



In the Matter of Part of Whitmoor Common,
Guildford B

DECISION

This reference relates to the question of the ownership of land described above being the part of the land comprised in the Land Section of Register Unit No. CL 422 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 or with freehold title under the Land Registration Acts.

Following upon the public notice of this reference no person claimed to be the freehold owner of the land in question or 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 in question at Guildford on 21 June 1983.

At the hearing Surrey County Council was represented by Mr Daniels, an officer in its employment. The County Council claims ownership of part of the land in question.

The land comprised in this Register Unit ("the Unit land") consists of two separated areas. The western area and the greater part of the eastern area are registered freehold under the Land Registration Acts: the northern boundary of the eastern area is a roadway, the verges of which were conveyed to the County Council by the Earl of Onslow in 1968, the Conveyance being dated 12 November 1968.

I am satisfied on this evidence that the County Council is the owner of the verges shown coloured pink on the attached plan, to the extent that they form part of the Unit land and are not registered under the Land Registration Acts, *and*

I shall direct the Surrey County Council, as registration authority, to register itself as the owner under section 8(2) of the Act of 1965. Any other part of the Unit land ~~not~~^{owner} registered will remain subject to protection under section 9 of the Act as I am not satisfied that there is any owner.

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

7 September

1983

L. J. Morris Smith

Commons Commissioner

CL. 422

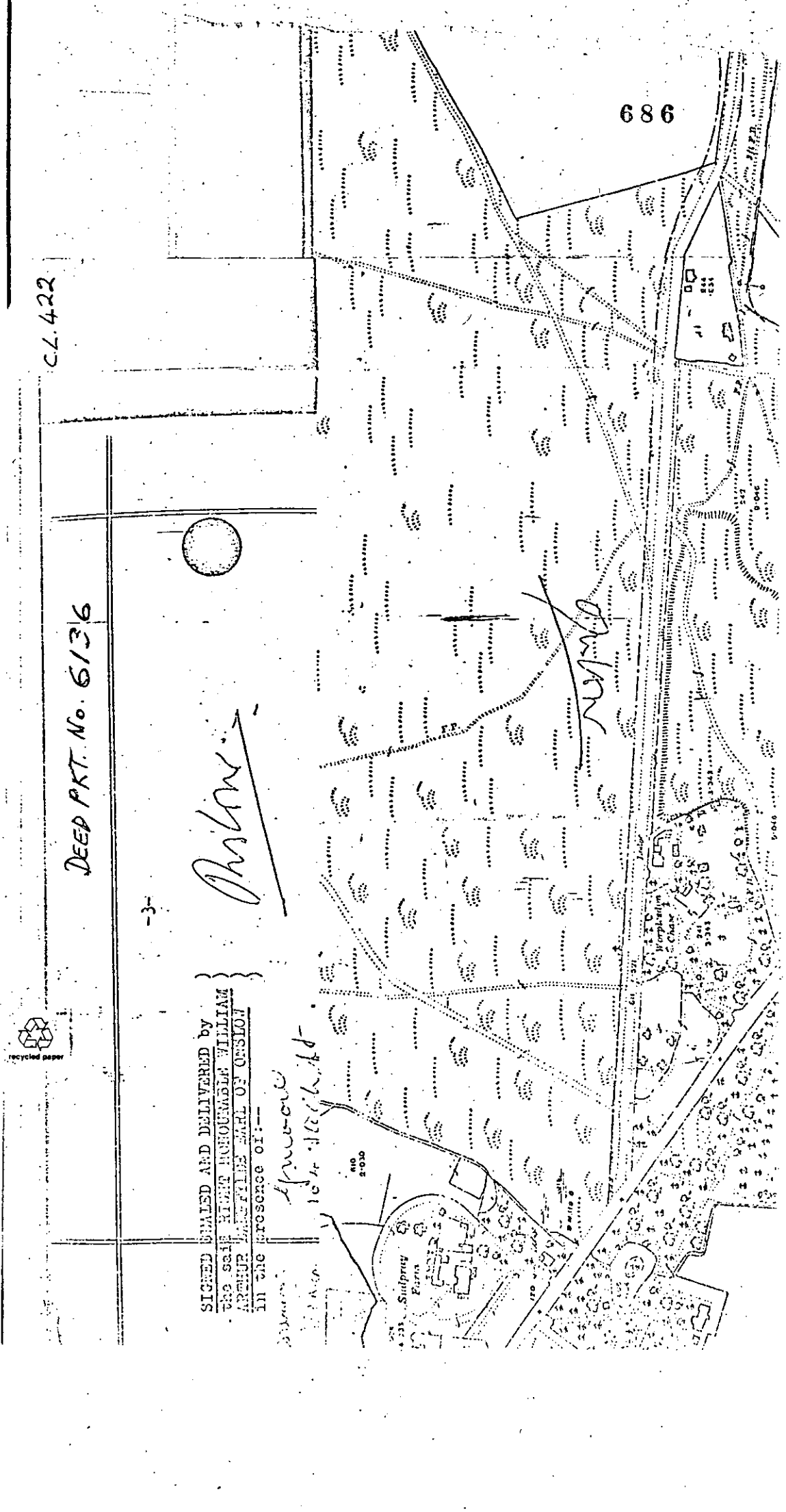
DEED PRT. No. 6136

SIGNED SEALED AND DELIVERED BY
THE SAID RICHARD HONOURABLE WILLIAM
ARTHUR MARSHALL EARL OF OXFORD
in the presence of:-

John

*Spencer
104 Wickham*

John



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