



Commons Registration Act 1965

Reference No. 222/3/4

In the Matter of Parish Land Wildmore
Lincolnshire.

DECISION

This reference relates to the question of the ownership of land known as Parish Land Wildmore Lincolnshire being the land comprised in the Land Section of Register Unit No. CL.55 in the Register of Common Land maintained by the Lincolnshire 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. East Lindsey District Council 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 Lincoln on 29 November 1978.

East Lindsey District Council was represented at the hearing by Mr Haigh, Solicitor. No other person appeared at the hearing.

The District Council did not claim ownership but evidence was adduced from which it appeared that since 1921 rent for the land had been paid and received on behalf of West Enderby Parish Meeting; and the District Council records ^{showed} ~~comprised~~ that the rent ~~is~~ ^{was} collected was and has continued to be credited to the account of West Enderby Parish Meeting.

(which, since the hearing, has submitted a claim to ownership)

On this evidence I am satisfied that the Parish Meeting is the owner of the land. I understand that there is no separate Parish Council of West Enderby. I shall accordingly direct the Lincolnshire County Council, as registration authority, to register the ~~West Enderby~~ Parish Trustees, ~~West Enderby~~ 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 7th day of January 1979

L. J. Morris Smith
Commons Commissioner