



COMMONS REGISTRATION ACT
1965

Reference No. 220/U/42

In the Matter of part of land known as
Newton Fell, Newton-in-Bowland

DECISION

This reference relates to the question of the ownership of part of land known as Newton Fell, Newton-in-Bowland being the part of the land comprised in the Land Section of Register Unit No. CL.408 in the Register of Common Land maintained by the Lancashire 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 Mrs Gladys Crane 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 Preston on 17 June 1987.

Lancashire County Council was represented by its registration officer, Mrs S Cunliffe. Mrs Gladys Crane was represented by her son, Mr J R Crane.

Mr Crane produced the original of a conveyance on sale dated 2nd March 1953 made between (1) G F Hanson J L Hanson and F H Hanson and (2) Walter Crane. The property comprised in this conveyance included Easington Fell having an area of 612.964 acres. It may be seen from the register map that Easington Fell adjoins Newton Fell to the north. By an Assent dated 5th October 1981 the Executors of Walter Crane assented to the vesting in Gladys Crane (the present claimant) of the same 612.964 acres.

No plan is annexed to either of these documents, but Mr Crane produced the original of a conveyance dated 24th November 1927 made between (1) W.King-Wilkinson and (2) Ambrose Shepherd. This conveyance bears a large plan, on which the land therein described as O.S. No. 1 having an area of 612.964 acres can be clearly identified. Mr Crane also produced another plan dated 1927 being the sale plan in respect of the sale which preceded the 1927 conveyance. On this the 612.964 acres were identified as Lot 51.

With the assistance of these plans I was satisfied that the two small parcels of land to which this reference relates are included in Mrs Crane's title.

On this evidence I am satisfied that Mrs Gladys Crane of Armadale Lodge 17 Bark Lane Addingham, Ilkley is the owner of the land, and I shall accordingly direct the Lancashire County Council, as registration authority to register her 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

30th

day of

June

1987

Mati Rott

Commons Commissioner