



In the Matter of Salters Tree, Castor,  
Cambridgeshire

DECISION

This reference relates to the question of the ownership of land known as Salters Tree, Castor, being the land comprised in the Land Section of Register Unit No. CL.53 in the Register of Common Land maintained by the Cambridgeshire 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 no person claimed to be the freehold owner of the land in question and no one 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 Peterborough on 19 April 1983. At the hearing the Castor Parish Council was represented by Mr A A Kingdom, its Clerk, and Milton (Peterborough) Estates Company by Mr M. Thompson, its agent.

By the Inclosure Award made in 1898 under the Inclosure (Castor and Ailsworth) Provisional Order Confirmation Act 1895 (58 & 59 Vict. c. cxxxvii) the land in question was set out, allotted, and awarded to George Charles Wentworth Fitzwilliam. Mr Fitzwilliam died on 8 December 1935, and the land passed under his will to his son, William Thomas George Wentworth Fitzwilliam, who succeeded to the earldom of Fitzwilliam on 3 April 1952. Earl Fitzwilliam died on 21 September 1979, and on 30 October 1979 letters of administration with will annexed to his estate were granted to Hon. Elizabeth-Ann Marie Gabrielle Hastings for the use and benefits of Milton (Peterborough) Estates Company, the special executor named in the will.

On this evidence I am satisfied that Milton (Peterborough) Estates Company is the owner of the land, and I shall accordingly direct the Cambridgeshire County Council, as registration authority, to register that company 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

26<sup>th</sup>

day of

April

1983

Chief Commons Commissioner