



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/538

In the Matter of Land known as Woodland Fell (part)
Kirkby Ireleth, Blawith, Subberthwaite and Torver
South Lakeland D.

DECISION

This reference relates to the question of the ownership of land described above being the part of the land comprised in the Land Section of Register Unit No. CL.55 in the Register of Common Land maintained by the Cumbria County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner.

I held this further hearing for the purpose of inquiring into the question of the ownership of the land on 28 February 1984. At the earlier hearing relating to the ownership of the Land ~~in question~~ held on 21 April 1983 I was not satisfied that any person owned the land in question. On a subsequent application made on behalf of Mrs A J Keegan, I decided to reopen the hearing. At this further hearing Mr A C B Addison, Solicitor, appeared on behalf of Mrs Keegan.

By a Conveyance on sale dated 18 December 1981 John Dixon Walton conveyed to Mrs Keegan an area of land of some 17 acres which is part of the land comprised in this register unit. This area, which lies on the south eastern corner of the unit land, is shown on the plan annexed to this decision and is not included in the parts of which there is already a registered owner.

On this evidence I am satisfied that Mrs Amanda Jane Keegan is the owner of the area mentioned and I shall accordingly direct the Cumbria County Council, as registration authority, to register her as the owner under section 8 (2) of the Act of 1965. If there is any other part of the unit land which has no owner registered it will 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

7 March

1984

L. J. Harris Smith

Commons Commissioner

B.M. 758-0

739

1120...

Combs End

Und.

Circle

631

B.M. 681-1

Lands over

W

484
4-854

B.M. 634-7

F.W.

486
3-975

485
2-667

R.H.

526
5-558

G a w t h n a i t e - M o

Spring