



COMMONS REGISTRATION ACT 1965

Reference Nos. 25/D/112
to 125 inclusiveIn the Matter of Low Common,
Thornham, West Norfolk District,
NorfolkDECISION

The 14 disputes relate to the registrations at Entry No. 1 in the said Land Section, at Entry Nos. 1 to 118 inclusive (Entry No. 115 has been replaced by Entry No. 119 in the Rights Section) and at Entry Nos. 1 and 2 in the Ownership Section of Register Unit No. CL 56 in the Register of Common Land maintained by the Norfolk County Council and are occasioned by Objection Nos. 273B and 274B made by Mr John Osborne-Clarke and noted in the Register on 16 October 1970, by Objections Nos. 169B, 170B, 171B, 172B, 173B and Nos. 295B and 304B made by Mr Henry Bourdillon Imlach Bett and noted in the Register on 16 and 27 October 1970 and by the said two Ownership Section registrations being in conflict.

Mr Commons Commissioner C A Settle QC held a hearing for the purpose of inquiring into these disputes at ~~Witch~~ on 27 October 1977. At the hearing Mr H B I Betts (the said Objector and also the applicant for the Ownership Section registration Entry No. 2) was represented by Mr P R Fitzgerald, solicitor of Walters Vandercom & Hart Solicitors of London; Thornham Parish Council (the applicants for the registrations at Entry No. 119 in the Rights Section and at Entry No. 1 in the Ownership Section) were represented by Miss S Cameron of counsel instructed by Metcalfe Copeman & Pettefar, Solicitors of Wisbech; and some or all of the persons hereinafter called the Represented Claimants were also represented by Miss Cameron similarly instructed.

At the said hearing Mr Settle was informed that in the matter of Thornham Common (Reference Nos. 25/D/79-95) relating to the land ("the CL 41 Land") comprised in Register Unit No. CL 41 which is near to or adjoining land ("the Unit Land") in this Register Unit, I had given two decisions (one dated 18 December 1975 and corrected on 4 January 1976, and the other dated 17 June 1976 and corrected on 23 September 1976) which dealt with questions similar to those arising in these proceedings relating to the Unit Land. Miss Cameron and Mr Fitzgerald suggesting that it might be more convenient if I dealt with the proceedings, Mr Settle without hearing any evidence or argument adjourned them so that this suggestion could be considered.

I held the adjourned hearing for the purpose of inquiring into these disputes at London on 19 July 1979. At this hearing Mr Fitzgerald (now of Walters Fladgate, Solicitors of London) represented Mr Betts as before, and Miss Cameron on the instructions of Metcalfe Copeman & Pettefar represented Thornham Parish Council and the following persons ("the Represented Claimants"), that is to say: (a) the persons who made application for the Rights Section registration referred to in the Schedule hereto and who are not in such Schedule noted as not being represented;



and (b) the persons who although not the applicants for a registration so referred to, have or might claim benefit of some registration therein mentioned either as a successor in title of an applicant or as the owner of the land to which the right register/might be appurtenant or otherwise and who are noted in the Schedule as being represented.

The Unit Land comprises saltings north and northwest of the CL 41 Land and is between it and the sea. In accordance with the colouring of a map produced at the hearing, I consider the Unit Land as divided into two parts: one ("the Brown Part") west of the Harbour Channel (as such marked on the Register map), being a strip about one mile long from east to west and having (according to the map) a variable width of between 400 and 100 yards and including a small island; the other ("the Purple Part") east of the Harbour Channel being an irregularly shaped area about $\frac{1}{2}$ a mile from north to south and between $\frac{1}{2}$ and $\frac{1}{3}$ of a mile from west to east and including 5 small islands. The Unit Land on its sea side is bounded by the High Water Mark of Medium Tides.

On 22 March 1974, I walked over much of the CL 41 Land, and I remember the general appearance of the Unit Land. I therefore accept the suggestion made by Miss Cameron and Mr Fitzgerald that I should treat all the evidence given at the 1974 and 1975 CL 41 hearings as having been given in these proceedings. This decision should therefore be read with ~~the~~ said 1975 and 1976 decisions, and expressions ~~used~~ therein defined ~~and~~ herein given the same meaning.

Miss Cameron and Mr Fitzgerald were agreed that I should dispose of this matter (at least as far as concerned those they represented) on the same basis as I in my 1975 and 1976 decisions disposed of the matter of the CL 41 Land with the following variations:- Of the Unit Land the Brown Part only would be subject to the rights of feeding and depasturing cattle as awarded and established by the 1797 Award, and would therefore be the only part of the Unit Land about which I should conclude that the ownership of the Public Trustee had been established for the reason set out in my 1974 decision. The small island shown as part of the Unit Land on the Register map and as being in the middle of the harbour "Harbour Channel" and as southeast of the letter "L" of the word "Channel" to be treated as within the Brown Part. The whole of the Unit Land will be subject to Samphire Rights with the result that it is all common land within the 1965 Act of these words. The Purple Part will be in the ownership of Mr Bett in accordance with Ownership Section Entry No. 2. *Clayton*

Miss Cameron handed in a paper (18 pages of foolscap) which set out in detail how the agreement reached would operate on the registrations in dispute. The basic principles set out in this paper were (in effect):- The Land Section Entry will be confirmed without modification. The Samphire Rights referred to in the Schedule would be modified: (a) by deletion in each case of the words in column 4 "and in register unit CL 41, CL 122 and that part of register unit CL 32 north of the line A-B on the register map"; (b) by deletion in respect of each entry where the words appear in column 4 of the words "sand and shingle"; (c) by the addition in each case where the words "wildfowl and game" appear in column 4 of the words "excluding the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration" and (d) by the insertion in each case where the address does not already appear under column 5 of the address set out in column 3 (or as modified herein after).



- 3 -

As regards grazing rights the registrations against the CL 41 land and against the Unit Land are different in the following respect. Against the CL 41 land there are 4 registrations made on the application of Mr H H Middleton (Entry No. 113), of Mr Bett (Entry No. 120), of Miss J, Miss A M and Miss M E Bunkle (Entry No. 122) and of Thornham Parish Council (Entry No. 123); in my decision I treated these rights as equivalent to 1 stint, 46 stints, 1 stint and 1 stint making up the 49 stints established by the 1797 Award. Against the Unit Land there are two registrations made on the application of Mr H H Middleton (Entry No. 113) and of Thornham Parish Council (Entry No. 119); there are no registrations made on the application of Mr Bett or of the Misses Bunkle.

It may be that by reason of their failure to register under the 1965 Act Mr Bett and the Misses Bunkle can no longer exercise any rights of common they had over the Brown Part. However this may be, such failure cannot in my opinion affect the ownership of the Brown Part which (as I have found) was before the Act vested in the Public Trustee. Because there was no agreement about it and because I have no need, I express no opinion about the question briefly discussed at the hearing: whether Mr Bett or Misses Bunkle as beneficiaries under the trust applicable to the Brown Part can put animals on to it. If this question ever arises, it will have to be determined by the High Court or some other tribunal; having seen the Brown Part, it is I suppose unlikely that it will ever be worth so litigating.

At the hearing ~~my~~^{only} evidence was given by Mr H H Middleton on whose application the registration at Rights Section Entry No. 113 was made, who is a member of the West Norfolk District Council and the present chairman of Thornham Parish Council. He explained what he and Mr Mitchell of Metcalfe Copeman & Pettefar done to obtain ~~has~~ the view of those in Thornham might be concerned or interested to support the registrations now under consideration and for this purpose produced a copy of a public notice dated 18 June 1979 saying that Mr Mitchell would be available on 22 June 1979 in Thornham to ensure that they were represented at the hearing on 18 July 1979, a copy of the authority signed by various persons referring on the Parish Council or their solicitor right of representation at such hearing and a table (17 pages) brief showing who were or might be now concerned with the registration.

In the absence of Mr J Osborne-Clarke or of any person representing him and of any information as to why he made his objections, I conclude that I ought not to give them any greater effect than has been agreed between those represented by Miss Cameron and Mr Fitzgerald. As regards those persons I conclude (as I did in my 1976 decision) that I can and ought to give effect to the agreement reached between Miss Cameron and Mr Fitzgerald as regards the Right Section registrations referred to in the Schedule hereto. As regards the remaining Right Section registrations I conclude that I cannot and ought not to confirm these registrations because I have not got the agreement of those entitled to the benefit of such registrations ^{any} modification and I have no evidence supporting the rights as now registered on their application. If there had been only one registration originally in the Ownership Section, it would have become final under section 7 of the 1965 Act without any hearing before a Commons Commissioner; upon the considerations set out



N: 115
1175
give

in my 1974 decision and above, I conclude that I can properly act on the agreement of Miss Cameron and Mr Fitzgerald, for the two now existing Ownership Section registrations substituting as they suggest, registrations of the Public Trustee as owner of the Brown Part and Mr Bett as owner of the Purple Part.

For the reasons above set out:- I confirm the registration at Entry No. 1 in the Land Section without any modification. I confirm the registrations following Entry Nos. in the Rights Section with the modification specified in the Schedule hereto that is to say Nos 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 13, 17, 18, 22, 23, 24, 25, 26, 27, 28, 30, 31, 32, 34, 35, 37, 39, 42, 44, 46, 47, 48, 50, 51, 52, 53, 55, 56, 58, 59, 61, 62, 66, 67, 68, 69, 72, 73, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 87, 88, 91, 92, 93, 94, 95, 96, 97, 98, 99, 101, 102, 105, 106, 107, 108, 109, 110, 112, 113, 115 (since replaced by 119) 117, 118 ~~and 119~~; and so that the County Council may in effect to the words "the western part of the registered land as shown hatched purple on the supplemental map bearing the number of this registration" where they occur in the said Schedule or later in this decision by choosing such words (not necessarily including the colour purple or any other colour) and referring to such map (if any) as they as registration authority consider expedient provided that the effect of such words (and map if any) chosen by them is to identify the part of the land in this Register Unit which is in this decision herein before called the Purple Part exclusive of the herein before mentioned small island in the middle of the Harbour Channel. I refuse to confirm the registrations of the following Entry Nos. in the Rights Section that is to say, Nos. 7, 12, 14, 15, 16, 19, 20, 21, 29, 33, 36, 38, 40, 41, 43, 45, 49, 54, 57, 60, 63, 64, 65, 70, 71, 74, 75, 86, 89, 90, 100, 103, 104, 114, and 116. I confirm Entry No. 1 the Ownership Section with the modification that for the words in column 3 there be substituted the words "the Public Trustee" and that for the words in column 4 there be substituted "all the land comprised in this register unit excluding the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration" and I confirm the registration at Entry No. 2 in the Ownership Section with the modification that for the words in column 4 there be substituted "The western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration", and so that the County Council may as aforesaid give effect to the words "the western parts..." by choosing alternatives as herebefore provided.

Because so much of this decision depends on the agreement made as above stated between Miss Cameron and Mr Fitzgerald on behalf of those they represent, and because I may not have provided for all matters as requisite, I give to such persons liberty to apply to me within 6 weeks from the date on which notice of this decision is sent to them as to the form which the register should take as a result of the views I have above expressed and generally. Any such application should in the first instance be made by letter to the Clerk of the Commons Commissioners.

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. ~~the application or make representations against it.~~



SCHEDULE
(Modifications of Entries in Rights Section
which are confirmed, and notes as to
representation at the hearing)

Note 1:- In this Schedule (A) the words following "Column 4:-" indicate the words which are to be substituted for all the words against the relevant Entry now in column 4; (B) the words following "Column 5:-" indicate the words which are to be inserted in this column against the relevant Entry, such column being now blank, except where the words which so follow indicate "No change", so that the column will either continue blank as now or continue to contain the same words as now.

Note 2:- The paragraphs in this Schedule headed with two or three Entry numbers are to be consolidated into one Entry, Columns 2 and 3 of which will show the Entry as having been made on the application now specified in the Entry first mentioned in the heading, with a note that the same right(s) was (were) formerly also registered on the application(s) now specified in the (two) other Entry (Entries) mentioned in the heading.

(1) G L Howell and (26) E A Howell

Column 4:- A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, estovers, fish and sea lavender.

Column 5:- Buildings and land known as 11 Castle Cottages, Thornham.

(2) R H Francis (47) L T Francis and (118) E M Francis

(Note: Mr L T Francis who is a brother of Mr R H Francis and who was left 8 Castle Cottages was not represented)

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, seaweed, fish, estovers, sea lavender and bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 8 Castle Cottages, Thornham.

(3) O M Johnson and (27) D G Johnson

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shellfish, seaweed, samphire, fish, estovers, sea lavender and bait, and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Sea View, The Green, Thornham.



(4) J M Lake

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit, samphire, fish, estovers and sea lavender and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Pine Cottage, High Street, Thornham.

(5) K G A F Lake and J Lake

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, fish, estovers, sea lavender and bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 15, Castle Cottages, Thornham.

(6) M L Larter

Column 4:- A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender and bait.

Column 5:- Buildings and land known as Red Brick Farm, Hall Road, Thornham.

(8) O Mann

Column 4:- (i) a right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 3, Green Lane, Thornham.

(9) C H Middleton and (44) and (112) H H Middleton

Column 4:- (i) a right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western parts of the Registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- (As ^{has} under entry 112) The Haven Farm, Thornham as marked red on The Supplemental map bearing the number of this registration.



(10) B G Pywell and (11) M B Pywell

B G Pywell and M B Pywell were not represented, but Mr M R Snare and Mrs M C Snare who are now both of Thornham Stores as successors of Mr & Mrs Pywell are represented)

Column 4:- A right to take from the whole of the land comprised in this Register Unit, shell fish, samphire, estovers and sea lavender.

Column 5:- Buildings and land known as Thornham Stores, High Street, Thornham.

(13) A E Richmond

Column 4:- A right to take from the whole of the land comprised in this Register Unit, samphire, shell fish, sea lavender and estovers.

Column 5:- Buildings and land known as Marsh Gate, Main Road, Thornham.

(17) R D Wadlow

Column 4:- (i) a right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, estovers, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 28, Castle Cottages, Thornham.

(18) E M Walker and (56) L G Walker

Column 4:- (i) a right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, sea lavender, fish, estovers, and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 2, Castle Cottages, Thornham.

(22) C E Burrell

C E Burrell is not represented, but Mr D ^{n/} Theobald of Dorwyn, The Green as his successor is represented)

Column 4:- (i) a right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Dorwyn, The Green, Thornham.

Further corrected by substituting School for Castle against
A. 116.



(23) D E Fenton and (76) C E Fenton

Column 4:- A right to take from the whole of the land comprised in this Register Unit samphire, estovers, shell fish, sea lavender.

Column 5:- Buildings and land known as 19, Castle Cottages, Thornham.

(24) D E Fryett and (66) J P Fryett

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, fish, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western part of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 2, Clock Row, Main Road, Thornham.

(25) E J Green and (42) N J Green

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender and bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Orchard Cottage, Drove House, Thornham.

(28) R H Needham

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Peartree Cottage, Main Road, Thornham.

(30) H S Parker and (31) L O Parker

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 2 Malthouse Cottages, Main Road, Thornham.



Further corrected by
substituting "Ridge" for
"Ridges" against item
37 below
As per [unclear] file
6 October 1981

(32) D M Smith and (82) D Smith

(Note: Mr D Smith is represented, but Mrs D M Smith, having gone away, is not)

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, fish, sea lavender, bait, estovers and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 7, Castle Cottages, Thornham.

(34) T Whiting and (84) A B Whiting and (85) S J Cock

Column 4:- A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait.

Column 5:- Buildings and land known as 3 Shepherds Pightle, Thornham.

(35) R M Hunt

Column 4:- A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait.

Column 5:- Buildings and land known as The Retreat, The Green, Thornham.

(37) J W Hunt

Column 4:- (i) a right to take from the whole of the land comprised in this Register Unit, shell fish, samphire, sea weed, fish, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 2, Red Ridge^v, The Green, Thornham.

(39) B Groundsell

Column 4:- A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, estovers, sea lavender.

Column 5:- Buildings and land known as 11 Green Lane, Thornham.

(46) M W Farrant

(Note: M W Farrant is not represented, but A Wilson and J B Wilson who have succeeded him in Bay Tree Cottage are represented)

Column 4:- A right to take from the whole of the land comprised in this Register Unit, samphire, sea lavender, estovers, and shell fish.

Column 5:- Buildings and land known as Bay Tree Cottage, Thornham



(48) A S Allin and H Allin

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, fish, estovers, sea lavender and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Twin Cottage, High Street, Thornham.

(50) R G Auker

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender and bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Bank House, The Green, Thornham.

(51) J R Baker and (80) E A Baker

(Note: J.R. Baker is represented but E A Baker is now deceased)

Column 4:- (i) a right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, estovers, sea lavender and bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as "Homelea", The Green, Thornham.

(52) A M Buckenham

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender and bait and (ii) the right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as The Bungalow, High Street, Thornham.

(53) R A Burrell

(Note: R A Burrell is not represented but Mr Andrew D Cooke who is the occupant of Ashdale, Church Street is represented)

Column 4:- (i) a right to take from the whole of the land comprised in this Register Unit shell fish, samphire, fish, estovers, sea lavender and bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.



(55) G F Watson and (59) A D Watson

(Note: A D Watson is deceased, and G F Watson is now Mrs J R Baker, see above; Mr J E Matthews and Mrs F M Matthews who are their successors at 12 Green Lane are represented)

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea lavender, estovers, seaweed, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 12 Green Lane, Thornham.

(56) A V Tipple

Column 4:- A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, estovers, sea lavender.

Column 5:- Buildings and land known as The Nest, High Street, Thornham.

(61) R F Sadler and (99) R Sadler

(Note: R F Sadler (now Mrs R F Browning) is not represented; she has left 2 Green Lane. Mr Robert Sadler is represented)

Column 4:- (i) a right to take from the whole of the land comprised in this Register Unit fish, shell fish, samphire, sea weed, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 2 Green Lane, Thornham.

(62) D S J Siddle and (101) G W Siddle

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit samphire, shell fish, sea lavender, estovers, bait, fish and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as The Cabin, High Street, Thornham.

(67) J F Goff and (68) V F Goff

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 1 Clock Row. Main Road. Thornham.

(69) M Gosling

(Note: M Gosling is now deceased; M W Howard who has succeeded him at Woodside is represented)

Column 4:- (i) a right to take from the whole of the land comprised in this Register Unit, samphire, shell fish, sea weed, fish, estovers, sea lavender and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Woodside, High Street, Thornham.

(72) E M Rason

Column 4:- A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, sea lavender, bait.

Column 5:- Buildings and land known as White House, Church Street, Thornham.

(73) F L Flegg

Column 4:- A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea lavender.

Column 5:- Buildings and land known as Chalen Cottage, Church Street, Thornham.

(77) S E Dunkerley and (91) C Dunkerley

(Note: C Dunkerley is ~~deceased~~; S E Dunkerley is represented)

Handwritten note: since 1977 because of some ...
his representative ...
1979 ...
by (his ...)

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, sea lavender, estovers, samphire, sea weed, fish, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Dix Cottage, High Street, Thornham.

(78) O Castro

Column 4:- A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea lavender.

Column 5:- Buildings and land known as Claire Cottage, Shepherds Figtle, Thornham.

(79) G C Bussey

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Honora, The Green, Thornham.

(81) B H Bix

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender and bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land in the High Street known as Number 3 Johnsons Yard, Thornham.

(83) S Marshall

Column 4:- A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, fish, sea lavender.

Column 5:- Buildings and land known as 21 Shepherds Pightle, Thornham.

(87) G A Raven and (88) G E L Raven

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit estovers, samphire, shell fish, sea weed, sea lavender, fish, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Red Brick Farm, Hall Road, Thornham.

(92) and (106) G T J Middleton

(Note: G T J Middleton is not represented but T E Lane who has succeeded in Coastguard Cottage is represented)

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Coastguard Cottage, The Green, Thornham.



(93) G Rix and C Rix

Column 4:- A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait.

Column 5:- Buildings and land known as 1 Green Lane, Thornham.

(94) B., P.E., W.E., and D. W. Sutherland

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, estovers, fish, sea lavender, and bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land (a) known as 3 Clock Row, Thornham, (b) known as 1 School Row, Thornham, (c) on the east side of Church Street next to and north of the church, Thornham, (d) at 17 Castle Cottages, Thornham.

(95) J A Houghton

(Note: J A Houghton has left, has been succeeded by G A Campkin and K P Campkin at King's Head are represented)

Column 4:- A right to take from the whole of the land comprised in this Register Unit samphire, shell fish, bait, fish and estovers.

Column 5:- Buildings and land known as King's Head Hotel, Thornham.

(96) I W E Walden

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit samphire, shell fish, bait, fish, estovers and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as 7 School Row, Main Road, Thornham.

(97) H Monk

Column 4:- A right to take from the whole of the land comprised in this Register Unit samphire, shell fish, bait, fish, estovers.

Column 5:- Buildings and land known as "Sunny Cott", Church Street, Thornham.



(98) O G Fisher and (105) L Fisher

(Note: O G Fisher and L Fisher are not represented but W Harbor and P Harbor who have succeeded at The Bakery are represented)

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit samphire, shell fish, fish, estovers, bait, sea lavender and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as The Bakery, Church Street, Thornham.

(102) H A Cobb

(Note: H A Cobb is not represented but D Cobb who has succeeded him is represented)

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, estovers, sea lavender and fish and (ii) a right to take wildfowl and game except in the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as "Hendor", Church Street, Thornham.

(107) P M G Howe

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Oldfield Farm, The Green, Thornham.

(108) R S Bussey and A M Bussey

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as "Casablanca", The Green, Thornham.

(109) A E Corston

(Note: A E Corston is not represented but M A Sibson who has succeeded her at Corston Cottage is represented)

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, fish, estovers, sea lavender, bait and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Corston Cottage, Church Street, Thornham.

(110) A E Corston

(Note: A E Corston is not represented but G H Leivers who has succeeded her in Flint Cottage is represented)

Column 4:- (i) A right to take from the whole of the land comprised in this Register Unit shell fish, samphire, sea weed, estovers, sea lavender, bait, fish and (ii) a right to take wildfowl and game except on the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration.

Column 5:- Buildings and land known as Flint Cottage, Church Street, Thornham.

(113) H H Middleton

Column 4:- One right of pasturage or cattlegate as enjoyed by all holders of undivided shares in the land over the land comprised in this Register Unit except the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration and being the same right of pasturage to graze the same number of animals as is registered in the Rights Section in respect of Register Unit No. CL 41 namely a right to graze either (i) two cows or heifers or (ii) one cow or heifer and one gelding, colt, mare, filly or female ass with or without a foal under six months old by the side of such mare or ass such right being combined with one undivided forty-ninth share in the land.

Column 5:- No change *(now The Haven Farm as marked red on the supplemental map bearing the number of this registration)*

(115) O Waterfield; now (119) Thornham Parish Council

(Note:- O. Waterfield is now deceased).

Column 4:- One right of pasturage or cattlegate as enjoyed by all holders of undivided shares in the land over land comprised in this Register Unit except the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration and being the same right of pasturage to graze the same number of animals as is registered in the Rights Section in respect of Register Unit CL 41 namely a right to graze either (i) two cows or heifers, or (ii) one cow or heifer and one gelding, colt, mare, filly or female ass with or without a foal under six months old by the side of such mare or ass such right being combined with one undivided forty-ninth share in the land.

Column 5:- No change *(Waterfield) : formerly Lifeboat Inn but replaced by a house*



(117) H W Wright and G Wright

Column 4:- A right to take from the whole of the land comprised in this Register Unit fish, shell fish, samphire.

Column 5:- Buildings and land known as 2 Johnsons Yard, Main Road, Thornham.

~~insert new paragraph at start below~~

Dated this 14th — day of September 1979

a. a. Baden Fuller

CORRECTED as follows:-

Commons Commissioner

At Page 1, paragraph 2, line 2:- For "Norwich" substitute "Kings Lynn".

At Page 2, paragraph 2, lines 4 and 7:- Interchange "east" in line 4 and "west" in line 7.

At Page 4, paragraph 2, line 8:- For "118 and 119" substitute "and 118, and so that my confirmation of No. 115 will apply to No. 119 which in the year 1975 was substituted for it and which will therefore be modified accordingly".

At Page 12 under the heading "(77) S E Dunkerley and (91) C Dunkerley:- In the Note, for "is deceased; S E Dunkerley", substitute "died after the 1977 hearing at which he was represented leaving his widow Mrs S E Dunkerley; she was represented at the 1979 hearing by Miss Cameron".

At Page 15 under heading "(107) P M G Howe":- For "abit" substitute "bait".

At Page 16 under heading "(115) O Waterfield, now (119) Thornham Parish Council: Column 5":- For "No change (now blank)" substitute "No change: formerly Lifeboat Inn but replaced by a blank".

At Page 17 at the end of the decision before the words "Dated this" insert the following:-

(119) Thornham Parish Council (entry made 21.10.75 in place of Entry 115).

Column 4:- One right of pasturage or cattlegate as enjoyed by all holders of undivided shares in the land over the land comprised in this Register Unit except the western parts of the registered land as shown hatched purple on the supplemental map bearing the number of this registration and being the same right of pasturage to graze the same number of animals as is registered in the Rights Section of register unit CL 41, namely a right to graze either (i) two cows or heifers, or (ii) one cow or heifer and one gelding, colt, mare, filly or female ass with or without a foal under six months old by the side of such mare or ass, such right being combined with one undivided forty-ninth share in the land.

Column 5:- No Change (now blank).

a. a. Fuller