

**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: CA14/67

Notice is hereby given that Cumbria County Council, as the Commons Registration Authority (“the CRA”) has considered an application submitted by Brian Rawson Rycroft & Richard Fitzpatrick De Robeck (“the Applicants”) to amend the register to record an historic severance of part of the right of common to graze 320 ewes and shearlings, 100 hogs, 25 head of cattle, 12 ponies and 40 geese over the whole of the land comprised in register units CL38, CL39 and CL40 (“the Right”). The Right was originally recorded as attached to O.S. fields numbered 470, 1209, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1228, 1231, 1232, 1233, 1234, 1235, 1236, 1238 and 1242.

This application was made as a primary application in conjunction with secondary application CA14/68.

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. fields numbered 470, 1209, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1228, 1231, 1232, 1235, 1236 and 1238 (“the Fields”).

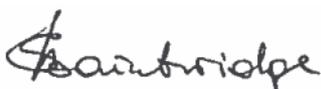
Reasons

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. No objections were received to the application.

The Officer concluded that there was sufficient evidence that severance of the proportion of the Right attached to the Fields took place upon the transfer dated 18th October 2004

The registers for CL38 Cote Moor, CL39 Ravenstonedale Common and CL40 Greenrigg, part of Ravenstonedale Common have been amended to show the proportion of the Right which was previously attached to the Fields 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: 3rd December 2018