



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/189

In the Matter of Four gravel quarrys as numbered  
2-5 inclusive Ireby Allerdale D

DECISION

This reference relates to the question of the ownership of four gravel quarrys as numbered 2-5 inclusive Ireby Allerdale D being the land comprised in the Land Section of Register Unit No.CL.75 in the Register of Common Land maintained by the former Cumberland 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.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Cockermouth on 11 July 1979.

Mr C Varne held a "watching brief" for his father Lord Inglewood the Lord of the Manor of Ireby and Mrs Hind the Chairman of Ireby Parish Council appeared for her Council.

Mr Varne produced a copy extract from the High Ireby Inclosure Award of 13 November 1816 whereby the Four Quarrys were awarded, ordered, assigned, set out and appointed for the common use and benefit of the owners of Kosswages Lands and tenements in the Manor of High Ireby.

In my view the said award did no more than provide for the use to which the land was to be put and it did not vest the freehold title in any person under whom the Parish Council could claim title. Mr Varne on instructions made no claim to ownership on behalf of his father the Lord of the Manor.

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 the decision is sent to him, require me to state a case for the decision of the High Court.

Dated this 31<sup>st</sup> day of July 1979

G. A. Little

Commons Commissioner