

**PUBLIC PATH CREATION AGREEMENT  
SECTION 25 – HIGHWAYS ACT 1980**

**THIS PUBLIC PATH DEDICATION AGREEMENT** is made the *Twenty first*  
day of *September* 2011

**BETWEEN:**

(1) **DARLINGTON BOROUGH COUNCIL** of Town Hall, Darlington, DL1 5QT  
(‘the Authority’)

(2) **THE HOSPITALLER ORDER OF ST. JOHN OF GOD CHARITABLE TRUST** (registered Charity No. 232539) a Body Corporate under Part VII of the Charities Act 1993 of Saint Bede’s House, Morton Park Way, Darlington. DL1 4XZ (‘the Owner’) and

(3) **MIDDLESBROUGH FOOTBALL AND ATHLETIC CO (1986) LIMITED** of Riverside Stadium, Middlesbrough TS3 6TS and **ROCKLIFFE HALL LIMITED** of West Lodge, Rockcliffe Hall, Hurworth-on-Tees, DL2 2DU (together ‘the Lessees’)

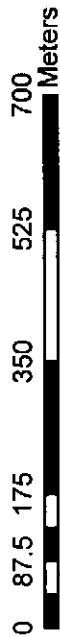
**WHEREAS**

(a) The Owner is registered proprietor with an absolute freehold title under Title Number DU186642 of the land situated in the administrative district of the Authority known as The Parish of Hurworth (‘the Land’)

(b) The Lessees have an interest in the Land by virtue of a Lease dated the *7th November 1996*

(c) The Authority is the local highway authority of the administrative area of Darlington within which the Land is situated

(d) The Owners and the Lessees are desirous of dedicating as public right of way on foot across the Land along the route indicated on the plan annexed hereto marked by the River Tees beginning at NGR NZ 29121-09200 and terminating at NGR NZ 30539-08996



**Key:**

## Public Footpath

## Public Bridleway

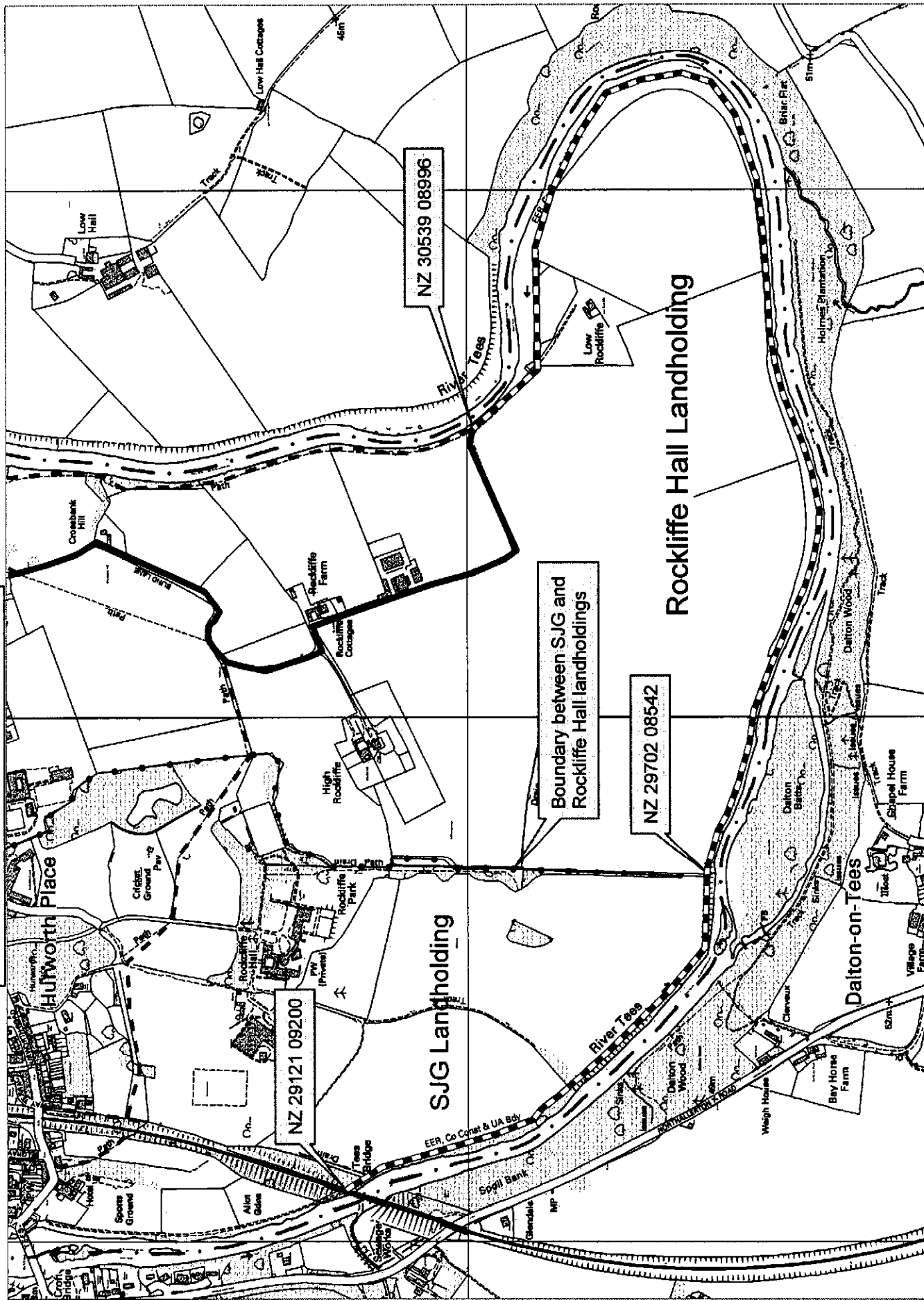
**Route of footpath  
to be dedicated**

## Landholding bounds!

P2A2

**COPY**

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## **NOW IT IS AGREED**

1. In consideration of the covenants of the Authority appearing below in this deed the Owner and the Lessees dedicate for use by the public for the purpose of a footpath ALL THAT strip of land ('the Strip') 3 metres wide and approximately 3,439 metres in length from westernmost point NGR NZ 29121-09200 to the easternmost point NGR NZ 30539-08996 to the intent that the Strip shall be enjoyed by the public as a footpath as shown on the said Plan from the date as agreed in Clause 6 below.

2. The dedication herein contained is binding on the Land and is acknowledged by the Owner and severally the Lessees to be binding on all and any of them their successors in title to their respective interests in the Land.

3. The Owner and/or the Lessees shall prove their respective titles to the Strip if called upon so to do by the Authority at any time after the date of this deed.

4. The Authority shall erect any signage, waymarking and furniture as the Authority thinks necessary.

5. The following limitations and furniture shall be noted on the Definitive Map

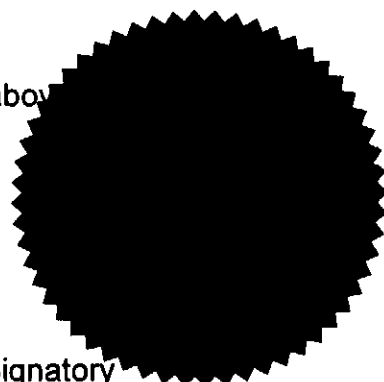
<b>Position</b>	<b>Limitation and Furniture</b>
NGR NZ 29096-09215	A full mobility kissing gate and access gate
NGR NZ 30924-08434	A bridleway gate
NGR NZ 30681-08869	A full mobility kissing gate and access gate

6. Following the execution of this Agreement the Authority shall give notice in a local newspaper that as from the date of publication of that notice the footpath which is the subject of this Agreement has been dedicated for use by the public.

7. The Authority agrees to pay to the Owner the Owner's reasonable and properly incurred legal fees (less recoverable value added tax) incurred in the negotiation and completion of this agreement up to a maximum of £1500.00

IN WITNESS whereof the Authority the Owner and the Lessees have executed these presents as a deed the day and year first appearing above

THE COMMON SEAL of  
DARLINGTON BOROUGH COUNCIL  
was hereunto affixed in the presence of:



*A. G.* ..... Authorised Signatory  
13258

EXECUTED AS A DEED by  
THE TRUSTEES OF THE HOSPITALLER  
ORDER OF ST. JOHN OF GOD CHARITABLE  
TRUST

*R. Moore* .....  
*M. J. Dodd* .....

*Michael Kane* .....

EXECUTED AS A DEED by  
MIDDLESBROUGH FOOTBALL  
AND ATHLETIC CO (1986)  
LIMITED

*Keith Lamb* ..... Director

*Ann Bye* ..... Director/Secretary

EXECUTED AS A DEED by  
ROCKLIFFE HALL LIMITED

*B. Birch* ..... Director  
*[Signature]* ..... Director/Secretary

DATED 21st September 2011

(1) DARLINGTON BOROUGH COUNCIL

(2) THE HOSPITALER ORDER OF  
ST. JOHN OF GOD

(3) MIDDLESBROUGH FOOTBALL AND  
ATHLETIC CO. (1986) LIMITED

(4) ROCKLIFFE HALL LIMITED

DEDICATION AGREEMENT  
Footpath at Rockliffe Park, Hurworth

Assistant Director Resources (ref: AE/LCS2400)  
Darlington Borough Council  
Town Hall  
Darlington  
DL1 5QT