



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/169

In the Matter of Piece of land near Millbeck  
Underkiddaw Allerdale D

DECISION

This reference relates to the question of the ownership of a piece of land near Millbeck, Underkiddaw Allerdale D being the land comprised in the Land Section of Register Unit No. CL.33 in the Register of Common Land maintained by the former Cumberland 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 Mr J H F Fryer Spedding claimed to be the freehold owner of the land in question and no other person 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 Cockermouth on 12 July 1979.

Mr Spedding appeared in person and Mrs A Gibbs and Mrs A Scott appeared for Underkiddaw Parish Council.

This case was heard by me together with that relating to Unit No. CL.32A Ref. 262/U/163 and the fact in these two cases are indistinguishable.

For the reasons given in my decision on Unit CL.32A I am satisfied that Mr J F H Fryer Spedding is the owner of the land, and I shall accordingly direct the Cumbria County Council as registration authority, to register Mr J F H Fryer Spedding as the owner of the land under section 8 (2) 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

3<sup>rd</sup>

day of

September

1979

Commons Commissioner