



COMMONS REGISTRATION ACT 1965

Reference No. 5/U/17

In the Matter of Land in Willaston
Road, Thornton Hough

DECISION

This reference relates to the question of the ownership of land above mentioned being the land comprised in the Land Section of Register Unit No. CL 7 in the Register of Common Land maintained by the Cheshire 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 Mr Brian Stuart Horn claimed to be the freehold owner of the land in question and no other person 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 Liverpool on 25 January 1982.

The documents of title produced by Mr Horn showed that the land was vested in his mother and himself. Mr Horn has since produced a copy of an order made on 29 July 1977 by Vice-Chancellor Blackett-Ord in a partnership action brought by Mrs Horn against her son but this Order does not affect the legal estate in the land.

On this evidence I am satisfied that Mrs Alice Edna Horn and Mr Brian Stuart Horn are the owners of the land, and I shall accordingly direct the Merseyside County Council, as registration authority, to register them as the owners 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 *25th day of August* 1982

Levy Herkichi

Commons Commissioner