

**Commons Act 2006
Schedule 3**

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

NOTICE OF DETERMINATION

Application Number: CA14/47

Notice is hereby given that Cumbria County Council, as the Commons Registration Authority (“the CRA”) has considered an application submitted by Paul Ewbank Dixon (“the Applicant”) to amend the register to record an historic apportionment of a right of common concerning the right to graze 100 ewes with their unweaned lambs and 40 hogs or 14 head of cattle, 1 horse with foals at foot and 3 pigs which is recorded as attached to land at Ing Hill Farm at entry 3 of register unit CL93 and entry 2 of register unit CL94 (“the Right”).

The application was made in conjunction with application CA14/46 to record an historic severance of part of the Right (“the Primary Application”)

Decision

The CRA resolved to accept the application to amend the register by registering the apportionment for the part of the Right associated with the conveyances dated (pre) 5th April 1978, 20th July 1978, 20th January 1979, 28th March 1990 and 17th February 1994 and the transfer dated 19th January 2001 (“the Transfer Documents”).

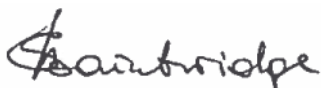
Reasons

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

The Primary Application was accepted by the Council’s Development Control and Regulation Committee at a meeting of 23rd August 2018..

The registers for CL93 North and East Mallerstang and CL94 Western Mallerstang Common, south of Friths have been amended to show the Right as apportioned with the proportion of the Right which was previously attached to the land conveyed in the Transfer Documents 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: 12th September 2018