



COMMONS REGISTRATION ACT 1965

Reference No 215/U/3

In the Matter of Saddlebow Hill,  
Much Dewchurch, South Herefordshire  
District, Hereford and Worcester

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DECISION

This reference relates to the question of the ownership of part ("the unclaimed part" as hereinafter defined) of the land known as Saddlebow Hill, Much Dewchurch, South Herefordshire District, being the land comprised in the Land Section of Register Unit No CL. 202 in the Register of Common Land maintained by the Hereford and Worcester County Council. The said land extends to about 11½ acres and is numbered 808 and 816 on the OS map (2nd edition 1904). In the Rights Section there are 4 Entries of grazing rights attached to Primrose Cottage, The Castle, Saddlebow Farm and some unnamed land on the northeast. In the Ownership Section Mr William Anthony Twiston-Davies was on 5 December 1969 registered as the owner of nearly all the land. The unclaimed part means the comparatively small part of the said land which is shaped like a J, which is situated on the north side of the land near Saddlebow Farm buildings, and of which neither Mr Twiston-Davies nor any other person is registered under section 4 of the Commons Registration Act 1965 as the owner.

Following upon the public notice of this Vizard & Son Solicitors of Monmouth in a letter dated 5 July 1977 said (in effect):- their client Mr W A Twiston-Davies did not claim the unclaimed part because the parcels of the conveyance to him of Saddlebow Hill did not include it; he thinks that if it is indeed part of the Common, it probably belonged to the late Mr Henry Ambrose Clive whose executors conveyed property to him, and particularly conveyed to him this Common and King's Thorn Common (CL. 59), which he claims by a conveyance dated 11 August 1969. No person claimed to be the freehold owner of the unclaimed 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 unclaimed part at Hereford on 21 July 1977. There was no appearance at the hearing.

In the absence of any evidence I am not satisfied that any person is the owner of the unclaimed part and it will therefore remain subject to protection under section 9 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 28th day of July 1977

a. a. Baker-Jones

Commons Commissioner