



In the Matter of land at Brickendon Lane,
Brickendon Liberty, East Herts

DECISION

This reference relates to the question of the ownership of part of the land described above being the part of the land comprised in the Land Section of Register Unit no. CL177 in the Register of Common Land maintained by the Hertfordshire County Council of which no person is registered as owner under section 4 of the Commons Registration Act 1965 or under the Land Registration Acts.

Following upon the public notice of this reference Mr and Mrs A G Eadie claimed to be the freehold owners of part of the land in question. 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 in question at Hertford on 29 January 1987.

At the hearing Mr I G Barnet, solicitor, appeared on behalf of Mr & Mrs Eadie ("the Claimants") and there was no appearance by any other claimant.

The ownership claim by the claimants relates to part only of the land in question, the part being known as Well Green. The title to Well Green is deduced from H & Gocher who by a conveyance dated 14 November 1938 acquired a large area of land which included Well Green. Mr Gocher died in June 1969 and by a conveyance on sale dated 14 January 1977 Well Green was conveyed by Mr Cocher's personal representatives to the claimants.

On this evidence I am satisfied that the claimants are the owners of Well Green and I shall accordingly direct the Hertfordshire County Council, as registration authority, to register them as the owners under section 8 (2) of the Act of 1965. The remainder of the land in question will remain subject to protection under section 9 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 18th day of March 1987

L. J. Irons Smith
Commons Commissioner