



COMMONS REGISTRATION ACT 1965

Reference No. 262/D/461

In the Matter of Eskdale Common, Eskdale, Copeland D

DECISION

This dispute relates to the registration at Entry No 1 in the Ownership Section of Register Unit No. CL.58 in the Register of Common Land maintained by the Cumbria County Council and is occasioned by Objection No. 16 made by the National Trust and noted in the Register on 2 October 1970.

I held a hearing for the purpose of inquiring into the dispute at ^{Whitehaven} ~~Chichester~~ on 21 July 1981. The hearing was attended by Mr Watson, an Officer of the National Trust, and by Mr T Greer of the Registration Authority. The application for registration in the Ownership Section was made by Lord Egremont who is provisionally registered as owner of the whole of the Unit Land. The Objection relates to an area of the Unit Land lying to the North East. Lord Egremont was not present or represented at the hearing.

By conveyances dated 22 October 1920 and 6 February 1925 the then Lord Leconfield conveyed to the National Trust parts of Seafell which included the whole or substantially the whole, of the area to which the Objection relates, and I shall exclude this area from the registration in the Ownership Section. Accordingly I confirm the registration modified by this ~~decision~~, *exclusion*.

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

21st October

1981

L. J. Morris Smith

Commons Commissioner