



COMMONS REGISTRATION ACT 1965

Reference No. 268/U/340

In the Matter of Out Fell, Cracoe

## DECISION

This reference relates to the question of the land described above being the land comprised in the Land Section of Register Unit No. CL.109 in the Register of Common Land maintained by the North Yorkshire 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 the Trustees of the Chatsworth Settlement 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 Skipton on 24 May 1988.

At the hearing the Chatsworth Trustees were represented by Mr J M Sheard F.R.I.C.S.

The title to this land is precisely the same as that to Cracoe In Fell (CL.34) as to which Mr Commissioner Roth in reference No 268/U/334 held that the owner was the Most Noble Andrew Robert Buxton, Duke of Devonshire.

The same documents were produced to me and on that evidence I shall direct the North Yorkshire County Council as registration authority to register the Most Noble Andrew Robert Buxton Duke of Devonshire as 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 2<sup>nd</sup> day of June 1988

*Peter Langston - Dawe*

Chief Commons Commissioner