



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/415

In the Matter of Tallantyre Common,  
Bridekirk, Allerdale D

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DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL 445 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.

Following upon the public notice of this reference Captain Joseph Ballantine Dykes 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 Keswick on 24 March 1982.

At the hearing Mr G R Quigley, Solicitor, appeared on behalf of Captain Dykes.

By an Assent dated 30 June 1955 the Executors of F H B Dykes assented to the Vesting in Captain Dykes of land in the area of Dovenby which included Dovenby Grange; part of this land was O.S. No. 207, which as appears from a plan of the Dovenby Estate is the land comprised in CL 445.

On this evidence I am satisfied that Captain Dykes is the owner of the land, and I shall accordingly direct the Cumbria County Council, as registration authority, to register him 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

6 May

1982

*L. J. Morris Smith*

Commons Commissioner