

# *Clyffe Pypard Enclosure Awards*

The Enclosure Award is dated 1822

The Enclosure Awards were prepared to eliminate common rights of grazing over lands which had hitherto been commonable.

Names mentioned in this document :-

Isaac Archer	George Hayward	late Furnell's
Elizabeth Pye Benet	Richard Welford	late Ralph's
James Bradford junr	Joseph New	late Mrs Stapleton's
John Brown	William Phelps	Reverend Edward Goddard
Robert Codrington Esq.	Robert Smith	
William Coleman deceased	Isaac Tuck	
John Hayward	Richard Welford	

Hopefully the text highlighted in red will be resolved when I am able to visit WSHC.

*Broad Town and Thornhill  
Inclosure Award  
30<sup>th</sup> Nov 1822*

*I John Hayward do swear that I will faithfully impartially and honestly according to the best of my skill and ability execute and perform the several trusts powers and authorities vested and reposed in use as a Commissioner by virtue of an Act "For dividing and allotting lands in the Manors of Broad Town and Thornhill in the parishes of Broad Hinton and "Cliffe Pypard in the County of Wilts" according to Equity and good conscience and without favour or Affection Prejudice or Partiality to any person or persons whomsoever.*

*So help me God*

*John Hayward*

*The above oath was administered to the said John Hayward by William Phelps and by him the said John Hayward taken And subscribed in the presence of me the fifteenth day of October in the year of our Lord One thousand eight hundred and twenty one*

}

*James Bradford Junr*

*I William Phelps do swear that I will faithfully impartially and honestly according to the best of my skill and ability execute and perform the several trusts powers and authorities vested and reposed in use as a Commissioner by virtue of an Act "For dividing and allotting lands in the Manors of Broad Town and in the parishes of Broad Hinton and Cliffe Pypard in the County of Wilts according to Equity and good conscience and without favour or Affection Prejudice or Partiality to any person or persons whomsoever.*

*So help me God*

*Wm Phelps*

*The above oath was administered to the said William Phelps by John Hayward and by him the said and by him the said William Phelps taken and subscribed in the presence of me the fifteenth day of October in the year of our Lord One thousand eight hundred and twenty one*

}

*James Bradford Junr*

[1.]

<p>Freehold late Ralphs</p>	<p><b>Numbered 1</b> the said Commissioners hereby declare to be situate in the parish of Cliffe Pypard <b>And</b> for and in respect of his freehold Estate late Ralphs <b>All that</b> allotment or parcel of land numbered [text line in page fold] bounded southward by the road <b>No.1</b> and by Highdown lane and on other parts by the road <b>No. 2</b> by an old inclosure belonging to the said Edward Goddard and by an allotment to the Principle and Scholars of Brasen Nose College The fences to belong to this allotment will be on the eastward side thereof and against Highdown lane subject to and reserving a right of access and entry into the said allotment from Highdown lane for and only for the gathering of the Great Tithes thereof by the owner of the said tithes for the time being which said allotment numbered <b>2</b> the said Commissioners hereby declare to be situate in the parish of Cliffe Pypard <b>And</b> for and in respect of his freehold estate late Stapleton's <b>All that</b> allotment or parcel of land numbered <b>3</b> on the annexed Map situate in the this field containing six acres two roods and John Hayward &amp; Wm Phelps</p>	
<p>Freehold late Stapteton's</p>	<p>twenty eight perches bounded northward by the road ^ No. <b>1</b> and on other parts by old inclosures belonging to the said Edward Goddard and John Brown respectively The fence to belong to this allotment will be against the public Road No.1 Which said allotment numbered <b>3</b> the said Commissioners hereby declare to be situate in the in the parish of Cliffe Pypard <b>Unto</b> and for Robert Codrington Esquire for and in respect of his freehold estate late Ralphs All that allotment or parcel of land numbered <b>26, 27 and 28</b> on the annexed Map situate in the East field and the Cliff adjoining containing thirty two acres three roods and thirty one perches including the roads and footways No.3, <b>4, 5</b> and <b>7</b> passing over the same (of which quantity eleven acres two roods and twenty perches is part of the Cliff) bounded south westward by the Turnpike road leading from Marlborough to Wootton Bassett and on other parts by an old inclosure <del>Smith</del> and by an allotment to Isaac Tuck The fences to belong to this allotment will be on the eastward side of the allotment to the said Isaac Tuck and against the said Turnpike road which said allotment the said Commissioners hereby declare to be situate in the parish of Broad Hinton <b>Unto</b> and for Isaac Tuck for and in respect of his freehold estate <b>All that</b> allotment or parcel of land numbered <b>24</b> on</p>	
<p>Robert Codrington Esq</p>	<p>The annexed map situate in the east field containing thirty one acres three roods and twenty one perches including the footway No. <b>4</b> passing over the same bounded westward by the Turnpike road leading from Marlborough to Wootton Bassett and on other parts by old inclosures belonging to the said Isaac Tuck and Robert Smith and by allotments to Robert Codrington Esquire and Elizabeth Pye Benet respectively The fences to belong to this allotment will be on the northwestward side thereof and against the said Turnpike road Which said allotment the said Commissioners hereby declare to be situate in the parish of Broad Hinton <b>Unto</b> and for Elizabeth Pye Benet for and in respect of her freehold estate The two several allotments next hereinafter described that is to say <b>One</b> allotment or parcel of land numbered <b>22</b> on the annexed Map situate in the Middle field containing three acres and two roods bounded eastwards by the turnpike road leading from Marlborough to Wootton Bassett and on other parts by an old inclosure belonging to the said Elizabeth Pye Benet</p>	
<p>Isaac Tuck</p>		
<p>Elizabeth Pye Benet</p>		

[1. cont.]

<p>John Brown</p>	<p>and by allotments to the trustees of Broad Town Charity to the Deviseses of the late William Coleman and to John Brown respectively The fences to belong to this allotment will be against the said Turnpike road and old inclosure <b>One Other</b> allotment or parcel of land numbered 23 on the annexed map situate in the East field containing fourteen acres and one rood including the footway No. 4 passing over the same bounded westward by the Turnpike road leading from Marlborough to Wootton Bassett and on other parts by old inclosures belonging to the said Elizabeth Pye Benet and Isaac Tuck respectively and by an allotment to the said Isaac Tuck The fences to belong to this allotment will be on the northward side thereof and against the said Turnpike road Which said two allotments respectively numbered <b>22</b> and <b>23</b> the said Commissioners hereby declare to be situate in the parish of Broad Hinton <b>Unto</b> and for John Brown for and in respect of his freehold estate <b>All that</b> allotment or parcel of land numbered <b>21</b> on the annexed Map situate in the Middle field containing two roods and twenty two perches bounded eastward by the Turnpike road leading from Marlborough to Wootton Bassett and on other parts by allotments to Elizabeth Pye Benet and the Deviseses under the will of William Coleman deceased The fences belong to this allotment will be on the southward side thereof and against the said Turnpike road Which said allotment</p>	
<p>Trustees of William Coleman deceased</p>	<p>John Hayward &amp; Wm Phelps</p>	
<p>Robert Smith</p>	<p>numbered <b>21</b> the said Commisioners hereby declare to be situate in the parish of Broad Hinton <b>Unto</b> and for Thomas Merriman and John Brown the Deviseses in trust under the will of William Coleman deceased for and in respect of their freehold estate <b>All That</b> allotment or parcel of land numbered 20 on the annexed Map situate in the Middle field containing five acres two roods and thirty nine perches bounded eastward by the Turnpike road leading from Marlborough to Wootton Bassett and by an allotment to John Brown and on other parts by allotment to Elizabeth Pye Benet and the Trustees of Broad Hinton Town Charity respectively The fences to belong to this allotment will be on the southward and eastward sides thereof which said allotment numbered 20 the said Commissioners hereby declare to be situate in the parish of Broad Hinton <b>Unto</b> and for Robert Smith for and in respect of his freehold estate <b>All that</b> allotment or parcel of land numbered 29 on the annexed Map situate in the East field containing two roods and twelve perches including the footway No. 4 passing over the same bounded southward by an old inclosure belonging to the said Robert Smith and on other parts by an allotment to Robert Codrington The fences to belong to this allotment will be on the northward and westward sides thereof which said allotment numbered 29 the said Commissioners hereby declare to be situate in the parish of Broad Hinton <b>And</b></p>	
<p>Declaration as to fences</p>	<p><b>Whereas</b> it is in and by the said recited Act further enacted that the said Commissioners should and they are thereby required by the the fences between the several allotments to be set out and awarded under and by virtue of the said recited Act should be made and by whom the same should for ever thereafter be kept in repair <b>Now</b> the said John Hayward and William Phelps the Commissioners aforesaid in pursuance of the directions in the said recited Act contained <b>do</b> by this their award further order and direct that the fences</p>	

[1. cont.]

between the said several allotments hereinafter set out and awarded shall be made within the space of three years from the date hereof by the owners or Proprietors of the allotments to which such fences respectively are hereinbefore declared to belong and shall for ever thereafter be maintained and kept in repair by and at the expence of the owners or proprietors for the time being of the same respective allotment **And Whereas** it is in acc'd by the said recited Act further enacted that all bodies corporate or collegiate and their respective Tenants under beneficial leases should respectively pay such proportion of the expence of fencing the allotments awarded to the said tenants in lieu of lands so holden by them of such bodies corporate or collegiate as the said Commissioners should in their judgment deem to be fair and reasonable according to the respective interests of the said parties as owners and tenants except in such cases where the said parties should otherwise agree and adjust the same **Now** the said John Hayward and William Phelps the Commissioners aforesaid do hereby further order and direct that the expence of fencing the allotments awarded in lieu of the lands holden under beneficial leases from the said Principle and scholars of Brasen Nose College shall be paid by the said Principle and Scholars and their respective tenants under such leases except where the parties shall otherwise agree and adjust the same in the following proportion which the said Commissioners do hereby declare to be fair and reasonable according to the respective interests of the said parties as owners and Tenants that is to say –

<u>Lands under what lease</u>	<u>Proportion to be paid by</u> <u>the Lessors</u>	<u>Proportion to be paid</u> <u>by the Lessees</u>
East Farm Reverend Edward Goddard	0 11 0	0 9 0
North Farm Reverend Edward Goddard	0 11 0	0 9 0
Isaac Archer's	0 12 6	0 7 6

**And Whereas** it is in and by the said recited Act further enacted that all inclosures detached from homesteads and not exceeding five  
Wm Phelps  
acres each of whatever tenure the same might respectively be being wholly or in part within the said Manors of Broad Town and Thornhill or one of them should be deemed part of the land to be divided and allotted under the said Act in case the said Commissioners should be satisfied that the same could be so considered without material injury to the parties thereto **And Whereas** the said John Hayward and William Phelps the Commissioners aforesaid are satisfied that a certain ancient inclosure detached from any homestead

[1. Cont.]

<p>Allotment in Exchange</p> <p>Trustees of Broad Town Charity and The Rev<sup>d</sup> Edward Goddard</p>	<p>called or known by the name of Cotmarsh situate within the said Manors or one of them containing by admeasurement two acres and two roods and belonging to the reverend Edward Goddard and a certain other ancient inclosure detached from any homestead called or known by the name of Goldborough also situate within the said Manors or one of them containing two acres and fur perches and belonging to the trustees of the Broad Town Charity maybe respectively deemed part of land to be divided and allotted under the powers of the said recited Act not only without material injury but with that the said two several reciprocal benefit and advantage to the parties entitled thereto respectively <b>Now</b> the said John Hayward and William Phelps do by these presents declares that the said two several ancient inclosures shall be deemed part of the land to be divided and allotted under the said recited Act and do allot award and confirm the same respectively in manner next hereinafter mentioned that is to say <b>Unto</b> and for the Trustees of Broad Town Charity and their Successors in lieu of and in exchange for <b>All that</b> their said ancient inclosures called Goldborough <b>All that</b> old inclosed piece of meadow or pasture land numbered <b>30</b> on the annexed Map called Cotmarsh containing two acres and two roods bounded northwestward by an ancient lane and on other parts by lands belonging to John Willis the Principle and Scholars of Brasen Nose College and the said trustees of Broad Town Charity respectively <b>And unto</b> and for the Reverend Edward Goddard in lieu of and in exchange for all that his said ancient inclosure called Cotmarsh <b>All that</b> old inclosed piece of meadow or pasture land numbered <b>31</b> on the annexed Map called Goldborough containing two acres and four perches bounded northward and westward by land belonging to Richard Drax Grosvenor Esquire and on other part by lands belonging to the said Edward Goddard and the Principal and Scholars of Brasen Nose College respectively <b>In Witness</b> whereof the said John John Hayward and William Phelps the said Commissioners have hereunto and affixed their hands and seals this thirteenth day of October in the year of our Lord one thousand eight hundred and twenty two years. John Hayward (P.S) and Wm Phelps (P.S) Signed sealed and delivered by the above named John Hayward and William Phelps being first duly stamped in the presence of Thos Henry Taunton - Jas Bradford Junr</p>
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[2.]

No. 8	<p><b>And extending</b> north westward in its present track up to an ancient lane near the Sun Alehouse <b>One</b> Private driftway of the width of forty feet branching out of the said Turnpike road and extending westwardly along the of the hill to Thornhill Lane <b>And</b> the said Commissioners parties hereto do hereby further declare that they have by and out of monies raised under the authority of the said recited Act and of the said Act of the forty first year aforesaid caused the said Public carriage road to be fully and sufficiently made and formed <b>And</b> the said Commissioners do hereby order direct and award that the said several Private carriage roads and driftways bridle ways and footways shall forthwith be made and from time to time and at all times for ever hereafter be amended supported and kept in repair by and at the expence of the several owners and Proprietors for the time being of the lands and grounds in and by the said recited Act</p> <p style="text-align: center;">John Hayward &amp; Wm Phelps</p> <p>directed to be divided and allotted in such shares and proportions as in the <i>axxxnle</i> ^ next <i>axxxder</i> written are mentioned set forth and in figures expressed opposite to the name and allotments of each and every of the said and proprietors respectively that is to say – to levy and raise the sum of five pounds -</p>																																																																																								
	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2" style="text-align: left; padding: 5px;"><u>Proprietors</u></th> <th rowspan="2" style="text-align: left; padding: 5px;"><u>Tenure</u></th> <th colspan="3" style="text-align: center; padding: 5px;"><u>Proportions</u></th> </tr> <tr> <th style="text-align: center; padding: 5px;">£</th> <th style="text-align: center; padding: 5px;">s</th> <th style="text-align: center; padding: 5px;">d</th> </tr> </thead> <tbody> <tr> <td style="padding: 5px;">Trustees of Broad Town Charity</td> <td style="padding: 5px;">Freehold</td> <td style="text-align: center; padding: 5px;">1</td> <td style="text-align: center; padding: 5px;">14</td> <td style="text-align: center; padding: 5px;">2</td> </tr> <tr> <td style="padding: 5px;">Brasen Nose College</td> <td style="padding: 5px;">Freehold Soil Allotment</td> <td style="text-align: center; padding: 5px;">0</td> <td style="text-align: center; padding: 5px;">0</td> <td style="text-align: center; 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[2. cont.]

<p>Lords of the Manor of Broad Town – Soil Allotment</p> <p>Lords of the Manor of Thornhill soil allotment</p>	<p><i>And so in proportion and after the same rate for any greater or less sum than five pounds which may at any time or times hereafter be required to be levied and raised for the making or for the amending and repairing of the said several private carriage roads and driftways and footways to set out apportionated and awarded as aforesaid or any or either of them <b>And</b> the said Commissioners parties hereto do hereby order and direct that the grass and herbage of all and singular the said public and private roads and drift ways shall belong to and be the sole right of the Proprietors of the lands and grounds next adjoining the said roads and ways on either side thereof as far as the xrown of the same roads respectively as directed by the said recited Act called the General Inclosure Act <b>And Whereas</b> it is in and by the said recited Act further enacted that the said Commissioners should and they are thereby authorised and required to set out allot and award unto and for the said respective Lords of the said Manors of Broad Town and Thornhill such part or parts of the said often and commonable fields meadows and lands and commons and waste grounds and in such shares and proportions as by the said Commissioners should be deemed and adjudged to be a fair equivalent and compensation for their respective rights and interests in and to the soil of the commons and waste grounds and in such shares and proportions within the said Manors respectively <b>Now therefore Know Ye</b> and these presents further witness that the said John Hayward and William Phelps have assigned set out and set out and allotted and by these presents <b>do</b> award and interests in and to the soil of the commons and waste grounds within the said Manors respectively <b>Now therefore</b> <i>Xxxx</i> said Manor of Broad Town in lieu of and as a fair equivalent and compensation for their right and interests in and to the soil of the commons and waste grounds situate within the <i>Turnpike</i> and by these presents do award and confirm unto and for the said Trustees of the Broad Town Charity as Lords of the <i>Xxxx</i> <b>All that</b> allotment or parcel of land numbered <b>18</b> on the annexed Map (being part of the Cliff containing three roods and thirty seven perches bounded northward by the Turnpike <i>Xxxx</i> of the commons and waste grounds within their said Manor of Broad Town and hereby allotted and <i>awarded</i> other parts by another allotment to the said Trustees The fence to belong to this allotment will be that against the said Turnpike road which said allotment the</i></p> <p style="text-align: right;"><i>John Hayward &amp; Wm Phelps</i></p> <p>said Commissioners <i>hereby</i> seven perches bounded northward by the Turnpike road leading from^ Marlborough to Wootton Bassett the said John Hayward and William Phelps have also assigned set out and allotted and by these presents do award and confirm unto and for the said Principle and Scholars of the <i>road</i> which said allotment the said Commissioners hereby declare to be situate in the Parish of Broad Hinton <b>And</b> <i>Xxxx</i> Successors as Lords of the said Manor of Thornhill and hereby allotted and awarded <b>All that</b> allotment or parcel of land numbered <b>14</b> on the annexed Map (being part of the Cliff) containing one acre two roods and thirty two perches (including part of the driftway No. 8 passing over the same) bounded northward by old inclosures and on other parts by</p>
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[2. cont.]

<p>Trustees of Broad Town Charity</p>	<p><i>allotments to the Trustees of Broad Town Charity and the Reverend Edward Goddard respectively The fences to belong to this allotment will be those on the southward and eastward sides thereof which said allotment numbered No. 14 the said Commissioners hereby declare to be situate in the Parish of Cliffe Pypard <b>And Whereas</b> it is in and by the said recited Act also enacted that the said Commissioners should and they were thereby authorized and required to set out all of and award all the residue and remainder of the lands and grounds thereby directed to be divided and allotted unto and amongst the several owners and proprietors thereof and persons interested therein in such quantities shares and proportions as the said Commissioners should adjudge and determine to be a just compensation and satisfaction for their several and respective lands grounds rights of common and other rights in interests therein <b>Now Know Ye</b> and these Presents further witness that the said William Phelps as such Commissioners as aforesaid execution of the powers and authorities by the said several recited Acts given to and vested in them according to the directions thereof have set out and Allotted and by these presents do award and confirm that all the residue and remainder of the said lands and grounds by the said first mentioned not directed to be divided and allotted unto and amongst the several owners and proprietors thereof and persons interest therein in such quantities shares and proportions as the said Commissioners have deemed and do hereby adjudge to be a fair compensation for the several used and respective lands grounds rights of common and other rights and interests of each and every owner or collegiate and person interested herein in manner following that is to say <b>Unto</b> and for the Trustees of Broad Town Charity and their Successors for and in respect of their freehold estate The two several allotments next hereafter described that is to say <b>One</b> allotment or parcel of land numbered <b>15, 16 and 17</b> on the annexed Map situate in the Middle field and Cliff adjoining containing One hundred and four acres one rood and thirty seven perches including the road and driftway No. <b>6 and 8</b> passing over the same (of which quantity seven acres hree roods and twenty nine perches is part of the Cliff) bounded northward by the Turnpike road leading from Marlborough to Wootton Bassett and by an old inclosure s belonging to the said Trustees and the Reverend Edward Goddard John Hayward &amp; Wm Phelps</i></p> <p><i>respectively and on other parts by Highdown Lane ^ by an old inclosure belonging to Elizabeth Pye Benet and by other allotments to the said Trustees the Reverend Edward Goddard and the Principle and Scholars of Brasen Nose College respectively The fences to to belong to this allotment will be on the southward and eastward sides thereof and against the said Turnpike was subject to and reserving a right of access and entry into the said allotment from Highdown Lane for and only for the gathering of the Great tithes thereof by the the Owner of the said tithes for the time being Which said allotment numbered <b>15, 16 and 17</b> the said Commissioners hereby declare to be situate in the parish of Cliffe Pypard <b>One other</b> allotment or parcel of land numbered <b>19</b> on the annexed Map</i></p>
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[2. cont.]

<p>Brasen Nose College and Richard Welford their Lessee</p>	<p>situate in the Middle field and Cliff adjoining containing twenty six acres one rood and three perches (of which <del>quantity</del> two roods and twenty nine perches is part of the Cliff bounded eastward by the Turnpike road leading from Marlborough to Wootton Bassett and or other parts by allotments to the said Trustees, the Devises in trust under the Will of William Coleman deceased and Elizabeth Pye Benet respectively and by an old inclosure of the said Elizabeth Pye Benet The fences belong to this allotment will be on the southward eastward and northward sides thereof Which said allotment numbered <b>19</b> the said Commissioners hereby declare to be situate in the parish of Broad Hinton <b>Unto</b> and for the Principle and Scholars of the Kings Hall and College of Brasen Nose in Oxford and their Successors and their Lessee Richard Welford Esquire a lease from the said Principle and Scholars bearing date he first day of April one thousand eight hundred and nineteen <b>All that</b> allotment or parcel of land numbered <b>4, 5 and 6</b> on the annexed Map situate in the West field and the Cliffe adjoining containing forty acres and thirty perches including part of the footway No. <b>3</b> passing over the same (of which quantity three acres and twenty six perches is part of the Cliff) bounded southward by Highdown Lane and or other parts by old inclosures belonging to the said Principle and Scholars and by allotments to the Reverend Edward Goddard and the said Principal and Scholars or their lessee or tenant respectively The fences to belong to this allotment will be on the eastward side thereof and against Highdown Lane Subject to and reserving a right of access and entry into the said allotment from Highdown Lane for and only for the gathering of the Great tithes thereof by the Owner of the said tithes for the time being which said allotment numbered <b>4, 5 and 6</b> the said Commissioners hereby declare to be situate in the parish of Cliffe Pypard <b>Unto</b> and for the said Principle of the Kings Hall and College of Brasen Nose and their <del>Successors and their</del> lessee or tenant under a lease from the said Principle and Scholars unto Isaac Archer bearing date the first day of April one thousand eight hundred and nineteen <b>All that</b> allotment or parcel of land Numbered <b>7, 8 and 9</b> on the annexed Map situate in the West field and the Cliff adjoining containing forty nine acres two roods and fifteen perches including part of the footway No. <b>3</b> passing over the same (of which quantity five acres and twenty seven perches is part of the Cliff) bounded southward by Highdown Lane and on other parts by old inclosures and by allotments to the said Principle and Scholars and the Reverend Edward Goddard respectively The fences to belong to this allotment will be on the southward and eastward sides thereof and against Highdown Lane Subject to and reserving a right of access and entry into the said allotment from the said lane for and only for the gathering of the Great tithes thereof by the corner of the said tithes for the time being Which said allotment numbered <b>7, 8 and 9</b>, the said commissioners hereby declare to be situate in the Parish of Cliffe Pypard <b>Unto</b> and for the said Principal and Scholars of the</p>	
<p>Brasen Nose College and Isaac Archer their Lessee</p>	<p>John Hayward &amp; Wm Phelps</p>	
<p>Brasen Nose College and their Lessee the</p>	<p>Kings Hall and College ^ of Brasen Nose and their Successors and their Lessee the Reverend Edward Goddard under a lease from the said Principle and Scholars of their East Farm bearing date the first day of October one thousand eight hundred and twenty one <b>All</b></p>	

**[2. cont.]**

<p>Reverend Edward Goddard in respect of West Farm</p> <p>Brasen Nose College and their Lessee the Reverend Edward Goddard in respect of North Farm</p> <p>The Reverend Edward Goddard Freeholder late Furnell's</p>	<p><i>that allotment or parcel of land numbered 11, 12 and 13 on the annexed Map situate in the west and Middle fields and the Cliff adjoining containing thirty five acres two roods and twenty nine perches including the Drift way No. 8 passing over the same (of which quantity five acres is part of the Cliff) bounded southwards by Highdown Lane and on other parts by old inclosures and by allotments to the said Principle and Scholars The Trustees of Broad Town Charity and Isaac Archer respectively The fences to belong to this allotment will be on the eastward sides thereof and against High Lower Lane Subject to and reserving a right of access and entry into the said allotment from and College of Brasen Nose and their Successors and their Lessee the Reverend Edward Goddard under a lease from the said Principal and Scholars of their North Farm bearing date the first day of October one thousand eight hundred and twenty one <b>All that</b> allotment or parcel of land numbered 10 on the annexed Map situate in the West and Middle fields containing seven acres and twelve perches bounded southwards by Highdown Lane and or other parts by allotments to the Trustees of Broad Town Charity and the said Principal and Scholars or their Lessee respectively The fences to belong to this allotment will be on the eastward side thereof and against the said lane Subject to and reserving a right of access and entry into the said lane for and only for the gathering of the Great tithes thereof by the owner of the said tithes for the time being Which said allotment Numbered 10 the said Commissioners hereby declare to be situate in the parish of Cliffe Pypard <b>Unto</b> and for the Reverend Edward Goddard the three several allotments next hereinafter described that is to say <b>For</b> and in lieu of his freehold Estate late Furnells All that allotment or parcel of land numbered 1 on the annexed Map situate in the West field containing seven acres one rood and sixteen perches bounded southwards by road No. 2 and on other parts by old inclosures and by an allotment to the Principal and Scholars of Brasen Nose College The fence to belong to this allotment will be on the eastward side thereof Which said allotment.</i></p>	
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[3.]

General  
Inclosure Act

**To all to Whom these presents shall come John Hayward** late of Rowde but now of West Lavington in the County of Wilts Gentleman and **William Phelps** of the Puckrup in the County of Glous Gentleman Send Greetings **Whereas** in and by an Act of Parliament made and passed in the second year of the reign of his present Majesty King George the Fourth intituted "An Act for dividing and allotting lands in the Manors of Broad Town and Thornhill in the parishes of Broad Hinton and Cliffe Pypard in the County of Wilts" Reciting that there were within the said Manors of Broad Town and Thornhill in the said Parishes of Broad Hinton and Cliffe Pypard certain open and commonable fields and meadows containing together by estimation three hundred and thirty acres or thereabouts and a small quantity of commons and waste lands and that the Trustees of a Charity called the Broad Town Charity were Lords of the said Manor of Broad Town And that the Principal and Scholars of the Kings Hall and College of Brasen Nose in Oxford were Lords of the said Manor of Thornhill and that the said Trustees and the said Principal and Scholars as such Lords respectively claimed to be entitled to the soil of all the commons and waste grounds within their respective Manors And that the said Trustees the said Principal and Scholars and several other persons were owners of interested in the said open and commonable fields and meadows and commons and waste grounds And also Reciting that the lands of the respective Proprietors of the said open and commonable fields and meadows lay very much interxxted and dispersed in small parcels so as to render the cultivation thereof very inconvenient And that the same in their then present state were incapable of any considerable improvement and that if the same together with the said common and waste ground were divided and specific parts thereof allotted unto and amongst the several persons interested therein according to their several and respective rights and interests and such allotments inclosed they might be improved and render of greater value but that such division allotments and inclosures could not be effected

John Hayward & Wm Phelps

without the aid and authority of Parliament And also ^ Reciting that an Act was passed in the forty first year of the reign of of his reign of his late Majesty King George the third intituted "An Act for consolidating in one Act certain provisions usually inserted in the Acts of Inclosure and for facilitating the the mode approving the several facts usually required on the passing of such Acts It was by the said Act in recita enacted that the said John Hayward and William Phelps should be and they were thereby appointed Commissioners for the valuing dividing setting out and allotting the the said open and commonable fields and meadows and common and waste grounds and for carrying the said Act in recital and the said therein recited into execution in the manner and subject to the rules orders and directions in the said Act in recital contained And also subject to the powers regulations and provisions of the therein recited Act except in such cases where the same were repugnant to or varied by the said Act in recital **And Whereas** the said John Hayward and the said William Phelps in obedience to the directions and in exercise and execution of the powers and provisions contained in the

Recital of  
Commissioners

[3. cont.]

proceedings	<p>said recited Act and of such of the powers regulations and provisions of the said Act of the forty first year of his late Majesty as are not repugnant to nor have been varied by the said recited Act did in the first place cause ten days notice to be given in a certain newspaper circulated within the County of Wilts called the Devizes and Wiltshire Gazette and also in writing on the principal outer door of the parish Church of Cliffe Pypard aforesaid that their first meeting for carrying into execution the powers vested in them by the said "Acts would be holden on Monday the fifteenth day of October in the year of our Lord one thousand eight hundred and twenty one at the house of Joseph New known by the name or sign of the Goddard Arms Inn in Swindon in the said County of Wilts being a convenient place for for such meeting and within the distance of eight miles from the boundary of the said parish of Cliffe Pypard and the said John Hayward and William Phelps met accordingly and at their said first meeting and before they proceeded to act as Commissioners in the execution of the powers and authorities given by the said Acts save and except the signing and giving such notice as aforesaid) severally look and subscribed and administered to each other the oath by the said Act of the forty first year of of his late Majesty required to be taken and subscribed by every person acting as such [I have missed a bit of image !]</p>	
Commissioners Qualitied	<p>which oath is hereunto annexed to the intent that the same may be inrolled with this award <b>And Whereas</b> the said John Hayward and William Phelps have caused due notice to be given of all other [I have missed a bit of image !]</p>	
Survey and Plan	<p>in execution of the said recited and mentioned Acts (meetings by adjournment excepted) <b>And Whereas</b> for the just division and <i>John Hayward &amp; Wm Phelps</i> allotment of the lands and ^ grounds by the said recited Act respectively directed and authorized to be divided and allotted and in pursuance and exercise of the powers and authorities vested in them as Commissioners as aforesaid the said John Hayward and William Phelps have carefully viewed examined qualitied and valued the said open and commonable fields and meadows and commons and waste lands by the said Act directed to be divided and allotted and also the two several ancient inclosures hereinafter allotted and awarded in an exchange the same being all the ancient inclosures as were necessary to be viewed for executing any of the powers given by the said recited Act and being respectively detached from Homesteads and situate within the said Manor of Broad Town and Thornhill or one of them and not exceeding five acres each and have in obedience to the directions of the said recited Act and of the said Act of the forty first year aforesaid considered and made and reduced into writing a true exact particular and distinct valuation of the same lands grounds and ancient inclosures <b>And Whereas</b> a true exact and particular survey admeasurement and plan of all the said open and commonable lands and grounds and also of the said ancient inclosures wherein the number of acres and decimal parts of an acre in statute measure contained therein respectively and each and every Proprietors distinct properly in the same respectively are particularly set forth and specified have been made and reduced into writing in manner directed by the said Act of the forty first year</p>	

[3. cont.]

aforesaid by George Hayward of Devizes in the said County of Wilts Lan~~xx~~ [damaged page segment]  
[damaged page segment] who was nominated and appointed by the said John Hayward and William Phelps at their said first Meeting to  
be their Surveyor for that purpose and to transact such other matters as might appertain to that Office and the  
[damaged page segment] admeasurement and plan have been verified by the oath of the said George Hayward duly administered by the  
said John Hayward and William Phelps and have lain open at all seasonable times for perusal and inspection  
[damaged page segment] ~~xx~~ried or extracted by the proprietors of and persons interested in the lands grounds and hereditaments  
therein comprized and their respective agents **And Whereas** the said John Hayward and William Phelps  
[damaged page segment] several meetings as such Commissioners as aforesaid having received the claims of all persons bodies corporate  
and politic who had or claimed any common or other right to or in the said lands so to divided and allotted  
[damaged page segment] objections offered to any such claims and heard and determined all ~~disputes and~~ differences and disputes  
between any of the parties interested in the said lands so their rights and interests therein and having fully informed themselves of and  
ascertained the respective rights interests persons bodies politic and corporate in the said lands touching their rights and interests  
therein and divided and allotted by virtue of the said recited Act And also the respective shares and proportions proposed to be [   
*missed a line of document !*] respectively in lieu thereof and given notice of a convenient time and place [*I have missed a bit of image !*]  
where and the said Proprietors might be [*I have missed a bit of image !*]  
informed of their interested allotments and see the same set out and [*I have missed a bit of image !*] thereof which the said  
Commissioners caused to be formed and prepared divided and allotted by virtue of the said recited Act and also Commissioners  
appointed for that purpose received statements in writing of the complaints and objections of all such of the said Proprietors as were  
dissatisfied with [*I have missed a bit of image !*] for inspection and having at and where the said Proprietors might be informed of and  
having in all other respects proceeded according to the powers provisions directions and regulations of the said recited Act and of so  
much of the said inspection and having at time and place by them the said several matters and things necessary or [*I have missed a bit  
of image !*]  
proper to be considered of done and performed by the said John Hayward and William Phelps as Commissioners [*I have missed a bit of  
image !*] allotments and determined all such complaints objections [*I have missed a bit of image !*] as aforesaid for compleing the said  
division and allotment previously to

[3. cont.]

<p><i>damaged page section]</i></p> <p><i>The Commissioners having completed their duties</i></p> <p><i>Award follows</i></p>	<p><i>their making and executing their award And having the better to describe the several new allotments and divisions made and ancient inclosures allotted by virtue of the said recited and mentioned Acts and the fences to [damaged page section] [damaged page section] upon and in respect of such new allotments respectively and the roads ways and footpaths set out and appointed and intended to be hereinafter awarded and confirmed caused to be formed and drawn on vellum a map of all the said new allotments and ancient inclosures roads ways and footpaths [recheck lines to Now know ye] And having also prepared a Schedule of reference thereto and to this their Award And which said award map and schedule do express and contain the quantity of acres roods and perches in statute measure contained in the said new allotments and ancient inclosures and the quantity of each and every part and parcel thereof hereinafter allotted and the situations and descriptions of the same respectively together with the names of the respective Proprietors and the respective lines directions and situation of the said roads and paths and which said Map and distinguishes the fences to be made when and in respect of and to be long to the several new allotments by a delineation of such fences within the said boundary lines of the respective allotments And the said Map and schedule are intended to be annexed to and unrolled with this present Award to the end that the same may be deemed and construed as and for part thereof And the said Commissioners having in all things finished and completed the several partition and allotments of the said lands and grounds by the said recited Act directed and authorized to be divided and allotted <b>Now Know Ye</b> that the said John Hayward and William Phelps in pursuance of the said recited Act and by virtual and in execution of all and every the powers and authorities therein and in the said Act of the forty first year of the late King or in either of them contained and of all and every other power and authority therein any wise enabling in this behalf <b>have</b> assigned set out and appointed and by this their Award in writing fairly ingrossed or parchment and read and executed by the said Commissioners parties herets in the presence of the proprietors and persons interested attending a special general meeting called and now holden for that purpose of which ten days notice at least hath been given in the said Newspaper called the Devizes and Wiltshire Gazette to award and confirm all and every the open and commonable fields and meadows common and waste land within the said Manors of Broad Town and Thornhill within the</i></p> <p style="text-align: center;"><i>John Hayward &amp; Wm Phelps</i></p> <p><i>said parishes of Broad Hinton and Cliffe Pypard and also the said two several ^ ancient inclosures situate and being within the said Manors or one of them unto and for such uses and intents and purposes and unto and amongst such persons and bodies corporate and in such share and proportions manner and form and under and subject to such rules regulations and directions as are hereinafter mentioned expressed and declared that is to say They the said John Hayward and William Phelps have</i></p>
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[3. cont.]

<p>Roads No. 1 No. 2 No. 3 No. 4 Private Roads No. 5 No. 6 No. 7</p>	<p>assigned set out and appointed the following public and private carriage roads highways bridle ways and footways through and over the said lands and grounds by the said recited Act directed to be divided and allotted having first ascertained the said several roads and Ways by marks and bounds and prepared a map wherein they were accurately lain down and described and caused such map after being signed by the said Commissionsers to be deposited with their Clerk for the inspection of all persons concerned and having in convenient time afterwards caused due notice of the setting out and appointment of such roads and ways to be given in the said newspaper called the Devizes and Wiltshire Gazette and affixed in writing upon the Church Door of Cliffe Pypard aforesaid And the said John Hayward and William Phelps by these presents do award and confirm all and every the same several roads and ways in manner hereinafter mentioned and described that is to say <b>One</b> Public carriage road and driftway of the width of thirty feet commencing at the western end of Highdown Lane and extending north westward in its present track to the entrance of an old inclosure belonging to the Reverend Edward Goddard called the seven and twenty acres <b>One</b> Public Bridleway and footway and Private carriage road of the width of twenty feet commencing at an ancient way called the Devizes way and extending north eastward in its present track to Thornhill lane <b>One</b> Public Footway of the width of four feet commencing near the eastern end of the Little Coppice And extending eastward along the bottom of the hill in its present track to Little Town <b>One</b> Public footway of the width of of four feet commencing at a certain Hill in an old inclosure belonging to Elizabeth Pye Benet called the Waste and extending northward in its present track over the east field to Little Town <b>One</b> Private carriage road and driftway of the width of twenty feet branching out of the Turnpike road leading from Marlborough to Wootton Bassett and extending north eastward in its present track to Little Town <b>One</b> private carriage road and driftway branching out of the said Turnpike road and extending south westward up the hill and across the hill furlong to an allotment to the Reverend Edward Goddard in respect of his Leasehold Estate late Mrs Stapleton's <b>One</b> Private carriage road of the width of twenty feet branching out of the Turnpike Road leading from Marlborough to Wootton Bassett.</p>	
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