

**Commons Act 2006
Schedule 3**

Application to amend the register to record an historic event – historic severance of a right of common.

NOTICE OF DETERMINATION

Application Number: CA14/44

Notice is hereby given that Cumbria County Council, as the Commons Registration Authority (“the CRA”) has considered an application submitted by Margaret Elizabeth Lord (“the Applicant”) to amend the register to record an historic severance of a right of common concerning the right to graze 300 ewes with their followers and 150 gimmer hogs, or sheep and cattle together on the basis of one head of cattle to 10 sheep which is recorded as attached to land at Hazel Gill and Hall Hill Farms, Mallerstang at entry 10 of register unit CL94 (“the Right”).

This application was made as a primary application in conjunction with secondary application CA14/45.

Decision

The CRA resolved to accept the application to amend the register by registering the severance of the proportion of the Right which was attached to O.S. field numbered 299 (“the Field”).

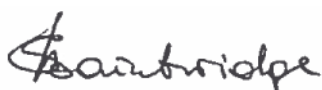
Reasons

The Commons Registration Officer (“the Officer”) assessed the application and found it to be duly made under the criteria prescribed by the relevant regulations and guidance.

The Officer concluded that there was sufficient evidence that severance of the proportion of the Right attached to the Field took place upon the sale of the Field as a result of the conveyance dated 8th October 1981.

The register for CL94 Western Mallerstang Common, south of Friths has been amended to show the proportion of the Right which was previously attached to the Field as severed from the land and held in gross, and the remainder of the Right as attached to the rest of the Dominant Tenement.

Signed



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Svetlana Bainbridge – Commons Registration Officer

Dated: 4th April 2018