

Tho^s Weld Esq^r

Tho^s Weld

T. Weld Esq^r
for Ideo^s
Leas^s

6.
Stone
Quarry
0.3.22

8.
Ja^s Clegg.
0.3.32

Paul Greenwood

W^m Hartley jun^r

5. 1. 17

5. 2. 7

Tho^s Weld Esq^r

Esq^r

Whalley

James

James Whalley Esq^r

24. 1. 21

5.

18. 2. 23

Robinson Shuttle

20. 1.

9.

Occupation Road

Foot way

Foot way

Foot way

Of his said allotment **AND WE DO** award assign set out and allot unto the said Paul Greenwood his heirs and assigns all that parcel of land described in the said plan by the No. 10, lying and being on the said common or waste ground containing in Customary Measure five acres one rood and seventeen perches bounded on or towards the North West and South by the said road Thirdly above Awarded and set out as aforesaid on or towards the North East by the allotment No. 11 next hereinafter made to the said William Hartley and on or towards the South East by the allotment No. 9 hereinbefore made to the said Robinson Shuttleworth **AND WE DO** award order and direct that the said Paul Greenwood his heirs and assigns shall make and forever hereafter maintain and keep in repair the road fence and also the South East fence or his said allotment **AND WE DO** award assign set out and allot unto and for the said William Hartley his heirs and assigns all that parcel of land described in the said plan by the No. 11 lying and being on the said Common or Waste Ground containing in customary measure five acres two roods and seven perches bounded on or towards the North West by inclosed lands of the said Thomas Weld and William Hartley on or towards the South East by the allotment No. 9 hereinbefore made to the said Robinson Shuttleworth on or towards the North East by the said last mentioned Inclosures of the said Thomas Weld and William Hartley and the allotment No. 12 hereinbefore mentioned on or towards the South West by the said allotment No. 10 hereinbefore made to the said Paul Greenwood and the said Road thirdly above awarded and set out as aforesaid **AND WE DO** award order and direct that the said William Hartley his heirs and assigns shall make and forever hereafter maintain and keep in repair the South East and South West fences of his said allotment **AND WE DO** award assign set out and allot unto and for the said Penn Assheton Curzon his heirs and assigns All that the said Messuage or Dwelling house called or known by the name of Brook House or Brook Houses situate in Whalley aforesaid wherein the said Joseph Hartley doth now dwell with the Barn Buildings Fold Orchard garden and appurtenances thereto belonging and also all those several closes pieces or parcels of land therewith now occupied and enjoyed called or known by the several names of the Higher Starn Flat the Lower Starn Flat the Crookt Ing the Crookt Ing Meadow the High Field the New Meadow the Moor Croft the Parrock the Croft the Nearer Singleton Field and the Farther Singleton Field And also all that the said other Messuage or Dwelling House situate in Whalley aforesaid wherein the said Henry Ingham doth now dwell with the Garden and a close of Meadow Ground thereto adjoining and belonging and therewith now enjoyed and also three Beast Gates or Pasturage and feeding for three beasts to go graze depasture and feed in and upon the said Stinced Pasture in Whalley aforesaid called Whalley Moor and also four Ox Gates or pasturage and feeding for four Oxen or Beasts to go graze depasture and feed in and upon the said other Stinced Pasture in Wiswell aforesaid called Hardhill Pasture All which said closes lands tenements cattle gates hereditaments and premises are now in the possession or tenure of the said Joseph Hartley and Henry Ingham or their respective undertenants Which said messuages buildings lands tenements cattle gates hereditaments and premises last hereinbefore described We do award to the said

Penn Assherton Curzon in lieu of and in exchange for the messuage buildings lands tenements hereditaments and premises in the several possessions of the said Mary Bulcock and George Horner and the said allotment of common No. 14 hereinbefore awarded and allotted to the said James Whalley **AND WE DO** award order and direct that the said several fences hereinbefore by Us Awarded Ordered and Directed to be made as aforesaid shall be made and erected within twelve months next after the execution of this our award **AND WE DO** hereby declare that in making and setting out the several allotments hereinbefore assigned and allotted on the said Common or Waste Ground we have had due regard to the quality and quantity of the lands and grounds hereinbefore divided and allotted and to the contiguity of the same to the lands and tenements of the several owners and proprietors to and for whom the same are hereby assigned and allotted **AND WE DO** award order and direct that the several Roads hereinbefore awarded shall after the same shall be formed and made forever afterwards maintained and kept in repair by an assessment of one hundred pounds or a larger or less sum as occasion shall from time to time require by the several persons hereinafter named their respective heirs and assigns and in the proportions following (that is to say) The said Thomas Weld his heirs or assigns sixty three pounds, sixteens shillings and one penny The said James Whalley his heirs or assigns twenty nine pounds and three pence farthing The said James Clegg his heirs or assigns five shillings and seven pence half penny The said Robinson Shuttleworth his heirs or assigns four pounds four shillings and six pence The said Paul Greenwood his heirs or assigns one pound five shillings and four pence farthing The said William Hartley his heirs or assigns one pound eight shillings and two pence **AND WE DO** award order and direct that any of the proprietors of the said Moor or Common shall within twelve months next after the execution of this our award but no longer have full and free liberty to dig for and get stone or any part thereof sufficient for making and erecting such stone fences as they or any of them shall think proper to make and erect to divide and inclose their several allotments hereby awarded to them respectively and to lead away the same with carts or other carriages to any place or places where any of the new fences for the dividing the said Moor or Common are hereinbefore ordered by us to be set and made Such proprietor or proprietors as shall dig for get and lead away the said stone making full and reasonable satisfaction for the damage which may be done thereby to the proprietor or proprietors in whose allotment or allotments the same shall be got **AND WE DO** also award order and direct that all the fence and ditches of the several allotments above mentioned which adjoin to any of the Roads hereby awarded and set out as aforesaid shall be kept sufficiently deep and open by the respective proprietors thereof so as that the water running in the same may have a free passage and that sufficient bridges or plates of brick or stone shall be made and at all times hereafter maintained and kept in repair in each gateway opening upon the several Roads above awarded and set out by the respective proprietors thereof for the free passage of the water through and under the same **AND WE DO** also award order and direct that the said Paul Greenwood his heirs and assigns shall at all times hereafter have and enjoy the herbage of the said Road adjoining to the allotment hereinbefore awarded to him

he and they hanging and at all times hereafter keeping in repair and good and sufficient gate at the North West end of the said allotment **IN WITNESS** whereof we have hereunto set our hands and seals the fourth day of May in the thirtieth year of the reign of our Sovereign Lord George the Third by the Grace of God of Great Britain France and Ireland King Defender of the Faith and in the year of our Lord One Thousand seven hundred and ninety

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Set out as aforesaid on or towards the North East by the allotment No.14 hereinafter awarded to the said James Whalley in exchange with the said Penn Assheton Curzon and on or towards the South West by the said allotment No.12 and the allotment No.9 hereinafter awarded to the said Robinson Shuttleworth **AND WE DO** award order and direct that the said Thomas Weld his heirs and assigns shall make and forever hereafter maintain and keep in repair a good and sufficient fence to inclose his said allotment No.1 as Lord of the said Manor and also his allotment No.3 and also to inclose his allotment No.7 so far as the same adjoins upon the said Roads first and secondly above mentioned and described to divide the same allotment from the adjoining allotment No.6 hereinbefore set out as a Stone Quarry and the allotment No.8 hereinafter awarded and allotted to the said James Clegg and also to inclose his allotment No.13 so far as the same adjoins on the said Road first hereinafter awarded and set out and the allotment No.9 hereinafter awarded to the said Robinson Shuttleworth **AND WE DO** award order and direct that the said Henry Hargreaves his heirs and assigns shall make and during the continuance of his and their interest in the said allotment No.4 maintain and keep in repair a good and sufficient fence to inclose the said allotment **AND WE DO** award order and direct that the said Margaret Lloyd her heirs and assigns shall make and during the continuance of his and their interest in the said allotment No.12 maintain and keep in repair a good and sufficient fence to inclose the said allotment and that from and after the expiration or other sooner determination of the said Margaret Lloyd's leave or other her interest in the said allotment No.12 the same fence shall at all times afterwards be maintained and kept in repair by the said Thomas Weld his heirs and assigns so far as the same adjoins on the allotment No.11 hereinafter awarded to the said William Hartley **AND WE DO** also award assign set out and allot unto and for the said James Whalley his heirs and assigns All that said parcel of land described in the said Plan by the No.2 lying or being on the said Common or Waste Ground containing in customary measure thirty one acres one rood and two perches bounded on or toward the North by the said Road first hereinbefore awarded and set out on or towards the South by the said allotments No.1 hereinbefore awarded to the said Thomas Weld as Lord of the said Manor on or towards the East by Ancient Inclosures within the said township of Pendleton and on or towards the West by the said allotment No.3 hereinbefore awarded to the said Thomas Weld and also all that other parcel of land described in the said Plan by the No.5 lying or being on the said Common or Waste Ground containing in customary measure twenty four acres one rood and twenty one perches bounded on or towards the North by the said Road secondly above awarded and set out aforesaid on or towards the South by the said Road first above awarded and set out as aforesaid on or towards the East by the said allotment No.7 hereinbefore awarded to the said Thomas Weld and the said Road secondly above set out and on or towards the West by Ancient Inclosures of the said James Whalley And also all that other parcel of land described in the said Plan by the No.15 lying and being on the said Common or Waste Ground containing in customary measure fifty two acres three roods and twenty one perches bounded on or towards the North by Ancient Inclosures within the said Township of Wiswell on or towards the South by the said Road first hereinbefore awarded and set out as aforesaid on or towards the East by Ancient Inclosures at Coldcoat and within the said Township of Pandleton and on or towards the West by the allotment No.14 next hereinafter mentioned and also all that other parcel of land described in the said Plan by the No.14 and agreed to be received by the said James Whalley in exchange with the said Penn Assheton Curzon as hereinbefore mentioned and lying and being in the said Common or Waste Ground containing in customary measure nineteen acres two roods and two perches

bounded on or towards the North by part of the village of Wiswell aforesaid on or towards the South by the said Road first hereinbefore awarded and set out as aforesaid on or towards the East by the allotment No.13 hereinbefore awarded to the said Thomas Weld **AND WE DO** award order and direct that the said James Whalley his heirs and assigns shall make and forever hereafter maintain and keep in repair and good and fence to inclose the Road fence of his allotment No.2 and all the fences to inclose his allotments No.5, 14 and 15 **AND WE DO** award assign set out and allot unto and for the said James Whalley his heirs and assigns All that the said Messuage or Dwelling House situate in Wiswell aforesaid wherein the said Mary Bulcock doth now dwell with the barn buildings fold orchard garden and appurtenances thereto belonging and also all those several closes pieces or parcels of land therewith now occupied and enjoyed called or known by the several names of The Croft The Wall Hill The Higher Croft The Lower Croft The Pit Field The Long Meadow The Willows Croft The Whittacres the Marled Earth The Champion Hole The Hey with the Tithe Barn Three Plummer Heys and also all that the said close or parcel of land called or known by the name of The Warren situate in Whalley aforesaid and now in the occupation of the said George Horner or his under-tenants which said messuage buildings lands tenements hereditaments and premises last hereinbefore particularly mentioned and described and now in the possession of the said Mary Bulcock and George Horner or their respective under-tenants **WE DO AWARD** together with the allotment No.14 last hereinbefore described to the said James Whalley in lieu of and in Exchange for the Messuage building lands tenements cattle gates and hereditaments hereinafter awarded and allotted to the said Penn Assheton Curzon **AND WE DO** award assign set out and allot unto and for the said James Clegg his heirs and assigns All that parcel of land described in the said Plan by the No.8 lying and being on the said common or Waste Ground containing in customary measure three roods and thirty two perches bounded on or towards the North West by Ancient Inclosures in Wiswell aforesaid belonging to the said Thomas Weld on or towards the South East and South West by the allotment No.7 hereinbefore made to the said Thomas Weld and on or towards the North East by the said Road thirdly above awarded and set out as aforesaid **AND WE DO** award order and direct that the said James Clegg his heirs and assigns shall make and forever hereafter maintain and keep in repair the Road fence of his said allotment **AND WE DO** award assign set out and allot unto and for the said Robinson Shuttleworth his heirs and assigns All that parcel of land described in the said Plan by the No.9 lying and being on the said Common or Waste Ground containing in customary measure twenty acres one rood and thirty three perches bounded on or towards the North West by the Allotments No.10 and 11 hereinafter awarded to the said Paul Greenwood and William Hartley on or towards the South East by the said Road first hereinbefore awarded and set out as aforesaid and on or towards the North East and South West by the allotments No.7 and 13 hereinbefore made to the said Thomas Weld **AND WE DO** award order and direct that the said Robinson Shuttleworth his heirs and assigns shall make and forever hereafter maintain and keep in repair the South East and South West fences

Every the power granted and in us vested for dividing ascertaining setting out and allotting the said Common or Waste Ground called Wiswell Moor and for ordering and directing the fencing and inclosing the allotments to be made by us in pursuance of the said act **WE DO** by this our award and instrument in writing divide ascertain set out and allot the residue of the said Common or Waste Land intended to be inclosed to such uses intents and purposes and unto between and amongst the several proprietors and persons interested of and in the same proportion to their several and respective shares interest and property therein in manner and form following (that is to say) **WE DO** award assign set out and allot to the said Thomas Weld and the several other owners and proprietors of the said Common or Waste Ground **ALL** that allotment or parcel of land described in the said Plan by the No.6 containing in customary measure three roods and twenty two perches bounded on or towards the North and East by the said Thomas Weld's allotment No.7 and on or towards the South and West by the said Occupation Road hereinbefore secondly above set out and awarded which said allotment No.6 **WE DO** award order and appoint shall at all times hereafter be used for the getting of sand gravel or stones for making of erections and buildings as well upon the said Common or Waste Ground as upon the Ancient Inlands and repairing the same and repairing the present Public Roads and Ways and also such New Private Roads Ways Walls Plate Bridges and Fences as are by us set out and appointed and hereby directed to be made within the said Manor and Township of Wiswell **AND WE DO** also award assign set out and allot unto and for the said Thomas Weld as Lord of the Manor of Wiswell aforesaid his heirs and assigns **ALL** that parcel of land described in the said Pland by the No.1 lying and being in the said Common or Waste Ground called Wiswell Moor containing in customary measure eighteen acres two roods and thirty one perches bounded on or towards the North by the allotment No.2 hereinafter made to the said James Whalley on or towards the South by Sabden Brook on or towards the East by inclosed lands within the Township of Pendelton aforesaid and on or towards the West by the said allotment No.3 which said allotment No.1 hereinbefore awarded to the said Thomas Weld as Lord of the said Manor of Wiswell is in our judgement equal in value to one twentieth part of the said Common or Waste Ground intended to be inclosed (quality and quantity considered) and which we do award to the said Thomas as such Lord as aforesaid his heirs and assigns as and for a compensation for his consent to the Inclosure of the said Common and Waste Ground and for his interest therein other than and except as in the said Act is mentioned **AND WE DO** also award assign set out and allot unto and for the said Thomas Weld as owner and proprietor of lands & tenements within the said Manor and Township of Wiswell his heirs and assigns **ALL** that other parcel of land described in the said Plan by the No.3 lying and being on the said Common or Waste Ground containing in customary measure one hundred and forty three acres and fifteen perches bounded on or towards the North West by the Road hereinbefore first set out and awarded as aforesaid on or towards the South South East and South West by inclosed lands in the said Township of Wiswell belonging to the said Thomas Weld the said Private Occupation Road last hereinbefore awarded and set out as aforesaid and the allotment No.4 hereinafter mentioned and on or towards the North East by the said Brook called Sabden Brook and the said allotments No.1, 2 and 4 hereinbefore mentioned And also all that other parcel of land described in the said Plan by the No.4 lying and being on the said Common or Waste Ground containing in customary measure four acres three roods and twenty four perches bounded on or towards the North East and West by the said allotment No.3 and on or towards the South by the said Private Road last hereinbefore set out and awarded as aforesaid (which said allotment No.4

is to be held by the said Thomas Weld his heirs and assigns subject to a Lease for one or more life or lives now in being formerly granted of Lands and Tenements within the said Manor and Township of Wiswell in respect of which the said allotment No.4 is hereby made and which Lands and Tenements now belong to Henry Hargreaves as Lessee for such life or lives as aforesaid under the said Thomas Weld and which said allotment No.4 we award to the said Henry Hargreaves his heirs and assigns for and during the continuance of such life or lives as he the said Henry Hargreaves now hath in the Ancient Inclosed Lands and Tenements in Wiswell aforesaid in right of which the same allotment is made on condition only that he the said Henry Hargreaves his heirs or assigns do and shall within twelve months next after the execution of this our award well and sufficiently inclose ditch and fence out the same in manner hereafter mentioned and also do and shall pay his part and share (in proportion to his leasehold interest therein of all such charges and expenses as in the said Act are mentioned to be settled by us or any two of us as thereby directed **AND ALSO ALL** that other parcel of land described in the said Plan by the No.7 lying and being on the said Common or Waste Ground containing in customary measure eighteen acres two roods and twenty three perches bounded on or towards the North West by Inclosed lands by the said Thomas Weld in the said Township of Wiswell the allotment No.6 awarded as a Stone Quarry and the allotment No.8 hereinafter awarded to the said James Clegg on or towards the South by the said Roads first and secondly above set out and awarded on or towards the North East by Ancient Inclosures of the said Thomas Weld in Wiswell aforesaid the said James Clegg's allotment No.8 and the said allotment No.9 hereinafter awarded to the said Robinson Shuttleworth and on or towards the West by the said Road secondly above set out and awarded and the said allotment No.6 awarded for and as a Stone Quarry and the allotment No.5 hereinafter awarded to the said James Whalley **AND** also all that other parcel of land described in the said Plan by the No.12 lying and being on the said Common or Waste Ground containing in customary measure four acres one rood and twenty three perches bounded on or towards the North West by inclosed lands in the said Township of Wiswell belonging to the said Thomas Weld on or towards the North East and South East by inclosed lands in Wiswell aforesaid belonging to the said Thomas Weld and the allotment No.13 next hereinafter awarded to the said Thomas Weld and on or towards the South West by inclosed lands of the said Thomas Weld and the said allotment No.11 hereinafter awarded to the said William Hartley (which the said allotment No.12 is to be held by the said Thomas Weld his heirs and assigns subject to a lease for one or more life or lives now in being formerly granted of lands and tenements within the said Manor and Township of Wiswell in respect of which the said allotment No.12 is hereby made and which lands and tenements now belong to Margaret Lloyd widow as Lessee for such Life or Lives as aforesaid under the said Thomas Weld and which allotment No.12 **WE AWARD** to the said Margaret Lloyd her heirs and assigns for and during the continuance of such Life or Lives as she now hath in the Ancient Inclosed Lands and tenements in Wiswell aforesaid in right of which the same allotment is made on condition only that she the said Margaret Lloyd her heirs and assigns do and shall within twelve months next after the execution of this our award well and sufficiently inclose ditch and fence out the same in manner hereinafter directed and also do and shall pay her and their part and share (in proportion to her leasehold interest therein of all such charges and expenses as in the said Act are mentioned to be settled by us or any two of us as thereby directed) **AND** also all that our other parcel of land described in the said Plan by the No.13 lying and being on the said Common or Waste Ground containing in customary measure twenty six acres three roods and ten perches bounded on or towards the North West by Inclosed Lands of the said Thomas Weld in the said Township of Wiswell and the allotment No.12

last hereinbefore described on or towards the South East by the said Road first hereinbefore awarded and

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SHALL become intituled to on the division of the said Common as well for and in respect of the said last mentioned premises now in the occupation of the said Mary Bulcock as of any other lands tenements or hereditaments belonging to the said Penn Assheton Curzon situate within the said Manor and Township of Wiswell and also all that close or parcel of land called or known by the name of The Warren situate in Whalley aforesaid and now in the occupation of Mr George Horner or his undertenants all which said last mentioned premises so to be exchanged as aforesaid are now in the estate of the said Penn Assheton Curzon **NOW KNOW ALL MEN BY THESE PRESENTS THAT WE** the said Henry Waddington Henry Porter and Matthew Oddie having taken upon ourselves the execution of the powers in and by the said recited Act given to us **AND WE** the said Henry Waddington and Henry Porter having taken and subscribed the Oath in and by the said recited Act required **AND I** the said Matthew Oddie being one of the people called Quakers having made and subscribed my solemn affirmation to the same effect in due form before we the said Henry Waddington Henry Porter and Matthew Addie or any of us acted in the execution of the said powers and having given notice pursuant to the directions of the said Act of the time and place of our first meeting for executing the same and having received the claims of the different proprietors of the said Common or Waste Ground pursuant to the directions of the said Act and having deliberately and maturely considered the several and respective Rights Interests and Properties of the several Proprietors of and in the said Common or Waste Ground and the value of the lands tenements cattle gates hereditaments and premises proposed to be exchanged by and between the said James Whalley and Penn Assheton Curzon as aforesaid and having completed and finished the partitions and allotments of the said Common or Waste Ground **DO HEREBY** in pursuance of and in obedience to the said recited Act and in discharge of the Trusts thereby in us reposed And by virtue of all and every the powers therein granted and in us vested Ascertain Set out and Appoint the Roads and Ways through and over the said Common or Waste Ground with the breadths thereof in manner and form following (that is to say) **WE DO AWARD** and appoint that there shall be a Private Carriage Road twenty five feet wide exclusive of the ditches for the respective occupiers for the time being of the said Common or Waste Gound called Wiswell Moor and of Ancient Messuages Lands Tenements and Hereditaments within the said Manor and Township of Wiswell And likewise for the occupiers for the time being of a certain Messuage Lands and Tenements called Wilkinheys in the Township of Pendleton in the said County of Lancaster belonging to William Assheton Esquire and now in the possession of John Whitaker leading from a gate entering upon the said Common or Waste Ground called Wiswell Moor near to Clark Hill the residence of the said James Whalley Eastwards to the South West corner of a certain close called Wilkinhey Rough parcel of the said tenement called Wilkinheys as and where the same is now staked out and as described in the Plan hereunto annexed **AND WE DO** also award and appoint that the same Private Carriage Road shall also be a Public Bridle Road **AND WE DO** also award and appoint that there shall be one other Private Carriage Road twenty five feet wide exclusive of the ditches for the respective occupiers for the time being of the said Common or Waste Ground and of Ancient Messuages Lands Tenements and Hereditaments with the said Manor and Township of Wiswell leading from the village of Wiswell aforesaid by the West side of the allotment No.7 hereinafter awarded and allotted to the said Thomas Weld And of the allotment No.6 hereinafter awarded and allotted as a Stone Quarry to the West corner of the allotment No.5 hereinafter awarded and allotted to the said James Whalley and from thence Eastward by the South side of the said allotment no.7 so far as the same adjoins to the North Fence

of the said Allotment No.5 and from thence Southwards to the last mentioned Road in the manner described in the said Plan by a dotted line **AND WE DO** also award and appoint that there shall be another Private Carriage Road twenty five feet wide exclusive of the ditches leading from the village of Wiswell aforesaid by the West and South sides of the Allotment No.10 hereinafter made to the said Paul Greenwood to the North corner of the said Allotment No.7 hereinafter made to the said Thomas Weld and the North West corner of the Allotment No.9 hereinafter made to the said Robinson Shuttleworth for the use of the respective occupiers for the time being of the several Allotments No.10, No.7 and No.9 and also for the respective occupiers for the time being of the Allotment No.11 hereinafter awarded and allotted to the said William Hartley and the Allotment No.8 hereinafter awarded and allotted to the said James Clegg as and where the same last mentioned Road is described in the said Plan **AND WE DO** also award and appoint that there shall be one other Private Carriage Road twenty five feet wide exclusive of the ditches leading from the Road first hereinbefore awarded and described by the South and South West sides of the Allotment No.3 hereinafter awarded and allotted to the said Thomas Weld to sundry farms in Wiswell aforesaid belonging to the Thomas Weld and now or late in the several tenures of Thurstan Tomlinson William Coulthurst James Pollard Henry Hartley and John Pickering as and where the same is described in the said Plan by a dotted line **AND WE DO** also award and appoint that there shall be a Foot path leading from the said gate entering upon the said Common near Clarkhill aforesaid over the said Allotment No.3 hereinafter made to the said Thomas Weld and the allotment No.2 hereinafter made to the said James Whalley to a Farm in the Township of Pendleton aforesaid now in the occupation of Henry Whitaker as and where the same is described in the said Plan by a dotted line **AND WE DO** also award and appoint that there shall be one other Foot Path leading from a Farm called Hollings in the said Township of Wiswell lately occupied by Thurstan Tomlinson over part of the said Allotment No.3 hereinafter made to the said Thomas Weld to a tenement in Wiswell aforesaid now in the occupation of Henry Hartley and from thence over the same Allotment No.3 and over the South corner of the Allotment No.1 hereinafter made to the said Thomas Weld to a wooden bridge over Sabden Brook which leads into the Township of Read as and where the same is described in the said Plan by a dotted line **AND WE DO** also award and appoint that there shall be one other Foot Path leading from the Occupation Road hereinbefore described to be situate on the West and South sides of the said Paul Greenwood's Allotment No.10 beginning at the North West corner of the said Robinson Shuttleworth's Allotment No.9 and leading from thence over the South West side of the same Allotment to and across the said Road first hereinbefore awarded and set out and from thence Southward over the said Allotment of the said Thomas Weld No.3 to the South West corner of the Allotment No.4 hereinafter awarded to the said Thomas Weld being near to the said tenement in Wiswell aforesaid occupied by the said Henry Hartley as the same Foot Path is described in the said Plan by a dotted line **AND WE DO** award and appoint that the several stiles which shall be necessary to be erected fixed and made for the accommodation of those persons who shall from time to time have occasion to pass and repass over the several Foot Paths hereinbefore set out and awarded or any of them shall within twelve months of the date hereof be made and at all times forever thereafter repaired and maintained by the respective owners of occupiers of the said several Allotments in whose fences the same shall be necessary to be fixed and made **AND** in pursuance of and in obedience to the said in part recited Act of Parliament and in further discharge of the Trusts hereby in us reposed and by virtue of all our

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OR any two of us should order direct and appoint And that all former Roads and Ways which should not be set out and appointed as the Roads and Ways through the said intended Inclosure should be deemed part of the Common or Waste Ground to be divided and inclosed by virtue of the said Act and should be divided and allotted accordingly as part thereof and all hedges fences ditches banks drains bridges gates stiles water courses and other requisites to be set out erected and appointed as aforesaid should be made and at all times thereafter repaired cleansed maintained and kept in repair by such person or persons and in such manner as we the said Commissioners or any two of us should in and by this award or instrument order direct and appoint and for the more convenient situation and disposition of the several farms lands and estates within the said Manor and Township of Wiswell and in any other Township or Townships adjoining thereto **IT IS FURTHER ENACTED** that it should and might be lawful to and for all or any of the owners or proprietors of any messuages buildings lands tenements or hereditaments new allotments or old inclosures within the said Manor and Township of Wiswell or in any other Township or Townships adjoining thereto (whether such owners or proprietors were tenants in fee simple tenants for life tenants in fee tail general or special tenants by the courtesy of England or tenants for years determinable on any life or lives or in any other right whatsoever) by writing under their hands to exchange all or any of his her or their messuages buildings lands tenements or hereditaments allotments of common or old inclosures for any other messuages buildings lands tenements or hereditaments allotments of common or old inclosures within the said Township and Manor or Wiswell or any other Township or Townships adjoining thereto so as that all such exchanges be made by and with the consent and approbation of us the said commissioners or any two of us and be ascertained specified and declared in this our award **AND IT IS FURTHER ENACTED** that immediately after we the said commissioners or any two of us should have completed and finished the respective partitions allotments and divisions or the said Common or Waste Ground pursuant to the purport and directions of the said Act **WE** the said commissioners or any two of us should with all convenient speed form and draw up or cause to be formed or drawn up an award or instrument in writing which should express specify and contain the quantity in customary measure of acres roods and perches contained in the said Common or Waste Ground and the quantity of each and every part thereof assigned and allotted to every of the parties intitled to and interested in the same respectively and an exact description of the situation abbutals and boundaries of the said parcels and allotments respectively distinguishing the several exchanges of lands tenements or common rights which should be made by virtue of the said Act and containing such orders and directions as we the said commissioners or any two of us should think necessary or convenient concerning such Private Roads and ways hedges fences ditches drains bridges gates and stiles so to be set out and made or altered as aforesaid and by whom respectively the same should be made and hereafter repaired and maintained together with all such orders and regulations as we the said commissioners or any two of us should think necessary or proper for the perfecting and completing the said intended division and inclosure according to the true intent and meaning of the said Act **AND IT IS FURTHER ENACTED** that within the space of twelve calendar months next after the execution or the said award or as soon after as we the said commissioners or any two of us should in and by our said award direct or appoint the several parcels of land thereby to be allotted should be inclosed hedged ditched and fenced and such inclosures hedges ditches and fences should be respectively made and for ever after supported repaired maintained and kept in repair by such persons and in such manner as we the said commissioners or any two of us should in and by our said

award direct or appoint **AND IT IS FURTHER ENACTED** that the several lessees or tenants who had or held any leasehold estate or estates within the said Manor of Wiswell for life or lives or years determinable on lives should every of them during the continuance of their respective leases have hold and enjoy the several parts and shares of the said Common or Waste Ground that should be allotted and set out to the landlord or landlords or owner or owners of the freehold and inheritance of such leasehold tenements for and in respect of the same several estates so held in lease by them respectively upon condition only that such lessee or lessees tenant or tenants did and should well and sufficiently inclose ditch and fence out the shares of the said Common or Waste Ground allotted to their respective estates within such time as we the said Commissioners or any two of us should direct and also did and should pay his her or their share and share parts and shares (in proportion to their leasehold interests therein respectively) of all such charges and expenses as in the said Act are mentioned to be settled by us the said Commissioners or any two of us as in and by the said in part recited Act of Parliament may more fully appear **AND WHEREAS** the said Thomas Weld James Whalley Penn Assheton Curzon Robinson Shuttleworth and also James Clegg Paul Greenwood and William Hartley the younger are present owners and proprietors of all the messuages lands and tenements within the said Manor and Township of Wiswell which have right of Common or have claimed Common Right on the said Moor or Common called Wiswell Moor **AND WHEREAS** a true and perfect survey admeasurement Map and Plan hath been made of the said Common or Waste Ground by me the said Matthew Oddie which survey and admeasurement I the said Matthew Oddie have reduced into writing and the same has been laid before the said Commissioners at our meetings from which it appears that the said Common or Waste Ground contains in customary measure three hundred and seventy seven acres three roods and eight perches (exclusive of the Roads) it being seven yards to the rod or pole **AND WHEREAS** the said James Whalley and Penn Assheton Curzon by writing under their respective hands and with our consent and approbation have agreed to exchange **ALL** that messuage or dwelling house called or known by the name of Brook House or Brook Houses situate in Whalley aforesaid wherein Joseph Hartley doth now dwell with the barn buildings fold orchard garden and appurtenances thereto belonging and also all those several closes pieces or parcels of land therewith now occupied and enjoyed called or known by the several names of The Higher Starn Flat the Lower Starn Flat The Crookt Ing the Crookt Ing Meadow The High Field The New Meadow The Moor Croft The Parrock The Croft The Nearer Singleton Field and The Farther Singleton Field And also all that other messuage or dwelling house situate in Whalley aforesaid wherein Henry Ingham doth now dwell with the garden and a close of meadow ground thereto adjoining and belonging and therewith now enjoyed and also three beast gates or pasturage and feeding for three beasts to go graze depasture and feed in and upon a certain stinted pasture in Whalley aforesaid called Whalley Moor and also four ox gates or pasturage and feeding for four oxen or beasts to go graze depasture and feed in and upon a certain other stinted pasture in Wiswell aforesaid called Hardhill Pasture all which said closes lands tenements cattle gates hereditaments and premises so to be exchanged as aforesaid are now in the possession or tenure of the said Joseph Hartley and Henry Ingham or their respective undertenants and are the estate and inheritance of the said James Whalley for and in lieu of **ALL** that messuage or dwelling house situate in Wiswell aforesaid wherein Mary Bulcock widow doth now dwell with the barn buildings fold orchard garden and appurtenances thereto belonging and all these several closes pieces or parcels of land therewith now occupied and enjoyed called or known by the several names of The Croft The Wall Hill The Higher Croft The Lower Croft The Pit Field The Long Meadow The Willows Croft The Whittacres The Marled Earth The Champion Hole The Hey with the Tythe Barn the Three Plummer

Heys and also all such Common Right allotment or allotmentslled Wiswell Moor [Bottom of the page is folded over.]

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TO ALL TO WHOM THESE PRESENTS SHALL COME THE AWARD of Henry Waddington of Crowneft in the West Riding of the County of York gentleman Henry Porter of Bank within Bretherton in the County of Lancaster gentleman and Matthew Oddie of Coln in the same County gentleman the Commissioners appointed in and by an Act of Parliament made and passed in the twenty ninth year of the reign of his present Majesty King George III and in the year of our Lord One Thousand Seven Hundred and Eighty Nine **AN ACT** for dividing and inclosing a certain Common called Wiswell Moor in the Township of Wiswell and Parish of Whalley in the County Palatine of Lancaster **WHEREAS** in and by the said Act of Parliament **IT IS** among other things recited that there was within the Township of Wiswell and Parish of Whalley aforesaid a certain Common or parcel of Waste Ground called Wiswell Moor containing by continuation three hundred and f...[page edge lost] acres or thereabouts of the customary measure there used being seven yards to the rod or pole **AND** that Thomas Weld Esquire was Lord of the Manor of Wiswell aforesaid and he together with James Whalley Esquire Penn Assheton Curzon Esquire Robinson Shuttleworth Esquire and several other persons were owners and proprietors respectively of ancient messuages lands tenements and hereditaments within the said Manor and Township of Wiswell and had severally for themselves and their respective lessees and tenants for and in respect of their several estates within the same Manor Right of Common without Stint upon the said Common or Waste Ground and that there were divers leasehold estates within the said Manor held for one or more Life or Lives or for years determinable on the dropping of a Life or Lives and that the lessees or tenants thereof had and enjoyed Common of Pasture upon the said Common or Waste Ground for and in respect of such estates **IT IS** in and by the said Act of Parliament amongst other things enacted that the said Common or Waste Ground within the Manor or Township of Wiswell aforesaid should be set out divided and allotted by us the said Henry Waddington Henry Porter and Matthew Oddie or any two of us in the manner and subject to such rules ... [fold in page] orders and directions as are established appointed and proscribed in and by the said Act **AND IT IS FURTHER ENACTED** that no person should be capable of acting as a commissioner [fold in page] of the powers given by the said Act (except the power of ... [page edge lost] Notice for the first meeting of the commissioners putting the said Act into execution and the said Power of Administering the oath or taking the affirmation thereafter mentioned) until [word missing on lost page edge?] should have taken and subscribed an oath (or being one of the People called Quakers should have made and subscribed a solemn affirmation) to the effect therein mentioned **AND** for the more just and regular division of the said Common or Waste Ground **IT IS FURTHER ENACTED** that a true that a perfect Survey Admeasurement Map and Plan should be made thereof as soon as conveniently might be by me the said Matthew Oddie and that such survey and admeasurement should be reduced into writing and should express the quantity of land in customary measure contained in the said Common or Waste Ground **AND IT IS FURTHER ENACTED** that we the said commissioners should and we are thereby required to affix a notice in writing upon the principal door of the Parish Church of Whalley aforesaid of the time and place of our first and every other meeting for executing the powers thereby vested in us at least ten days before every such meeting (meetings by adjournment only excepted) **AND IT IS FURTHER ENACTED** that all and every person and persons having or claiming any Right of Common on the said Common or Waste Ground should by himself herself or themselves or his her or their agents respectively give or deliver in writing an account or his her or their respective claims to us the said commissioners or any two of us at our first or second meeting to be held in pursuance

of this Act and at no other times should such claims be made or received **AND IT IS FURTHER ENACTED** that we the said Commissioners or any two of us should and we are thereby impowered and required before making the division and allotments to be made in pursuance of the said Act to assign set out and allot to the said Thomas Weld and the several other owners and proprietors of the said Common or Waste Ground such portions or parcels thereof not exceeding three customary acres in the whole in such convenient place or places as we the said commissioners or any two of us should think proper to be used for the getting of sand gravel or stones for the making of erections or buildings as well upon the said Common or Waste Ground as upon the Ancient Inlands and repairing the same and repairing the present Public Roads and Ways and also such new Public and Private Roads walls plate bridges and fences as should be set out and appointed as hereinafter is directed within the said Manor and Township of Wiswell **AND IT IS FURTHER ENACTED** that we the said commissioners or any two of us should and we are thereby impowered and required as soon after the survey and admeasurement hereinbefore directed to be made should have been made and laid before us as conveniently might be to value the said Common or Waste Ground intended to be inclosed and after setting out the necessary Roads ditches and drains over and through the said Common or Waste Ground and such lands as we should think necessary and proper for public pits and quarries to set out and allot unto the said Thomas Weld as Lord of the Manor of Wiswell aforesaid his heirs and assigns so much and such part or parts of the residue of the said Common or Waste Ground thereby directed to be divided and inclosed as should in the judgement of us the said commissioners or any two of us be equal in value to one twentieth part thereof (quantity and quality considered) to be fixed upon or ascertained by us the said commissioners or any two of us for a compensation for his consent to the intended inclosure of the said Common or Waste Ground and for the interest therein other than and except as is thereinafter mentioned **AND IT IS FURTHER ENACTED** that after the allotments thereinbefore mentioned should be made and set out **WE** the said commissioners or any two of us should assign set out and allot all the residue and remainder of the said Common or Waste Ground by ... [fold/smudge in page] bounds in severalty unto and amongst the said Thomas Weld James Whalley Penn Assheton Curzon Robinson Shuttleworth and the several other persons intituled to Right of Common as aforesaid such value to be ascertained settled and adjusted by us the said commissioners or any two of us by all according to the rates of the Poor Rates for the said Township of Wiswell which were made and assessed in the Year of our Lord one thousand seven hundred and eighty seven **AND IT WAS FURTHER ENACTED** that we the said commissioners in making each and every of the allotments by the said Act directed to be made should have a due regard to the quantity and quality of the said land to be allotted and to the situation of the dwelling or farm houses or other estates of the several persons to whom such allotments should be made so as to set out and allot to them their respective allotments as near or contiguous to such houses or other estates as should be consistent with the general convenience partition and division of the said Common and Waste Ground **PROVIDED ALWAYS** and it is further enacted that any of the proprietors of the said Moor or Common should have full and free liberty to get stone sufficient for making and erecting such new fences in and upon such parts of the said Moor or Common as we the said Commissioners or any two of us should direct and to lead away the same with carts and other carriages to any place where any of the new fences for the dividing the said Moor or Common should be ordered by us or any two of us to be set and made such proprietor or proprietors as should get and lead away the said stone making the full and reasonable satisfaction for the damage which might be done thereby to the proprietor or proprietors in whose allotment or allotments the same should be so got **AND IT IS FURTHER ENACTED** that we the said Commissioners

or any two of us should and might set out and make or appoint to be made changed or altered all such Private Roads and Ways fences ditches drains bridges gates and stiles in through and over any part or parts of the said Common or Waste Ground as we should think necessary convenient or proper so as all the said Private Roads or Ways should be of such breadth as we the said Commissioners or any two of us should order and direct and that the said Private Roads and Ways [the very bottom of the page is folded]

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