



In the Matter of Parts of Burton Heath,
Wool, Dorset

DECISION

This reference relates to the question of the ownership of parts of land known as Burton Heath, Wool, being the land comprised in the Land Section of Register Unit No. CL.74 in the Register of Common Land maintained by the Dorset 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 the Trustees of the Weld Estate claimed to be the freehold owners 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 Dorchester on 18 December 1984. At the hearing the Trustees of the Weld Estate were represented by Mrs J A Foster, Solicitor.

The land the subject of the reference was included in the parcels of a principal vesting deed dated 24 June 1926 whereby it was vested in the late Mr Humphrey Joseph Weld. After divers mesne transactions the land was included in the parcels of a Conveyance made 9 December 1955 between (1) Joseph William Weld (2) Wilfrid Joseph Weld (3) J W Weld, Humphrey Joseph Giles Weld and George Bellord. The parties of the third part were trustees, who after various intermediate changes have been re-placed by a deed of discharge made 11 April 1982 between (1) H J G Weld (2) Brendan Laurence Garry, Charles Edmund Thomas Bellord and Maurice Alfred Edwards.

On this evidence I am satisfied that Mr B L Garry, Mr C E T Bellord, and Mr M A Edwards are the owners of the land, and I shall accordingly direct the Dorset County Council as registration authority, to register them as the owners 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

21st

day of

February

1985


Chief Commons Commissioner