



COMMONS REGISTRATION ACT 1965

Reference No 236/U/19

In the Matter of Witley Common, Witley
Hambleton Waverley D

DECISION

This reference relates to the question of the ownership of land known as Witley Common, Witley Hambleton Waverley D being the land comprised in the Land Section of Register Unit No CL5 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 Mr G E Burton 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 9 November 1976.

Mr Campbell of Messrs Barlows appeared on behalf of Mr G E Burton and produced a conveyance dated 24 May 1939 made between Sir Aldo Castellani and Mr G E Burton whereby the land in question identified on the plan annexed thereto was conveyed to Mr G E Burton.

On this evidence I am satisfied that Mr G E Burton is the owner of the land, and I shall accordingly direct the Surrey County Council, as registration authority, to register Mr G E Burton 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 18th day of November 1976

C. A. Settle

Commons Commissioner