



COMMONS REGISTRATION ACT 1965

Reference No.268/U/22

In the Matter of Continuations of
Gawtersike Lane and Lund Lane,
Kirkbymoorside, North Yorkshire.

DECISION

This reference relates to the question of the ownership of continuations of Gawtersike Lane and Lund Lane, Kirkbymoorside, being the land comprised in the Land Section of Register Unit No.CL 185 in the Register of Common Land maintained by the former North Riding 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 and no one 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 Malton on 12th February 1975.

Mr R.W.Sykes, the Clerk of the Kirkbymoorside Town Council appeared at the hearing. He said that he believed that the land in question had at one time belonged to the Earl of Feversham as lord of the manor, but he had no evidence as to its present ownership.

In the absence of any evidence I am not satisfied that any person is the owner of the land and it will therefore remain subject to protection under section 9 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 3rd day of March 1975

Chief Commons Commissioner

