



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/308

In the Matter of Common Moss,
Temple Sowerby, Eden District,
Cumbria

DECISION

This reference relates to the question of the ownership of land containing about 2.52 acres and known as Common Moss, Temple Sowerby, Eden District being the land comprised in the Land Section of Register Unit No. CL 130 in the Register of Common Land maintained by the Cumbria (formerly Westmorland) 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 no person claimed to be the freehold owner of the land in question and no 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 Penrith on 23 October 1980.

There was no appearance at the hearing.

In the absence of any evidence I am not satisfied that any person is the owner of the land, and it will therefore remain subject to protection under section 9 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 10th — day of November 1980

a. a. Baden Fuller

Commons Commissioner