

I certify that this is a
copy of the original contract



S. P. F.

THE
SALT HILL PLAYING FIELDS.

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An Open Letter.

THE LAND AS PLAN see page 4, offered to Slough and accepted by the Slough Urban District Council, under the circumstances reported in the local papers of December 23rd, 1903, being now ready for use in accordance with those terms, I publish this letter and Souvenir Booklet.

I desire to thank the Slough Urban District Council for so patiently awaiting the fulfilment of my promise, and for freely lending to me the valuable assistance of the Town Surveyor, Mr. W. W. Cooper.

Mr. Cooper has cordially responded to all applications for specifications, quantities, and general advice, and I wish to thank him for his prompt attention to my requirements.

I desire to invite attention to the important results achieved through the co-operation of my advisory Committee, and to publicly thank these members: Mr. W. W. Pope; Mr. T. H. Rendell; Mr. Arthur Turner; Mr. Benjamin Slocock, for the assistance so freely rendered.

To Mr. Pope I am especially grateful, for acceding to my request, to relieve me of the burden of attention to the multifarious details necessitated by that work; thereby ensuring realization of vague ideas.

To Mr. Reginald Blomfield, A.R.A., I am indebted for the design of the Barn and Lodge.

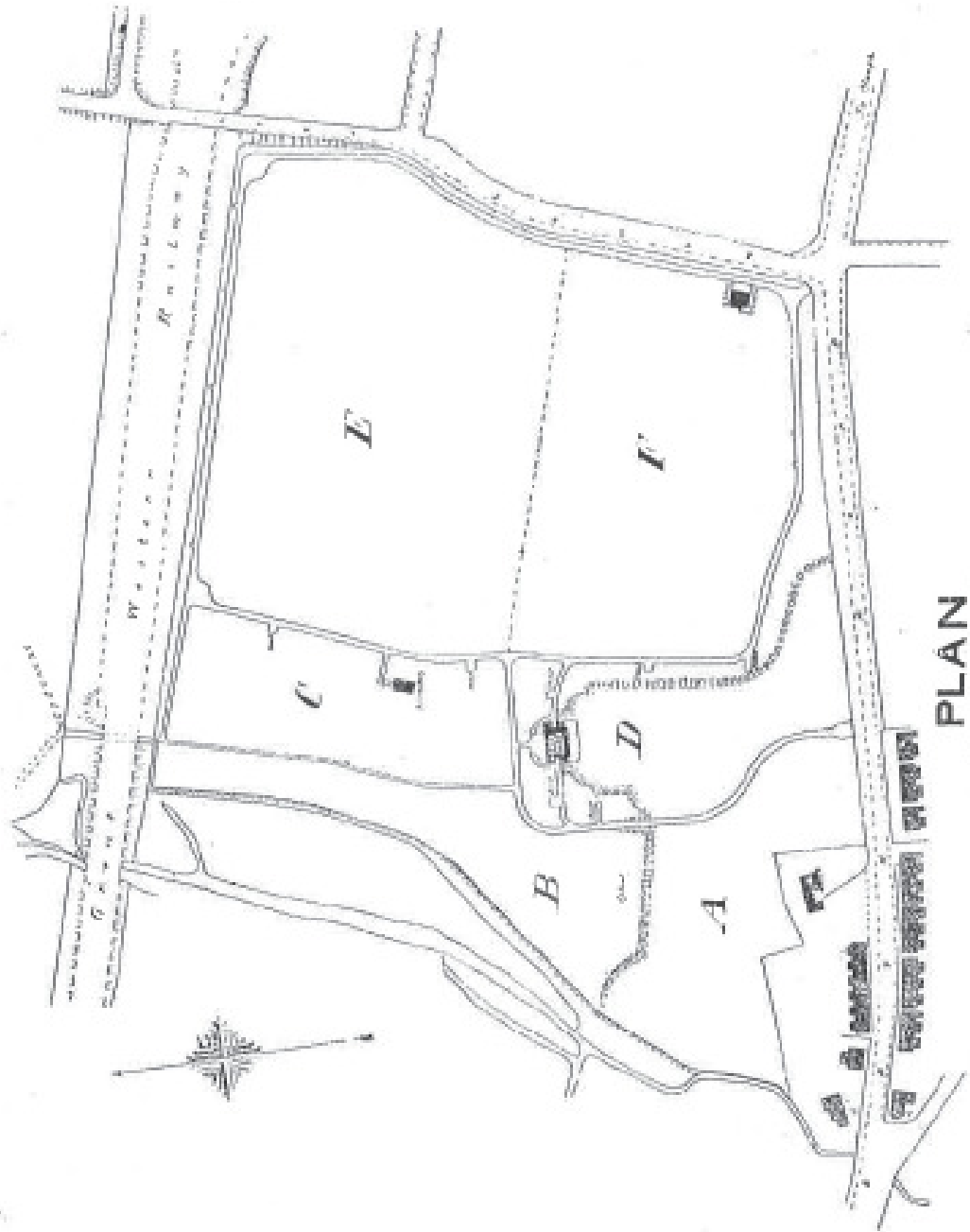
The Trust Deed governs the Bye Laws, which are devised to secure that the Fields and Buildings shall be used in accordance with my intentions—shortly:

1. To maintain the largest possible area for Play, encroachments upon the Land are prohibited; and to protect the public from discomfort, restrictions are imposed.
2. To encourage general exercise. Cricket League and Football League Competition Matches are not allowed.
3. Sunday Play permitted. To demand uniformity of inaction is unreasonable, so long as diversity of occupation causes "one man's meat to be another man's poison."
4. No Alcohol.—The only stimulant needed is exercise; upon a Public Playing Ground.

In conclusion, I respectfully ask the public to cordially co-operate with the Council in their endeavour to control the property in accordance with the Trust.

Signed, JAMES ELLIMAN.

SALT HILL PLAYING FIELDS



PLAN

STAY CONSISTENT WITH ORIGIN OBJECT - "PUBLIC PURPOSE"
PUBLIC PURPOSE

MAKE MORE RELEVANT TO LOCAL COMMUNITY?
FUNDAMENTAL - SEEK TO ENFORCE 'PUBLIC PURPOSE'

This Indenture made the 13th day of August 1906
BETWEEN JAMES ELLIMAN of Lancaster House Slough in the County
of Buckingham Esquire of the one part and THE URBAN DISTRICT
COUNCIL for the Urban District of Slough in the County of Buckingham
(hereinafter called "the Council") of the other part

Purpose

WHEREAS by an Indenture dated the 3rd day of November 1902
and made between the Most Noble George Godolphin (Fifth) Duke of Leeds
(hereinafter called the "Duke of Leeds") of the one part and the said James
Elliman of the other part the land hereinafter described and intended to be
hereby conveyed was assured unto and to the use of the said James Elliman
his heirs and assigns subject to certain public paths or ways which then existed
over the said land but otherwise free from incumbrances and the said James
Elliman by the Indenture now in recital entered into a covenant with the
Duke of Leeds restrictive of the right of the user of the land and hereditaments
thereby conveyed a copy of which covenant is set out in the first Schedule
hereto

AND WHEREAS by an Order of the Justices of the Peace of the
County of Buckingham made at the General Quarter Sessions of the Peace at
Aylesbury on the 26th day of June 1905 it was ordered that a certain highway
particularly mentioned or referred to therein should be diverted and turned
such highway being portion of the rights of way referred to in the hereinbefore
recited Indenture and that the proposed new highway also particularly men-
tioned or referred to in the said Order as the same now exists over and across
the land intended to be hereby conveyed should be and ever after continue a
public highway to all intents and purposes whatsoever

AND WHEREAS the said James Elliman being desirous of encouraging
and promoting healthful exercises in the open air tending to the physical
development of the young people of both sexes resident within the rateable
area of the Council (which area is hereinafter called "the District of the
Council") has caused the land hereinafter described and intended to be hereby
conveyed to be laid out as a Recreation Ground to be called and known as
"The Salt Hill Playing Fields" and has caused pathways to be made thereon
has fenced and planted the said land and has erected or constructed thereon a
Lodge or Superintendent's House and a building to be known as "The Barn"
to be used as a Rest House and for the purpose of providing simple refresh-
ments and also certain lavatories situate on the north side of the Barn and has
determined to grant and convey the same (subject to the restrictions imposed
by the covenant entered into as hereinbefore recited by the said James Elliman
with the Duke of Leeds) to the Council as a Public Recreation Ground to be
used in accordance with the stipulations and provisions hereinafter expressed
and the Council have agreed (in exercise of the powers vested in them by
virtue of the Public Health Act 1875 and the Public Health Acts Amendment Act
(1890) to accept such grant and conveyance and to enter into the covenants
hereinafter contained for giving effect to the said provisions and stipulations it

DELIVERED
TO THE
COUNCIL
BY
JAMES
ELLIMAN

CHANGE: POTENTIAL LAND BEING USED FOR RECREATION / NOT THE OPEN AIR



FOR ALL PURPOSES OF THE COUNCIL...

RESTRICTED
NOT
RESTRICTED
GROUND

being the desire and intention of the said James Elliman that the land hereby conveyed shall be maintained and managed solely for the purpose of encouraging and giving facilities for out-door games and physical and athletic exercises calculated to promote the physical health of the young people of the district and not for the purpose of providing a promenade or mere pleasure ground or public resort only.

DO NOT
RESTRICT
THE
USE
AS ENDOWMENT

AND WHEREAS the said James Elliman being desirous of providing an endowment fund to assist out of the income thereof in maintaining the Salt-Hill Playing Fields in a proper condition for use according to the terms of these presents has transferred to the credit of the Council the sum of ten thousand pounds to be held by the Council upon and subject to the Trusts provisions and stipulations hereinafter declared and contained concerning the same.

(SOME OF THE LAND BELONGS TO THE COUNCIL)

NOW THIS INDENTURE WITNESSETH that in pursuance of his said recited determination and in consideration of the premises and of the covenants on the part of the Council hereinafter contained and by virtue of the Public Health Act 1875 he the said James Elliman DOETH hereby freely and voluntarily convey and grant to the Council

(NEED NOT)

ALL THAT piece of freehold land called Bloomfield and situate in the Parish of Stoke Poges in the County of Buckingham and containing by admeasurement 9a. 3r. 4p. and bounded on the north side by the Great Western Railway and on the west side by land belonging to the Duke of Leeds AND ALL THAT piece of freehold land situated in the aforesaid Parish of Stoke Poges and containing by admeasurement 15a. 1r. 18p. and bounded on the west side by the lastly hereinbefore mentioned piece of freehold land on the north side by the Great Western Railway and on the east side by the Stoke Lane AND ALSO ALL THAT piece of freehold land situate in the Parish of Upton-cum-Chalvey in the aforesaid County of Buckingham and containing by admeasurement 1a. or. 38p. and bounded on the north side by the two hereinbefore mentioned pieces of freehold land in the Parish of Stoke Poges and on the south side by the Bath Road all of which premises are situate within the District of the Council and are for the sake of explanation but not of restriction delineated in the plan drawn on these presents and therein colored yellow violet brown green pink and blue TOGETHER with the Lodge or Superintendent's house the Barn and the lavatories erected thereon which said piece of land is now known and is intended to be known as "The Salt-Hill Playing Fields"

TO HOLD the same unto the Council subject to the said covenants whereof a copy is contained in the said First Schedule hereto and subject to the public right of way over the said land appearing by the said Plan to the use of the Council in fee simple upon trust to use the same or permit the same to be used in perpetuity as a Public Recreation Ground subject to and in accordance with the provisions hereinafter contained and for no other purpose and in no other manner whatsoever

?

AND THIS INDENTURE ALSO WITNESSETH and the Council do hereby declare that they will hold the said sum of £10,000 upon trust to invest the same in any of the securities or means of investment for the time being authorised by law for the investment of trust money with power at the discretion of the said Council to vary such investments and upon further trust to apply the income arising therefrom in manner hereinafter mentioned

PLEASE

AND IT IS HEREBY FURTHER DECLARED that the said sum of £10,000 and the stocks funds or securities for the time being representing the same shall be distinguished by the designation of "The Salt-Hill Playing Fields Endowment Fund"

AND THIS INDENTURE FURTHER WITNESSETH that in pursuance of the said agreement and in consideration of the premises and of the grant and conveyance by the said James Elliman hereinbefore contained the Council do hereby covenant with the said James Elliman that they the Council will at all times hereafter duly observe and perform the covenants on the part of the said James Elliman contained in the hereinbefore recited Indenture of the 3rd day of November 1902 in relation to the land hereby conveyed and will at all times keep fully indemnified the said James Elliman his heirs executors and administrators and his and their respective estates and effects against all actions and proceedings costs damages losses expenses claims liabilities and demands whatsoever by reason or on account of the non-observance or non-performance of the said covenants in the said Indenture of the 3rd day of November 1902 or any of them

AND that they the Council will at all times hereafter preserve the Playing Fields as a Recreation Ground for the benefit of the inhabitants of the district of the Council and will allow and reserve spaces for play by persons entitled to the use thereof as follows:—

THE portion of the Playing Fields lying to the west of the pathway running from south to north across the same and marked A upon the plan shall be allotted and reserved solely for the use of children of tender years the portions thereof marked B C and D upon the said plan shall be allotted and reserved respectively as may be found convenient one of such portions exclusively for the use of girls and one of such portions exclusively for the use of boys. The portion of The Playing Fields marked E upon the said plan shall be allotted and reserved exclusively for youths above the age of 14 or 16 years as the Council may deem best and the portion thereof marked F upon the said plan for games to be played by young women alone or by young women and young men together

Young People

THE Council will maintain and manage the Barn in a manner conformable to the comfort and requirements for the purposes of rest or retreat of persons who do not play games and of females and of males engaged in games played by males and females together commonly known as mixed games and the refreshments supplied in the Barn shall be of a simple nature only and that refreshments shall not be supplied in or from the Barn to persons other than those above mentioned as the persons for whose benefit the Barn is to be maintained and managed by the Council

Room
at
back
of the
Barn.
&
fridge
NEW
Provisional
Food
Refreshment
of WHF
level
level

PROVIDED that the trust hereinbefore declared for the benefit of the inhabitants of the town and district of Slough shall not operate to prevent the Council from allowing the playing upon the Playing Fields of cricket matches between clubs supported by the said town and district or between such clubs and visiting clubs or football matches between clubs having headquarters in the district of the Council the playing of such matches however to be regulated by the provisions and restrictions relating thereto contained in the Second Schedule hereto

AND for the purpose of maintaining good order in the Playing Fields and also for insuring that players using the same shall not be disturbed in their games and for the security of others for the time being lawfully using the said Playing Fields the Council will (so far as they lawfully can) make and enforce bye-laws containing or embodying (together with any other regulations which the Council may think desirable) the prohibitions restrictions and conditions set out in the Second Schedule hereto provided that no such other regulations shall be inconsistent with any of the said prohibitions restrictions or conditions And (in order to give effect to the intention of the said James Elliman that no encroachment shall be made upon the land as now laid out by him whereby any diminution should be caused in the area set apart for the purpose of play) that no band stand shall at any time be erected upon the portions of the Playing Fields marked E and F upon the said plan and that except with the consent of the said James Elliman no building shall at any time be erected upon any portion of the Playing Fields other than a band stand and the buildings already standing thereon and that no portion of the Playing Fields shall be laid out for the planting of trees shrubs or plants other than such portions as have already been laid out for that purpose and that no further planting of trees shrubs or plants upon the said Playing Fields shall take place except so far as may be necessary to replace any trees shrubs or plants which may be removed or become injured or decayed

THAT no means of ingress to or egress from the Playing Fields shall be provided in the future other than those which have already been provided

THAT the Council will not on Sundays between the hours of 12 o'clock at noon and sunset close the Playing Fields or prohibit the playing of games on such portions thereof as shall not for the time being be closed for purposes of rest renovation or restoration

THAT no club established in the district of the Council shall receive preferential treatment over any other club entitled to use the Playing Fields in being accorded the use of the Playing Fields or any portion thereof

THAT no entrance fee or gate money shall be charged or taken for the right of entry to the Playing Fields or any part thereof

THAT no cricket league or football league competitions may be played upon the Salt-Hill Playing Fields That no club shall be permitted to acquire the use of a cricket pitch or football ground for a whole season That such cricket or football matches shall not be played on more than two days in one week on the portion of the fields marked E on the plan That the number of such cricket matches permitted at any one time upon the portion of the fields marked E on the plan shall not exceed two

THAT no club the headquarters of which shall be situated outside the district of the Council shall take part in any football match on the pleasure ground

THAT cricket pitches may be railed off or otherwise enclosed only if and so far as the general players of various games resident within the district of the Council shall not be inconvenienced by such railing off or enclosure That the Council shall so far as practicable make provision for the protection from danger or injury by cricket balls or the like of persons walking on the pathways

in the Playing Fields but not participating in the games. That the permanent hurdles already fixed on the playing Fields shall not be used for railing off the cricket pitches or other similar purposes.

THAT there shall be kept at the offices of the Council a full and complete copy of these presents and that all ratepayers of the district of the Council shall be entitled to inspect such copy during the usual office hours upon payment of a fee of 2/6 for each such inspection.

THAT in the event of the income arising from the Salt-Hill Playing Fields Endowment Fund and any other sources from which income may be provided being insufficient for the maintenance and superintendence of the Playing Fields and Buildings thereon the Council will make up the deficiency out of rates or out of any other moneys of the Council which may lawfully be so applied and that in the event of the income from the said Endowment Fund being in any year in excess of the amount required for the due maintenance and superintendence of the Playing Fields and Buildings thereon such excess of income shall be accumulated for the purpose of use for such maintenance and superintendence with power to the Council to resort thereto for such purpose at any time and from time to time.

AND the said James Elliman DOETH HEREBY DECLARE that the railings or fences along the Bath Road boundary of the Playing Fields have been constructed by him in such a manner as to provide that the Playing Fields shall be under the observation of passers by and that it is his desire and intention that the said railings or fences shall for ever hereafter be maintained in the same or a similar condition.

AND the said James Elliman DOETH HEREBY ALSO DECLARE that the Council may from time to time engage and employ such persons as they shall think necessary or proper for the management maintenance and preservation of the Playing Fields and of any Buildings thereon and may pay or allow them out of the income of the Salt-Hill Playing Fields Endowment Fund or otherwise such salaries wages remuneration or allowances as the Council may from time to time think reasonable and proper. The Council may also from time to time purchase and provide out of the income of the Salt-Hill Playing Fields Endowment Fund or otherwise such furniture fittings tools machinery apparatus appliances articles and things as they shall consider necessary or proper for use in or about the Playing Fields and the Buildings thereon. The Council may also for the purpose and with the object of resting the turf or renovating or restoring any part of the Playing Fields or any Buildings thereon close to the public such part of the Playing Fields or any such Buildings for such time as they may deem necessary for any of such purposes. The Council may also make all such bye-laws orders and regulations for the regulation of the Playing Fields (not being inconsistent with these presents or the Schedules hereto) as they may lawfully make under the provisions of the Public Health Act 1875 or otherwise in respect of Public Pleasure Grounds acquired under that Act in as full and ample a manner as if the Council had purchased the land forming the Playing Fields for the purpose of the same being used as a Pleasure Ground in pursuance of the powers conferred by the 164th Section of such Act and the 45th Section of the Public Health Act Amendment Act 1890 or any Amendments thereof.

IN WITNESS &c.

THE FIRST SCHEDULE above referred to

COPY COVENANT contained in the Conveyance to the said James Elliman above referred to:—

PROVIDED ALWAYS AND IT IS HEREBY DECLARED that the said James Elliman doth for himself his heirs executors administrators and assigns and to the intent and so as to bind not only himself personally but also (so far as is practicable) all persons claiming title under him hereby covenant with the present Duke of Leeds his heirs and assigns and so that the benefits of this covenant shall run with the land. That he the said James Elliman his heirs and assigns will not erect on so much of the hereditaments hereby assured as is bordered with a blue line in the said plan drawn in the margin hereof any building other than a private dwelling house or private dwelling houses and such other dwelling house or dwelling houses on the southern frontage and abutting on the said Bath Road shall be of the value of not less than £500 for a detached house and £800 for two semi-detached houses the value for the purposes of this covenant to be the prime cost of such houses respectively. And that the said James Elliman his heirs and assigns so far as he or they lawfully can will prevent the hereditaments hereby assured or any part thereof from being used for the purpose of extending or making any canal or waterway or for any purpose whatsoever in connection therewith. And that he will not erect or permit or suffer to be erected on the land hereby conveyed any hospital or other building of the like nature for the occupation of persons suffering from infectious diseases.

THE SECOND SCHEDULE above referred to

Place as set out on plan
PROHIBITIONS RESTRICTIONS AND CONDITIONS to be embodied in bye-laws to be made by the Council.

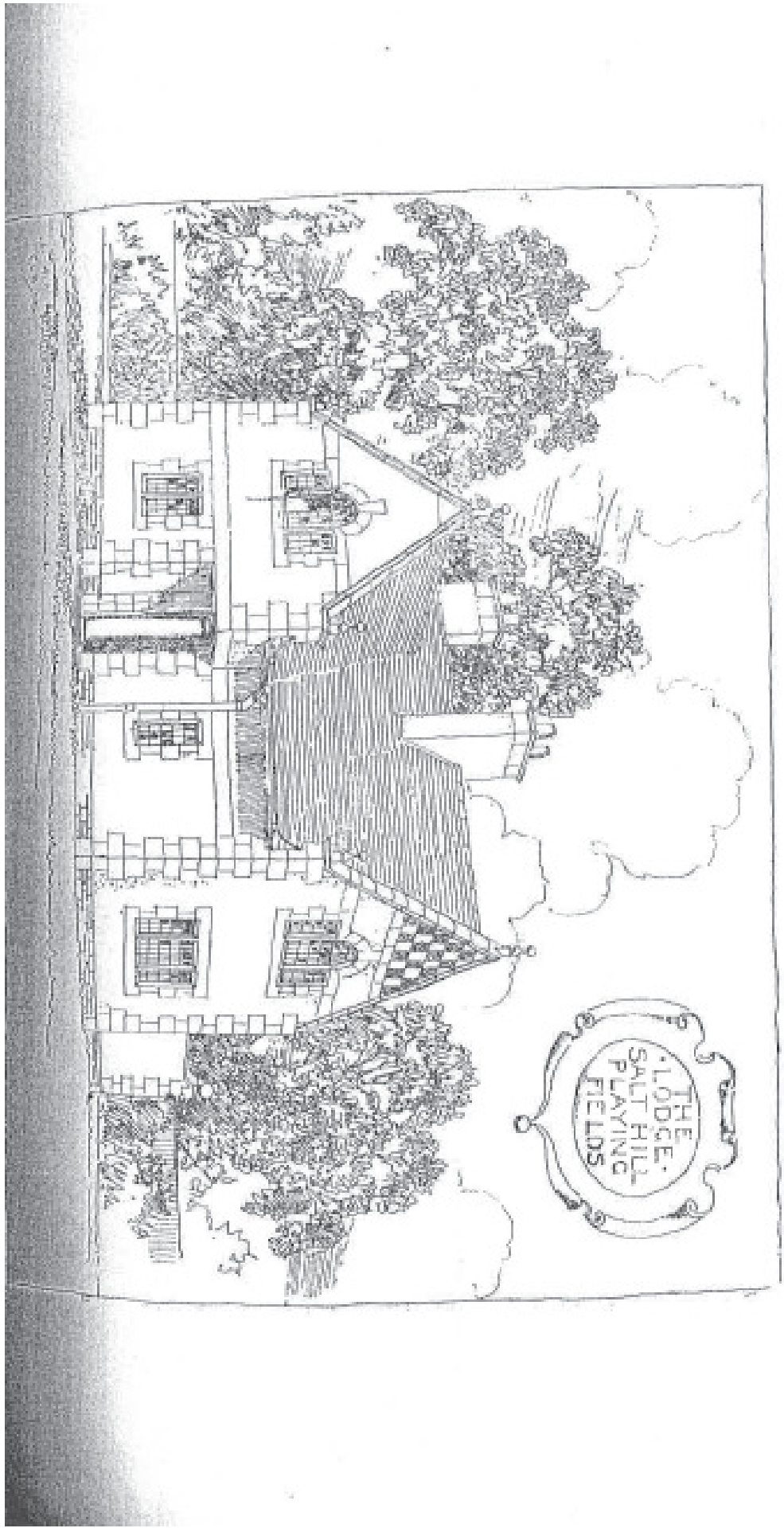
1. The prohibition of entrance into the Playing Fields of circuses menageries roundabouts shooting galleries and travelling shows and of vehicles of every kind drawn by an animal or animals excepting only carts or waggons entering solely for the purposes connected with the maintenance upkeep or improvement of the Playing Fields and the prohibition of fêtes or school treats on the portion of the Playing Fields marked E and F on the plan.
2. The prohibition of entrance into the Playing Fields of automobiles of every kind other than motor bicycles or tricycles and the prohibition of the riding of bicycles and tricycles of every kind and of all vehicles propelled by human force (other than bath chairs or perambulators mail carts or like conveyances for invalids or children) within the Playing Fields.
3. The prohibition of the entrance into the Playing Fields at the South Gate adjacent to the Stoke Lane of children unless accompanied by adults and the prohibition of entrance at that gate and of circulation round the portion of the Playing Fields marked E and F on the plan of perambulators mail carts and similar vehicles such prohibition however not to include the entrance or circulation of bath chairs conveying invalids who at their own risk or damage from the action of players of games upon the Playing Fields may be wheeled round the pathway laid out upon the portion of the Playing Fields marked E and F on the plan.
4. The prohibition of the walking on the grass of the Playing Fields by any person not being a player for the time being of a game recognised and allowed by the Council.

old 'modernist' people.

- 3. The absolute exclusion from the Playing Fields of tramps/ *Block the door of*
- 6. The exclusion of dogs from the Playing Fields. — *Block*
- 7. The prohibition of the delivery of any public address or lecture or the holding of any religious or public service discussion or meeting within the Playing Fields.
- 8. A provision enabling the Council or any committee or manager duly authorised by the Council to regulate the playing of games upon the Playing Fields in such manner as may be thought necessary for the safety of the players or for the preservation or resting of the turf or for the restoration or renovation of any part of the Playing Fields or any building thereon and giving power for any such purpose to prevent the playing of games generally or of any one or more specified games or of any particular class or kind of games either upon the Playing Fields as a whole or upon any portion thereof and either permanently or at any particular time or for any particular period of time or during any specified period of the year.
- 9. A provision enabling the Council or any committee or manager duly authorised by the Council to make arrangements by which the public will be prevented from acquiring a right of way or taking short cuts across the Playing Fields whether for the purpose of reaching the pathway running from the Bath Road under the Great Western Railway to Farnham Royal or of proceeding from the said pathway across the Playing Fields or for the purpose of reaching any other point lying outside the Playing Fields.
- 10. The prohibition of the sale upon the Playing Fields and upon every part thereof of intoxicating liquors of every description.
- 11. The prohibition of gambling betting or soliciting alms and the use of all obscene filthy profane indecent or insulting language or behaviour in the Playing Fields.
- 12. The prohibition of the erection of bill posters boardings and of the exhibition of trade advertisements of all kinds both on or within the Playing Fields and on the outside or inside of the boundary fences thereof or such of them as may belong to the Council or outside or inside any building or lavatory thereon, *save for the cases hereinafter provided with that to be done.*
- 13. The prevention of any interruption of or interference with any game or exercise in the Playing Fields or the wilful obstruction or disturbance or interference with the players or other persons engaged in any such game or exercise or any persons who may be lawfully using any portion of the Playing Fields and the prohibition of any person other than those authorised to do so going upon or into or attempting to go upon or into any portion or portions of the Playing Fields or any Building or Buildings thereon for the time being set apart for any game or exercise or for the use and accommodation of any particular class of persons as spectators or otherwise.
- 14. A provision reserving or enabling to be reserved some portion or portions of the Field marked E on the plan for such cricket or football matches (as distinct from informal games of cricket and football) as may be authorised by the terms of the above written Indenture.
- 15. A provision enabling the Council to make it a condition of the grant of the use of the portion of the Playing Fields marked A B C or D on the plan or of any of them for fêtes school treats or other similar entertainments or gatherings that adequate security shall be given to the Council for the making good of any damage done to the Playing Fields or to any building or tree shrub plant implement tool apparatus or thing thereon in the course of the use of the Playing Fields for such fête school treat entertainment or gathering.

Save for the cases hereinafter provided with that to be done.

Prohibition of any commercial activity or activity for which a charge is levied save for activities approved by the Trustees at 200 yards



THE
LODGE.
SALT HILL.
PLAYING
FIELDS.

