



COMMONS REGISTRATIONS ACT 1965

Reference No.52/U/64

In the Matter of Nant-y-Beti Quarry,
Tremeirchion

DECISION

This reference relates to the question of the ownership of land known as Nant-y-Beti Quarry, Tremeirchion, being the land comprised in the Land Section of Register Unit No.CL.90 in the Register of Common Land maintained by the Flintshire 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 Flintshire County Council 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 Mold on 15th December 1973.

Flintshire County Council did not claim ownership at the hearing.

Mr. H. G. Bourne, Solicitor, of the firm of Messrs. Walker Smith & Day, Chester, appeared on behalf of Mrs. Eileen Edna Smith of Toledo Farm Rhuallt, who claimed to be the freehold owner of the land. Mr. Bourne produced the title deeds relating to Toledo Farm (formerly called Bryntirion) and Nant-y-Beti Cottages. I examined the deeds, which culminated in a Conveyance dated 7th November 1963, made between Castle Walter Estates Ltd. (1) Charles A. Huntington (Liquidator) (2) Mrs. Nora Brooks (3) and Mrs. Eileen Edna Smith (4), by which Toledo Farm and other land, including the land comprised in this register unit, was conveyed to Mrs. E. E. Smith in fee simple.

For these reasons I am satisfied that the said Eileen Edna Smith is the owner of the land, and I shall accordingly direct the Flintshire County Council, as registration authority, to register her 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 *30th* day of *January* 1974.

A. E. Francis

Commons Commissioner