



COMMONS REGISTRATION ACT 1965

Reference No. 15/U/35.

In the Matter of Byford Common  
Leominster D.

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DECISION.

This reference relates to the question of the ownership of land known as Byford Common, Leominster D being the land comprised in the Land Section of Register Unit No. CL.37 in the register of Common Land maintained by the former Herefordshire 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 sir Richard Cotterell 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 Hereford on 26th June 1975.

Mr. J.D. Fleming of Messrs. Withers, Solicitors for sir Richard Cotterell appeared and produced a Vesting Deed dated 15th June 1930 whereby sir Richard Cotterell's late father conveyed to sir Richard Cotterell inter alia all the messuages and hereditaments forming the larger part of the garners Estate in the parish of Byford. The land in question was on 15th June 1930 waste of the manor of Byford and on the said date the late father of Sir Richard Cotterell was Lord of the Manor of Byford.

On this evidence I am satisfied that sir Richard Cotterell is the owner of the land, and I shall accordingly direct the Hereford and Worcester County Council, as registration authority, to register sir Richard Cotterell 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 11<sup>th</sup> day of July 1975

C A Sefton

Commons Commissioner.