



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/305

In the Matter of land containing
Park Tarn, Long Marton, Eden District,
Cumbria

DECISION

This reference relates to the question of the ownership of land containing Park Tarn and being plot No. 175 containing 0.622 acres and plot No. 177 containing 0.683 acres, Long Marton, Eden District being the land comprised in the Land Section of Register Unit No. CL 124 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 Charles Clayton & Co, Solicitors of Blackpool mentioned (letters dated 5 October and 5 November 1979) the possible ownership of Mrs Rosemary E Hawthorne but ultimately said (letter dated 24 January 1980) that they were satisfied that the land in question was not part of the land owned by her. No other person claimed to be the freehold owner of the land in question and no one 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 10/11 — day of November 1980

a. a. *Baker Jellie*

Commons Commissioner