



**This Conveyance** is made the *Twenty-eighth* day of *October*. One thousand nine hundred and fifty-five  
BETWEEN HIS ROYAL HIGHNESS CHARLES PHILIP  
ARTHUR GEORGE DUKE OF CORNWALL AND  
ROTHESAY EARL OF CARRICK BARON OF RENFREW  
LORD OF THE ISLES AND GREAT STEWARD OF  
SCOTLAND (hereinafter called "His Royal Highness") of the  
one part and THE COUNCIL OF THE ISLES OF SCILLY in  
the County of Cornwall (hereinafter called "the Council") of  
the other part.

WHEREAS:—

(1) His Royal Highness is the estate owner in respect of the fee simple of the lands hereinafter described and intended to be hereby conveyed.

(2) His Royal Highness has been graciously pleased to assent to the vesting of the said lands in the Council to the intent that the same may be held by them as public walks or pleasure grounds and the Council has agreed to hold the said lands and to support improve and maintain the same for the purpose aforesaid.

NOW THIS DEED WITNESSETH as follows:—

1. HIS ROYAL HIGHNESS under the authority of the Duchy of Cornwall Management Acts 1863 to 1893 and in pursuance of the said agreement DOTH freely and voluntarily and without valuable consideration hereby convey unto the Council:

FIRSTLY ALL THAT piece or parcel of land containing by estimation nine perches or thereabouts situate on the west side of Jerusalem Terrace at Hugh Town on the Island of Saint Mary's one of the Isles of Scilly and comprising a portion of the Close of land numbered 753 on the Ordnance Survey Map of the said Island published in the year 1908 Second Edition and for the purpose of identification only delineated with the measurements on the map numbered 1 attached hereto and thereon coloured green and known as Tenancy Number 343/4.

SECONDLY ALL THAT piece or parcel of land containing by estimation thirty-one perches or thereabouts situate in The Parade at Hugh Town aforesaid and comprising a portion of the Close of land numbered 753 on the said Ordnance Survey Map and for the purpose of identification only delineated with the measurements on the map numbered 2 attached hereto and thereon coloured green and known as Parade Gardens and Tenancy Number 469.

THIRDLY ALL THAT piece or parcel of land (together with the sea wall erected on the north-western boundary thereof) containing by estimation three acres two roods twenty-three perches or thereabouts situate at Hugh Town aforesaid and comprising a portion of the Close of land numbered 761 on the said Ordnance Survey Map and for the purpose of identification only delineated on the map numbered 3 attached hereto and thereon coloured green and known as Porthcressa Bank.

FOURTHLY ALL THAT piece or parcel of land containing by estimation one perch or thereabouts being part of the bank adjoining the Town Beach at Hugh Town aforesaid and comprising a portion of the Close of land numbered 753 on the said Ordnance Survey Map and for the purpose of identification only delineated on the map numbered 4 attached hereto and thereon coloured green.

AND FIFTHLY ALL THAT piece or parcel of land containing two acres one rood five perches or thereabouts situate on Buzza Hill at Hugh Town aforesaid and comprising portions of the Closes of land numbered 762 and 763 on the said Ordnance Survey Map and for the purpose of identification only delineated on the map numbered 5 attached hereto and thereon coloured green

All which said lands firstly secondly thirdly fourthly and fifthly hereby conveyed are within and Parcel of the Possessions of the Duchy of Cornwall in the County of Cornwall TOGETHER with all such rights of light drainage support of land and buildings and other rights over or in respect of the lands and buildings adjoining or adjacent to the said lands hereby conveyed as would have passed by implication of law on a Conveyance thereof by His Royal Highness or other an estate owner in fee simple retaining unsold and unlet the said adjoining or adjacent lands and buildings AND TOGETHER ALSO (but without prejudice to the generality of the foregoing description of rights) with the right to use whether continuously or not all gutters



drains pipes and wires now situate on any of the said adjoining or adjacent buildings and accommodated for use in common or otherwise by the said lands hereby conveyed.

2. EXCEPT AND RESERVING unto His Royal Highness all mines minerals stone and substrata within and under the said lands hereby conveyed (other than the mines and minerals vested in the National Coal Board by virtue of the Coal Acts 1938 to 1943 and the Coal Industry Nationalisation Act 1946) but without any right or power to enter upon break or use the surface of the said lands for the purpose of working winning and getting the said mines minerals stone and substrata.

3. EXCEPT ALSO AND RESERVING unto the owner or owners of the said respective adjoining or adjacent lands and buildings all such rights of light drainage support of land and buildings and other rights over or in respect of the said lands hereby conveyed as would have passed by implication of law on a Conveyance of such adjoining or adjacent lands and buildings by His Royal Highness or other an estate owner in fee simple retaining unsold and unlet the said lands hereby conveyed AND ALSO (but without prejudice to the generality of the foregoing description of rights) the right to use whether continuously or not all gutters drains pipes and wires now situate on the said lands hereby conveyed and accommodated for use in common or otherwise by any of the said adjoining or adjacent buildings.

4. EXCEPT ALSO AND RESERVING unto Leslie Waldron Phillips and all persons deriving title under him as the owners and occupiers for the time being of the adjoining property on the west side of the said land firstly hereinbefore conveyed the right from time to time and at all times hereafter to pass and repass on foot only over the said land firstly hereinbefore conveyed between the points marked "A" and "B" where shown by a dotted red line on the said map numbered 1 as a means of access to and egress from the said adjoining property.

5. EXCEPT ALSO AND RESERVING unto His Royal Highness and His Lessees and Tenants and His and their agents and servants and the owners and occupiers for the time being of the Mincarlo Hotel and the lifeboat house and the allotment gardens lying to the north of the Mincarlo Hotel where shown on the said map numbered 4 the right from time to time and at all times hereafter to pass and repass in as full and ample a manner as at present enjoyed over and along the footpath where shown by black hatching on the said map numbered 4 as a means of access to and egress from the said Mincarlo Hotel the lifeboat house and the allotment gardens.

6. EXCEPT ALSO AND RESERVING unto Gertrude Frances Eaton and all persons deriving title under her and the owners and occupiers for the time being of the lands shown by black hatching on the said map numbered 5 the right at all times hereafter to maintain in repair and renew the existing line of drain pipes passing under parts of the said lands thirdly and fifthly hereby conveyed in the approximate position and direction where shown by firm red lines on the said maps numbered 3 and 5.

7. TO HOLD the said lands firstly secondly thirdly fourthly and fifthly hereby conveyed (Except and Reserving as aforesaid) unto the Council in fee simple for the purposes of public walks or pleasure grounds according to the provisions contained in Section 164 of the Public Health Act 1875 Subject to all rights of way and all rights of access and other easements as at present enjoyed over the said lands or any part or parts thereof.

8. THE Council for themselves and their assigns hereby covenant with His Royal Highness as follows:—

(a) that the Council or their assigns will for ever hereafter support maintain and improve the said lands hereby conveyed as and for the purpose of public walks or pleasure grounds

(b) and will not do or permit to be done any act whereby any tumuli or other antiquarian remains on any part of the said lands shall be damaged or destroyed and

(c) and will not at any time erect any fence or wall between the points marked respectively "A"—"B" and "C"—"D" on the said map numbered 3 which will in any way limit or obstruct access by the public over the said Porthcressa Bank.

9. IT IS HEREBY CERTIFIED that the transaction hereby effected does not form part of a larger transaction or of a series of transactions in respect of which the



amount or value or the aggregate amount or value of the property conveyed or transferred exceeds Three Thousand Pounds.

10. THE words "His Royal Highness" used in this deed shall whenever consistent with the context include His Royal Highness His Successors in Title and His and their Assigns and the words "the Council" shall whenever consistent with the context include their Successors and Assigns.

IN WITNESS whereof the Seal of the Duchy of Cornwall has been hereunto affixed and the Seal of the Council of the Isles of Scilly has been hereunto affixed the day and year first above written.



THE SEAL of the Council of the Isles of  
Scilly was hereunto affixed pursuant to  
a Resolution passed at a Meeting duly  
convened on the 24<sup>th</sup> day of October  
1955 in the presence of

*W. Geo. Woodcock*  
Chairman.

*R. Phillips*  
Clerk to the Council.

DATED 28<sup>th</sup> October 1955.

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HIS ROYAL HIGHNESS  
THE DUKE OF CORNWALL

— TO —

THE COUNCIL OF THE ISLES OF  
SCILLY.

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## Conveyance

— OF —

lands at Hugh Town, St. Mary's, one of  
the Isles of Scilly in the County of  
Cornwall to be maintained as public  
walks or pleasure grounds.

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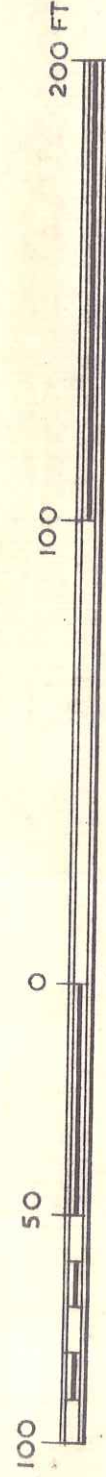
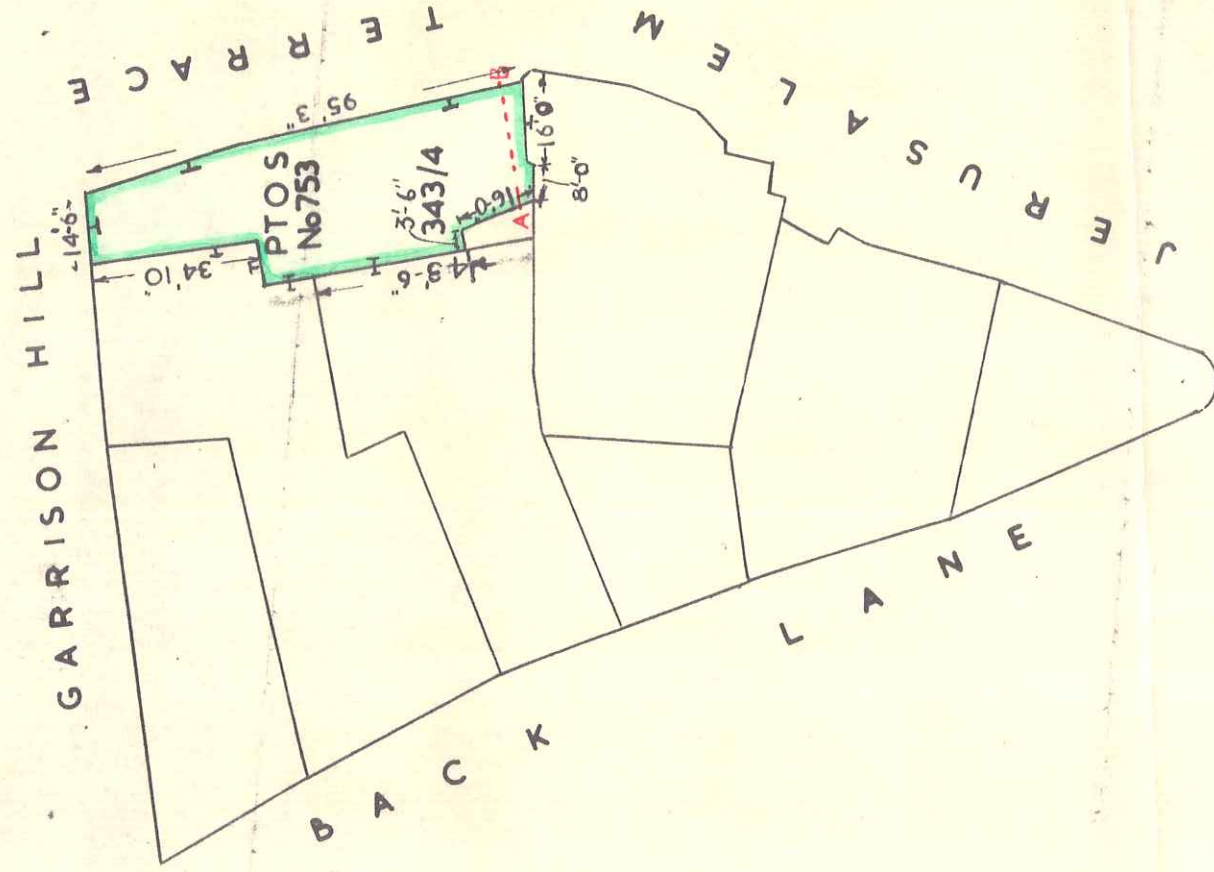
INROLLED in the Office of the Duchy of  
Cornwall the 28<sup>th</sup> day of *October*, 1955.

Before me,

*Robert W. W. W. W.*

*Keeper of the Records.*

MAP No 1

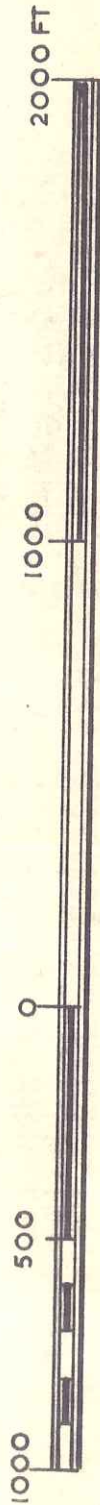
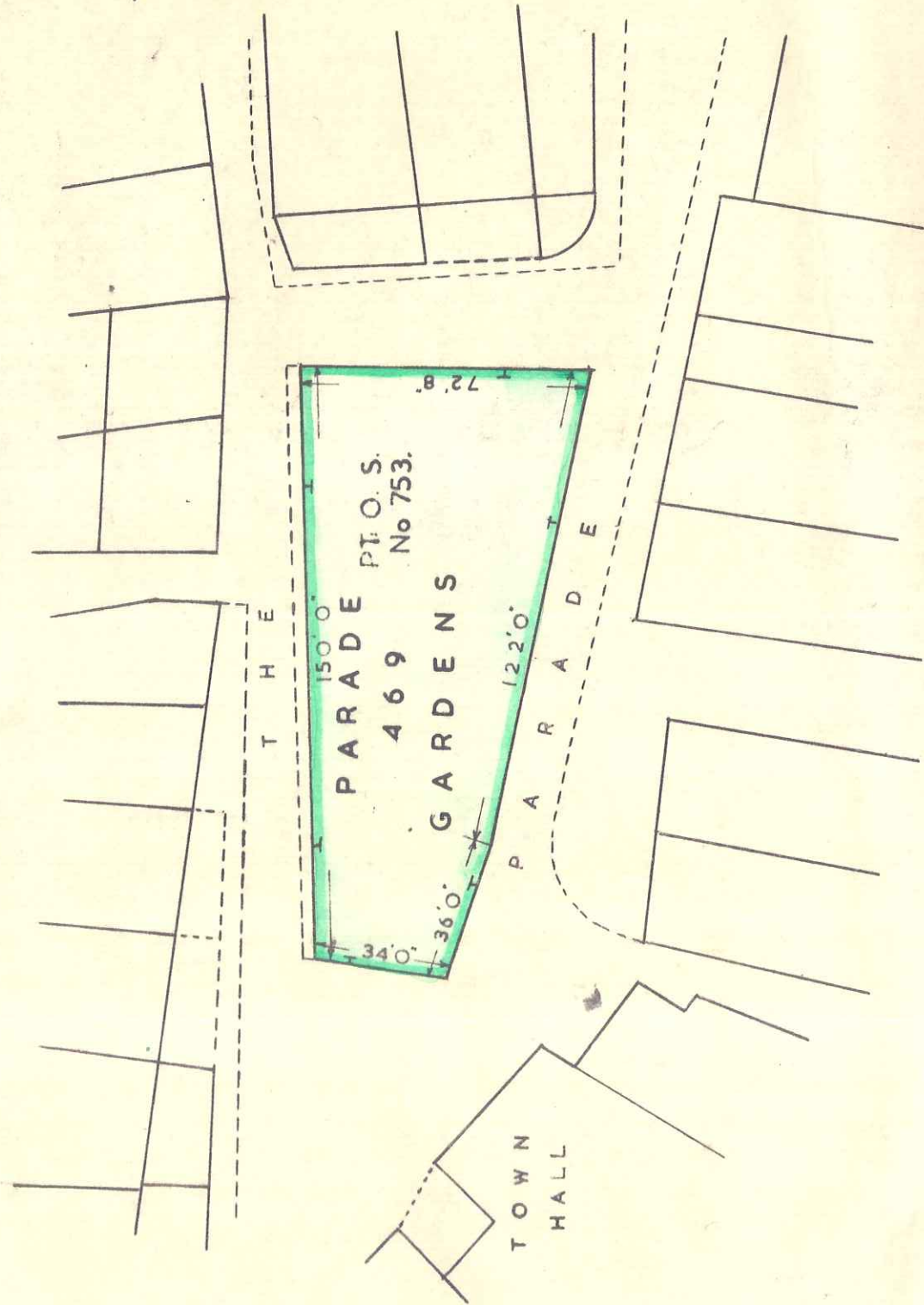
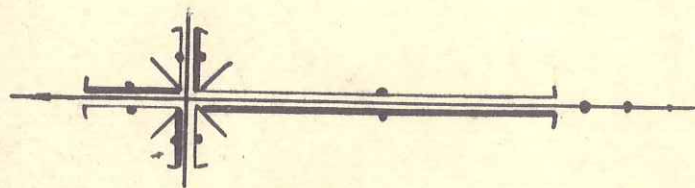


ST MARY'S, ISLES OF SCILLY.

DUCHY OF CORNWALL OFFICE, LONDON.



MAP No 2



ST. MARY'S. ISLES OF SCILLY.

DUCHY OF CORNWALL OFFICE. LONDON.W.I.









FOOTPATH TO  
LIFEBOAT HOUSE  
AND ALLOTMENT GARDENS.

MINCARLO  
HOTEL

STEPS

PT. O.S.  
No 753

H U G H T O W N

SCALE 1/500





B

E

A

C

H