

*Abuse of Process Withdrawal of objection on road
 T & Withdrawal of Berrymans dependant on
 admission of "defamation" on coach house
 no more representation over coach house
 grant of prescriptive right*



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Our Ref: DT/101265
 Your Ref: TDH/SLW/FR0844/0010

**WITHOUT PREJUDICE SAVE AS TO
 COSTS**

7 December 2010

Dear Sirs

Your Client: ~~Mr William Offley Hinckley Friend~~

Our Client: Peter Miles

FIRST REGISTRATION OF NEW ROAD

Further to our letter dated 19th November 2010 and to the telephone discussions between our client and Mr Squier of Messrs Bidwells on behalf of your client, we confirm that our client has advised us that he will proceed to lodge the Notice of Withdrawal with the Adjudicator to HM Land Registry provided your client agrees that our client's interests by way of 'rights' over the road may now be formally protected at HM Land Registry. The various rights have been particularised 1-9 below.

Given the above there should be no order as to costs in the present Adjudicators' matter.

In addition, your client is required to sign all of the letters of apology forwarded to him under separate cover of 19 and 30th November from us and he should issue the formal written undertaking referred to therein; namely not to send any further communications either from himself or others, referring to or mentioning our client, other than through yourselves or Mr Squier. The remaining issues as to our clients' claim in nuisance (conducted by Messrs Berrymans Lace Mawer) and your clients' proposals for residential development and access in order to mitigate that claim remain reserved.

The following Rights of Way have been identified as in need of a formal Land Registry registration:

1. The House (Title No K570231) a right of way for all purposes with or without vehicles over the road (K947213) together with a right to park and maintain (as

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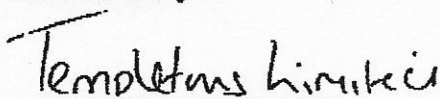
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discussed with Mr Squier and our client). (Title No K570231 currently benefits from a right of way for all purposes over the road K947213).

2. The House (Title No K570231) a right to the use of and to repair all services and conduits contained within the road (K947213), together with the right to lay or repair any future services proposed or otherwise.
3. The Paddock (Title No K570230) a right of way for all purposes with or without vehicles over the road (K947213) together with a right to park and maintain the same.
4. The Paddock (Title No K570230) a right to the use of and to repair all services and conduits contained within the road (K947213), together with the right to lay or repair any future services proposed or otherwise.
5. The Paddock (Title No K570230) a right of way for all purposes with or without vehicles over the land adjoining East Northdown Cottage K913678.
6. The Orchard (Title No K599525) a right of way for all purposes with or without vehicles over the road (K947213) together with a right to park and maintain.
7. The Orchard (Title No K599525) a right to the use of and to repair all services and conduits contained within the road (K947213), together with the right to lay or repair any future services proposed or otherwise.
8. The Orchard (Title No K599525) a right of way for all purposes with or without vehicles over the land adjoining East Northdown Cottage K913678.
9. A right of way on foot and by vehicle to the northern end of the Road for the benefit of title number K570231 and K570230.

We look forward to hearing from you in an effort to bringing to a close this matter between our respective clients.

Yours faithfully


TEMPLETONS LIMITED