



COMMONS REGISTRATION ACT 1965

Reference No.. 58/U/2

In the Matter of Exercise and Recreation Ground
Evenjobb

DECISION

This reference relates to the question of the ownership of land known as Exercise and Recreation Ground, Evenjobb, being the land comprised in the Land Section of Register Unit No. VG.7 in the Register of Town or Village Greens maintained by the Radnorshire 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 Major C.J.L. Lewis 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 Llandrindod Wells on 5th June 1973.

The hearing was attended by (1) Major C.J.L. Lewis and his Solicitor, Mr. P.R. Lambert, of the firm of Vaughan and Davies, Kington, and (2) Mr. G. Richards, Clerk of New Radnor Rural District Council.

Major Lewis gave evidence proving his title to the Evancoyd Estate, to which he succeeded on the death of his father, the Reverend C. E. Lewis, in 1947. This Estate includes a farm called Woodside Farm, formerly called Evenjobb Hill Farm. The Estate, as purchased by the Rev. C. E. Lewis in 1916, did not include OS.295, of which the land comprised in VG.7 forms part. Major Lewis, however claimed that he had acquired a title by limitation to the whole of OS.295. It appears that his father let OS.295 (presumably with Woodside Farm) to a tenant during the period 1939 to 1942. Major Lewis produced an Assent dated 11th June 1951, by which the personal representatives of his father asserted to the vesting in Major Lewis in fee simple of Evancoyd Estate, including Woodside Farm and OS.295. Major Lewis also produced a Tenancy Agreement dated 10th April 1956 made between him as landlord and Frank Layton as tenant, by which Woodside Farm (including OS.295) was let to Mr. Layton. Major Lewis testified that OS.295 has ever since been in the possession of his tenant, and that he has received rent for it without any adverse claim being made against him.

Major Lewis's evidence was not challenged.

I conclude, therefore, that Major Lewis has acquired a statutory title to the land.

For these reasons I am satisfied that Major C. J.L. Lewis is the owner of the land, and I shall accordingly direct the Radnorshire County Council, as registration authority, to register him as the owner of the land under section 8(2) of the Act of 1965.



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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 23rd day of July 1973

A.E. Francis

Commons Commissioner