



COMMONS REGISTRATION ACT 1965

Reference No. 262/D/597

In the Matter of Lowick High Common, Lowick and  
Subberthwaite, Cumbria (No.2)

DECISION

This dispute relates to the registration at Entry No 2 in the Ownership section of Register Unit No.CL.40 in the Register of Common land maintained by the Cumbria County Council and is occasioned by the conflicting registration at Entry No 1 in the same section of the Register Unit.

I held a hearing for the purpose of inquiring into the dispute at Kendal on 10 June 1981. The hearing was attended by Mr C Aitchison, the agent of the Holker Estate Trust, the applicant for the registration, and by Mr R F Hart-Jackson, Solicitor, on behalf of Mr and Mrs R W Hind, the successors in title of Ms E M Mather, Ms N Mather, and Mr J A Mather, the applicants for the conflicting registration.

Mr Hart-Jackson informed me that Mr and Mrs Hind agreed that they were not the owners of the land the subject of the registration.

In these circumstances I 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

13<sup>th</sup>

day of

June

1981

  
Chief Commons Commissioner