

In the Matter of The Green, Revesby,
Lincolnshire

DECISION

This reference relates to the question of the ownership of land known as The Green, Revesby, being the land comprised in the Land Section of Register Unit No. VG 23 in the Register of Town or Village Greens 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 Mrs A D Lee 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 Lincoln on 9 November 1981.

At the hearing I gave leave for Mrs Lee to be represented by Mr S Braithwaite, her resident land agent, and the Revesby Parish Council was represented by Mr D Manning and Mr L Chester, two of its members.

The property known as the Revesby Settled Estate was vested by Coutts and Company in Mrs Ann Destine Wiggins-Davies by an assent dated 9 April 1958. Mrs Wiggins-Davies was married to Mr Carol William Phipson Lee on 15 November 1958.

The title to the Revesby Settled Estate goes back to an indenture made 12 May 1914 between (1) Hon R P Stanhope (2) Hon B F K B Le Poer French (3) J R Earl Stanhope, J Murray junior, R W G Welby and F H J Drummond. The land the subject of the reference was included in the parcels of this indenture, but was omitted from the schedule to the assent of 1958. This omission appears to have been accidental, and the land has continued to be treated as part of the Estate continuously without interruption during the whole period of living memory. Mr Manning and Mr Chester had no evidence to the contrary.

On this evidence I am satisfied that Mrs Lee is the owner of the land, and I shall accordingly direct the Lincolnshire County Council, as registration authority, to register her 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

25th

day of

November

1981

[Signature]
Chief Commons Commissioner