



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/445

In the Matter of Torver Low Common (part),
Torver, Cumbria

DECISION

This reference relates to the question of the ownership of land known as Torver Low Common (part), Torver, being the land comprised in the Land Section of Register Unit No. CL.125 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 no person claimed to be the freehold owner of the land in question, but Mr B Bevin 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 Mr M S Graham, Solicitor, appeared on behalf of Mr J M Young.

The Western part of the land in question was conveyed to Mr Young and his wife by a Conveyance made 29 June 1940 between (1) Mary Stuart Finlay and Ann Stuart Finlay (2) John Maurice Young and Edith Young his wife. The remainder of the land was conveyed to Mr and Mrs Young by a Conveyance made 19 February 1952 between (1) Samuel Green and Elizabeth Ellen Derney Green (2) The Furness and South Cumberland Building Society (3) J M Young and E Young his wife. Mrs Young died in May 1981.

On this evidence I am satisfied that Mr Young 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 this

7th

day of

April

1982

Chief Commons Commissioner.