



COMMONS REGISTRATION ACT 1965

Reference No. 219/U/77

In the Matter of Ethelburga's Well,  
Lyminge, Kent.

DECISION

This reference relates to the question of the ownership of land known as Ethelburga's Well, Lyminge, being the land comprised in the Land Section of Register Unit No. CL.96 in the Register of Common Land maintained by the Kent 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 the Lyminge 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 Maidstone on 6 June 1979.

There was no appearance at the hearing.

In the absence of any evidence I am not satisfied that any person is the owner of the land, and it will therefore 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 25<sup>th</sup> day of June 1979

Chief Commons Commissioner