

Dated 17th September 1946

Miss M.C.S. Stanley

to

The Parish Council of
Thurlaston, Warwickshire

D E E D O F G I F T

and

T R U S T D E E D

in respect of land near
Thurlaston near Rugby in the
County of Warwick

Bretherton Turpin & Pell
Rugby

THIS DEED OF GIFT is made the Seventeenth day of September One thousand nine hundred and forty six BETWEEN MABEL CAROLINE SUTTON STANLEY OF THE Mill House Thurlaston near Rugby in the County of Warwick Spinster (hereinafter called 'the Donor') of the one part and THE PARISH COUNCIL of Thurlaston aforesaid (hereinafter called 'the Trustees') of the other part

WHEREAS THE Donor is and for her absolute benefit the estate owner in respect of the fee simple free from incumbrances of the property hereinafter described and is desirous of conveying the same to the Trustees by way of gift to be held by the Trustees upon the trust hereinafter appearing.

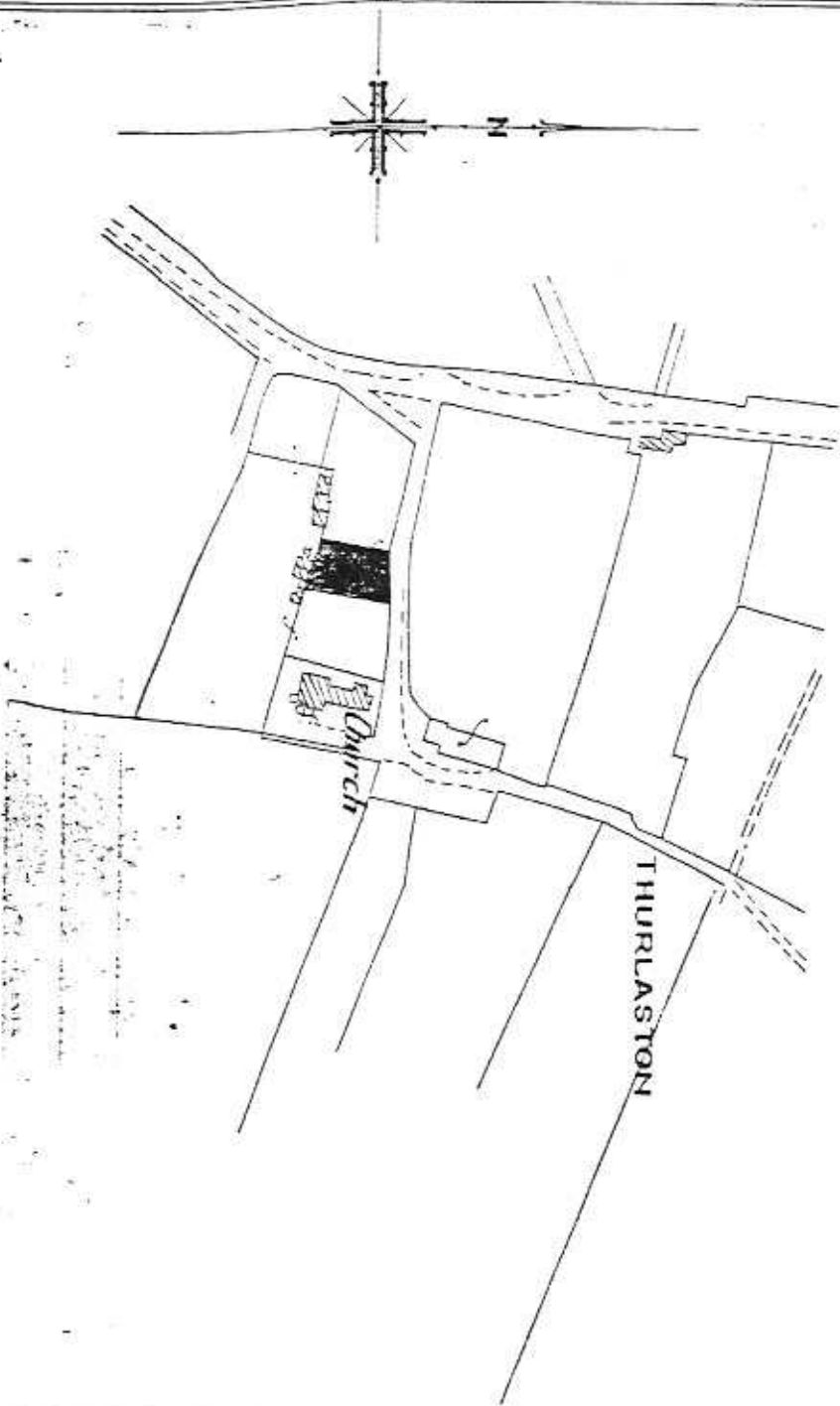
N O W THIS DEED made in pursuance of the said desire WITNESSETH as follows:-

THE Donor hereby conveys unto the Trustees ALL that piece or parcel of land now used as garden ground situate in the Village of Thurlaston near Rugby in the County of Warwick on the South side of and having a frontage to Church Lane of Fifty Six feet or thereabouts and measuring on the South side Fifty one feet or thereabouts on the East side (on which it is bounded by other land belonging to the Donor) Ninety two feet or thereabouts and on the West side Seventy nine feet or thereabouts and now or lately in the occupation of the Donor Which piece or parcel of land forms part of the enclosure numbered 216 on the Ordnance Survey Map and is by way of identification only more particularly delineated in the plan drawn hereon and thereon coloured pink TO HOLD the same unto the Trustees in fee simple Upon the trusts and subject to the powers and provisions set out in the Schedule hereto

2. THE Donor hereby acknowledges the right of the Trustees to production of a Deed of Conveyance and Release dated the twenty eighth day of June One thousand nine hundred and thirty three and made between Hugh Andrew Enid Vera Catherine Porter Nigel Keith Farrar Porter and Wilfred Bowers Edwards of the one part and the Donor of the other part and to delivery of copies thereof

3. IT IS hereby certified that the transaction hereby affected 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 Five Hundred pounds

PLAN REFERRED TO



IN WITNESS whereof the said Mabel Caroline Sutton Stanley has hereunto set her hand and seal and Thomas Gray and Thomas White two members of the said Parish Council have on behalf of the said Parish Council hereunto set their hands and seals the day and year first above written.

THE SCHEDULE hereinbefore referred to

1. THE Trustees shall forthwith apply to the Charity Commissioners for England and Wales for an Order vesting the property hereby conveyed (hereinafter called "the Trust Premises") in the Official Trustee of Charity Lands and upon such Order being made the Trustees shall cease to be the Trustees of the Trust Premises and the Charity shall thereafter be administered and managed by the members for the time being of the Committee of Management hereinafter mentioned as the Trustees thereof

2. THE Trust Premises shall be held Upon Trust to permit the same to be used in perpetuity as a non-sectarian and non-political place of recreation and social and intellectual and physical training development through the medium of recreations entertainments lectures or otherwise as may be found expedient for the benefit of the inhabitants of the Parish of Thurlaston in the County of Warwick without distinctions of sex or political or religious or other opinions subject to the provisions of these presents.

3. THE general management and control of the Trust Premises and the arrangements for their use shall be vested in a Committee of Management (hereinafter called "the Committee") consisting of seven members of whom three shall be elected at the first and each subsequent Annual General Meeting and of whom the remaining four shall be appointed by the Parish Council of Thurlaston aforesaid as hereinafter provided. The first members of the Committee shall be Messrs. Thomas Gray, Thomas White, Frederick Charles Wallow and Annie Spittle who shall be deemed to have been appointed by the Parish Council and the three members appointed at the first Annual General Meeting as aforesaid Until the first Annual General Meeting has been held the four persons hereinbefore named shall have power to act In addition to the members of the Committee appointed as above the Committee shall have power if it shall think fit to co-opt not more than two members until the ensuing Annual General Meeting

Trust Property
to be vested
in Official
Trustee

Purposes of Trust

Committee of Management

4. THERE shall be an Annual General Meeting to be convened by the Committee in the month of October in each year (the first of such meetings to be convened in the month of October 1946) by not less than fourteen days notice to be affixed to some conspicuous part of the Trust Premises or other conspicuous place or places in the said Village. The Committee may in like manner convene a Special General Meeting if at any time it shall think fit and in such case the notice shall specify the purposes for which such meeting is called and only matters so specified shall be considered or transacted at the meeting. The only persons who shall be entitled to attend and vote at such Annual General Meetings and Special General Meetings or who shall be eligible to be appointed or elected to the Committee shall be men and women who have attained the age of eighteen years and have been resident in the Parish of Thurlaston during the six months preceding the meeting.

General Meetings

5. ALL members of the Committee shall retire annually at the Annual General Meeting. The Parish Council shall appoint the members of the Committee to take the place of the members appointed by the said Council who retire at an Annual General Meeting at any time within two months before each such meeting. The remaining members of the Committee shall be elected at such Annual General Meeting.

Appointment of Members of Committee

6. A casual vacancy arising from the death or resignation or removal of a member of the Committee appointed by the Parish Council shall be filled by the Parish Council and the person so appointed shall retire at the next Annual General Meeting. In the event of a vacancy arising from the death, resignation or removal of a member of the Committee appointed by the Annual General Meeting, the Committee shall have power to fill such vacancy until the Annual General Meeting.

Casual Vacancies in Committee

7. IN the event of any other organisation being formed in the said Parish with aims of a social, recreational or educational character not inconsistent with those upon which the Trust Premises are held hereunder, the Committee shall have power by a resolution passed at a Meeting at which not less than one half of all the members of the Committee, whether present at such meeting or not, vote in favour of the resolution to transfer to any such new organisation up to the number of two the right of the Parish Council to appoint one member of the Committee, and thereafter any organisation to whom such right of appointment has been transferred may appoint a member of the Committee in the same manner as the Parish

Power for Committee to transfer right of Parish Council to appoint some members

Council and may in like manner fill any casual vacancy arising from the death resignation or removal of such^m member Provided Always that if any organisation to which the right of appointment of a member of the Committee shall have been transferred under the power hereinbefore contained shall cease to exist before the Annual General Meeting in any year such right of appointment shall thereupon revert to the Parish Council

8. If the Parish Council or any organisation to which the right of appointment has been transferred pursuant to the last preceding clause hereof fails to appoint all the members of the Committ^e which it is entitled to appoint before the Annual General Meeting in any year the Annual General Meeting shall decide in what way if at all any vacancy shall be filled

9. The proceedings of the Committee shall not be invalidated by any vacancy among its members or by any defect in the appointment or qualification of any member

10. At the meeting of the Committee next after the Annual General Meeting or next after any vacancy shall have occurred in the Chairmanship the Committee shall appoint one of its members to be Chairman of the Committee until the first meeting of the Committee after the next Annual General Meeting If at any meeting of the Committee the Chairman is not present or if there is any vacancy in the Chairmanship the members present at such meeting shall appoint a Chairman for that meeting The Chairman of the Committee for the time being if present but if not such other member of the Committee as the Committee shall appoint shall take the Chair at the Annual General Meeting and any Special General Meeting and in case of equality of votes either at any Annual General Meeting or a Special General Meeting or at any meeting of the Committee the Chairman shall have a second or casting vote

11. The Committee may from time to time make and alter Rules and Regulations for the conduct of its business and for the summoning and conduct of its meetings and in particular with reference to:-

(a) The terms and conditions upon which the Trust Premises may be used for entertainments meetings social gatherings and other purposes and the sum (if any) to be paid for such use

(b) The appointment of an Auditor Treasurer and other such unpaid officers as it may consider necessary and the fixing of their respective terms of office

(c) The engagement and dismissal of such paid officers and servants for the Trust Premises as it may consider necessary

Vacancies etc.

Provision
not to
invalidate
proceedings
in case of
failure to
appoint

Chairman of Committee

Power to make Rules
and Regulations

(d) The number of members who shall form a quorum at its meetings provided that the number of members who shall form a quorum shall never be less than three

12. At every Annual General Meeting the Committee shall present its reports and the accounts for the preceding year

13. The Committee shall cause proper records of the proceedings of all Annual General Meetings Special General Meetings and Meetings of the Committee to be ~~enforced~~^{entered} in a Minute Book to be kept under the control of the Committee

14. All payments in respect of the use of the Trust Premises and all donations for the benefit thereof shall be paid into a Trust Account at the National Provincial Bank at Church Street Rugby or at such other Bank as shall from time to time be substituted therefor by the Committee

15. The moneys standing to the credit of the said Account shall be applied as the Committee shall decide in repairing and insuring the Trust Premises or the furniture and effects therein and in paying all rent (if any) rates taxes salaries of paid officers and servants and other outgoings and in providing furniture games books newspapers periodicals and other literature and means of recreation and otherwise for the upkeep and improvement of the Trust Premises

16. The Committee may upon the vote of a majority of its members and (when necessary) with the consent of the Charity Commissioners from time to time by mortgage or otherwise obtain such advances on the security of the Trust Premises or any part thereof as may be required for maintaining extending or improving the same or any part thereof or erecting any building thereon or for the work carried on therein and may continue or repay in whole or in part and from time to time any existing mortgage or charge on the said premises

17. The Committee may require such subscription from all or any persons using the Trust Premises as they may from time to time think desirable and proper The Committee shall not permit the Trust Premises to be used for the purpose of any particular Church or Denomination or for political meetings of any kind

18. If the Committee by a majority decides at any time that on the ground of expense or otherwise it is necessary or advisable to discontinue the use of the Trust Premises in whole or in part for the purposes hereinbefore indicated it shall call a Meeting of the inhabitants of the age of eighteen years or upwards of the Parish of Thurlaston aforesaid of which Meeting not less than fourteen days notice (stating that a Resolution will be proposed thereat) shall be posted in a conspicuous place or places on the Trust Premises and advertised in a newspaper circulating in the

Report
and
Accounts

Minutes
of
Meetings

Bank
Accounts

Application of
moneys

Power of mortgage

Subscriptions
and use of
Trust
Premises

Discontinuance

said Parish and if such decision shall be confirmed by a majority of such inhabitants present at such Meeting and voting the Committee may with the consent of the Charity Commissioners let or sell the Trust Premises or any part thereof All moneys arising from such letting or sale (after satisfaction of any liabilities properly payable thereout) shall with such consent as aforesaid be applied either in the purchase of other premises approved by the Committee and to be held upon the trusts for the purposes and subject to the provisions hereinbefore set forth (including this power) or as near thereto as circumstances will permit or towards such other charitable purposes or objects for the benefit of the inhabitants of the Parish of Thurlaston aforesaid as may be approved by the Charity Commissioners and meanwhile such moneys shall be invested in the name of the Official Trustees of Charitable Funds and any income arising therefrom shall either be accumulated (for such time as may be allowed by law) by investing the same and the resulting income thereof in like manner as an addition to and to be applied as the capital of such investments or shall be used for any purpose for which the income of the Trust Premises may properly be applied.

19. If any Rules or Regulations made under the power in that behalf hereinbefore contained are inconsistent with the provisions of these presents the latter shall prevail

20. The notes in the margin hereof are for convenient reference only and shall not affect the construction hereof

This Deed to
prevail over
Rules etc.

Marginal
Notes

SIGNED SEALED and DELIVERED
by the said Mabel Caroline Sutton
Stanley in the presence of:-

A.A. Bretherton
Solicitor
Rugby

SIGNED SEALED and DELIVERED
by the said Thomas Gray and Thomas
White on behalf of the Parish Council
of Thurlaston aforesaid in the present of:-

John Bowie
Thurlaston

Farmer

Recorded in the Books of the Charity Commissioners for
England and Wales Pursuant to the provisions of Section 29 (4)
of the Settled Land Act 1925. 11th June 1947