



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/450

In the Matter of The Left Bank of the River  
Rawthey at Cautley, Sedbergh, Cumbria

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DECISION

This reference relates to the question of the ownership of land known as The Left Bank of the River Rawthey at Cautley, Sedbergh, being the land comprised in the Land Section of Register Unit No. CL 453, 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 Mr N W Handley and Mr J S Handley claimed to be the freehold owners 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 Kendal on 30 March 1982.

At the hearing the claimants were represented by Mr G R Hague, Solicitor. The land in question was conveyed to the late Mr N Handley by an indenture made 15 November 1921 between (1) James Handley (2) Norman Handley. Mr N Handley died on 21 April 1960 and the land passed down in the Handley family until 3 September 1976, when probate of the will of Agnes Ann Handley was granted to Mr Norman Wilson Handley and Mr John Stainton Handley.

On this evidence I am satisfied that Mr N W Handley and Mr J S Handley are the owners of the land, and I shall accordingly direct the Cumbria County Council, as registration authority, to register them as the owners 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

7<sup>th</sup>

day of

April

1982

Chief Commons Commissioner