



COMMONS REGISTRATION ACT 1965

Reference No 276/U/56

In the Matter of Tract of land called
Esgair Dernol, Llangurig, Montgomery D.

DECISION

This reference relates to the question of the ownership of the tract of land known as Esgair Dernol, Llangurig, Montgomery D. being the land comprised in the Land Section of Register Unit No CL. 99(M) in the Register of Common Land maintained by the former Montgomeryshire 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 Mr E W Price, Mr C Milwyn and Mr G Pugh each claimed to be the freehold owner of part 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 Welshpool on 9 December 1976.

Mr Hollis of Messrs Milwyn Jenkin and Jenkin appeared for Mr Price, Mr Milwyn and Mr Pugh. This land adjoins Unit No CL. 97(M) on its south boundary and was originally part of one common together with Unit No CL. 97(M) which was completely fenced except on the north boundary of Unit No CL. 97(M) for as long as Mr Pugh who gave evidence could remember.

Mr Price gave evidence that the north boundary of Unit No CL. 97(M) was fenced in 1953 and that in 1955 the owners of five farms two of which are now in one ownership agreed to divide the land in question and fenced their respective portions of the land. The land has since 1953 been in the exclusive occupation of the owners of the said five farms and Mr Price, Mr Milwyn and Mr Pugh are agreed that they have partitioned the land and they desire me to give effect to that partition.

Mr Hollis has agreed to provide me with an accurate plan, which I will annex to my Direction identifying the respective parcels of the land owned by his respective clients and I look forward to receiving this plan in the near future.

On this evidence I am satisfied that each of them E W Price, C Milwyn and G Pugh is the owner of part of the land, and I shall accordingly direct the Powys County Council, as registration authority, to register them respectively as the respective owners of the respective parts of the land to be identified on the plan to be annexed to my Direction 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 30th day of December

C A. Little

1976