



In the Matter of Wharfe Green, Wharfe,
Austwick, Craven D

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. VG 163 in the Register of Town or Village Greens 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 Dr J A Farrer 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 Skipton on 7 October 1980, at which Dr Farrer appeared in person. The land is a small area of, according to the Register, 0.143 hectares which Dr Farrer said was manorial waste, not used for any specific purpose. The Ingleborough Estate Tithe map of about 1800 included the land, which is at Wharfe in the parish of Austwick. Dr Farrer's claim is based on his title to the lordship of the manor of Austwick which was included in the property comprised in a Resettlement of 6 January 1910 and devolved on Dr Farrer by virtue of two Vesting Assents dated respectively 20 October 1949 and 3 August 1954.

On this evidence I am satisfied that Dr J A Farrer is the owner of the land, 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.

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

7 April

1982

H. J. Morris Smith
Commons Commissioner