



COMMONS REGISTRATION ACT 1965

Reference No.238/U/2

In the Matter of Windfallwood Common,
Lurgashall, West Sussex

DECISION

This reference relates to the question of the ownership of land known as Windfallwood Common, Lurgashall, being the part of the land comprised in the Land Section of Register Unit No. CL.166 in the Register of Common Land maintained by the West Sussex 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 F Woodger 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 Chichester on 11th June 1976

At the hearing I gave Mr J R Cory leave to appear on behalf of Mr Woodger, who is his brother - in - law.

By a conveyance made 12th December 1950 between (1) David Liddon Howard (2) Glenister Frederick Woodger there was conveyed to Mr Woodger an area of land which included the whole of the land the subject of this reference. The conveyance is endorsed with memoranda of conveyances by Mr Woodger of various parcels of land, none of which comprised any part of the land in question, of which Mr Woodger has been in continuous possession.

On this evidence I am satisfied that Mr Woodger is the owner of the land, and I shall accordingly direct the West Sussex County Council, as registration authority, to register him 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

12th

day of

July

1976


Chief Commons Commissioner