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In the Matter of Pegg's Lane, Queniborough,  
Leicestershire

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## DECISION

This reference relates to the question of the ownership of land known as Pegg's Lane, Queniborough, being the land comprised in the Land Section of Register Unit No. CL 64 in the Register of Common Land maintained by the Leicestershire 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 Mr A W W Heath 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 Leicester on 1 April 1981.

At the hearing Mr Heath was represented by Mr N G Humphries, solicitor.

Mr Heath is the owner of a house known as "The Old Hall", which he acquired by a conveyance made 23 March 1967 between (1) John Edward Shipley Ellis (2) Anthony Walter Wedgwood Heath. The means of access to the house is along Pegg's Lane, of which the land in question was the northern portion. Mr Ellis purchased the property in 1963 from Mr Michael Donald Coote Kaye, whose mother purchased it in 1934. Mrs Kaye fenced in the northern portion of Pegg's Lane, which has been in her possession and that of her successors in title without any adverse claim to the present time.

On this evidence I am satisfied that Mr Heath is the owner of the land, and I shall accordingly direct the Leicestershire County Council, as registration authority, to register him 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

13<sup>th</sup>

day of

April

1981

Chief Commons Commissioner