



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/249

In the Matter of a piece of land South of
Beckstones Beck above Derwent Allerdale D

DECISION

This reference relates to the question of the ownership of a piece of land South of Beckstones Becks above Derwent, Allerdale D being the land comprised in the Land Section of Register Unit No. CL.260 in the Register of Common Land maintained by the former Cumberland 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 and Mrs Edward Shackleton and Mr and Mrs Philip Shackleton claimed to be the freehold owners of the land in question and no other person claimed to have information 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 Cockermouth on 11 July 1979.

Mr W T Holmes of Messrs. Dewhurst Sons and Binns appeared for Mr and Mrs Edward Shackleton and Mr and Mrs Philip Shackleton. He produced a conveyance dated 16 October 1942 with plan drawn thereon which identified the land thereby conveyed as comprising the land in question and an abstract of title down to 3 January 1979 when the land in question was conveyed to Mr and Mrs Edward Shackleton and Mr and Mrs Philip Shackleton which said conveyance and those referred to in the said abstract were produced.

On this evidence I am satisfied that E W and E M Shackleton and P and S A Shackleton are the owners of the land, and I shall accordingly direct the Cumbria County Council as registration authority, to register them as the owners of the land under section 6 (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

31st

day of

July

1979

Commons Commissioner