



COMMONS REGISTRATION ACT 1965

Reference No 276/U/49

In the Matter of Tract of land near  
Brynllwarch Kerry Montgomery D

DECISION

This reference relates to the question of the ownership of land known as Tract of land near Brynllwarch Kerry Montgomery D being the land comprised in the Land Section of Register Unit No CL65(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 Mrs J H Davey 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 Welshpool on 9 December 1976.

Mr Davey appeared on behalf of his wife Mrs J H Davey and produced a conveyance dated 30 April 1973 whereby the land in question, OS 3808 was conveyed to Mrs Davey.

Mr Williams Chairman of the Kerry Community Council also attended and confirmed that the land in question was part of the farm known as Cefnynmnoch acquired by Mrs Davey in 1973.

On this evidence I am satisfied that Mrs J H Davey is the owner of the land, and I shall accordingly direct the Powys County Council, as registration authority, to register Mrs J H Davey 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 <sup>me</sup> to state a case for the decision of the High Court.

Dated this 14<sup>th</sup> day of January 1977

C. A. Little

Commons Commissioner