



In the Matter of Fleet Hole, Owston Ferry,
Humberside

DECISION

This reference relates to the question of the ownership of the land described above being the land comprised in the Land Section of Register Unit No. CL 125 in the Register of Common Land maintained by the Humberside 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 Owston Ferry Parish Council 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 Brigg on 24 October 1979.

At the hearing Mr C L Stevenson, Solicitor, appeared on behalf of the Parish Council and evidence was given by Mr James E Major, who has been a member of the Parish Council for some 32 years and is now its Vice-Chairman.

The Fleet Hole was originally used for the storage of stone and gravel. There are records of rent being paid to the Parish Council by the Rural District Council in about 1929-1930, and in 1938 it was taken over by the tenant of an adjoining inn, the Crooked Billet, who now uses it as a garden. The tenants have continued to pay rent to the Parish Council.

On this evidence I am satisfied that Owston Ferry Parish Council is the owner of the land, and I shall accordingly direct the Humberside County Council, as registration authority, to register the Parish Council 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

31 October

1979

L J Morris Smith
Commons Commissioner