

IN THE HIGH COURT OF JUSTICE  
QUEEN'S BENCH DIVISION

Claim No. QB-

IN THE MATTER OF SECTION 222 LOCAL GOVERNMENT ACT 1972 AND  
SECTION 187B OF THE TOWN AND COUNTRY PLANNING ACT 1990

B E T W E E N :

SURREY COUNTY COUNCIL

Claimant

-and-

(1) PERSONS UNKNOWN FORMING AN UNAUTHORISED ENCAMPMENT AND /  
OCCUPYING FOR RESIDENTIAL PURPOSES (including temporary accommodation)  
WITH OR WITHOUT VEHICLES ON CHOBHAM COMMON, SURREY

(2) PERSONS UNKNOWN DEPOSITING WASTE OR FLY-TIPPING ON CHOBHAM  
COMMON, SURREY

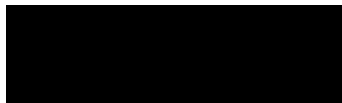
Defendants

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EXHIBIT "IH4"

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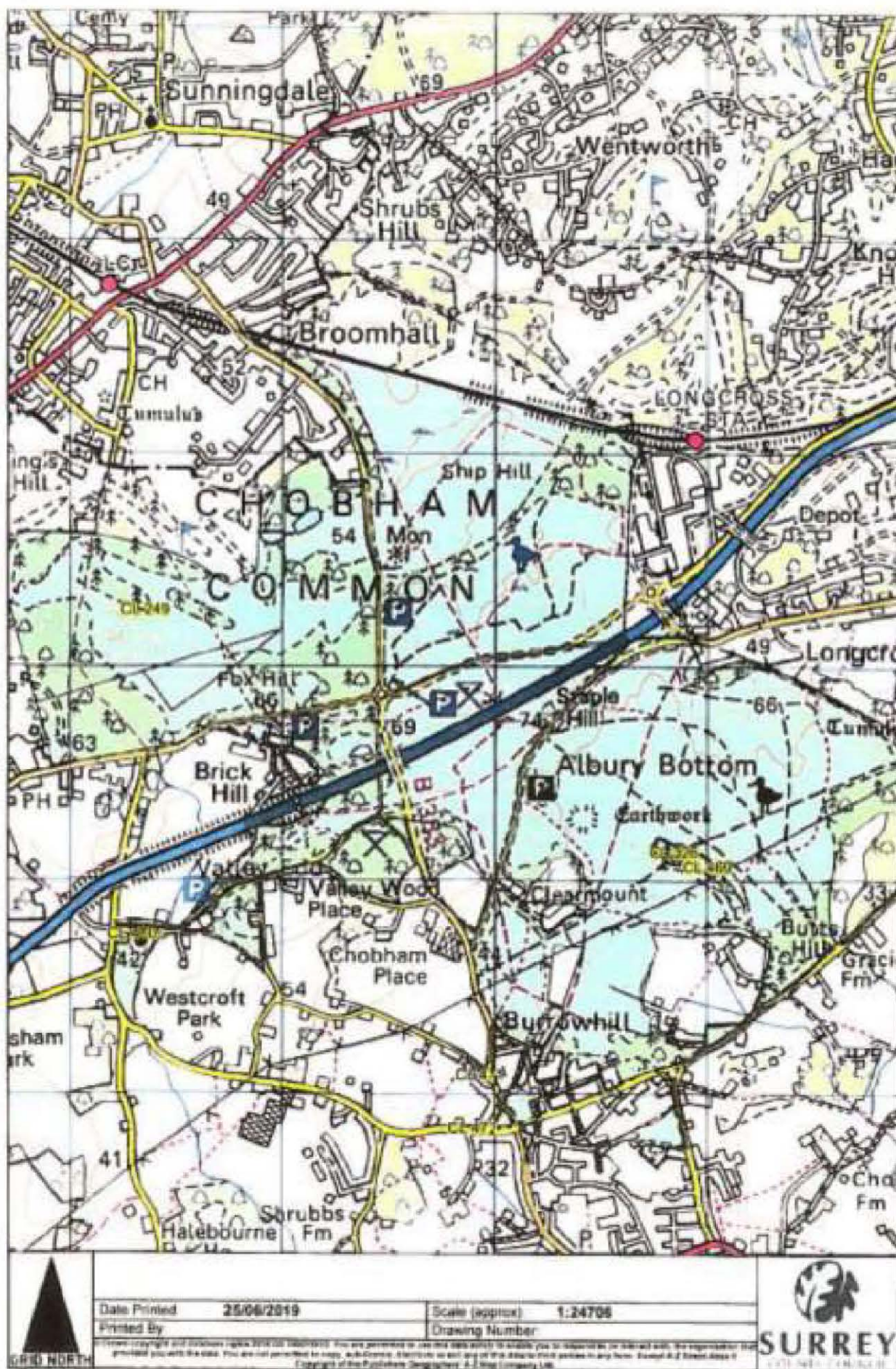
This is Exhibit "IH4" referred to in the Witness Statement of Ian Horgan dated 16/08/2022



.....

IAN HORGAN

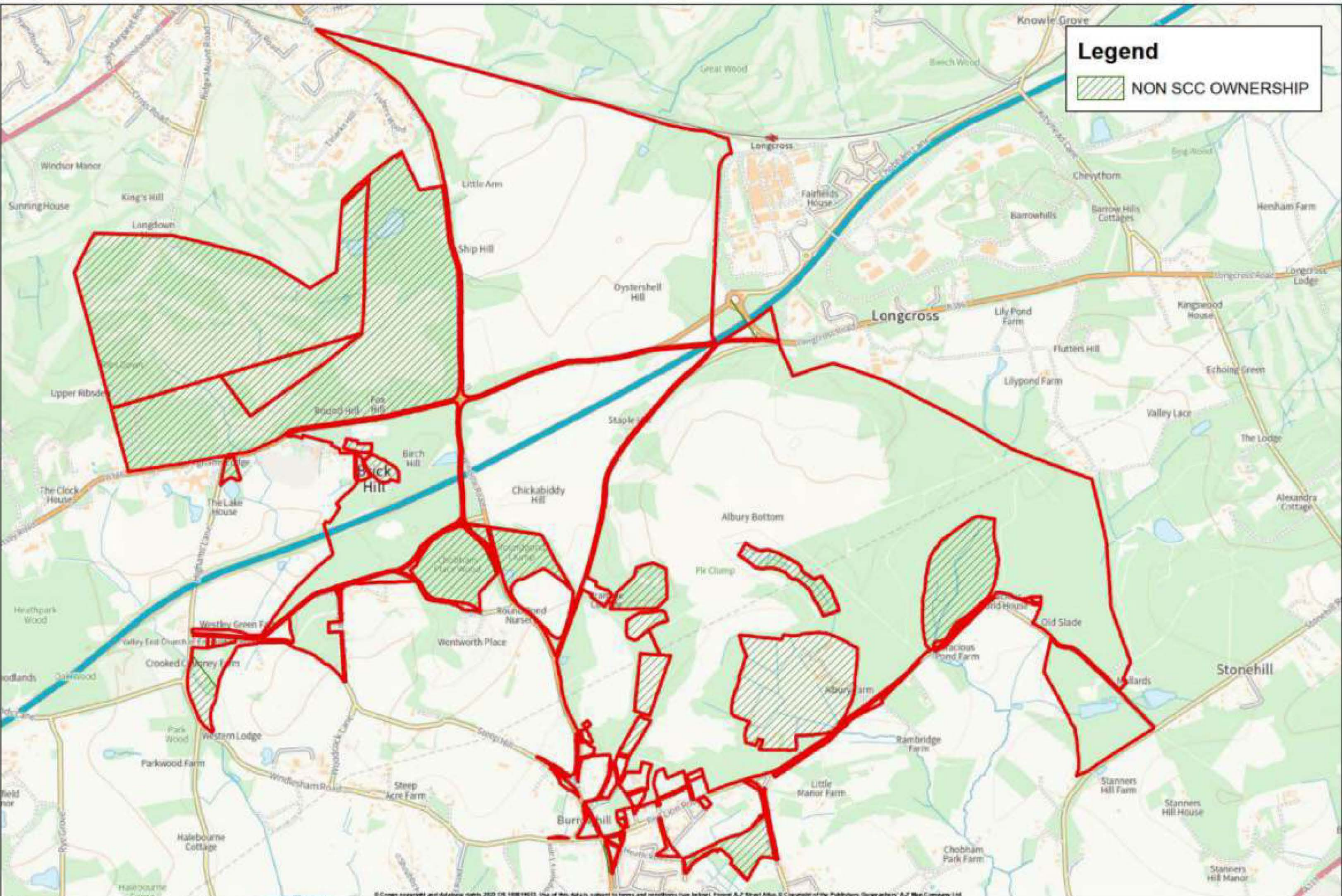
Dated 16/08/2022



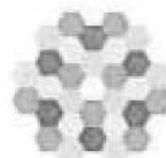


### Legend


NON SCC OWNERSHIP







# Official copy of register of title

Title number SY676014

Edition date 04.12.2009

- This official copy shows the entries in the register of title on 20 June 2019 at 16:59:14.
- This date must be quoted as the "search from date" in any official search application based on this copy.
- The date at the beginning of an entry is the date on which the entry was made in the register.
- Issued on 20 June 2019.
- Under s.67 of the Land Registration Act 2002, this copy is admissible in evidence to the same extent as the original.
- For information about the register of title, see [www.gov.uk/land-registry](http://www.gov.uk/land-registry).
- This title is dealt with by HM Land Registry Durham Office.

## A: Property register

This register describes the land and estate comprised in the title.

SURREY : SURREY HEATH

- 1 The Freehold land shown edged with red on the plan of the above Title filed at the Registry and being Common Land at Chebham and Borrowhill.

NOTE: The land tinted green is not included in the title.

- 2 (14.07.2005) A new title plan based on the latest revision of the Ordnance Survey Map has been prepared.

## B: Proprietorship register

This register specifies the class of title and identifies the owner. It contains any entries that affect the right of disposal.

### Title absolute

- 1 (02.05.1975) PROPRIETOR: THE COUNTY COUNCIL OF SURREY of County Hall, Kingston upon Thames, KT1 2DN.

## C: Charges register

This register contains any charges and other matters that affect the land.

- 1 A Licence dated 14 June 1938 made between (1) The Right Honourable Richard William Alan Earl of Onslow and (2) His Majesty's Principal Secretary of State for the War Department relates to the user of the land tinted yellow on the filed plan for the purpose of military training.

NOTE: Copy filed under SY164738.



## C: Charges register continued

- 2 The land is subject to the rights contained in a Conveyance of the land in this title and other land dated 17 May 1968 made between (1) The Right Honourable William Arthur Bampfylde Sixth Earl of Onslow (2) Sir Arthur John Driver and Sir William Arthur Steward and (3) The County Council of the Administrative County of Surrey.

*NOTE: Original filed under SY164738.*

- 3 The part of the land affected thereby is subject to a right relating to a water pipe granted by a Deed dated 2 October 1972 made between (1) Surrey County Council and (2) Sophia Stevens.

*NOTE: Copy filed under SY164738.*

- 4 The parts of the land affected thereby are subject to the following rights granted by a Deed dated 14 September 1976 made between (1) The County Council of Surrey and (2) Royston Leslie Simmonds:-

"Full right and liberty for the Grantee and his successors in title the owners and occupiers for the time being of the land comprised in title number SY455013 (in common with the Grantor and all others having the like rights) (a) at all times hereafter by day or night to pass to or from the said premises of the Grantee along the access way coloured brown on plan number CV,26133 annexed hereto with or without vehicles for all purposes connected with the use of the said premises of the Grantee as a single private dwelling but not for any other purpose whatsoever and (b) to lay one pipe not exceeding six inches in diameter of such strength and so jointed in every part as not to permit the escape of any matter passing through the same from the said premises of the Grantee from the point marked "B" on the said plan along the line shown in green thereon to connect to the public sewer at the point marked "A" and to use the said pipe (provided that the same shall be laid within the period of twenty-one years from the date hereof which shall be the perpetuity period applicable thereto) for the passage or conveyance of soil from the said premises of the Grantee for the service of one residential dwelling only and the right for the Grantee to enter onto so much of the premises of the Grantor as may be necessary for repairing and maintaining the said pipe and the connection with the said sewer (but not for any other purpose) as often as may reasonably be necessary for such purpose the Grantee causing as little damage as possible to the premises of the Grantor in the exercise of the rights hereby granted and making good at his own expense all damage or disturbance which may be caused to the surface of the premises of the Grantor and anything thereof."

*NOTE: The land coloured brown and the line shown in green referred to are shown by blue hatching and by a yellow broken line respectively on the filed plan.*

- 5 The part of the land affected thereby is subject to the rights of way granted by a Deed dated 4 April 1977 made between (1) The County Council of Surrey and (2) Colonel Peter Jocelyn Carne Ratcliffe for access to 140 and 142 Windsor Road.

*NOTE: Filed under SY462369.*

- 6 The part of the land affected thereby is subject to the rights of way granted by a Deed dated 7 January 1983 made between (1) The County Council of Surrey and (2) Grace Angela Lumadaine Sutcliffe.

*NOTE: Original filed under SY451221.*

## C: Charges register continued

- 7 The part of the land affected thereby is subject to the rights granted by a Deed dated 10 July 1985 made between (1) The County Council of Surrey and (2) Bernard Wood.

*NOTE: Original filed under SY531723.*

- 8 The parts of the land affected thereby are subject to rights relating to a gas main and ancillary equipment the approximate position of which is near the junction of Steep Hill and Windsor Road at Burrow Hill granted by a Deed dated 13 April 1987 made between (1) The County Council of Surrey and (2) British Gas PLC. The said Deed also contains restrictive covenants.

*NOTE: Copy filed under SY164738.*

- 9 The parts of the land affected thereby are subject to rights of way in favour of Wallflower Cottage, Little Heath, Mincing Lane, granted by a Deed dated 24 November 1989 made between (1) The County Council of Surrey and (2) James Walter Dakin and Joan Dorren Dakin.

*NOTE: Original filed under SY590774.*

- 10 (28.07.1992) The land is subject to the rights granted by a Deed dated 19 June 1992 made between (1) The County Council of Surrey and (2) British Gas PLC.

The said Deed also contains restrictive covenants by the grantor.

*NOTE: Copy filed under SY164738.*

- 11 (13.01.1994) The land is subject to the rights granted by a Deed dated 10 December 1993 made between (1) The County Council of Surrey and (2) British Gas PLC.

The said Deed also contains restrictive covenants by the grantor.

*NOTE: Copy filed under SY164738.*

- 12 (13.11.1996) The parts of the land affected thereby are subject to rights of access over Gorse Lane, Burrow Hill, Chobham granted by a Deed dated 10 September 1996 made between (1) The County Council of Surrey and (2) Sulzer Metco (UK) Limited.

*NOTE: Original filed under SY154518.*

- 13 (16.07.1997) The parts of the land affected thereby are subject to rights of way for the benefit of 6 Killy Hill Cottages granted by a Deed dated 13 June 1997 made between (1) Surrey County Council and (2) Matthew Charles Hopkins and Alison Jayne Hopkins.

*NOTE: Original filed under SY196835.*

- 14 (16.10.1997) The parts of the land affected thereby are subject to rights to construct repair and maintain a driveway and rights of way thereover, together with rights relating to main services for the benefit of Isola Bella, Heather Way, Chobham granted by a Deed dated 12 August 1997 made between (1) Surrey County Council and (2) William Kenneth Godbold and Maureen Rosina Godbold.

*NOTE: Copy filed under SY562348.*

- 15 (16.07.1998) The parts of the land affected thereby are subject to the rights of way services repair and maintenance granted by a Deed dated 22





## C: Charges register continued

May 1998 made between (1) Surrey County Council and (2) Garry Michael Brooking.

*NOTE: Original filed under SY332054.*

- 16 (25.11.1999) The parts of the land affected thereby are subject to rights of way, together with rights relating to service media for the benefit of Blue Lodge, 3 Killy Hill, Chobham granted by a Deed dated 1 October 1999 made between (1) Surrey County Council and (2) Terence Clive Sycamore and Hilary Margaret Sycamore.

*NOTE: Copy filed under SY475423.*

- 17 (11.06.2003) By a Deed dated 15 May 2003 made between (1) Surrey County Council and (2) Dreamfish Creations Limited the rights contained in the Deed dated 10 September 1996 referred to above were varied as therein mentioned.

*NOTE: Original filed under SY154518.*

- 18 (04.09.2003) The land is subject to the rights granted by a Deed dated 22 August 2003 made between (1) Surrey County Council and (2) Teck Seng See and Teck Chew See.

*NOTE: Original filed under SY389274.*

- 19 (27.08.2004) The part of Gorse Lane included in the title is subject to rights of way and rights in respect of water supply, drainage pipes and service cables thereunder for the benefit of Gorse Cottage, Burrow Hill as declared in a statutory declaration dated 28 May 2004 by David Yarrow.

*NOTE: Copy declaration filed under SY131217.*

- 20 (04.10.2004) The land tinted blue on the title plan is subject to a right of way with or without vehicles in favour of Malvern Cottage.

- 21 (31.05.2005) The parts of the land affected thereby are subject to the leases set out in the schedule of leases hereto.  
The leases grant and reserve easements as therein mentioned.

- 22 (25.06.2007) The parts of the land affected thereby are subject to the rights granted by a lease dated 23 March 2007 of The Chobham Common Management Centre for a term of years from 23 March 2007 to 31 March 2032.

*NOTE: Copy lease filed under SY761011.*

- 23 (23.05.2008) The land is subject to the rights granted by a Deed of Grant dated 28 April 2008 made between (1) Surrey County Council and (2) Roger John Brown and Christine Anne Brown.

*NOTE: Copy filed under SY95980.*

- 24 (05.08.2009) The parts of the land affected thereby are subject to a right of way with or without vehicles over the road adjoining 21 Heather Way leading in a westerly direction between 142 and 144 Windsor Road into the said Windsor Road, which right has been acquired by long user.

*NOTE: Copy statutory declarations dated 14 May 2008, 15 May 2008, 15 May 2008 and 19 June 2009 made by Elisabeth Gwendoline Roullier, Walter Joseph Forrest, Nigel Bowman and Sally-Ann Moyse filed under SY337655.*

## C: Charges register continued

- 25 (04.12.2009) The parts of the land affected thereby are subject to a right of way with or without vehicles in favour of The White House which right has been acquired through long user.

*NOTE: Copy undated statutory declaration made by Rebecca Phipps in or about 2003 filed under SY346479.*

## Schedule of notices of leases

	Registration date and plan ref.	Property description	Date of lease and term	Lessee's title
1	31.05.2005 Edged & no'd 1 in blue	Burrow Hill Green	01.11.2004 49 years 11 months from 1 May 2002 ending 31 March 2052	SY738307
	NOTE: The Lease comprises also other land			
2	27.06.2005 Edged and no'd 2 in blue	Little Heath	01.11.2004 49 years 11 months from 1 May 2002 ending 31 March 2052	SY739163
	NOTE: The Lease comprises also other land			
3	14.07.2005 Edged & no'd 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12	Chobham Common	01.11.2004 49 years 11 months from 1 May 2002 ending 31 March 2052	SY739847 SY739848 SY739855 SY739858
	NOTE: The Lease comprises also other land			

End of register

