



COMMONS REGISTRATION ACT 1965

Reference No. 209/U/60

In the Matter of Kingkerswell Down (part),
Kerswell, Devon

DECISION

This reference relates to the question of the ownership of land known as Kingkerswell Down (part), Kerswell, being the land comprised in the Land Section of Register Unit No. CL.142 in the Register of Common Land maintained by the Devon 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 T H L Brown 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 Exeter on 28 November 1979. At the hearing Mr Brown was represented by Mr G Atkinson, Solicitor.

The land in question was vested in Mr Brown by a vesting deed made 21 June 1941 between (1) George Evelyn Laverton Alwood and George Langford Brown (2) Thomas Hercules Langford Brown.

On this evidence I am satisfied that Mr Brown is the owner of the land, and I shall accordingly direct the Devon County Council, as registration authority, to register him as the owner of the land under section 3 (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

10th

day of

December

1979

Chief Commons Commissioner