



In the Matter of the Pond at Upper North Dean,
Hughenden

DECISION

This reference relates to the question of the ownership of the land described above being the land comprised in the Land Section of Register Unit No. CL.223 in the Register of Common Land maintained by the Bucks 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 A E Turner claimed to be the freehold owner of the land in question ~~and~~ ("the unit land") 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 Aylesbury on 2 October 1980. At the hearing, Mr G L Kendall, Chartered Surveyor, appeared on behalf of Mr Turner. Mr Kendall produced a conveyance dated 4th March 1930 between (1) Noel Thomas (2) Albert Edward Turner whereby there was conveyed to Mr Turner a freehold farm and premises known as Upper North Dean Farm, which included the unit land.

On this evidence I am satisfied that Mr A E Turner is the owner of the unit land, and I shall accordingly direct the Bucks County Council, as registration authority, to register him 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 me to state a case for the decision of the High Court.

Dated this 22nd day of October 1980

L. J. Morris Smith
 Commons Commissioner