

COMMONS REGISTRATION ACT 1965

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Reference No. 32/U/55

In the Matter of the Village Pound, West Bagborough
Taunton Deane District, Somerset.

DECISION. Frame Control of the Contr

This reference relates to the question of the ownership of land known as The Village Pound, West Bagborough, Taunton Deane District being the land comprised in the Land Section of Register Unit No. VG.86 in the Register of Town or Village Greens maintained by the Somerset 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 persons 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 Taunton on 3rd June 1975.

At the hearing Mr. W.G. King was represented by Mr.R.W.Morgan, solicitor of Clarke Wilmott & Clarke, Solicitors of Taunton.

Mr. King in the course of his evidence produced a conveyence dated 19 May 1945 by which lands known as the Bagborough House Estate containing about 749 acres, described in the schedule thereto and (by way of identification) shown on the plan annexed were conveyed to him. He said (in effect):- The land ("the Unit Land") comprised in this Register Unit is part of the Bagborough House Estate described in the said conveyance: This Estate (as appears from the plan annexed) surrounds and includes the Unit Land. During the 50 years he had known the Unit Land (he went to the Village School and is now 67 years old) it has never been used as a Village Green; he would have objected to the registration if he had known of it in time. The Unit Land is all overgrown with bramble; about 2 years ago the Parish Council (without his permission) made a gate into it; before this there was no access to it; in his time it had never been used as a pound.



On the evidence above summarised I am satisfied that Mr. King is the owner of the land, and I shall accordingly direct the Somerset County Council as registration authority, to register Mr. William Geoffrey King of Tatham House, Bishops Lydeard, Taunton 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 this 10ft

day of June

1975.

COMMONS COMMISSIONER.

a. a. Baden Fuller.