

COMMONS REGISTRATION ACT 1965



Reference No. 210/U/10

In the Matter of Higher Fifehead Common,
Fifehead Neville, Dorset

DECISION

This reference relates to the question of the ownership of land known as Higher Fifehead Common, Fifehead Neville, being the land comprised in the Land Section of Register Unit No. CL 329 in the Register of Common Land maintained by the Dorset 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 R J F Prideaux-Brune 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 Dorchester on 4 March 1980.

At the hearing I gave leave for Mr Prideaux-Brune to be represented by Mr W D King, a clerk with Messrs Brennard and Wilson, his solicitors.

The land in question was conveyed to Mr Prideaux-Brune by a deed of release, surrender, and exchange made 25 March 1967 between (1) Philip Egerton Edmund Prideaux-Brune (2) Richard John Ferrers Prideaux-Brune (3) William Gaspard Guy, Baron Romilly and Cynthia Mary Denise Stephens, wife of Brian Alexis Fenwick Stephens, with a good root of title in a subsidiary vesting deed made 27 November 1928 between (1) Frank Clarke (2) William Gaspard Guy, Baron Romilly and Thomas James Bolle Bosville (3) Denys Edward Prideaux-Brune.

On this evidence I am satisfied that Mr R J F Prideaux-Brune is the owner of the land, and I shall accordingly direct the Dorset 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

24th

day of

March

1980

Chief Commons Commissioner