



In the Matter of Brockholes Quarry, near  
Gilsland, Waterhead, Cumbria

DECISION

This reference relates to the question of the ownership of land known as Brockholes Quarry, near Gilsland, Waterhead, being the land comprised in the Land Section of Register Unit No. CL 228 in the Register of Common Land maintained by the Cumbria 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 Messrs Woodmass 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 Carlisle on 7 February 1980.

At the hearing Mr and Mrs J M Woodmass were represented by Mr D Mellor, Solicitor.

The land in question was conveyed to Mr and Mrs Woodmass by a conveyance made 30 April 1976 between (1) James Thomas Stronach (2) Timothy Henry Cartmell and Harry Graham Woodmass (3) J T Stronach, T H Cartmell and H G Woodmass (4) John William Woodmass and Elizabeth Stobart Woodmass. There was a good root of title in a conveyance made 12 November 1948 between (1) Margaret Agnes Pauline Brown (2) William Woodmass and Elizabeth Woodmass.

On this evidence I am satisfied that Mr and Mrs Woodmass are the owners of the land, and I shall accordingly direct the Cumbria County Council, as registration authority, to register them as the owners 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 21st day of February 1980

Chief Commons Commissioner