



COMMONS REGISTRATION ACT 1965

Reference No. 36/U/15

In the Matter of Wanborough Common,
Wanborough, Surrey

DECISION

This reference relates to the question of the ownership of land known as Wanborough Common, Wanborough being the land comprised in the Land Section of Register Unit No. CL.284 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 Messrs. Smallpiece and Merriman on behalf of Lloyds Bank Ltd. as Executors of F.W. Smallpiece deceased, 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 25 March 1975. Mr. C H Bennett, counsel, instructed by Messrs. Smallpiece and Merriman appeared on behalf of Lloyds Bank Ltd., as Executors of F.W. Smallpiece deceased.

Mr. Bennett proved the title of the late F.W. Smallpiece commencing with a conveyance to Mark Smallpiece dated 17 August 1885 with a plan attached. The identity of the land in question is more clearly shown on the plan attached to a lease granted to the Puttenham Golf Club by the late F.W. Smallpiece on 3 February 1955. The lease has been renewed on 7 February 1962 and 6 February 1969 the last mentioned lease being for a term of 21½ years from 24 June 1968.

On this evidence I am satisfied that Lloyds Bank Ltd as Executors of F.W. Smallpiece deceased, is the owner of the land, and I shall accordingly direct the Surrey County Council, as registration authority, to register Lloyds Bank Ltd., as Executors of F.W. Smallpiece deceased, 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

4th

day of

April

1975

Commons Commissioner