



In the Matter of Black Lake, Waverley
Farnham, Waverley D

DECISION

This reference relates to the question of the ownership of land known as Black Lake, Waverley, Farnham, Waverley D being the land comprised in the Land Section of Register Unit No CL/70 in the Register of Common Land maintained by the Surrey 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 Surrey County Council 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 Guildford on 13 February 1979.

Miss P J Fishwick appeared for the Surrey County Council and produced an extract from the Farnham Manor Inclosure Award of 1857 whereby the land in question was allotted to the Surveyors and Highways and the Surrey County Council is therefore as the Highway Authority the owner thereof.

Mr C G J Mathias complained that the land had been misdescribed and Miss Fishwick agreed to alter the description of the land so as not to include any reference to Black Lake in the Register.

On this evidence I am satisfied that Surrey County Council is the owner of the land, and I shall accordingly direct the Surrey County Council, as registration authority, to register Surrey County Council 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 28th day of March 1979 *Y. A. Little*

Commons Commissioner