



In the Matter of Land in Keeper's Lane, Hyde Heath,
Amersham, Buckinghamshire.

DECISION

This reference relates to the question of the ownership of land in Keeper's Lane, Hyde Heath, Amersham, being the land comprised in the Land Section of Register Unit No CL 249 in the Register of Common Land maintained by the Buckinghamshire County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner.

Following upon the public notice of this reference no person claimed to be the freehold owner of the land in question and no one claimed to have information as to its ownership.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Aylesbury on 27 June 1978.

The only appearance at the hearing was by Mr W H Williamson.

The land in question is a long triangular area. One of its long sides is bounded on the north by Keeper's Lane and the easternmost 100 feet of the other is bounded on the south by land forming the curtilage of Mr Williamson's house. Mr Williamson bought the land in 1935 and has lived in the house which he built since 1936. Shortly after he moved in he began to clear the rubbish and bushes from the part of the land between his property and the road. He then levelled it and turfed it. He has since planted rhododendron bushes and a large number of daffodil bulbs. He has left the western part of the land as a spinney, but he has cleared away blackberry canes and hazel bushes. There are some black poplar trees on this part of the land. When any trees have fallen, Mr Williamson has cut them up and used the wood for fuel. In my view, Mr Williamson has been in adverse possession of the whole of this land and has acquired a possessory title to it.

On this evidence I am satisfied that Mr Williamson is the owner of the land, and I shall accordingly direct the Buckinghamshire County Council, as registration authority, to register him as the owner of the land under section 8(2) of the Act of 1965.

I am required by regulation 30(1) of the Commons Commissioners Regulations 1971 to explain that a person aggrieved by this decision as being erroneous in point of law may, within 6 weeks from the date on which notice of the decision is sent to him, require me to state a case for the decision of the High Court.

Dated this 6th day of

July

1978

CHIEF COMMONS COMMISSIONER