



In the Matter of Cumwhitton Moss, Cumwhitton,
Cumbria (NO. 1)

DECISION

These disputes relate to the registration at Entry No. 1 in the Land section of Register Unit No. CL 111 in the Register of Common Land maintained by the Cumbria County Council and are occasioned by Objection No. 73 made by Mr J W Dryden, Objection No. 74 made by Miss J H Doves, and Objection No. 95 made by Mr J Dixon and all noted in the Register on 4 October 1970.

I held a hearing for the purpose of inquiring into the dispute at Carlisle on 8 April 1981. The hearing was attended by Mr W Troughere, the Chairman of the Cumwhitton Parish Council, the applicant for the registration, by Mr J Mawson, Solicitor, on behalf of Mr Dryden, and by Mr P W Pickles, Solicitor, on behalf of Miss Doves. There was no appearance by or on behalf of Mr Dixon or Mrs M E Graham, the applicant for the registration at Entry No. 1 in the Rights section of the Register Unit.

Mr Troughere informed me that the Parish Council wished to "withdraw" its application.

In these circumstances I refuse to confirm the registration.

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

29th

day of

April

1981

Chief Commons Commissioner

