



COMMONS REGISTRATION ACT 1965

Reference No. 52/U/9

In the Matter of Land adjoining Pantasaph Farm,  
Pantasaph, Holywell.

DECISION

This reference relates to the question of the ownership of land known as land adjoining Pantasaph Farm, Pantasaph, Holywell, being the land comprised in the Land Section of Register Unit No. CL.57 in the Register of Common Land maintained by the Flintshire 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. Mary Williams of Pantasaph Farm 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 Mold on 10th April 1973.

Mr. K. R. M. Williams, the son of Mrs. Mary Williams, gave evidence before me and produced a Conveyance dated 20th November 1925 by which certain copyhold land was conveyed to his mother in her maiden name of Mary Molloy. The land so conveyed included the land comprised in CL.57. Shortly afterwards the whole of the land so conveyed was fenced in, and a bungalow was erected on part of the land which subsequently became the matrimonial home of the witness's parents.

The land was enfranchised on 1st January 1926, and the witness produced a Compensation Agreement dated 25th October 1930 made between the Duke of Westminster as Lord of the Manor and Mrs. Mary Williams, providing for the payment of compensation for the extinguishment of manorial incidents affecting the land, including again the land in CL.57.

In 1949, the Merseyside Electricity Board, with the consent of Mrs. Williams, erected two poles (with stays) on the land in CL.57 in connection with the supply of main electricity, and ever since the Board has made payments to Mrs. Williams for this way-leave.

In 1959, the land was re-fenced, and the public have been effectively barred from entering on the land.

The Clerk to Whitford Parish Council, the applicant for registration, did not appear.

For these reasons I am satisfied that Mrs. Mary Williams is the owner of the land, and I shall accordingly direct the Flintshire County Council, as registration authority, to register Mrs. Mary Williams as the owner of the land under section 8(2) of the Act of 1965.



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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 *14th* day of *May* 1973

*A. E. Francis*

Commons Commissioner