



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/217

In the Matter of Wash Pool, Talkin Fell,
Hayton, Cumbria

DECISION

This reference relates to the question of the ownership of land known as Wash Pool, Talkin Fell, Hayton, being the land comprised in the Land Section of Register Unit No. CL.194 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 Mr E C Graham 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 Graham was represented by Mr A H B Holmes, Solicitor.

The land in question was vested in Mr Graham by an assent made 20 November 1937 between (1) Nora Evelyn Graham and Henry Fergus Graham (2) Eric Charles Graham, and he has since been in receipt of the rents and profits.

On this evidence I am satisfied that Mr Graham is the owner of the land, and I shall accordingly direct the Cumbria 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.

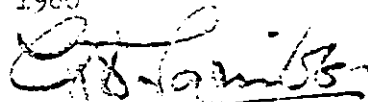
Dated this

21st

day of

February

1980


 Chief Commons Commissioner