

THIS AGREEMENT is made the 24<sup>th</sup> day of September 1985 BETWEEN BROADLAND DISTRICT COUNCIL of Thorpe Lodge Yarmouth Road Norwich in the County of Norfolk (hereinafter called "the Council") of the first part NORMAN JOHN HUNT and KAREN JOY HUNT both of The Walnuts Great Witchingham in the said County (hereinafter called "the Owners") of the second part ALLIANCE BUILDING SOCIETY of Alliance House Hove Park Hove in the County of Sussex (hereinafter called "the Society") of the third part and NATIONAL WESTMINSTER BANK PLC whose registered office is situated at 41 Lothbury London EC2P 2BP (hereinafter called "the Bank") of the fourth part WHEREAS

(1) The Council is the Local Planning Authority for the purposes of this Agreement

(2) The Owners are seised in fee simple absolute in possession of the property described in the First Schedule hereto (hereinafter called "the blue land") and the property described in the Second Schedule hereto (hereinafter called "the red land") subject to a Legal Charge dated the 7th day of April 1981 and a Further Advance dated the 15th day of October 1981 and an Agreement dated the 15th day of October 1981 and all made respectively between the Owners of the one part and the Society of the other part and a Legal Charge dated the 20th day of May 1982 between the Owners of the one part and the Bank of the other part but otherwise free from incumbrances

(3) The Owners have applied to the Council under reference number 84.1677 for Planning Permission for development to be carried out on the red land

(4) The Parties hereto have agreed subject to Planning Permission being granted in consequence of the said application to enter into this Agreement pursuant to Section 52 of the Town and Country Planning Act 1971

NOW THIS DEED WITNESSETH as follows:-

1. SUBJECT to Planning Permission being granted in consequence of Application Number 84.1677 and pursuant to Section 52 of the said Act the Owners the Society and the Bank jointly and severally covenant with the Council that from the date on which the said Planning Permission shall be granted the blue land and each and every part thereof shall be permanently



subject to the conditions restricting or regulating the development or use of the blue land specified in the Third Schedule hereto

2. THE expressions "the Council" "the Owners" "the Society" and "the Bank" shall where the context so admits include their respective successors in title and assigns.

IN WITNESS whereof the Council the Society and the Bank have caused their respective Common Seals to be affixed hereunto and the Owners have set hereunto their respective hands and seals the day and year first before written

#### FIRST SCHEDULE

ALL THAT piece or parcel of freehold land situate in the Parish of Great Witchingham in the County of Norfolk which is delineated on the plan annexed hereto and thereon edged blue together with the dwellinghouse and other buildings erected thereon or on some part or parts thereof all which dwellinghouse and other buildings are known as The Walnuts Great Witchingham aforesaid all which property is part of lands conveyed to the Owners by a Conveyance dated the 14th day of November 1979 and made between James Edward Sheen of the one part and the Owners of the other part

#### SECOND SCHEDULE

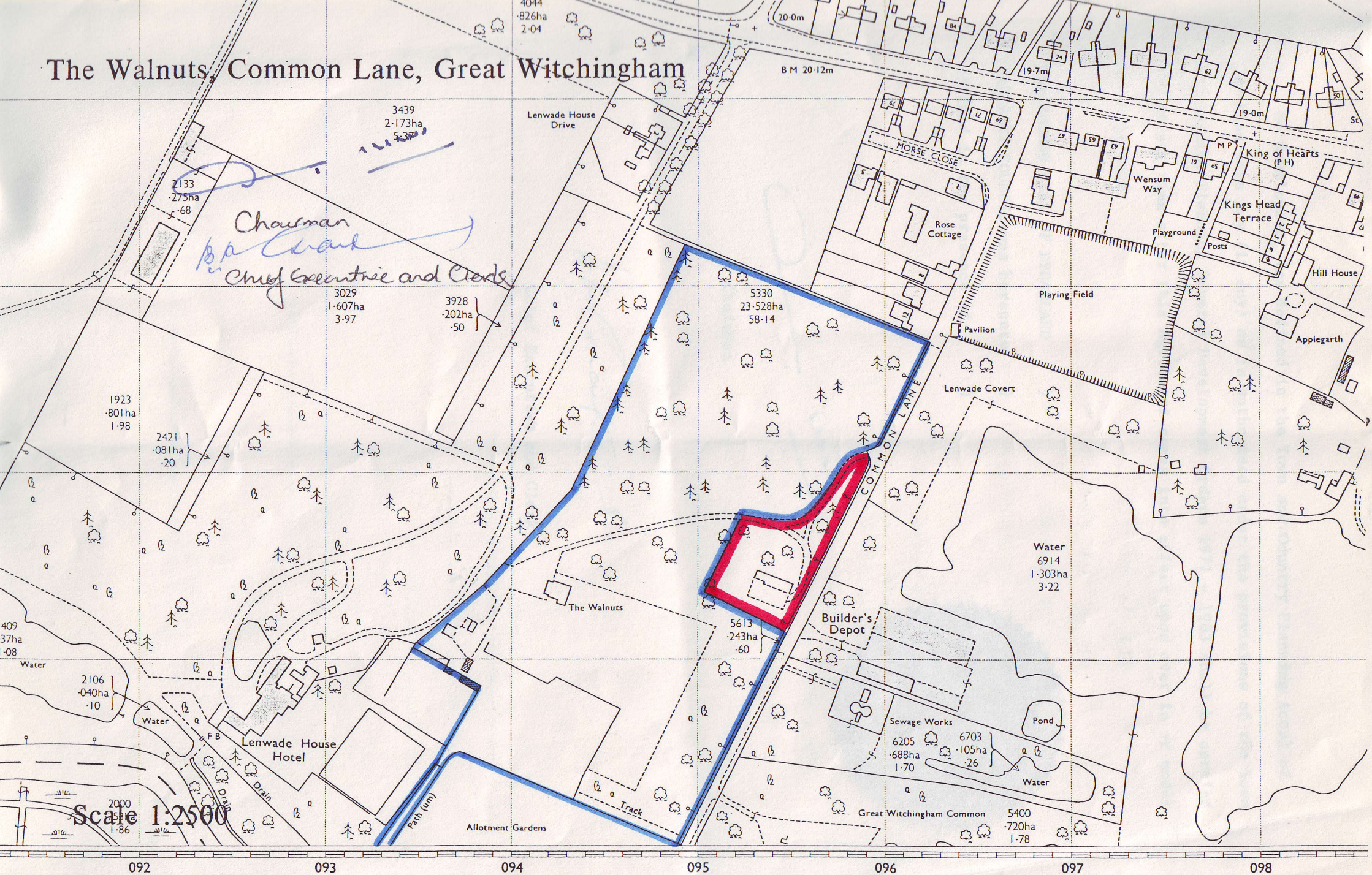
ALL THAT piece or parcel of freehold land situate in the said Parish and delineated on the plan annexed hereto and thereon edged red and comprises the remainder of the lands conveyed to the Owners by the said Conveyance

#### THIRD SCHEDULE

1. No access or egress to or from the blue land whether with or without animals vehicles or other means of transport shall be gained over the highway known as Common Lane Great Witchingham at any time whatsoever PROVIDED THAT this covenant shall not apply until development (as defined in the Town and Country Planning Acts) of the red land has commenced in accordance with the said planning permission or whilst both the red land and the blue land is in the same ownership of either the owners or their successors in title



The Walnuts, Common Lane, Great Witchingham





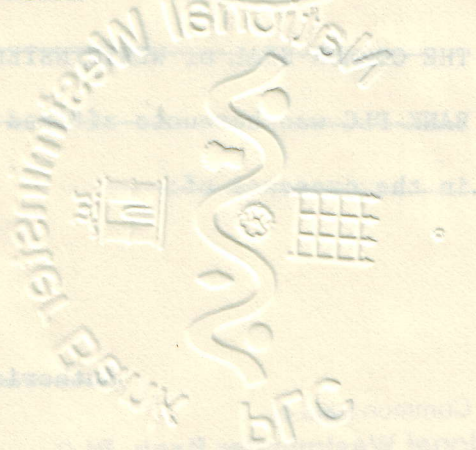
2. No development (as defined in the Town and Country Planning Acts) of any kind save any (if any) as is authorised under the provisions of the Town and Country Planning General Development Orders 1977 - 1983 shall be carried out at any time after this Agreement comes into effect upon over in or under the blue land.

THE COMMON SEAL OF BROADLAND )  
DISTRICT COUNCIL was hereunto )  
affixed in the presence of: )



Chairman

Chief Executive and Clerk





SIGNED SEALED AND DELIVERED )

by the said NORMAN JOHN HUNT )

in the presence of: )

witness name } DAVID SORRELL  
address } 'WOODLANDS'  
occupation } OLD COSTESSEY.  
Motor Agent.

SIGNED SEALED AND DELIVERED )

by the said KAREN JOY HUNT )

in the presence of: )

witness name } DAVID SORRELL  
address } 'WOODLANDS'  
occupation } TOWN HOUSE ROAD,  
OLD COSTESSEY.  
Motor Agent.

THE COMMON SEAL OF ALLIANCE )

BUILDING SOCIETY was hereunto )

affixed in the presence of: )



Authorised Officer

~~THE COMMON SEAL of WESTMINSTER~~ )

~~BANK PLC was hereunto affixed~~ )

~~in the presence of:~~ )

~~Authorised Sealing Officer~~

The Common Seal of  
National Westminster Bank PLC  
was hereunto affixed in the presence of:-

Authorised Sealing Officer ~~Authorised Counter Signatory~~



Dated 24<sup>th</sup> September 1985

BROADLAND DISTRICT COUNCIL

and

MR. AND MRS. N. J. HUNT

and

OTHERS

AGREEMENT

relating to Land at  
The Walnuts, Gt. Witchingham

S.52. Town and Country  
Planning Act 1971.

B.A. Yates,  
District Solicitor,  
Broadland District Council,  
Thorpe Lodge,  
Yarmouth Road,  
Norwich, NR7 0DU.