



COMMONS REGISTRATION ACT 1965

Reference No. 236/D/231-233

In the Matter of Part of Witley Common, including  
Mousehill Down and Redborough Common Waverley D

DECISION

This dispute relates to the registration at Entry No 1 in the Land Section and Entry No 1 in the Rights Section of Register Unit No. CL.144 in the Register of Common Land maintained by the Surrey County Council and is occasioned by Objections No. 351 and 248 both made by Surrey County Council and noted in the Register on 14 October 1970 and 21 September 1970.

I held a hearing for the purpose of inquiring into the dispute at Guildford on 14 February 1979. The hearing was attended by Miss P J Fishwick on behalf of Surrey County Council, Mr A R Hart on behalf of Waverley District Council and Lt. Col. A W Lister the applicant for rights in person. It was agreed by all parties that I should exclude from the Entry in the Land Section the land identified on the plan annexed to Objection No. 351.

Mr C D Sanson appeared by Mr R M Coverley of Messrs. Gilbert H White and Co., and alleged that part of the unit land was in his ownership and that no common rights had been exercised over that land.

Mr Sanson had not made any objection but Miss Fishwick very properly took him "under her wing" and called his brother Mr H W Sanson who produced Mr C D Sanson's land certificate. Lt Col Lister did not claim grazing rights over Mr Sanson's land, and it is therefore not common land being neither subject to common rights nor waste of a manor. I therefore exclude Mr Sanson's land identified on the plan on his land certificate SY111366 a copy of which is annexed to this decision.

I confirm the Entry in the Land Section modified by the exclusion of the above mentioned lands and I confirm the Entry in the Rights Section as applicable to the modified Entry in the Land Section

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 12<sup>th</sup> day of March 1979

*L. A. Little*  
Commons Commissioner