

Based on the Ordnance Survey Map
with the sanction of the Controller
of H.M. Stationery Office
CROWN COPYRIGHT RESERVED
FOR IDENTIFICATION ONLY

SCALE: (6 in: 1 mile)

Public footpaths
Bridleways - - - - -

NOTE - THE SPECIAL COND.
OF SALE WILL BE AVAILAB
WITH THE FULL PARTICULA

1981 → Tel. T.C.

P & E

List of persons to receive -

- (a) Notice of reference
- (b) Notice of hearing
- (c) Copy of Decision
- (d) Direction notice

Category	Name and Address	date sent			
		(a)	(b)	(c)	(d)
Registration authority	The Clerk, East Sussex C.C., Pelham House, St. Andrews Lane, Lewis, Sussex BN7 1UN	16 JAN 1974 A d	3 OCT 1978 FEB 1979		
Concerned authority	The Clerk, Chailey RDC LEWES D.C. Council Offices, LEWES HSE, Lewis, Sussex.		3 OCT 1978 FEB 1979		
Applicant for registration	The Clerk, Telscombe P.C. 383 South Coast Road, Telscombe Cliffs, Sussex.	16 JAN 1974	3 OCT 1978 FEB 1979		
Applicant for registration noted under S4(4)	Trustees of the Charity "Gorham's Gift", G.E. des Forges, Mr Blake Town Hall, Brighton.	16 JAN 1974	3 OCT 1978 FEB 1979		
Director	G. Janson, South Town, Rodmell, Lewes Sols. Messrs. Janson, Cobb, Pearse & Co. 22 College Hill, London EC4 Messrs Smutta Poulter	16 JAN 1974	3 OCT 1978 FEB 1979		
Conflicting registration applicant noted applicant					

COMMONS REGISTRATION ACT 1965

Reference Nos ~~37/D/59-60~~

41

Notice of Final
Disposal of,
Disputed
Registration

IN THE MATTER OF Telscombe Tye, Telscombe

To the East Sussex County Council

I HEREBY GIVE YOU NOTICE in pursuance of Section 6(2) of the Commons
Registration Act 1965 that on the 8 day of

October 1979 the registration at Entry No. 1

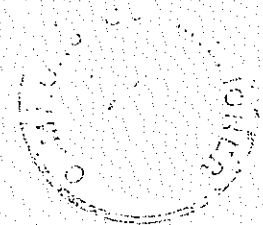
in the Land Section of Register Unit No. CL 2

in the Register of Common Land maintained by you became

final

Given under my hand and seal this 3rd day
of January, 1980.

Chief



Commons Commissioner

Portion to be detached and sent to registration authority.

C.R. Form 25 (OBJECTION FORM)

For official use only

Official stamp of registration authority indicating date of receipt. REGISTRATION ACT, 1965. EAST SUSSEX COUNTY COUNCIL REGISTRATION AUTHORITY 29 SEP 1970

OBJECTION to registration(s) under the Commons Registration Act 1965.

The (name of registration authority) East Sussex County Council.

Objection No. 122

I hereby object to the under-noted registration(s) the grounds stated.

Name and address of person making the objection.

GUY JANSON SOUTH FARM RODMELL LEWES JANSON COBB PEARSON & CO 22 COLLEGE HILL LONDON EC4.

Name and address of solicitor if any. (Fill this space only if a solicitor has been instructed for the purposes of the objection. If it is filled, all correspondence and notices will be sent to the solicitor.)

Reference (if any) of the objector or his solicitor.

Register in which the registration(s) objected to appear(s).

*Common Land/Town or Village Greens

CL 2

Register unit number.

Section of register in which registration appears.

*Land/Rights/Ownership

1

Registration entry number(s).

Grounds of objection. (If a plan is sent, the fact should be mentioned here. The plan must be signed by the person who signs the form.)

That the part of the land hatched red on the plan attached was not common land at the date of registration, and has been farmed solely by me since 1936.

Certified true copy [Signature] Clerk of the East Sussex County Council, the Registration Authority

[Signature] Guy Janson

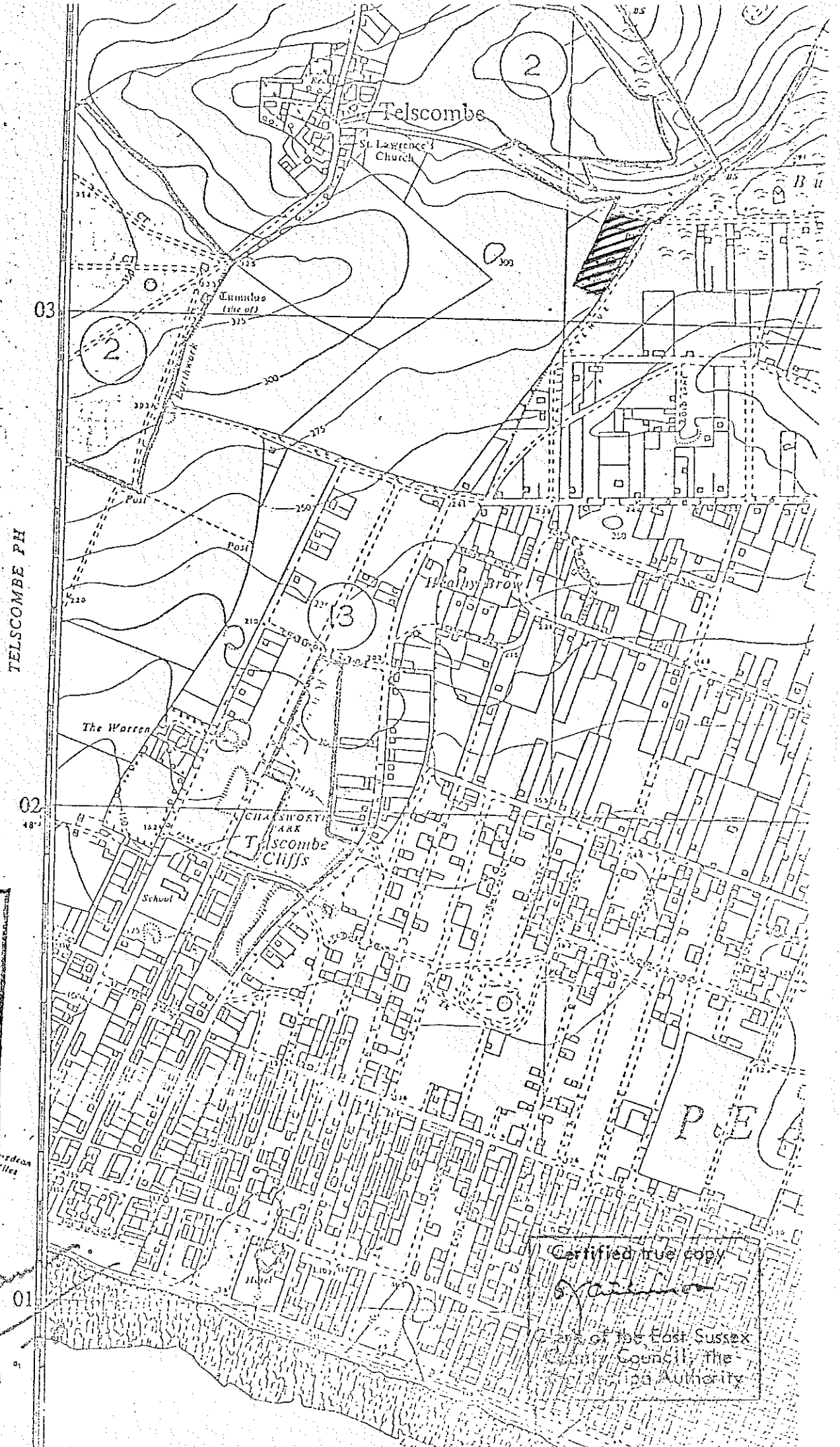
Dated 29 Sep 1970

(In the case of an objection by a body corporate or unincorporate, or charity trustees, this form must be signed by the secretary or some other duly authorised officer.)

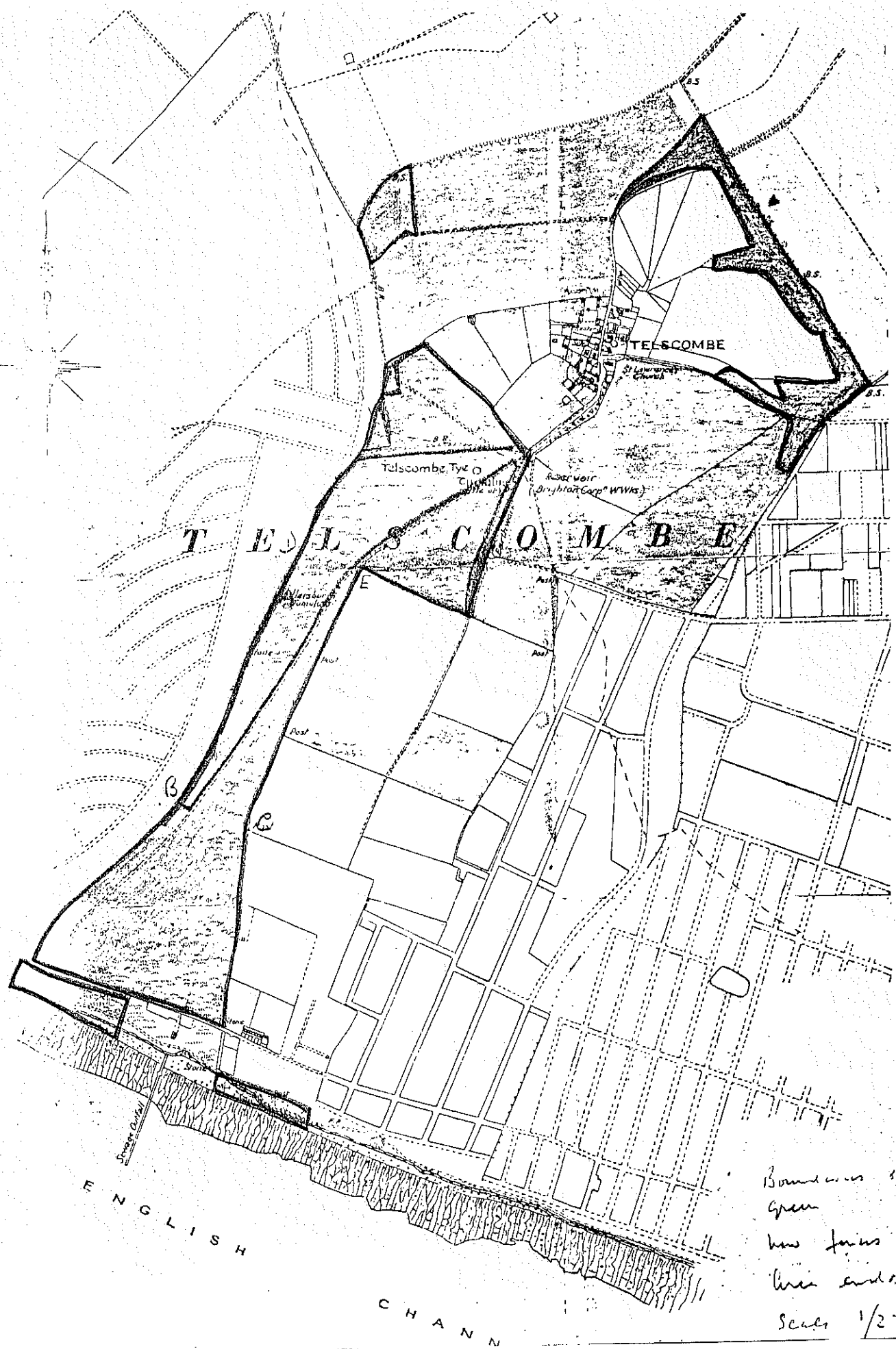
*Strike out whichever does not apply.

COMMONS REGISTRATION ACT, 1965
EAST SUSSEX COUNTY COUNCIL
REGISTRATION AUTHORITY
29 SEP 1970 122

3000
3000
3000



Certified true copy
[Signature]
of the East Sussex
County Council; the
Registration Authority



Boundaries &
 Green
 low fence
 line ends.
 Scale 1/2

List of persons to receive -

- (a) Notice of reference
- (b) Notice of hearing
- (c) Copy of Decision
- (d) Direction notice

Category	Name and Address	date sent			
		(a)	(b)	(c)	(d)
Registration authority	The Clerk, East Sussex C.C. Pelham House, St. Andrews Lane, Lewis, Sussex BN7 1UN	Ack'd 16 JAN 1979	3 OCT 1978 FEB 1979	5 OCT 1979	5 OCT 1981
Concerned authority 1 → 2 →	The Clerk, Chailly BDC LEWES D.C. Council Offices, Lewis, Sussex LEWES HSE 144 ST. The Clerk, Telscombe P.C. 383 South Coast Road, Telscombe Cliffs Sussex.		3 OCT 1978 FEB 1979	5 OCT 1979	5 OCT 1981
Applicant for registration 3 →	Trustees of the Charity Gorhams Gift" C. G. des Forges, Town Hall, Brighton	16 JAN 1979	3 OCT 1978 FEB 1979	5 OCT 1979	5 OCT 1981
Applicant noted under Gen Reg 9(5)					
Persons having interest in the right					
Objector 4 →	and Mr R. S. Neville Mr. R. S. Neville, A. C. 100/101/6.096 Sds: Miss Margaret M. Christie LL.B 126a Church Road, 95, Western Rd. Hove Sussex. (Y.C. Messer R.C. & R.J. Neville)	16 JAN 1979	3 OCT 1978 FEB 1979	5 OCT 1979	5 OCT 1981
Conflicting registration applicant or noted applicant					
Successor interest notified to commissioner at/before hearing					

CROWN COPYRIGHT RESERVED

G des F 3

Supplemental map referred to in column 5 of entry No. 1 in the rights section of register unit No. CL 2 in the Register of Common Land.

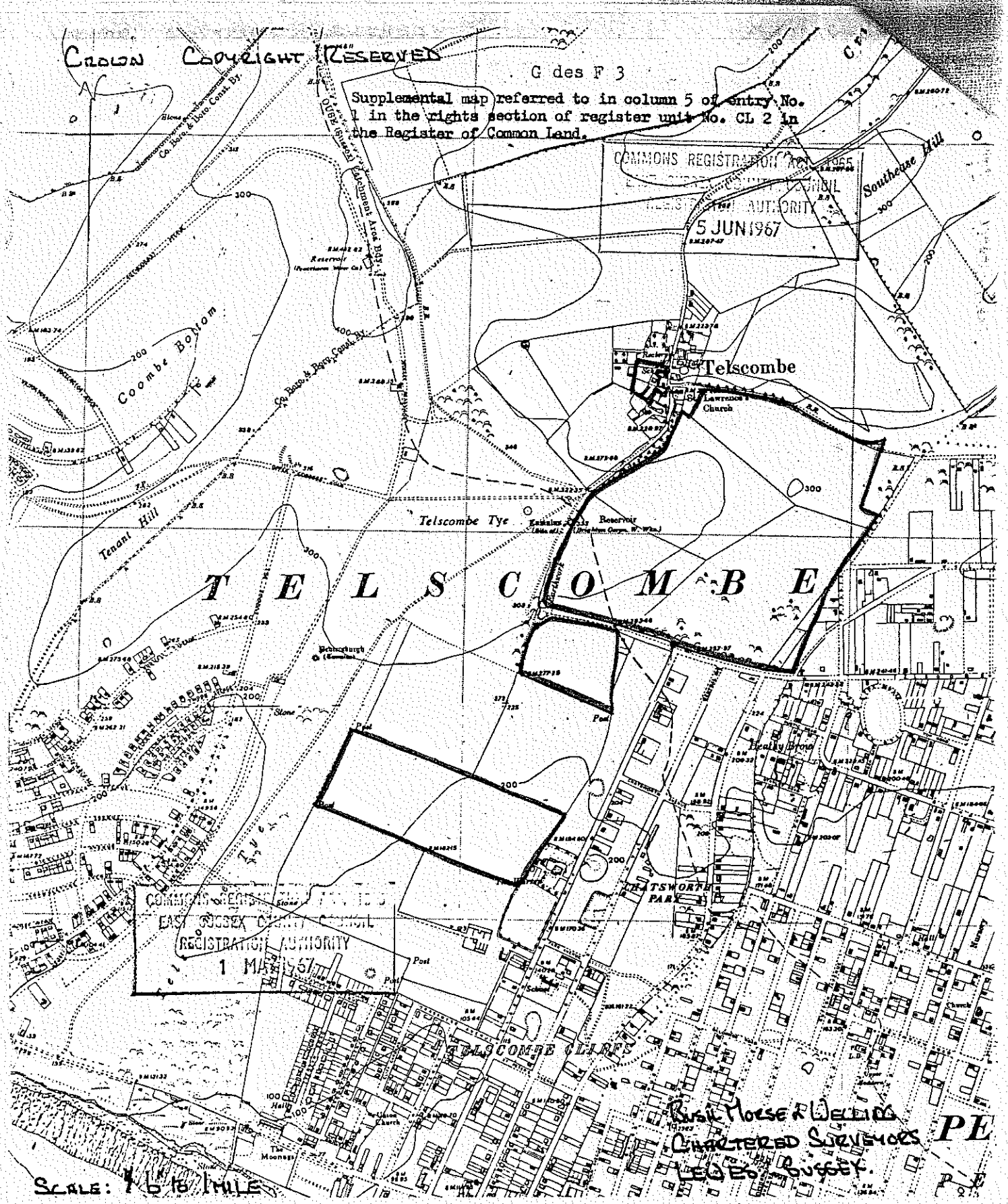
COMMONS REGISTRATION AUTHORITY
5 JUN 1967

COMMONS REGISTRATION AUTHORITY
EAST SUSSEX COUNTY COUNCIL
1 MAR 1951

T E L S C O M B E

W. H. R. WELLS
REGISTERED SURVEYOR
100, BUCKINGHAM
PE

SCALE: 1/62500



COMMONS REGISTRATION ACT 1965

Reference No. 37/D/61-63

41

IN THE MATTER OF Telscombe Tye, Telscombe

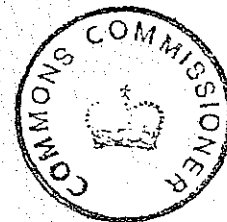
To the East Sussex County Council

I HEREBY GIVE YOU NOTICE in pursuance of Section 6(2) of the Commons
Registration Act 1965 that on the 16th day of
November 1979 the registration at Entry No. 1
in the Rights Section of Register Unit No. CL 2

in the Register of Common Land maintained by you became
final with the following modifications, namely, the substitution of the
figure and word "252 sheep" for the figures and words "222 ewes and 77
tegs" and the deletion of the words "and estovers".

Given under my hand and seal this 9th day
of July, 19 81.

[Handwritten Signature]



Chief Commons Commissioner

COMMONS REGISTRATION ACT 1965

X

41

Reference No. 37/D/61-63

Notice of Final
Disposal of
Disputed
Registration

IN THE MATTER OF Telscombe Tye, Telscombe

To the East Sussex County Council

I HEREBY GIVE YOU NOTICE in pursuance of Section 6(2) of the Commons
Registration Act 1965 that on the 16th day of

November 1979 the registration at Entry No. 2

in the Rights Section of Register Unit No. CL 2

in the Register of Common Land maintained by you became
final

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Given under my hand and seal this 9th day

of July, 1981.

Goldsmith



-Chief Commons Commissioner

Note: This section contains the registration of every right of common registered under the Act as exercisable over the whole or any part of the land described in the land section of this register unit.

Register of COMMON LAND

RIGHTS SECTION—Sheet No. 1

Register unit No. 25 2
Edition No. 1

See Order for Notes

1 No. and date of entry	2 No. and date of application	3 Name and address of every applicant for registration, and the capacity in which he applied	4 Particulars of the right of common, and of the land over which it is exercisable	5 Particulars of the land (if any) to which the right is attached
1 15 JUN 1967	96 1st XV 1967	<p>William Olivia Bell, Mrs., 17 Elm Hill, Brighton, Sussex. Rev. Derek Herbert Payne, Telcombe Rectory, Telcombe, Sussex. Miss Doris V. Hildebrand, 253 York Road, Brighton, Sussex. John John Wilson, Esq., 15 Tinsley Avenue, Brighton. Leonard Davies, Flat 1, 12 Peacockville Road, Brighton. Miss Ingeborg Hiel, 179 Telcombe Hill, Sussex. Telcombe Mills, Sussex. Trustees of the Charity known as Owen's Gift.</p>	<p>Open and green pastures or meadows in par 222 of the and 77 to 231 and elsewhere over the whole of the land comprised in this register unit and register unit No. 25 2. (Registration Provisional)</p>	<p>Telcombe (overlying parcels) 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.</p>
2 15 AUG 1968	261 30th June, 1968	<p>Minister of Agriculture, Fisheries and Food, Great Britain, House of Commons, Road, London S.W.1. - owner</p>	<p>Grazing for up to 100 ewe/s over the whole of the land comprised in this register unit and register unit 25 2. (Registration Provisional)</p>	<p>and LXVIII-1 (1925 addition) Kirby Farm, Telcombe, containing parts of part 404, 405, 406, 407 and part 477, on sheets LXVII-13 (1) 21 addition of 1925 and of part of Telcombe, as shown for identification only and not shown for identification except red within the boundaries on the supplemental map bearing the number of this registration.</p>

Filed true copy
[Signature]
Chief of the East Sussex
County Council, the
Registration Authority

13 AUG 1970

... in which position of this register unit.

13 AUG 1970

... in which position of this register unit.

13 AUG 1970

... in which position of this register unit.

Checked true copy
[Signature]
of the East Sussex
County Council, the
Registration Authority

CR Form 9.

This section for official use only. Official stamp of registration authority indicating date of receipt

2
Application No. 96

COMMONS REGISTRATION ACT, 1965
EAST SUSSEX COUNTY COUNCIL
REGISTRATION AUTHORITY
1 MAY 1967

Register Unit No(s)

CL. 2 & 23

Entry No. 1

COMMONS REGISTRATION ACT 1965

Application for the registration of a right of common

IMPORTANT NOTE: Before filling in this form, read carefully the notes on the back. An incorrectly completed application may be rejected.

Insert name of registration authority (see Note 1).

To the East Sussex County Council

Application is hereby made for the registration of the right of common of which particulars are set out below.

Part 1.

(Give Christian names or forenames and surname or, in the case of a body corporate, the full title of the body. If part 2 is not completed all correspondence and notices will be sent to the first-named applicant. See Note 2 for information as to who may apply.)

Name and address of the applicant or (if more than one) of every applicant.

William Ogilvie DODD LL.B., Town Hall, Brighton.
Rev. Derek Richard PAYNE, Telscombe Rectory, Telscombe.
Dorothy Elsie STRINGER (Miss) 258 Dyke Road, Brighton.
Peter Edwin Wilson BEST, 15 Elms Lea Avenue, Brighton.
Leonard KNOWLES, Flat 1, 12 Prestonville Road, Brighton.
Lucette BIRD (Miss) 179 Telscombe Cliffs Way, Telscombe Cliff, Newhaven.

Part 2.

(This part should be completed only if a solicitor has been instructed for the purposes of the application. If it is completed, all correspondence and notices will be sent to the solicitor.)

Name and address of solicitor, if any.

C.G. des Forges, Solicitor,
Town Hall, Brighton.

as Clerk to the Charity known as "Gorham's Gift"

Part 3.

(Read Note 2 and insert "owner" "tenant" or as the case may be. If there is more than one applicant the capacity of each must be stated against his name in this space.)

are Capacity in which the applicant is entitled to apply for registration.

Commoners, as Trustees of the Charity known as "Gorham's Gift"

Certified true copy
[Signature]
of the East Sussex County Council, the Registration Authority

Part 4.
(See Notes 3 and 4.)

Description of the land over which the right of common is exercisable.

Name by which commonly known Telscombe Tye

Locality Telscombe

**Delete reference to plan where none is submitted. A plan must be used except as mentioned in Note 4.*

Colour on plan's : blue on "G. des F 1";
edged blue on "G des F 2"

Part 5.
(See Notes 3 and 7. If the right is exercisable only during limited periods, full particulars of these periods must be given.)

Description of the right of common.

"open and common pastures or sheep down and common drove ways and common of estovers" (preamble to 50 Geo III 1810)
the common of pastures or sheep down is in respect of 222 ewes and 77 tegs

Part 6.
(See Note 4. If the right is not attached to any land, the fact should be stated here.)

Description of the farm, holding or other land to which the right is attached, if any.

Telscombe (otherwise Charity) Farm coloured pink on the plan "G des F 3"

Part 7.
(See Note 8.)

For applications submitted after 30th June, 1968 (to be disregarded in other cases).

Does the prescribed fee of £5 accompany this application? If not, state whether the fee is for reason (a) or (b) mentioned in Note 8, and give the appropriate particulars required by that note.

**The application must be signed by the applicant, or by every applicant, personally, unless the applicant is a body corporate or charity trustees, in which case it must be signed by the secretary or some other duly authorised officer.*

Signature(s) of applicant(s) or of person on his or their behalf.

G. Astorgues

Date

Certified true copy

[Signature]

of the East Sussex
Council, the
Authority

COPYRIGHT RESERVED

G des F 3

Supplemental map referred to in column 5 of entry No. 1 in the rights section of register unit No. CL 2 in the Register of Common Land.

COMMONS REGISTRATION ACT 1965
EAST SUSSEX COUNTY COUNCIL
REGISTRATION AUTHORITY

5 JUN 1967

Certified true copy

B. Culmer
Clerk of the East Sussex
County Council, the
Registration Authority

Telscombe

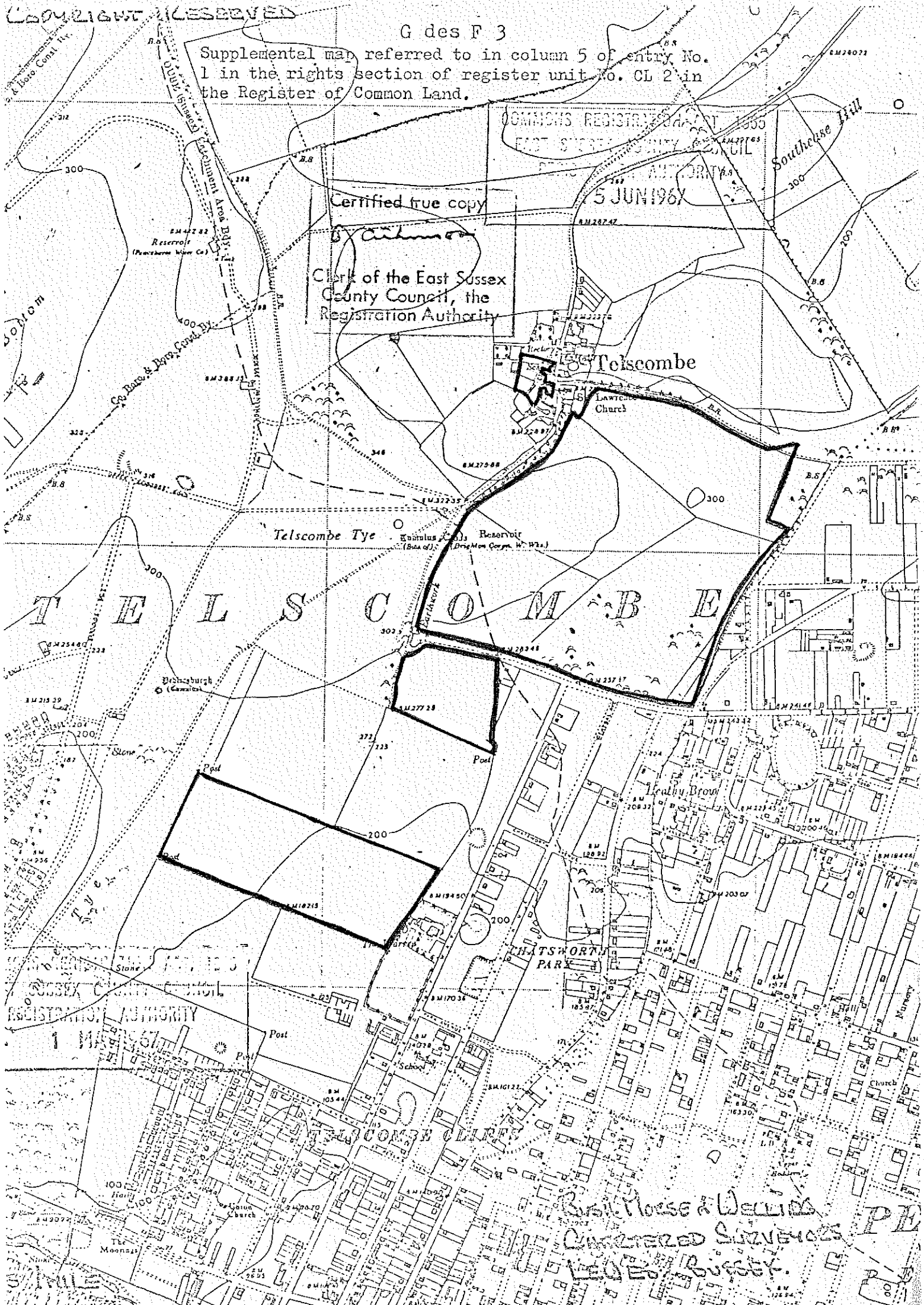
Lawton Church

Telscombe Tye
Eminence Reservoir
(B&A of) (Brighton Corp. W. 172a.)

T E L S C O M B E

HATSWORTH PARK

W. H. B. & W. H. B.
Registered Surveyors
100 High Street



Statutory Declaration in Support

(See Note 6)

To be made by the applicant, or every applicant, personally, unless the applicant is a body corporate or charity trustees, in which case the declaration must be made by the person who has signed the application. Inapplicable wording should be deleted throughout.

Insert full name: *Charles Grahame des Forges*

~~XXXX~~ Charles Grahame des Forges

Strike out this paragraph if it does not apply.
Insert capacity in which acting.

solemnly and sincerely declare as follows:

Charles Grahame des Forges

1. ~~XXXX~~ I am the person ~~(s)~~ who ~~(has)~~ ~~(had)~~ signed the foregoing application.
2. 'I am' Clerk to the applicant(s) and am authorised by the applicant(s) to make the foregoing application on ~~(his)~~ ~~(her)~~ ~~(their)~~ behalf.

Charles Grahame des Forges

3. ~~XXXX~~ I have read the Notes on the back of the application form and believe that ~~XXXX~~ [the applicant(s)] ~~XXXX~~ [are] ~~XXXX~~ entitled, in the capacity or respective capacities stated in the application, to apply for the registration under the Commons Registration Act 1965 of the right of common described in the application.

Strike out this paragraph if there is no plan.
Insert " marking *1 and 2* (see Note 6).

4. 'The plans now produced and shown to me marked " G des F " ~~are~~ the plans referred to in part 4 of the application.

5. 'The plan now produced and shown to me marked " G des F 3 " is the plan referred to in part 6 of the application.

Charles Grahame des Forges

And ~~XXXX~~ I make this solemn declaration, conscientiously believing the same to be true, and by virtue of the Statutory Declarations Act 1835.

Declared by the said.....Charles Grahame

.....des Forges

G. des Forges

at Bonsham

in the County of Worcester

this 20th day of April 1967

Before me,

Signature *J. J. Bingle*

Address 58 Fairs Place

Bonsham

Qualification J. Commissioner for Oaths

REMINDER TO OFFICER TAKING DECLARATION:
Please initial all alterations and mark any plan as an exhibit.

Certified true copy

J. J. Bingle
Clerk of the East Sussex
County Council, the
Registration Authority

This portion to be detached and sent to the registration authority.

C.R. Form 26 (OBJECTION FORM)

For official use only

Official stamp of Registration Authority, indicating date of receipt. EAST SUSSEX COUNTY COUNCIL REGISTRATION AUTHORITY 13 JUL 1970

OBJECTION to registration(s) under the Commons Registration Act 1965.

To the (name of registration authority)

East Sussex County Council.

Objection No. 31

I hereby object to the under-noted registration(s) on the grounds stated.

- 1. Name and address of person making the objection. Dorothy Neville of P.O. Box 4771, Bay Street, Nassau, Bahama Islands and Roderick Charles Neville of 40 Dean Court Road, Rottingdean, Brighton, Sussex.
2. Name and address of solicitor if any. Miss Margaret M. Christie, LL.B., 126a Church Road, Hove, Sussex.
3. Reference (if any) of the objector or his solicitor. MMC/ADL/Q.896.
4. Register in which the registration(s) objected to appear(s). *Common Land/Town or Village Greens
5. Register unit number. CL2 and CL23.
6. Section of register in which registration appears. *Land/Rights/Ownership
7. Registration entry number(s). No. 1.
3. Grounds of objection. (If a plan is sent, the fact should be mentioned here. The plan must be signed by the person who signs the form.)

That the applicants, namely the Trustees of the Charity known as Gorham's Gift, are permitting sheep to graze on the Tye by agreement with the owners of Telscombe Tye, and not as of right.

Certified true copy [Signature] Clerk of the East Sussex County Council, the Registration Authority

[Signature] Signature

ated 15th June 19 70.

In the case of an objection by a body corporate or unincorporate, or charity trustees, this form must be signed by the secretary or some other duly authorised officer.)

*Strike out whichever does not apply.

List of persons to receive -

- (a) Notice of reference
- (b) Notice of hearing
- (c) Copy of Decision
- (d) Direction notice

Category	Name and Address	date sent			
		(a)	(b)	(c)	(d)
Registration authority	The Clerk, East Sussex C.C., Pelham House, St. Andrews Lane, Lewis, Sussex BN7 1UN	Ack 16 JAN 1974	3 OCT 1978 11 FEB 1979	5 OCT 1979	
Concerned authority	The Clerk, Chailey RDC LEWES D.C. LEWES HSE Council Offices, Lewis, Sussex HIGH ST. The Clerk, Telscombe P.C., 383 South Coast Road, Telscombe Cliffs, Sussex		3 OCT 1978 11 FEB 1979	5 OCT 1979	
Applicant for registration 5 →	The Solicitor, Ministry of Agriculture, Fisheries & Food Great Westminster House, 55 Whitehall Horseferry Road, London SW1	16 JAN 1974	3 OCT 1978 11 FEB 1979	5 OCT 1979	
Applicant noted under Gen Reg 9(5)			3 OCT 1978 11 FEB 1979		
Persons having interest in the right					
Objector	Mr R. J. Neville Fr: R.C. Neville (ref: MMC/ADL/2.896) Sols: Miss Margaret M. Christie LLB 126a Church Road, 95, Western Rd. HOYE, Sussex	16 JAN 1974	3 OCT 1978 11 FEB 1979	5 OCT 1979	
Conflicting registration applicant or noted applicant					
Successor interest notified to commissioner at/before hearing					

COMMONS REGISTRATION ACT 1965

X

41

Reference No. 37/D/61-63

Notice of Final
Disposal of
Disputed
Registration

IN THE MATTER OF Telscombe Tye, Telscombe

To the East Sussex County Council

I HEREBY GIVE YOU NOTICE in pursuance of Section 6(2) of the Commons
Registration Act 1965 that on the 16th day of

November 1979 the registration at Entry No. 2

in the Rights Section of Register Unit No. CL 2

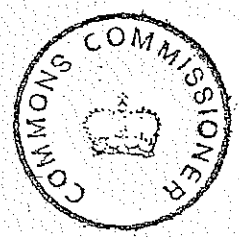
in the Register of Common Land maintained by you became
final

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of

Given under my hand and seal this 9th day
July, 19 81.

[Handwritten Signature]



Chief Commons Commissioner

COMMONS REGISTRATION ACT 1965

Notice of Final Disposal of Disputed Registration

IN THE MATTER OF Telscombe Tye, Telscombe

To the East Sussex County Council

I HEREBY GIVE YOU NOTICE in pursuance of Section 6(2) of the Commons Registration Act 1965 that on the 16th day of November 1979 the registration at Entry No. 1 in the Rights Section of Register Unit No. CL 2

in the Register of Common Land maintained by you became final with the following modifications, namely, the substitution of the figure and word "252 sheep" for the figures and words "222 ewes and 77 tegs" and the deletion of the words "and estovers".

.
.

Given under my hand and seal this

9th

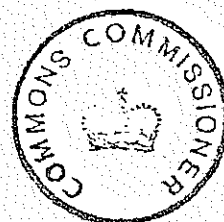
day

of

July

, 19 81.

Goldsmith



Chief Commons Commissioner

Note: This section contains the registration of every right of common registered under the Act as exercisable over the whole or any part of the land described in the land section of this register unit.

Registration authority

EAST SUSSEX COUNTY COUNCIL

Register of COMMONS LAND

RIGHTS SECTION—Sheet No. 1

Register unit No. 112
Edition No. 1
See Details for Notes

1 No. and date of entry	2 No. and date of application	3 Name and address of every applicant for registration, and the capacity in which he applied	4 Particulars of the right of common, and of the land over which it is exercisable	5 Particulars of the land (if any) to which the right is attached
1 15 JUN 1967	26 26 NOV 1967	<p>MILLER DAVIES (2001) LTD, 100 HILL, DELGIBON, NEW YORK, NEW YORK, United States of America; Walsingham, Norfolk; Miss Doris G. Dale (2002), 258, Agas Road, Delgibon, Delgibon; Miss Helen Wilson (2003), 15, Hadden Avenue, Delgibon; Leonard (2004), Flat 1, 12 Foxborough Road, Delgibon; Miss Marjorie Hunt, 17, Dalwood Hilling Way, Delcombe Hill, Sussex - Trustees of the Charity known as Dalwood Hill.</p>	<p>Open and common pasture, as above, from 1922 when and 77 to 92 and 100 to 102 were the whole of the land comprised in this register unit and 90, 101 or unit no. 02 29. (Registration Provisional)</p>	<p>Part of the former parishes of St. Andrew's and St. Peter's (1829) and of the parishes of St. Martin) of 100, 101 and 102 acres of land being vested and within the boundaries of the register unit and bearing the number of this register unit.</p>
2 - 5 AUG 1968	261 30th June, 1968	<p>Minister of Agriculture, Fisheries and Food, Great Britain - for House, Horseferry Road, London S.W.1. - owner</p>	<p>Created for up to 100 sheep; over the whole of the land comprised in this register unit and register unit 02 29. (Registration Provisional)</p>	<p>Part of the former parishes of St. Andrew's and St. Peter's (1829) and of the parishes of St. Martin) of 100, 101 and 102 acres of land being vested and within the boundaries of the register unit and bearing the number of this register unit.</p>

* and LXVIII-1 (1925 edition)

Printed true copy

Secretary of the East Sussex
County Council, the
Registration Authority

13 AUG 1970

Notes

When a petition for the registration of a person is received in this registration unit, it is referred to the registration unit for the registration of the person. The registration unit will advise the person of the date and time of the registration. If any of the persons listed in the petition are not registered, the person should be advised to register in their own right.

13 AUG 1970

The objection to the registration of the person is that the person is not a resident of the village. The registration unit will advise the person of the date and time of the registration. If any of the persons listed in the petition are not registered, the person should be advised to register in their own right.

13 AUG 1970

The objection to the registration of the person is that the person is not a resident of the village. The registration unit will advise the person of the date and time of the registration. If any of the persons listed in the petition are not registered, the person should be advised to register in their own right.

No. and date of issue

Notes

When true copy

[Signature]

of the East Sussex County Council, the Registration Authority

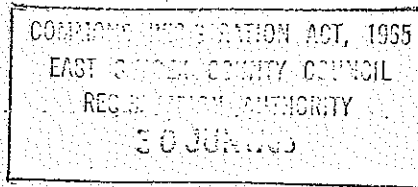
CR Form 9.

This section for official use only.

Official stamp of registration authority indicating date of receipt.

Application No. 781

Register Unit No(s)



CL 2 & 23

Entries No. 2

COMMONS REGISTRATION ACT 1965

Application for the registration of a right of common

IMPORTANT NOTE: Before filling in this form, read carefully the notes on the back. An incorrectly completed application may be rejected.

Insert name of registration authority (see Note 1).

To the

East Sussex County Council

Application is hereby made for the registration of the right of common of which particulars are set out below.

Part 1.

(Give Christian names or forenames and surname or, in the case of a body corporate, the full title of the body. If part 2 is not completed all correspondence and notices will be sent to the first-named applicant. See Note 2 for information as to who may apply.)

Name and address of the applicant or (if more than one) of every applicant.

Minister of Agriculture, Fisheries and Food
Great Westminster House.
Horesferry Road
London, S.W.1.

Part 2.

(This part should be completed only if a solicitor has been instructed for the purposes of the application. If it is completed, all correspondence and notices will be sent to the solicitor.)

Name and address of solicitor, if any.

The Solicitor
(address as above)

Part 3.

(Read Note 2 and insert "owner" "tenant" or as the case may be. If there is more than one applicant the capacity of each must be stated against his name in this space.)

Capacity in which the applicant is entitled to apply for registration.

Owner of Kirby Farm

Certified true copy

[Signature]

Clk of the East Sussex County Council, the

Part 4. Description of the land over which the right of common is exercisable.
 (See Notes 3 and 4)

Name by which commonly known Telscombe Tye

Locality Telscombe, Nr. Newhaven, East Sussex.

'Delete reference to plan where none is submitted. A plan must be used except as mentioned in Note 4.'

Colour on plan As register Units C.L.2 and 23

Part 5. Description of the right of common.
 (See Notes 3 and 7. If the right is exercisable only during limited periods, full particulars of these periods must be given.)

Grazing rights for up to 100 sheep

Part 6. Description of the farm, holding or other land to which the right is attached, if any.
 (See Note 4. If the right is not attached to any land, the fact should be stated here.)

Kirby Farm, Telscombe, Sussex.

See plan attached. 43 acres 3rd. 15p being ^{1/17} O.S. Nos. 40b, 40c, 40d
 O.S. pt No. 49
 45 acres 1 rd. 0p being pt O.S. Nos. 40a
 and whole O.S. No. 40

Levelled 1972
Levelled 1972
for identification only, but not by way of limitation.

Part 7. For applications submitted after 30th June, 1963 (to be disregarded in other cases).
 (See Note 8.)

Does the prescribed fee of £5 accompany this application? If not, state whether this is for reason (a) or (b) mentioned in Note 8, and give the appropriate particulars required by that note.

N/A

The application must be signed by the applicant, or by every applicant, personally, unless the applicant is a body corporate or charity trustees, in which case it must be signed by the secretary or some other duly authorised officer.

Signature(s) of applicant(s) or of person on his or their behalf.

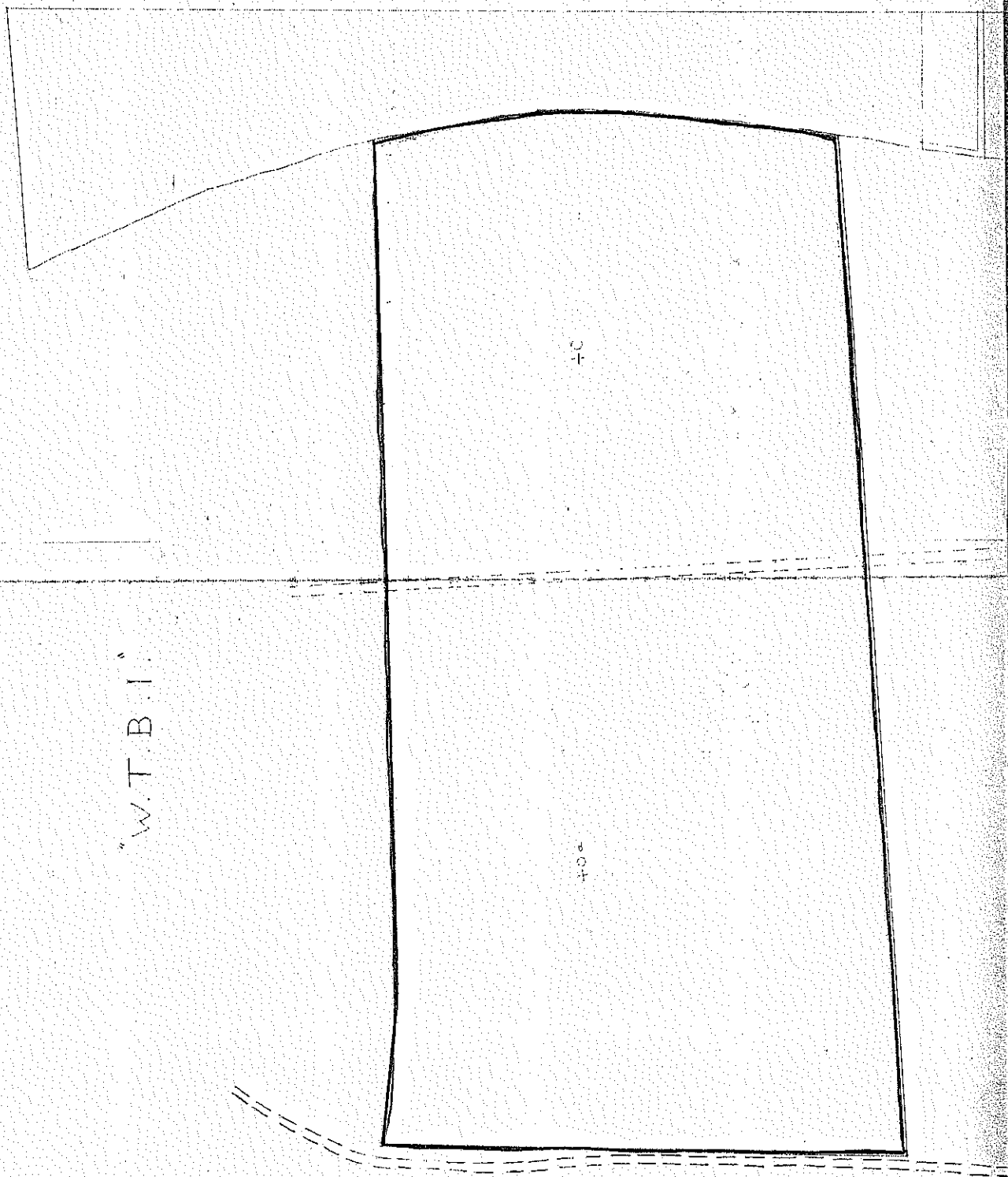
W. Talbot Baker
 (W. Talbot Baker)
 Divisional Land Commissioner
 Authorised on behalf of
 The Minister of Agriculture, Fisheries and Food.

Certified true copy

Date 6th May, 1968

[Signature]
 Clerk of the East Sussex County Council, the Registration Authority

< | Z



W.T.B.I.

2-1

2-2

WESTERN AVENUE

WARREN HOUSE

KIRBY COTTAGE

40c

40d

GRASSMERE AVENUE

Certified true copy
[Signature]
Chief of the East Sussex
County Council, the
Registration Authority

This is the Plan marked "W.T.31"
referred to in the Statutory
Declaration of William Taylor
Dated made before me

PLAN ATTACHED TO APPLICATION FOR REGISTRATION OF A RIGHT OF COMMON

[FORM CR9] BY THE MINISTRY OF AGRICULTURE, FISHERIES AND FOOD.

LAND AT KIRBY FARM, SALTDEAN.

THIS DOCUMENT IS THE PROPERTY OF THE MINISTRY OF AGRICULTURE, FISHERIES AND FOOD. IT IS LOANED TO YOU FOR YOUR INFORMATION ONLY. IT IS NOT TO BE REPRODUCED OR COPIED IN ANY MANNER WITHOUT THE WRITTEN PERMISSION OF THE MINISTRY OF AGRICULTURE, FISHERIES AND FOOD.

Statutory Declaration in Support

(See Note 6)

To be made by the applicant, or every applicant, personally, unless the applicant is a body corporate or charity trustees, in which case the declaration must be made by the person who has signed the application. Inapplicable wording should be deleted throughout.

Insert full name(s).

[I] [We] WILLIAM TALBOT BAKER

Strike out this paragraph if it does not apply.
Insert capacity in which acting.

solemnly and sincerely declare as follows:

- [I am] [We are] the person(s) who [has] [have] signed the foregoing application.
- I am Deputy Chief Constable to the applicant(s) and am authorised by the applicant(s) to make the foregoing application on [his] [their] behalf.
- [I] [We] have read the Notes on the back of the application form and believe that [I] [we] [the applicant(s)] [am] [are] [is] entitled, in the capacity or respective capacities stated in the application, to apply for the registration under the Commons Registration Act 1965 of the right of common described in the application.
- ~~The plan now produced and shown to me marked " " is the plan referred to in part 4 of the application.~~
- The plan now produced and shown to me marked "U.T.B.1." is the plan referred to in part 6 of the application.

Strike out this paragraph if there is no plan.
Insert "marking" as on plan (see Note 6).

And [I] [we] make this solemn declaration, conscientiously believing the same to be true, and by virtue of the Statutory Declarations Act 1835.

Declared by the said WILLIAM TALBOT BAKER

.....
.....
.....
.....
.....
.....

William Talbot Baker

at Summingdale
in the County of Berkshire
this 10th day of May 1968

Before me,
Signature [Signature]
Address Summingdale
Berkshire
Qualification Commissioner for Oaths

REMINDER TO OFFICER TAKING DECLARATION:
Please initial all alterations and mark any plan as an exhibit.

Certified true copy
[Signature]
Chief of the East Sussex
County Council, the
Registration Authority.



C.R. Form 26 (OBJECTION FORM)

This page to be detached and sent to the registration authority.

For official use only

Official stamp of Registration Authority, indicating date of receipt.

EAST SUSSEX COUNTY COUNCIL
REGISTRATION AUTHORITY
13 JUL 1970

OBJECTION to registration(s) under the Commons Registration Act 1965.

To the (name of registration authority)

East Sussex County Council.

Objection No. 32

I hereby object to the under-noted registration(s) on the grounds stated.

- 1. Name and address of person making the objection. Dorothy Neville of P.O. Box 4771, Bay Street, Nassau, Bahama Islands and Roderick Charles Neville of 40 Dean Court Road, Rottingdean, Brighton, Sussex.
- 2. Name and address of solicitor if any. (Fill this space only if a solicitor has been instructed for the purposes of the objection. If it is filled, all correspondence and notices will be sent to the solicitor.) Miss Margaret M. Christie, LL.B., 126a Church Road, Hove, Sussex.
- 3. Reference (if any) of the objector or his solicitor. MMC/ADL/Q.896
- 4. Register in which the registration(s) objected to appear(s). *Common Land/Town or Village Greens
- 5. Register unit number. CL2 and CL23.
- 6. Section of register in which registration appears. *Land/Rights/Ownership
- 7. Registration entry number(s). No. 2.
- 8. Grounds of objection. (If a plan is sent, the fact should be mentioned here. The plan must be signed by the person who signs the form.)

That the right does not exist at all. Such right, if any, as may have formerly existed has been waived by lapse of time, the right not having been used at all within living memory.

Certified true copy
[Signature]
of the East Sussex County Council, the Registration Authority

dated 15th June

1970.

[Signature]
Signature *[Signature]*

In the case of an objection by a body corporate or unincorporate, or charity trustees, this form must be signed by the secretary or some other duly authorised officer.)

*Strike out whichever does not apply.

List of persons to receive -

- (a) Notice of reference
- (b) Notice of hearing
- (c) Copy of Decision
- (d) Direction notice

Category	Name and Address	date sent			
		(a)	(b)	(c)	(d)
Registration authority	The Clerk, East Sussex C.C. Pelham House, St. Andrews Lane, Lewis, Sussex BN7 1UN	Ack 16 JAN 1978	3 OCT 1978 24 FEB 1978	5 OCT 1978	
Concerned authority	The Clerk, Chailey RDG LEWES D.C. Council Offices, Lewis, Sussex. LEWIS HSE, 114H ST. The Clerk, Telscombe P.C. 383 South Coast Road, Telscombe Cliffs Sussex.		3 OCT 1978 1 FEB 1978	5 OCT 1978	
Applicant for registration	1) Trustees of the Charity Gorham's Gift", C.G. des Forges, Town Hall, Brighton	16 JAN 1978	3 OCT 1978 5 FEB 1978	5 OCT 1978	
Applicant noted under Gen Reg 9(5)	2) The Solicitor, Ministry of Agriculture Fisheries & Food, Great Westminster House, Horseferry Road, London S.W.1	16 JAN 1978	3 OCT 1978 5 FEB 1978	5 OCT 1978	
Persons having interest in the right					
Objector	6 - G. Janson South Farm, Rodwell, Lewes Sol: Janson, Cobb Pearson & Co., 22 College Hill, London E.C.4 Mark Smith Denton	16 JAN 1978	3 OCT 1978 5 FEB 1978	5 OCT 1978	
Conflicting registration applicant or noted applicant					
Successor interest notified to commissioner at/before hearing					

COMMONS REGISTRATION ACT 1965

X

41

Reference No. 37/D/61-63

Notice of Final
Disposal of
Disputed
Registration

IN THE MATTER OF Telscombe Tye, Telscombe

To the East Sussex County Council

I HEREBY GIVE YOU NOTICE in pursuance of Section 6(2) of the Commons
Registration Act 1965 that on the 16th day of

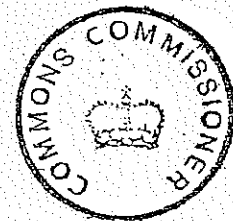
November 1979 the registration at Entry No. 2

in the Rights Section of Register Unit No. CL 2

in the Register of Common Land maintained by you became
final

Given under my hand and seal this 9th day
of July, 1981.

G. J. Quirk



Chief Commons Commissioner

COMMONS REGISTRATION ACT 1965

41

Reference No. 37/D/61-63

Notice of Final
Disposal of
Disputed
Registration

IN THE MATTER OF Telscombe Tye, Telscombe

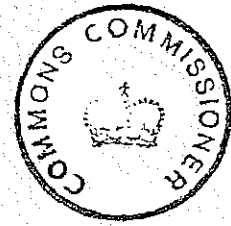
To the East Sussex County Council

I HEREBY GIVE YOU NOTICE in pursuance of Section 6(2) of the Commons
Registration Act 1965 that on the 16th day of
November 1979 the registration at Entry No. 1
in the Rights Section of Register Unit No. CL 2

in the Register of Common Land maintained by you became
final with the following modifications, namely, the substitution of the
figure and word "252 sheep" for the figures and words "222 ewes and 77
tegs" and the deletion of the words "and estovers".

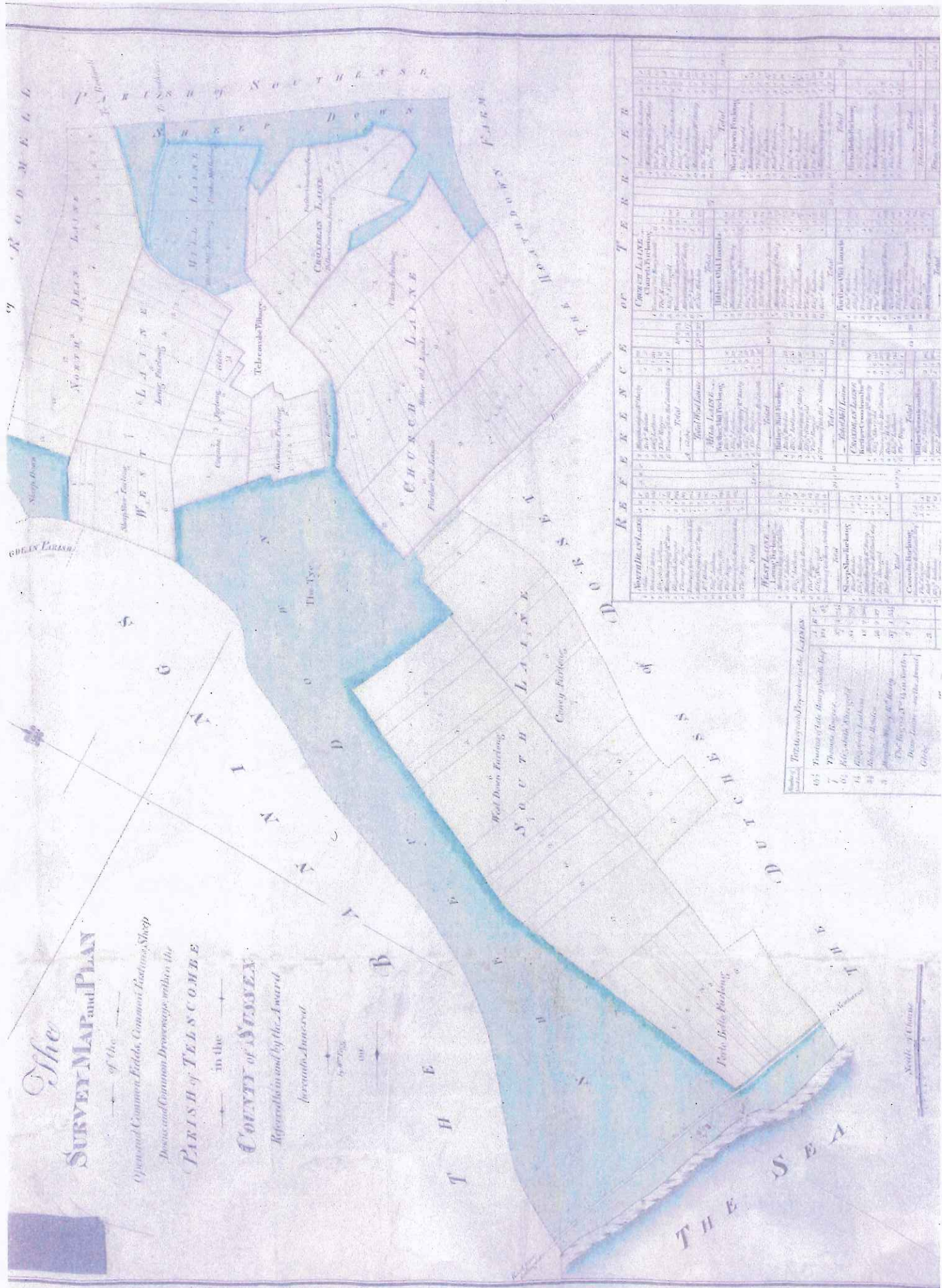
Given under my hand and seal this 9th day
of July, 1981.

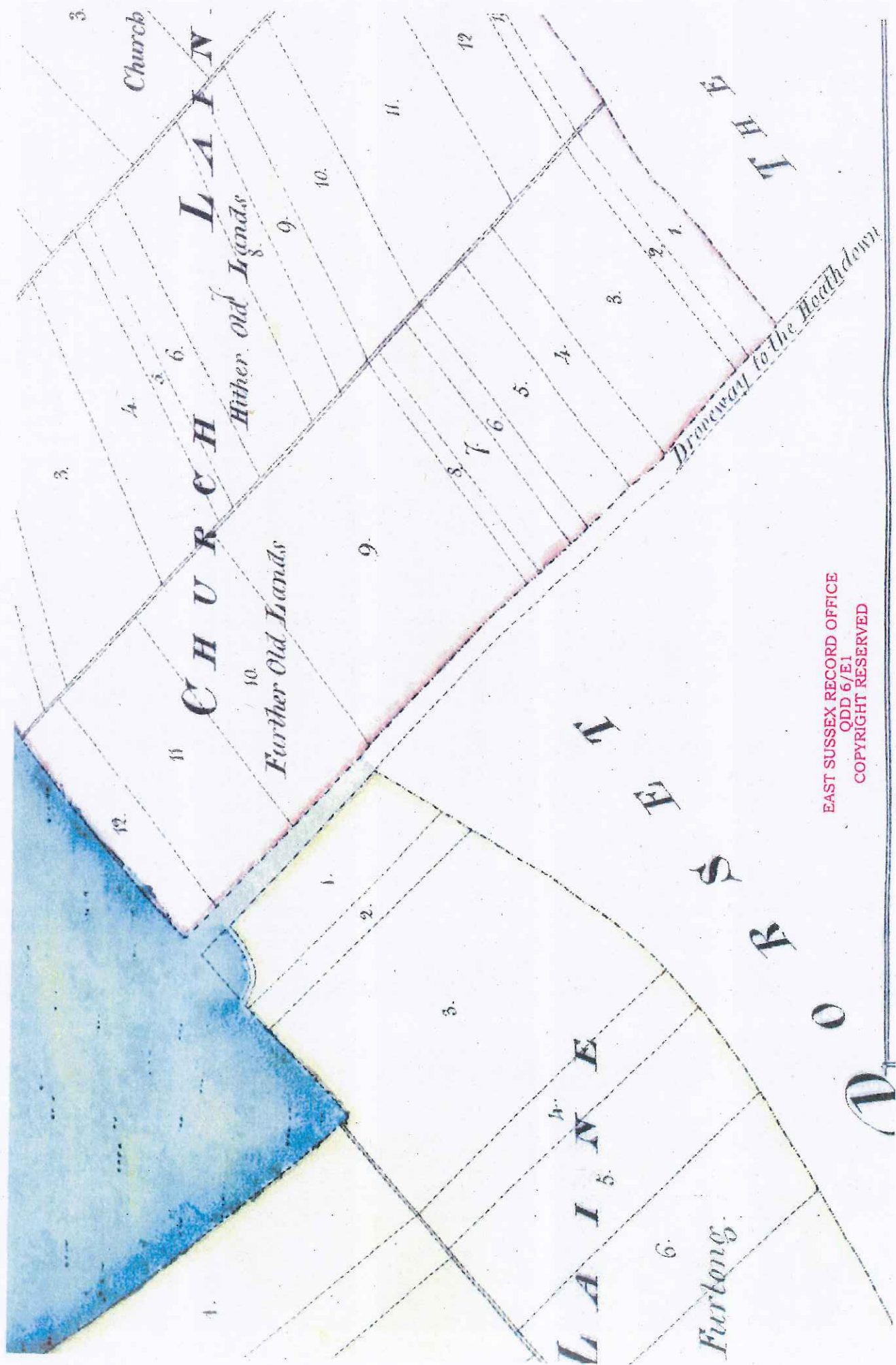
[Handwritten Signature]



Chief Commons Commissioner

Telscombe Enclosure Plan





EAST SUSSEX RECORD OFFICE
 ODD 6/E1
 COPYRIGHT RESERVED

TELSCOMBE TOWN COUNCIL

CLERK :

MRS. KATHLEEN M. VERRALL

PEACEHAVEN (079 14) 3959
MONDAY—FRIDAY
(MORNINGS PREFERABLY)

Your Ref.

Jeline

Ref. <i>LW/13/11A</i>
Action <i>W</i>
COUNTY PROGRAM
- 6 NOV 1989
Circ. <i>MR/PK TO SA PJ</i>
Act. <i>W</i>
Reply.....

"MAIHAUGEN"

60 WARREN WAY,
TELSCOMBE CLIFFS,
NEWHAVEN, E. SUSSEX
BN9 7DL

3rd November, 1989

Mr. B. Lanning,
Planning Department,
East Sussex County Council,
Southover House,
Southover Road,
Lewes,
E. Sussex.

*W - good effort!!
fine results!
K*

Dear Mr. Lanning,

Purchase of Telscombe Tye

I am writing to thank you for your help in connection with the auction of Telscombe Tye. We appreciate the time you gave to attend our meeting and the fact that your Council was willing to give up to £30,000 towards the purchase of the Tye.

We were all absolutely delighted to get the Tye for £75,000. Thank you for your telephone call. I will be in touch with you about the future of the Tye.

Once again, many thanks for your help.

Yours sincerely,

Kathleen Verrall.

Town Clerk.

Copy to: Mr. Coghlan TTC
Dr. Hunt TTC

X

C.R. Form 26 (OBJECTION FORM)

For official use only

Official stamp of Registration Authority indicating date of receipt.

EAST SUSSEX COUNTY COUNCIL
REGISTRATION AUTHORITY
13 JUL 1970

Objection No. 3.0

This form to be detached and sent to the registration authority.

OBJECTION to registration(s) under the Commons Registration Act 1965.

To the (name of registration authority)

East Sussex County Council.

I hereby object to the under-noted registration(s) on the grounds stated.

- 1. Name and address of person making the objection. Dorothy Neville of P.O. Box 4771, Bay Street, Nassau, Bahama Islands and Roderick Charles Neville of 40 Dean Court Road, Rottingdean, Brighton, Sussex.
- 2. Name and address of solicitor if any. (Fill this space only if a solicitor has been instructed for the purposes of the objection. If it is filled, all correspondence and notices will be sent to the solicitor.) Miss Margaret M. Christie, LL.B., 126a Church Road, Hove, Sussex.
- 3. Reference (if any) of the objector or his solicitor. MMC/ADL/Q.896.
- 4. Register in which the registration(s) objected to appear(s). *Common Land/Town or Village Greens. CL2 and CL23.
- 5. Register unit number.
- 6. Section of register in which registration appears. *Land/Rights/Ownership
- 7. Registration entry number(s). CL2 and CL23 One
- 8. Grounds of objection. (If a plan is sent, the fact should be mentioned here. The plan must be signed by the person who signs the form.)

~~That the right does not exist at all in that neither the public as a whole, nor the residents of Telscombe, have, nor have they acquired at any time, by grant or otherwise, any rights whatsoever over Telscombe Tye or any part thereof.~~

That the land was not Common Land at the date of registration in that all rights of Common which may have previously existed over the land have lapsed and that any persons using the whole or any part or parts of the land for grazing sheep at the time of registration were using the land for this purpose by agreement and not as of right.

Certified true copy
[Signature]
Clerk of the East Sussex County Council, the Registrar

[Signature]
[Signature]

Dated 15th June 1970.

In the case of an objection by a body corporate or unincorporate, or charity trustees, this form must be signed by the secretary or some other duly authorised officer.)

*Strike out whichever does not apply.

105 000

10 Metres

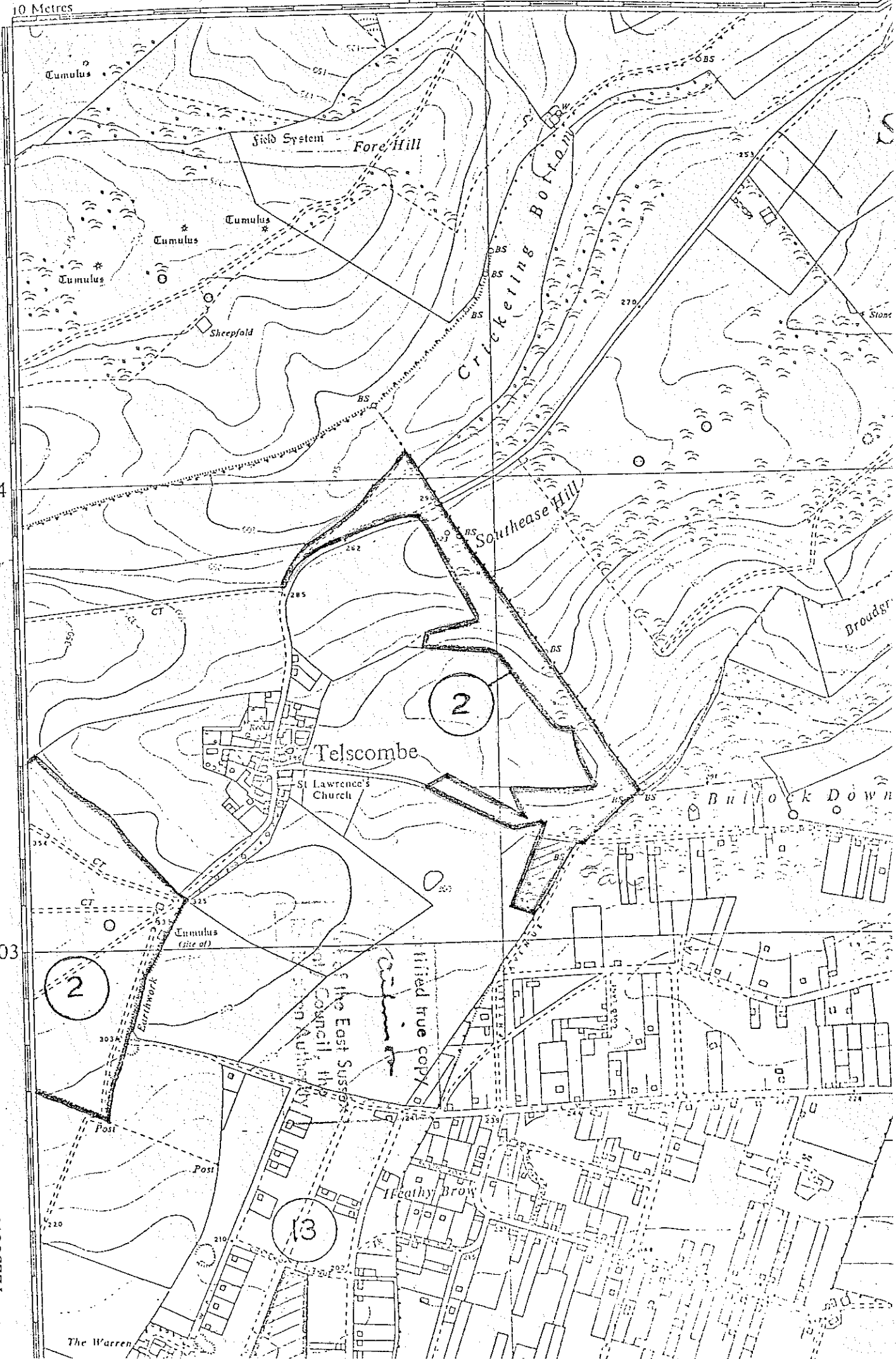
10000

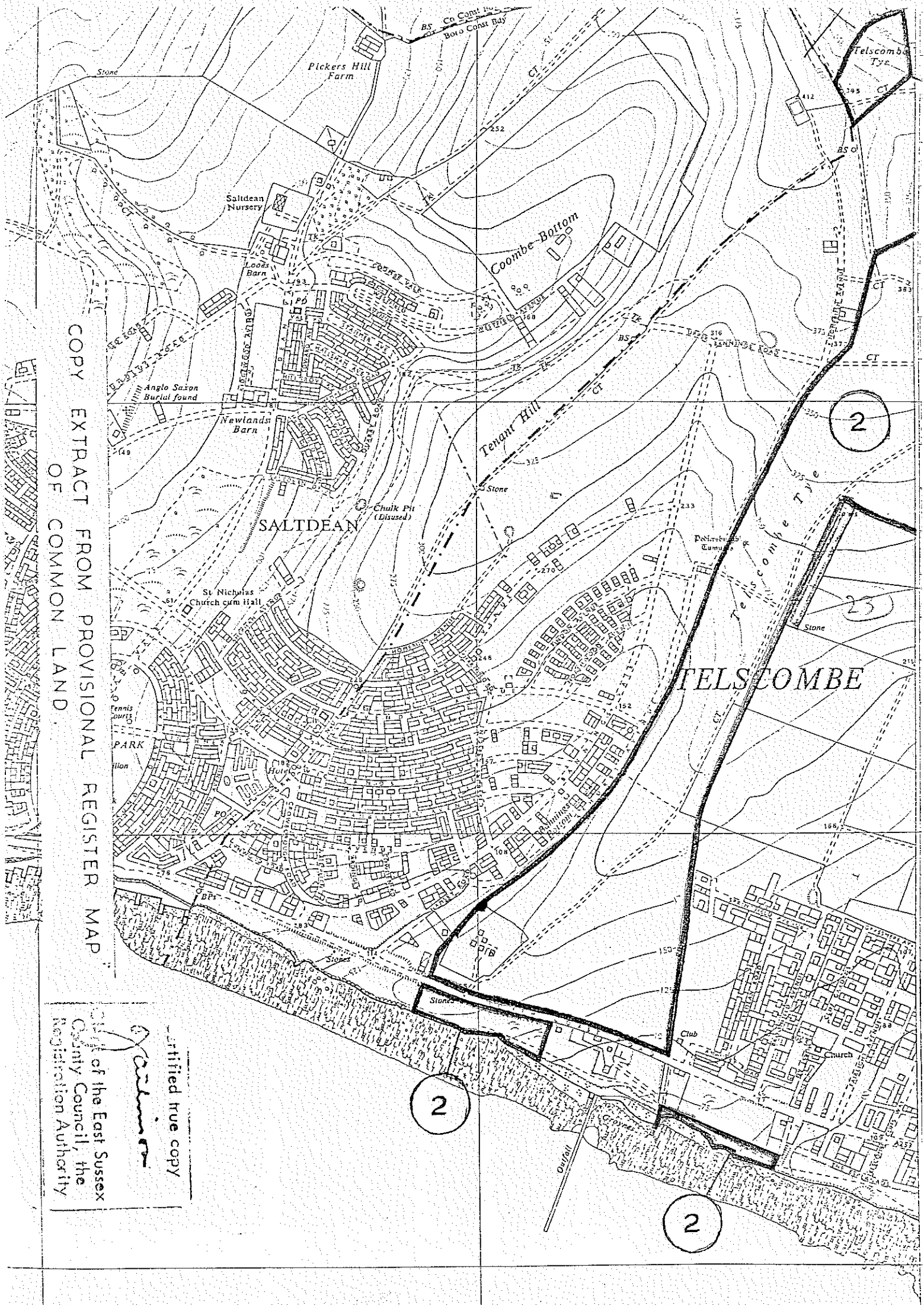
LAT 50° 49'

04

03

TELSCOMBE PH





COPY EXTRACT FROM PROVISIONAL REGISTER MAP
OF COMMON LAND

Artified true copy

Registrar of the East Sussex
County Council, the
Registration Authority

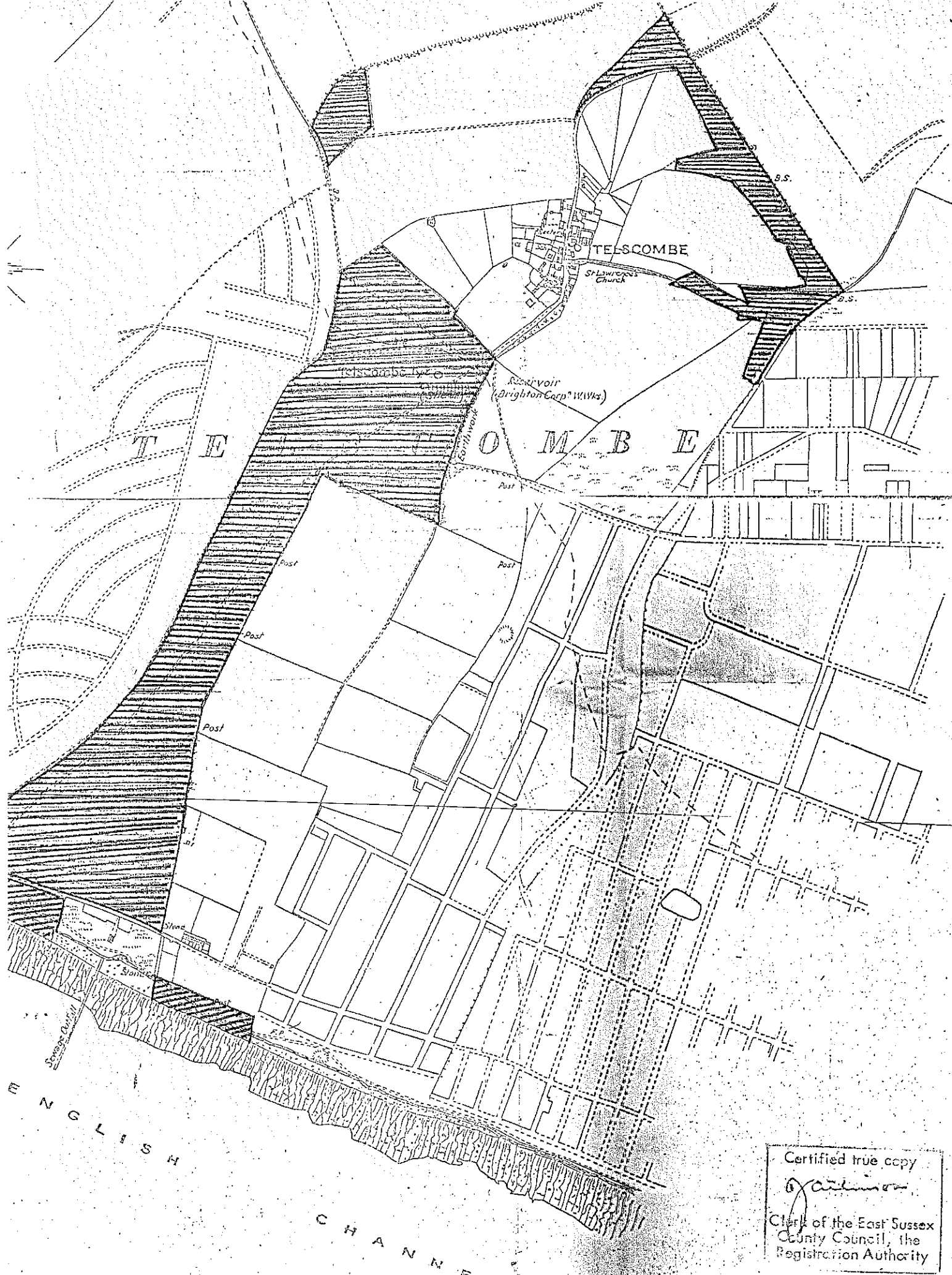
TELSCOMBE PARISH COUNCIL

is the Plan marked "A" referred
in the Statutory Declaration of
the Board made before us this 30th
1 of December 1966

J. F. HARPER,
Commissioner for Ombuds

COMMISSIONER FOR OMBUDS
101 ST. MARK'S PLACE
LONDON E.C.4A 3DF
- 2 3 4 4 3 7





T E L S C O M B E

TELSCOMBE

St. Lawrence's Church

Reservoir (Brighton Corp. Works)

O M B E

Post

Post

Post

Post

E N G L I S H

C H A N N E L

Certified true copy

Arthur

Clerk of the East Sussex County Council, the Registration Authority

TELSCOMBE TNE

Scale, 6 Inches to 1 Mile.

List of persons to receive -

- (a) Notice of reference
- (b) Notice of hearing
- (c) Copy of Decision
- (d) Direction notice



Category	Name and Address	date sent			
		(a)			
Registration authority	The Clerk, East Sussex C.C., Pelham House, St. Andrews Lane, Lewes, Sussex BN7 1UN	16 JAN 1974 Ad	23 OCT 1978	27 AUG 1978	
Concerned authority	The Clerk, Chailey RDC. LEWIS D. C., 414# ST. Council Offices, Lewes, Sussex.		23 OCT 1978	27 AUG 1978	
Applicant for registration	The Clerk, Telscombe F.C. 383 South Coast Road, Telscombe Cliffs Sussex.	16 JAN 1974 Mrs K M Kerrall 60 Waverley Way Telscombe Cliffs Newhaven E Sussex	23 OCT 1978		
Applicant for registration noted under S4(4)	Trustees of the Charity "Gorhams Gift", C.G. des Forges, Town Hall, Brighton.	16 JAN 1974	23 OCT 1978		
Objector	Mr. R. C. Neville (MMC/ADL/q896) Sol: Miss Margaret M. Christie LL.B. 126a Church Road, Hove, Sussex.	16 JAN 1974	23 OCT 1978		
Conflicting registration applicant or noted applicant					

COMMONS REGISTRATION ACT 1965

Reference Nos 37/D/59-60

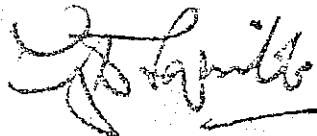
41
Notice of Final
Disposal of
Disputed
Registration

IN THE MATTER OF Telscombe Tye, Telscombe

To the East Sussex County Council

I HEREBY GIVE YOU NOTICE in pursuance of Section 6(2) of the Commons
Registration Act 1965 that on the 8 day of
October 1979 the registration at Entry No. 1
in the Land Section of Register Unit No. GL 2
in the Register of Common Land maintained by you became
final

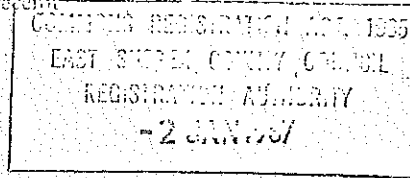
Given under my hand and seal this 31st day
of January, 1980.



Chief



Commons Commissioner

CL
CL
CL

2.

COMMONS REGISTRATION ACT 1965

Application for the registration of
land as common land

IMPORTANT NOTE: Before filling in this form, read carefully the notes on the back. An incorrectly completed application form may be rejected.

Insert name of registration authority (see Note 1).

To the

Application is hereby made for the registration as common land of the land described below.

Part 1.

Name and address of the applicant.

(Give Christian names or forenames and surname or, in the case of a society or other body, the full title of the body. If part 2 is not completed all correspondence and notices will be sent to the applicant.)

TELSCOMBE PARISH COUNCIL.

(Mr Arthur Sands, Clerk to the Council.)

383 South Coast Road,

Telscombe Cliffs,

Newhaven, Sussex.

Part 2.

Name and address of solicitor, if any.

(This part should be completed only if a solicitor has been instructed for the purposes of the application. If it is completed, all correspondence and notices will be sent to the solicitor.)

NIL.

Part 3.

Particulars of the land to be registered, i.e. the land claimed to be common land.

(See Notes 2, 3 and 4).

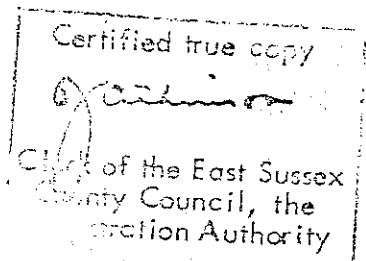
Name by which usually known Telscombe Tye.

Locality Between Telscombe Cliffs and East Saltdean.

Delete reference to plan where none is submitted. A plan must be used except as mentioned in Note 4.

Colour on plan herewith

Green.



Part 4.
(See Note 7.)

For applications submitted after 30th June, 1968 (to be disregarded in other cases).
Does the prescribed fee of £5 accompany this application? If not, state whether this is for reason (a) or (b) mentioned in Note 7, and give the appropriate particulars required by that note.

**The application must be signed by the applicant personally, unless the applicant is a body corporate or unincorporate, in which case it must be signed by the secretary or some other duly authorised officer.*

Signature of applicant or of person on applicant's behalf.

Arthur Jando
Clerk to the Telscombe Parish Council.

Date *30th December 1968*

Telscombe Tye is an ancient sheepdown of some 235 acres, and is at present entirely within the Chailley Rural District.

It is included in the area designated as the Sussex Downs Area of Outstanding Natural Beauty.

1/4
An Inclosure Award was made for the Parish of Telscombe in the year 1811 and on the plan and within the schedule attached thereto the area is shown as "The Tye - Sheep Down."

From time immemorial, access to the whole area of the Tye has been enjoyed by the public.

The owner of the rights of the soil is the Lord of the Manor, whose Agents are the Saltdean Estate Company Limited of Saltdean, and he has granted a lease of part or the whole of the common to Mr Carr, a farmer.

There appears to be three known commoners. The first is the Minister of Agriculture by virtue of his ownership of Kirby Farm, to which a right to graze sheep attaches. The second commoner is the Gorham Trust (a trust formed to preserve the property of the late Mr Gorham in Telscombe) of which the Town Clerk of Brighton is one of the Trustees; one of the properties controlled by the Trust has common rights attached over the Tye. These rights of common are subject to a charitable trust, the object of which is that the same may be preserved with its rural characteristics in order that the public may have recourse thereto for quiet and peaceful recreation and meditation. The third commoner is the Rector of the parish of Telscombe.

There is no legal rights of public access over the Tye, except by certain definitive paths, but the Telscombe Tye has always been used de facto for public access.

The owner of the Manor House in Telscombe is Mr Thornton-Smith, to whom the Gorham Trust has leased its common rights.

The East Sussex County Council dealt with the question of the status of Telscombe Tye in 1955, and came to the conclusion that Telscombe Tye was common land.

The owners have no legal power to fence the land or to develop it.

Certified true copy

(continued - next page)

Arthur Jando

Clerk of the East Sussex
County Council, the
Planning Authority

Statutory Declaration in Support

To be made by the applicant personally, unless the applicant is a body corporate or unincorporate, in which case the declaration must be made by the person who has signed the application. Inapplicable wording should be deleted throughout.

Insert full name.

ARTHUR SANDS

I, ARTHUR SANDS,
solemnly and sincerely declare as follows:

Strike out this paragraph if it does not apply.
Insert capacity in which acting.

1. I am the person who has signed the foregoing application.
2. I am Clerk to the applicant and am duly authorised by the applicant to make the foregoing application.
3. I have read Notes 2 and 3 on the back of the application form and believe that the land described in the application is common land.
4. The plan now produced and shown to me marked "A" is the plan referred to in the application.

Strike out this paragraph if there is no plan.
Insert "marking" as on plan (see Note 5).

And I make this solemn declaration, conscientiously believing the same to be true, and by virtue of the Statutory Declarations Act 1835.

Declared by the said ARTHUR SANDS

at Newham

in the County of Sussex

this 30th day of December 1966

Arthur Sands

Before me,

Signature J. P. Harper J. P. HARPER

Address 145, High Street,

Newham, Sussex

Qualification A Commissioner for Oaths

REMINDER TO OFFICER TAKING DECLARATION:
Please initial all alterations and mark any plan as an exhibit.

In fact, the Lord of the Manor applied to the Minister of Agriculture in 1958 for his consent to fence the land and this was refused.

Such applications can only be made in respect to common land and thus the action of the Lord of the Manor in applying may be taken as an admission as to the status of the land.

Further - the Agents to the Lord of the Manor, the Saltdean Estate Company Limited in their advertisements describe the land as "Telscombe Tye. 200 acres of Permanently Open Downlands."

Certified true copy
J. P. Harper
Clerk of the East Sussex
County Council, the
Registration Authority

1934—G.—820.

In the High Court of Justice.

CHANCERY DIVISION.

Mr. JUSTICE CLAUSON.

Re GORHAM, deceased.

SAVILL

v.

KIRKBY.

Scheme

As finally settled by Judge in Chambers

Fos. 49.

In the High Court of Justice.

CHANCERY DIVISION.

Mr. JUSTICE CLAUSON.

IN THE MATTER of the TRUSTS OF THE WILL OF
AMBROSE GORHAM deceased

and

IN THE MATTER of The Mortmain and Charitable Uses
Act 1891

and

IN THE MATTER of The Trustee Act 1925.

Between ARTHUR EDWARD SAVILL and
Another - - - - - Plaintiffs

and

ALICE KIRKBY and Others - - - Defendants.

Scheme

For the Administration of the property devised and bequeathed for charitable purposes by the Will of Ambrose Gorham, deceased.

1. From and after the date hereof the Residuary Estate devised and bequeathed by Clause 9 of the Will dated the Ninth day of December One thousand nine hundred and twenty-nine of Ambrose Gorham deceased late of Telscombe in the County of Sussex who died on the Thirtieth day of June One thousand nine hundred and thirty-three and whose said Will was proved on the Sixth day of September One thousand nine hundred and thirty-three in the Principal Probate Registry of the High Court of Justice by Arthur Edward Savill and Walter Lintott remaining after discharging all costs and charges ordered to be paid thereout shall be administered and managed by the body of trustees hereinafter constituted subject to and in conformity with the provisions of this scheme under the title of "Gorham's Gift."

Administration of
Charity.

2. In this scheme if not inconsistent with the context the following words and expressions shall have the meanings hereinafter respectively assigned to them that is to say:—

Definitions.

"The Testator" shall mean the said Ambrose Gorham deceased

"The Charity" shall mean the Gorham's Gift

"The Commissioners" shall mean the Charity

"The Trustees" shall mean the body of Trustees for the time being as constituted by this scheme

"The Corporation" shall mean the Mayor Aldermen and Burgesses of the County Borough of Brighton

"The Telscombe property" shall mean the messuages, cottages, land and tenements situate at Telscombe in the County of Sussex delineated on the plan annexed hereto and thereon coloured red and all grazing or other rights belonging to the estate of the Testator over the land in the parish of Telscombe delineated on such plan and thereon coloured blue and all other (if any) the messuages lands tenements or hereditaments belonging to the Testator's estate situate being or arising in the said parish of Telscombe except the advowson presently mentioned

"The Advowson" shall mean the advowson of the United Rectory of Telscombe and Vicarage of Piddinghoe

"The Telscombe Club" shall mean the village club founded by the Testator at Telscombe and known by that name

"The parish of Telscombe" shall mean the ecclesiastical parish in which the present Telscombe Church shall for the time being be situate

"The Incumbent" shall mean the incumbent for the time being of the parish of Telscombe.

3. Upon completion of the administration of the estate of the Testator all investments and moneys representing the corpus of the residuary estate of the Testator shall be transferred and paid to the Official Trustees of Charitable Funds to be held by them in trust for the charity and any moneys so paid to the Official Trustees shall be invested by them. Upon such completion as aforesaid any income of the residuary estate of the Testator shall be paid to the Trustees to be applied by them as income of the Charity.

TRUSTEES.

4. The Trustees shall consist of six competent persons namely two ex officio Trustees and four representative Trustees.

5. No person (not being a Trustee ex officio) shall be entitled to act as Trustee under this scheme whether upon his first or any subsequent appointment until he shall have signed a declaration in the minute book of the Trustees to the effect that he accepts the office of Trustee and is willing to act in the trusts of this scheme.

6. The ex officio Trustees shall be the Town Clerk for the time being of the Corporation and the Incumbent. If for any reason the Town Clerk shall be unable to attend a meeting of the Trustees he shall be at liberty to appoint the Deputy Town

Transfer of Funds
to Official
Trustees.

Trustees.

Declaration by
Trustees.

Ex officio
Trustees.

7. The representative Trustees shall be three members of the Council of the Corporation who shall be appointed by that Council and one layman appointed by the Parochial Church Council of the Parish of Telscombe the first appointments to be made as soon as conveniently possible after the date of this scheme and subsequent appointments as occasion shall arise. The certificate in writing of the Town Clerk for the time being of the Corporation that in his opinion the persons or person named in such certificate are the representative Trustees or Trustee for the time being duly appointed by the Council of the Corporation and the certificate in writing of the Chairman for the time being of the said Parochial Church Council that in his opinion the person named in such certificate is the representative Trustee for the time being duly appointed by the same Council shall in favour of all persons be conclusive evidence of the fact so certified in the opinion of the person giving such certificate to be the fact.

Appointment of
representative
Trustees.

8. Every representative Trustee shall be appointed to hold office for a term of five years calculated from the date of his appointment but shall be eligible for re-appointment at the termination of his term.

Term of office.

9. Any representative Trustee appointed by the Corporation who ceases to be a member of the Council of the Corporation and any representative Trustee however appointed who is adjudicated a bankrupt or is incapacitated to act or who communicates in writing to the Trustees his wish to resign shall thereupon cease to be a Trustee. Upon the occurrence of a vacancy in the office of representative Trustees the Trustees shall cause notice thereof to be given to the body appointing the Trustee whose office has become vacant.

Determination of
Trusteeship.

10. The Trustees shall hold ordinary meetings at least once in each year. A special meeting may at any time be summoned by the Chairman or any two Trustees upon four days' notice being given to all the other Trustees of the matters to be discussed.

Meetings of
Trustees.

11. There shall be a quorum when three Trustees are present at any meeting. During any vacancy the Trustees for the time being provided a quorum shall be present may act for all purposes in the administration of the Charity.

Quorum.

12. The first meeting of the Trustees shall be summoned by the Town Clerk or Deputy Town Clerk of the Corporation upon some day to be fixed by him within two months from the date hereof.

First meeting.

13. The Trustees shall at their first ordinary meeting every year elect one of their number to be Chairman of their

Chairman.

Voting.

14. Every matter shall be determined by the majority of the Trustees present and voting on the question. The Chairman shall have a casting vote whether or not he shall have previously voted on the same question but no Trustee shall in any other circumstances give more than one vote.

Officers and agents.

15. The Trustees shall appoint one of themselves or some other fit person to be their clerk and they may also appoint any other necessary or proper officers agents or servants for their assistance in the administration and management of the Charity. The Trustees may pay to their clerk (not being a Trustee) and to their other officers agents and servants not being Trustees such reasonable salaries or other remuneration as they may consider proper.

Minutes and accounts.

16. A minute book and books of account shall be provided and kept by the Trustees. Such books of account shall be made up for each year and shall be examined and passed by the Trustees at their first ordinary meeting in the ensuing year or at some other meeting appointed for the purpose and shall thereupon be signed by the Chairman of the meeting. All proper accounts in relation to the Charity shall in each year be made out and certified and copies thereof transmitted to the Commissioners and published in conformity with the provisions of the Charitable Trusts Acts.

General power to make regulations.

17. Within the limits prescribed by this scheme the Trustees shall have full power from time to time to make regulations for the management of the Charity and for the conduct of their business including the summoning of meetings the appointment of a Chairman at any meeting where the duly appointed Chairman is absent the deposit of money at a proper bank and the custody of documents.

MANAGEMENT OF TELSCOMBE PROPERTY.

Objects of the Charity.

18. The object and purpose of the Charity with respect to the Telscombe property is that the said property may continue to be preserved with its present rural characteristics in order that the public and especially the inhabitants of Telscombe Piddinghoe and Brighton may have recourse thereto for quiet and peaceful recreation and meditation and the management of the Telscombe property shall be so conducted as best to further this object but so that the leasing of land for agricultural or pastoral purposes on the terms hereinafter authorised shall not be precluded. In particular—

(A) No new buildings (other than farm buildings and garages and outbuildings incidental to the enjoyment of other buildings) shall be erected on the property or existing buildings pulled down or externally altered except in the

interests of safety or health or good estate management and any new buildings or alterations to existing buildings shall be of such style as to conform with the present characteristics of the property.

(B) No building booth or tent on the property (other than the Telscombe Club) shall be used for the purpose of the retail of refreshments of any nature.

(C) No trees on the property shall be cut or lopped except in so far as it may be necessary to do so for reasons of safety or good estate management.

(D) No set public gardens or park shall be made or laid out on the property and no shelters or covered seats for the use of the public shall be placed on any part thereof.

19. Subject as aforesaid the Telscombe property or any part thereof may be let and shall be otherwise managed by the Trustees but so nevertheless that the previous authority of the Court or Judge or the Commissioners be obtained to the effecting by the Trustees of any such transaction as in Section 29 of The Charitable Trusts Amendment Act 1855 is stated to require the authority therein mentioned. Management and letting.

20. The Trustees shall provide that on the grant by them of any lease the lessee shall execute a counterpart thereof and every lease shall contain covenants on the part of the lessee for the payment of rent and such other covenants and provisions as in the opinion of the Trustees shall be proper having regard to the object and purpose of this Charity as set forth in Clause 18 hereof and the rent under any such lease shall be the best rent that, having regard to the terms of such covenants and provisions, can reasonably be obtained. Leases.

21. The Trustees shall keep in repair and insure against fire to the full value thereof all buildings on the Telscombe property not kept in repair and so insured by the tenants thereof. Repair and insurance.

THE ADVOWSON.

22. The Trustees shall make such presentations with respect to the Advowson as may from time to time be requisite. The Advowson.

THE TELSCOMBE CLUB.

23. So long as the Telscombe Club or any other club having similar (though not necessarily identical) objects remains in existence the Trustees shall allow the Telscombe or other club to occupy the hall or room now used as the clubroom either free of rent or at an annual payment not to exceed One pound but subject to keeping the same in good repair and The Telscombe Club.

APPLICATION OF INCOME.

Expenses of
management.

24. The costs of repairs to and insurance of the Telscombe property and all other charges and outgoings payable in respect of the property of the Charity and all the proper costs charges and expenses of and incidental to the administration and management of the Charity shall be first defrayed out of the income of the Charity. All liabilities arising under this clause are hereinafter referred to as "the expenses of management."

25. In every year as soon as the annual accounts of the Charity have been made up the Trustees shall calculate the net income of the Charity for the year covered by the accounts by deducting from the gross income the expenses of management and the net income for that year shall be applied by the Trustees in manner following that is to say:—

(A) In paying one moiety of the said net income by way of augmentation of the stipend of the Incumbent. Such moiety shall be payable to the person who was the Incumbent during the year in which such income accrued and upon a change occurring in the office of Incumbent the same shall be apportioned between the late Incumbent or his personal representatives and the new Incumbent.

(B) The remaining moiety of such net income (hereinafter called "the second moiety") shall be applied as follows:—

(i) In paying the sum of Fifty pounds to the Incumbent and Churchwardens for the time being of the Parish of Telscombe for the purpose of their distributing the same on or about the Twentieth day of December in every year among deserving poor persons residing in the Village (as distinguished from the Parish) of Telscombe at the date of distribution and

so that members of the Church of England shall be preferred to all others and the selection of the recipients on each occasion shall be made by the Incumbent and Churchwardens for the time being of the Parish of Telscombe whose decision shall be binding and conclusive for all purposes.

(ii) In paying the sum of One hundred pounds to the Incumbent and Churchwardens of the Parish of Telscombe for the repair maintenance and upkeep of Telscombe Church and churchyard and the fences surrounding the same.

(iii) In paying the sum of One hundred pounds to the Incumbent and Churchwardens to be applied by them for the purpose of the repair maintenance and upkeep of

Telscombe Church Schools so long as they are maintained as unprovided schools in connection with the Church of England. Until the Trustees receive express written notice to the contrary they shall be entitled to assume that the said schools are maintained in manner aforesaid.

(iv) In paying the sum of One hundred pounds to the Committee of Telscombe Club for the purpose of the repair maintenance upkeep and furnishing of the club premises and towards making good any deficiency in the expenses of the management of the club.

The receipt of the Incumbent and any one Churchwarden of the Parish of Telscombe or of any two members of the Committee of the Telscombe Club as the case may be shall be a sufficient discharge to the Trustees in respect of any moneys payable under this clause to the Incumbent and Churchwardens or to the Committee of the Telscombe Club.

26. If the second moiety in any year shall be insufficient ^{Abatement.} to make all the payments mentioned in paragraph (B) of the last preceding clause hereof in full then the same payments shall abate pari passu.

27. (A) If the second moiety in any year shall be more ^{Reserve Fund.} than sufficient to discharge all the payments mentioned in paragraph (B) of Clause 25 hereof the Trustees shall pay the surplus thereof to the banking account at the Bank of England of the Official Trustees of Charitable Funds and any sums so paid shall be invested by the said Official Trustees in their names and the investments so made shall be carried to a separate account to be known as the Reserve Fund.

(B) The annual income of the Reserve Fund shall be paid to the Trustees and be applied by them as part of the second moiety.

(C) The Trustees shall be entitled (but shall not be bound) to resort to the capital of the Reserve Fund for all or any of the following purposes:—

(i) For discharging the expenses of management if the general income of the Charity shall at any time be insufficient for that purpose but on the footing that any sums so expended shall be recouped out of general income of the Charity.

(ii) For discharging the payments directed to be made under paragraph (B) of Clause 25 hereof.

(iii) For making or completing the payments under paragraph (B) of the said Clause 25 which the income available in any previous year was insufficient to make or to make in full.

... increasing part passed the said payments under paragraph (B) of Clause 25 hereof. Subject to the approval of the Charity Commissioners the Trustees may make in any year a special grant for furthering any of the purposes for which payments are made under paragraph (B) of clause 25 hereof or for increasing by a special grant in any year any of the said payments.

(v) For purchasing with the previous consent of the Commissioners or the Court or a Judge thereof any land buildings or hereditaments or any interest therein which are situate in the Parish of Telscombe or any adjoining parish and any property so purchased shall be conveyed to the Official Trustee of Charity Lands and held for the purposes of mere administration of such purchased property including the provisions of Clause 24 hereof upon the trusts applicable to the Telscombe property. Yet nevertheless inasmuch as such purchased property will have been in fact purchased out of surplus of the second moiety so that the net rents and profits of such purchased property shall go and be applied as part of the second moiety and that net capital moneys arising from any sale of or otherwise in respect of such purchased property or any part thereof and investments thereof shall be deemed to be capital moneys and investments the whole income whereof is to be deemed part of the second moiety.

GENERAL PROVISIONS.

28. The appropriation of the benefits of the Charity shall be made by the Trustees from time to time in accordance with the provisions of this scheme and in the exercise of their discretion at meetings of their body.

29. No Trustee acting as clerk or in any other capacity in respect of the Charity shall receive any salary or remuneration from the funds of the Charity.

30. The funds or income of the Charity shall not be applied in relief of rates, taxes or other public funds.

31. The Trustees shall cause this scheme to be printed and a copy to be given to every Trustee and officer upon his appointment and copies may be sold at a reasonable rate to all persons applying for the same.

32. This scheme shall come into operation on the day on which it is approved by an Order of the Chancery Division of the High Court of Justice which day is herein referred to as the date hereof.

33. The marginal notes shall not affect the construction of

Appropriation of benefits.

Employment of Trustees.

Charity not to relieve public funds

Scheme to be printed.

Date of Scheme.

Marginal notes.

Extraordinary Repair Fund - (1) Subject to any further Order or Orders of the Charity-Commissioners the Trustees of the Charity before paying surplus income in any year to the banking account at the Bank of England of the Official Custodian for Charities under the provisions of sub-clause (a) of clause 27 of the said Scheme of the 10th December 1935 as affected by the provisions of the Charities Act, 1960 shall pay to the said Official Custodian a yearly sum of not less than £200 for the credit of a new account in the name of the Charity to be entitled Extraordinary Repair Fund.

(2) The said Official Custodian shall transfer in his books to the credit of the said new account 2885 Income Shares in the Charities Official Investment Fund, out of the 7,785 like shares standing in his name to the credit of the Reserve Fund established pursuant to the provisions of the said Scheme of the 10th December 1935.

(3) The said Official Custodian shall invest for the credit of the said new account the income accruing thereon.

(4) Any investments standing to the credit of the said new account may be applied from time to time for the extraordinary repair, improvement or rebuilding of the property belonging to the Charity.

Questions under Scheme - Any question as to the construction of this Scheme or as to the regularity or the validity of any acts done or about to be done under this Scheme shall be determined by the Commissioners upon such application made to them for the purpose as they think sufficient.