



COMMONS REGISTRATION ACT 1965

Reference No 209/U/13

In the Matter of Churchill Green,  
East Down, North Devon District,  
Devon

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DECISION

This reference relates to the question of the ownership of land known as Churchill Green, East Down, North Devon District being the land comprised in the Land Section of Register Unit No VG. 77 in the Register of Town or Village Greens maintained by the Devon 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 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 Barnstaple on 15 November 1977. At the hearing East Down Parish Council were represented by Mr F J McMath one of their members and Mr S W Cook their clerk.

Mr McMath said (in effect):- In living memory this land has always been waste ground. In 1968 it was drawn to the attention of the Parish Council that it should be registered as a village green and since then the Parish has maintained it by cutting the waste grass and keeping it in a decent state. The Parish Council could offer no evidence of ownership.

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 7<sup>th</sup> - day of Decr - 1977

C. A. Beck-Fille

Commons Commissioner