



HAMPSHIRE
COUNTY
COUNCIL

County Secretary
R A Leyland LLB Solicitor

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My reference R.23 Broxhead/EWM/PJE
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Enquiries to Mr. E.W. Mason
Extension No 7319
or
Direct Line (0962) 847319
Date 7th February, 1989.

Dear Mrs. Potter,

COMMONS REGISTRATION: BROXHEAD COMMON

Further to our recent telephone conversations I attach:-

- a copy of the Order of the Court of Appeal at the hearing 24th May 1978;
- a copy of my report to the Land Sub-Committee dated 22nd June 1978;
- a copy of a plan signed by Mr. Whitfield and Mr. Connell showing, edged in red, the 80 acres of land which had been previously enclosed and cultivated, which is no longer common land;
- a photocopy of the Definitive Map showing the rights of way in this area.

You will see from paragraph 3 of the Schedule to the Court Order that the County Council would support any application by Mr. Whitfield regarding the fences around the 80 acres, for the purposes of Section 194 of the Law of Property Act 1925. It seems probable that Mr. Whitfield did not apply to the Secretary of State, because the fences enclose land which is not common land.

If I can be of further assistance, please let me know. As you can see I am copying this letter to Mr. Mark Heath, my colleague, who will be representing the County Council at the forthcoming Public Inquiry.

Yours sincerely,

Assistant County Secretary

Mrs. Potter,
Padiss Corner,
Ogdens,
Nr. FORDINGBRIDGE,
Hants.
SP6 12QD

Copy to: Mr. M. Heath

