



In the Matter of The Eastern Portion of  
Martindale Common, Martindale, Cumbria (No. 2)

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DECISION

This dispute relates to the registration at Entry No. 11 in the Rights section of Register Unit No. CL 3 in the Register of Common Land maintained by the Cumbria County Council and is occasioned by Objection No 2/177 made by Mrs S M McCosh and noted in the Register on 18 July 1972.

I held a hearing for the purpose of inquiring into the dispute at Penrith on 30 October 1980. The hearing was attended by Mr T N Arrison, solicitor on behalf of J Consultants Ltd, the successor in title of Fawnlees Estates Ltd, the applicant for the registration, and by Mr D Mellor, solicitor, on behalf of the Objector.

Mr Arrison and Mr Mellor informed me that it had been agreed that the grazing rights should be reduced to 100 sheep or 10 horses or 15 cattle.

In these circumstances I confirm the registration with the following modifications: namely, the substitution of "100" for "150", "10" for "15", and "15" for "30".

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

17<sup>th</sup>

day of

November

1980

  
CHIEF COMMONS COMMISSIONER