



COMMONS REGISTRATION ACT 1965

Reference No.45/U/154

In the Matter of The Wath and Stepping Stones,
Laverton, Kirkby Malzeard, Laverton and Dallowgill,
North Yorkshire.

DECISION

This reference relates to the question of the ownership of land known as The Wath and Stepping Stones, Laverton, Kirkby Malzeard, Laverton and Dallowgill, North Yorkshire, being the land comprised in the Land Section of Register Unit No.CL 374 in the Register of Common Land maintained by the former West Riding of 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 no person claimed to be the freehold owner of the land in question and no one 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 Harrogate on 8th May 1975.

At the hearing Mr J.H.Nicholson, a member of the Kirkby Malzeard, Laverton and Dallowgill Parish Council, informed me that he believed that Mr R.L.Richmond was the owner of the land in question. Enquiries of Mr Richmond were made by the Clerk of the Commons Commissioners by which I was satisfied that a small part of the land was conveyed with other land to Mr Richmond by a conveyance made 14th January 1958 between (1) Ralph Laverton Richmond and Basil Edmund Richmond (2) R.L.Richmond.

On this evidence I am satisfied that Mr Richmond is the owner of the small part of the land conveyed to him in 1958, and I shall accordingly direct the North Yorkshire County Council, as registration authority, to register him as the owner of the land under section 8(2) of the Act of 1965.

There being no evidence as to the ownership of the remainder of the land comprised in the Register Unit, it will remain subject to protection under section 9 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 17th day of July 1975

Chief Commons Commissioner