



COMMONS REGISTRATION ACT 1965

Reference No. 264/U/31

In the Matter of Croft Mere, Owston, Ferry,
Humberside

DECISION

This reference relates to the question of the ownership of the land described above being the land comprised in the Land Section of Register Unit No. CL.123 in the Register of Common Land maintained by the Humberside 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 Owston Ferry Parish 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 Brigg on 23 October 1979. At the hearing, Mr C L Stevenson, Solicitor, appeared on behalf of the Parish Council, and Mr James E Major, a member of the Parish Council for 32 years and now its vice-chairman, gave evidence.

A record of Tithe Entries shows that in 1851, the owners of this Mere were the 'Owston Town Bylawmen'. These have been tenants of the land who have paid rent to the Parish Council for over 30 years and continue to do so. The Mere which is some 500 yards long is used as a pathway by adjoining farms.

On this evidence I am satisfied that Owston Ferry Parish Council is the owner of the land, and I shall accordingly direct the Humberside County Council, as registration authority, to register the Parish Council 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

31 October

1979

L J Morris Smith
Commons Commissioner