



COMMONS REGISTRATION ACT 1965

Reference No.38/U/21

In the Matter of Van Common,
Fernhurst, West Sussex.

DECISION

This reference relates to the question of the ownership of land known as Van Common, Fernhurst, being the land comprised in the Land Section of Register Unit No.CL 96 in the Register of Common Land maintained by the former West Sussex 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 and Mrs A.T.Young, Mrs A.K.Frost and Mr P.D.Hall claimed to be the freehold owners of parts 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 Chichester on 18th June 1975.

At the hearing Mr and Mrs Young and Mrs Frost were represented by Mrs J.E.Bolton, solicitor, and Mr Hall appeared in person.

With the exception of some small areas which do not concern either Mr and Mrs Hall or Mrs Frost, the land the subject of the reference was conveyed to Mr and Mrs Young by a conveyance made 22nd June 1959 between (1) Miles David Ling (2) Alexander Thomas Young and Frances Joan Young his wife.

By a conveyance made 22nd November 1960 between (1) A.T. and F.J.Young (2) William Henry Butcher (3) P.D. and G.M.Hall a part of the land the subject of the reference lying to the west of Crabtree Cottage was conveyed to Mr and Mrs Hall.

A very small piece of land to the north of the land now belonging to Mr and Mrs Hall was the subject of a conveyance made 19th June 1961 between (1) A.T. and F.J.Young (2) William Henry Butcher (3) Katherine Clinton Lloyd-Davies (4) Richard Edward Frost. This piece of land was registered under Title No.SX 152299 on 21st February 1973 with Mrs A.K.Frost registered as the owner. This registration having been made since the reference, the piece of land comprised in it has been thereby excluded from the reference.

By a conveyance made 15th November 1974 between (1) A.T. and F.J.Young (2) Edith Harriett Graham Threadgold (3) Violet Doreen Williams (4) Audrey Kate Frost a part of the land the subject of the reference adjoining Updown Cottage was conveyed to Mrs Frost.

The remainder of the land the subject of the reference which was conveyed to Mr and Mrs Young in 1959 has been retained by them.