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In the Matter of West Stonesdale Moor,
Muker, West Yorkshire (No 1)

DECISION

This dispute relates to the registration at Entry No 1 in the Land section of Register Unit No CL 151 in the Register of Common Land maintained by the former North Riding of Yorkshire County Council and is occasioned by Objection No 078 made by Mr & Mrs R G Marsa and noted in the Register on 3 August 1970.

I held a hearing for the purpose of inquiring into the dispute at Richmond on 9 May 1978. The hearing was attended by Mr E R D Johnson, solicitor, on behalf of the applicants for the registrations in the Rights section of the Register Unit, who informed me that his clients were willing for the land the subject of the Objection to be excluded from the Register Unit. The solicitor for Earl Peel, the applicant for this registration, informed the Clerk of the Commons Commissioners by letter dated 4 December 1974 that their client was also willing for this land to be excluded.

Mr Johnson also drew my attention to a small area of land which it was agreed by the North Yorkshire County Council, as registration authority, had not been included in the application and had been erroneously included in the Register Unit.

In these circumstances I confirm the registration with the following modifications:- namely the exclusion of the Hill Inn, the subject of the Objection, and the area not included in the application for the registration.

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

8th

day of

June

1978

CHIEF COMMONS COMMISSIONER