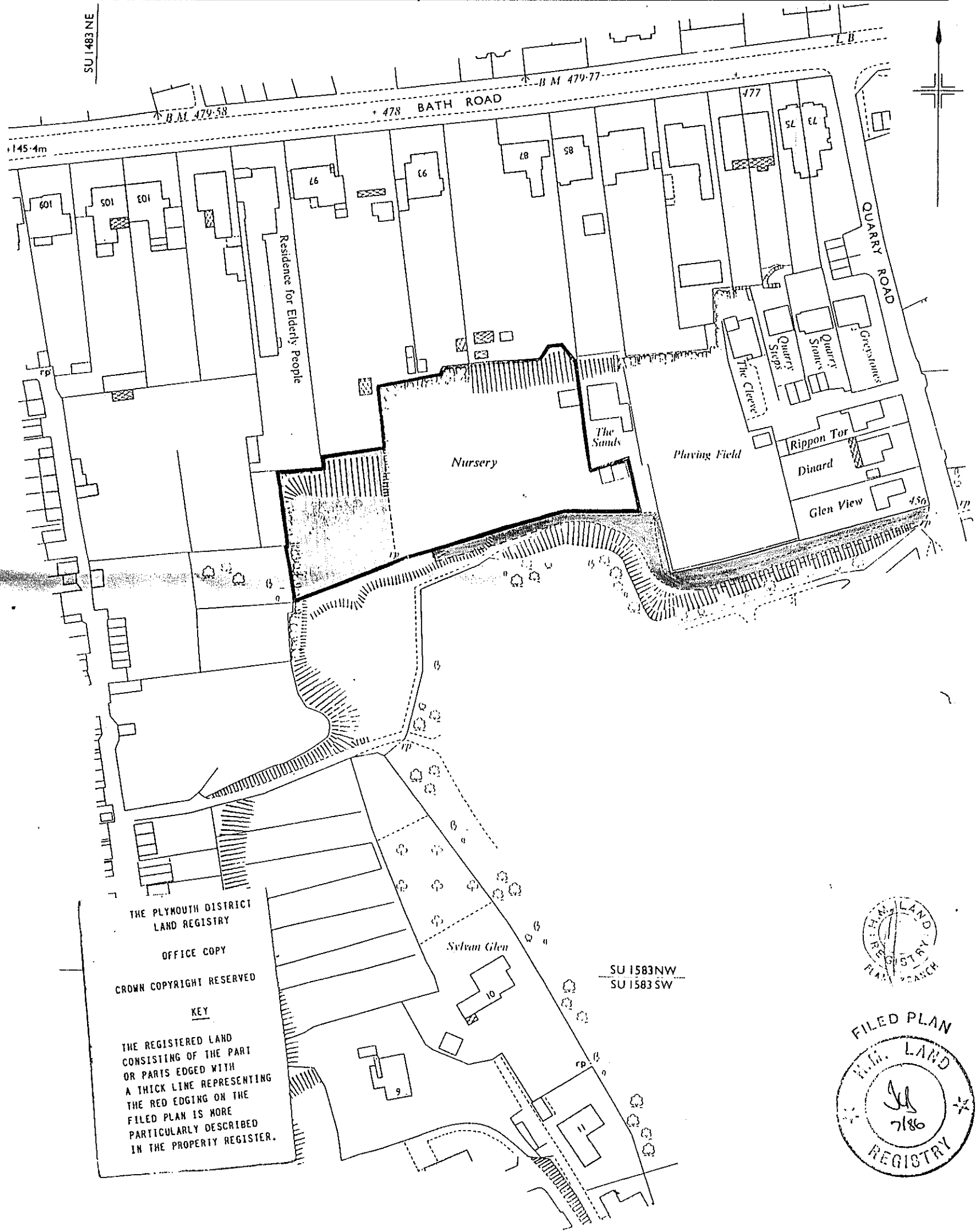
SIGNED SEALED and DELIVERED)
by the said JOHN WILLIAM)
HESKETH GODDARD in the)
presence of:-)

John Goddard 

ents

S. Savory
2 Churchside,
N. Coney, Cirencester.
Housewife.

H.M. LAND REGISTRY		TITLE NUMBER	
		WT 55310	
ORDNANCE SURVEY PLAN REFERENCE	SU 1583	SECTION A	Scale 1/1250
COUNTY WILTSHIRE	DISTRICT THAMESDOWN	© Crown copyright 1984	



ISSUED BY THE PLYMOUTH DISTRICT LAND REGISTRY ON 17 SEP 1987