

In the Matter of Little Common, PuttenhamDECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL.292 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 the Hampton Settled Estate claimed to be the freehold owner of the land in question ("the unit land") 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 5 July 1985.

At the hearing, Mr R E Thornton, one of the trustees of the Hampton Settled Estate, appeared: there was no other claimant.

The unit land was part of the property comprised in a Conveyance dated 30 May 1931 by H R M Howard & others to E E Thornton. He died in 1948, and by a Vesting Assent dated 11 October 1954 his personal representatives assented to the vesting of land including the unit land in Myrtle E Thornton in fee simple on the trusts of the settlement therein mentioned.

On this evidence I am satisfied that Mrs Myrtle E Thornton is the owner of the unit land, and I shall accordingly direct the Surrey County Council, as registration authority, to register her as the owner 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

13th

day of

August

1985

L. J. Morris Smith

Commons Commissioner