



In the Matter of Murton Village Green, Murton,
Cumbria

DECISION

This reference relates to the question of the ownership of land known as Murton Village Green, Murton, being the land comprised in the Land Section of Register Unit No. VG 7 in the Register of Town or Village Greens 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 the Murton Parish Council 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 Penrith on 16 October 1981.

At the hearing the Parish Council was represented by Mr J H Beadle, its Chairman.

There were seats on the land by 1936, but it is not known by whom they were placed there. However, about 15 years ago fresh seats were placed on the land by the Women's Institute with the leave of the Parish Council. About two years ago the Parish Council erected notice boards on the land.

Although not strong evidence, this is just enough to support a possessory title.

On this evidence I am satisfied that the Murton Parish Council is the owner of the land, and I shall accordingly direct the Cumbria County Council as registration authority, to register the Parish Council 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 this

20th

day of

November

1981

Chief Commons Commissioner