Public Right of Way User Evidence Statement

This statement should be completed and returned to the person making the application so that it can be submitted with or form part of an application seeking a change to the Definitive Map and Statement of Public Rights of Way.

This statement is intended to provide preliminary evidence about the application. When Warwickshire County Council commences detailed research, an officer from that authority may contact you to seek further information or ask you to be interviewed about your evidence.

This statement is designed to help establish whether or not the route being claimed in the application is a public right of way. It also provides evidence of how it is used (for example on foot, on horseback, by vehicles etc).

You should answer the questions as fully as possible and not keep back any information, whether for or against the public claim. This is important if this information is to be of real value in establishing the status of the application route. The information given may be examined at a public inquiry.

This statement should be completed by one person only and should relate to only one route. If you need more space please continue on a separate sheet which will need to be attached to this statement.

If completing the statement by hand, please ensure it is written legibly and in black ink.

Confidentiality - Please Read Carefully

The information you give in this statement cannot be treated as confidential.

- It may be necessary for Warwickshire County Council to disclose information received from you to others, which may include other local authorities, the Planning Inspectorate and other government departments, public bodies, other organisations, landowners and members of the public. If the application proceeds to a public inquiry your evidence will be made available to the inquiry.
- If Warwickshire County Council proceeds with the application but it is contested (for example by a landowner), there may be a public inquiry. This will be held locally and if you are unable to attend your evidence will be given in writing, but user evidence is of much greater value if you attend in person and are prepared to answer questions about it. Inquiries are kept as informal as possible and Warwickshire County Council will help you with the procedure.
- The information you give in this statement will be processed in accordance with the Data Protection Act 2018. It is held by the Warwickshire County Council's Rights of Way Service for the sole purpose of processing the application for the route referred to. For more information see www.warwickshire.gov.uk/dataprotection

Application Number

Witness Number

(for office use only)

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Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

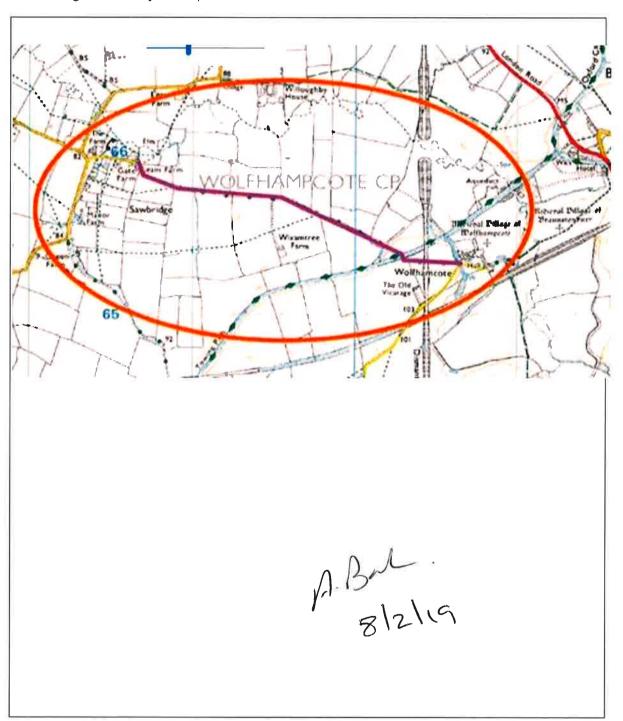
ABOUT YOU

User Evidence Form

| Name ALISON BAILER |
|--|
| Address 12 HIGH STREET |
| BRAUNSTON |
| DRUENTRY |
| MORTHANTS Postcode WMI 7HR. |
| Year of Birth |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| THE BUNGALOW, OLD ROPD, |
| BRAUNSTON, |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| 1 cross the Civils from Brawnston |
| to woolfamprote so over the |
| canal bridge and follow back through |
| User Evidence Form (Form 4) v5 May 2017 |

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.



YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use method please indicate all | dates. | | | | | one |
|----|---|-------------------------|----------------------------|------------------------------|---------------------------------|--------------------------------|-------------------------|
| | From 1982 | | To | ب | cresh | | |
| 2. | Were there any extended state when and why? | periods o | luring which | n you did no | ot use the rout | e at all? If | so, please |
| | | | | ******** | setelberen iberende | | energy and |
| | - 0.13.113.00+13.13.13.13.10.13.14.14.14.14.14.14.14.14.14.14.14.14.14. | | ****** | *** **** | deresta establistes | | |
| | | | | | | | |
| 3. | How did you use the appli in the columns below]. Plo | cation rou ease give | te and how dates if you | often? [Plear r method of | use the number use changed s | r of times yo significantly | ou used it in the |
| | time you were using it. | | | | | | |
| | | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
| | On foot | | | |) | | |
| | On horseback | | 2 | | | | |
| | By pedal cycle | | | | | | |
| | By car | | | | | | |
| | Other [please specify] | | | | | | |
| | | | | | | | |
| | when 1 | | nad | hors | ses 1 | rode | (1982 |
| | 1 100% | ೦೨ | er 1 | there | _ 2. | -3 - | (~ e3 en |
| | week. | | | | | | |
| | 2011 - 2 | | | | le n | s d | 2005 |
| | across | 0 | cca | 55\0 r | all 5 | | |

| 4. | На | s the application route always followed the same course? |
|----|---------|---|
| | □⁄ | Yes |
| | | Don't know |
| | | No |
| | lf r | no – how and when was the route altered? |
| | | |
| | *** | |
| | XXXX | |
| 5. | [Pl | proximately how wide is the application route? ease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the ute. If this varies, please describe how] [Or please state 'Don't know'] |
| | | the path between verses is |
| | Q | year Sch. |
| | 5050505 | |
| 6. | [Fo | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | 53374 | |
| | 22000 | |
| 7. | Ha | ve there ever been any of the following on the application route? |
| - | | Stiles [state locations and show on your map] |
| | ч. | ~ € . |
| | | |
| | | |
| | | Haveled a viscos the viscos along 2 |
| | | How long were they in place? |
| | | |
| | | ************************************** |
| | | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|--------|--|
| | | |
| | | |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show or your map] |
| | | |
| | | |
| | | |
| | | |
| 3. | Did | any of the above prevent you from using the application route? |
| | | No. |
| | | Yes |
| | | es, please give details |
| | ıı y | es, please give details |
| | | |
| | 7444 | |
| | 127212 | |
| 9. | pub | ve you ever seen any signs or notices suggesting whether or not the application route is a plic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be secuted" etc) |
| | g | No No |
| | | Yes |
| | | Don't know |
| | If v | es – state when and give details, including when they were present and mark their location |
| | | your map |
| | | |
| | | |
| | **** | |
| | | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No Yes |
| If yes, please provide any additional information about this |
| leople on post voles motorioross |
| bines, He postman in his |
| leople on post bles motorioross bines, the postman in his |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| |
| □ Yes |
| If yes, provide details and dates |
| |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| ™ No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| 13. | Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|---|
| | II No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14. | Have you ever been stopped or turned back when using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | *************************************** |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| | ₩ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement private right of access, licence, etc) |
| | □ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |
| | |

Other Information

| 17 | . Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | No No |
| | □ Yes |
| | If yes – please provide details |
| | |
| | |
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| | |
| | |
| | |
| 18 | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] |
| | [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | |
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| | |
| | |
| | |
| | |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | Yes |
| | □ No |
| 20. | . Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | □ Yes |
| | □ No |
| | |
| | 40 |

Application Number

Witness Number

(for office use only)

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

Please print your name here AUSON BAKER

Your: Home Telephone Number.

Mobile Telephone Number.

Email Address ALY - BAKER D BEINTERNET-COM.

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: / 1. / Sull

Date: 8/2/19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name MRS AMANDA NILSSON |
| Address WOLFHAMECOR HALL |
| WOLFHAMPLOTE, |
| RUGBY |
| WARNICKS Postcode CV23 8AR |
| WARWICKS Postcode CV23 8AR Year of Birth 197-9 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| Rugsy (2001-2002) |
| RUGBY (2001-2002) MGH WYWMBZ (1998-2001) |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| FROM OUR PROPERTY TO GATTE FARM - LEAM. |
| 265500 - 265500 |
| 452500 450500 |
| User Evidence Form /Form A v5 May 2017 |

| 4. | | Has the application route always followed the same course? |
|----|---------|---|
| | Z | 7 Yes |
| | | Don't know |
| | |] No |
| | lf | no – how and when was the route altered? |
| | | |
| | | |
| | | |
| 5. | [F u | Approximately how wide is the application route? Please give your estimate of the width across which you used the route including the width sed when passing others or using it with others. Take care to consider the overall width of the bute. If this varies, please describe how] [Or please state 'Don't know'] |
| | | |
| | | |
| | | |
| 6. | | What type of surface does the application route have? (for example grass, gravel, earth) For varying surfaces, please describe with reference to your map] |
| | | HARDCORE |
| | | CRAVEL |
| | | |
| 7. | Н | ave there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | 20 |
| | | *************************************** |
| | | |
| | | How long were they in place? |
| | | <i>NO</i> |
| | | |
| | | |

| | b. Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|---|
| | I at Ivy Bidge, I fune don, |
| | and an additional 2-4 over the years |
| | and an againtered of the life of |
| | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | RAD . |
| | Yes Sometimes the gate at |
| | Gate Farm is Shut and you get |
| | told of for opening it by the |
| В. | Did any of the above prevent you from using the application route? |
| | □ No |
| | D Yes |
| | If yes, please give details |
| | if yes, please give details |
| | |
| | |
| | |
| Э. | Have you ever seen any signs or notices suggesting whether or not the application route is a public right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc) |
| | □ No |
| | □ Yes |
| | □ Don't know |
| | If yes – state when and give details, including when they were present and mark their location on your map |
| - | There are weight restrictions on |
| | the bridge, marked out by a menuan |
| | the bridge, morted out by a highway Sign. There is also a unclassified |
| | country road white |
| | country road white sign just by our house |
| | house |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| Yes Yes |
| If yes, please provide any additional information about this |
| Always. |
| one vehicles, neighbours, reighouring |
| Always. One vehicles, neighbours, reabouring formers, horse riders, cyclists, postman. |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| □ No |
| □ Yes |
| If yes, provide details and dates We are the land owner |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| □ No |
| □ Yes NA |
| If yes, |
| a. From whom? |
| b. When? |

| 13. Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|--|
| □ No |
| ☑ Yes |
| If yes, by whom and when? The lady at Gate San bridge who is causing all this nonserve. |
| |
| 14. Have you ever been stopped or turned back when using the application route? |
| De No |
| □ Yes |
| If yes, please give details including when this happened |
| |
| |
| |
| 15. Has anyone else ever told you that they were prevented from using the application route? |
| □ No |
| ☑ Yes |
| If yes, please give details including when this happened Franam Hards, Phillip Cleave, various horse role |
| cyclists and dog walkers |
| |
| 16. Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| □ No N/A |
| □ Yes |
| If yes, please give full details, including who gave the permission, why and when |
| |
| |
| |

Other Information

| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | □ No |
| | □ Yes |
| | If yes – please provide details |
| | |
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| | |
| | |
| 10 | . Please give any further information which you consider would be helpful in reaching a decision |
| 10. | as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | |
| | |
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| | |
| | |
| | |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | Yes |
| | □ No |
| 20. | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | ⊠ Yes |
| | □ No |
| | |

Application Number

Witness Milmen

Her office use mily)

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

Please print your name here

AMANDA NIUSSON

Your: Home Telephone Number

Mobile Telephone Number

AMANDA NIUSSON

Mobile Telephone Number

AMANDA NIUSSON

MODELLE STATEMENT ST

Email Address .. aman dath ompson640 as hotmal, com

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

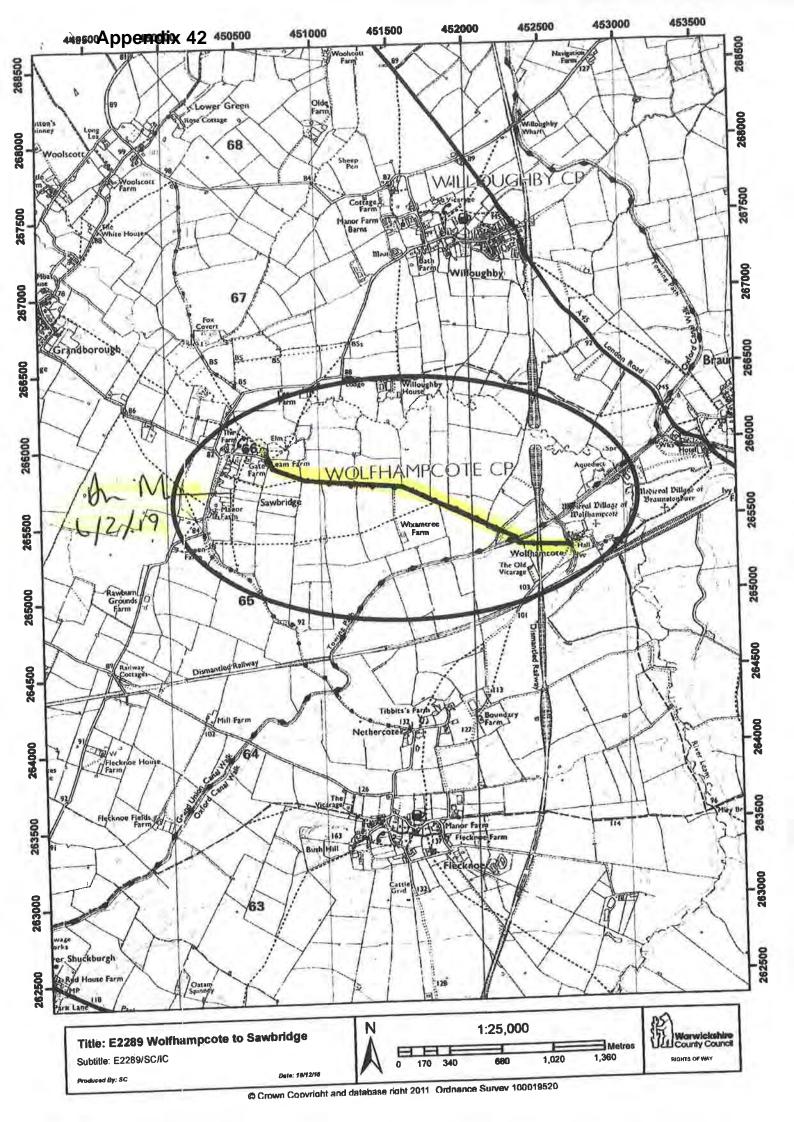
Your Signature:

Date:

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

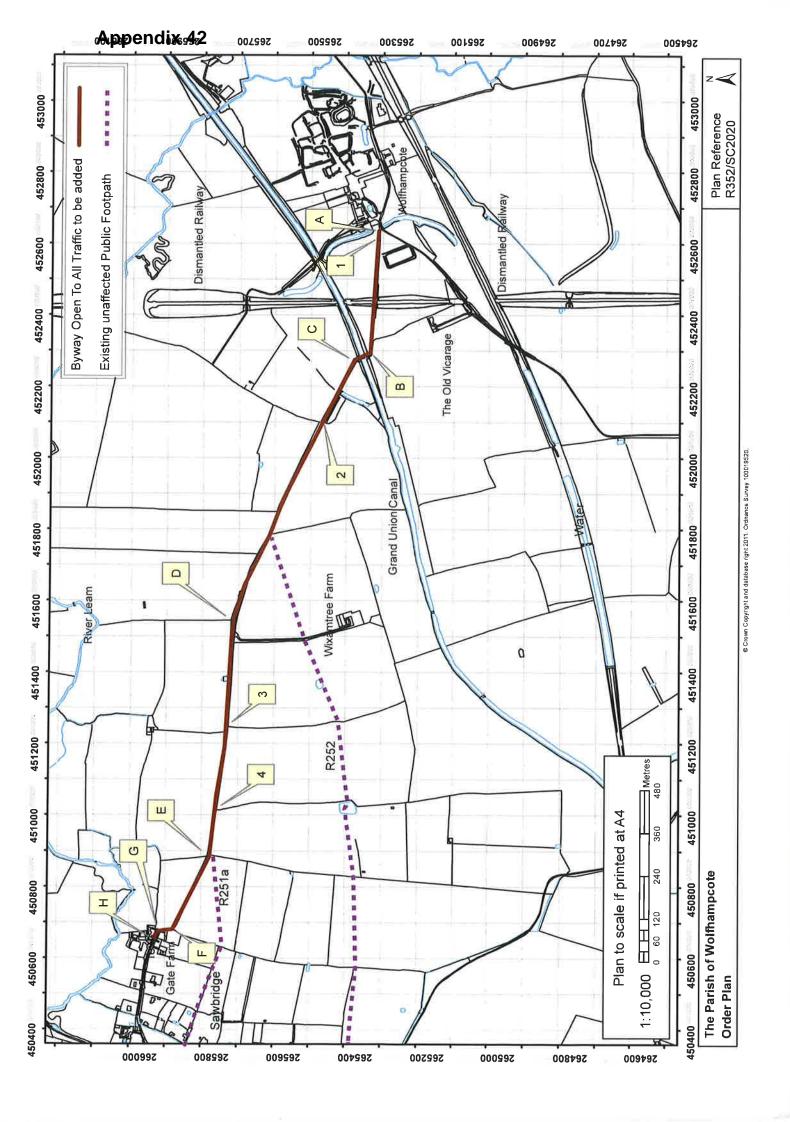


YOUR USE OF THE APPLICATION ROUTE

| YC | OUR USE OF THE APPLICATION ROUTE branght ne fam. |
|----|--|
| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
| | From 1911 To PRESENT |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | MONE |
| | The form always uses it. |
| | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|----------|--------|---------|------------------|----------------|-------------------------|
| On foot | | / | | | | |
| On horseback | | | V | | | |
| By pedal cycle | | | | | | |
| By car | / | | | | | |
| Other [please specify] | | | | | | |



RECEIVED 27 FEB 2019



Wildlife & Countryside Act 1981 COMMUNITIES GR Definitive Map and Statement of Public Rights of Way for Warwickshire

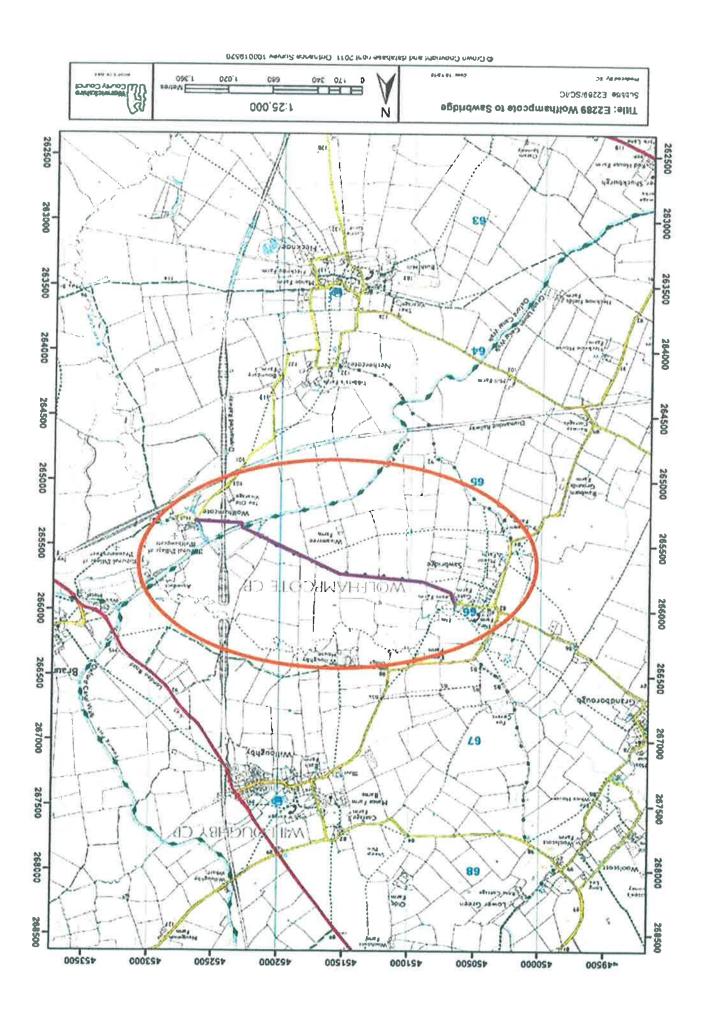
COMMUNITIES GROUP form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

User Evidence Form

| ABOUT YOU |
|---|
| Name Ms Andrea Huches Address 4 white Both Close |
| Address 4 white Both Close |
| willoughly |
| Lugsy) |
| wates Postcode CV23 8BG |
| Year of Birth 1952 |
| Have you lived at any other addresses during the time you have used the path or way? |
| If so, please provide details and years [full addresses are not required] |
| |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can |
| |
| |
| |
| |

| MAP OF THE APPLICATION ROUTE | |
|---|------------|
| Please attach an extract from a map of your own choice to identify the route you are provide evidence about, and annotate it with anything you provide details about in this statement. Pleasign and date your map. | ing ise |
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YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From May 2007 To date |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | N/A - 1 have used the route regularly |
| | for 12 years since moving to my |
| | Described in really willoward. |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|-------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | |

| 4. | Has the application route always followed the same course? |
|----|---|
| Ų | √ Yes |
| | □ Don't know |
| | □ No |
| | If no – how and when was the route altered? |
| | |
| | |
| | |
| 5. | [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] |
| 2 | The route follows a width where two vorses can ide side by side throughout its knight |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] Linuade Surface cousishing of compacted State hardore with grass earth often guite muddy and wet in the winter |
| 7. | Have there ever been any of the following on the application route? |
| | a. Stiles [state locations and show on your map] |
| | |
| | How long were they in place? |
| | |
| | |
| | |
| | |

| | b. Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|--|
| | there is a gate near to wolfhamprote |
| | whose the track crosses the could those is |
| | also a cate a little further on - those are the only actes that are closed of the actes are were controlled by the controlled on the contr |
| | |
| | |
| | |
| 8. | Did any of the above prevent you from using the application route? |
| | □ No |
| | □ Yes |
| | If yes, please give details |
| | On occasion the gates have faller into di |
| | and have become difficult to open do |
| | from mosspack. |
| 9. | Have you ever seen any signs or notices suggesting whether or not the application route is a publ right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted etc) |
| · | D No |
| | □ Yes |
| | ☐ Don't know |
| | If yes – state when and give details, including when they were present and mark their location on your map |
| | |
| | |
| | |
| | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| Yes |
| If yes, please provide any additional information about this Alest horse riders and walkets. Excasionally a vehicle such as a Hacket or 4x4 type vehicle. |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| ₩ No |
| □ Yes |
| If yes, provide details and dates |
| |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| 13. Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|--|
| □ No |
| □ Yes |
| If yes, by whom and when? |
| |
| |
| |
| 14. Have you ever been stopped or turned back when using the application route? |
| No |
| □ Yes |
| If yes, please give details including when this happened |
| |
| |
| |
| 15. Has anyone else ever told you that they were prevented from using the application route? |
| No Put |
| □ Yes |
| If yes, please give details including when this happened |
| |
| |
| 16 Have you ever had a private right to use the set if you are a first to the set in the |
| 16. Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| ₩ No |
| □ Yes |
| If yes, please give full details, including who gave the permission, why and when |
| |
| |
| |

17. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the

Appendix 42

Other Information

Application Number

| | application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|----|--|
| l | U⊇ No |
| | □ Yes |
| | If yes – please provide details |
| | |
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| | |
| | |
| | |
| | s and the state of |
| 18 | B. Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? |
| | [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | |
| | Please see attached sheet. |
| | *************************************** |
| | |
| | |
| | |
| 19 | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | √Z Yes |
| | □ No |
| 20 |). Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| ì | Yes |
| | □ No |
| | |

Re: E2289 Wolfhampcote to Sawbridge.

I wish to express the greatest concern that there may be a strong possibility that Wolfhampcote Lane as referenced above may be withdrawn from usage by local people who have long used this ancient 'green lane' for traditional (healthy) outdoor pursuits such as walking, riding (horses) and cycling due to the fact that the 'lane' has never been officially classified.

I have lived with my husband at the above address for over 12 years and have kept my horses at an equestrian livery yard in nearby Flecknoe for the whole of that time. I ride almost every day and ride along the Wolfhampcote Lane at least twice a month (sometimes more often in the better months). My husband and I have always had dogs and exercise them along the 'green lanes' in the nearby vicinity of Willoughby, including the Wolfhampcote Lane which makes a lovely walk when linked up with the nearby canal towpath. I am a member of a Nordic Walking group and the group walk parts of this lane on a regular basis. My husband is a cyclist and enjoys cycling along the local 'green lanes' including Wolfhampcote Lane.

I feel that I should mention that my husband and I are 'pensioners' and have been retired many years. We understand from medical advice that it is vitally important to take regular, healthy exercise. The Wolfhampcote Lane provides a safe, traffic free route where local people such as us, can pursue healthy, non-motorised pursuits without the risk of being mowed down by motorists using the country roads as 'rat runs'/shortcuts. This is so important when riding a horse, arguably one of the most dangerous pastimes if needing to negotiate routes where there are motorists who have no idea of the need to drive carefully on country roads, especially when passing horses.

I have spoken to friends who live in the hamlet of Sawbridge and have done so all their lives as did their forebears before them for many generations. I am told that the Wolfhampcote Lane has always been used by the local people and is generally understood to be an ancient, traditional 'green lane'. Until recently, I am told, there has never been any threat to restrict access to this route nor has there ever been any barriers erected to make its usage difficult.

I feel strongly that this 'lane' should remain a designated byway for use by walkers, riders and cyclists and urge you to consider carefully any application to have the usage of this lane changed to restrict public access.

| Apprendix 42: |
|--|
| DECLARATION Source passed the other |
| Data Protection & Court was sout to me to a |
| Under the Data Pryour personal data necessary to discipant the page of the placed in the put. This statement ar Council to establis that it may be may website. Under the Data Pryour personal data necessary to discipant the put. Solve Jones and ut how nay be tement at a council to establis that it may be may website. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary to discipant the put. Under the Data Pryour personal data necessary the put. Under the Data Pryour personal data necessary the put. Under the Data Pryour per |
| AUTOFA HUGUES |
| Please print your name here |
| Your: Home Telephone Number. 01788 891313 |
| Mobile Telephone Number. 07702 626268 |
| Email Address Misaucheahughes@ L'internet com |
| |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

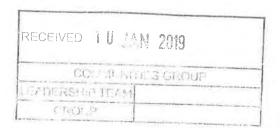
Date:

February 2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available



Andrew Keir

Gate Farm

Sawbridge

Rugby

Warks. CV23 8BB

KEIR659@BTINTERNET.COM

Tel 01788 899275

Mobile 07963 615623

Definative map / E2289 Wolfhampcote Lane, Sawbridge

Dear Sonu

I have lived in Sawbridge since 2007. Wolfhampcote lane was always described to us, by long term residents in this parish, as having been the main road from Sawbridge to its parish church, St Peters, at Wolhampcote.

Sawbridge was a much larger village until sometime in the middle ages when the village was abandoned, either due to plague or land clearance. Sawbridge is currently listed as an area of archaeological interest, because of this.

As part of Gate Farm, I have access down this lane to my land, this is over what is now Fox Farm. It should be noted that Fox Farm was part of Gate Farm until 2007 when it was sold separately as part of probate, of Arthur Truslove's estate. Arthur Truslove was the owner of Gate farm from the 1950's and his two surviving sons were executors of the sale. David Truslove still lives in Sawbridge at, The Cedars, Wolfhampcote Lane.

David, sold the farm in three lots, with advise that the lane was a public right of way and it always had been.

Further to this, my solicitors' enquiries to Warwickshire county council at the time also confirmed this. I enclose a copy of the correspondence from that time. I also enclose a copy of the map showing the boundaries of Gate Farm at the time of it's sale.

I hope this is of help.

Yours sincerely

A. C. Keir

Appendix 42

Contacts Form

Taken by Val

Name Andrew Keir
Address

Home Tel: 01788 899275
Mobile:

email:

Date:30 Apr 2019

Type of person
Member of the
Public

Wolfhampcote

Mr Keir said that Mrs Marwood had accosted his wife regarding the lane. He asked me where the process stood. I explained that the evidence submitted from consultation was being considered however I could not give him a timescale for how long it would take. An Order would then be made which was a public process with signs on the route in the paper and on our web page as well as informing the Parish Councils and other interested parties. He asked if Mrs Marwood could stop it and I explained that anyone could object and produce evidence to back their objection, this stage was open to the wider public so anyone could come forward. If they could not be convinced that the Order was correct and upheld their objection the case would be decided by the Planning Inspectorate. Mrs Marwood told his wife that she had seen their statements –Mr Keir wanted to know if anyone could see the evidence submitted. I told him it was not in the public domain at this stage.

NG. Hus Marwood Md MB Keir that she is disputing the status of the voute as she wants to devalue their bases.

BARNES CAMPLING GILROY

SOLICITORS

16 MARKET PLACE · BRACKLEY · NORTHANTS · NN13 7BG Tel: **(01280) 709426 / 709427**

Fax: (01280) 705154 · DX: 16981 Brackley

Our Ref:

ADG/KEIR/LOT4

Your Ref:

15th March 2007

Mr and Mrs A. Keir 2 Preston Road Eydon Daventry Northamptonshire NN11 3PD

Dear Mr and Mrs Keir,

Truslove Estate to Keir Gate Farm, Sawbridge

I enclose a copy of an e-mail received from the Highways Department of Warwickshire County Council.

Clearly the access way is a public highway.

Yours sincerely,

Tony Gilroy

Barnes Campling Gilroy

Appendix 42

Fony Gilroy

From:

samgrierson@warwickshire.gov.uk on behalf of searches@warwickshire.gov.uk

14 March 2007 15:55

Γο:

Sent:

Tony Gilroy

Subject:

Lots 1 and 3 Gate Farm.

Attachments:

extent plan.jpg



extent plan.jpg (72 KB)

Ref: ADG/KEIR

Dear Sir/Madam.

Please find attached the extent of the highway shown in pink (D2289).

The land is crossed by an Unclassified County Road E2289 (UCR), a public highway, the centre line of which is indicated by a green line on the

The question of width has not previoulsy arisen.

tached map. The question of width has not previoulsy arisen.

sequently, the evidence has not been sought and we are unable to define the width of the public highway at this time, but it would be at least the width of the existing stoned track. Evidence relating to the width of the highway may be discovered at the County Records Office in Warwick. Further information on UCRs may be found on-line

www.warwickshire.gov.uk/countryside

(See attached file: extent plan.jpg)

Many thanks, Sam Grierson.

Highway Searches Team, Environment and Economy, PO Box 43, Shire Hall, Warwick, CV34 4SX

DX723360 Warwick 5

http://www.warwickshire.gov.uk/highwaysearches

mailst the County Council as highway authority believes the information to be correct it should be noted as a matter of highway law that only a Court can issue the definitive interpretation on matters of highway status and extent

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Environ annual tand Re one my Directo rath Nucl. 14, 2007 15-53.



Chartered Surveyors, Planning & Development Consultants

Eden House, 8 St. John's Business Park, Rugby Road, Lutterworth, Leicestershire, LE17 4HB T: 01455 559030 F: 01455 558529 E: info@wellsmcfarlane.co.uk

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GRID REF

SCALE: 1:5000 Approx

DATE: May 2006

DRAWING No. 6T5019.3

Lots 4 Gate Farm, Sawbridge, Rugby



EATE FARM 1950'S



Chartered Surveyors, Planning & Development Consultants

Eden House, 8 St. John's Business Park, Rugby Road, Lutterworth, Leicestershire, LE17 4HB T: 01455 559030 F: 01455 558529 E: info@wellsmcfarlane.co.uk

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GRID REF

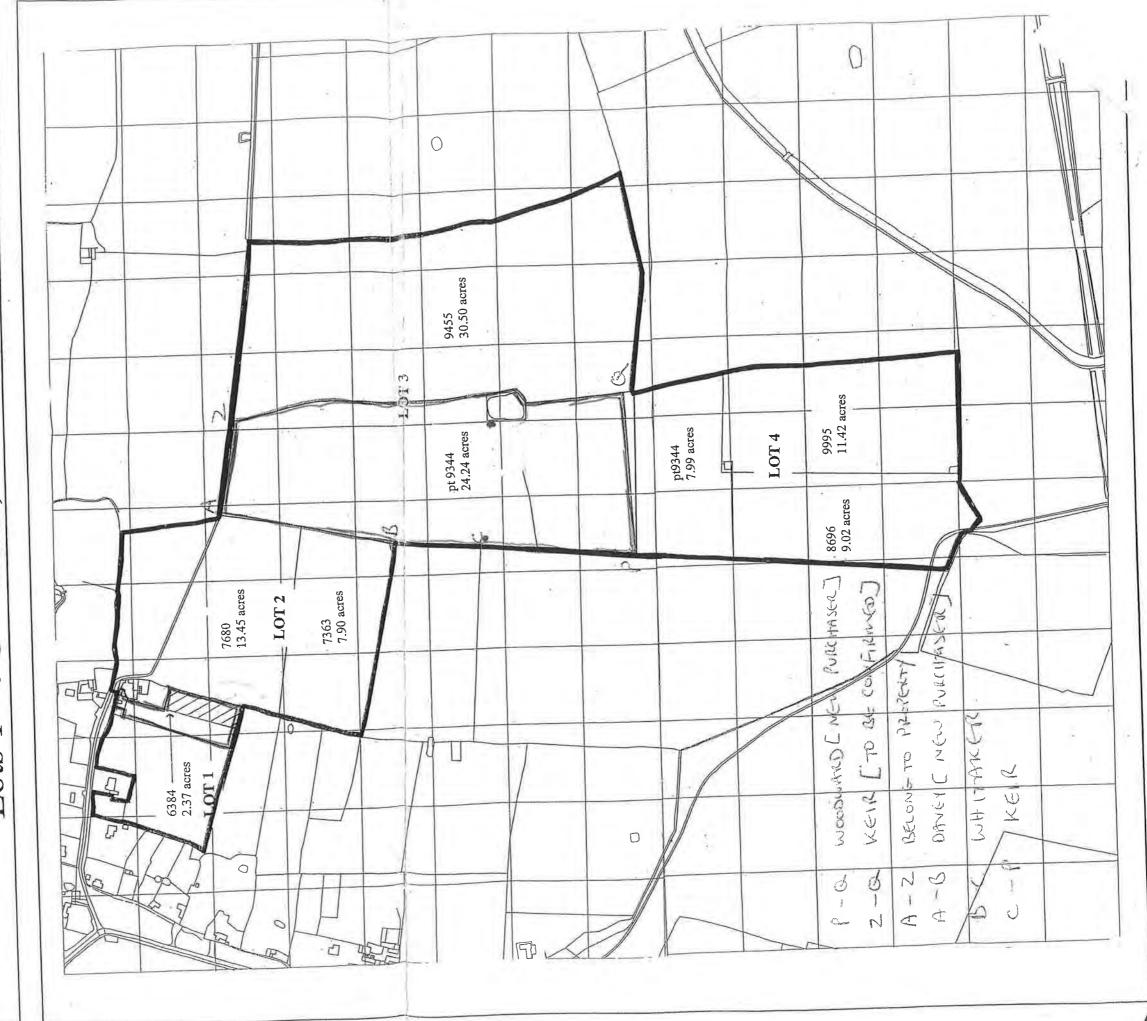
Appendix 42

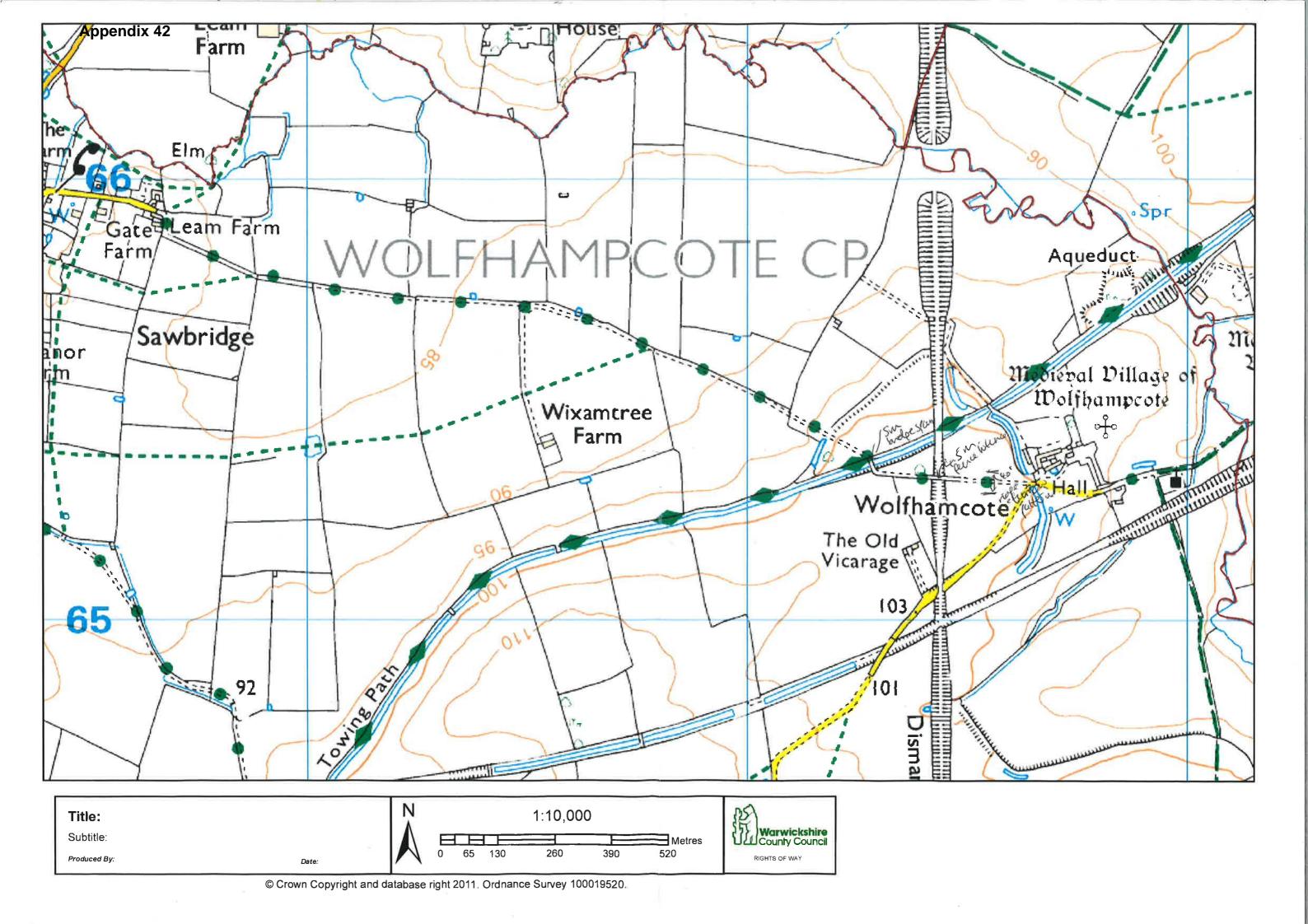
SCALE: 1:5000 Approx

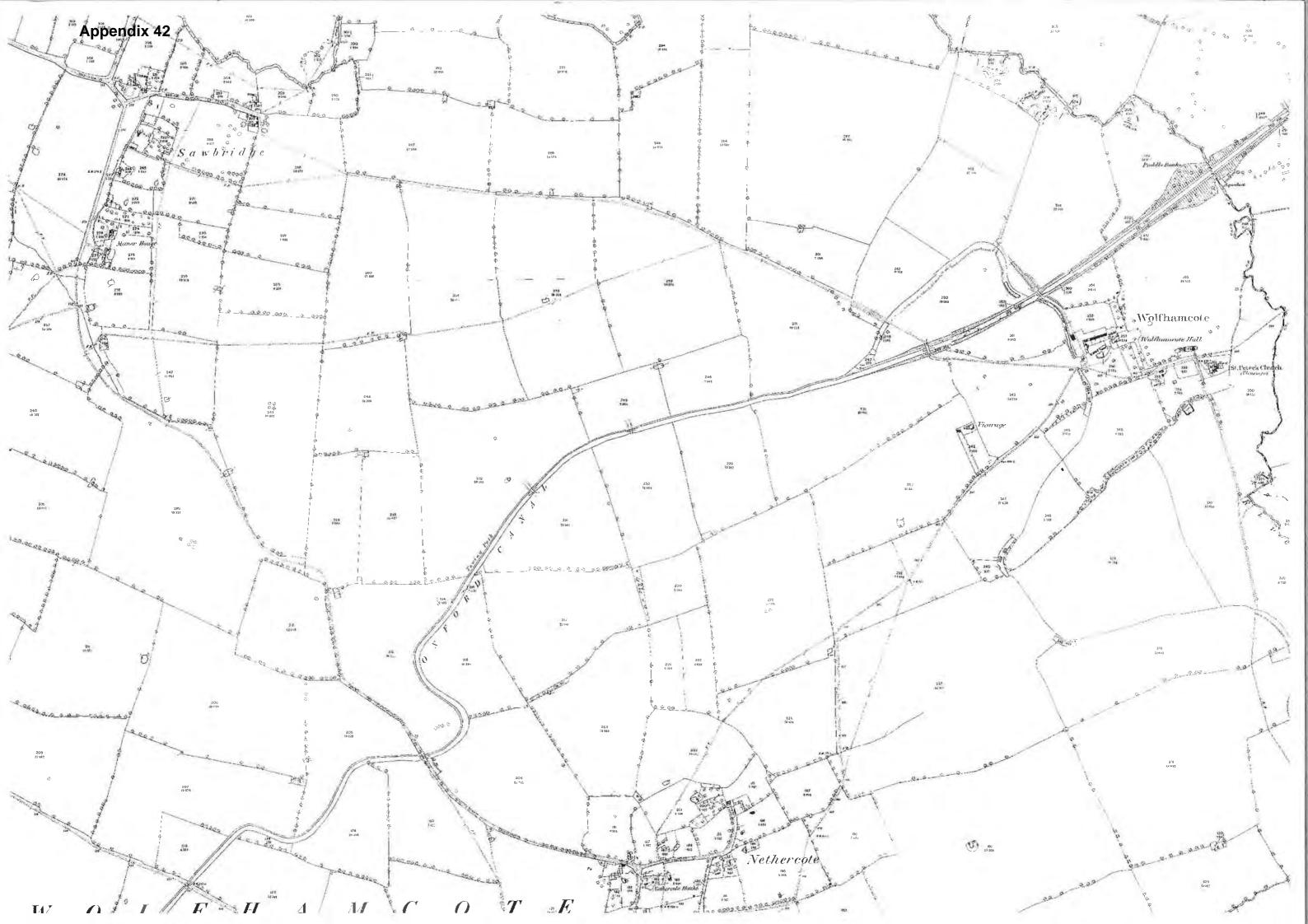
DATE: May 2006

DRAWING No. 7 6T5019.3

Rugby Sawbridge, Farm, Gate 4 Lots







Public Right of Way User Evidence Statement

This statement should be completed and returned to the person making the application so that it can be submitted with or form part of an application seeking a change to the Definitive Map and Statement of Public Rights of Way.

This statement is intended to provide preliminary evidence about the application. When Warwickshire County Council commences detailed research, an officer from that authority may contact you to seek further information or ask you to be interviewed about your evidence.

This statement is designed to help establish whether or not the route being claimed in the application is a public right of way. It also provides evidence of how it is used (for example on foot, on horseback, by vehicles etc).

You should answer the questions as fully as possible and not keep back any information, whether for or against the public claim. This is important if this information is to be of real value in establishing the status of the application route. The information given may be examined at a public inquiry.

This statement should be completed by one person only and should relate to only one route. If you need more space please continue on a separate sheet which will need to be attached to this statement.

If completing the statement by hand, please ensure it is written legibly and in black ink.

Confidentiality - Please Read Carefully

The information you give in this statement cannot be treated as confidential.

- It may be necessary for Warwickshire County Council to disclose information received from you to others, which may include other local authorities, the Planning Inspectorate and other government departments, public bodies, other organisations, landowners and members of the public. If the application proceeds to a public inquiry your evidence will be made available to the inquiry.
- If Warwickshire County Council proceeds with the application but it is contested (for example by a landowner), there may be a public inquiry. This will be held locally and if you are unable to attend your evidence will be given in writing, but user evidence is of much greater value if you attend in person and are prepared to answer questions about it. Inquiries are kept as informal as possible and Warwickshire County Council will help you with the procedure.
- The information you give in this statement will be processed in accordance with the Data Protection Act 2018. It is held by the Warwickshire County Council's Rights of Way Service for the sole purpose of processing the application for the route referred to. For more information see www.warwickshire.gov.uk/dataprotection

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Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

User Evidence Form

| ABOUT YOU | |
|--|----|
| Name Andrew Lowe | |
| 'Red Gable', 22 High Street, Braunston, DAVENTRY Address | |
| 7.ddi 033 | |
| | |
| | |
| Postcode NN11 7HR | |
| Year of Birth 1962 | |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] | |
| n/a | |
| | |
| | |
| ABOUT THE APPLICATION ROUTE | |
| How do you think the application route should be recorded? | |
| ☐ As a footpath (public rights on foot only) | |
| ☑ As a bridleway (public rights on foot and on horseback or bicycle) | |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) | |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles |) |
| Describe the application route (include start and finish points and provide OS grid references if y can) | ou |
| As shown on your own plan reference E2289/SC/Location. | |
| | |
| | |

.....

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

| As shown on your own plan reference E2289/SC/Location. | As shown on your own plan reference E2289/SC/Location. | | | | |
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YOUR USE OF THE APPLICATION ROUTE

time you were using it.

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From To To |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | Route used relatively infrequently for leisure purposes, either on foot or bicycle. |
| | |
| | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | | | | 2 | | |
| On horseback | | | | | | |
| By pedal cycle | | | | 2 | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | |

| 4. | Has the application route always followed the same course? |
|----|--|
| | ☑ Yes |
| | □ Don't know |
| | □ No |
| | If no – how and when was the route altered? |
| | |
| | |
| | |
| 5. | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] |
| | Width varies at various stages of the path. A few meters, down to a meter in places. |
| | |
| | |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] Grass and earth. |
| | |
| | |
| | |
| 7. | Have there ever been any of the following on the application route? |
| | a. Stiles [state locations and show on your map] |
| | Yes |
| | |
| | |
| | How long were they in place? |
| | Unknown. |
| | |
| | |
| | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|------|---|
| | | Closed, unlocked gates |
| | | |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | None to my knowledge. |
| | | |
| | | |
| | | |
| 8. | Dic | any of the above prevent you from using the application route? |
| | Ø | No |
| | | Yes |
| | If y | es, please give details |
| | | |
| | | |
| | | |
| 9. | pul | ve you ever seen any signs or notices suggesting whether or not the application route is a olic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be osecuted" etc) |
| | ☑ | No |
| | | Yes |
| | | Don't know |
| | - | es – state when and give details, including when they were present and mark their location your map |
| | | |
| | | |
| | | |

| 10. | . Ha | ve you seen other people using the application route whilst you have been using it? |
|-----|------|---|
| | | No |
| | Ø | Yes |
| | If y | es, please provide any additional information about this |
| | Ot | her walkers and cyclists regularly use the route. |
| | | |
| | | |
| La | nd (| Ownership |
| 11. | | ere you working for any owner or occupier of land crossed by the application route at the e when you used it, or were you then a tenant / licensee of any such owner? |
| | Ø | No |
| | | Yes |
| | If y | es, provide details and dates |
| | | |
| | | |
| | | |
| 12. | | I the owner or occupier ever give you permission (or did you seek permission) to use the olication route? |
| | Ø | No |
| | | Yes |
| | If y | es, |
| | a. | From whom? |
| | b. | When? |
| | | |

| 13. | . Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|---|
| | ☑ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| 14. | . Have you ever been stopped or turned back when using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | . Has anyone else ever told you that they were prevented from using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| 16. | . Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | ☑ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |

Other Information

| 17. | app | you have, or do you have knowledge of, any documentary evidence which is relevant to the olication route or which indicates public use? (for example photographs, guidebooks, letters, e documents, old maps, etc) |
|-----|-----------|---|
| | | No |
| | Ø | Yes |
| | If y | es – please provide details |
| | Or | dnance Survey Explorer Map 222 (Rugby & Daventry) shows the application route as: |
| | <u>'O</u> | ther route with public access. The exact nature of the rights and the existence of any |
| | res | strictions may be checked with the local highway authority'. |
| | | |
| | | |
| | | |
| | | |
| 18. | as [Co | ease give any further information which you consider would be helpful in reaching a decision to whether the application route should be recorded as a public right of way? ontinue on a separate sheet if necessary] |
| | [If y | you wish to provide a separate sketch map, please do so and attach to this statement] |
| | | |
| | | |
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| | | |
| | | |
| | | |
| 19. | cla | ring the investigation Warwickshire County Council may want to interview some or all of the imants in order to gather additional information. Would you be willing to talk to an officer m Warwickshire County Council about your knowledge of the application route? |
| | | Yes |
| | | No |
| 20. | Wc | ould you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | Ø | Yes |
| | | No |
| | | |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here |
|--------|--------------------------------------|
| | |
| Your: | Home Telephone Number 01788 890769 |
| | |
| | Mobile Telephone Number 07795 474340 |
| | · |
| | Email Address andyjlowe@aol.com |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: Andrew J Lowe

Date: 03/02/2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name ANDY FARQUARSON |
| Address 2 TME GREEN |
| BROADWELL |
| WARKS |
| Year of Birth 1946 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| Lused the path while I lived in Braunsfor between 1973/4 and 1991 |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? Dow'T KNow -UP TO |
| □ As a footpath (public rights on foot only) THE COUNCIL TO DECIDE |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| The voute is E 2289 and it runs from |
| Sawbridge to Wolfhamp zote |
| SP 506 660 to SP523 653 |

YOUR USE OF THE APPLICATION ROUTE

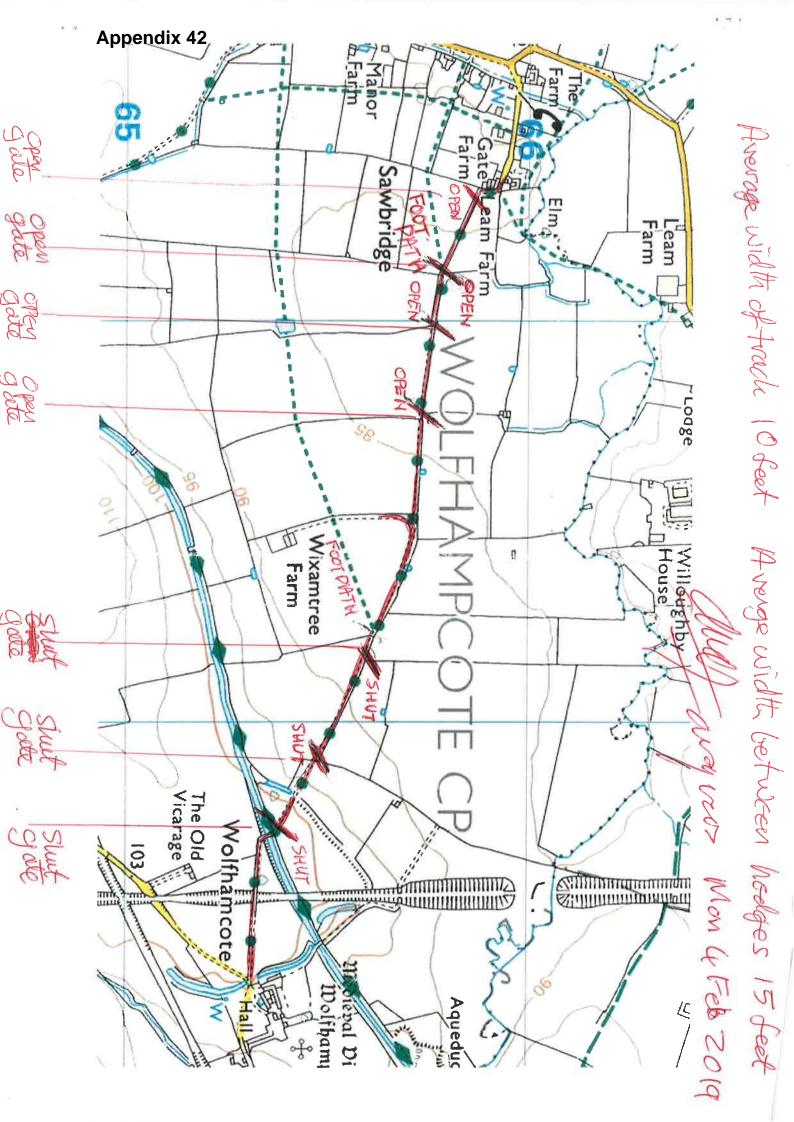
| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|---|
| | From Mid 1970s To Tuesday 5 Feb 2019 |
| | Were there any extended periods during which you did not use the route at all? If so, please state when and why? There were a few odd years when |
| | I did not walk the route - mostly |
| | In the 1990s |

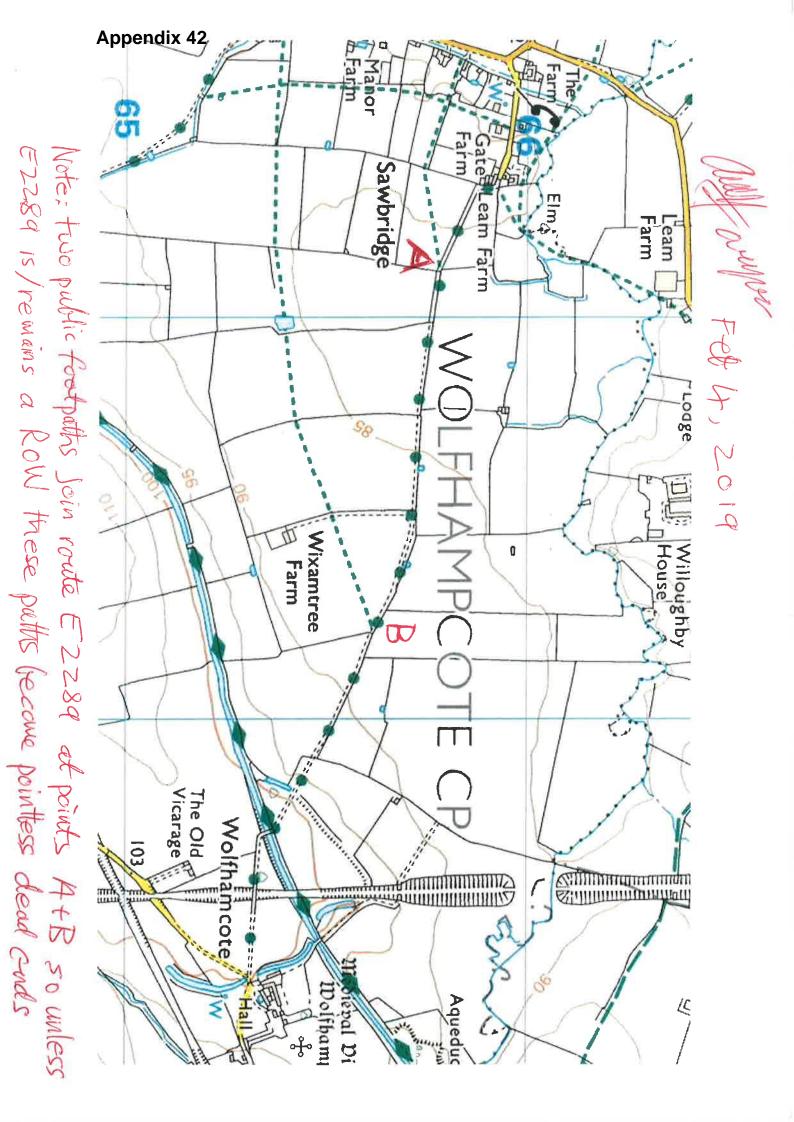
3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | | NA | | |
| By pedal cycle | | | | NA | | |
| By car ★ | | | | | | one or |
| Other [please specify] | | | | | | |
| | | | | | | |

* Note: I have driven the length of the route two or three times - cannot reall exact dates. I also drove from Wolfhampcote as far as the canal bridge a few times Hamilton Form (Form 4) v5 May 2017

| | 4. | Has the application route always followed the same course? |
|---|----|--|
| | | Yes (at least since mid-1970s) |
| | | □ Don't know |
| | | □ No |
| | | If no – how and when was the route altered? |
| | | |
| | | |
| | | |
| * | 5. | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] **LANCE A LET GENERAL WAY **TOTAL WAY ** |
| | | Is approx ten feet wide; the route between hedges/fences is fifteen feet wide |
| | 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] Mostly Simul stones (melly mud – a bit of handcove in places, Some grass of reconstructions. |
| | U | etweentracks; middy in places; port-holed |
| | 7. | Have there ever been any of the following on the application route? |
| | | a. Stiles [state locations and show on your map] |
| | | NOWE |
| | | |
| | | |
| | | How long were they in place? |
| | | N/A |
| | | |
| | | |





| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| ☑ Yes |
| If yes, please provide any additional information about this |
| Quite frequently see randlers/walkers. Quite frequently see tractors driving alone * the route; less often 4×45 on farm busines |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| No |
| □ Yes |
| If yes, provide details and dates |
| ************************************** |
| |
| *************************************** |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |
| |
| |
| |
| * 10 seen shoeptvailors behind 4x4s seen small frailers behind 4x4s |
| seen small frailers behind 4x45 |
| delinaring sheep fordon |

| | b. Gates [state locations, indicate whether locked – and when - and show on your map] Gates at most intersective field boundaries (See my map). Some nearly always opin; a couple nearly always shut. None Locked c. Other barriers [state what they were and location, how long they were in place and show on your map] |
|----|---|
| 8. | Did any of the above prevent you from using the application route? No (gates often Shut but nove (ocked) Yes |
| | If yes, please give details |
| | ii yes, piease give details |
| | |
| | |
| | |
| 9. | Have you ever seen any signs or notices suggesting whether or not the application route is a public right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc) |
| | □ No |
| | No Yes Signs at each end say "Courty Unclassified Rood |
| | □ Don't know |
| | If yes – state when and give details, including when they were present and mark their location on your map See above Also footpaths Join the route at two locations (See my map) |
| | |

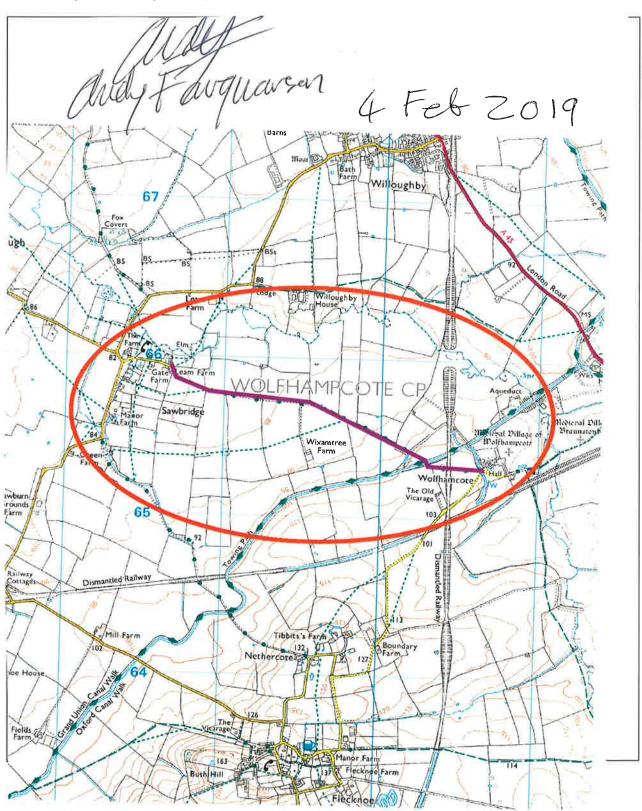
| | the land or by anyone in their employment)? |
|-----|--|
| | No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14 | . Have you ever been stopped or turned back when using the application route? |
| | No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15 | . Has anyone else ever told you that they were prevented from using the application route? |
| | No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | *************************************** |
| | |
| | |
| 16. | . Have you ever had a private right to use the application route? (for example, an easement private right of access, licence, etc) |
| | No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |

| Ot | her Information |
|-----|---|
| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
| | No No |
| | □ Yes |
| | If yes – please provide details |
| | |
| | |
| | |
| | |
| | |
| | |
| 18. | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | 1 STRONGLY FEEL THIS ROUTE SHOULD |
| | REMIAN A RIGHT OF WAY BUT |
| | HAVE NO VIEW ON WHAT CLASSIFICHTO |
| | HOWEVER, I BELIEVE FARMERS NEED TO USE |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer of from Warwickshire County Council about your knowledge of the application route? |
| | Yes |
| | □ No |
| 20. | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | Yes RELUCTANTLY - VERY BUSY |

□ No

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.





Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

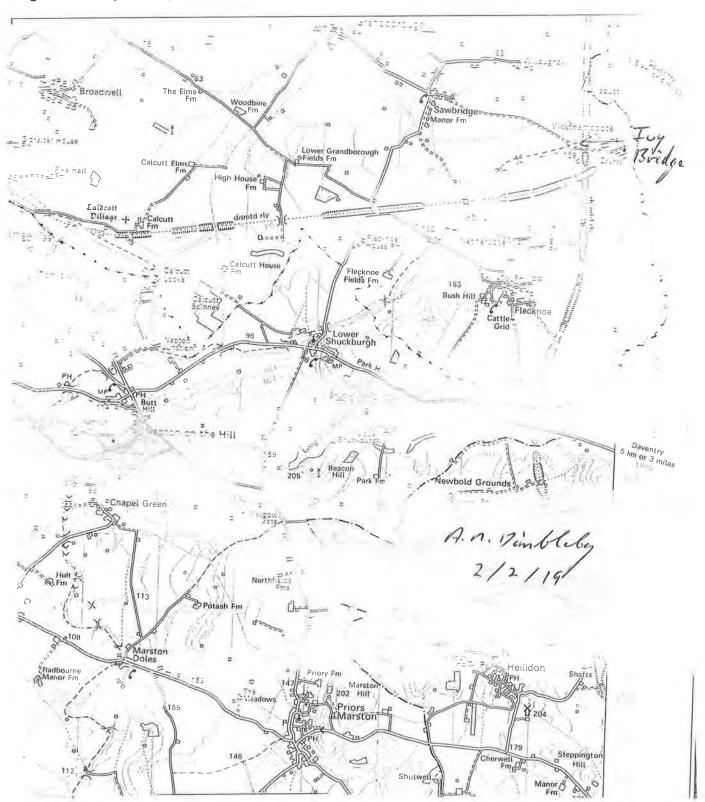
ABOUT YOU

| Evidence | Form |
|----------|----------|
| | Evidence |

| Name ANTONY NIGGE DUADIGESY |
|--|
| Address Hasertas Farer |
| BRODOWEU |
| Rucoy |
| 12/6-/6- Postcode (V 2 3 8 14 61 |
| Year of Birth 1.1.4.8 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| n/2 |
| 3220320377037237247777777777777777777777 |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can |
| Santridge highway & Wolphampeole as shown on |
| man overleaf |
| <u></u> |
| 3.57.1.1.3.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1. |

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.



Sonu Copson Definitive Map Rights Of Way Officer County Highways P.O. Box 43 Shire Hall Warwick CV34 4SX

A.Olorenshaw Ltd Hospital farm Broadwell Rugby CV23 8HH 29/01/2019

Dear Sonu Copson

Regular User Of Road Ref No: E2289/SC

We require vehicle access to Wixam Farm, Wolfhamcote. CV23 8AR for feeding and shepherding our livestock at this location. With access from Sawbridge which is adjacent to our other farmland.

To shut this road would make life impossible.

A. N. Dimble by

Yours faithfully

A.N.Dimbleby

RECEIVED 3 1 JAN 2019

COMMUNITIES GROUP

LEADERSHIP TEAM

GROUP



DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here ANTONY NIGE DIMINICE, |
|--------|--|
| Your: | Home Telephone Number |
| | Mobile Telephone Number |
| | Email Address |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: A, n, Din blog

Date: 2/2/15

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

Sona Copron, Courts Highway, 190 Bose Hy 3 Shire Hall, Whowish

Application Number Appendix 42

| 4. | П | as the application route always followed the same course? |
|------------|---------|---|
| | ¥ | Yes |
| | | Don't know |
| | | No |
| | lf ı | no – how and when was the route altered? |
| | *** | |
| | | |
| | *** | |
| 5. | [Pl | oproximately how wide is the application route? lease give your estimate of the width across which you used the route including the width used nen passing others or using it with others. Take care to consider the overall width of the route. If s varies, please describe how] [Or please state 'Don't know'] |
| | ••• | Originally an unferred highway |
| | (* 5.50 | |
| 3 . | [Fo | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | | Slone |
| | •••• | |
| | •••• | |
| 7 . | На | ve there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | No |
| | | *************************************** |
| | | *************************************** |
| | | How long were they in place? |
| | | |
| | | |
| | | |
| | | |

YOUR USE OF THE APPLICATION ROUTE

| | n which years did you use the application route? If you used the route by more than one method lease indicate all dates. | |
|----|---|---|
| | rom 1998 To Present day. | |
| 2. | Vere there any extended periods during which you did not use the route at all? If so, please state when and why? | Э |
| | No | |
| | | |
| | | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in he columns below]. Please give dates if your method of use changed significantly in the time you were using it. | |
| | | |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|----------------------------|--------|---------|------------------|----------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | During summer - Cime | | | | | |

Application Number **Appendix 42**

| | b. Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|---|
| | An always open gate at Sawbridge silly end A closed gate next to Try Bridge at Walphaneste is my early recollection with further gotes along the road |
| | A closed gale next to Try Bridge of Welphaneste |
| | is my early recollection with further geter along the road |
| | c. Other barriers [state what they were and location, how long they were in place and show on your map] |
| | When the highway was enclosed in 2002 dece |
| | when the highway we carlosed in 2002 the could not stray into the could not stray into the could not be fields it marks |
| | |
| 8. | Did any of the above prevent you from using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details |
| | |
| | |
| | |
| | |
| 9. | Have you ever seen any signs or notices suggesting whether or not the application route is a public right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc) |
| 9. | right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" |
| 9. | right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc) |
| 9. | right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc) |
| 9. | right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc) No Yes |
| 9. | right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc) No Yes Don't know If yes – state when and give details, including when they were present and mark their location on |
| 9. | right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc) No Yes Don't know If yes – state when and give details, including when they were present and mark their location on |

| 10. | Have you seen other people using the application route whilst you have been using it? |
|-----|---|
| | □ No |
| | ☑ Yes |
| | If yes, please provide any additional information about this |
| | Ramblen, cyclist, delivery men and fumers t landowners |
| | |
| Laı | nd Ownership |
| 11. | Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| | ☑ No |
| | ☑ Yes |
| | If yes, provide details and dates |
| | All find no connection a teller as year round tenant |
| | |
| | |
| 12. | Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, |
| | a. From whom? |
| | b. When? |

13. Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)?

| | in the control of the |
|-----|--|
| | ☑ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14 | . Have you ever been stopped or turned back when using the application route? |
| | © No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | *************************************** |
| | |
| | |
| 15 | . Has anyone else ever told you that they were prevented from using the application route? |
| | □ No |
| | ☑ Yes |
| | If yes, please give details including when this happened |
| | Notified of a risk of closure of the road |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | ☑ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |

| /pr | Appendix 42 Witness N | lumber | RECEIVED | 06 FEB | | (for office | use only) | |
|-----|--|--------------------|--|--------------|----------------------|----------------------|-----------------------------------|-----------|
| Otł | ner Information | | C | OMMUNITIE | S GROUP | | | |
| 17. | Do you have, or do you have knowled application route or which indicates pub documents, old maps, etc) | lge of, lic use | any & Political and the second | Mentary e | evidence ographs, | which is guideboo | relevant to th ks, letters, sa | ne ile |
| | ☑ No | | | | | | | |
| | ☐ Yes | | | | | | | |
| | If yes – please provide details | | | | | | | |
| | | | | | | ******* | | |
| | | | | ******* | ******** | ********** | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| 18. | Please give any further information which whether the application route should be [Continue on a separate sheet if necess [If you wish to provide a separate sketch | record sary] | ded as a pi | ublic right | of way? | | | to |
| | IV has always been & | p:: | blic v | ight.og | way | and | | |
| | must always be so. | | | | | | | |
| | | | *********** | | | ******** | | |
| | | | | | | | | |
| | | | ********** | | | *********** | ********** | |
| | | | ************ | | | | | |
| 19 | During the investigation Warwickshire claimants in order to gather additional Warwickshire County Council about you | inform | nation. Wo | ould you b | e willing | to talk to | ne or all of t an officer fro | :he om |
| | ☑ Yes | | | | | | | |
| | □ No | | | | | | | |
| 20 | . Would you be willing to attend a hearing | g, or p | ublic inquir | ry to give e | evidence | if necessa | ary? | |
| | ☑ Yes | | | | | | | |
| | □ No | | | Jan 5 | | | 1: | |

ATTN: SONU COPSON

| RECEIVED | 1 1 MAF | R 2019 | |
|------------|----------|----------|--|
| CO | MMUNITIE | ES GROUP | |
| LEADERSHIP | TEAM | | |
| CROU | | | |

AS DISCUSSED PLEASE FIND PHOTOS

OF MOTOR RALLY IN JANUARY 1971

USING SECTION OF READ BETWEEN SAWBRIDGES AND BRAUNSTON.

NOTE INCORRECT SPELLING OF SAWBRIDGE
TO THORBRIDGE IN TEXT TOP LEFT PAGE

KIND REGARDS

BARRIE MITCHELL

HOLLY COTTAGE

15 HIGH STREET

MARTONS

RUSBY

CV 23 9RR

Sai H. Mu

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | print your name here BARRIE MITCHELL |
|--------|---------------------------------------|
| Your: | Home Telephone Number 01426 632948 |
| | Mobile Telephone Number |
| | Email Address ridermarton @ gmail.com |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date:

10/02/2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

| Application Number | Witness Num | ber | (for office use only). |
|--|--|---|---|
| Appendix 42 | | RECEIVED 1 3 FEB 2019 | |
| | | COMMUNITIES GROUP | |
| Warwickshire County Council | | GROUP htryside Act 1981 and Statement of Public Rig | form ghts of 4 |
| Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX | User Eviden | ce Form | |
| ABOUT YOU | | | r |
| Name BARE | RIE MITC | MELL | |
| Address HOLLY | COTTAGE | | *************************************** |
| AND INTERIOR OF THE PROPERTY O | ugh stre | 1534105555555555 | ***************** |
| M | ARTON N | R RUSBY C | |
| | | Postcode CVZ | 3 9RR |
| Year of Birth | 1947 | | ****************** |
| Have you lived at any othe If so, please provide details | | ne time you have used the pathesses are not required] | n or way? |
| *************************************** | N/1 | 4. | |
| | ······································ | *************************************** | *************************************** |
| ABOUT THE APPLICATION | ON ROUTE | | |
| How do you think the appli | cation route should b | e recorded? | |
| ☐ As a footpath (publi | c rights on foot only) | | |
| ☐ As a bridleway (pub | olic rights on foot and | on horseback or bicycle) | |
| ☐ As a restricted bywa | ay (public rights on fo | oot, on horseback or any non-n | notorised vehicle) |
| As a byway open to | all traffic (public righ | ts for all classes of use, includ | ing motor vehicles) |
| Describe the application ro | ute (include start and | finish points and provide OS | grid references if you can) |
| | | | |
| UNSUR | FACED TRA | ACK OS LAND | PRANGER ISI REFER |
| | | 07 | |
| FINIS | H 6545 | 2 7 | |
| | | 3 | |

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

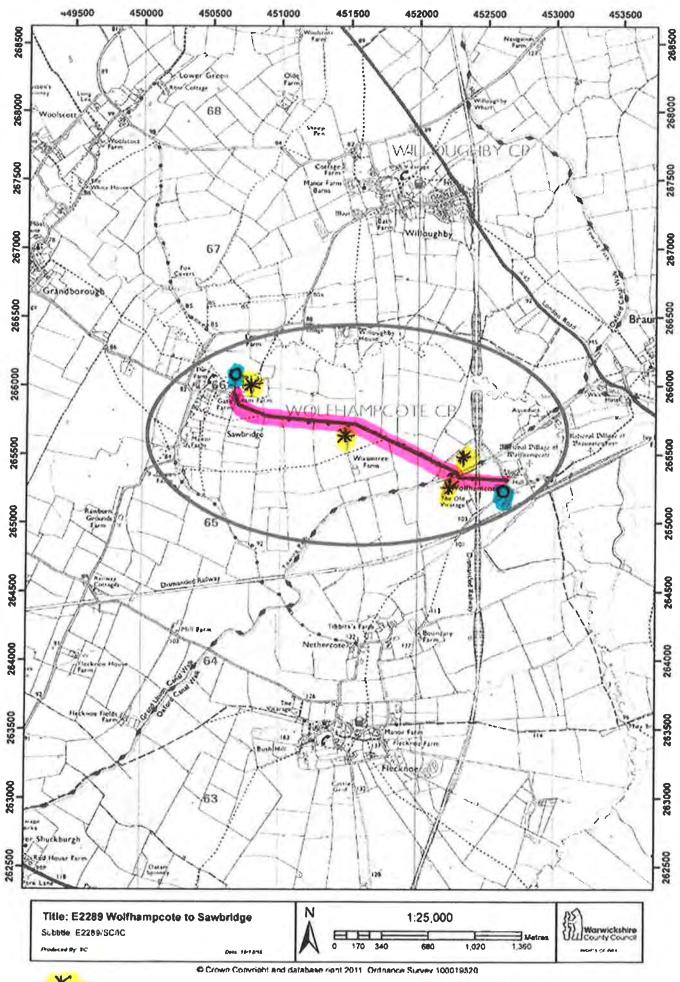
SEE ATTACHED

E 2289

E 2289

WOLFHAMPEOTE

TO SAWBIRIDGE



DENOTES GATE

DENOTES COUNCIL SIGN

Sun Wilde 12/02/2019

YOUR USE OF THE APPLICATION ROUTE

| In which years did you use the application route? If you used the route by more than one method please indicate all dates. | | |
|--|--|--|
| | From 2014 To 2018 | |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? | |
| | USED VARIOUS DAYS THROUGHOUT YEARS | |
| | FOR PEDAL CYCLE USEANE. | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|----------|------------------|--------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | BYC | 7CLE | | |
| By car | | | / | | 10 | 10 C E |
| Other [please specify] | | | CMECK OF | cie Cie | 10 FOR CO | VENT. |

| | Has the application route always followed the same course? |
|----|--|
| | √ Yes |
| | □ Don't know |
| | □ No |
| | If no – how and when was the route altered? |
| | |
| | |
| | |
| 5. | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] |
| | |
| | 3 M |
| | |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] |
| | |
| | GRAVEL / EARTH |
| | |
| 7. | Have there ever been any of the following on the application route? |
| | a. Stiles [state locations and show on your map] |
| | |
| | NONE |
| | |
| | How long were they in place? |
| | |
| | \mathcal{N}/A |
| | |
| | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] | | | | |
|----|-------------|--|--|--|--|--|
| | | 4 OR 5 SATES | | | | |
| | | | | | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] | | | | |
| | | | | | | |
| | | N/A | | | | |
| | | *************************************** | | | | |
| | | | | | | |
| 8. | Did | any of the above provent you from using the application route? | | | | |
| 0. | | any of the above prevent you from using the application route? | | | | |
| | X | No | | | | |
| | | Yes | | | | |
| | If y | es, please give details | | | | |
| | 50.000 | | | | | |
| | | | | | | |
| | | | | | | |
| 9. | Hav righ | ve you ever seen any signs or notices suggesting whether or not the application route is a public nt of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" | | | | |
| | | No | | | | |
| | × | Yes | | | | |
| | | Don't know | | | | |
| | | es – state when and give details, including when they were present and mark their location on r map | | | | |
| | | SMALL CIRLULAR SIGNS ON PATE POSTS | | | | |
| | | AT STARY AND FINISH | | | | |
| | | | | | | |
| | | (UNSURFACED) | | | | |
| | | COUNTRY ROAD | | | | |
| | | | | | | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| Yes |
| If yes, please provide any additional information about this |
| WALKING AND CYCLING TROOPS |
| AND INDIVIDUALS |
| FARM VEHICLES |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| No |
| □ Yes |
| If yes, provide details and dates |
| \$ |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| □ No |
| Yes |
| If yes, ADJACENT |
| a. From whom? PROPERTY OWNERS |
| b. When? EACH YEAR IN MAY AND JUNE |

| 13 | . Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|---|
| | No No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14 | . Have you ever been stopped or turned back when using the application route? |
| | No No |
| | ☐ Yes |
| | |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| • | No No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| 5 | No No |
| • | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | in you, ploade give rail details, moldaling who gave the permission, why and when |
| | |
| | |
| | |

Other Information

| 17. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) | |
|---|----|
| □ No | |
| Yes | |
| If yes – please provide details SEE ATTACHED CYCLE | |
| EVENT INFORMATION | |
| PROMOTED SUCT EACH | |
| YEAR. | |
| ALSO | |
| USED AS A TIMED SECTION IN TH | Æ |
| DUBONET MOTOR RALLY IN THE MID 60'S. | |
| 18. Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] | |
| THIS ROAD IS THE ONLY ROAD | |
| | _ |
| LINKING WORFAMPOOTE TO SAWBRIDGE | = |
| FOR PUBLIC ACUSS BY DEMICLE, | |
| CTCLES, HORSE, AND WALKERS. | |
| CRITICAL FOR THE ALUAL JUTY CTCLE E | ΞV |
| 19. During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? | |
| Yes | |
| □ No | |
| 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? | |
| Yes | |
| 10 No 10/02/2019 | |
| 10 10/02/2019 | |

Rependix ague of Veteran Racing Cyclists

In association with:

L.V.R.C. Region 7 and Team Jewson M.I.Racing Present:

OMLOOP VAN DER DRIES DORPEN

Sunday 8th July 2018 First Age Group off 10.00hrs Event Headquarters: Flecknoe Village Hall, Church Hill, Flecknoe. CV23 8AU

COURSE DETAILS

START in Nethercote proceeding with care on surfaced country road direction Wolfhamcote, take left turn (Care) on to unsurfaced road, proceed over canal bridge, downhill and along unsurfaced road (Extreme Care) direction Sawbridge. Pass through Sawbridge to take left turn onto surfaced road direction Shuckborough. continue along surfaced road to Flecknoe Station Bridge where take left turn direction Flecknoe. Proceed over canal bridge (Care) and at top of hill go through FINISH, turn left through START area direction Nethercote (5.6 miles) End lap 1.

Repeat above for laps 2, 3, 4, 5 & 6 to FINISH at top of hill into Flecknoe (33.4miles)



NOTES

HQ at Village Hall open 08.30hrs, riders briefing 09.30hrs at HQ.

No licence, No Helmet, No ride.

Medium cross section tyres suggested.

Race number on left lower back

Disposable RFID Tag on left side helmet.

Bring your own safety pins.

Refreshments available at HQ.

The Old Olive Bush Pub Sunday lunch can be booked telephone 01788 891134 ask for Jane.

Do Not Park on verges or Obstruct Driveways or Gates in the villages or Start / Finish points, see additional notes overleaf.

Do Not relieve yourselves within sight of members of the public, toilets are available at HQ.

The wearing of an approved hard shall helmet is mendatory for this event. Disabreless allowed. Mountain hikes not allowed.

The wearing of an approved hard shell helmet is mandatory for this event. Disc brakes allowed. Mountain bikes not allowed Prize list available at the signing on at HQ, sign on to collect your non returnable number and non returnable transponder. Allow 5 minutes to Start from HQ.

Prizes will be presented to 1st 3 riders to finish and all age cat winners at HQ asap.

Our thanks to JEWSON for their support, members and friends of Team MI Racing / Coventry Olympic Group Sportive for their assistance, and to Brian Gale of Crowhurst Gale Estate Agents for printing this programme.

Event Organiser: Barrie Mitchell, Holly Cottage, 15 High Street, Marton nr. Rugby. CV23 9RR
Tel: 01926 632948, Email: ridermarton@gmail.com

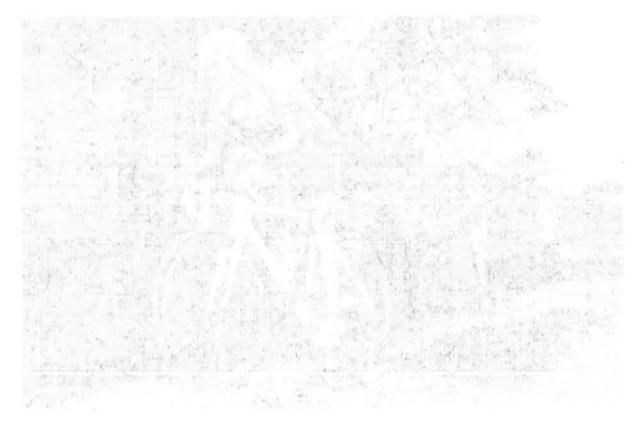
provide the second and begin to take the

시발하다 보면 전 사람들이 그 사람이 되었다면 하는 사람이 되었다.

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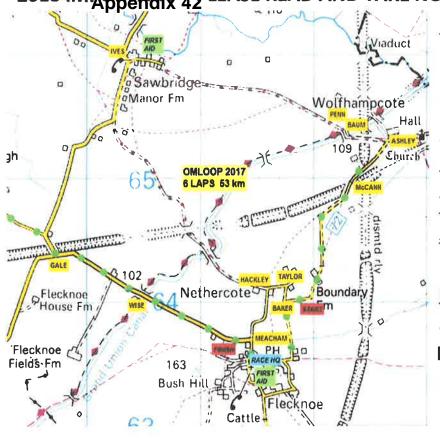
And the property and admit the first of the contract of the co

2177 5.10 38 54 50 5



19.11 1 10.11

2018 IMPORTANT 42 PLEASE READ AND TAKE NOTE OF INFORMATION AND REQUESTS



RACE ROUTE Once again we have decided to do 6 complete laps of the main circuit again finishing at the top of the hill into Flecknoe village. You will go through the finish a total of 5 times finishing at the end of Lap 6.

YOU MUST KEEP TO LH SIDE OF ROAD APPROACHING THE FINISH LINE

FACILITIES HQ is the village Hall for Sign on, race numbers, RFID tags & Prizes etc. There is no competitor Parking at HQ, the Village Hall parking is for Officials only.

<u>FIRST AID</u> We should have a total of 3 separate facilities, at the HQ, and in the following vehicles.

LOCAL ROADS We are using both surfaced & unsurfaced roads, the latter have access to private houses & farms. Do not recce the unsurfaced sections using motor vehicles, use your bikes, respect the locals, close all gates and keep noise to absolute minimum.

<u>PARKING</u> We have limited parking so be patient, park only where directed by a marshal which will be the cricket pitch parking area. Do not under any circumstances park such that you block access to houses, yards, businesses etc. Do not park on the grass verges outside properties in Sawbridge especially where track exits gateway.

<u>WEATHER</u> Who knows, we must keep dirty kit, shoes etc out of the HQ, it is carpeted. Please try to minimise the mess as we will have to clear up afterwards.

<u>POLICE</u> They will be around watching & learning how we do things in the LVRC, do not let us or the LVRC down, be aware of others on the roads and be polite at all times.



Coventry's leading cycle and skate board shop and sponsors of today's event

Tel: 02476 681102 and ask for Darren or Paul, Email: rideshop@gmail.com

to promo di cello e septembro de la la la la compansión de la la compansión de la compansió

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schedule compulsory and, with time lost early = 2 section, one nevertheless had to be on schedule throughout the rest. It meant that the reganiser's could run a competitive rally in teir area whilst staying within the legal limits. The downside was that the system was compromised in that it depended on where was lost, not just how much was lost.

However it was the same for all and it was no coincidence that most sections began with a particularly tight and difficult route so rendering the section difficult throughout. Of the nine sections only two (the second and the third) proved to be such that time could be caught back.



Leaving a control one minute early dropped the Pip Dale/John Brown Lotus Cortina outside the top ten, losing them a probable 4th place result, (Ferret)



The Midget of John Sprinzel and Gerry Ryan leaves the tricky white at Braunston. They achieved a tenth place result. (Ferret)

DIP IN TRACK AFTER

Early in the event one of these tight sections used a white road that runs from Thorbridge to Braunston and this must be one of the most difficult sections of three-ply ever! consisted of two strips of concrete each no more than two feet wide set into a field and unfenced for the greater part. It was extremely easy to get slightly off line and slide onto the grass. Penalties began to mount up as soon as the first regularity was under way, the three controls in the first accounting for six or more minutes being lost. On the second, with seven controls included, Sparrow/Raeburn were fastest, dropping four minutes.

After three of these regularity sections (the third being cleanable by many) and the first petrol halt, Will Sparrow was in the lead having dropped 12 minutes whilst the Imp of Badham/Woods was tied with Dale/Brown on 13. Barter/Kirkham had already retired having run the bearings in their Escort whilst Martin-Hurst was out with gearbox problems.

It seemed that the faster cars had a real advantage on this rally as it involved sections with many long straights. Surfaces were quite slippery in the narrow lanes but the night was free from rain, fog and frost. Sparrow was beginning to suffer from a lack of brakes in h Mini whilst the Cortina Lotus of Pip Dale ha to have a new dynamo fitted and reporte exhaust problems. However their biggest se back was leaving a control a minute too soo dropping them from what could have been fourth place result at the finish. Brookes was another Mini with brake problems whil George Hill was suffering from dire electric troubles that eventually led to his retirement.

Further retirements came from Mick Bria (diff failure), Parker/Gormley (off road) ar Hodge/Weaver (accident). Meanwhile Te Cowell was struggling with a badly mis-firir Twin Cam whilst, contrastingly, the Spridge of Offley and Sprinzel were both goir extremely well. Had there not been such lor straights on the rally perhaps one of these tw could have been a potential winner. Ju before the second petrol halt Frank Piersc punctured but managed to get to the contri before all the air escaped. As a result he wa able to change his wheel without loss of time.

The final selective featured the famous "flyir. cross road" at 133/583807. This is where white road crosses the domed tarmac of an road. Efficiently marshalled this is taken at

DID IN TRACK AFTER CALAL BRIDGE



Jack Tordoff and Brian Marchant in their Saab V4 finished in an excellent sixth place. (Ferre



2110 IN TRACK ALTER

The Badham/Woods Imp leaves the three-ply white at Braunston. (Ferret)

speed and the crowds were well entertained by the height of the "yumps", seemingly with Pip Dale scoring the best marks! Timing on this stage was a little suspicious as the first three cars through were penalised about twenty seconds more than the following crews.

Back in Rugby, there were a few other timing anomalies to sort out (not surprisingly, as road penalties were assessed at the rate of 20 points per minute and selectives at one per second) before Will Sparrow and Nigel Raeburn were declared winners, starting their 1971 campaign in fine style. Harold Morley and Peter Bryant were in second place with the Iliffe brothers in third. It will be interesting to see how these latter two crews get on as the season progresses. As for the rally itself, most people had nothing but praise. It is difficult in this part of the Midlands to provide the sort of competition one gets in Wales or the West country but the SODC, with their unique timing system, succeeded magnificently.

Selective 1

| 1 st | Dale/Brown | 63 |
|-----------------|---------------------|-----|
| 2^{nd} | Tordoff/Marchant | 69 |
| 3 rd | McIlveen/McGivern | 71 |
| 4^{th} | Lawrence/Stephenson | 76 |
| Selec | - | |
| I^{st} | Sparrow/Raeburn | 18 |
| 2^{nd} | Lawrence/Stephenson | 20 |
| 2^{nd} | Iliffe/Iliffe | 20 |
| 414 | Tordoff/Marchant | 36 |
| 5th | Barton/Brown | 37 |
| Selec | tive 3 | |
| I^{st} | Lawrence/Stephenson | 125 |
| Ist. | Iliffe/Iliffe | 125 |
| 3rd | Sparrow/Raeburn | 127 |
| 4th | McIlveen/McGivern | 129 |
| 4th | Oliver/Palmer | 129 |
| Select | tive 4 | |
| I st | Iliffe/Iliffe | 68 |
| 2^{nd} | McIlveen/McGivern | 72 |
| 2nd | Creighton/Viney | 72 |
| 414 | Tordoff/Marchant | 74 |
| 5th | Dale/Brown | 75 |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here CARIN JACKSON |
|--------|--|
| Your: | Home Telephone Number 01788 816757 |
| \geq | Mobile Telephone Number 07775743135 |
| 8 | Email Address CAMINJACKSON @ UNCLUBNET |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date:

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

RECEIVED 06 FEB 2019

COMMUNITIES GROUP

LEADERSHIP TEAM

GROUP



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire form

the office the only a

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name MRS CARIN JACKSON Address BURLEY HOUSE CHURCH ROAD |
| Address BURLEY HOUSE CHURCH ROAD |
| GRANDBORWYH BUGBY |
| |
| Postcode CV23 8DH |
| Year of Birth 1964 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] No |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| Ens between Gate & Lean farms at Sawbridge |
| # SP 56698 65980 and Wolfhamcote Hall |
| - SP 52627 65358. A clearly obvious track all the |
| wey. |

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

See attached 2 maps.

1 - OS section showing how fact Parths invesced with Has path so it is invegral to local

2) web forge port out for "Conntry walks in the Rugby Aray" both by Jin watsur This part is it egal to route 6.

valk west from Braunston, then back via the remains of the medieval village of Wolfnampcote

THIS ROUTE

Medium Moderate 4.29 miles

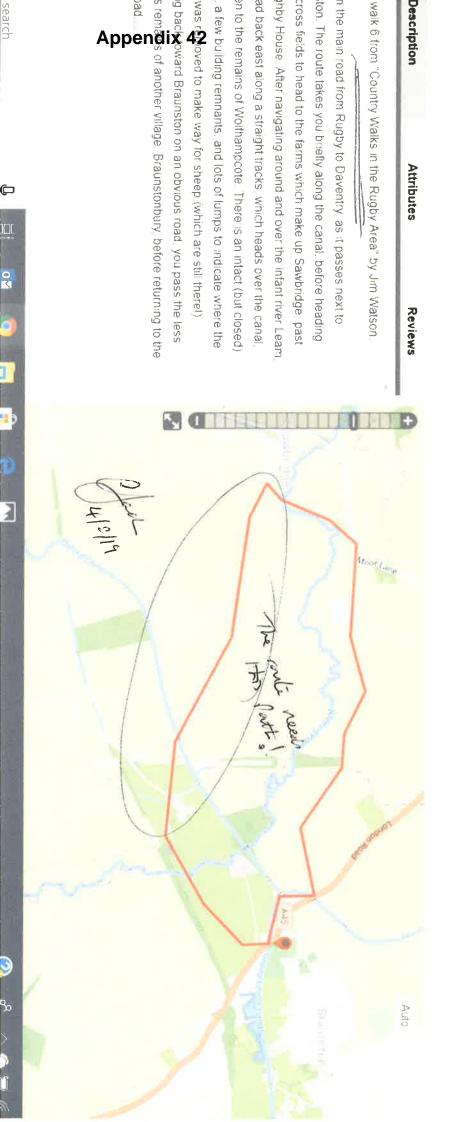
lula Assemi 169 feet

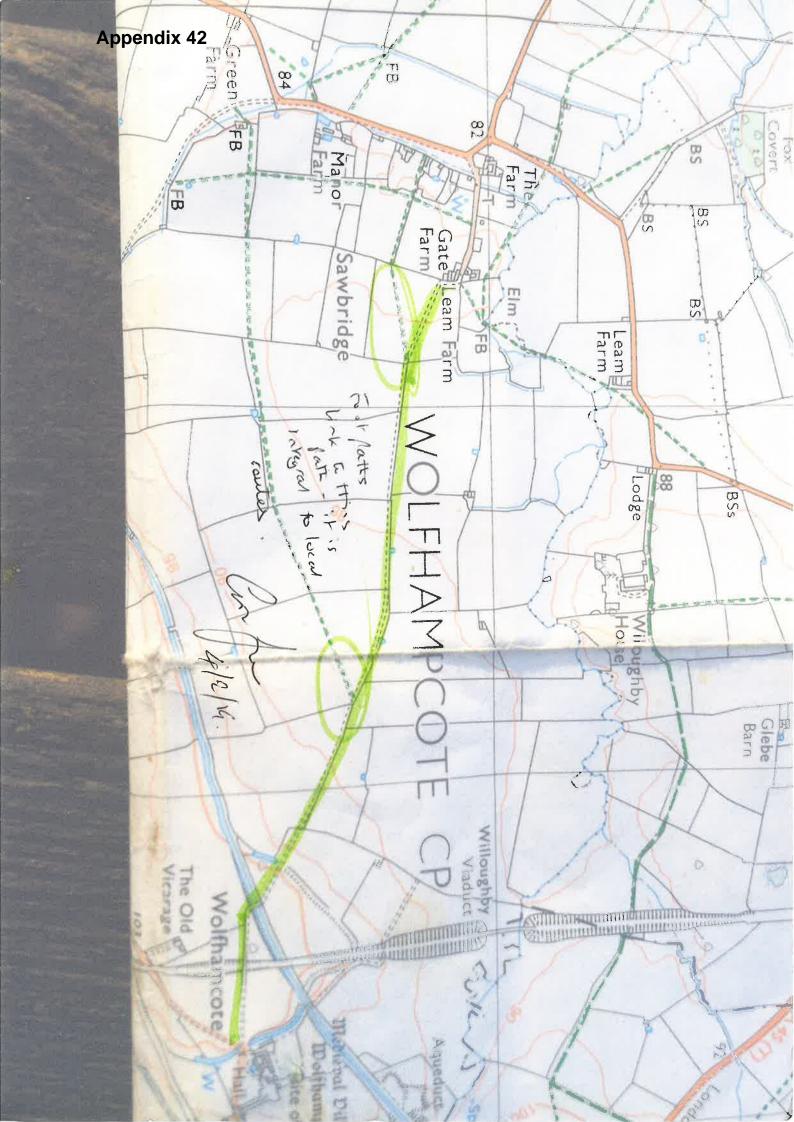
272 feet 347 feet 167 feet Free

SEX OF UP

sdey, etbody - (Paster, 19

Description





YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 2005 To 2019 |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | No. My family of have regularly used this path / had |
| | Since we moved here in 2005 |
| | |
| | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|---|-------|--------|---------|------------------|-------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | / | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| *************************************** | | | | | | |

| 4. | | as the application route always followed the same course? |
|----|------|--|
| | | Yes Astras I know & yes since 2005 |
| | | Don't know |
| | | No |
| | lf r | no – how and when was the route altered? |
| | | |
| | | |
| | *** | |
| 5. | [PI | eproximately how wide is the application route? ease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the late. If this varies, please describe how] [Or please state 'Don't know'] |
| | | When we first started using it the track was unferce |
| | C | in one side, it is now finced on bott sides. Width of |
| | en | Sirgle how road approx 4m. |
| 6. | | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | 1.1 | gravel r grass |
| | **** | |
| | 6000 | |
| 7. | На | ve there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | 70 |
| | | |
| | | |
| | | How long were they in place? |
| | | n/a |
| | | |
| | | |
| | | ************************************** |

| | | Gates [state locations, indicate whether locked - and when - and show on your map] Yes at field boundaries. Never locked. Aprix 6 including gate at and bridge. Other barriers [state what they were and location, how long they were in place and show on your map] None |
|----|-----------|---|
| 8. | Did | any of the above prevent you from using the application route? |
| | 9 | No |
| | | Yes |
| | If y | es, please give details |
| | | |
| | (*)*(*)*(| |
| | | |
| 9. | puk | we you ever seen any signs or notices suggesting whether or not the application route is a plic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be becuted" etc) |
| | | No |
| | | Yes |
| | | Don't know |
| | _ | es – state when and give details, including when they were present and mark their location your map |
| | | |
| | **** | |
| | **** | |

| 10 | . Have you seen other people using the application route whilst you have been using it? |
|----|--|
| | □ No |
| | ☑ Yes |
| | If yes, please provide any additional information about this |
| | Horse riders, walkers, runners, dog walkers, |
| | cyclists |
| | |
| | |
| _a | nd Ownership |
| 11 | . Were you working for any owner or occupier of land crossed by the application route at th time when you used it, or were you then a tenant / licensee of any such owner? |
| 1 | No No |
| | □ Yes |
| | If yes, provide details and dates |
| | |
| | |
| | |
| 12 | . Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| | No No |
| | □ Yes |
| | If yes, |
| | a. From whom? |
| | |

| | as anyone ever told you the application route was not public (including by an owner, tenant of ne land or by anyone in their employment)? |
|-------|--|
| V | TNo |
| | l Yes |
| lf | yes, by whom and when? |
| | |
| 1/5/5 | |
| ** | |
| 14. H | ave you ever been stopped or turned back when using the application route? |
| V | No |
| | l Yes |
| lf | yes, please give details including when this happened |
| 100 | |
| •• | |
| 355 | |
| 15. H | as anyone else ever told you that they were prevented from using the application route? |
| V | No |
| | I Yes |
| lf | yes, please give details including when this happened |
| 17.5 | |
| 600 | |
| - | |
| | ave you ever had a private right to use the application route? (for example, an easement rivate right of access, licence, etc) |
| V | No |
| | Yes |
| lf | yes, please give full details, including who gave the permission, why and when |
| | |
| *** | |
| | |

Other Information

| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|--|
| | □ No |
| | ☑ Yes |
| | If yes – please provide details |
| | - See copy of Map for Country weeks |
| | |
| | |
| | |
| | |
| 18. | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] There is no question this is a public right of way and has been used as such beyond living nevery. The face that foor patts and at this fath show it has always been used as a public right of way. |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| ٩ | □ Yes |
| | □ No |
| 20. | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| ١ | Yes |
| | □ No |

DECLARATION

Data Protection Act 2018

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This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

Please print your name here CHRISTING SANDERSON

Your: Home Telephone Number 0 1788 - 890092

Mobile Telephone Number 07534 523 920

Email Address Christine trsandersona grail. Com

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUF AND I HAVE READ THE DECLARATION ABOVE

Christia of landeson

Date:

Jeb. 7. 2019.

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

Cappendix 42 Questin 18

(cout) collect water and empty sewage by car. In the last 10 years our access routes for Old Vicarage Wolflowprote have been steadily acreased, despite the fact Wat we are now a ruch larger car-rich community-probably 30,-40 vehicles in daily use in the 23 households - with more deliveries from ou-line shapping Daventry District Courcil has, without consultation, designated our Braunston road a "bridleway". although it is still ow rain access route to A45, Rugby Dowentry. Warwickshire Highways has 'tretailed the Flecknoe road (1965 approx) but has then progressively maintained a narrower I rarrower width. The farmer now plants right to the edge of this narrow's single lane road, raking passing impossible, except by use of field sorks + Bouldary Farm road. Our sanbridge acress road is thus very ruch reeded as a full public access road again to help traffic flow to wolflowprote. We Kerefore respectfully request that E2289 Wolfhampcote have should be re-instated as a fully useful public road for traffic, giving us an exit through Sawbridge again.

> Chrote Sadoson Feb. 7. 2019.

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the appl | lication route? If you | ı used the route b | y more than one | method |
|----|-------------------------------------|------------------------|--------------------|-----------------|--------|
| | please indicate all dates. | | | | |
| | | | | | |

2. Were there any extended periods during which you did not use the route at all? If so, please state when and why?

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|-------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | V | | | |
| By car | | | / | | | |
| Other [please specify] | | | | | | |
| i | | | | | | |

| 4. | has the application route always followed the same course? |
|----|--|
| | ₩ Yes |
| | □ Don't know |
| | □ No |
| | If no – how and when was the route altered? |
| | |
| | |
| | |
| 5. | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] |
| | Saloon car with ease but passing only |
| | using verge on unfenced side or wide places |
| | at gates into adjoining fields. |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] |
| | Stones on track. |
| | |
| | |
| 7. | Have there ever been any of the following on the application route? |
| | a. Stiles [state locations and show on your map] |
| | None |
| | |
| | |
| | How long were they in place? |
| | |
| | |
| | |
| | |

| | b. Gates [state locations, indicate whether locked – and when - and show on your map] |
|-------------|---|
| | Now (2019) 4 gates Never locked to ruy knowledge |
| No I Charce | of Bridge Gate approx 1990. Baste 2 Approx 1990. Gate 3+4 |
| , , , , | Approx 2004-2006 |
| | c. Other barriers [state what they were and location, how long they were in place and show on your map] |
| | None. |
| | |
| | |
| | |
| 8. | Did any of the above prevent you from using the application route? |
| | □ No |
| | □ Yes |
| | If yes, please give details |
| | The route from Wolfhampate through Sawbridge |
| | to the rain roads became too stown opening and |
| | closing form gates so used our alternative exits |
| 9. | Have you ever seen any signs or notices suggesting whether or not the application route is a public right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc) |
| | ID No |
| | □ Yes |
| | □ Don't know |
| | If yes – state when and give details, including when they were present and mark their location on your map |
| | |
| | |
| | |
| | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| N Yes |
| If yes, please provide any additional information about this |
| |
| |
| |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| ☑ No |
| □ Yes |
| If yes, provide details and dates |
| |
| |
| ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| II No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| | Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|----------------|--|
| | No No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | *************************************** |
| | •••••• |
| 14. | Have you ever been stopped or turned back when using the application route? |
| | ID No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| | |
| | ☑ No |
| | ⊻r No □ Yes |
| | □ Yes |
| | ☐ Yes f yes, please give details including when this happened |
| 9 | ☐ Yes f yes, please give details including when this happened |
| 9 | ☐ Yes f yes, please give details including when this happened |
| , , | ☐ Yes f yes, please give details including when this happened |
| 16. | ☐ Yes f yes, please give details including when this happened |
| 16. | ☐ Yes f yes, please give details including when this happened Have you ever had a private right to use the application route? (for example, an easement, private) |
| 1 6. I | ☐ Yes f yes, please give details including when this happened Have you ever had a private right to use the application route? (for example, an easement, private) |
| 1 16. I | f yes, please give details including when this happened Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| 1 16. I | ☐ Yes f yes, please give details including when this happened Have you ever had a private right to use the application route? (for example, an easement, private ight of access, licence, etc) No Yes |
| 1 16. I | Yes f yes, please give details including when this happened lave you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) Yes f yes, please give full details, including who gave the permission, why and when |

Other Information

| 17. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|---|
| □ No |
| |
| If yes – please provide details |
| Attached reap shows all our access routes |
| equally available for public use in 1957 and |
| this was so in 1972 when we nowed to wolflampeate |
| |
| |
| |
| |
| 18. Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] |
| [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| 1972 The Old Vicarage Lod 3 useful roads for travel by |
| can to north, south, east west destinations. The hardet |
| was 3 houses only Now in 2019 our harmlet is |
| 13 households, including 19 permanent (some 12 year |
| MOORINGS ON the Canal AU 23 go to work, take |
| moonings on the Canal Au 23 go to work, take children to school, shop and, from the canal, (con |
| 19. During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| □ Yes |
| □ No |
| 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| □ Yes |
| □ No |
| |

6.

Do you still use the Road?

RECEIVED 2.9 JAN 2019

COMMUNITIES GROUP

Yes

E2289 Sawbridge to Wolfhamcote USER EVIDENCE FORM

| 1. | Full Name (Mr/Mrs/Miss/ | Ms/Dr.) | My CHAISTOPHEN | BLOMASC |
|------|---|------------|--|------------------------|
| 2. | Address 68 (s | <u>८</u> ४ | 1068) NW3 | |
| | [Jano | en) | OXIV SAT | |
| | | | | |
| 3 | Contact Phone Numb | oer | 07531- 7577 | 31 |
| | Description of the E2289 | road | | |
| | | 0m or s | d from its beginning at Sawbridge to so being a Tared road as one would o hire | |
| Do y | ou regard this road to be p If yes, for how many yea | | Yes As long as | l can remember |
| 4. | Do you regard it as: A public footpath (i.e for v | walkers | only) | NO |
| | A public bridleway (i.e. for | walker | s and horse riders/cyclists) | NO |
| | | | r walkers, horse riders/cyclists vehicles -e.g. horse and cart) | NO |
| | A public Carriageway (i.e. | open to | o vehicles use) | YES |
| 5. | Have you used the above | e path? | | Yes |
| | If yes: a) When did yo | | use it? | /ear 2005 /ear 2017 |
| | b).When did yo | | | |
| | | | en any years when you have not use | |
| | | | d why? Years | - |
| | Reason: | | | |
| | | | | |

7. How have you used the path?

| With mechanically-propelled vehicles (e.g. motor-bike or car) | Years O | As above | to | As Above |
|---|---------|----------|----|----------|
| By non-mechanically-propelled vehicles | Years | | to | |
| By bicycle | Years | | to | |
| On horseback | Years | | to | |
| On foot | Years | | to | |

| Where were you going | na to: |
|--|--------|
|--|--------|

Wolfhamcote

and from:

Sawbridge

- 9. a) Has this way always run over the same route? YES
 - b) If it has been diverted, please give details and dates:
- 10. How often have you used the path throughout the period you have stated in question 6?

| | Daily | Once a week | Once a month | Less than once a month * |
|--|-------|----------------|--------------|--------------------------|
| On foot | | | | |
| On horseback | | | | |
| By bicycle | | | | |
| With non-mechanically- propelled vehicles | | | | |
| With mechanically- propelled vehicles | | | Y96 | PONTUM |

^{*}If less than once a month, please state how many times per year you used the way.

11. For what purpose did you use the road (e.g. for pleasure, visiting friends, going shopping etc)?

Pleasure

- Did you think you had a right to use the road (i.e. you did not have a private right and did not ask for permission)?
 Yes
 If no, who gave you permission and when?
- 13. Have there, to your knowledge, ever been on the road any gates, bridges or culverts or any other structures which helped you to use the road? Yes If yes, please give details.
 A number of gates and bridges
- **14.** Have you ever seen any signs or notices on the road? If yes, where were they and what did they say?

No

Between which dates were they present?

a) During the period when you used the road, were you an owner or occupier of any land adjoining or crossed by the path, or were you an employee or relative of any such owner or occupier?

No

If yes, please give details:

| Did you consider the way to be public o | r private? |
|---|------------|
|---|------------|

Public

- **16.** Did anyone ever attempt to turn you back or say that you had no right to use the way?
- 17. Was there ever any obstruction to your use of the path, such as a fence or locked gate?
- 18. Did you ever meet the landowner, his tenant or any of his employees or family? Yes If so, what if anything did they say to you?
 Nothing
- 19. Do you know anyone else who has used the path?

Yes

20. If yes, please give details.

The road is regularly used by my friends and colleagues and also members of the local TRF and the 4x4 community

Would you be willing to give evidence at a Public Local Inquiry?

Perhaps

21. Do you have any other information about the 'way' which you think might be useful?

I hereby confirm that to the best of my knowledge and belief the information stated in this form is true.

Signature:

Date:

10-01-2019

Thank you for your assistance.

INFORMATION GIVEN IN THIS FORM IS IN THE PUBLIC DOMAIN AND MAY BE MADE AVAILABLE FOR PUBLIC SCRUTINY BUT NOT YOUR PERSONAL DETAILS.

Application Number

Witness Number

(for office use only)

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here |
|--------|--|
| Your: | Home Telephone Number 01327 - 704468 |
| | Mobile Telephone Number 07951429790 |
| | Email Address dianapete 03@ btinternet com |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Jama. 1. Smith 30/1/2019

Date:

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

Witness Number

RECEIVED U 4 FEB 2019

COMMUNITIES GROUP LEADERSHIP TEAM

CROUP



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name DIANA SMITH |
| Address 3 STILE CLOSE |
| JRAY TON. |
| TAVENTRY |
| NORTHAMPTON Postcode NNII 9EQ |
| Year of Birth1949 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| No |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| WOLFHAMPCOTE TO SAWBRITIGE |
| (see map enclosed with form |
| |

.



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

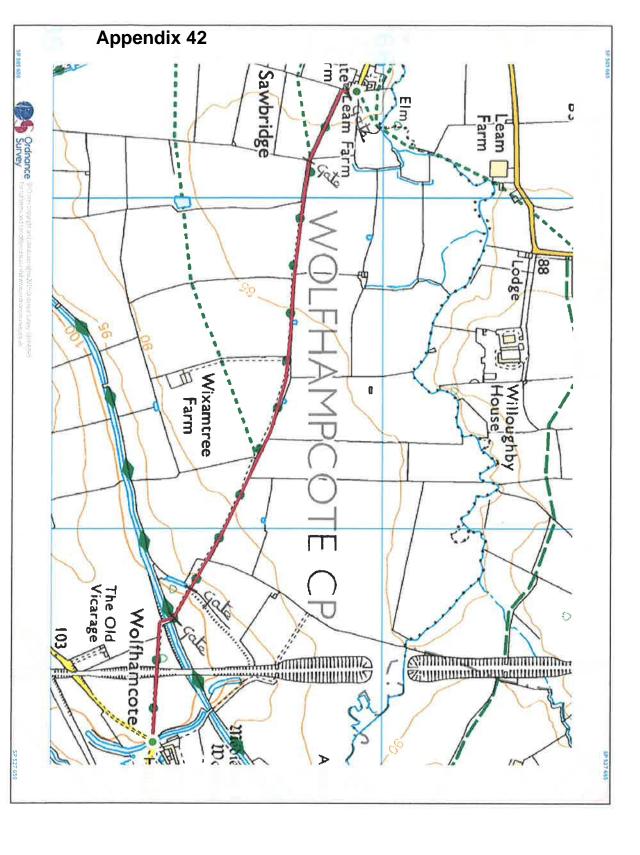
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name |
| Address 3 STILE CLOSE, DRAYTON |
| DAYENTRY, NORTHAMPTONSHIRE |
| NATIO |
| Postcode NNN 9EQ |
| Year of Birth1949 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| |
| |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| SP 52644 Wolfampcote - SP 50671 - Sambridge 653556 659 \$8 |
| |

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

Please find attached map



Route Information

Route Name

Wolfhampcote to Sawbridge

Route Summary

Total Distance

2.1km (1.3mi)

9m

Walk

26min

Ordnance Survey

Elevation

84m at lowest point **106**m at highest point

Run

11min

Total Ascent

Cycle 6min

Elevation Drofile

YOUR USE OF THE APPLICATION ROUTE

| 1. | method please indicate all dates. |
|----|--|
| | From 2002 TO PRESENT DATE |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | No |
| | |
| | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it. |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |

| 4. | Ha | as the application route always followed the same course? |
|----|------|---|
| | | Yes |
| | | Don't know |
| | | No |
| | lf r | no – how and when was the route altered? |
| | ••• | |
| | ••• | |
| | 7.5 | |
| 5. | [Pl | proximately how wide is the application route? lease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the ute. If this varies, please describe how] [Or please state 'Don't know'] |
| | | Approximately 3-4 metres |
| | 111 | 11 0 |
| | | |
| 6. | | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | | Earth + gravel track with grass up the middle |
| | *** | |
| | | |
| 7. | Ha | ve there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | No |
| | | |
| | | |
| | | How long were they in place? |
| | | |
| | | · |
| | | |
| | | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|------|--|
| | | Believe there are four gates - all unlocked |
| | | |
| | | |
| | c. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | None |
| | | |
| | | |
| | | |
| 8. | Did | any of the above prevent you from using the application route? |
| | | No |
| | | Yes |
| | lf y | es, please give details |
| | •••• | |
| | •••• | |
| | | |
| 9. | pub | we you ever seen any signs or notices suggesting whether or not the application route is a blic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be secuted" etc) |
| | | No |
| | | Yes |
| | | Don't know |
| | on | es – state when and give details, including when they were present and mark their location your map |
| | | On gate post on canal bridge there is a Warwickshire C.C. sign - "Unclassified County |
| | | Norwickshire C. C. Sign - "Unclassified County |
| | | Road" |
| | | |

| 10. H | Have you seen other people using the application route whilst you have been using it? |
|-------|--|
| | □ No |
| 5 | Yes |
| | f yes, please provide any additional information about this |
| | Cyclists, Horsenders, Tradesmen in vehicles, Po Van, walkers, scramble bikes, farmers getting |
| • | access to their fields, people accessing their |
| Land | d Ownership |
| | Were you working for any owner or occupier of land crossed by the application route at the ime when you used it, or were you then a tenant / licensee of any such owner? |
| 1 | a No |
| | □ Yes |
| lí | f yes, provide details and dates |
| 3 | |
| 7 | |
| | |
| | Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| Į. | Z No |
| |] Yes |
| H | fyes, |
| а | i. From whom? |
| b | . When? |

| 13 | . Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|--|
| | No No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14. | . Have you ever been stopped or turned back when using the application route? |
| | № No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | . Has anyone else ever told you that they were prevented from using the application route? |
| | No No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | No No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |
| | |

Other Information

| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | □ No |
| | Yes Yes |
| | If yes – please provide details |
| | Current 05 maps show public footbaths loading off from application route |
| | |
| 18. | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | 2/ Canal bridge is substantially built which indicates an important route and not just access to the field 3/ Route obviously an access road for farmers and people living along the route |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | TV Yes |
| | □ No |
| 20. | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | ™ Yes |
| | □ No |

The state of the s

But the street of the street o



DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here Diane Aldersley: |
|--------|---|
| Your: | Home Telephone Number |
| | Mobile Telephone Number. 07790 691912. |
| | Email Address diane aldersley @ bt internet. com. |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

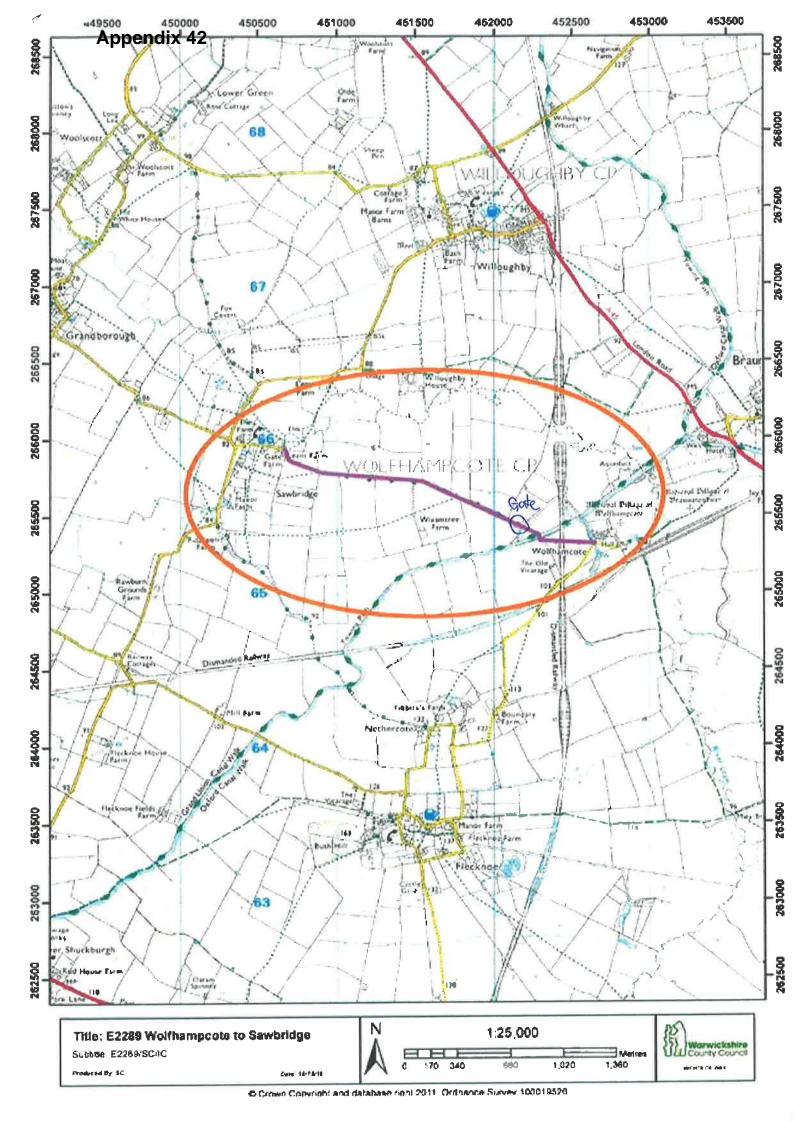
Date: 3/2/18.

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

| Application Number Appendix 42 | Witness Numbe | RECEIVED 0 5 FEB 2019 | e use only) |
|--|---|--|--------------|
| rr - | | COMMUNITIES GROUP | |
| | | LEADERSHIP TEAM | |
| n.C) | | GROUP | |
| Warwickshire County Council | Wildlife & Countr Definitive Map ar Way for Warwick | nd Statement of Public Rights of | form 4 |
| Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX | User Evidenc | e Form | |
| ABOUT YOU | | | |
| | | | |
| | | | |
| Flecknoe | | | |
| Works | | | |
| | | Postcode CV23 8 PT | |
| Year of Birth960 | | | ******* |
| Have you lived at any other ad If so, please provide details an | ddresses during the nd years [full addres | time you have used the path or way? sses are not required] | |
| No. | | | |
| | | | |
| ABOUT THE APPLICATION | ROUTE | | |
| How do you think the applicat | | recorded? | |
| ☐ As a footpath (public ri | | | |
| ☑ As a bridleway (public | rights on foot and o | on horseback or bicycle) | |
| ☐ As a restricted byway | (public rights on foc | ot, on horseback or any non-motorised | vehicle) |
| ☐ As a byway open to all | I traffic (public rights | s for all classes of use, including motor | vehicles) |
| Describe the application route can) | e (include start and t | finish points and provide OS grid refere | ences if you |
| To include for | m vehicles | | |
| | | | |



| Application Number Appendix 42 | Witness Number | (for office use only) |
|---|---|---|
| | | |
| MAP OF THE APPLICATION | N ROUTE | |
| Please attach an extract froevidence about, and annot please sign and date your management. | om a map of your own choice to ide tate it with anything you provide nap. | entify the route you are providing details about in this statement. |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

YOUR USE OF THE APPLICATION ROUTE

| 1, | In which years did you us method please indicate a | | ication route | e? If you use | ed the route by | more than | one |
|----|--|---------------------------|-----------------------------|------------------------------|---------------------------------|---------------|-------------------------|
| | From 2000 | ********** | To . | Present | | | |
| 2. | Were there any extended state when and why? | d periods | during whic | h you did n | ot use the rou | te at all? If | so, please |
| | | | | | | | ********** |
| | | ********** | | | | | |
| | | | | (**************** | | ************* | |
| 3. | How did you use the appl in the columns below]. Pl time you were using it. | ication rou lease give | ite and how dates if you | often? [Plea ir method of | ase the number use changed : | r of times yo | ou used it in the |
| | | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
| | | | | | | | |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|---|-------|--------|---------|------------------|-------------|-------------------------|
| On foot | | | 2 | | | |
| On horseback | | | | | | |
| By pedal cycle | | | | 2 | | |
| By car | | | | | , | |
| Other [please specify] | | | | | | |
| ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | | | | | | |

| 4. | | las the application route always followed the same course? |
|------------|---------|---|
| | 2 | yes Yes |
| | Ε | Don't know |
| | | J No |
| | lf | no – how and when was the route altered? |
| | | |
| | • | |
| | *** | |
| 5. | [F | pproximately how wide is the application route? Please give your estimate of the width across which you used the route including the width sed when passing others or using it with others. Take care to consider the overall width of the oute. If this varies, please describe how] [Or please state 'Don't know'] |
| | ţ | Approx 5 ms. |
| | *** | |
| | | |
| 6. | W [F | hat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | *** | Gravel e earth. |
| | | |
| | | |
| 7 . | Ha | ave there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | No |
| | | |
| | | *************************************** |
| | | How long were they in place? |
| | | |
| | | *************************************** |
| | | |
| | | |

Application Number Appendix 42

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|---------------|--|
| | | Tes. |
| | | several gates along the way sometimes open sometime |
| | | Several gates along the way sometimes open, so |
| | c. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | *************************************** |
| | | |
| | | |
| | | |
| 8. | Did | any of the above prevent you from using the application route? |
| | × | No |
| | | Yes |
| | lf ye | es, please give details |
| | AT EAST | · |
| | | |
| | | ••••••••••••••••••••••••••••••••••••••• |
| 9. | pub | re you ever seen any signs or notices suggesting whether or not the application route is a lic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be secuted" etc) |
| | × | No |
| | . | Yes |
| | | Don't know |
| | If ye on y | s – state when and give details, including when they were present and mark their location our map |
| | Ŋ | a signs seen. |
| | | |
| | | |

Application Number **Appendix 42**

| 10 |). H | ave you seen other people using the application route whilst you have been using it? |
|-----|------------|--|
| | | l No |
| | × | Yes |
| | | yes, please provide any additional information about this |
| | ! | walkers, cyclists, bike trek riders, horses. |
| | | |
| | *** | |
| La | nd | Ownership |
| 11 | . W tin | ere you working for any owner or occupier of land crossed by the application route at the ne when you used it, or were you then a tenant / licensee of any such owner? |
| | X | No |
| | | Yes |
| | lfy | yes, provide details and dates |
| | *** | |
| | 1555 | |
| | | |
| 12. | Dic ap | d the owner or occupier ever give you permission (or did you seek permission) to use the plication route? |
| | ĸ | No |
| | | Yes |
| | lf y | res, |
| | a. | From whom? |
| | b. | When? |
| | | |

Application Number Appendix 42

| 1, | the land or by anyone in their employment)? |
|----|---|
| | ☑ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14 | I. Have you ever been stopped or turned back when using the application route? |
| | ⊠ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | *************************************** |
| | |
| 15 | . Has anyone else ever told you that they were prevented from using the application route? |
| | ⊠ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 16 | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | ⊠ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |

Application Number Appendix 42

Other Information

| 17. Do you have, or do you have knowledge of, any documentary evidence which is relevant to application route or which indicates public use? (for example photographs, guidebooks, letter sale documents, old maps, etc) | |
|---|-----|
| ⊠ No | |
| □ Yes | |
| If yes – please provide details | |
| | *** |
| *************************************** | ••• |
| | *** |
| | |
| | |
| | |
| 18. Please give any further information which you consider would be helpful in reaching a decisi as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] | on |
| This is a great route, that appears natural, connecting | |
| Wolfhamprote to Sambridge. It feels it has always | Ş |
| been there e appears well used by walkers and | |
| others doing healthy activities. | ••• |
| | |
| | |
| 19. During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an office from Warwickshire County Council about your knowledge of the application route? | |
| ☑ Yes | |
| □ No | |
| 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? | |
| □ Yes | |
| ⊠ No | |



Wildlife & Countryside Act 1981
Definitive Map and Statement of Public Rights of
Way for Warwickshire

form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

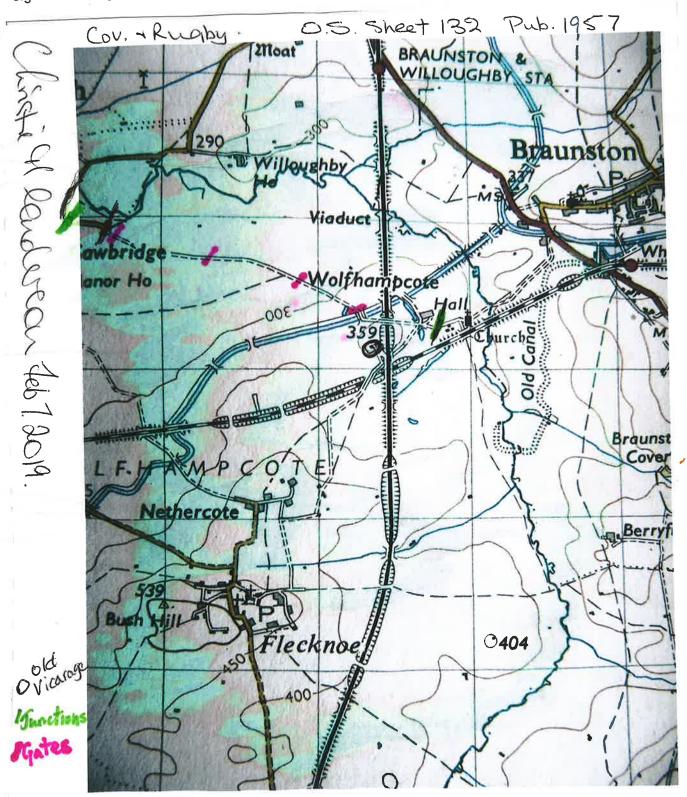
ABOUT YOU

User Evidence Form

| Name DR T MRS SANDERSON |
|--|
| Address OLD VICARAGE |
| WOLFHAMPCOTE RUGBY |
| |
| Year of Birth 9303-11-1941 16-1-1939. |
| Year of Birth 3 03-11-1941, 16-1-1939. |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| NONE. |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| The road begins at the junction with the Flecknoe- |
| Trandborough Rd. at Sawbridge and ends at the junction |
| with the Flecknoe-Braunston Rd in Wolfhampate |
| -see attached 05 hap |
| 3 User Evidence Form (Form 4) v5 May 2017 |

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.



Yes

E2289 Sawbridge to Wolfhamcote USER EVIDENCE FORM

| 1. | Full Name (Mr/Mrs/Miss/Ms/Dr.) 600Fn34 133NN37 | |
|------|---|----------------|
| 2. | Address 3 Wyerlwood Proports | |
| | Citaninan | |
| | 0X7 37W | |
| 3 | Contact Phone Number 07788493810 | |
| | Description of the E2289 road | |
| | The E2289 is a hard stoned road from its beginning at Sawbridge to its te Wolfhamcote, the last 100m or so being a Tared road as one would encoupublic carriageway in Warwickshire | |
| Do y | rou regard this road to be public? If yes, for how many years? Yes As long as I can | remember |
| 4,. | Do you regard it as: A public footpath (i.e for walkers only) | NO |
| | A public bridleway (i.e. for walkers and horse riders/cyclists) | NO |
| | A public restricted byway (i.e. for walkers, horse riders/cyclists and non-mechanically propelled vehicles -e.g. horse and cart) | NO |
| | A public Carriageway (i.e. open to vehicles use) | YES |
| 5. | Have you used the above path? | Yes |
| | If yes: a) When did you first use it? | 1.00S 1.00S |
| | | |
| | During this period have there been any years when you have not used it? | |
| | If yes, which years were they and why? Years | |
| | Reason: | |
| 6. | Do you still use the Road? | Yes |

7. How have you used the path?

| es Years | | to | 1 |
|----------|----------|----|-------------|
| Vears - | As above | to | As Above |
| | | | es Years to |

| 8. | Where | Woro | VOL | aoina | to: |
|----|--------|------|-----|-------|-----|
| 0. | vvnere | were | you | aoma | to: |

Wolfhamcote

and from:

Sawbridge

- 9. a) Has this way always run over the same route? YES
 - b) If it has been diverted, please give details and dates:
- 10. How often have you used the path throughout the period you have stated in question 6?

| | Daily | Once a week | Once a month | Less than once a month * |
|--|-------|----------------|--------------|--------------------------|
| On foot | | | | |
| On horseback | | | | |
| By bicycle | | | | |
| With non-mechanically- propelled vehicles | | | | |
| With mechanically- propelled vehicles | | | Yes | PORYEN |

^{*}If less than once a month, please state how many times per year you used the way.

11. For what purpose did you use the road (e.g. for pleasure, visiting friends, going shopping etc)?
Pleasure

- Did you think you had a right to use the road (i.e. you did not have a private right and did not ask for permission)?
 Yes
 If no, who gave you permission and when?
- 13. Have there, to your knowledge, ever been on the road any gates, bridges or culverts or any other structures which helped you to use the road?Yes If yes, please give details.A number of gates and bridges
- **14.** Have you ever seen any signs or notices on the road? If yes, where were they and what did they say?

No

Between which dates were they present?

a) During the period when you used the road, were you an owner or occupier of any land adjoining or crossed by the path, or were you an employee or relative of any such owner or occupier?
 No
 If yes, please give details:

| Did you consider the way to be public or private? | Did vou | consider t | he way to | be public or | private? |
|---|---------|------------|-----------|--------------|----------|
|---|---------|------------|-----------|--------------|----------|

Public

- **16.** Did anyone ever attempt to turn you back or say that you had no right to use the way?
- 17. Was there ever any obstruction to your use of the path, such as a fence or locked gate?
- 18. Did you ever meet the landowner, his tenant or any of his employees or family? Yes
 If so, what if anything did they say to you?
 Nothing
- 19. Do you know anyone else who has used the path?

Yes

20. If yes, please give details.

The road is regularly used by my friends and colleagues and also members of the local TRF and the 4x4 community

Would you be willing to give evidence at a Public Local Inquiry?

Perhaps

21. Do you have any other information about the 'way' which you think might be useful?

I hereby confirm that to the best of my knowledge and belief the information stated in this form is true.

Signature:

Date:

Thank you for your assistance.

INFORMATION GIVEN IN THIS FORM IS IN THE PUBLIC DOMAIN AND MAY BE MADE AVAILABLE FOR PUBLIC SCRUTINY BUT NOT YOUR PERSONAL DETAILS.

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here SPAHAM HARDS. |
|--------|--|
| Your: | Home Telephone Number 01788 891969 |
| | Mobile Telephone Number |
| | Email Address MUSICALLEYMAND GMALL COM |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date:

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available



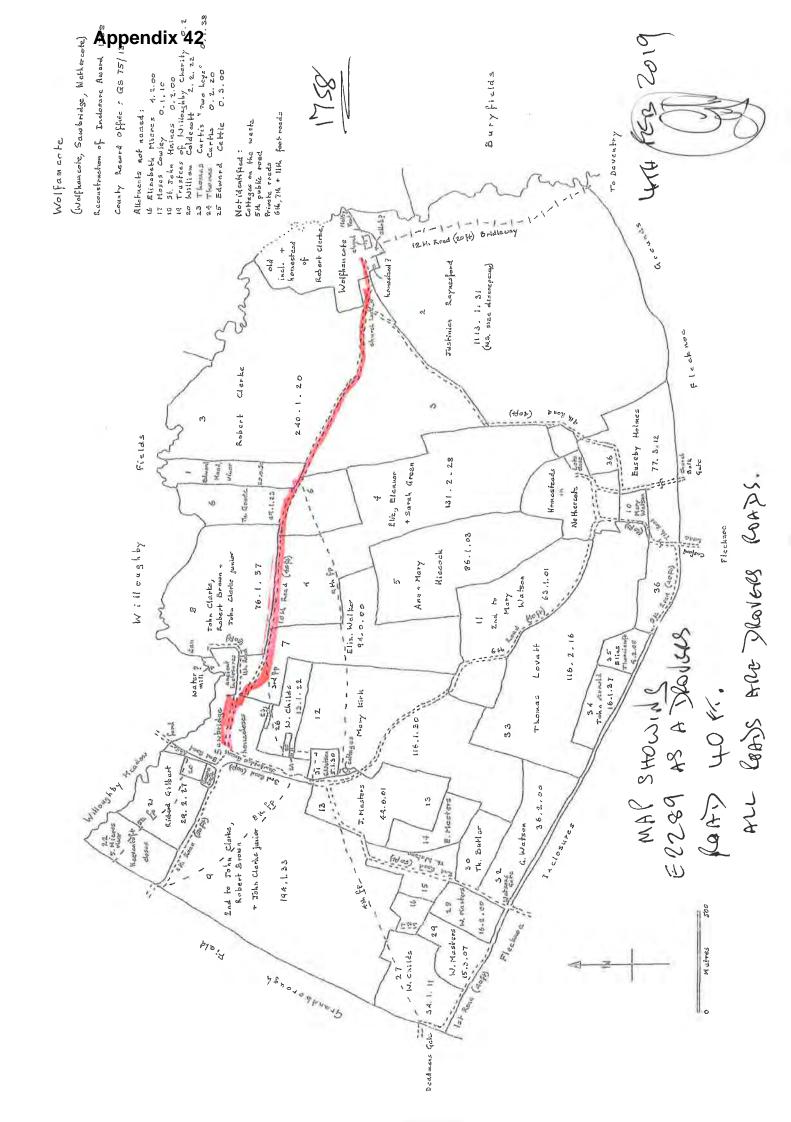
Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name Charles HARDS |
| Address WIXMMIREE FARM |
| Wonthamcore |
| WARNICKSHIRE |
| Postcode CV23 8AR |
| Year of Birth ONE 18. |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| FOR APPOX 28+ YEARS. |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| (YOUR SIGN SAUS SO) AND GONTINUES TO STRETES |
| CHURCH AN WOLFHAMPONE THE TWO ENDS ARE PARMACED BUT THE PIECE IN BETWEEN IS SPANNIE STONE. |
| there their the form (form 4) of May 2017 |



0000

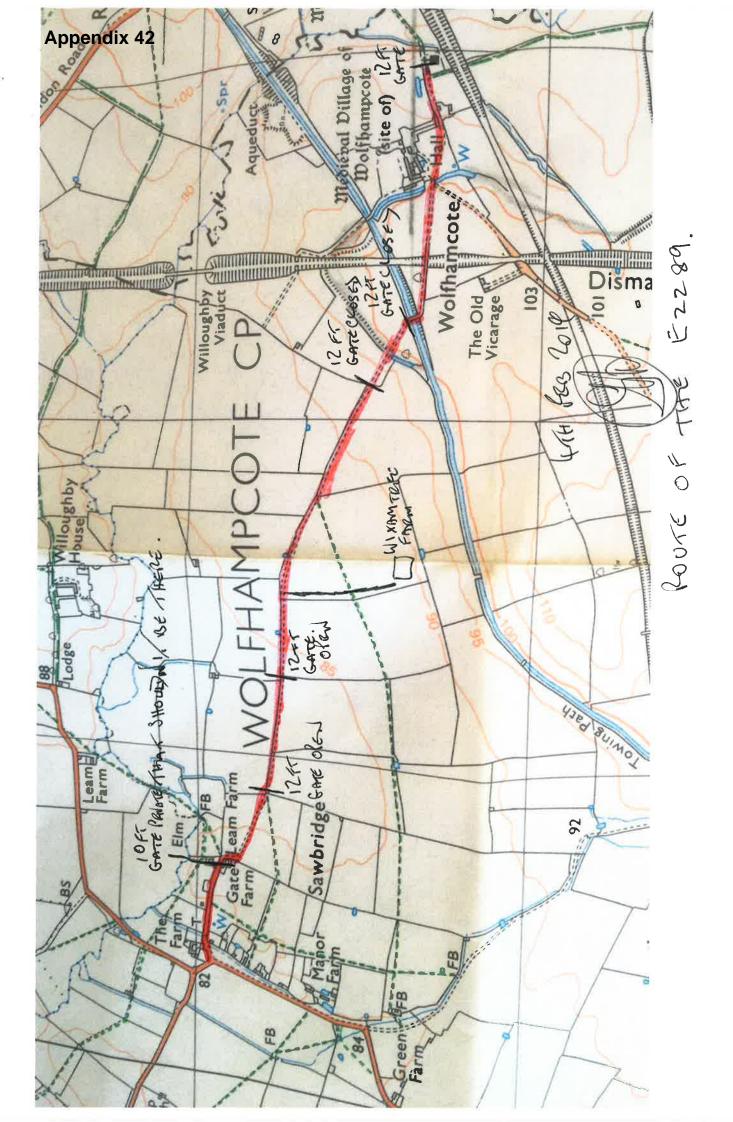


1828 MAP SHOWING THE DZ989 ABUTTING E 2289 WAFF





→ 100%



| | Appendix 42 | |
|-------------------|--|---|
| | | |
| | MAP OF THE APPLICATION ROUTE | |
| | Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map. | |
| | | - |
| | | |
| | | |
| | | |
| | | |
| The second second | | |
| 1 | | |
| | | |
| The second second | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you us method please indicate a | I dates. | | - | • | | |
|----|--|----------|--------|---------|------------------|----------------|-------------------------|
| | From\ \\^\\\ | | To . | Res | ENT. | By Rom | \$ 500T. |
| 2. | Were there any extended state when and why? | | | | ot use the rout | | |
| 3. | How did you use the appl in the columns below]. Pl time you were using it. | | | | | | |
| | - | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
| | On foot | | | | | | |
| | On horseback | | | | | | |
| | By pedal cycle | / | | | | | |
| | By car | | | | | | |
| | Other [please specify] | | | | | | |
| | AWIMM X | RMSP | COLYAN | 10N/H | AY HA | ULAGE | 1996 |
| | ANIMAL MAULAGE | 146 | sess | 3 King | XITA | OUR | HOME. |

| 4. | Has the application route always followed the same course? | | | |
|----|--|--|--|--|
| | A | Yes | | |
| | | Don't know | | |
| | | No | | |
| | lf r | no – how and when was the route altered? | | |
| | *** | | | |
| | *** | | | |
| | ••• | | | |
| 5. | [PI us rou | proximately how wide is the application route? lease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the ute. If this varies, please describe how] [Or please state 'Don't know'] | | |
| | ./. | THE COUNCIL WHEN THEY BUILD THE ROAD WITH BRONE. THE COUNCIL MSD PUT 12 FT CATE AR ROSS IT | | |
| 6. | [Fo | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] | | |
| | | | | |
| | | TARMAC AS EVAHER END. | | |
| | | | | |
| 7. | | | | |
| 7. | | TARMAC AS EVAHER END. | | |
| 7. | | VELLEND. | | |
| 7. | | VELLEND. | | |
| 7. | | NARMAC AS EVITER EWD. Ive there ever been any of the following on the application route? Stiles [state locations and show on your map] | | |

| | b. Gates [state locations, indicate whether locked – and when - and show on your map] FARMELS PUT SAMES IN TO CONTROL LIVES/OCK THE COUNCIL TOOK THEM OFF AND FEPLACED WITH NEW SAMES, EXCEPT THE 10 FOR ATE AT FOX C. Other barriers [state what they were and location, how long they were in place and show on your map] |
|----------|--|
| | MA: |
| 8. | Did any of the above prevent you from using the application route? ☐ No ☐ Yes |
| | If yes, please give details MILS ERISBY / IED A GATE SHUT TO PREVENT OUR VEX FROM COMING TO US. |
| 9. | Have you ever seen any signs or notices suggesting whether or not the application route is a public right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc) |
| | □ Yes |
| | □ Don't know |
| Puru | If yes – state when and give details, including when they were present and mark their location on your map IHEFE IS ASICA ON THE CREW AT SAWBRIGE IELLING EVERYONE THAT IT IS AN UNMAINTAINED ROAD ANOTHER AT LEAR FARM |
| , 5 5-10 | ATTAINING LAND PARTY OF THE PAR |

| 10. Have you seen other people using the application route whilst you have been using it? | |
|---|-----|
| □ No | |
| ☑ Yes | |
| If yes, please provide any additional information about this | |
| MANY MANY PEOPLE USE THIS ROAD ON A RECUL | -AR |
| GASIS EVERYDAY. | |
| | ē. |
| Land Ownership | |
| 11. Were you working for any owner or occupier of land crossed by the application route at time when you used it, or were you then a tenant / licensee of any such owner? | he |
| IS No | |
| □ Yes | |
| If yes, provide details and dates | |
| | • |
| | |
| | |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? | |
| No Public POAD. | |
| □ Yes | |
| If yes, | |
| a. From whom? | |
| b. When? | |
| | |

| 1 | 3. Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|----|---|
| | □ No |
| | Yes |
| | If yes, by whom and when? VISINORS HOVE BEEN JOLD BY MRS FRISBY |
| | THAT THE ROAD IS HER PRIVATE ROAD AWD THAT |
| 10 | SAYING SHE WILL REPORTHENTO THE POLICE AND THEIR IS. Have you ever been stopped or turned back when using the application route? |
| | ™ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 18 | i. Has anyone else ever told you that they were prevented from using the application route? |
| | □ No |
| | ☑ Yes |
| | If yes, please give details including when this happened |
| | YES WE HAVE ON NUMELOUS OCCOSIONS HAD VISTORS |
| | WHO HAVE BEEN MADE TO MAKE AN EXTENSIVE DETOUR |
| | VIA FLORKNOE TO SENT TO US SHE EVEN SHOWED THEN A MAR |
| 16 | . Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | NO PUBLIC FOAD |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |

Other Information

| 17. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|---|
| □ No |
| TY Yes |
| If yes-please provide details If is on he MAPS AS A food the MAP OF 1758 SHOOS IT AS A GOTTLINE DROLLER RODD, AS ALL THE RODD AROUND HERE WERE, THE COUNCIL MAJE IT AND MAINTAINED IT AS A 125 MAPS PROVIDED. |
| 18. Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] [HIS IS RECORDED AS THE EZZB9 THE ANCIENT [OAT HAR BEEN USEN FOR COMMERCE AND |
| ENSOUMENT FOR HUNDLEDS OF YEARS WITHOUT THIS WOLFHAMCOTE WILL BE A DEAD END IT IS ESSENT! |
| 19. During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| ☑ Yes |
| □ No |
| 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| Yes Yes |
| □ No |
| |

Wolfbany ide Road.

Appendix 42

SCTV footage.

- She count show it to u.

23/7/18 ma marwood MED Mithael Newhorm

Bought form 10 year age - to said Hyhway wouldn't mainteen ward

Sater dusturen

wanted business me but un't became A Watte Sthiahun

One former awned all the land - uned it to get to his land

Fenced each side of the wade

(she wan tord Atrent she could be SM but that was notmits the ligher notif.)

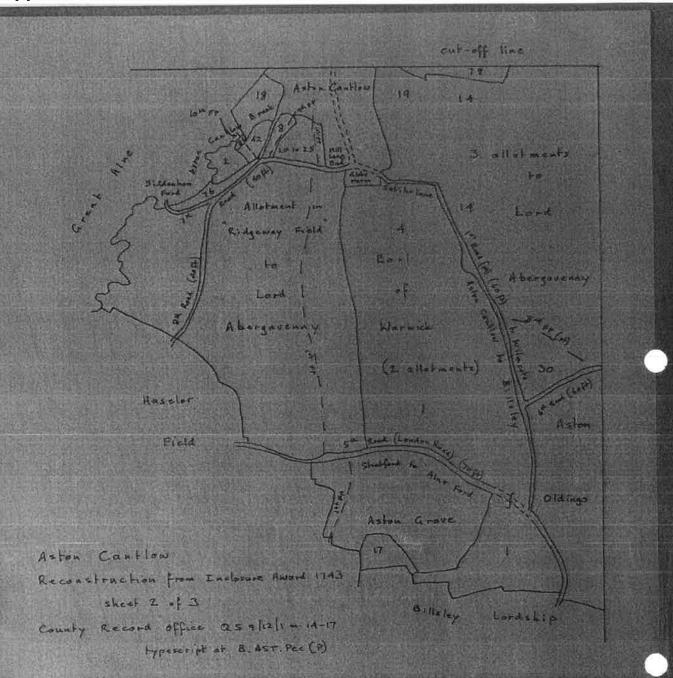
She agreed that it would be smeli

Manna said that they wouldn't and to house her & stabler down

People now sturing to cut through to work.

9 am - 6 pm larg vehirles 36 acts med 26 - no number plater ??

l'ood now patholey due to the leng that may



```
Allot ments not labelled

2 Lord Brooke (Earl of Warmick) 3 n 3 r 24p

3 John Grove, vicar 4.0, 25

17 Lord Phergavanny 5, 2, 35 Guns Piece

18

20 - (for college) 0.1 18

21 - 0.1 18

22 - 0.1 18

24 - 0.1 12

25 - 0.1 12

26 Elizabell Hachell 3.1 34

18 (ph) 36.0.01
```

Appendix 42

Nowments from ken to show an occupation

wad and bridleway

(see she heart shown in that)

what legal action will she take.

She want en lo tre surfuce et

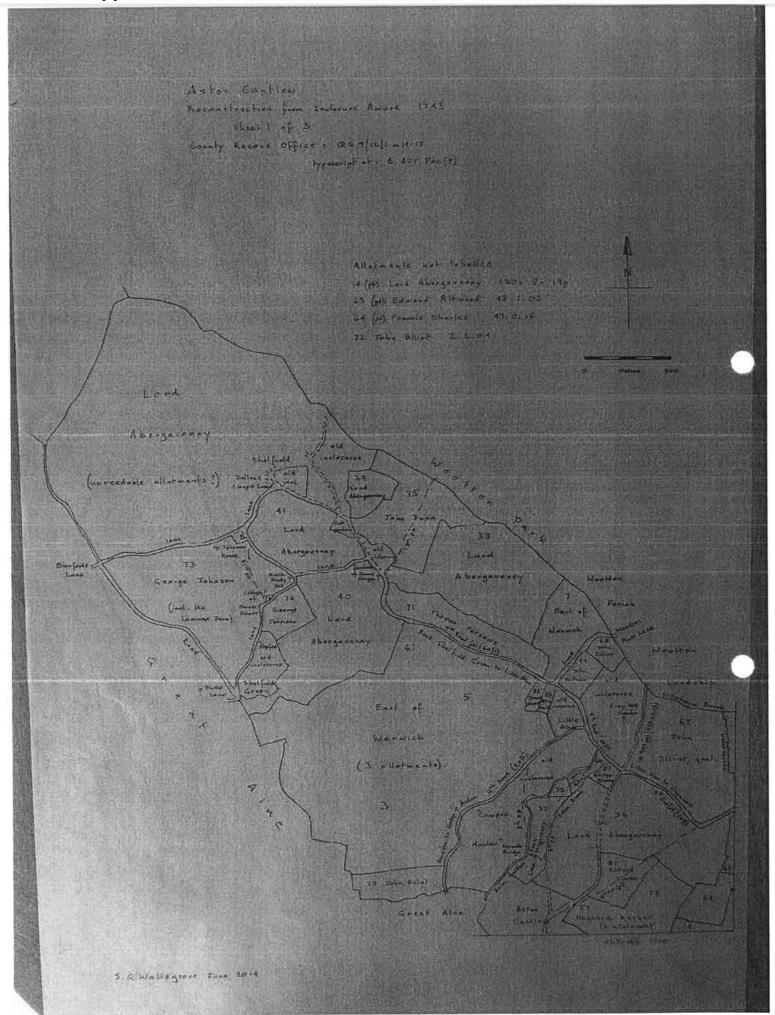
The thinks it is a 40' 100 d over the year

Things changed in 2010
When land was sold and a bean was brites
They baybet the land. They have access

Statuser

531(6) - ho say that at the they wald award Sm but only on the promise that the 40 FA,

Gater broken brolleway Zyaber. forspetch Jyaber.





Marion Borman <marionborman@warwickshire.gov.uk>

Fwd: Wolfhamcote Lane E2289 attention Marion Borman and PC Andrew Crouch

1 message

6 August 2018 at 11:54

Rights of Way Team

Transport and Highways Communities Warwickshire County Council Telephone:01926 413427 Minicom:01926 412277 paths@warwickshire.gov.uk http://www.warwickshire.gov.uk/

Did you know you can report faults online at www.warwickshire.gov.uk/rowreporting Visit our website at www.warwickshire.gov.uk/rightsofway for more

information about public rights of way in Warwickshire

------ Forwarded message ------

From: Graham Hards <musicalleyman@gmail.com>

Date: 6 August 2018 at 11:51

Subject: Fwd: Wolfhamcote Lane E2289 attention Marion Borman and PC Andrew Crouch

To: paths@warwickshire.gov.uk

Dear Marion

Please can you look at this again, it has become important. I was led to believe in error that it was for Marina who has very firmly redirected it back to you. We must have a ruling on this and we do have paperwork from your council stating that the E2289 is a highway. If you would pass that information on to PC Crouch when it would put an end to this particular situation. I look forward to you reply.

Best wishes

Graham Hards

Begin forwarded message:

From: Graham Hards <musicalleyman@gmail.com>

Date: 31 July 2018 at 12:31:45 BST To: marinakirchem@warwickshire.gov.uk

Cc: Andrew.Crouch@warwickshire.pnn.police.uk

Subject: Wolfhamcote Lane E2289 attention Marina Kirchem and PC Andrew Crouch

Dear Marion

I am sorry say that Wolfhamcote Lane has become an urgent issue that must be dealt with as a priority.

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hAppendix 42:89 and told him that he was driving illegally on a private road and said that she was reporting him to the Police and to his Company. I could see in the distance that he had been stopped by her and so I jumped into my vehicle to go to his aid. By the time I got there Mrs Frisby had run indoors and would not come out, or acknowledge my presence. This driver, through no fault of his own, had been threatened with being reported to the Police and to Tarmac Ltd. Why should this poor man have to endure that when all he was doing was going about his legal business? It was what she did to this man that made us report her again to the Police. This isn't an isolated incident, she has already stopped the Open Reach engineer 20th April whilst doing his job and on the 16th July this year also stopped another gentleman delivering equipment to us.

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On the 14th March 2007 Sam Grierson of the Highways Searches Team at Warwickshire County Council states that 'the land is crossed by an Unclassified County Road E2289 (UCR), a public highway. He also states that the width would be at least the width of the existing highway.

As per your advice, both sets of deeds have shown the E2289 to have the status of a highway by you the Council and officers of the Council.

Please will you now confirm this fact to PC Andrew Crouch of West Midlands Police quoting the incident numbers 91 and 185 so that he may take any appropriate action he thinks fit.

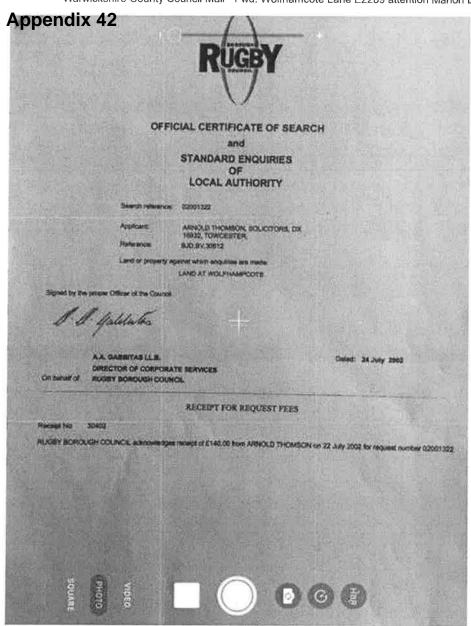
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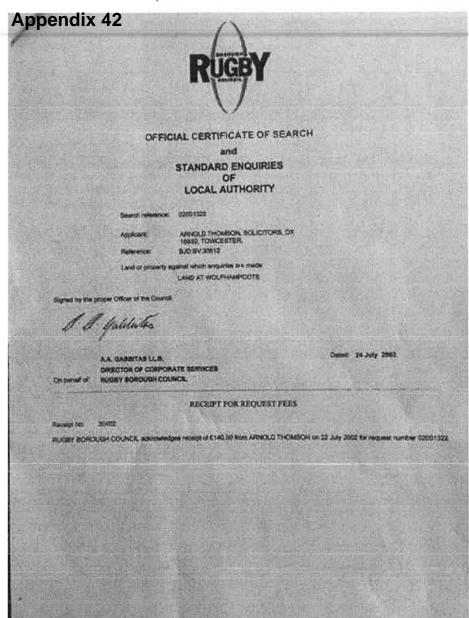
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This will all stop once you have relayed to PC Crouch what your officers have clearly written in our deeds. I look forward to your reply and conformation.

Many thanks

Graham Hards encs.





informative: The seller or developer should be asked to provide evidence of compliance with building regulations. Appendix 42 at Rugby CV21 ZZY

(g) cartificate of compliance of a replacement window, rooflight; roof window or glazed door, interruptive: As from 1 April 2002 the installation of a replacement window, rooflight or roof window or specified type of glazed door must either have building regulation approval or be carried out and certified by a person who is registered under the Fenestration Self-Assessment Scheme by the Glass and Glazing Federation.

There are no relevant Compliance Certificates to reveal

Informative:- Certificates of Compliance can be inspected at the Technical Services, Rugby Borough Council, Building Control Section, PO Box 123, Town Hall, Rugby CV21 2ZP

informative: This reply does not cover other properties in the vicinity of the property.

1.2. Planning Designations and Proposals

What designations of land use for the property or the area, and what specific proposals for the property, are contained in any current adopted or proposed development plan?

Informative: This reply reflects policies or proposals in any existing development plan and in any formally proposed alteration or replacement plan, but does not include policies contained in planning guidance notes.

The development plan for Rugby Borough Council is contained within the Warwickshire Structure Plan and the Rugby Borough Council Local Plan. The Structure Plan is a strategic document and does not normally make specific designations for particular usage of land. Rugby Borough Council only has details of specific land use designations within its Local Plan. Applicants are therefore advised to check with the Warwickshire County Council, Planning and Transport Department if they have any concerns in this respect

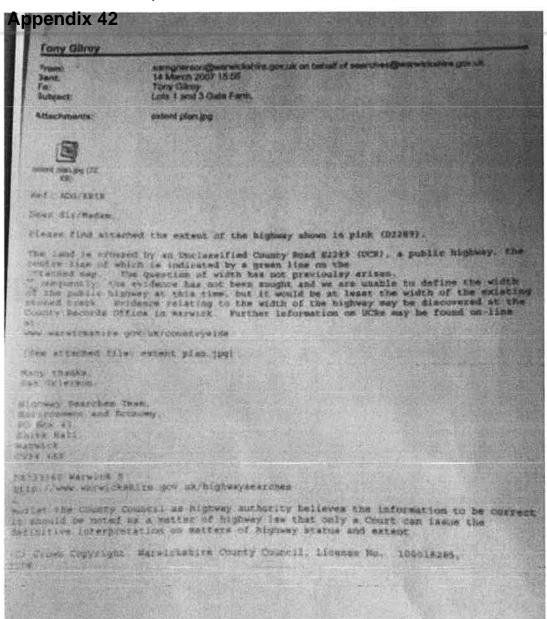
2. ROADS

Which of the roads, footways and footpaths mentioned in boxes B and C are: -

- (a) highways maintainable at public expense;
- (b) subject to a current legal agreement for adoption and, if so, is the agreement supported by a bond or other financial
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- (d) to be adopted without cost to the frontagers under a current Council resolution.
- 2(a) Yes Wolfhampcote Lane

Page 1 of 5

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Appendix 42 Warwickshire County Council

Marion Borman <marionborman@warwickshire.gov.uk>

Fwd: Attn. Marion Borman

1 message

Country Paths <paths@warwickshire.gov.uk>
To: Marion Borman <marionborman@warwickshire.gov.uk>

2 May 2018 at 17:17

Rights of Way Team

Transport and Highways
Communities
Warwickshire County Council
Telephone: 01926 413427
Minicom: 01926 412277
paths@warwickshire.gov.uk
http://www.warwickshire.gov.uk/

Did you know you can report faults online at <u>www.warwickshire.gov.uk/rowreporting</u> Visit our website at www.warwickshire.gov.uk/rightsofway for more

information about public rights of way in Warwickshire

----- Forwarded message ------

From: Graham Hards <musicalleyman@gmail.com>

Date: 2 May 2018 at 17:11 Subject: Attn. Marion Borman To: paths@warwickshire.gov.uk

>

> Dear Marion

>

- > Thank you for the conversation the other day regarding the E2289 and your patience whilst I grasped the situation.
- > I've drilled down into this a little more and I have one or two findings that may or may not be of use you did say that you would be interested if we could find anything. Plus it helps me get the whole issue clear in my head.
- > First and foremost according to the Road Traffic Act 1988 a 'road' is a highway that has a right of public access, legally. Also it must physically have the character of a definable route that leads from one proper place to another proper place. In our case the E2289 joins the villages of Sawbridge and Wolfhamcote. We know that this road has been in existence for hundreds of years but can clearly prove here with a published map of 1828 encs. Here it is plainly shown as a Bye Road. It also shows the road going all the way to the parish church of St Peters, which makes perfect sense now. The Nethercote road, now the D2989, abutts the E2289 at a Tee junction.
- > If we come a little more up to date I have also enclosed part of the Ordnance Survey New Popular Edition map dated 1947. The importance of this map is that it was the first map that showed roads that were numbered. It was the map that planners and developers referred to as the definitive map.
- > On this map our E2289 is shown as 'Under 14ft of metalling. Good'
- > It also shows it as a more important road than the Nethercote Road which is only shewn in pecked lines as a track.
- > A long time in the past the farmers that owned the land installed gates across this road to help control stock. However just a couple of years the Council assumed responsibility for these gates and renewed them all. The Council must have the E2289 on their records as a 12ft wide road because they installed 12ft gates. There was only one gate that they left alone the first gate at Sawbridge, a ten foot gate. They should have replaced that one as well as all the others and I would like to know why they didn't please? It creates a real inconvenience with wide trailers carrying sheep or hay, for example.
- > Finally, for now, the Government use perfectly accurate satellite mapping which shows the E2289 road as a 'track'. It's a track that is used on a daily basis for folk to get from Sawbridge to Wolhamcote, and beyond. It also was important enough at one time for the canal builders to build one of the most beautiful and biggest brick bridges on the

canal n**Appendix 42**d traffic. Also just beyond that there was, now filled in, another bridge over the old Great. Central Railway. Some Track!!!!!

- > So, basically, if it looks like a duck, smells like a duck and sounds like a duck then it is a duck.
- > May I request that you look at the enclosed legal clarity explained by James Murray Solicitors and the 12ft width that has already been used by your good selves so we can call it a road? On the evidence I've seen I am happy that it can be nothing other. Also if at any time anyone even thinks of changing the status may we be consulted at the time. Hoping this finds you well.

 Thank you very much.
- > Graham Hards



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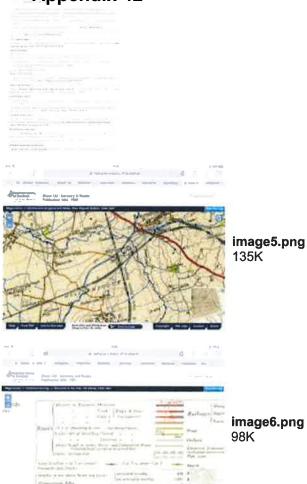


image**2.jpeg** 23K



image3.jpeg 38K

image4.jpeg 34K





Marion Borman <marionborman@warwickshire.gov.uk>

FW: Sawbridge Public Right of way.

1 message

Crouch, Andrew 0978 < Andrew. Crouch@warwickshire.pnn.police.uk > To: "marionborman@warwickshire.gov.uk" < marionborman@warwickshire.gov.uk >

26 April 2018 at 10:12

For info. Ac

From: Crouch, Andrew 0978 Sent: 26 April 2018 09:54

To: Shilton, Kamila 6255 < kamila.shilton@warwickshire.pnn.police.uk>

Subject: Sawbridge Public Right of way.

Marion:

I had a two hour meeting at the Mrs Marwoods address yesterday. I read verbatim the current known legal status of the road in view of highways to her and made all decisions based on that information. Mrs Marwood denied that this was the current status of the road which passed through her land. She said that this is in respect of the tarmac road only prior to her property and that the road through her property is a private road with no access. She stated that if it was maintained at public expense then surely it would be tarmac. She repeatedly tried to show me civil legal documents authenticating the status as being private by a court. She also kept referring to a sec 31 deposit which she has previously paid and is about to do again that also confirms the status of the road. She also stated that the 5 metre width of the highway/fencing is a permissive width that had no legal status as it was voluntary. I did not get involved in any further conversation about rights of way other than the following.

- 1. It became apparent in the meeting that she will not accept the highways view of the current legal status of the road. She intimated that she may soon reduce the width of the gate onto the right of way (tarmac to unsurfaced outside of her address) from a vehicular access to a recuced pedestrian access with access to her address only. She was advised with regards to the current status and offences she may commit.
- 2. She does not accept that the council is responsible for the road or its surface. She did say that Warks County Council was infringing on her human rights in not allowing her to report criminal damage to a grass bank which was well inside the 5m width and formed part of the right of way. I have attached a picture with the damage to the grass in the foreground and the gate ahead of you. I have recorded this as a 'no crime investigation'. However there is no specific time/date of the damage. She also made other compaints of driving offences with agricultural vehicles using the right of way and has provided cctv which I have not viewed as yet.
- 3. The actions agreed are: generic social media release about agricultural usage of restrictive use authority.

Myself to view the CCTV for information and consideration.

4. SpAppendixa2ess being denied to person(s) and CCTV signage.

I do believe in the very near future the right of way being challenged with visitors continuing to be turned away and the probable reduction in the width of the gateway between the tarmac section and hardcore section of the road by placement of a narrower gate.

PC Andy Crouch



Putting Victims First

Warwickshire Police and West Mercia Police are committed to providing the best possible service to our communities and putting victims at the heart of everything we do.

For information on services and support given to our victims by us and our criminal justice partners visit our websites:

Warwickshire Police: www.warwickshire.police.uk/puttingvictimsfirst

West Mercia Police: www.westmercia.police.uk/puttingvictimsfirst



Marion Borman <marionborman@warwickshire.gov.uk>

Fwd: Wolfhamcote Lane E2289 attention Marion Borman and PC Andrew Crouch

1 message

 6 August 2018 at 11:54

Rights of Way Team

Transport and Highways Communities Warwickshire County Council Telephone:01926 413427 Minicom: 01926 412277 paths@warwickshire.gov.uk http://www.warwickshire.gov.uk/

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information about public rights of way in Warwickshire

----- Forwarded message -----

From: Graham Hards <musicalleyman@gmail.com>

Date: 6 August 2018 at 11:51

Subject: Fwd: Wolfhamcote Lane E2289 attention Marion Borman and PC Andrew Crouch

To: paths@warwickshire.gov.uk

Dear Marion

Please can you look at this again, it has become important. I was led to believe in error that it was for Marina who has very firmly redirected it back to you. We must have a ruling on this and we do have paperwork from your council stating that the E2289 is a highway. If you would pass that information on to PC Crouch when it would put an end to this particular situation. I look forward to you reply.

Best wishes

Graham Hards

Begin forwarded message:

From: Graham Hards <musicalleyman@gmail.com>

Date: 31 July 2018 at 12:31:45 BST **To:** marinakirchem@warwickshire.gov.uk

Cc: Andrew.Crouch@warwickshire.pnn.police.uk

Subject: Wolfhamcote Lane E2289 attention Marina Kirchem and PC Andrew Crouch

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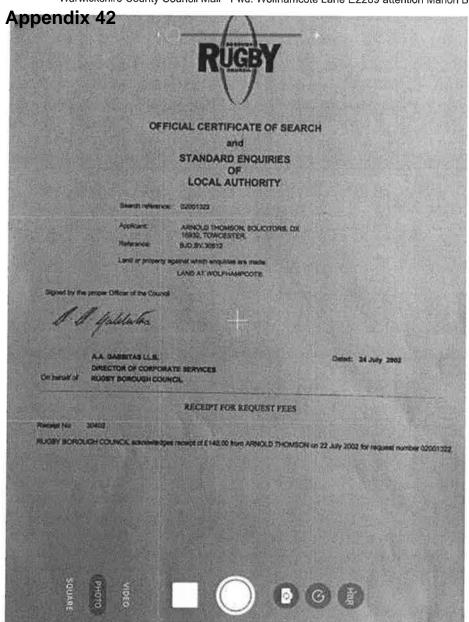
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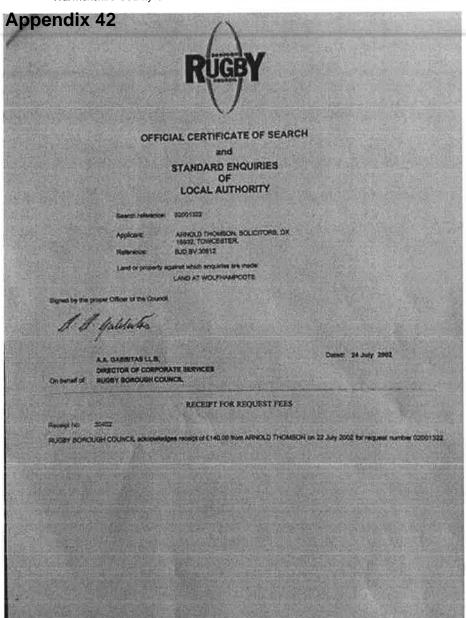
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Appendix 42 Rugby CV21 22P

informative: The seller or developer should be seked to provide evidence of compliance with building regulations.

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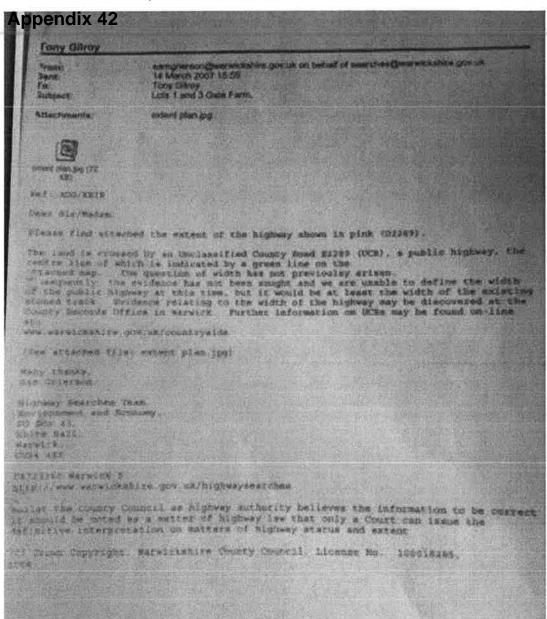
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- 2(a) Yes Wolfhampoote Lane

Page 1 of 5



DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

Please print your name here HEATHER. C. MCRETEW

Your: Home Telephone Number. 01788 522727

Mobile Telephone Number. 07821255016

Email Address heather methreen Dychoo. Co. UK

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date:

28/01/19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

RECEIVED 0 6 FEB 2019

COMMUNITIES GROUP

LEADERSHIP TEAM

GROUP



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | method please indicate all dates. HORSE TO 2019 From 1989 To 2019 PEDESTRIAND |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | REGULARLY THROUGHOUT EVERY YEAR |
| | |
| | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it. |
| | |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | | | / | | | |
| On horseback | | | ~ | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | |

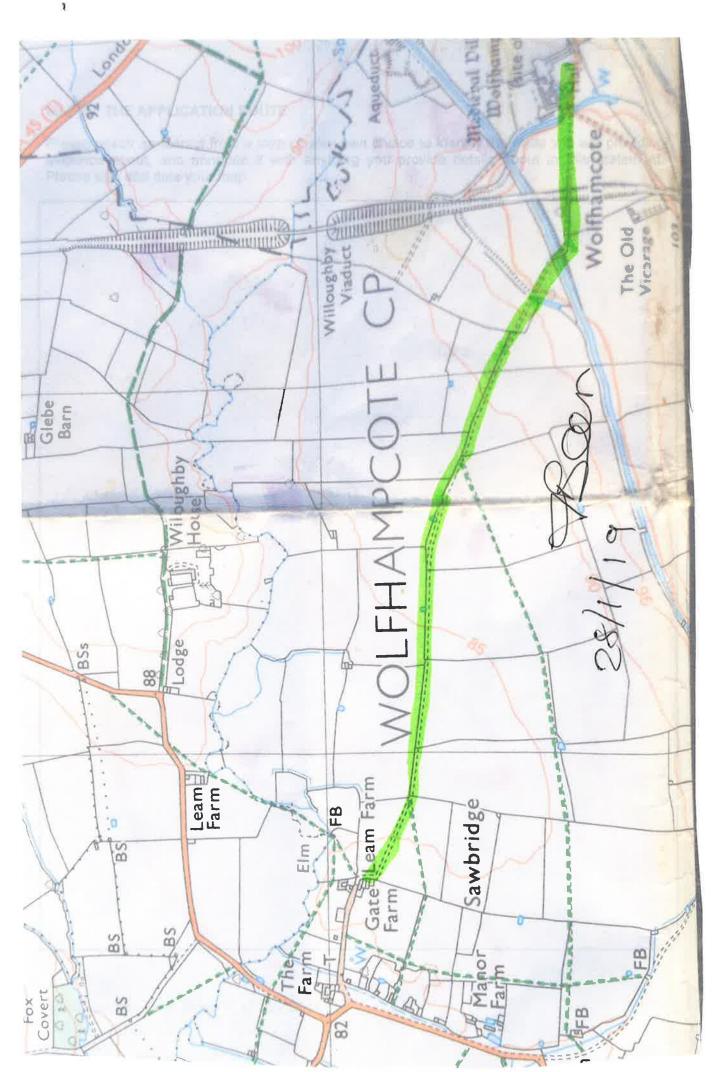
| 4. | Has the application route always followed the same course? |
|----|--|
| | ∀es |
| | □ Don't know |
| | □ No |
| | If no – how and when was the route altered? |
| | |
| | |
| | |
| 5. | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] |
| | track used to be open gated red |
| | now mainly fenced track at Sourbridge end |
| | open at wolthampedo end - track around 4m u |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] |
| | gravel + earth |
| | |
| | |
| 7. | Have there ever been any of the following on the application route? |
| | a. Stiles [state locations and show on your map] |
| | no Stiles but gated in places |
| | |
| | |
| | How long were they in place? |
| | n/a |
| | |
| | |

| | | Gates [state locations, indicate whether locked - and when - and show on your map] Various gates nover locked (about 6) at field boundaries and Canal bindge |
|----|------|--|
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| В. | | any of the above prevent you from using the application route? No Yes |
| | If y | es, please give details |
| 9. | Pro | ve you ever seen any signs or notices suggesting whether or not the application route is a blic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be executed" etc) No Yes Don't know |
| | on | es – state when and give details, including when they were present and mark their location your map |

| 10 | . Have you seen other people using the application route whilst you have been using it? |
|----|---|
| | □ No |
| | Yes Yes |
| | If yes, please provide any additional information about this |
| | Dog walkers Horse Riders Runners |
| | monutain bikers. |
| | |
| La | nd Ownership |
| 11 | . Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| | ™No |
| | □ Yes |
| | If yes, provide details and dates |
| | |
| | |
| | |
| 12 | . Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| | ₽ No |
| | □ Yes |
| | If yes, |
| | a. From whom? |
| | b. When? |

Other Information

| 17 | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | R No |
| | □ Yes |
| | If yes – please provide details |
| | |
| | |
| | |
| | |
| | |
| | |
| 18. | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | Used to be a sign at Gate Fur lean Farmend |
| | Saying byway and another Souging please |
| | keep to the trackway no galloping on the |
| | grass. Both these signs disappeared |
| | years ago. |
| | |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | ☑ Yes |
| | □ No |
| 20. | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | TYes Yes |
| | □ No |
| | |



| RECEIVED | 29 | JAN | 2019 | |
|----------|--------|--------|---------|--|
| OC. | 1,1.11 | UMITIE | S GROUP | |

Yes

E2289 Sawbridge to Wolfhamcote USER EVIDENCE FORM

| ts beginning at Sawbridge to its te | | | | | | |
|--|--|--|--|--|--|--|
| ts beginning at Sawbridge to its te | | | | | | |
| ts beginning at Sawbridge to its te | | | | | | |
| ts beginning at Sawbridge to its te | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| Yes As long as I can | remember | | | | | |
| Do you regard it as: A public footpath (i.e for walkers only) | | | | | | |
| A public bridleway (i.e. for walkers and horse riders/cyclists) | | | | | | |
| A public restricted byway (i.e. for walkers, horse riders/cyclists | | | | | | |
| es use) | YES | | | | | |
| | Yes | | | | | |
| Year | 2017 | | | | | |
| | 2017 | | | | | |
| Year | During this period have there been any years when you have not used it? No | | | | | |
| Year years when you have not used it? | | | | | | |
| | Year | | | | | |

Do you still use the Road?

6.

- **16.** Did anyone ever attempt to turn you back or say that you had no right to use the way?
- 17. Was there ever any obstruction to your use of the path, such as a fence or locked gate?
- 18. Did you ever meet the landowner, his tenant or any of his employees or family? Yes If so, what if anything did they say to you?
 Nothing
- 19. Do you know anyone else who has used the path?

Yes

20. If yes, please give details.

The road is regularly used by my friends and colleagues and also members of the local TRF and the 4x4 community

Would you be willing to give evidence at a Public Local Inquiry?

Perhaps

21. Do you have any other information about the 'way' which you think might be useful?

I hereby confirm that to the best of my knowledge and belief the information stated in this form is true.

Signature:

Date: /? _/ _ (0

Thank you for your assistance.

INFORMATION GIVEN IN THIS FORM IS IN THE PUBLIC DOMAIN AND MAY BE MADE AVAILABLE FOR PUBLIC SCRUTINY BUT NOT YOUR PERSONAL DETAILS.

7. How have you used the path?

| With mechanically-propelled vehicles (e.g. motor-bike or car) | Years | As above | to | As Above |
|---|-------|----------|----|----------|
| By non-mechanically-propelled vehicles | Years | | to | |
| By bicycle | Years | | to | |
| On horseback | Years | | to | |
| On foot | Years | | to | |

| 8. | Where | were yo | u aoina | to: |
|----|-------|---------|---------|-----|
| | | | | |

Wolfhamcote

and from:

Sawbridge

- 9. a) Has this way always run over the same route? YES
 - b) If it has been diverted, please give details and dates:
- 10. How often have you used the path throughout the period you have stated in question 6?

| | Daily | Once a week | Once a month | Less than once a month * |
|--|-------|-------------|--------------|--------------------------|
| On foot | | | | |
| On horseback | | | | |
| By bicycle | | | | |
| With non-mechanically- propelled vehicles | | | | |
| With mechanically- propelled vehicles | | | Yes | PONTUM |

^{*}If less than once a month, please state how many times per year you used the way.

11. For what purpose did you use the road (e.g. for pleasure, visiting friends, going shopping etc)?

Pleasure

- Did you think you had a right to use the road (i.e. you did not have a private right and did not ask for permission)?
 Yes
 If no, who gave you permission and when?
- 13. Have there, to your knowledge, ever been on the road any gates, bridges or culverts or any other structures which helped you to use the road? Yes If yes, please give details.
 A number of gates and bridges
- **14.** Have you ever seen any signs or notices on the road? If yes, where were they and what did they say?

No

Between which dates were they present?

a) During the period when you used the road, were you an owner or occupier of any land adjoining or crossed by the path, or were you an employee or relative of any such owner or occupier?
 No
 If yes, please give details:

| Did vo | u consider | the wa | v to be | public or | private? |
|--------|------------|--------|---------|-----------|----------|
|--------|------------|--------|---------|-----------|----------|

Public

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please print your name here JATANSEA |
|--|
| Your: Home Telephone Number. 01788 890 H27 |
| Mobile Telephone Number07815566848 |
| Email Address |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date:

2. 2.19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

| RECEIVED | 05 | FEB | (for office use or 2019 | |) |
|----------|----|-----|-------------------------|--|---|
|----------|----|-----|-------------------------|--|---|

COMMUNITIES GROUP

LEADERSHIP TEAM

GROUP



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of

Way for Warwickshire

form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

User Evidence Form

| ABOUT YOU |
|--|
| Name MR JA. TANSER, |
| Address LEAM VIEW MOOR LANE |
| WILLOUGHBY RUGBY |
| |
| Postcode CV23 8BU |
| Year of Birth 19 H) |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| LEAM FARM |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| FROM SAWBRIDGE TO WOLFHAMP COTE |
| AND WOLFHAMPCOTE TO SAWBRIDGE |
| |
| |

| MAP OF THE | APPL | ICATI | ON | ROUTE |
|------------|-------------|-------|----|-------|
|------------|-------------|-------|----|-------|

| Please attach an extract fi evidence about, and annot sign and date your map. | rom a map of your ate it with anything | own choice to you provide det | identify the route ails about in this | e you are providing s statement. Please |
|---|---|-------------------------------|--|--|
| | | | | |
| | | | | |
| | | | | |
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| | | | | |
| | | | | |

YOUR USE OF THE APPLICATION ROUTE

| In which years did you please indicate all dat | use the apples. | lication route | e? If you use | ed the route by | more than | one method |
|---|-----------------------------------|----------------|------------------------------|--------------------------------|--|-------------------------------|
| From 1950 | | To . | PRES | EWT D | AY | |
| Were there any exten | ded periods | during which | n you did no | t use the route | e at all? If s | so, please sta |
| | | ************** | | | | |
| 310111111111111111111111111111111111111 | | | | | | amana. |
| | | | | | | |
| How did you use the a the columns below]. F | ipplication rou Please give da | ates if your r | otten? [Plea nethod of us | se the numbe se changed sig | r of times your of times you in the second of the second o | ou used it in the time you |
| were using it. | 1 | 1 | | | _ | |
| were using it. | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
| were using it. On foot | Daily | Weekly | Monthly | | | (please |
| | Daily | Weekly | Monthly | | | (please |
| On foot | Daily / | Weekly | Monthly | | | (please |
| On foot On horseback | 1 | Weekly | Monthly | | | (please |

Other [please specify]

| 1. | Has | the application route always followed the same course? |
|----|-----------|--|
| | | Yes |
| | | Don't know |
| | | No |
| | If no | o – how and when was the route altered? |
| | | |
| | | |
| | | |
| 5. | [Ple | proximately how wide is the application route? ease give your estimate of the width across which you used the route including the width used en passing others or using it with others. Take care to consider the overall width of the route. If varies, please describe how] [Or please state 'Don't know'] |
| | **** | |
| | | 10 FEET |
| | •••• | |
| 6. | Wh [Fo | at type of surface does the application route have? (for example grass, gravel, earth) r varying surfaces, please describe with reference to your map] |
| | | |
| | •••• | |
| 7 | Ца | ve there ever been any of the following on the application route? |
| 1. | | |
| | a. | Stiles [state locations and show on your map] |
| | | IV 0 |
| | | |
| | | |
| | | How long were they in place? |
| | | |
| | | |
| | | |

Application Number **Appendix 42**

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|-------|---|
| | | 5 GATES NOT LOCKED |
| | | *************************************** |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | |
| | | |
| | | |
| | | |
| 8. | | any of the above prevent you from using the application route? |
| | | No |
| | | Yes |
| | If ye | es, please give details |
| | **** | *************************************** |
| | •••• | |
| | **** | |
| 9. | | ve you ever seen any signs or notices suggesting whether or not the application route is a public at of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" |
| | | No |
| | | Yes |
| | | Don't know |
| | | es – state when and give details, including when they were present and mark their location on r map |
| | •••• | |
| | | |
| | | |

| 10 | . Have you seen other people using the application route whilst you have been using it? |
|----|---|
| | No |
| | ₩ Yes |
| | If yes, please provide any additional information about this EARMERS INFOST INFOST CALL 15TS |
| | FARMERS, WALKERS CYCLISTS AND OTHER VEHICLES |
| | |
| La | nd Ownership |
| 11 | . Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| | □ No |
| | □ Yes |
| | If yes, provide details and dates |
| | |
| | |
| | |
| 12 | . Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| | No No |
| | □ Yes |
| | If yes, |
| | a. From whom? |
| | b When? |

| 13 | 3. Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|--|
| | □ No |
| | Yes Yes |
| | If yes, by whom and when? |
| | ABOUT FIVE YEARS AGO SHIRLEY |
| | WHO LIVES IN THE BARN CONVERSION |
| | SAWBRID GE |
| 14 | . Have you ever been stopped or turned back when using the application route? |
| | No No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| | □ No . |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | □ No |
| | □ Yes |
| | lf yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |

(for office use only)

Witness Number

Other Information

| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | √ No |
| | □ Yes |
| | If yes – please provide details |
| | |
| | |
| | *************************************** |
| | |
| | |
| | |
| 18 | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] HAVE USED THIS ROAD FOR TO VEARS A. CHILD WITH BYCYCLES, AND 60 VEARS FOR TRANSPORTING AND FEEDING LIVESTOCIC. |
| 19 | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | □ No |
| 20 |). Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | √Yes |
| | □ No |

J.A. TANSBR Lam Farm 01788 890 427 Moon Lane (M) 07815560848 Willaughly lugly CV238BU COMMUNITIES GROUP -January 25th 2019. To Some Copson. with reference to Good NO F2289/SC Location Wolftompeorte - Sawbudge, I have been using this read for the last 65 years to feed and Shepherd my luestock. I hope to be using it for the next 10 years out least, June Jours Faith fully 4 A Samo

| RECEIVED | 2 | Ü | JAN | 2019 |
|----------|---|---|-----|---------|
| | | | | 3 GROUP |

Yes

E2289 Sawbridge to Wolfhamcote USER EVIDENCE FORM

| 1. | Full Name (Mr/Mrs/Miss/Ms/Dr.) | |
|------|--|------------------------|
| 2. | Address 57 HANNER ROW | |
| | C12NOVET 2 | |
| | Oxo | 6Ad |
| 3 | Contact Phone Number 07760341927 | |
| | Description of the E2289 road | |
| | The E2289 is a hard stoned road from its beginning at Sawbridge to Wolfhamcote, the last 100m or so being a Tared road as one would public carriageway in Warwickshire | |
| Do y | you regard this road to be public? If yes, for how many years? Yes As long as | l can remember |
| 4,, | Do you regard it as: A public footpath (i.e for walkers only) | NO |
| | A public bridleway (i.e. for walkers and horse riders/cyclists) | NO |
| | A public restricted byway (i.e. for walkers, horse riders/cyclistsand non-mechanically propelled vehicles -e.g. horse and cart) | NO |
| | A public Carriageway (i.e. open to vehicles use) | YES |
| 5. | Have you used the above path? | Yes |
| | If yes: a) When did you first use it? | Year 2006 Year 2017 |
| | | |
| | During this period have there been any years when you have not use | |
| | If yes, which years were they and why? Years | |
| | Reason: | |

Do you still use the Road?

6.

Appendix 42

- **16.** Did anyone ever attempt to turn you back or say that you had no right to use the way?
- 17. Was there ever any obstruction to your use of the path, such as a fence or locked gate?
- 18. Did you ever meet the landowner, his tenant or any of his employees or family? Yes
 If so, what if anything did they say to you?
 Nothing
- 19. Do you know anyone else who has used the path?

K. Arlel

Yes

20. If yes, please give details.

The road is regularly used by my friends and colleagues and also members of the local TRF and the 4x4 community

Would you be willing to give evidence at a Public Local Inquiry?

Perhaps

21. Do you have any other information about the 'way' which you think might be useful?

I hereby confirm that to the best of my knowledge and belief the information stated in this form is true.

Signature:

Date:

Thank you for your assistance.

13-1-19

INFORMATION GIVEN IN THIS FORM IS IN THE PUBLIC DOMAIN AND MAY BE MADE AVAILABLE FOR PUBLIC SCRUTINY BUT NOT YOUR PERSONAL DETAILS.

Appendix 42

7. How have you used the path?

| With mechanically-propelled vehicles (e.g. motor-bike or car) | Years | As above | to | As Above |
|---|-------|----------|----|----------|
| By non-mechanically-propelled vehicles | Years | | to | |
| By bicycle | Years | | to | |
| On horseback | Years | | to | |
| On foot | Years | | to | |

| 0 | 10/lb === | | | : | 4 |
|----|-----------|------|------|-------|-----|
| 8. | Where | were | vou- | going | lO: |

Wolfhamcote

and from:

Sawbridge

- 9. a) Has this way always run over the same route? YES
 - b) If it has been diverted, please give details and dates:
- 10. How often have you used the path throughout the period you have stated in question 6?

| | Daily | Once a week | Once a month | Less than once a month * |
|--|-------|-------------|--------------|--------------------------|
| On foot | | | | |
| On horseback | | | | |
| By bicycle | 1 | | | |
| With non-mechanically- propelled vehicles | | | | |
| With mechanically- propelled vehicles | | | Yes | TWICE PLAYEAA |

^{*}If less than once a month, please state how many times per year you used the way.

11. For what purpose did you use the road (e.g. for pleasure, visiting friends, going shopping etc)?

Pleasure

Did you think you had a right to use the road (i.e. you did not have a private right and did not ask for permission)?
Yes
If no, who gave you permission and when?

13. Have there, to your knowledge, ever been on the road any gates, bridges or culverts or any other structures which helped you to use the road? Yes If yes, please give details.
A number of gates and bridges

| 14. | Have you ever seen any signs or notices on the road? |
|-----|--|
| | If yes, where were they and what did they say? |

No

Between which dates were they present?

| 15 . | a) | During the period when you used the road, were you an owner or | occupier of any |
|-------------|------------|--|-----------------|
| | land adjo | oining or crossed by the path, or were you an employee or relative | of any such |
| | owner o | r occupier? | No |
| | If yes, pl | lease give details: | |

| Did | VOL | consider | the | way to | be | public | or | private? | |
|-----|-----|----------|-----|--------|----|--------|----|----------|--|
| Diu | vou | CONSIDER | uie | wav tu | ue | DUDIIC | UI | Dilvale? | |

Public

Appendix 42

Witness Number

DECLARATION

Data Protection Act 2018

(for office use only)

RECEIVED 1 FEB 2019

COMMUNITIES GROUP

LEADERSHIP TEAM

GROUP

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here MRS JEAN M. TRUSLOVE |
|--------|---|
| Your: | Home Telephone Number. 01788 390177 |
| | Mobile Telephone Number |
| | Email Address |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: 5m Trustone.

Date:

8/2/19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

ABOUT YOU

User Evidence Form

| | Name MRS JEAN M. TRUSLOVE, |
|---|--|
| | Address BEAU GESTE, |
| | SAWBRIDGE |
| | RUGBY |
| 3 | WARWICKSHIRE Postcode CY 23 8BB |
| | Year of Birth 1946 |
| | Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| | NO |
| | |
| | ABOUT THE APPLICATION ROUTE |
| | How do you think the application route should be recorded? |
| | ☐ As a footpath (public rights on foot only) |
| | ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| | ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| | As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| | Describe the application route (include start and finish points and provide OS grid references if you can |
| F | ROM GATE FARM, SAUBRIDGE TO BRAUNSTON |
| | VIA WOLFHAMPCOTE |
| | |
| | |
| | 3 |

| MAP OF | THE | APPL | ICAT | ION | ROUTE |
|--------|-----|-------------|-------------|-----|-------|
|--------|-----|-------------|-------------|-----|-------|

| Please attach an extract from evidence about, and annotate sign and date your map. | a map of your it with anything | own choice you provide | to identify the route details about in this | you are providing statement. Pleas |
|--|-----------------------------------|---------------------------|---|------------------------------------|
| | | | | |
| | | | | |
| | | | | |
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| | | | * | |
| | | | | |
| | | | | |
| | | | | |

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 1965 TO PRESENT |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | NO |
| | *************************************** |
| | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|---------------------|----------------|-------------------------|
| On foot | / | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | |

| ŀ. | Has the application route always followed the same course? |
|------------|--|
| | Yes |
| | □ Don't know |
| | □ No |
| | If no – how and when was the route altered? |
| | |
| | |
| | |
| 5 . | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] |
| | THE GATES ARE APPROX 12 FEET WIDE |
| | |
| | |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] |
| | 2 STONE TRACKS WITH GRASS |
| | UP THE MIDDLE |
| | |
| 7. | Have there ever been any of the following on the application route? |
| | a. Stiles [state locations and show on your map] |
| | 70 |
| | |
| | |
| | How long were they in place? |
| | |
| | |
| | |
| | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|------|---|
| | | GATES AT FIELD HEDGES |
| | | NOT LOCKED |
| | | |
| | | Other harriers letete what they were and legation, how long they were in place and show on |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | NO |
| | | |
| | | |
| | | |
| | | |
| 8. | Did | any of the above prevent you from using the application route? |
| | W/ | No |
| | | Yes |
| | lf y | es, please give details |
| | •••• | |
| | | |
| | **** | |
| 9. | | ve you ever seen any signs or notices suggesting whether or not the application route is a public nt of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted") |
| | | No |
| | | Yes |
| | | Don't know |
| | - | es – state when and give details, including when they were present and mark their location on ur map |
| | **** | |
| | | |
| | | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No □ Yes |
| If yes, please provide any additional information about this OFTEN PEOPLE, WALKING, CYCLING, |
| HORSE RIDING, VEHICLES. |
| |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| Ⅳ No |
| □ Yes |
| If yes, provide details and dates |
| |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| ☑ No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| 13 | . Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|---|
| | No No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| 14 | . Have you ever been stopped or turned back when using the application route? ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | *************************************** |
| | |
| | |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| | No No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | No No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |

Other Information

| 17 | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|----|---|
| | □ No |
| | □ Yes |
| | If yes – please provide details |
| | I HAVE BEEN TOLD AN ORDINANCE |
| | SURVEY MAP SHOWS A PUBLIC RIGHT |
| | OF WAY |
| | |
| | |
| | |
| | |
| 18 | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | MY LATE FATHER IN LAW, THE OWNER OF |
| | |
| | GATE FARM, SAWBRIDGE UNTIL HIS DEATH |
| d. | ALLOWED PUBLIC USE OF THE ROAD WITHOUT |
| | QUESTION. AT LEAST I CAR RALLY HAS USED THE |
| | ROUTE, ALSO MINI MOTOR CYCLES OSETT OFTEN |
| ٨ | DATIL RECENTLY THE ROYAL MAIL DELIVERED TO A FARM BY THE CANAL |
| 19 | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | Yes |
| | □ No |
| 20 | . Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | □ Yes |
| | ☑ No |
| | |

RECEIVED 2.9 JAM 2010

COLLIUMITIES GROUP

F/ C

Beau Geste, Saubridge, Rugby CV23 8BB

28-1-19

Dear Sir or Madam. Until Ris death my father in - law, Mr. Arthur Truslove owned bate Farm in Saubridge, A gated section of the unclassified road between Sawbridge and Braunston passed across four of his fields. I have lived for 50 years alongside the road. We have always considered it to be a public night of way for vehicles, horsenders and walkers In the late 1960's a stage of a major motor rally (soid to be the R.A.C) would the road yours sincerely I. M. Truslove (Mrs)

Application Number

Witness Number

(for office use only)

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| | typo wort doloto – |
|--------|-------------------------------------|
| Please | e print your name here |
| | |
| Your: | Home Telephone Number |
| | Mobile Telephone Number 07984561226 |
| | Email Addressjan.boneham@mail.com |

typo won't delete

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

10

Date:

07/02/2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available





Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name Jan Boneham |
| Address 44, Daventry Rd, Barby |
| |
| 22.22.22.22.22.22.22.22.22.22.22.22.22. |
| Postcode CV23.8TR |
| Year of Birth 1962 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| 75 & 98- Archer Ave. Braunston. 75-77 - High St, Braunston. 77-81 & 98-99 - Ashby Rd |
| Brauston 81-98 Onley Grounds Farm, Willoughby. current from 99 - Daventry Rd, Barby |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if yoເ can) |
| As shown on your own plan reference E2289/SC/Location |
| |
| |
| |



YOUR USE OF THE APPLICATION ROUTE

| 1. In which years did you use the application route? If you used the route by more than method please indicate all dates. | | | |
|---|--|--|--|
| | From 1975 To | | |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? | | |
| | Yes between 1978 - 82, 1993 - 2005 , 2014 - 16, 2018 - to date. | | |
| | I mainly used the route on horse back as a bridle path and there has been periods | | |
| | without a horse to ride though I have also walked this route a couple of times 2016 - 18 | | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|----------|------------------|----------------|-------------------------|
| On foot | | | | | ✓ | |
| On horseback | | | ✓ | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | |

| 4. | Ha | as the application route always followed the same course? | | | | |
|----|--|--|--|--|--|--|
| | | Yes | | | | |
| | | Don't know | | | | |
| | | No | | | | |
| | lf ı | no – how and when was the route altered? | | | | |
| | ••• | | | | | |
| | ••• | | | | | |
| | (12.5 | | | | | |
| 5. | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] | | | | | |
| | ••• | Single track gated road | | | | |
| | | | | | | |
| | *** | | | | | |
| 6. | . What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] | | | | | |
| | | varies mostly gravel - some concrete over bridges - some hard suface | | | | |
| | | | | | | |
| | | | | | | |
| 7. | На | ave there ever been any of the following on the application route? | | | | |
| | a. | Stiles [state locations and show on your map] | | | | |
| | | No | | | | |
| | | | | | | |
| | | | | | | |
| | | How long were they in place? | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|------------|--|
| | | Some gates - approx 5, none have ever been locked |
| | | |
| | | |
| | | |
| | c. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | |
| | | |
| | | |
| | | |
| 8. | Dio | I any of the above prevent you from using the application route? |
| | _ | |
| | √ Z | No |
| | | Yes |
| | lf y | es, please give details |
| | **** | |
| | | |
| | | |
| | •••• | |
| 9. | pub | /e you ever seen any signs or notices suggesting whether or not the application route is a blic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be secuted" etc) |
| , | V | No |
| | | Yes |
| | | Don't know |
| | If ye | es – state when and give details, including when they were present and mark their location your map |
| | | |
| | | |
| | teest | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| Yes |
| If yes, please provide any additional information about this |
| Other's on foot, horseback, bicycle, |
| .,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, |
| |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| No No |
| □ Yes |
| If yes, provide details and dates |
| |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| ■ No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| 13. Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? | |
|---|----|
| Yes | |
| If yes, by whom and when? | |
| Trines Ward, Annette Cunningham have told me about this review and that a new | |
| resident in Sawbridge is trying to close the route and is attempting to stop it's use as a | |
| public right of way. No one with "authority" has ever told me this route is not a right of way 14. Have you ever been stopped or turned back when using the application route? | |
| √ No | |
| □ Yes | |
| If yes, please give details including when this happened | |
| | |
| | |
| | |
| 15. Has anyone else ever told you that they were prevented from using the application route? | |
| No No | |
| □ Yes | |
| If yes, please give details including when this happened | |
| I have just been told that a new resident of Sawbridge is attempting to stop people using this right of way. No details given/shared other than this resident is also attempting to prevent residents who live along this tack from accessing their own propertic | es |
| 16. Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) | |
| No No | |
| □ Yes | |
| If yes, please give full details, including who gave the permission, why and when | |
| | |
| | |
| | |

Other Information

| 17. | application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | ₩ No |
| | □ Yes |
| | If yes – please provide details |
| | |
| | |
| | |
| | |
| | |
| | |
| 18 | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | This route has always been a public right of way as far as I have known as far back as |
| | I can remember and beyond including stories from my family up to 2 generations ago |
| | going back as far as the 1890's regarding stories of local byway use. |
| | |
| | |
| | |
| 19 | . During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | ▼ Yes |
| | □ No |
| 20 | . Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | ✓ Yes |
| | □ No |
| | |

Appendix 42 Willoughby House, Willoughby, Warwickshire CV23 8BU Telephone: 01788 890254 RECEIVED 05 FEB 2019 4 February 2019 Re: Wildlife and Countyside Act 1981 Sec 53 COMMUNITIES GROUP Dear Sir, Définitive Map & Statement for Wannidshire E2289 Wolfhancok Lare I live directly opposite this lare an the otherside of the liver. I have unobstructed views of this lare. It is continually used by walker, cyclists and horse rider. I ux Mis lare on a regular basis also. Having Iwed in this house for 36 years I have observed just how much traffic is on the lare continually throughout the year. It is a very important 14th of way and must be maintained at all cost. Your factifully Attayward MRS JENNY HAYWARD.

Public Right of Way User Evidence Statement

This statement should be completed and returned to the person making the application so that it can be submitted with or form part of an application seeking a change to the Definitive Map and Statement of Public Rights of Way.

This statement is intended to provide preliminary evidence about the application. When Warwickshire County Council commences detailed research, an officer from that authority may contact you to seek further information or ask you to be interviewed about your evidence.

This statement is designed to help establish whether or not the route being claimed in the application is a public right of way. It also provides evidence of how it is used (for example on foot, on horseback, by vehicles etc).

You should answer the questions as fully as possible and not keep back any information, whether for or against the public claim. This is important if this information is to be of real value in establishing the status of the application route. The information given may be examined at a public inquiry.

This statement should be completed by one person only and should relate to only one route. If you need more space please continue on a separate sheet which will need to be attached to this statement.

If completing the statement by hand, please ensure it is written legibly and in black ink.

Confidentiality - Please Read Carefully

The information you give in this statement cannot be treated as confidential.

- It may be necessary for Warwickshire County Council to disclose information received from you to others, which may include other local authorities, the Planning Inspectorate and other government departments, public bodies, other organisations, landowners and members of the public. If the application proceeds to a public inquiry your evidence will be made available to the inquiry.
- If Warwickshire County Council proceeds with the application but it is contested (for example by a landowner), there may be a public inquiry. This will be held locally and if you are unable to attend your evidence will be given in writing, but user evidence is of much greater value if you attend in person and are prepared to answer questions about it. Inquiries are kept as informal as possible and Warwickshire County Council will help you with the procedure.
- The information you give in this statement will be processed in accordance with the Data Protection Act 2018. It is held by the Warwickshire County Council's Rights of Way Service for the sole purpose of processing the application for the route referred to. For more information see www.warwickshire.gov.uk/dataprotection

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Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

User Evidence Form

| ABOUT YOU |
|--|
| Name John Caunt |
| Address 'Fawcliff', Cross Lane, Braunston, Daventry |
| |
| |
| Postcode NN11.7HH |
| Year of Birth1936 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| Wolfhampcote to Sawbridge road a.k.a. E2289 Wolfhampcote Lane |
| |
| |

| MAP OF THE APPLICATION ROUTE |
|--|
| Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map. |
| |
| Reference your plan E2289/ SCL/Location |
| |
| |
| |
| |
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| |
| |
| |
| |
| |
| |
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| |
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| |
| |
| |
| |

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 1970 To Present on foot, bicycle & motor car |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | Used the track many times by various methods over 58 years at irregular intervals |
| | |
| | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it. |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | | | | | | Irregular |
| On horseback | | | | | | |
| By pedal cycle | | | | | | Irregular |
| By car | | | | | | Irregular |
| Other [please specify] | | | | | | |
| | | | | | | |

| 4. | Ha | as the application route always followed the same course? |
|----|------|--|
| | X | Yes |
| | | Don't know |
| | | No |
| | lf r | no – how and when was the route altered? |
| | | |
| | ••• | |
| | | |
| 5. | [Pl | oproximately how wide is the application route? lease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the ute. If this varies, please describe how] [Or please state 'Don't know'] |
| | | As now |
| | | |
| | | |
| 6. | | hat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | | As.now |
| | | |
| | | |
| 7. | Ha | ave there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | No |
| | | |
| | | |
| | | How long were they in place? |
| | | Tiow long were they in place: |
| | | |
| | | |
| | | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] Yes - as now |
|----|------|--|
| | | |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | No |
| | | |
| | | |
| 8. | Dic | I any of the above prevent you from using the application route? |
| | 区 | No |
| | | Yes |
| | If y | es, please give details |
| | | |
| | | |
| | | |
| 9. | pul | ve you ever seen any signs or notices suggesting whether or not the application route is a polic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be psecuted" etc) |
| | | No |
| | 以 | Yes |
| | | Don't know |
| | - | es – state when and give details, including when they were present and mark their location your map |
| | | VCC erected signs at both ends of the track about 6 years ago stating "Warwickshire Count Council - this is a Class 3 Public Road". These have now disappeared. |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| DX Yes |
| If yes, please provide any additional information about this |
| I.have.seen.other.walkers.&cyclists.on.many.occasions |
| |
| |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at th time when you used it, or were you then a tenant / licensee of any such owner? |
| ∑ No |
| □ Yes |
| If yes, provide details and dates |
| |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| DX No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |
| |

| the land or by anyone in their employment)? |
|--|
| Ď No |
| □ Yes |
| If yes, by whom and when? |
| |
| |
| |
| . Have you ever been stopped or turned back when using the application route? |
| DX No |
| □ Yes |
| If yes, please give details including when this happened |
| |
| |
| |
| . Has anyone else ever told you that they were prevented from using the application route? |
| Ď No |
| □ Yes |
| If yes, please give details including when this happened |
| |
| |
| |
| . Have you ever had a private right to use the application route? (for example, an easement private right of access, licence, etc) |
| □X No |
| □ Yes |
| If yes, please give full details, including who gave the permission, why and when |
| |
| |
| |
| |

Other Information

| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | tŽt No |
| | □ Yes |
| | If yes – please provide details |
| | |
| | |
| | |
| | |
| | |
| | |
| 18. | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | If WCC believed this to be a Public Road when they erected signs to that effect, why is there any doubt now? |
| | |
| | |
| | |
| | |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | □X Yes |
| | □ No |
| 20. | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | □ Yes Please |
| | □ No |
| | |

Application Number

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name hereJOHN.A. CAUNT |
|--------|---------------------------------------|
| | |
| Your: | Home Telephone Number017.88-8907.76 |
| | |
| | Mobile Telephone Number |
| | |
| | Email Addressjohn.caunt@tiscali.co.uk |
| | Fillall Vadices |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: JA Caunt

Date: 3rd February 2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

DECLARATION

Data Protection Act 2018

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This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | print your name here |
|--------|---|
| Your: | Home Telephone Number. 01788 891668 |
| | Mobile Telephone Number 07711 248502 |
| | Email Address JOHNANDKATE W. MOT MAIL.COM |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date:

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

river wild out !

Tallet Frich

commenced to the service of the service

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

AV TOSAN A VIENT SON TO a Barrowski Abil Lo Edward, Jak I : 1 2 1 407 23 8-All November 5 4/1 BECOMMONES OF S. CHARLESTA PROTECTS

(for office use only) RECEIVED () 6 FEB 2019

COMMUNITIES GROUP

LEADERSHIP TEAM

CROUP



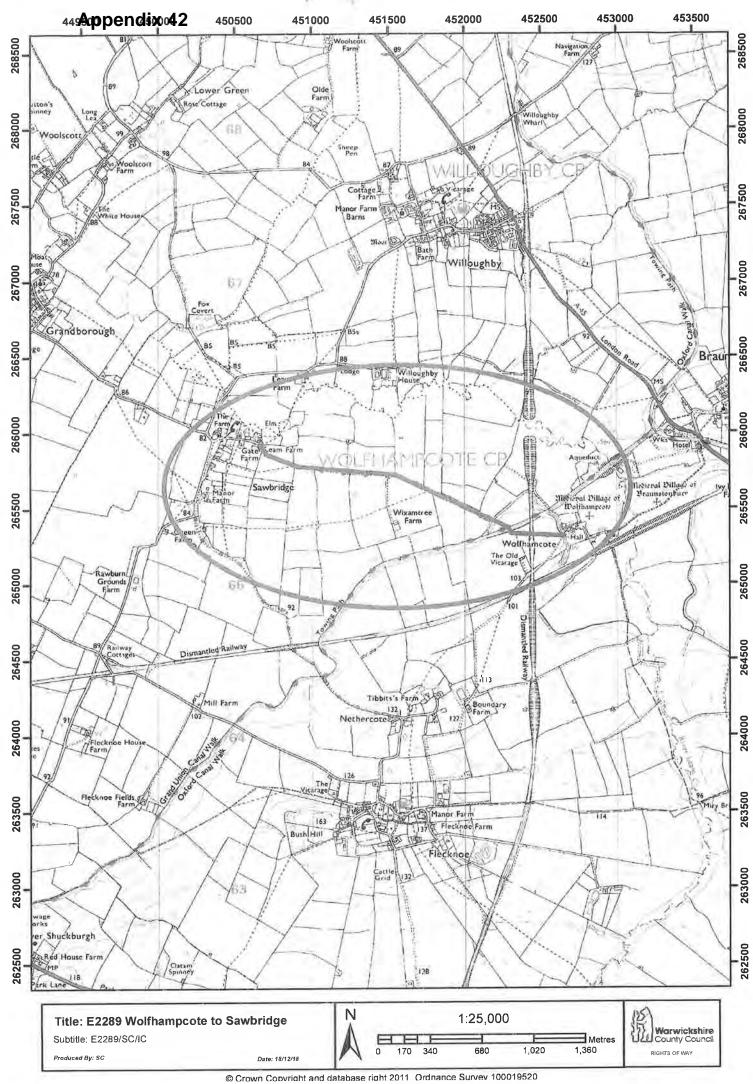
Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name JOHN UNITTAKER |
| Address MANOR FARM |
| SAWBRITICE |
| RUCRY |
| WARKS Postcode CV23 8BB |
| Year of Birth 1962 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| E2289 WOLFMANDOTE TO SAWBAIDGE |
| |
| |
| |



YOUR USE OF THE APPLICATION ROUTE

| . In which years did yo please indicate all da | ou use the appli utes. | cation rout | e? If you us | ed the route by | more than | one method |
|--|---------------------------|-------------|--------------|---------------------------------|----------------|-------------------------------|
| From1994 | ********* | To | Passe | ant. | | |
| . Were there any exte when and why? | nded periods d | luring whic | h you did n | ot use the rout | e at all? If s | so, please s |
| | No | | | | | |
| | ************ | | | | | |
| | | ******* | | ************** | | ********* |
| How did you use the the columns below]. were using it. | Please give da | tes if your | method of u | ase the numbe se changed sig | inificantly in | the time yo |
| * B4 , 5 0 g | | A self | 1 | | | |
| 10 | l Daily l | Weekly | Monthly | Every few | Onco a | Othor |
| | Daily | Weekly | Monthly | Every few months | Once a | Other (please describe) |
| On foot | | | Monthly | Every few | Once a | Other (please |
| On foot On horseback | | | Monthly | Every few | Once a year | Other (please |
| * 1 | a regressive a | | Monthly | Every few | Once a | Other (please |

1

Other [please specify]

| ٠. | las the application route always followed the same course? Yes | |
|------------|--|-------------|
| | | |
| | □ Don't know | |
| |] No | |
| | f no – how and when was the route altered? | |
| | | 3 9 |
| | | 94 |
| | | Í |
| 5. | Approximately how wide is the application route? Please give your estimate of the width across which you used the route including the width use when passing others or using it with others. Take care to consider the overall width of the route his varies, please describe how] [Or please state 'Don't know'] | ed). If |
| | APPROX 3 M HARD STANDING. | |
| | Bosine using the Pasture used mistaniemey. Not | 2 |
| | POSSIBLE NOW FENCED IN THE LAST DECADE. | |
| 3 . | What type of surface does the application route have? (for example grass, gravel, earth) For varying surfaces, please describe with reference to your map] | |
| | luga weren surface - Pantly make of OLD MAILUMY | 110 |
| | Ranines. | (¥ |
| | | |
| 7. | Have there ever been any of the following on the application route? | |
| | a. Stiles [state locations and shów on your map] | |
| | No | 8 |
| | I State of the second s | 17 |
| | | ĸ |
| | How long were they in place? | |
| | NO NO | ă |
| | | K |
| | | Ť |

| | b. | . Gates [state locations, indicate whether locked – and when - and show on your n | nap] |
|------------|---------|--|--|
| | | VANIOUS CATES ALONG 173 LENGTH . USED MONE B | מדמטו |
| | | FENERAL OFF OF FRONDS: | |
| | | | |
| | Con | Other barriers [state what they were and location, how long they were in place ar | |
| | | your map] | id onow on |
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| | | | |
| _ | D: 1 | | |
| 8. | | id any of the above prevent you from using the application route? | |
| | O | No | |
| | | l Yes | |
| | If ye | yes, please give details | |
| | | | |
| | ,,,,, | | |
| | 150.000 | | |
| 9. | Hav | ave you ever seen any signs or notices suggesting whether or not the application i | / |
| J . | righ | ght of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will | |
| | etc) | | |
| | | Í No | |
| | | l Yes | |
| | | l Don't know | |
| | - | yes – state when and give details, including when they were present and mark thei | r location on |
| | | *************************************** | |
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Witness Number

| 10. Have you seen other people using the application | • |
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| □ No | and the state of t |
| ☑ Yes | responsible of the second section of the second sec |
| If yes, please provide any additional information | about this |
| WALKERS MORSE 1219 | SEAS, MOTON BILLES, TRACTORS AND |
| OTHER FARM TRAFFIC | -, cans |
| | |
| Land Ownership | |
| 11. Were you working for any owner or occupier of when you used it, or were you then a tenant / lice | of land crossed by the application route at the time ensee of any such owner? |
| No No | |
| □ Yes | |
| If yes, provide details and dates | |
| | |
| | |
| | |
| 12. Did the owner or occupier ever give you permiss route? | sion (or did you seek permission) to use the application |
| No | |
| □ Yes | · · |
| If yes, | |
| a. From whom? | |
| b. When? | |

| | land or by anyone in their employment)? |
|-------|--|
| | ™ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14 | 4. Have you ever been stopped or turned back when using the application route? No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | *************************************** |
| 15 | Has anyone else ever told you that thou ware area. |
| ía. | ☑ No |
| | □ Yes |
| w 27. | If yes, please give details including when this happened |
| | |
| | |
| 16 | Have you are but to the state of the state o |
| 10. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | No No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
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| ~ 41 | Inform | -t-0 |
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| Ju | of information |
|-----|--|
| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters; sale documents, old maps, etc) |
| | No No |
| | □ Yes |
| | If yes – please provide details |
| | |
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| | |
| | |
| | |
| 18 | . Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? |
| | [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] [If you wish to provide a separate sketch map, please do so and attach to this statement] [If you wish to provide a separate sketch map, please do so and attach to this statement] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
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Ref 1*

Note re Lane at Fox Farm

The purpose of this Note is to set out in summary form the evidence which we were looking for, what we found and the significance of it, and what was still needed.

We needed to establish the true historical status of the lane before discussing present day issues. We knew it was more than likely to be a public highway of sorts, but whether FP, BR, or public carriageway would depend on the evidence.

Inclosure Award 1758. There was some confusion as to the numbering of this route (marked in pencil as 8 but marked on map as 10) but it is presumed this was our route. The Award stated that it had been set out as a public carriageway of 40ft in width being the road from Wolfhamcote to Sawbridge.

Inclosure Act 1757. We also checked the Act. It contained power to set out public roads repairable by the parish.

ROW Map 1932. This showed our route under "Other Roads" Wolfhamcote. UCR (Unclassified County Road).

Parish Survey card 1952. We looked at this with Mrs Borman at Shire Hall. The survey was carried out by R C Rowse parish clerk on 25th January 1952. It numbered this route as Wolhamcote 13. The clerk wrote that its status was BR by which he meant bridleway. However, somebody at a later date had superimposed in pencil "Unclassified County Road". It was said that the route went from Sawbridge crossroads to Wolfhampcote. It was said to be frequently used. It had been metalled but was now largely overgrown. The width was about 12ft. "All field gates were said to be in good order". There were in fact as many as eight field gates across this route, which would be unusual for a public carriageway over a short distance of 1.75 miles. In answer to the question about existing direction signs, it was said that there was a "GP at Sawbridge Crossroads". In fact, this was misleading. The Sawbridge crossroads was and is a staggered crossroads. There was and is no sign post at the point that our route branches off from the public road. However, there is a sign post at the next junction, where the public road goes westwards and northwards. The Ordnance Survey tended to put a signpost or guidepost on the site (and put the letters GP on the map) where public vehicular routes diverged. [In Richard Oliver's "Gulde to OS Maps" it says that GPs "are shown at rural road junctions only". It is significant, in contrast, that there is no GP mark on the map of our route at either end.]

Parish Survey map. This showed the lane in red like the other PROWs but was later crossed out in pencil with the addition in pencil of "*Uncl. Co. Rd*".

Handover Map and List of Streets. We met Mr Newham (County Surveyors departments and head of road records). He showed us the Handover Map and schedule. Our route was number 128 of 1.75 miles running from Sawbridge to Wolfhamcote. It was coloured brown. In the List of Streets accompanying the Handover Map the route was listed under the "Other roads including Bridle Roads category". This was helpful confirmation that it could have been a Bridle Road. This links with the fact that in 1952 the parish clerk called it a BR.

While we were with Mr Newham I asked him a straight question. If you were answering a Local Search enquiry on purchase of this land, relating to this route, how would you answer it. He said that he would describe it as "a route of unknown status, minimum FP". The upshot of this is that it was a perfectly arguable point that it could have been less than public vehicular. It is certainly a public highway of some sort and a minimum was footpath. It was probably a bridleway.

However, the object of this case was to establish whether or not public vehicular status had been proved. This particular part of the evidence casts significant doubt on the existence of public vehicular status.

We had seen much inconsistency of description, in that it was often described as a bridleway (or could have been a bridleway) but twice the record had been altered in pencil to UCR. Even the County Surveyor Mr Newham called it a route of unknown status.

Carter Letter. I drew to Mrs Borman's attention and to the client's, the significance of the Carter letter. This was written by a civil servant at the ministry on 24th August 1998, and was authoritative justification for saying that there was no guarantee that Unclassified County Roads carried public vehicular status. Every case needed to be looked at on its own merits and the evidence looked at as a whole.

Finance Act 1910. This is a key piece of historic evidence in every case of this nature. The client had been to the National Archives at Kew and had researched the position and was able to tell me that the route was included in the hereditament (parcel number 36), which is positive news. She also told me that it had been therein described as "Bridle Road". I asked her for photographic evidence of this and she showed me a small extract from the photograph she had taken. I said I would need to have a full copy of the Finance Act 1910 Map and the book entries as a whole. — Thus explance had been submitted.

Certainly the modern day H M Land Registry title of Fox Farm (WK441869) shows that the route through the farm is privately owned throughout, with the red edging going across the route at both ends. If it really was public vehicular, it is unusual to have found it to be privately owned.

Topography. We also looked at the site which was useful in order to verify the topographical evidence. Reverting to the Inclosure Award evidence, this was supposed to have been set out as a public carriageway of 40ft in width. It was more than apparent from the site visit that it was never anything like 40ft wide. Interestingly the parish survey of 1952 had put it at 12ft wide. There were various features on the route such as old barns, a tree, and in particular a pond on the south edge of OS 265. The pond definitely cuts the width. The key question was whether the pond was in existence in 1758. We would have needed (had the case continued) to research that point further.

We also drove on as far as the east end at Wolfhamcote. The canal bridge and the railway were of about 15ft in width.

Railway records: Great Central Railway 1902 (this was the north-south route). It crosses the lane and field OS 250, and describes it as field and occupation road. There is only one track crossing OS 250 and that is our route, so in 1902 it is helpful that these railway records show that it was thought to be an occupation road.

Certainly the topography generally does not suggest that it was anything like as wide as 40ft.

If it can be shown that the intended public carriageway of 40ft wide in the Inclosure Award never got set out on the ground, then we can challenge that Inclosure evidence.

East of Wolfhamcote Hall and church, the track continues eastwards as a footpath. There is a southern extension going over the railway which is marked as bridleway.

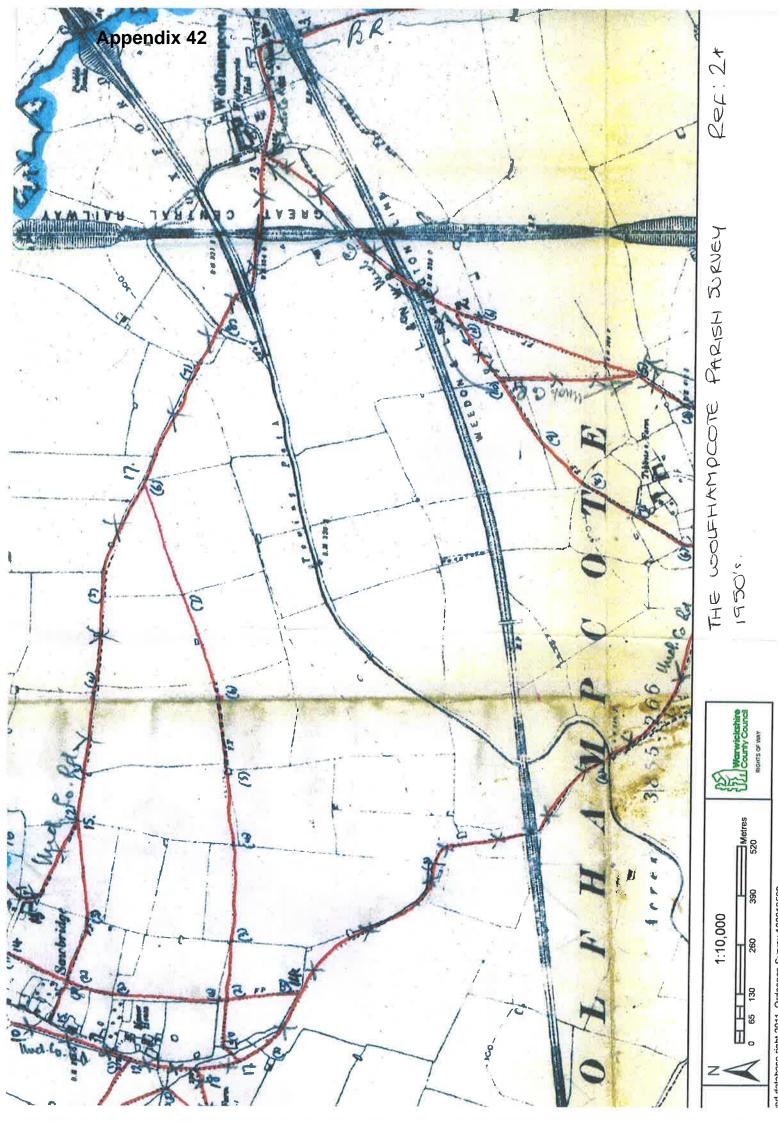
Conclusion. At the end of our day-long session it was left that the client would send me the photographs that she had including of the Finance Act 1910. She would look into the canal record maps, and the conveyances and other papers from her solicitors. She would

1 Further Evidence Submitted 30/11/18

send me a link to the Old Maps website. Once we had agreed the stage two budget I would let her have a Note of advice.

In summary, it is a shame that this case could not have continued because there are many aspects of it which we could have used to our advantage in arguing the totality of the evidence as being against historic public vehicular status. That is not to say that that argument would necessarily have been successful but it might have been depending on how much the client wanted to invest in making the case.

MJCC 6th December 2018



Jonathan Cheal

From:

Michael Newham < michaelnewham@warwickshire.gov.uk>

Sent:

03 July 2018 17:12

To:

Jonathan Cheal

Cc:

Marion Borman

Subject:

Re: Land at Sawbridge Ref Mogers Drewett LLP:MA:M4902.001 Wolfhampcote 5.pdf

Attachments:

Good afternoon Jonathan,

Further to our meeting last week, please find attached the relevant documentation requested.

Please be aware that the 1929 handover plan and schedule was only ever intended to be an internal document for reference by local government departments. It forms a record of the roads and ways that the surveyor of the local council believed at the time to be highway maintainable at public expense and I do not believe was subject to any form of public consultation. It was drawn up with the express purpose of defining streets maintained at public expense and has since that time been used as evidence to support this but is not definitive in what it says. I would ask that you keep these points in mind when drawing any conclusions from this record.

Kind regards,

Michael Newham.



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Michael Newham
Senior Highway Searches Officer
Transport and Economy
Communities
Warwickshire County Council
PO Box 43
Shire Hall
Warwick
CV34 4SX

Tel:01926 418095 Fax: 0870 242 8149

Email: michaelnewham@warwickshire.gov.uk
Web: www.warwickshire.gov.uk/highwaysearches

Whilst the County Council as highway authority believes the information to be correct it should be noted as a matter of highway law that only a Court can issue the definitive interpretation on matters of highway status and extent

On 12 June 2018 at 14:06, Jonathan Cheal < <u>Jonathan.Cheal@mogersdrewett.com</u>> wrote:

Dear Mr Newham,

I have telephoned your office to speak to Mr Paul Kinsella, with whom I had dealings some years back, and am told that you are now in charge of highway records.

That being so, I wonder if I might call in and see you at Shire Hall on Thursday 28th June mid/late morning.

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | se print your name here | the w | MITTA | ther | |
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Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

hare whitaker

Date:

4/2/2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

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| Application Number Appendix 42 | Witness Number | (for office use only) RECEIVED 0 6 FEB 2019 |
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| | | COMMUNITIES GROUP LEADERSHIP TEAM |
| Warwickshire County Council | Wildlife & Countrysi Definitive Map and S Way for Warwickshi | Statement of Public Rights of |
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| ABOUT YOU | | |
| Name KATE WH | UTTAKER | |
| Address NANOL R | ARM | *************************************** |
| SAWBRIDG | E | |
| heasy | | |
| | | Postcode CV23 8BB |
| Year of Birth 1970 | | |
| Have you lived at any other ac If so, please provide details ar | ddresses during the time | e you have used the path or way? |
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| ABOUT THE APPLICATION I | ROUTE | |
| How do you think the application | on route should be reco | orded? |
| ☐ As a footpath (public rig | ghts on foot only) | |
| ☐ As a bridleway (public ı | ights on foot and on ho | orseback or bicycle) |
| ☐ As a restricted byway (| public rights on foot, on | horseback or any non-motorised vehicle) |
| ✓ As a byway open to all | traffic (public rights for | all classes of use, including motor vehicles) |

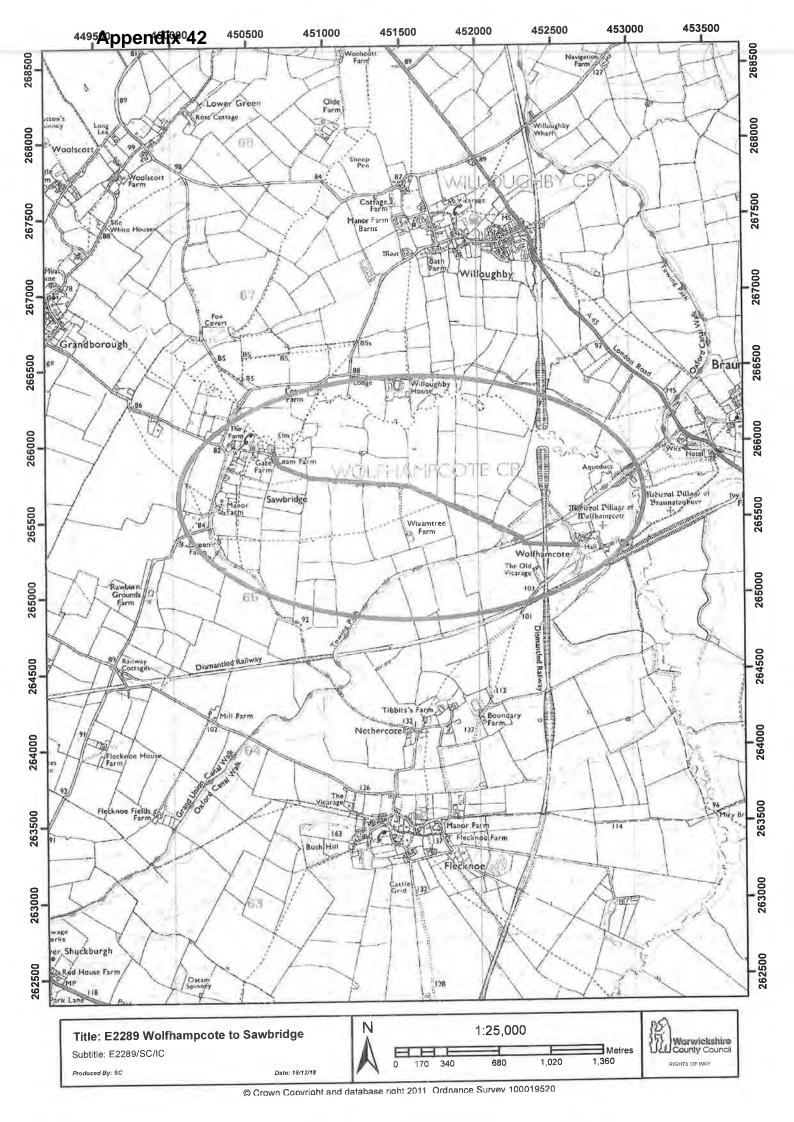
Describe the application route (include start and finish points and provide OS grid references if you can)

FROM SANBRIDGE TO WOLFHAMPOOTE

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

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YOUR USE OF THE APPLICATION ROUTE

| 1 | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|---|
| | From 1970 To PRESENT |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | 20 |
| | |
| | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you |

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| | By pedal cycle | | | | | | |
| | By car | | | | V | | |
| | Other [please specify] | | | | / | | |

| ١. | as the application route always followed the same course? |
|----|--|
| | Yes |
| |] Don't know |
| | l No |
| | no – how and when was the route altered? |
| | |
| | |
| | |
| 5. | Approximately how wide is the application route? Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If his varies, please describe how] [Or please state 'Don't know'] |
| | > 3 NETRES CULLENTLY. |
| | HISTORICALLY ROUTE PASSED THROUGH FIELDS WITHOUT |
| | PENUNG ADJACENT TO IT. FONCES ERECTED IN LAST 10-15 YEAR |
| 6. | Nhat type of surface does the application route have? (for example grass, gravel, earth) For varying surfaces, please describe with reference to your map] GLANCL ∫ hANNGS |
| | garree requirings |
| | |
| | |
| 7. | Have there ever been any of the following on the application route? |
| | a. Stiles [state locations and show on your map] |
| | NO |
| | |
| | |
| | How long were they in place? |
| | N/A |
| | |
| | |
| | |

b. Gates [state locations, indicate whether locked – and when - and show on your map] YES. GATES AT EAU HELD GOUNDALY WHICH HAD TO BE OPENED AND CLOSED AS YOU HASSED

c. Other barriers [state what they were and location, how long they were in place and show on your map]

8. Did any of the above prevent you from using the application route?

| ☑ No |
|-----------------------------|
| □ Yes |
| If yes, please give details |
| |
| |

9. Have you ever seen any signs or notices suggesting whether or not the application route is a public right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc)

✓ No

☐ Yes

☐ Don't know

your map

If yes – state when and give details, including when they were present and mark their location on

| 10. Have you seen other people using the application route whilst you have been using it? |
|--|
| □ No ¹ No |
| Yes Yes I was the second secon |
| If yes, please provide any additional information about this |
| DOG-WALKERS, MOTOR-LYCHISTS, HORSE-RIDERS, |
| MEASURE-DRIVERS, FARM TRAFFIC. WILDLIAE SURVEYORS: |
| A BUTTERFLY CONSERVATIONIST TOLD WE LAST SULLIER THAT IT WAS PART OF HIS PATCH FOR FORMAL BUTTERFLY COUNT |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| ™ No |
| □ Yes |
| If yes, provide details and dates |
| |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| No · |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| 13. | Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|--|
| | ₩ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | ,, |
| 14. | Have you ever been stopped or turned back when using the application route? |
| | M No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| | No No January State of the Stat |
| | □ Yes. |
| | If yes, please give details including when this happened |
| | N keady - D was a Fig. |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc.) |
| | ₩ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |

Other Information

| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) No |
|-----|---|
| | □ Yes |
| | If yes – please provide details |
| | |
| | |
| | |
| | |
| | |
| | |
| 18. | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | I HAVE LIVED IN SALOBRIDGE ALL OF MY MAE |
| | (48 YEARS) AND HAVE ALWAYS USED THIS ROUTE, |
| | AS DID MY PARENTS WOND MOVED HERE IN 1965. |
| | THERE HAS NEVER SEEN ANY QUESTION AS TO |
| | ITS PUBLIC ACCESSIBILITY. |
| | |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | Yes |
| | □ No |
| 20. | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | □ Yes |
| | M No |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | print your name here MRS KATHLEEN HAVIER |
|--------|---|
| Your: | Home Telephone Number 91738 391314 |
| | Mobile Telephone Number |
| | Email Address Fat Ween hayte a gmail : Com. |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date:

1.2.10

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

| | | | RECEIVED 04 FEB 2 | 019 |
|--|---|-------------------------------|---------------------------------|---|
| Warwickshire County Council | Wildlife & Country Definitive Map an Way for Warwicks | d Statement | COMMUNITIES OF Public Rights of | form |
| Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX | User Evidence | Form | | |
| ABOUT YOU | | | | |
| Name MRS K | ATHLEEN. | FTYPH | R | .,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, |
| Address MERRIE | MORE CE | DOTTO | £ | |
| SAWBR | DOE NA | | | |
| WARW | CKSHIRE | | | |
| | | Postcode . | CV 28 8BB | .,,. |
| Year of Birth\ 050 |) | | | |
| Have you lived at any other If so, please provide details | addresses during the ti and years [full address | me you have es are not rec | used the path or way? uired] | |
| | | | ****************************** | ********* |
| | | | | |
| ABOUT THE APPLICATION | N ROUTE | | | |
| How do you think the applica | ation route should be re | corded? | | |
| ☐ As a footpath (public | rights on foot only) | | | |
| ☐ As a bridleway (publi | c rights on foot and on | horseback or | bicycle) | |
| ☐ As a restricted byway | / (public rights on foot, | on horseback | or any non-motorised | vehicle) |
| As a byway open to a | all traffic (public rights fo | or all classes o | of use, including motor | vehicles) |
| Describe the application rou | e (include start and fini | sh points and | provide OS grid refere | nces if you can) |
| the lane (Dron | | | | 1. p.o.j |
| Y A X | na just pu | 0 0 | e's Church | ~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~ |
| Notfel auspe | to the | 2) (1) | | |
| User Evidence Form (Form 4 | ;) v5 May 2017 | 3 | 100. | 5 |

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. | | | | |
|----|--|--|--|--|--|
| | From 1987 To 2019 | | | | |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? | | | | |
| | None. | | | | |
| | | | | | |
| | | | | | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | / | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |

| | b. Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|---|
| | Gates botween field boundaries - Never |
| | locked - Most standing open at all |
| | c. Other barriers [state what they were and location, how long they were in place and show on your map] |
| | NONE |
| | |
| | >······· |
| 8. | Did any of the above prevent you from using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details |
| | N/A., |
| | |
| | *************************************** |
| 9. | Have you ever seen any signs or notices suggesting whether or not the application route is a publication of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted etc) |
| | ™ No |
| | □ Yes |
| | □ Don't know |
| | If yes – state when and give details, including when they were present and mark their location on your map |
| | The Local Anthonty rignage at the top of the lane in Saw hid se sours "Unclussified Country Road" and " unsuitable for motor |
| | Country Road" and " uns uit able for motor |
| | MUCCULS |

| | Appendix 42 |
|----|--|
| 1; | 3. Has anyone ever told you the application route was not public (including by an owner, tenant of the |
| | land or by anyone in their employment)? |

| | land or by anyone in their employment)? |
|----|--|
| | No No |
| | □ Yes |
| | If yes, by whom and when? |
| | NIA. |
| | |
| | |
| 14 | . Have you ever been stopped or turned back when using the application route? |
| | No No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | N/A |
| | |
| | |
| 15 | . Has anyone else ever told you that they were prevented from using the application route? |
| | □ No |
| | ☑ Yes |
| | If yes, please give details including when this happened cuttent Recently I was told that the owner of Fax Farm was tred to access when the access |
| | non tred to assert restrict access |
| | This has news come to my attention under the |
| 16 | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | ☑ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | NIA |
| | |
| | |

Glebe Farm Lower Shuckburgh, Daventry, Northants NN11 6DX

28 January 2019

Dear Sirs,

Location Reference E2289 Woolfhamcote Lane

I understand that the Bridleway from Sawbridge to Wolfhamcote is under review to being shut. This comes as quite a surprise. I have lived in the area all of my life. As a child I used to ride my pony up and down the right of way and also on my bike.

When I got older, I learned to drive my father's landrover on the bridleway. In more recent times, I became and still am Master of the Warwickshire Foxhounds and we still use the bridleway. In fact it is a vital link for trail hunting as we use it to get from one farm to another, avoiding land whose owners have not invited us.

It is a very safe place for local people to walk their dogs and for local children to ride. It would be an enormous loss to the local community if it were to be closed.

K. Golben

Yours faithfully,

K.C.Cockburn MFH

COMMUNITIES GROUP
LEADERSHIP TEAM
GROUP



DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please print your name here | | | |
|-----------------------------|--|--|--|
| Your: | Home Telephone Number 01327 702677 | | |
| | Mobile Telephone Number 0797 444 2856 | | |
| | Email Address Kaptain (it Kato hotmail. co. uh | | |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: K. Coellan

Date: 5.2 19.

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 1964 to 2019 |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? $NO HAUE \ USED IT AUUMM$ |
| | LIFE : |
| | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|-------------------------|---------|------------------|-------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | | 1964 | | |
| By pedal cycle | | | | 1968 - | | |
| By car | | 1975 FOR 6 MUNTH) | | | 2010 | |
| Other [please specify] | | | | | | |
| | | | | | | |

| 4. | 4. Has the application route always followed the same course? | |
|----|--|---|
| | Yes Yes | |
| | ☐ Don't know | |
| | □ No | |
| | If no – how and when was the route altered? | |
| | | |
| | | |
| | | |
| 5. | 5. Approximately how wide is the application route? [Please give your estimate of the width across which you used the route include when passing others or using it with others. Take care to consider the overall this varies, please describe how] [Or please state 'Don't know'] | |
| | Approx 12-14 foot | |
| | ······································ | |
| | | |
| 6. | 6. What type of surface does the application route have? (for example grass, gra [For varying surfaces, please describe with reference to your map] [All aralyel | |
| | | |
| | | *************** |
| | | ********** |
| 7. | 7. Have there ever been any of the following on the application route? | |
| | a. Stiles [state locations and show on your map] | |
| | No | 212222441244134111114444 |
| | | |
| | | *************************************** |
| | How long were they in place? | ****************** |
| | | *************************************** |
| | 311101011111111111111111111111111111111 | ********* |
| | | |

Application Number Appendix 42

| | | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|---------------------|---|
| | | ORIGINALLY 7 gates Never locked |
| | | NOW 3 gates (showed on map) |
| | | |
| | c. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | NONE |
| | | |
| | | |
| | | |
| | | |
| 8. | Did | any of the above prevent you from using the application route? |
| | ~¬/ | No |
| | V | |
| | | Yes |
| | If y | es, please give details |
| | | |
| | | Table 1 1 2 1 2 1 2 1 2 1 2 1 2 1 2 1 2 1 2 |
| | | |
| | •••• | |
| 9. | Hav righ etc) | ve you ever seen any signs or notices suggesting whether or not the application route is a public at of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" |
| | Ø | No |
| | | Yes |
| | | Don't know |
| | | es – state when and give details, including when they were present and mark their location on r map |
| | ***** | |
| | ***** | |
| | | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| √ Yes |
| If yes, please provide any additional information about this People on horses and people leading doss. |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| □ Yes |
| If yes, provide details and dates |
| |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the applicatio route? |
| √ No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| 13 | . Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|---|
| | No No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | *************************************** |
| 14 | . Have you ever been stopped or turned back when using the application route? |
| | No No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | . Has anyone else ever told you that they were prevented from using the application route? |
| | No No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | *************************************** |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | No No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | *************************************** |

Other Information

| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | No |
| | □ Yes |
| | If yes – please provide details |
| | |
| | |
| | |
| | |
| | |
| | |
| 18 | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | It is a public right of way dro I have already writer you a formar |
| | letter to confirm this |
| | |
| | |
| 19 | . During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | Yes Yes |
| | □ No |
| 20 | . Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | Y⊔ Yes |
| | □ No |



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

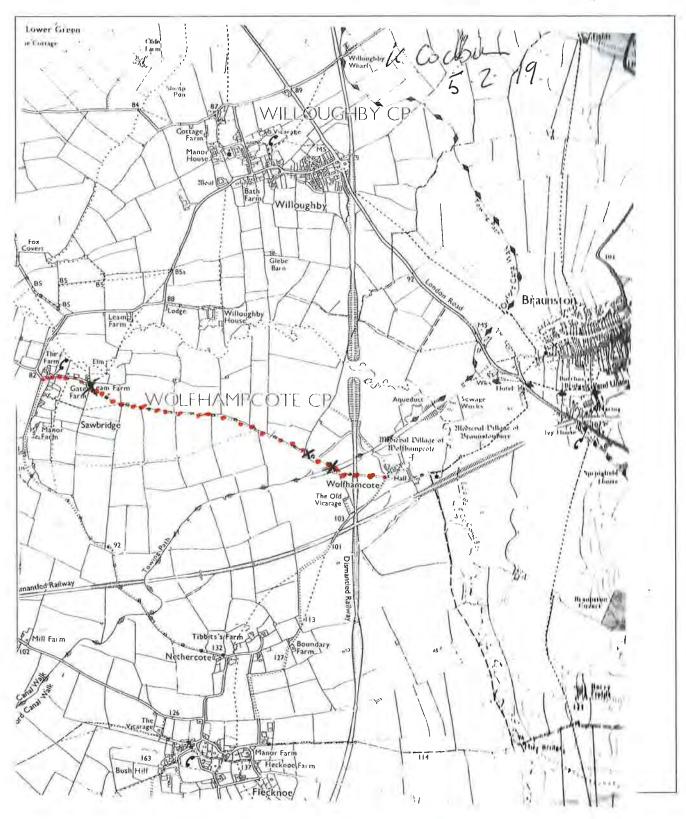
form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.



Attn. Sonu Copson
Rights of way Officer
County Highways
PO Box 43 Shire Hall
Warwick CV34 4SX

Dear Sonu.

We live at Wixamtree Farm and we live on the E2289, an unclassified road, for the last 17 years. This road is our ONLY access in and out of our property and we also need to use it for farm vehicles, along with other farmers, to enable them to access their fields. We were given permission by Rugby Council to build our farm from scratch therefore we have invested an enormous amount of our life, time and money, to live and work in the countryside.

All we are asking for is the road remains in exactly the same status as it is today. Also to allow others the joy of using it as they have done over many hundreds of years and for the hundreds of years to come.

Yours sincerely

Linda Collar Graham Hards

DECLARATION

Data Protection Act 2018

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| Please | print your name here LANDA COLLAR |
|--------|-------------------------------------|
| Your: | Home Telephone Number. 01788 891969 |
| | Mobile Telephone Number |
| | Email Address |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature(

Date: 04- 02- 19

You should keep a copy of the completed statement

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Information on this page of the Statement will be redacted and not made publically available



Wildlife & Countryside Act 1981

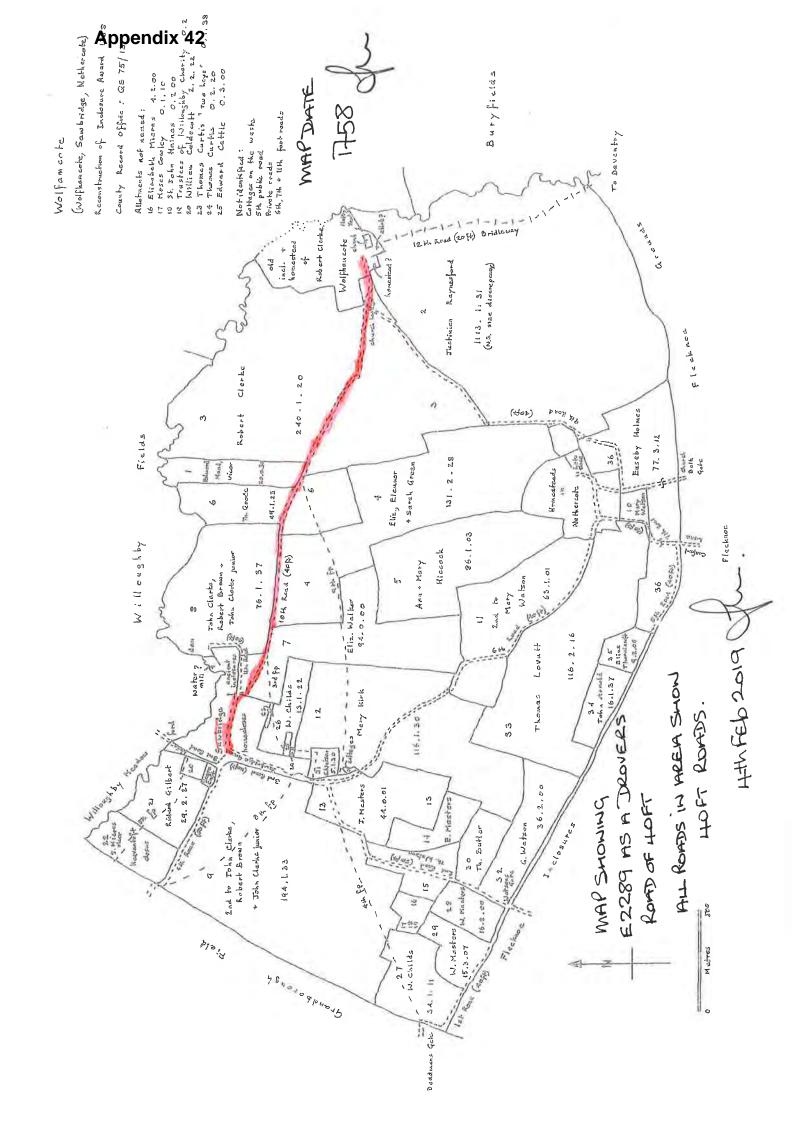
Definitive Map and Statement of Public Rights of Way for Warwickshire

form

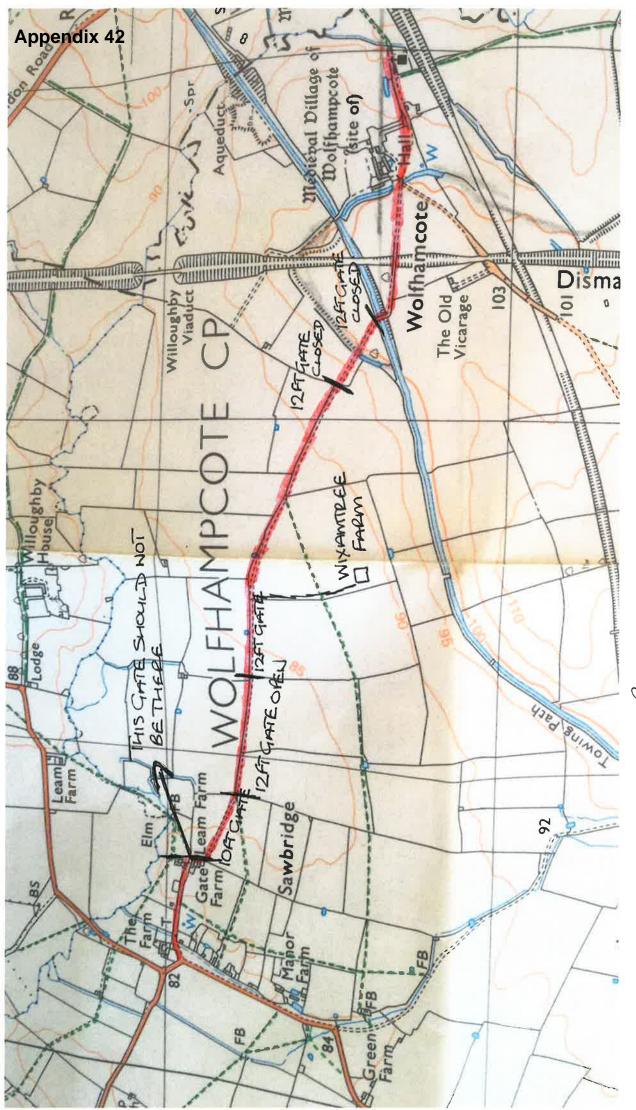
4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU | « |
|---|--|
| | |
| Address WIXAMTREE FARM | |
| WOLFHAMCOTE | |
| NR Rugby | |
| WARWICKSHIPE | |
| Year of Birth | |
| Have you lived at any other addresses during the time yell so, please provide details and years [full addresses a | you have used the path or way? are not required] |
| YES I HAVE USED THIS HIGHWAY | SINCE 1991 WHEN I FIRST |
| MOVED TO THIS AREA. | |
| ABOUT THE APPLICATION ROUTE | |
| How do you think the application route should be record | ded? |
| ☐ As a footpath (public rights on foot only) | |
| ☐ As a bridleway (public rights on foot and on hors | seback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on h | norseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all | Il classes of use, including motor vehicles) |
| Describe the application route (include start and finish p | points and provide OS grid references if you |
| TO MY KNOWLEDGE IT STARTS AT | ST PETER'S CHURCH |
| WOLFHAMCOTE AND GOES TO SAWB | serdge Green |
| | |







Ratte of the 62289

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From JAH 1991 To FEB 2019 |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | No |
| | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it. |

| 4 | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|----------|--------|---------|------------------|----------------|-------------------------|
| On foot | ✓ | | | | | |
| On horseback | | | | | | |
| By pedal cycle | ✓ | | | | | |
| By car | ✓ | | | | | |
| Other [please specify] | | | | | | |

IN 2002 WE MOVED ONTO THIS ROAD. It IS NOW USED BY US ON A DAILY BASIS ETHER WALKING OUR DOGS OF DRIVING OUR CAR ALSO INCUMDING FARM VEHICLES

| 4. | Has the application route always followed the same course? |
|------------|--|
| | ♥ Yes |
| | ☐ Don't know |
| | □ No |
| | If no – how and when was the route altered? |
| | |
| | |
| | |
| 5 . | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] |
| | 12Ft |
| | |
| | |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] |
| | STONE |
| | |
| | , , , , , , , , , , , , , , , , , , , |
| 7. | Have there ever been any of the following on the application route? |
| | a. Stiles [state locations and show on your map] |
| | No |
| | |
| | |
| | How long were they in place? |
| | NA |
| | |
| | |
| | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|-------|--|
| | | |
| | | |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | |
| | | |
| | | |
| | | |
| 8. | | any of the above prevent you from using the application route? |
| | ₫ | No |
| | | Yes |
| | If ye | es, please give details |
| | **** | |
| | •••• | |
| | •••• | |
| 9. | pup | e you ever seen any signs or notices suggesting whether or not the application route is a lic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be secuted" etc) |
| | Ø | No |
| | | Yes |
| | | Don't know |
| | if ye | es – state when and give details, including when they were present and mark their location your map |
| | | |
| | | |
| | | |

| 10 | . Have you seen other people using the application route whilst you have been using it? |
|-----|---|
| | □ No |
| | ⊠ Yes |
| | If yes, please provide any additional information about this |
| | DOG WALKERS, WALKERS, PEOPLE RIDING BIKES, PUSH & MOTO |
| | · |
| | HORSE RIDERS, TRACTORS, GREEN LANERS DRWING HX4 |
| | CYCLE RACERS, VIA BEATH DRUMISATION WALKING A PILGR BIRD WATCHERS |
| La | nd Ownership |
| 11. | . Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| | E/No |
| | □ Yes |
| | If yes, provide details and dates |
| | NIA |
| | |
| | |
| 12. | Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| | No No |
| | □ Yes |
| | If yes, |
| | a. From whom? |
| | b. When? |
| | |

| 13 | the land or by anyone in their employment)? |
|-----|---|
| | No No |
| | Yes Yes |
| | If yes, by whom and when? |
| | BY MY VISTORS AND WORKMAN COMING TO MY HOME |
| | HAVE BEEN TOLD BY MRS FRISBY AT FOX FARM THAT IT IS |
| | HER PRIVATE ROAD AND THEY WERE GOING THROUGH HER CHRDEN |
| 14 | . Have you ever been stopped or turned back when using the application route? |
| | No No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | NIA |
| | |
| | |
| 15 | . Has anyone else ever told you that they were prevented from using the application route? |
| | □ No |
| | Yes Yes |
| | If yes, please give details including when this happened |
| | SINCE 2008 ON NUMEROUS OCCUSIONS VISITORS, WORKMAN |
| | FARMERS, VETS WERE DISCOURAGED FROM USING THE ROAD |
| | EVEN GIVEN A MAP TO SHOW AN ALTERNTIVE ROUTE. POLICE WERE |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | No No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | MIA |
| | |
| | |

Other Information

| 17 | 7. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | □ No |
| | ∑ Yes |
| | If yes – please provide details |
| | |
| | |
| | |
| | |
| | |
| | |
| 18 | . Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | IT HAS ALWAYS BEEN A HIGHWAY WHICH WE UNDERSTAND |
| | DATES BACK TO ROMAN TIMES. CERTAINLY A DROVERS ROND |
| | AS SHOWN BY THE MAP OF 1758. AT SOME STAGE A 12FT |
| | ROAD WAS LAID BY THE COUNCIL USING STONE. |
| | |
| | |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | Yes |
| | □ No |
| 20. | . Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | ⊠ Yes |
| | □ No |
| | |



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

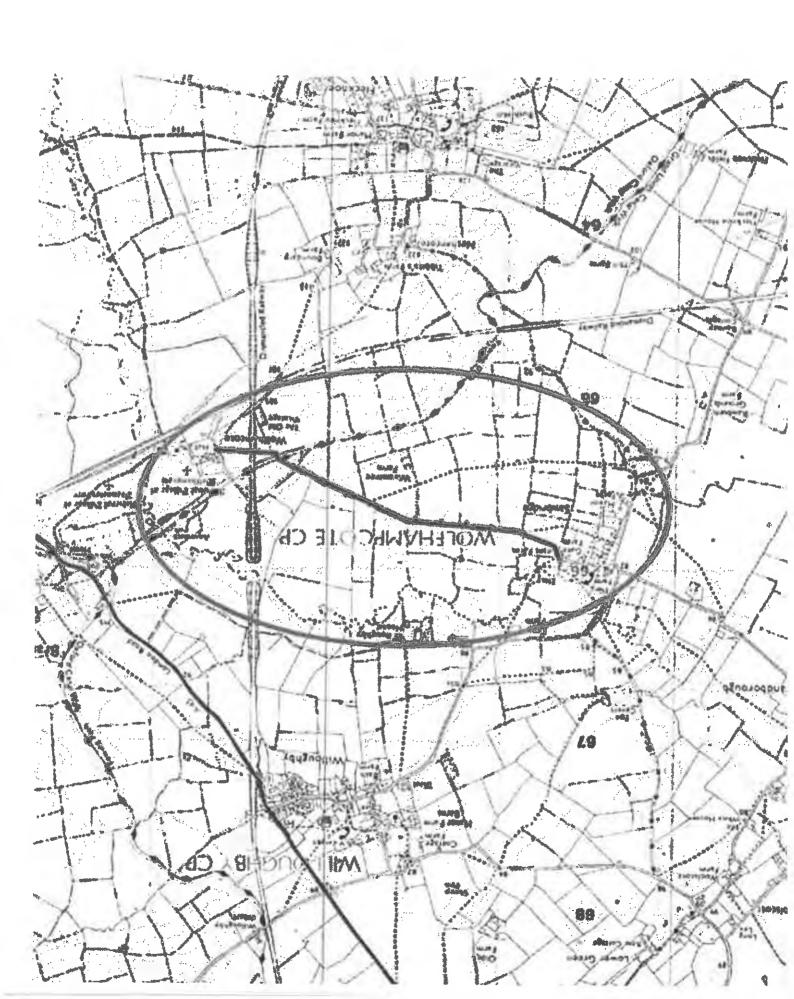
4

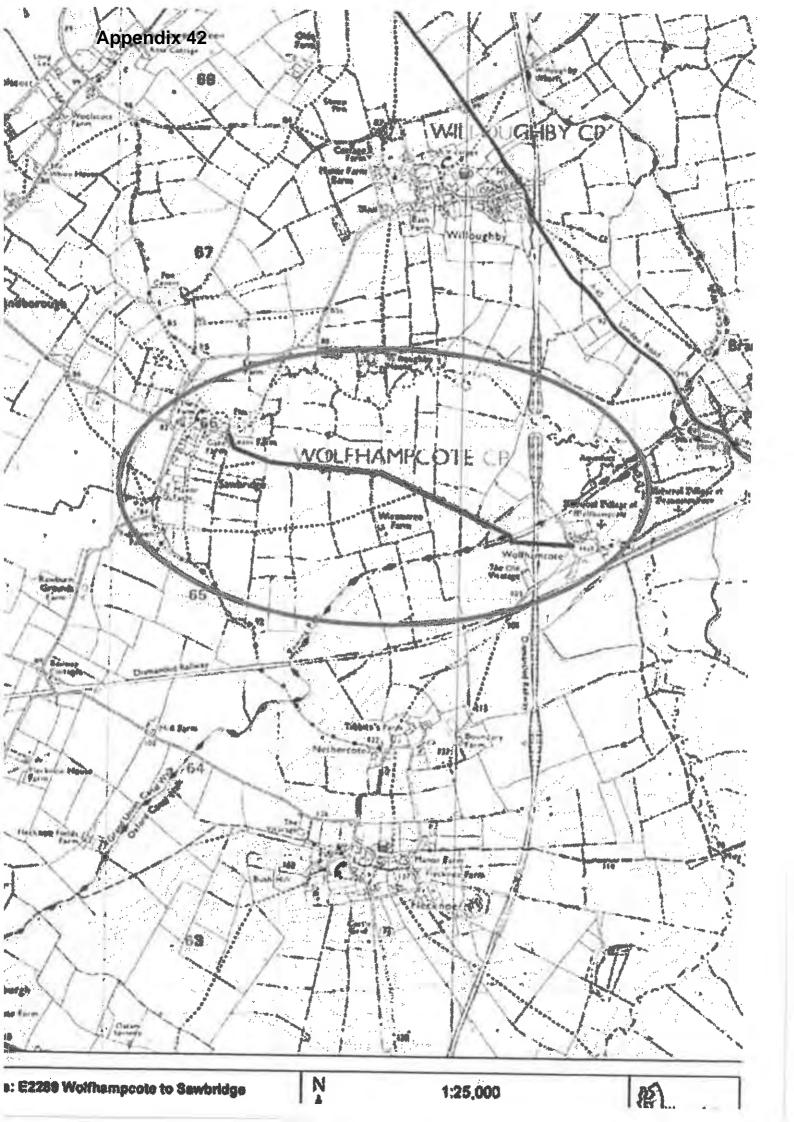
Rights of Way, Communities, PO Box 43, Shire Hali, Warwick, CV34 4SX

ABOUT YOU

User Evidence Form

| Name LINDA NOAKES Address 32 May ST, WILLOUGHBY, Rugsy |
|--|
| Address 32 May ST, WILLOUGHBY, Ruasy |
| |
| 4 |
| Postcode CV23 88+ |
| Year of Birth 19 60 |
| |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| No |
| *************************************** |
| *************************************** |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| Technol to worthomate, unewerstire |
| ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, |
| |
| |





YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 2014 to 2019 |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | No |
| | |
| | *************************************** |
| 3, | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it. |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|---|-------|--------|---------|------------------|-------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | / | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| *************************************** | | | | | | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| N Yes |
| If yes, please provide any additional information about this |
| Walters / Cyclists / HURSE RISERS |
| *************************************** |
| *************************************** |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| No No |
| □ Yes |
| If yes, provide details and dates |
| *************************************** |
| |
| {}}*********************************** |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| DNo |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| 4. | ŀ | las the application route always followed the same course? |
|----|---------|--|
| | Ġ | Yes |
| | E | ☐ Don't know |
| | | □ No |
| | lf | no - how and when was the route altered? |
| | • | |
| | ٠. | *************************************** |
| | | |
| 5. | [F | pproximately how wide is the application route? Please give your estimate of the width across which you used the route including the width sed when passing others or using it with others. Take care to consider the overall width of the oute. If this varies, please describe how] [Or please state 'Don't know'] |
| | | Dart Kow |
| | | *************************************** |
| | | *************************************** |
| 6. | W [F | /hat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | ••• | Tamal |
| | | |
| | | |
| 7. | Ha | ave there ever been any of the following on the application route? |
| | | Stiles [state locations and show on your map] |
| | | NO. |
| | | |
| | | |
| | | |
| | | How long were they in place? |
| | | NA |
| | | .,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, |
| | | |

Application Number Appendix 42

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|------------|---|--|
| | | GATE AT BOTTOM of HILL Just Belie |
| | | washanch |
| | | *************************************** |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | |
| | | *************************************** |
| | | |
| 8. | Did | any of the above provent you from units the seal of |
| υ. | | any of the above prevent you from using the application route? |
| | | No |
| | | Yes |
| | if ye | es, please give details |
| | • | ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, |
| | •••• | |
| | | |
|) . | pub | e you ever seen any signs or notices suggesting whether or not the application route is a lic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be secuted" etc) |
| | | No No |
| | י ם | Yes |
| | | Don't know |
| | if ye on y | s – state when and give details, including when they were present and mark their location our map |
| | • • • • • • • | *************************************** |
| | | *************************************** |
| | | ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, |

Other information

| 1 | 7. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters sale documents, old maps, etc) |
|-----|---|
| | 10 100 |
| | □ Yes |
| | If yes – please provide details |
| | *************************************** |
| | |
| | |
| | |
| | |
| | |
| 18 | . Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | *************************************** |
| | |
| | *************************************** |
| | *************************************** |
| | *************************************** |
| | *************************************** |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | □ Yes |
| | □ No |
| 20. | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | □ Yes |
| | tt No |
| | |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website

| Please | print your name here LWPA NAKES |
|--------|--|
| Your: | Home Telephone Number. 01788 890668 |
| | Mobile Telephone Number |
| | Email Address Inda-roalle 5 @ gmoul- Con |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: 2 L

Date: 5/2/19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

information on this page of the Statement will be redacted and not made publically available

| Application Number Appendix 42 | Witness Number | (for office use only) |
|---|---|--|
| *************************************** | *************************************** | |
| MAP OF THE APPLICATION | | |
| Please attach an extract from evidence about, and annot Please sign and date your m | m a map of your own choice to ide ate it with anything you provide of ap. | ntify the route you are providing details about in this statement. |
| | | |
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Public Right of Way User Evidence Statement

This statement should be completed and returned to the person making the application so that it can be submitted with or form part of an application seeking a change to the Definitive Map and Statement of Public Rights of Way.

This statement is intended to provide preliminary evidence about the application. When Warwickshire County Council commences detailed research, an officer from that authority may contact you to seek further information or ask you to be interviewed about your evidence.

This statement is designed to help establish whether or not the route being claimed in the application is a public right of way. It also provides evidence of how it is used (for example on foot, on horseback, by vehicles etc).

You should answer the questions as fully as possible and not keep back any information, whether for or against the public claim. This is important if this information is to be of real value in establishing the status of the application route. The information given may be examined at a public inquiry.

This statement should be completed by one person only and should relate to only one route. If you need more space please continue on a separate sheet which will need to be attached to this statement.

If completing the statement by hand, please ensure it is written legibly and in black ink.

Confidentiality - Please Read Carefully

The information you give in this statement cannot be treated as confidential.

- It may be necessary for Warwickshire County Council to disclose information received from you to others, which may include other local authorities, the Planning Inspectorate and other government departments, public bodies, other organisations, landowners and members of the public. If the application proceeds to a public inquiry your evidence will be made available to the inquiry.
- If Warwickshire County Council proceeds with the application but it is contested (for example by a landowner), there may be a public inquiry. This will be held locally and if you are unable to attend your evidence will be given in writing, but user evidence is of much greater value if you attend in person and are prepared to answer questions about it. Inquiries are kept as informal as possible and Warwickshire County Council will help you with the procedure.
- The information you give in this statement will be processed in accordance with the Data Protection Act 2018. It is held by the Warwickshire County Council's Rights of Way Service for the sole purpose of processing the application for the route referred to. For more information see www.warwickshire.gov.uk/dataprotection

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Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

User Evidence Form

| ABOUT YOU | |
|--|----------------|
| Name Louise O'Sullivan | |
| Address . 4 Dennetts Close, Daventry, NORTHANTS | . • |
| | |
| | |
| Postcode NN11 9AE | |
| Year of Birth | |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] | |
| N/A | |
| | |
| | |
| ABOUT THE APPLICATION ROUTE | |
| How do you think the application route should be recorded? | |
| ☐ As a footpath (public rights on foot only) | |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) | |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle | !) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicle | es) |
| Describe the application route (include start and finish points and provide OS grid references it can) | you |
| From the canal at Wolfhampcote towards Flecknoe, map attached to email. | |
| | |
| | |

| MAP OF THE APPLICATION ROUTE | | | | | | | |
|--|--|--|--|--|--|--|--|
| Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map. | | | | | | | |
| Cannot attach map emailed to council with original request. | | | | | | | |
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| | | | | | | | |

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use method please indicate al | | cation route | ? If you use | d the route by | more than o | ne |
|----|---|-------------|--------------|--------------|-----------------|----------------|------------|
| | From Aug 2011 | | To | Current | | | |
| 2. | Were there any extended state when and why? | l periods o | during which | n you did no | ot use the rout | e at all? If s | so, please |
| | None. | | | | | | |
| | | | | | | | |
| | | | | | | | |
| 3. | How did you use the appli in the columns below]. Pl time you were using it. | | | | | | |
| | | Daily | Weekly | Monthly | Every few | Once a | Other |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | | Y | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | | Υ | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | |

| 4. | Has the application route always followed the same course? |
|-----|--|
| | □ Yes |
| | ☑ Don't know |
| | □ No |
| | If no – how and when was the route altered? |
| | |
| | |
| | |
| 5. | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] |
| | One car width. |
| | |
| | |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] |
| | Dirt, grass and gravel. |
| | |
| | |
| 7. | |
| • • | Have there ever been any of the following on the application route? |
| | |
| • | Have there ever been any of the following on the application route? |
| • | Have there ever been any of the following on the application route? |
| | Have there ever been any of the following on the application route? |
| | Have there ever been any of the following on the application route? a. Stiles [state locations and show on your map] |
| | Have there ever been any of the following on the application route? a. Stiles [state locations and show on your map] |
| • | Have there ever been any of the following on the application route? a. Stiles [state locations and show on your map] |
| • | Have there ever been any of the following on the application route? a. Stiles [state locations and show on your map] |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] Yes from canal path, across entering path, and section off fields. |
|----|-----------|---|
| | | |
| | | |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | None. |
| | | |
| | | |
| 8. | Dic | I any of the above prevent you from using the application route? |
| | | No |
| | | Yes |
| | | |
| | пу | es, please give details |
| | | |
| | | |
| | | |
| 9. | pul | ve you ever seen any signs or notices suggesting whether or not the application route is a blic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be becauted" etc) |
| | \square | No |
| | | Yes |
| | | Don't know |
| | | es – state when and give details, including when they were present and mark their location your map |
| | | |
| | | |
| | | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| ☑ Yes |
| If yes, please provide any additional information about this |
| People walking, with dogs and not, on horses, on trek bikes, bicycles, runners. |
| |
| |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| ☑ No |
| □ Yes |
| If yes, provide details and dates |
| |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| ☑ No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| 13 | | s anyone ever told you the application route was not public (including by an owner, tenant of land or by anyone in their employment)? |
|----|------|---|
| | Ø | No |
| | | Yes |
| | If y | es, by whom and when? |
| | | |
| | | |
| | | |
| 14 | . Ha | ve you ever been stopped or turned back when using the application route? |
| | Ø | No |
| | | Yes |
| | If y | es, please give details including when this happened |
| | | |
| | | |
| | | |
| 15 | Ha | s anyone else ever told you that they were prevented from using the application route? |
| | Ø | No |
| | | Yes |
| | If y | es, please give details including when this happened |
| | | |
| | | |
| | | |
| 16 | | ve you ever had a private right to use the application route? (for example, an easement, vate right of access, licence, etc) |
| | | No |
| | | Yes |
| | If y | es, please give full details, including who gave the permission, why and when |
| | | |
| | | |
| | | |

Other Information

| 17. | app | you have, or do you have knowledge of, any documentary evidence which is relevant to the blication route or which indicates public use? (for example photographs, guidebooks, letters, e documents, old maps, etc) |
|-----|-----------|--|
| | \square | No |
| | | Yes |
| | If y | es – please provide details |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| 18. | as [Cc | ease give any further information which you consider would be helpful in reaching a decision to whether the application route should be recorded as a public right of way? ontinue on a separate sheet if necessary] you wish to provide a separate sketch map, please do so and attach to this statement] |
| | [.,) | you wish to provide a separate sketch map, please as so and attach to this statement, |
| | | |
| | | |
| | | |
| | | |
| | | |
| 19. | clai | ring the investigation Warwickshire County Council may want to interview some or all of the imants in order to gather additional information. Would you be willing to talk to an officer m Warwickshire County Council about your knowledge of the application route? |
| | 4 | ' Yes |
| | | No |
| 20. | Wo | ould you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | Ø | Yes |
| | | No |

Application Number

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please print your name here Louise Michelle O'Sullivan | | | |
|--|---|--|--|
| Your: | Home Telephone Number 01327 439381 | | |
| | Mobile Telephone Number 07912 419848 | | |
| | Email Address louiseosullivan76@outlook.com | | |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date: 28/01/19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

Public Right of Way User Evidence Statement

This statement should be completed and returned to the person making the application so that it can be submitted with or form part of an application seeking a change to the Definitive Map and Statement of Public Rights of Way.

This statement is intended to provide preliminary evidence about the application. When Warwickshire County Council commences detailed research, an officer from that authority may contact you to seek further information or ask you to be interviewed about your evidence.

This statement is designed to help establish whether or not the route being claimed in the application is a public right of way. It also provides evidence of how it is used (for example on foot, on horseback, by vehicles etc).

You should answer the questions as fully as possible and not keep back any information, whether for or against the public claim. This is important if this information is to be of real value in establishing the status of the application route. The information given may be examined at a public inquiry.

This statement should be completed by one person only and should relate to only one route. If you need more space please continue on a separate sheet which will need to be attached to this statement.

If completing the statement by hand, please ensure it is written legibly and in black ink.

Confidentiality - Please Read Carefully

The information you give in this statement cannot be treated as confidential.

- It may be necessary for Warwickshire County Council to disclose information received from you to others, which may include other local authorities, the Planning Inspectorate and other government departments, public bodies, other organisations, landowners and members of the public. If the application proceeds to a public inquiry your evidence will be made available to the inquiry.
- If Warwickshire County Council proceeds with the application but it is contested (for example by a landowner), there may be a public inquiry. This will be held locally and if you are unable to attend your evidence will be given in writing, but user evidence is of much greater value if you attend in person and are prepared to answer questions about it. Inquiries are kept as informal as possible and Warwickshire County Council will help you with the procedure.
- The information you give in this statement will be processed in accordance with the Data Protection Act 2018. It is held by the Warwickshire County Council's Rights of Way Service for the sole purpose of processing the application for the route referred to. For more information see www.warwickshire.gov.uk/dataprotection

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Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of

Way for Warwickshire

form

4

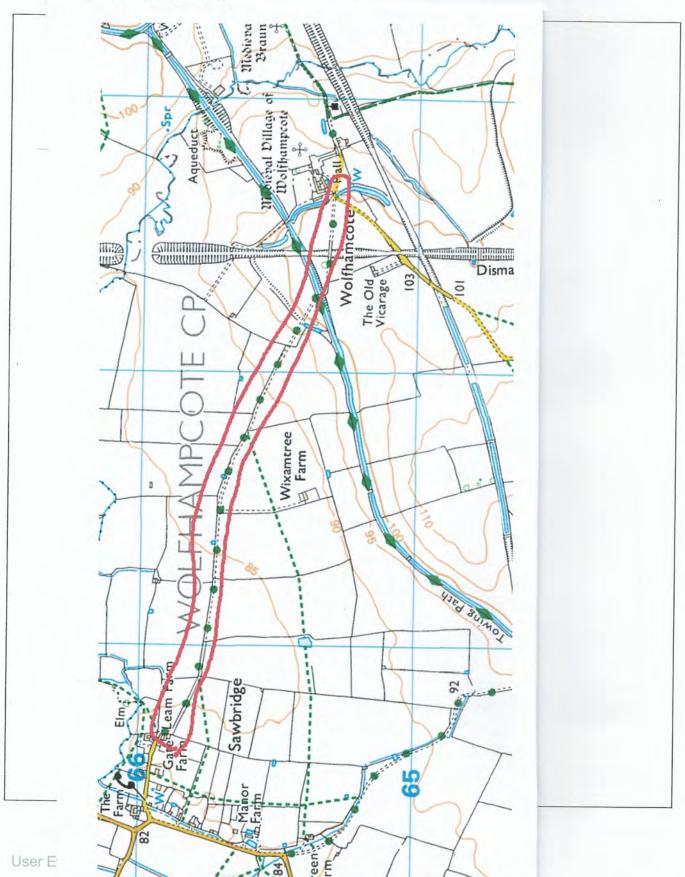
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name Matthew David Coleman |
| Address Cherrytree Cottage, church Road, Braunston, Daventry Northamptonshire, 109091146 |
| Northamptonshire, 1090971 4786 |
| |
| Postcode DD11 7H6 |
| Year of Birth 1995 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| /es 7 Lydgate Court S10 5FJ , Fitzwilliam Street S1 4JP 52015-2016 1 2016-2017 510 1PH Heavygate Road 2017-2018 |
| 52015-2016 12016-2017 5101PH Heavygate Road 2017-2018 |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| Path between Wolfhamcote (Hall) and Sawbridge at Leam garm |
| 06 Map 222 Grid reg start (526, 653) |
| erd (506, 659) |
| |

.....

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.



YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 2002 To 2019 |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | 2014-2018 > Attending University in Shessield |
| | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it. |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|-------------|-------------------------|
| On foot | | X | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | - |

| 4. | has the application route always followed the same course? | | | | | | |
|----|--|--|--|--|--|--|--|
| | 区 Yes | | | | | | |
| | □ Don't know | | | | | | |
| | □ No | | | | | | |
| | If no – how and when was the route altered? | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| 5. | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] | | | | | | |
| | I car width plus 1 soot on either side, enough sor a | | | | | | |
| | medium sized tractor or 4x4 to drive along | | | | | | |
| | | | | | | | |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] | | | | | | |
| | Between Hall and bridge over canal partly tarmaced partly | | | | | | |
| | stone-lain track, between bridge and learn form | | | | | | |
| | it is gravel based vehicle track | | | | | | |
| 7. | Have there ever been any of the following on the application route? | | | | | | |
| | Stiles [state locations and show on your map] | | | | | | |
| | eb | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | How long were they in place? | | | | | | |
| | ······ | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |

| | b. Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|---|
| | Just after bridge over canal all unlocked, once on either splatches or rope loops |
| | c. Other barriers [state what they were and location, how long they were in place and show or |
| | your mapj |
| | |
| | |
| | *************************************** |
| 8. | Did any of the above prevent you from using the application route? |
| | ⊠ No |
| | □ Yes |
| | If yes, please give details |
| | |
| | |
| | |
|). | Have you ever seen any signs or notices suggesting whether or not the application route is a public right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc) |
| | ⊠ No |
| | □ Yes |
| | □ Don't know |
| | If yes – state when and give details, including when they were present and mark their location on your map |
| | |
| | |
| | |
| | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| X Yes |
| If yes, please provide any additional information about this Other residents of Braundon and Sawbridge |
| |
| |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| No No |
| □ Yes |
| If yes, provide details and dates |
| |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| ⊠- No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| 13. | Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|---|
| | ▼ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14. | Have you ever been stopped or turned back when using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| 1 | ₹ No |
| | □ Yes |
| 1 | f yes, please give details including when this happened |
| | |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| ر | ₹ No |
| I | □ Yes |
| 1 | f yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |

Other Information

| 17 | application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | □ No |
| | ₹ Yes |
| | If yes - please provide details 05 222 lists the path as route with public access |
| | |
| | |
| | |
| | |
| 18 | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | |
| | |
| | |
| | |
| | |
| | |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | ★ Yes |
| | □ No |
| 20. | . Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | ⊠ Yes |
| | □ No |
| | |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here MATTHEW DAVID COLEMAN |
|--------|--|
| Your: | Home Telephone Number 01788 891 096 |
| | Mobile Telephone Number 07522 818 947 |
| | Email Address matthewd coleman 1@gmail.com |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: M. Coleman

Date: 7/02/19

You should keep a copy of the completed statement

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Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

User Evidence Form

| ABOUT | TYOU |
|-----------|--|
| Name . | Mrs Jebson |
| Addres | s .14 Bennett Close, Daventry, NN11 9NS. |
| | |
| | |
| | Postcode NN11 9NS |
| | Birth 1972 |
| • | ou lived at any other addresses during the time you have used the path or way? lease provide details and years [full addresses are not required] |
| | |
| | |
| ABOU | T THE APPLICATION ROUTE |
| How do | you think the application route should be recorded? |
| | As a footpath (public rights on foot only) |
| \square | As a bridleway (public rights on foot and on horseback or bicycle) |
| | As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| | As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describ | be the application route (include start and finish points and provide OS grid references if you |
| Wolfha | mcote church to the bridge adjoining the canal. |
| | |
| | |

.....

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

| n/a | | |
|-----|--|--|
| | | |
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| | | |
| | | |

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you us method please indicate al | • • | cation route | ? If you use | d the route by | more than o | one |
|----|---|-------------|--------------|--------------|-----------------|----------------|------------|
| | From5 | | то Я | resent | | | |
| 2. | Were there any extended state when and why? | l periods o | during which | n you did no | ot use the rout | e at all? If s | so, please |
| | no, used all year round | | | | | | |
| | | | | | | | |
| | | | | | | | |
| 3. | How did you use the appling the columns below]. Plustime you were using it. | | | | | | |
| | | | | | | | |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | | Y | Y | | | |
| On horseback | | | | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | |

Witness Number

| 4. | На | s the application route always followed the same course? | | | | | | |
|----|---|---|--|--|--|--|--|--|
| | Ø | Yes | | | | | | |
| | | Don't know | | | | | | |
| | | No | | | | | | |
| | lf n | no – how and when was the route altered? | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| 5. | [Pl | proximately how wide is the application route? ease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the ute. If this varies, please describe how] [Or please state 'Don't know'] | | | | | | |
| | do | n't know | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] | | | | | | | |
| | Hardcore farm track | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| 7. | На | ve there ever been any of the following on the application route? | | | | | | |
| | a. | Stiles [state locations and show on your map] | | | | | | |
| | | only to access the canal so might not be applicable | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | How long were they in place? | | | | | | |
| | | since we started to use the route 5 years ago | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|------|--|
| | | one gate to gain access to canal so might not be applicable, any other gates are always kept open |
| | | |
| | | |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | |
| | | |
| | | |
| | | |
| 8. | Dic | any of the above prevent you from using the application route? |
| | ◩ | No |
| | | Yes |
| | If y | es, please give details |
| | | |
| | | |
| | | |
| | •••• | |
| 9. | pub | ve you ever seen any signs or notices suggesting whether or not the application route is a plic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be becuted" etc) |
| | Ø | No |
| | | Yes |
| | | Don't know |
| | | es – state when and give details, including when they were present and mark their location your map |
| | | |
| | | |
| | | |

| 10. Ha | ave you seen other people using the application route whilst you have been using it? |
|---------------|--|
| | No |
| Ø | Yes |
| lf y | yes, please provide any additional information about this |
| | egularly see other users- walkers, cyclists, cars |
| | |
| | |
| Land | Ownership |
| | ere you working for any owner or occupier of land crossed by the application route at the ne when you used it, or were you then a tenant / licensee of any such owner? |
| Ø | No |
| | Yes |
| lf y | yes, provide details and dates |
| | |
| | |
| | |
| | d the owner or occupier ever give you permission (or did you seek permission) to use the plication route? |
| Ø | No |
| | Yes |
| lf y | yes, |
| a. | From whom? |
| b. | When? |
| | |

| 13 | | s anyone ever told you the application route was not public (including by an owner, tenant of land or by anyone in their employment)? |
|----|------|---|
| | Ø | No |
| | | Yes |
| | If y | es, by whom and when? |
| | | |
| | | |
| | | |
| 14 | . Ha | ve you ever been stopped or turned back when using the application route? |
| | Ø | No |
| | | Yes |
| | If y | es, please give details including when this happened |
| | | |
| | | |
| | | |
| 15 | Ha | s anyone else ever told you that they were prevented from using the application route? |
| | Ø | No |
| | | Yes |
| | If y | es, please give details including when this happened |
| | | |
| | | |
| | | |
| 16 | | ve you ever had a private right to use the application route? (for example, an easement, vate right of access, licence, etc) |
| | | No |
| | | Yes |
| | If y | es, please give full details, including who gave the permission, why and when |
| | | |
| | | |
| | | |

Other Information

| 17. | apı | you have, or do you have knowledge of, any documentary evidence which is relevant to the blication route or which indicates public use? (for example photographs, guidebooks, letters, e documents, old maps, etc) |
|-----|-----------|---|
| | Ø | No |
| | | Yes |
| | If y | es – please provide details |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| 18. | as [Co | ease give any further information which you consider would be helpful in reaching a decision to whether the application route should be recorded as a public right of way? ontinue on a separate sheet if necessary] |
| | | you wish to provide a separate sketch map, please do so and attach to this statement] have used this route for the past five years, and often see other users. We have never been |
| | •••• | d it is not public access in all the time we have used this route. It will be a big |
| | | ame if access is denied. |
| | | |
| | | |
| | •••• | |
| | | |
| 19. | cla | ring the investigation Warwickshire County Council may want to interview some or all of the imants in order to gather additional information. Would you be willing to talk to an officer m Warwickshire County Council about your knowledge of the application route? |
| | | Yes |
| | | No |
| 20. | Wo | ould you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | Ø | Yes |
| | | No |

Application Number

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here Mrs Pamela Jebson |
|--------|--|
| Your: | Home Telephone Number 01327 439 729 |
| rour. | |
| | Mobile Telephone Number 07941 963 419 |
| | Email Address pamj0608@gmail.com |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: Pamela Jebson

Date: 03/02/19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

Appendix 42

Your ref: My ref: Your letter received:

Mrs Marwood Fox Farm Sawbridge Rugby CV23 8BB



Communities Group

Marion Borman
County Highways
PO Box 43 Shire Hall
Warwick
CV34 4SX
Tel: 01926 412643
paths@warwickshire.gov.uk
www.warwickshire.gov.uk

23 August 2018

Dear Mrs Marwood

Wolfhampcote Lane

A meeting was held between Warwickshire County Council and Warwickshire Police to discuss the ongoing dispute between various parties concerning the highway between Wolfhampcote and Sawbridge.

The route is recorded on the Warwickshire List of Streets which is purely a list of highways maintained at Public Expense. It gives no indication of status.

The term highway covers footpath, bridleway, restricted byway, byway open to all traffic as well as vehicular routes that form part of the 'normal' road network. The description of highway does not mean that the route automatically carries vehicular rights.

Warwickshire Police are concerned that the lack of clarity of the status of the route is hampering their ability to respond to the numerous reports they receive in an appropriate manner.

As a result it has been agreed that the process to determine the legal public status of this route will be started. This is a lengthy legal process and may result in the route being added to the Definitive Map and Statement. The Definitive Map and Statement is the legal record of public rights of way. The process used is given in legislation and is an open public process. This is the appropriate process to determine the status of such a route.

The process is based purely on evidence i.e. the wishes or desires of any person about the status they want it to be cannot be considered.

Once the legal process is complete and if the route is recorded on the Definitive Map and Statement it will be enforced to that status. Should the evidence indicate

Appardixtes wider than currently available then the wider width may legally have to be enforced for its entire length.

If the evidence indicates that the route should not be recorded as a byway open to all traffic consideration will have to be given to private rights of access with vehicles. It may be that a private right is of greater width than any public right. A private right does not have to be explicitly given within deeds but may have evolved through usage. A solicitor should be consulted. The County Council will enforce any public rights but will not be able to get involved in enforcing private rights. The same is applicable to the role of the police.

It would be expected that a decision as to status may be made within the next 6-9 months. The decision will be whether there is enough evidence to make a Definitive Map Modification Order for a particular status. The legal status of the route is not certain until any Definitive Map Modification Order is confirmed. Timescales for confirmation of any Order cannot be given because it depends on whether objections are received to the Order and then the timescales given by the Planning Inspectorate who make an independent decision on Orders with objections.

Following legal advice whilst the status of the route, from Sawbridge to Wolfhampcote, is being investigated, WCC will enforce the current agreed width and for all classes of user which is without prejudice to any status or width that might be legally determined. This is a rare departure from how the Council ordinarily deals with status pending a determination, as unclassified county roads do not have a presumption in favour of vehicular rights until they are proven to exist.

However this approach is considered necessary in this instance because the route provides the sole means of vehicular access to the properties, including Wixamtree Farm, and there has been significant police involvement in this case. As such the Council is satisfied that until such time as a determination can be made as to the status of this route, it should be maintained at its current width and users should act in a neighbourly manner until such time as a determination has been made.

Yours sincerely

ME Barman

Marion Borman
Definitive Map Rights of Way Officer

Appendix 42

Your ref: My ref: Your letter received:

Mrs Marwood Fox Farm Sawbridge Rugby CV23 8BB



Communities Group

Sonu Copson County Highways PO Box 43 Shire Hall Warwick CV34 4SX Tel: 01926 412824 paths@warwickshire.gov.uk www.warwickshire.gov.uk

21 December 2018

Dear Mrs Marwood

Wildlife and Countryside Act 1981 Section 53

Definitive Map and Statement for Warwickshire

Public Rights of Way (footpaths, bridleways, restricted byways and byways open to all traffic) are recorded on the Warwickshire County Council Definitive Map and Statement. The Definitive Map and Statement is the legal record of public Rights of Way and provides conclusive evidence of the existence of public rights.

Warwickshire County Council has a duty under section 53 of the Wildlife and Countryside Act 1981 to keep the Definitive Map and Statement under continuous review and to amend it when evidence suggests that it is inaccurate or incomplete. These amendments are made by the use of the modification order process given under section 53 Wildlife and Countryside Act 1981.

Information alleging that a route in Wolfhampcote should be recorded on the Definitive Map and Statement has been received by Warwickshire County Council. The route is indicated in purple on the attached plan: reference E2289/SC/Location.

The route is currently recorded on the List of Streets (Highways Act 1980 s36 (6) Register) as E2289 Wolfhampcote Lane. The List of Streets is a list of routes that are maintainable at public expense – it gives no indication as to the status of any route included on it.

At this stage Warwickshire County Council is contacting parties that may have an interest in the route to request any information that they may hold about it. This information should relate only to the existence or the status of the route. No decision has been made whether the evidence suggests that an Order should be made to modify the Definitive Map and Statement.

If Applemed is 142 formation about the route please could you send it to the Council, to be received by 8 February 2019. After that date the County Council will examine all of the available evidence. If the evidence indicates that the Definitive Map should be amended then the County Council must then make a Legal Order to reflect this.

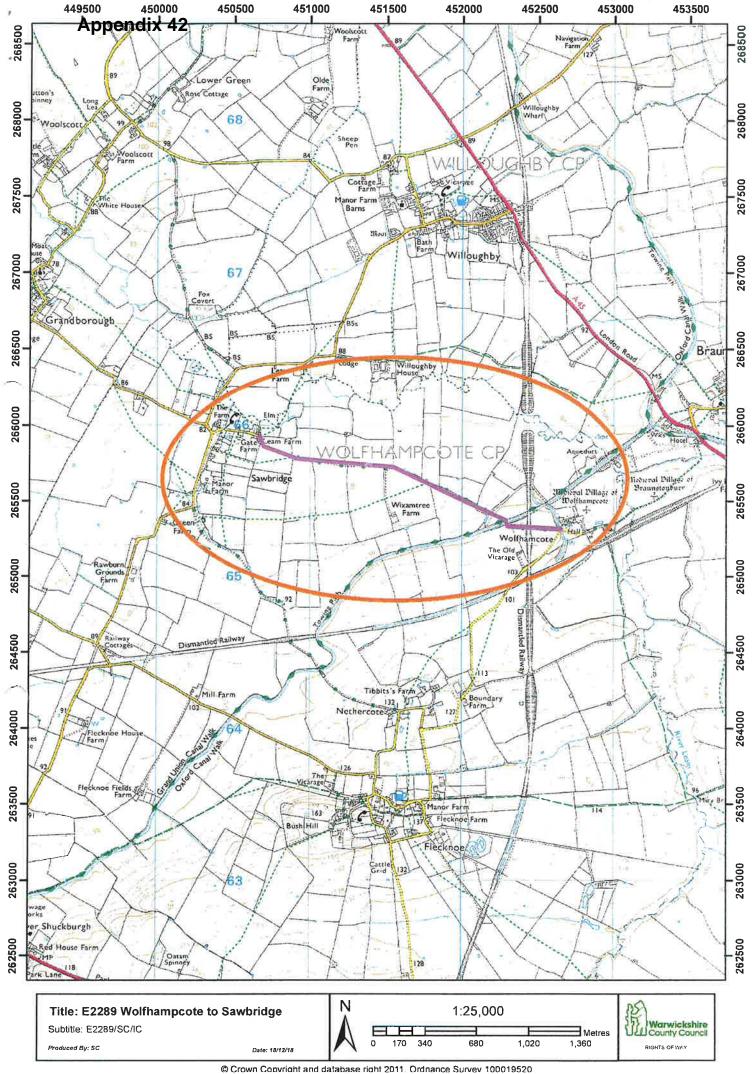
An Order does not come into effect until it is confirmed and there will be an opportunity to object to an Order should one be made.

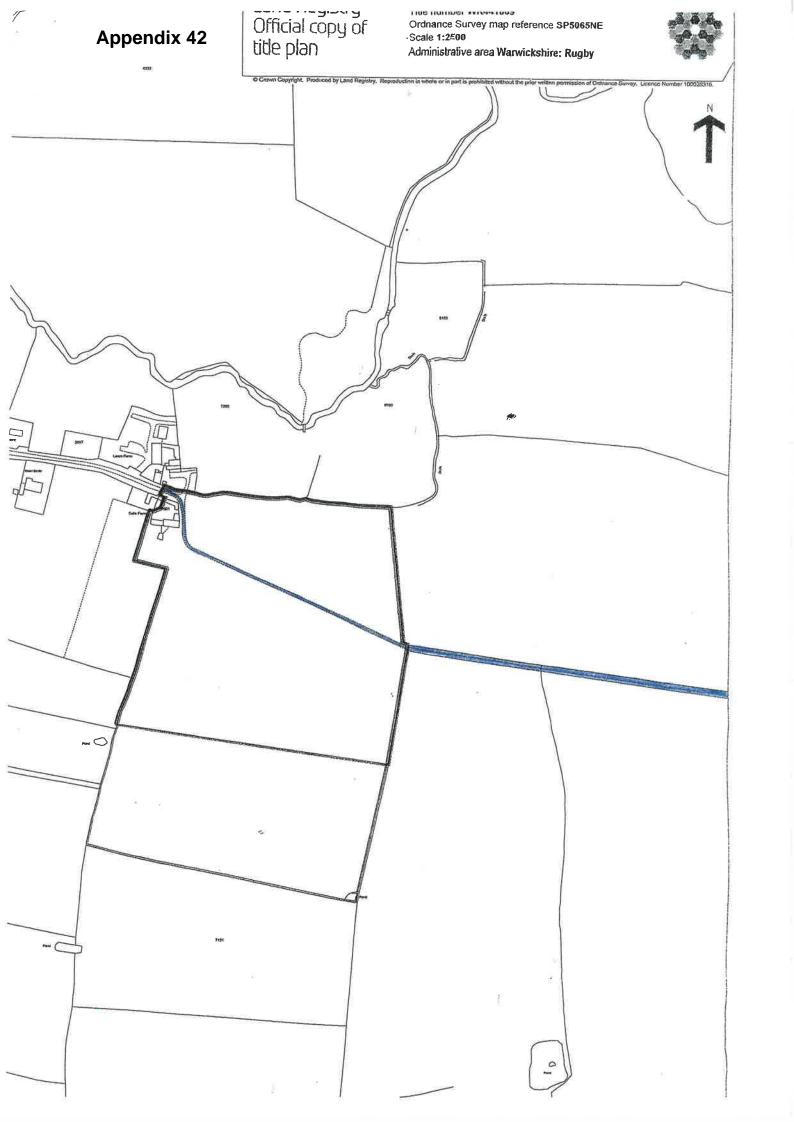
If you would like to discuss this further then please contact me. I am available on 01926 412824.

Yours sincerely

Sonu Copson

Definitive Map Rights of Way Officer





Fox Farm Sawbridge Rugby Warwickshire CV23 8BB

Marion Borman County Highways PO Box 43 Shire Hall Warwick CV34 4SX

30 November 2018

Dear Mrs Borman,

Please find enclosed further evidence in relation to the UCR that runs from Sawbridge to Wolfhamcote.

List of Evidence

Ref A 1 to 10 Northampton Records Office.

Sales particulars of Wolfhamcote Estate 1908.

Plan of Lots for sale with field numbers.

Letters requesting the vendor to state rights of way over the land for sale.

Ref B 1 to 4 Shakespeare Birthplace Trust.

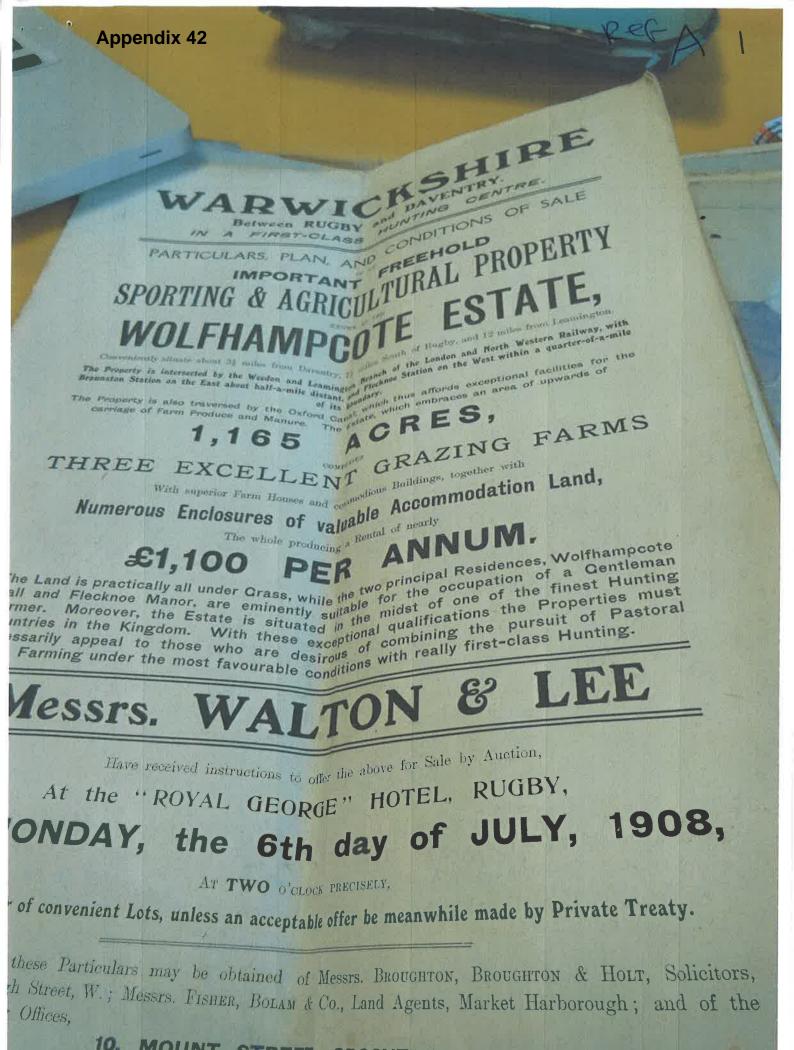
Sales particulars of Estate 1887, belonging to R C Heath now Fox Farm Plan of lots for sale with field numbers.

Ref C 1 to 4 Walks around Rugby 1978, 1994 and 2003 Various walks. UCR described as track and Bridleway

Kind regards,

Ms Marwood





10, MOUNT STREET, GROSVENOR SQUARE, LONDON, W.

NOTE. Lots I and 2 will first be offered together, and if not sold in that manner the last be offered together, and if not sold in that Tool on dold

LOT 1. Lota 142, ceedd

A VERY DESIRABLE

SPORTING AND AGRIGULTURAL PROPERTY,

WOLFHAMPCOTE HALL

(In Doomsday "Vifhelmscole"), conveniently situate on the borders of Warwickshire and Northamptonshire, about half a mile West from the Village of Braunston with its Railway Station on the Waedon and Leamington Branch of the London and North Western Railway; 11 miles from Willoughby Station on the Great Central Railway; 3 miles North-West of the Town of Daventry, and 7's miles South of Rugby.

HUNTING.—The Property thus occupies an admirable position as a first-class hunting centre, being in one of the favourite districts of the Pytchley Hunt, and at the same time within easy riding distance of many of the favourite Meets of the Grafton and Wurwickshire Packs,

The Property, which is singularly compact, comprises

SUPERIOR OLD-FASHIONED RESIDENCE,

Built of red brick, and well suited for the occupation of a gentleman-farmer. It contains a tiled and partly glazed Entrance Porch, which affords access to the

ENTRANCE HALL,

On the right of which is

A COMFORTABLE DINING ROOM.

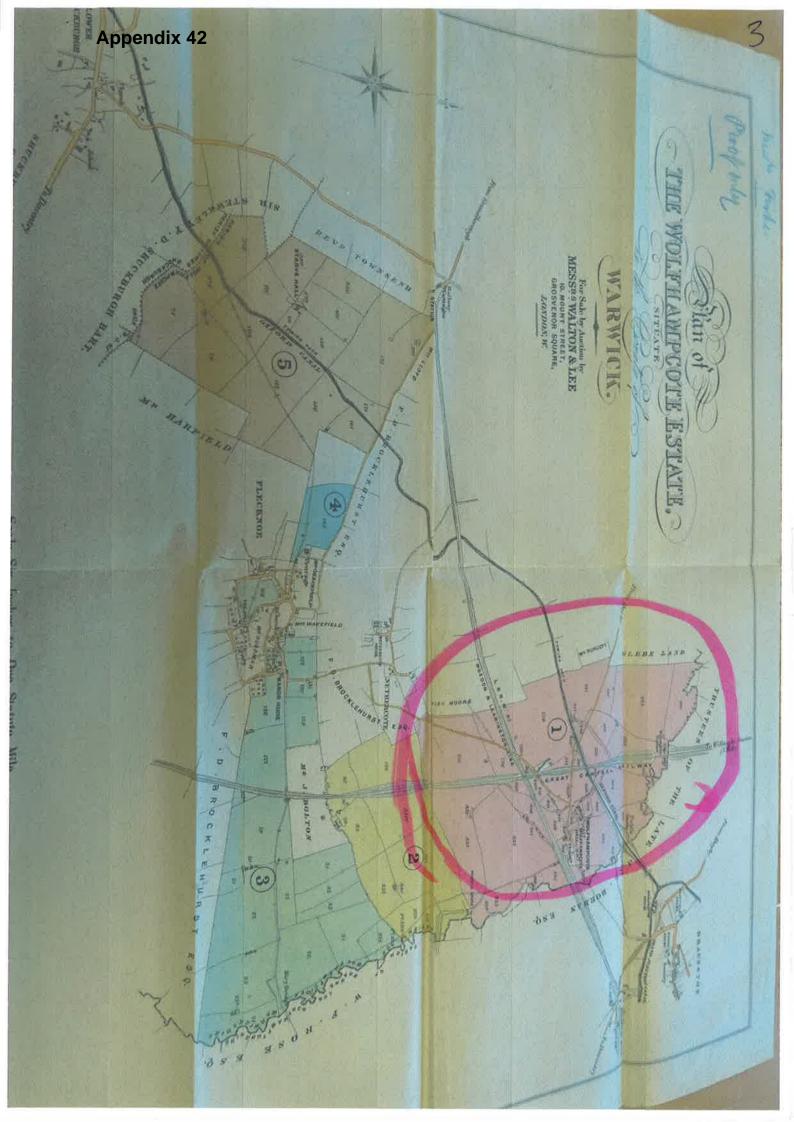
With bay window and fitted with two cupboard recesses. On the Left of the Hall is

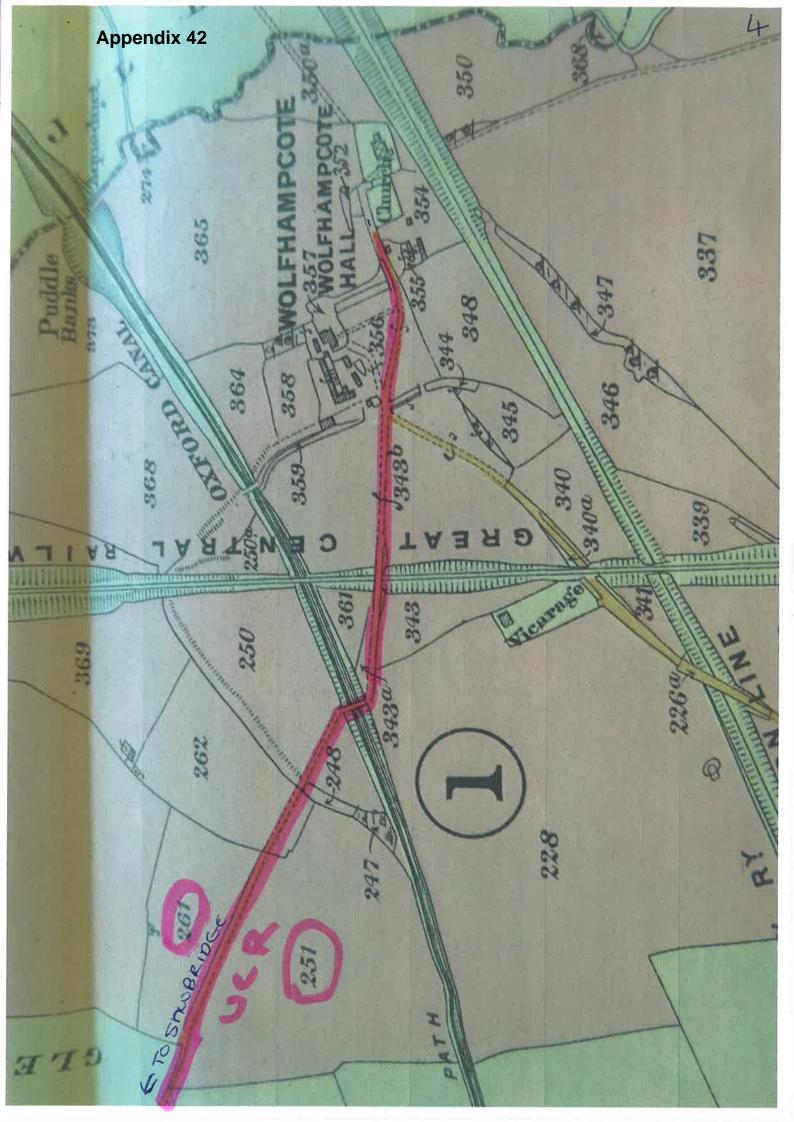
H Dleasant Drawing Room,

With bay window and handsome variegated marble mantelpiece. The Principal Staircase springs from the Hall, with bay window and handsome variegated market but have the Principal Staircase springs from the rank and leads to four good BED ROOMS, DRESSING ROOM and W.C. on the First Floor, while on the Second

DOMESTIC OFFICES THE

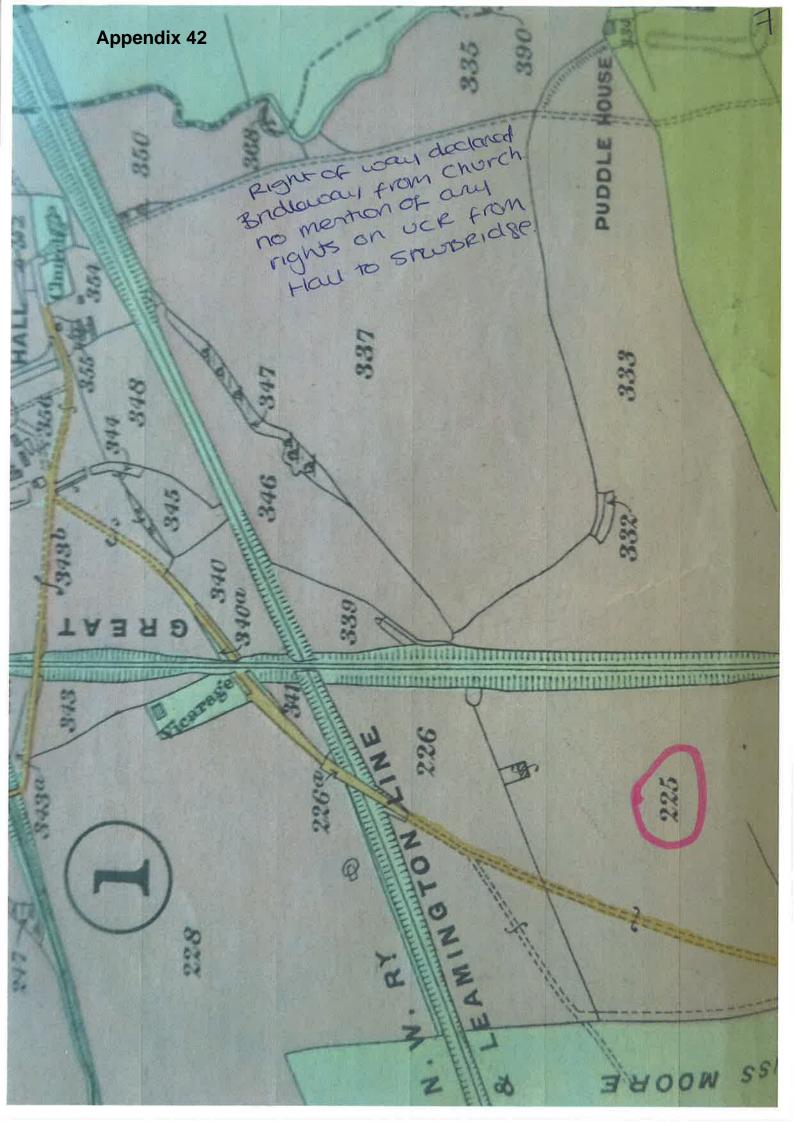
Are well arranged on the GROUND FLOOR, and consist of well-lighted KITCHEN paved with encounter the



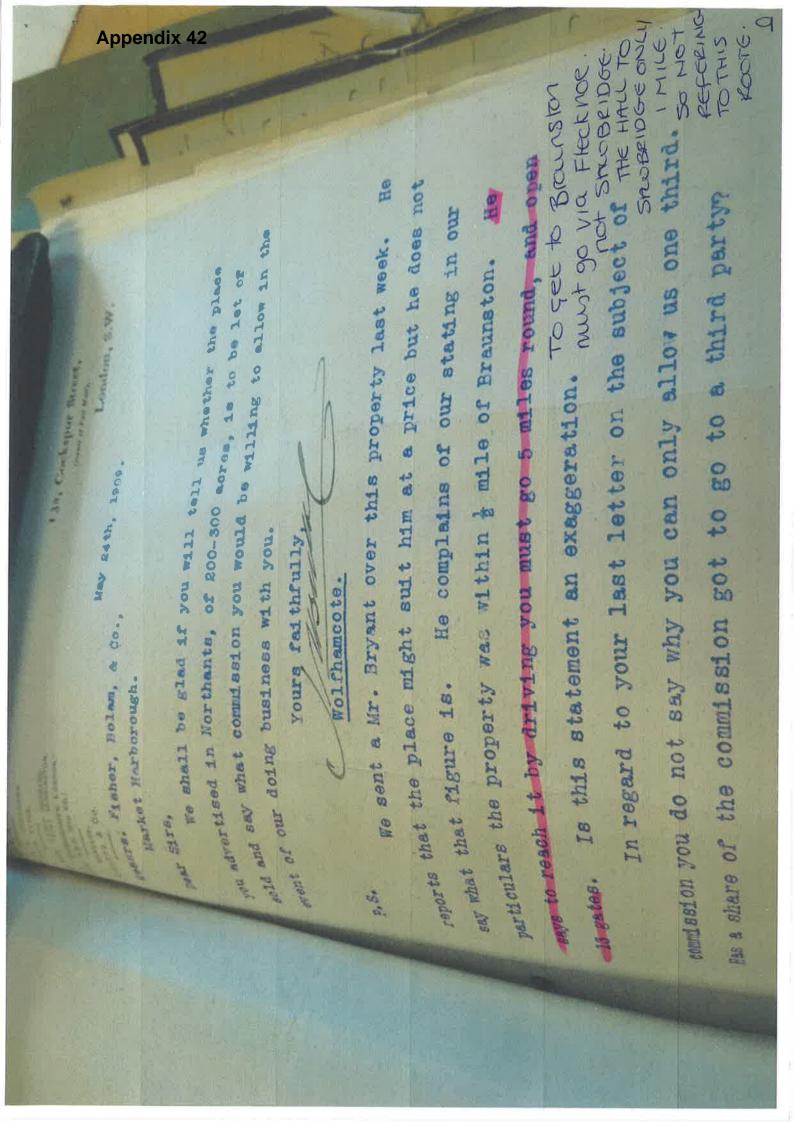


| Appendix 4 | 50 "Coal Aeres" Field 2 | To Tueld. | 51 Lower Ground" Field | 64 White Hill meadow". | 62 "Kiln Leas " Field |
|------------|--|-----------|------------------------|---------------------------|-------------------------------------|
| | 225 Big Lady Croft 226 Little Lady Croft | | a Field Lowe Whit | Old S Big Pond Navi | 337 Home Ground 339 Field 340 Ditto |

ments affecting the property t are no other rightsof way or eas **Appendix 42** this sale and there is also a right NO RIGHT OF WALL DECLARED of way from Miry Bridge through in Lot 1 to the land comprised in enclosures No 329 and 551. corner of field No 225 comprised There is a right of way over the ON FIELDS 251 & 261 We are aware of. We Jidres Pulledres to demand we is respect of the purchance requirement from the tenne. wassed property? If so please M there any rights of way or 1196 sewering roads or the super easement affecting of give particulars.



Appendix 42 dalle Gron 337



would think there is no doubt this would be entirely at the please We have no lease or agreements with the Tenants, and **Appendix 42** writing relating to the temporery abetement of rent to Mr T Battinenswer to your letter of this morning, we have sothing the ouly rights of way that we are amare of are those sheet which ers, viz, the road leading even the Reitway den haguest toto. Yours Taithfully the read leading from Mirry Bridge to Wolfs Wolfhencote Estate. Sale of tot 3. ere of the Vendor.

(11c) Go with hedge on your R appx 250 yds & take gate R. Take track to house & lane.

1927 1941

COSCIENT OF CASI

SUCH ESTON

farm) to church. Follow appx 1.25 miles (over 2 railways & past (11d) Take lane R appx 500 yds to junction & turn R.

of the old route of the before the farm are part Rainsbrook, The main line via Aylesbury to Great Central Railway's Oxford Canal.] canal. The other was the one you crossed near the London, Marylebone. [The east-west railway is in Onley & the ponds See

NEXT para (17)

Route (A)

stream. After appx 100yds ignore meanders & go ahead to take small gate. (12) Go R with line of

(13) Keep same line with hedge on your R (ignore meanders), & take steel gate to track.

mill on the horizon.] [See Braunston church and

3

Atrack, round L corner by steep bank to its L end, & take gate R. (14) Follow field edge

R & on to next. Go with hedge on your R & under rail bridge. (15) Go ahead via next gate, then bear a little

(16) Go on to lane by church & turn R.

Route (B) rejoins

(17) Follow track appx .6 miles to A45.

in the "enclosures" of the villagers were driven other Braunston walk. Braunstonbury. See are all that remain of 18th Century.] the of Wolfhampcote and [The troughs and hummocks in the fields on the left

R .6 mile to No. 1 Lock, then cross canal back to (18) Go a few yards L & Join canal towpath. Go

Braunston, Sawbridge & Wolfhampcote

WHERE?

Map reference SP 537662. Braunston is about 7 miles southwest of Rugby by the A45 to Daventry.

PARK/START

nearby. Start from the War Memorial in Braunston churchyard. Park

HOW FAR?/FACILITIES

About 4 miles of level walking on tracks and field paths. Pub at the start.

to the Wheatsheaf Inn at the opposite end of the main street You can link this walk to Ashby St Ledger & Braunston. Go from the church, and start with AStL & B walk para (5).

Landranger sheet 151 & 152, Pathfinder SP 46/56 (977).

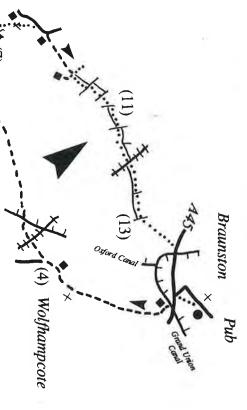
out in the enclosures of the 18th century. Also right and However the most interesting survival is the church Braunstonebury and Wolfhampcote whose people were turned As you walk from Braunston on a track you cross the county show it was the manor house, and hexagonal in plan. just before the church is a big mound. Aerial photographs several grassy mounds, all that remains of the villages of boundary from Northants into Warwickshire. On the right are WOLFHAMPCOTE, THE CHURCH AND THE CANALS

clerestory roof 15th. If you go inside (get a key from the from the 13th century, the nave is 14th century and the The earliest stone work in the bottom part of the tower is pink sandstone and has outlived its village by five centuries. St Peter's is small and squat in yellow local ironstone and It is now redundant and used only occasionally for worship

Sawbridge

gothic job. The roof is a cheerfully elaborated king post cottage just beyond the church) the east window at first stone, but survival of a near living thing with a voice, like a bell, is somehow more dramatic. Poor St Peter's pulpit and ten of the benches/pews are from the 14th and truss structure, there is a Norman font, a hexagonal inlaid looks 15th century too, but the whole chancel is a Victorian tall grass, but we would bet on it outlasting us. rather than glass, and the graves are tumbled in a sea of has suffered vandalism so that its windows are now plastic in 1450 and a small one in 1780. We are accustomed to old 15th centuries. The tower houses two bells, a great one cast

and north, the Oxford runs west. When the Oxford reaches west, so the section from Braunston to Napton is joint Napton Junction it heads south, and a resumed GU runs north At several points you meet the Grand Union and the Oxford Canals. From Braunston Junction the GU runs south-east



Flecknae

to fork. [NB Ponds L.] becomes lane) past farm R (3) Go on 400yds (track

gate

ash tree & gate.

bridge to canal. (4) Go ahead under power & cross

very wide. In fact it was Onley & the Rainsbrook. Railway between Rugby and the double track main line [The railway cutting seems For details see Great Central

cutting, deep, leafy built in the 1820's can see the cut on Braunston church and The Oxford Canal lies in a boatmen would travel all and other work was done, embankment. Braunston's church bells.j many miles. Before shortened the canal and still Look right this and and you SEM to an ЬУ

down to A45. memorial, (1) From churchyard war footpath opposite & take tarmac

Pass (2) Go L 50yds (cross bridge) & take track R. church.

stile. river on your R to take bridge & weir, then with (7) Go ahead cross

corner of barn, then of house, to stile & road. TAKE farm then next fence. (8) Go ahead to gate in IT. Cross fence R, buildings. DON'T

gate (R of 2). 400 yds Go with fence on your R & take small white gate. (9) Go R to lodge on bend to take CORNER

▲ appx farm. (5) Follow track ahead miles

ahead, but bear L to river [Leam] & follow to DOUBLE GATE ahead, between buildings, Where track bends L R to field. then take (2)

gate. gate)

same line ahead (via smal

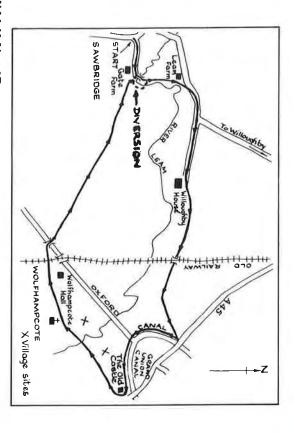
& take

midhedge

to hedge corner.

Keep

(10) Go with hedge on your



WALK No. 15 SAWBRIDGE AND WOLFHAMPCOTE

5 mile

Ordnance Survey Map: sheets 151 and 152 (1:50,000) or SP56 (1:25,000)

Turn off the A45 between Dunchurch and Daventry at the village of Willoughby. Follow the sign to Shuckburgh but stop at Sawbridge, a curious old hamlet. Notice the distinctive white farm houses where corrugated iron has replaced thatch as a roofing. The walk really begins down the lane to Wolfhampcote which is marked 'unsuitable for motor vehicles'. Once through the farm at the end of the first stretch of lane, turn left through a gate then half-right and proceed northeastwards over a rise towards a bend in the young River Leam ahead. The footbridge here was carried away in a flood some time ago and until it is replaced one is forced to walk up the right hand side of the river through a gate and then over a farm bridge on the left near a weir to regain the correct line of the path on the other side of the river.

The Leam is cutting an attractive little valley, winding among picturesque villages on both sides of the county boundary. It rises in the Northamptonshire uplands near the limestone village of Hellidon and flows north, forming the county boundary for quite a while before turning west to join the Avon at Warwick. Proceed in a northerly direction with the river close on your right hand side over a fence through one field and over another fence to the right of a gate at the rear of a farmhouse. Continue in the same direction to a stile ahead leading out onto the lane that you have just driven along. Turn towards Willoughby and then, by the driveway to Willoughby House, find a gateway where the path runs in a narrow fenced-in strip alongside the drive and past the house. Through a gate continue with the hedge on your left through a gap in hedge boundary to a bridle gate ahead and a further farm gate after that. Proceed with hedge boundary on

your right to another gate and then with hedge on left to a bridge under the Great Central Railway that was! The old railway route is a distinctive feature of the landscape with great embankments, cuttings and viaducts in the locality. The line was one of the last to be constructed and one of the most expensive as it aimed to conquer the landscape with such things as Catesby Tunnel burrowing under the uplands, in contrast to the main electric line still in use which sensibly uses the Watford Gap (a channel cut by glacial melt waters) as a routeway. Through the bridge turn right then left to proceed through two fields with the hedge on your right and finally slanting half left, in a large pasture with the A45 ahead, to a gate to the left of the canal bridge over that road.

survived because Wolfhampcote parish embraces Flecknoe, Nethercote and of the long-perished moated manor house. The recently restored church only houses survive. Shortly before the church look right to see the outline in the grass and evicted the rest of their tenants. Cross the Leam into Warwickshire again and in the change from arable to sheep farming they only needed a small labour force could contribute to the fall of villages but more often it was the work of landlords probably perished around 1480. The Black Death and poor sites for settlement of Braustonberry and the hollows between are the old streets. This settlement circle back to the main road. The Grand Union Canal is here joining up with the Sawbridge. The church historian will find much of interest in this ancient structure who, like the instigators of the Highland clearances in later centuries, found that imposing house "The Old Castle" to take the crumbling track through the fields. Oxford Canal for a distance. Leave the towpath on the right to turn right past the Out by the bridge, clamber down onto the towpath and follow it round in a semiyou are in Wolfhampcote, another lost village of which only the church and a few You are now in deserted village country. The mounds in the fields are the remains

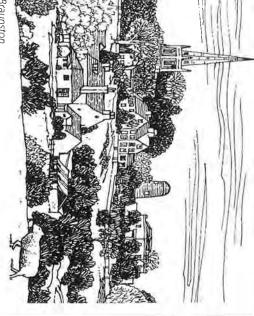
Continue straight ahead along track past the Hall, over old railway and then bear right over a canal bridge. If you study the 2½ inch map you will see that the canal used to meander in the locality, following the contours until technology advanced and an embankment was built. Just as you think the old line is joining the present canal near the Hall it swings north in another loop. Short stretches have been dredged out and stocked by a local angling club. Boatmen on this twisting waterway once used to spend a whole day within sound of Braunston church bells. After canal bridge continue along track ahead to make your way back to Sawbridge.

25 Worlds Mean Rugby.

Euclou Circulo of the Kontiblicis

Clappicti

w



Braunston

explores the area's rich railway heritage, and passes Grand Union and Oxford canals. This walk also overlooking a large marina and the junction of the Braunston is a large, handsome village set on a ridge the sites of two ancient 'lost' villages.

road bridge Climb steps to pass boat moorings to a junction of the Oxford and beautiful iron bridge at the towpath. Go over a and turn R onto the cana way marked stile in the the**N**adside and go over a Grand Union canals and From the car park cross a road bridge

railway embankment which once bridge in the trees straight to a brickway This ope**p** onto a tollows a line of hed on your L Tead diagonally Which the field to

> Woodford Halse carried the Great Centra

> > Map Explorer sheet 222

and brickwork of the bridge House. Keep R of the impressive Willoughby climbing gradually to the on your R across four fields before following the hedge monumental design Pause to admire the

line between Rugby and

Junction of the Grand Union and Oxford canals

bridleway

of Rugby town centre Start/finish Braunston, or the A45 seven miles south aren't you?) public house on the A45 Parking The Millhouse patron when you return **Terrain** Field paths and (You are going to be a

Public Transport Bus route in Braunston village **Time** Allow three hours climbing and mud after rain GA2 from Church St, Rugby lwo more pubs and shops Facilities The Millhouse

bridleway. Some gentle

both confusingly called the road to go L across onto a minor road. A public 'Leam Farm' fields between two farms right of way soon leaves the drive to a small gate chestnut trees parallel to house, following a line of

Sawbridge is an oddly scattered hamlet of broad grass well-defined then turn L onto a centre of a field, past the second farms. Continue verges and ancient Leam Farm to the

> extensive. The River Leam and Northamptonshire are country boundary fields on your L, forms the meandering through the across Warwickshire The views from here

white-painted rectory

making a glorious picture

to end the walk.

Continue on the

away on your R actually crossed just a field running parallel with our route. The two lines dismantled Central Railway level walking, the bridleway came through here, Itchington line also once and another crossing the over the Grand Union canal rises to cross a high bridge The Braunston to Long After about a mile of

out during the land mounds opposite the enclosures. Parts of St church – of Wolfhampcote apart from the grassy St Peter's, all that remains – the 13th century church of inhabitants were turned the 18th century when its The village probably died in Continue past the Hall to

> another 'lost' village, Indeed, further on just past of how country life can used for worship but Braunstonebury. change dramatically. closed-down railway lines potent reminder, with the remains well-cared for, a lonely church is now rarely the church is the site of 13th century. The small,

> > sustenance at the

Millhouse, itself a

bridge over the canal and bridleway to the road

side pub. The regeneration restoration of an old canal

been a remarkably Good of the canal system has

Thing, bringing new life

dwelling house) and the an old windmill, (blessedly spire of All Saint's church seen ahead, with the tall finding a new role as a The modern village of Braunston can now be

great change, not all of it is

necessary for the worse.

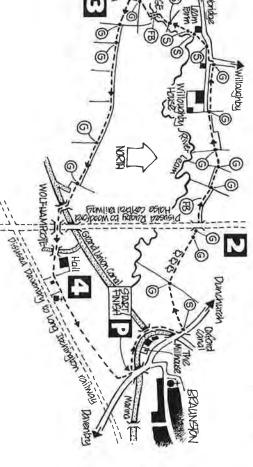
countryside In times of (and walkways) to the

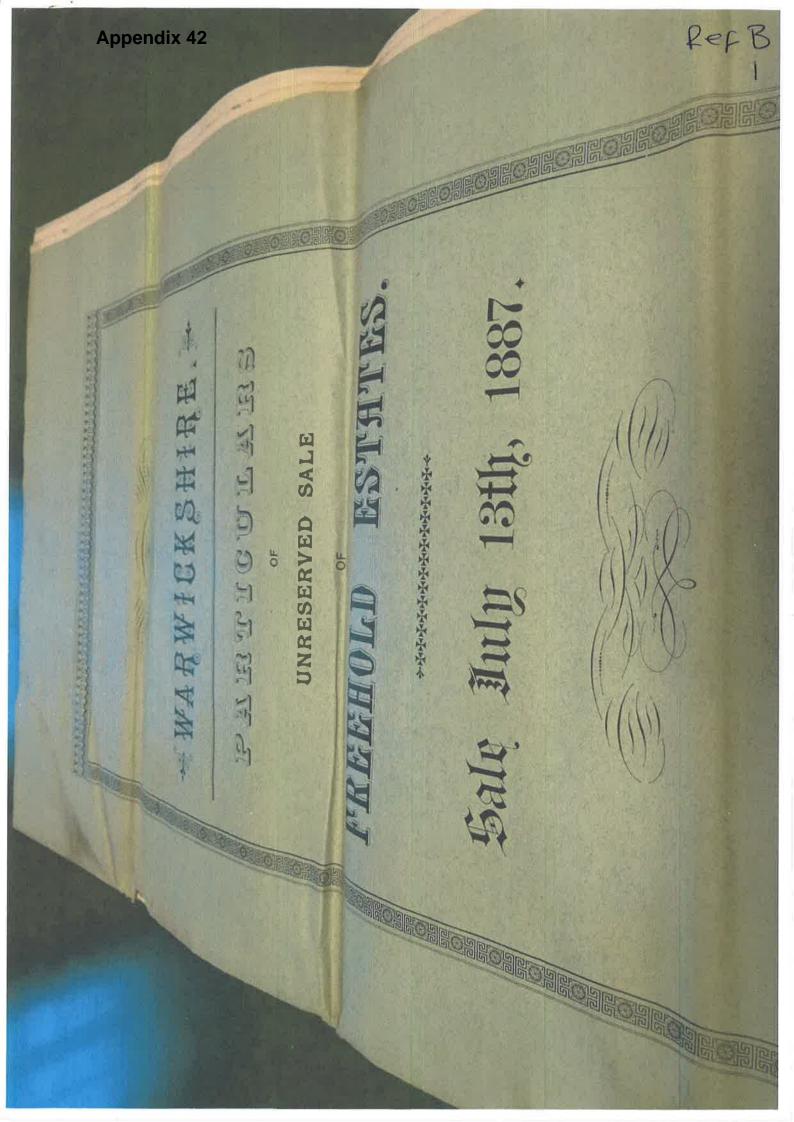
Braunston village is highly and back through the towpath to the marina recommended An additional stroll along



St Peter's Church, Wolfhampcote

Peter's date back to the





LOT 2.

TITHE-FREE FARM ALL THAT FREEHOLD AND RICH FEEDING OLD TURF LAND,

Hamlet of Sawbridge, in the Parish of Wolfhampcote,

IN THE COUNTY OF WARWICK,

| *** | I was a second | dissense encloses | New Street | Q | namitités | 1000 |
|------------------------|----------------------|-------------------|-------------------|------|-----------|------|
| And | consisting of the fi | THE RESERVE TO 1 | interestion: | 11 | 1 | 80 |
| | Court of Fields | | Pasture. | 9 | - 0 | 25 |
| No. Van's Greened | | | Disto | 11 | 0 | 100 |
| 2 Road Ground . | | | Ditto | 30 | 19 | 34 |
| a Sent Greatel | Jack - Park | | Thirty | | 45 | 32 |
| Westland Gentled | - 1 and 1 | | Ditto | 17 | 1 4 | 17 |
| 5 Much Dyler | | | Ditto | 10 | 0 | 10 |
| g Asse Dyke | | | Ditto | | 0 | 84 |
| The Lage | State. | | Meadow Pasture | - 1 | 0 | 38 |
| No. and Plant | Vand Diek V | ini - | | 0 | 1 | 12 |
| William Contraction of | ge, and Yord, Diek) | | | 0 | 1 | 34 |
| II Two Cottages and | Gardens | Total | | A110 | 2 | 14 |
| | | | | 100 | | |

The fact is very sorty Rich Fredory CHe Teef of the linest quality, all well Drained, Fenced, and supplied

The Belldon counset of a Bolotte Residence and two Cottagos, with Gardens and Outbuildings; a good Turn York surrounded by Caw Frie, Stable, large Barn, and Open Hovels. Also, a good Field Yard, with Open

The Farm is approached and intersected by good Rouds, within about 300 yards of a Wherf, upon the London and Warwick Canal

It is about four miles from the Railway Station at Donchurch, Six from Roghy, and seven from Scatham.

The Farm is well Tunbered with fine old Elms, in which is a large and fast-increasing Rookery, and the River Lenn bounds a small portion.

The valuation of the growing Timber Trees is £180 13a fid.

It is Tithe Free, but subject to a Lond Tax of 10 6s. ud. per somum.

The Grass Keeping for the summer months has been let for the last two years upon this Form, and restixed in 1886, 2351 10a od ; and in 1887, 2377 on oil, and there is every reason to believe that summar prices might

LOT 3.

ALL THAT

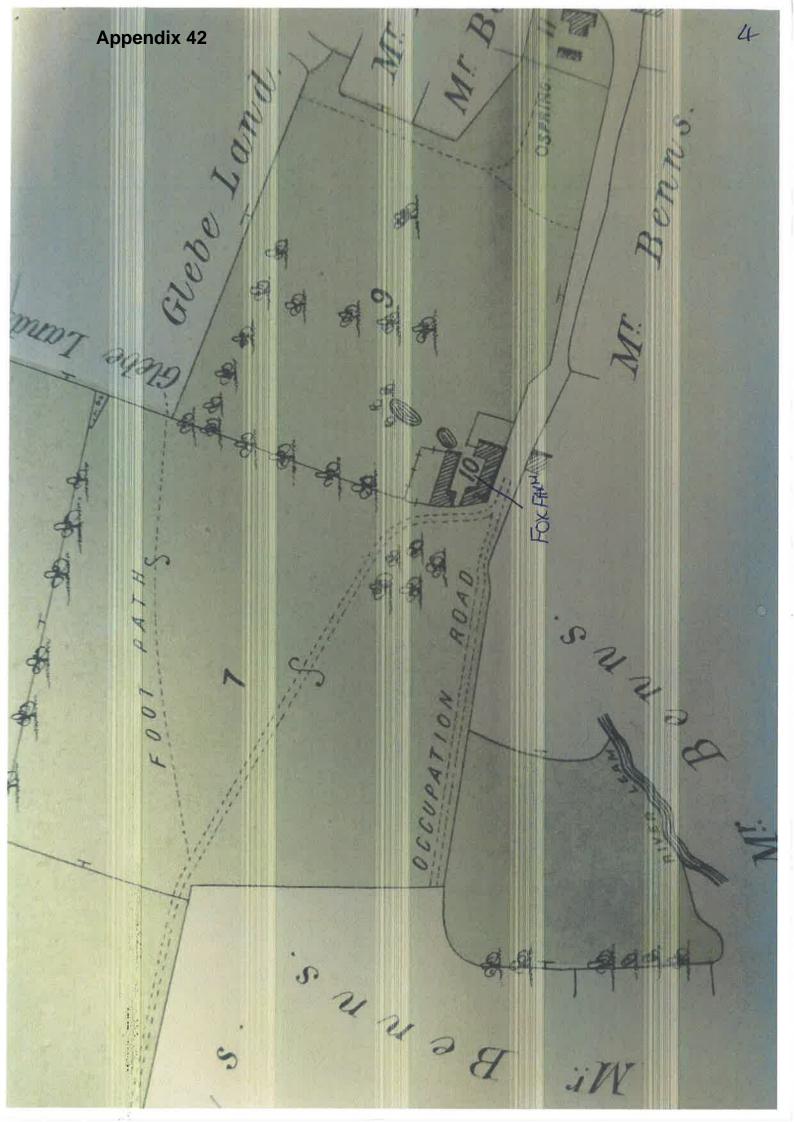
Freehold & Tithe-free Close of Rich Meadow Land,

Containing 6a. 3r. 3p., or thereabouts.

STITATE BEAR TO LOT 2, BUT IN THE

PARISH OF WOLSCOT,

Bounded in part by the Ever Leam, in which there is excellent Fishing. The valenties of the growing Timber Trees in £32 175, oil.



DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

Please print your name here NEIL ALDERSLEY

Your: Home Telephone Number. 01788 F90867

Mobile Telephone Number. 0788 IS82326

Email Address neil aldersley @ hot mail.com

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: U.U. Hull

Date:

3/2/19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and <u>not</u> made publically available

| RECEIVED | 0 5 | or office 2019 | use | only |
|----------|-----|-------------------|-----|------|
| | | | | |

COMMUNITIES GROUP

LEADERSHIP TEAM

GROUP



Wildlife & Countryside Act 1981

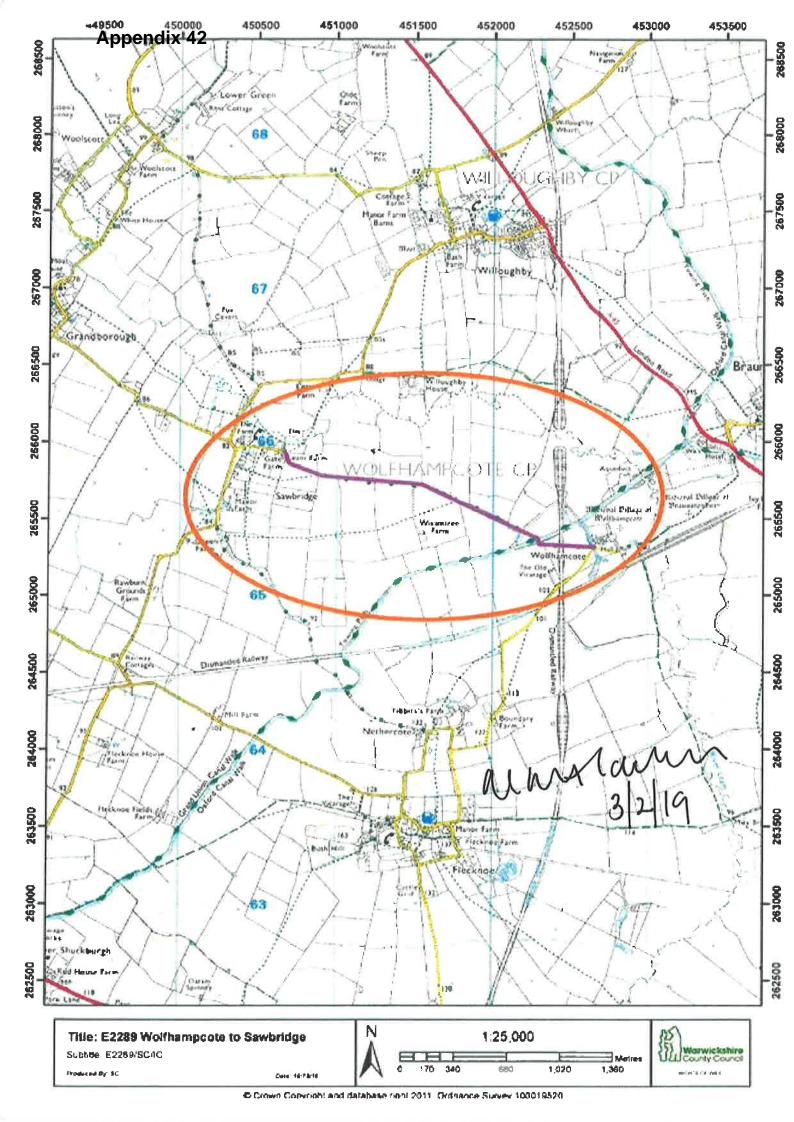
Definitive Map and Statement of Public Rights of

Way for Warwickshire

form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name NEIL ALDERSLEY |
| Address THE MANOR HOUSE |
| FLECKNOE |
| RUEBY |
| RUEBY WARWICKSHIRE Postcode CV23 8AT |
| Year of Birth 1957 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| No |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| To include farmer, rehicles |
| |
| |



| Application Number Appendix 42 | Witness Number | (for office use only) |
|--|----------------|-----------------------|
| | | |
| MAP OF THE APPLICAT | ION ROUTE | |
| Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map. | | |
| | | |
| (8) | a a | |
| | ů. | |
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| | | |
| | | |
| | | |
| | | |

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. | | | | | | | | | | |
|----|--|-------|--------|---------|------------------|-------------|-------------------------|--|--|--|--|
| | From 1991 | 6 | To | NOW | | •••••• | | | | | |
| 2. | . Were there any extended periods during which you did not use the route at all? If so, please state when and why? | | | | | | | | | | |
| | | | | | | | ********** | | | | |
| | | | | | | | | | | | |
| | 333,424,333,444,465,744,454,444,444,444,445,444,4 | | | | | | | | | | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it. | | | | | | | | | | |
| | | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) | | | | |
| | On foot | | | ı | | | | | | | |
| | On horseback | | | | | | | | | | |
| | By pedal cycle | | | | 4 | | | | | | |
| | By car | | | | | | | | | | |
| | Other [please specify] | | | | | | | | | | |
| | | | | | | | | | | | |

| 4. | | as the application route always followed the same course? |
|----|------|--|
| | V | Yes |
| | | Don't know |
| | | No |
| | if r | no how and when was the route altered? |
| | *** | |
| | ••• | |
| | *** | |
| 5. | [Pl | proximately how wide is the application route? ease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the ute. If this varies, please describe how] [Or please state 'Don't know'] |
| | | 5 metres |
| | | ~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~ |
| | | |
| 6. | Wł | nat type of surface does the application route have? (for example grass, gravel, earth) |
| | [Fo | or varying surfaces, please describe with reference to your map] |
| | | Gravel + Earth |
| | | |
| | *** | |
| 7. | На | ve there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | No. |
| | | |
| | | |
| | | How long were they in place? |
| | | |
| | | CAN ADD WITH PROPERTY OF THE DATE OF THE DESCRIPTION OF THE DESCRIPTIO |
| | | |
| | | |

Application Number **Appendix 42**

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|----------|---|
| | | Gates - sometimes closed, but can be opened by ha |
| | | -some gates are open. |
| | C. | There are quite a few gater-but only 3-4 closed. Lo cations - without walking or cycling I am not sure of Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | locations |
| | | |
| | | |
| | | |
| Ω | Die | d any of the above prevent you from using the application route? |
| 0. | | No. |
| | V | No. |
| | | Yes |
| | lf y | es, please give details |
| | **** | |
| | **** | |
| | *** | |
| 9. | pul | ve you ever seen any signs or notices suggesting whether or not the application route is a polic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be posecuted" etc) |
| | V | No |
| | | Yes |
| | □ | Don't know |
| | _ | es – state when and give details, including when they were present and mark their location your map |
| | | |
| | **** | No signs noticed - but wasn't looking for them. |
| | | |

Application Number Appendix 42

| 10. | На | ave you seen other people using the application route whilst you have been using it? |
|-----|----------|---|
| | | No Yes |
| | | ves, please provide any additional information about this Lots of Walkers and Nordic Walkers and fan Mountain Bikes Horces |
| Lar | nd (| Ownership |
| 11. | | ere you working for any owner or occupier of land crossed by the application route at the see when you used it, or were you then a tenant / licensee of any such owner? No |
| | | Yes |
| | lf y | res, provide details and dates |
| | | ······································ |
| | | *************************************** |
| | | |
| | | I the owner or occupier ever give you permission (or did you seek permission) to use the olication route? |
| | D | No |
| | | Yes |
| | lf y | es, |
| | a. | From whom? |
| | b. | When? |

| . i. T | _ | |
|--------|--------|---------|
| Λ. | pend | : An |
| Δr | nnana | IV /I / |
| \neg | JUELIU | IA TE |
| r | | |
| | • | |

| 13 | . Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|---|
| | No No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | <u></u> |
| | |
| 14 | Have you ever been stopped or turned back when using the application route? |
| | No No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| | No No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | ₩ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |
| | |

Other Information

| 17. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|---|
| No |
| □ Yes |
| If yes – please provide details |
| |
| |
| |
| |
| |
| 18. Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| Lots of walkers, cycles, horses use it. We should |
| Keep the countryside open to good use - I will be |
| a terrible cituation if the route is closed. The route is not abused in any way. Why would too the |
| route is not abouted in any way. Why would to the |
| majorate council want to close it to the route users |
| AM PASSIONATE IT SHOULD STAY OPEN! " |
| To ALL THE TYPES I HAVE STATED 19. During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| Yes |
| □ No |
| 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| □ Yes MAYBE - Shouldnit be necessary but ! |
| feel thoughy and would take time off User Evidence Form (Form 4) v5 May 2017 Work to rupport Keepingthe |
| User Evidence Form (Form 4) v5 May 2017 Work to rupport Keepingthe |
| route open |

RECEIVED 04 FEB 2019

COMMUNITIES GROUP

LEADERSHIP TEAM

GROUP



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

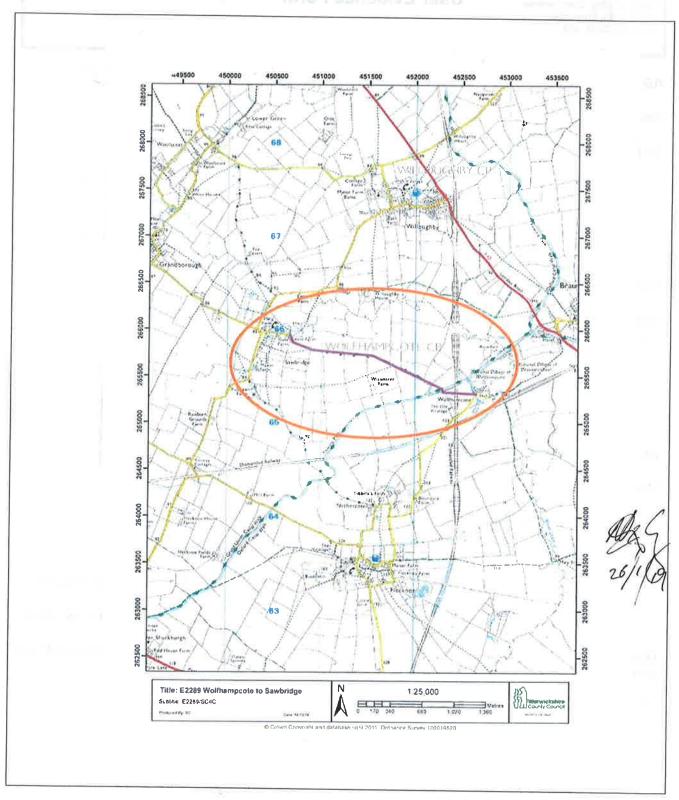
se only)

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name NEIL CAREY Address 26 CLEMENT WAY |
| Address 26 CLEMENT WAY |
| Rugry |
| |
| Postcode CVZZ 7FH |
| Year of Birth 1957 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☑ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| EZZ89 WOLFHAMPCOTE LANE |
| |
| |

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.



YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 2009 To 2019 |
| | From To |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | | | | / | | |
| On horseback | | | | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |

| 4. | на | s the application route always followed the same course? |
|----|---------|---|
| | Ø | Yes |
| | | Don't know |
| | | No |
| | lf n | no – how and when was the route altered? |
| | •••• | |
| | •••• | |
| | •••• | |
| 5. | [Please | proximately how wide is the application route? ease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the ute. If this varies, please describe how] [Or please state 'Don't know'] |
| | | EVERAL METRES. |
| | | |
| | | |
| 6. | [Fo | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] FARM TRACK FARTH STONE. |
| | | |
| | | |
| 7. | Ha | eve there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | |
| | | |
| | | |
| | | How long were they in place? |
| | | |
| | | |
| | | |
| | | |

Application Number **Appendix 42**

| b. Gates [state locations, indicate whether locked – and when - and show on your ma | | | |
|---|------|--|--|
| | | YES. OPEN/UNLOCKED. | |
| | | | |
| | | ••••••••••••••••••••••••••••••••••••••• | |
| | | | |
| | _ | Other haming lateta what the course and last the baseline through | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] | |
| | | Λ/o . | |
| | | | |
| | | 3 | |
| | | | |
| | | | |
| | σ. | | |
| 8. | Dic | d any of the above prevent you from using the application route? | |
| | Ø | No | |
| | | Yes | |
| | If y | es, please give details | |
| | | | |
| | | | |
| | | | |
| 9. | pub | ve you ever seen any signs or notices suggesting whether or not the application route is a blic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be | |
| | Pro | psecuted" etc) | |
| | 乜 | No | |
| | | Yes | |
| | | Don't know | |
| | _ | es – state when and give details, including when they were present and mark their location your map | |
| | | | |
| | •••• | | |
| | | | |

| 10. | D. Have you seen other peo | ople using the application route whilst you have been us | ing it? |
|-----|--|--|-----------------|
| | □ No | | |
| | Yes | | |
| | If yes, please provide an | y additional information about this | |
| | WALKERS. | | |
| | | | |
| | | | |
| Laı | and Ownership | | |
| 11. | | ny owner or occupier of land crossed by the application were you then a tenant / licensee of any such owner? | on route at the |
| | ☑ No | | |
| | □ Yes | | |
| | If yes, provide details an | d dates | |
| | | | |
| | | | |
| | *************************************** | <i>f</i> | |
| 12. | 2. Did the owner or occupie application route? | er ever give you permission (or did you seek permission) | to use the |
| | ☑ No | | |
| | ☐ Yes | | |
| | If yes, | | |
| | a. From whom? | | |
| | b. When? | | |

Application Number Appendix 42

| ☑ No □ Yes If yes, by whom and when? | |
|---|-------------|
| If yes, by whom and when? | |
| | |
| | |
| | |
| | |
| | |
| 14. Have you ever been stopped or turned back when using the application route? | |
| No | |
| | |
| □ Yes | |
| If yes, please give details including when this happened | |
| | *********** |
| | ****** |
| | |
| 15. Has anyone else ever told you that they were prevented from using the application r | oute? |
| ☑ No | |
| □ Yes | |
| If yes, please give details including when this happened | |
| | |
| | |
| | |
| 16. Have you ever had a private right to use the application route? (for example, an private right of access, licence, etc) | |
| ☑ No | |
| □ Yes | |
| If yes, please give full details, including who gave the permission, why and when | |
| | |
| | |

Other Information

| 17. | 7. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) | | | | |
|-----|---|--|--|--|--|
| | ☑ No | | | | |
| | □ Yes | | | | |
| | If yes – please provide details | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| 18 | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| 19 | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? | | | | |
| | √E Yes | | | | |
| | □ No | | | | |
| 20 | . Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? | | | | |
| | √E Yes | | | | |
| | □ No | | | | |
| | | | | | |



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

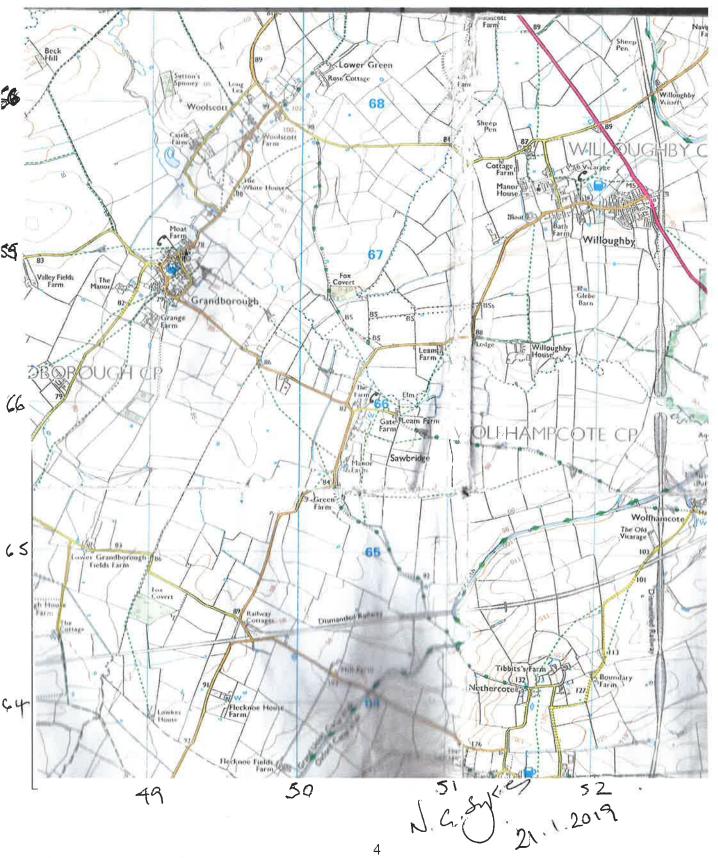
| ABOUT YOU |
|---|
| Name NIGEL SYKE. |
| Address CHECKLEY CLOSE, 69 HIGH STREET, |
| Address CHECKLEY CLOSE, 69 HIGH STREET, BRAUNSTON, NR DAVENNY, NORTHAM TOWSHIRE |
| |
| Postcode ハルリフけい |
| Year of Birth 1955 |
| |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| NA |
| NIA · |
| |
| ABOUT THE APPLICATION ROUTE |
| ABOUT THE AT EIGHTIGHT NOOTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can |
| WOLFHAMCOTE TO SAWBUDGE |
| |
| |
| |

MAP OF THE APPLICATION ROUTE

015 Explosed MAP. RUGBY & DAVENTRY No 222

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

525654 TD 280 505659 BELLEWAY.



DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

Please print your name here NIGEL SYCES

Your: Home Telephone Number 01788 890278

Mobile Telephone Number 07739748 203

Email Address Medasynes@ gnad 64

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date: 24.1.2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

E. (E. ...

YOUR USE OF THE APPLICATION ROUTE

| 1. | please indicate all dates. |
|----|---|
| | From 1989 To CURRENTLY USING |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? $ \mathcal{N} \left(A \cdot \right) $ |
| | |
| | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|---------------------|----------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | / | , | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | |

lf

| 4. | Has the application route always followed the same course? Yes |
|----|--|
| | □ Don't know |
| | □ No |
| | If no – how and when was the route altered? |
| | |
| | ************************************** |
| | |
| 5. | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] |
| | One vehicle with. |
| | |
| | |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] |
| | Gran, (grave) and earth |
| | |
| | |
| 7. | Have there ever been any of the following on the application route? |
| | Stiles [state locations and show on your map] |
| | No |
| | |
| | |
| | How long were they in place? |
| | |
| | |
| | |
| | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|-------------------|--|
| | | |
| | | |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | |
| | | |
| | | |
| | | |
| 8. | Dic | any of the above prevent you from using the application route? |
| | | No |
| | | Yes |
| | lf y | res, please give details |
| | **** | |
| | (50005) | |
| | •••• | |
| 9. | Ha rigl etc | ve you ever seen any signs or notices suggesting whether or not the application route is a public ht of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" :) |
| | | No |
| | | Yes |
| | | Don't know |
| | you | res – state when and give details, including when they were present and mark their location on ur map |
| | | Bridleway |
| | | .,, |
| | | |

| 10. Have you seen other people using the application route whilst you have been using it? | | | | | |
|---|--|--|--|--|--|
| □ No | | | | | |
| □ Yes | | | | | |
| If yes, please provide any additional information about this Walkers, fishermer (Carol end M Wolfhencote), Gallit | | | | | |
| Land Ownership | | | | | |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? | | | | | |
| No No | | | | | |
| □ Yes | | | | | |
| If yes, provide details and dates | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? | | | | | |
| 10 No Public right of Way | | | | | |
| □ Yes | | | | | |
| If yes, | | | | | |
| a. From whom? | | | | | |
| b. When? | | | | | |

| 13 | 3. Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|--|
| | ☑ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14 | . Have you ever been stopped or turned back when using the application route? |
| | □ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15 | . Has anyone else ever told you that they were prevented from using the application route? |
| | D No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | *************************************** |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | ☑ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |
| | |

Other Information

| 7. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale |
|---|
| documents, old maps, etc) |
| ☑ No |
| □ Yes |
| If yes - please provide details |
| Post- Some have faller down as are leaving |
| against fercup (gates and relating - |
| Sambrage end in partialer. |
| 18. Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| Please keep and maintain as a bridleway and accessive to the public. Concerned that permission |
| is not grated for Indering or use being given |
| \(\) |
| 19. During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| Yes |
| □ No |
| 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| □ Yes |
| No |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name | here | AUL HA | DPON. | |
|--------|-------------------|-----------|----------|-----------|--|
| Your: | Home Telephon | e Number | 01327 | 312402 | |
| | Mobile Telephor | ne Number | 07469 | 242073 | |
| | Email Address . | danet | re D wai | trose com | |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date: 3(/1/19...

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

| RECEIVED 05 FE | 3 2019 |
|-----------------|----------|
| COMMUNITI | ES GROUP |
| LEADERSHIP TEAM | OKOO!* |
| GROUP | |

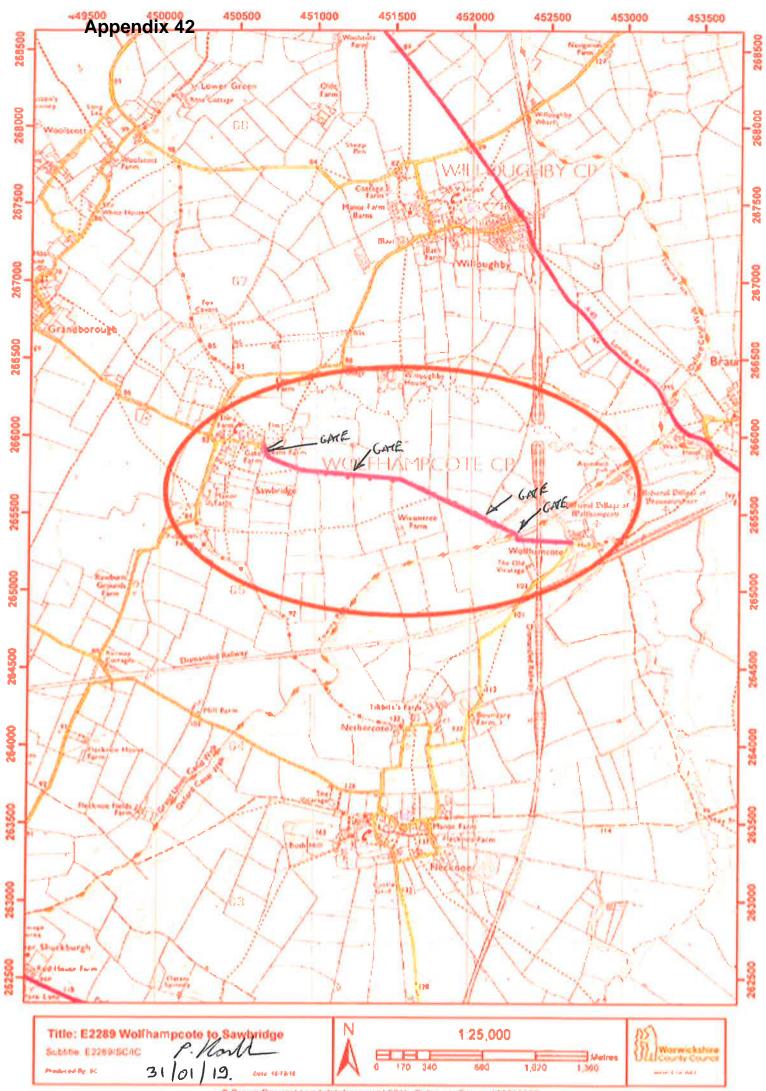


Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name PAUL HADDON |
| Address 6 SPINNEY RISE |
| DAUENTRY |
| NORTHANTS. |
| Postcode NN 11 4DL |
| Year of Birth 1960 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| EZZ89 WOLFHAMPCOTE TO SAWBRIDGE BRIDLEWAY |
| |
| |



| Appendix 42 | | | | |
|---|---------------------|-------------------------------------|--|----------------------------------|
| | | | ************ | |
| | | | | |
| MAP OF THE APPLICATION | | | | |
| Please attach an extract from evidence about, and annota Please sign and date your ma | te it with anything | wn choice to ide g you provide o | ntify the route yo details about in | ou are providing this statement. |
| | | | | |
| | | | | |
| | | | | |
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| | | | | |
| | | | | |
| | | | | |

By car

Other [please specify]

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you method please indica | te all dates. | | • | , | | |
|----|--|---------------|-----------------------------|------------------------------|---------------------------------|---|-------------------------|
| | From 20 | 00 | To . | | 2019 | | CYCLING |
| 2. | Were there any exter state when and why? | nded periods | during whic | h you did no | ot use the rout | te at all? If | so, please |
| | | NO | | | | | |
| | | ********* | ************ | | | .,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | |
| | *************************************** | | | | | | |
| 3. | How did you use the a in the columns below] time you were using it | . Please give | ite and how dates if you | often? [Plea ir method of | ase the number use changed : | r of times yo significantly | ou used it in the |
| | | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
| | On foot | | | | | | |
| | On horseback | | | | | | |
| | By pedal cycle | | | ✓ | | | |

| 4. | Ha | as the application route always followed the same course? |
|----|----------------|--|
| | Q | Yes |
| | | Don't know |
| | | No |
| | lf ı | no – how and when was the route altered? |
| | | |
| | 7 6.4.4 | |
| | ••• | |
| 5. | [Pl | proximately how wide is the application route? lease give your estimate of the width across which you used the route including the width led when passing others or using it with others. Take care to consider the overall width of the lute. If this varies, please describe how] [Or please state 'Don't know'] |
| | | 3 METRES. |
| | 1444 | |
| | | |
| 6. | | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | | GRASS GRAVEL, MUD, PUDDLES. |
| | (*(*)*) | |
| | | |
| 7. | На | ve there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | NO |
| | | |
| | | |
| | | |
| | | How long were they in place? |
| | | |
| | | |
| | | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|-------|--|
| | | GATES UNLOCKED |
| | | *************************************** |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show or your map] |
| | | |
| | | |
| | | |
| | | |
| 8. | Did | any of the above prevent you from using the application route? |
| | | No |
| | | Yes |
| | If ye | es, please give details |
| | | |
| | ***** | ······································ |
| | | |
| 9. | pub | ve you ever seen any signs or notices suggesting whether or not the application route is a plic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be secuted" etc) |
| | | |
| | | Yes |
| | | Don't know |
| | | es – state when and give details, including when they were present and mark their location your map |
| | | |
| | **** | *************************************** |
| | **** | |
| | | |

| □ No □ Yes If yes, please provide any additional information about this □ WALKERS | 10 | . Have you seen other people using the application route whilst you have been using it? |
|--|-----|---|
| If yes, please provide any additional information about this WALKERS & CTCLISTS. Land Ownership 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? No Yes If yes, provide details and dates 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? No Yes If yes, a. From whom? | | □ No |
| Land Ownership 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? No Yes If yes, provide details and dates 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? No Yes If yes, a. From whom? | | ☑ Yes |
| Land Ownership 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? No Yes If yes, provide details and dates 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? No Yes If yes, a. From whom? | | • |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? No Yes If yes, provide details and dates 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? No Yes If yes, a. From whom? | | WALKERS & CTCLISTS. |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? No Yes If yes, provide details and dates 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? No Yes If yes, a. From whom? | | |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? No Yes If yes, provide details and dates 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? No Yes If yes, a. From whom? | | |
| time when you used it, or were you then a tenant / licensee of any such owner? No Yes If yes, provide details and dates 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? No Yes If yes, a. From whom? | La | nd Ownership |
| ☐ Yes If yes, provide details and dates 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? ☑ No ☐ Yes If yes, a. From whom? | 11. | . Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| If yes, provide details and dates 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? No Yes If yes, a. From whom? | | ☑ No |
| I2. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? ☑ No □ Yes If yes, a. From whom? | | □ Yes |
| I2. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? ☑ No □ Yes If yes, a. From whom? | | If yes, provide details and dates |
| I2. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? ☑ No □ Yes If yes, a. From whom? | | |
| application route? ☑ No □ Yes If yes, a. From whom? | | |
| application route? ☑ No □ Yes If yes, a. From whom? | | |
| ☐ Yes If yes, a. From whom? | 12. | Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| If yes, a. From whom? | | No No |
| a. From whom? | | □ Yes |
| | | If yes, |
| b. When? | | a. From whom? |
| | | b. When? |

| | . Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|---|
| | ☑ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | *************************************** |
| | |
| 14. | Have you ever been stopped or turned back when using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| | ☑ No |
| | □ Yes |
| | |
| | If yes, please give details including when this happened |
| | If yes, please give details including when this happened |
| | If yes, please give details including when this happened |
| | |
| 16. | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) ☑ No □ Yes |
| | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) ☑ No □ Yes |

Other Information

| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | ☑ No |
| | □ Yes |
| | If yes – please provide details |
| | |
| | |
| | |
| | |
| | |
| | |
| | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | WOLFHAMPCOTE TO SAWBRIDGE & SAWBRIDGE TO WOCFHAMPCOTE |
| | ARE SECTIONS ON THE STRAVA CHKLING APP WHICH INDICATES |
| | THAT PEOPLE USING THE STRAVA APP USED THE TRACK |
| | AS FOLLOWS OVER THE LAST 6 YRS. |
| | SAWBRIDGE TO WOLFHAMPCOTE 173 PARTICIPANTS 631 JOURNEYS |
| | WOLFHAMPLOTE TO SAWBRIDGE 262 " 1291 DOURNEYS |
| 1 | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? Yes |
| | □ No |
| | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | Yes |
| | ⊒ No |
| | |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Your: Home Telephone Number. 01788 891314 |
|--|
| Mobile Telephone Number |
| Email Address |
| Statement of Truth |
| I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE |
| |
| Your Signature: |
| Pour Signature: Date: |
| |

Information on this page of the Statement will be redacted and not made publically available



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

ABOUT YOU

User Evidence Form

| | Name PHILIP JOHN HATTER |
|---------|--|
| | Address MERRIEMORE COTTAGE |
| | SAWBRIDGE NR RUGBY |
| | WARKS |
| | Postcode CV23 8BB |
| | Year of Birth1937 |
| | Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| | |
| | |
| | ABOUT THE APPLICATION ROUTE |
| | How do you think the application route should be recorded? |
| | ☐ As a footpath (public rights on foot only) |
| | ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| | ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| | As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| | Describe the application route (include start and finish points and provide OS grid references if you can) |
| | E2289, MAPOS EXPLORER No. 222 : Route |
| | START AT POSN 82 ON GRANDBURDUGH ROAD (THIS PART IS |
| | METALLED CONTINUE TO LEAM FARM & SATE FARM |
| (- O - | ROUTE CHANGED TO UNMETALLED - SHOWN AS UNFENCED "OTHER ROAD , DRIVE OR TRACK" (LESS 3 THAN AM WIDE " WITH GREEN "SPOTS")- User Evidence Form (Form 4) v5 May 2017 THEN ON TO ST PETERS CHURCH WOLFHAMCOTE SEE OS EXPLORER No. 222 & ITEM 18 |

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

ROUTE DETAILS PROVIDED. AS ABOVE.

Other Information

| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | ₩ No |
| | □ Yes |
| | If yes – please provide details ? |
| | POSSIBLE INFO AT RUGBY B.C THE ROUTE HAS BECOME |
| | KNOWN AS "WOLFHAMPCOTE LANE" THIS ONLY BEGAN |
| | AT ABOUT THE TIME THAT THE CURRENT OWNERS OF |
| | GATE FARM & FOX FARM MOVED IN. |
| | |
| | |
| 18. | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] SHOWN THE ROUTE IS MARKED FROM SAWBRIDGE TO WOLF HAMPTON WITH GREEN CIRCLES- DESIGNATED AS "OTHER ROUTES FORE2289 WITH PUBLIC ACCESS" THIS SHOULD BE CONFIRMED IN FULL BY WARKS CC LOCAL HIGHWAYS AUTHORITY, AND THE ORDINANCE SURVEY ADVISED |
| | |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | ☑ Yes |
| | □ No |
| 20. | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | ☑ Yes |
| | □ No |

| 13. | Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|--|
| | □ No |
| | □ Yes |
| | If yes, by whom and when? |
| | ······································ |
| | |
| | |
| 14. | Have you ever been stopped or turned back when using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| | □ No |
| | Yes Yes |
| | If yes, please give details including when this happened |
| | RECENTLY WE HAVE BEEN TOLD THAT THE CURRENT DUNER |
| | OF FOX FARM HAS ATEMPTED TO RESTRICT ACCESS PAST |
| 16 | THEIR HOUSE THIS HAS NEVER BEEN RAISED AS AN ISSUE BY THE PREVIOUS OWNER DURING BOYEARS OF OUR RESIDENCE Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | ☑ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | N/A |
| | |
| | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| ☑ Yes |
| If yes, please provide any additional information about this |
| WALLERS, CYCLISTS, HORSERIDERS, FARM VEHICLES |
| AGRICULTURAL MACHINERY, (INCLUDING COMBINE HARVESTERS |
| |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| ™ No |
| □ Yes |
| If yes, provide details and dates |
| N/A. |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| NO (NOT REQUIRED) |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|---------|---|
| | | ON FIELD BOUNDARIES ONLY NEVER LOCKED, MOST |
| | | OFTEN LEFT OPEP. |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | NONE |
| | | |
| | | *************************************** |
| | | |
| 8. | Dic | d any of the above prevent you from using the application route? |
| | Ø | No |
| | | Yes |
| | If y | ves, please give details |
| | | N/A. |
| | • • • • | |
| | | |
| 9. | rig | ive you ever seen any signs or notices suggesting whether or not the application route is a public ht of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" c) |
| | Ø | No |
| | | Yes |
| | | Don't know |
| | - | es – state when and give details, including when they were present and mark their location on ur map |
| | | N/A |
| | *** | |
| | , | |
| | | |

| 4. | Ha | s the application route always followed the same course? | | | | |
|----|--|--|--|--|--|--|
| | র্ | Yes - EXCEPT PAST FOX FARMHOUSE. | | | | |
| | | Don't know | | | | |
| | | No | | | | |
| | lf r | no – how and when was the route altered? | | | | |
| | | HE ROVTE HAS BEEN RESTRICTED TO APPROX 3 m WIDE, BY POSTS | | | | |
| | ! | A TRACTOR WITH LOADED TRAVEOR WOULD BE A PROBLEM | | | | |
| | 0 | N BOTH BENDS - DANGER! | | | | |
| 5. | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] | | | | | |
| | | APPROX 3m-INSUFFICIENT FOR SAFE PASSING | | | | |
| | | | | | | |
| | | *************************************** | | | | |
| 6. | | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] | | | | |
| |) | VARIOUS AT DIFFERENT LOCATIONS, HARDCORE, | | | | |
| | | PAILWAY BALLAST, BRICKENDS RANDOM INFILL ETC | | | | |
| | •••• | | | | | |
| 7. | На | ve there ever been any of the following on the application route? | | | | |
| | a. | Stiles [state locations and show on your map] | | | | |
| | | NONE. | | | | |
| | | | | | | |
| | | | | | | |
| | | How long were they in place? | | | | |
| | | N/A. | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 4/1987 To PRESENT 2019 |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | NONE |
| | |
| | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|-------------------|---------|------------------|----------------|---|
| On foot | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | / | | | | |
| By car | | | | | | |
| Other [please specify] | | ASSEC. TRACTOR | | | | AS REQUIRES AGRICULTUR TRACTOR |

Application Number

Witness Number

(for office use only)

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

Please print your name here MR PHILLIP CLEAVER

Your: Home Telephone Number 01788 890213 - 890927

Mobile Telephone Number 07 59 2 819910

Email Address Bainmer 1 a gnail 1 10m

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: Kr P, Cleaner.

Date: 03 01 2020

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of

Definitive Map and Statement of Public Rights of Way for Warwickshire

4

form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

Name MR PHILLIP CLEAVER.

ABOUT YOU

User Evidence Form

Address ELMOENE, LEAM PARM, SAWBRÍOGE, WILLOUGHBY

| Pc | ostcode CV Z3 8 BB |
|--|--|
| Year of Birth 1969 | |
| Have you lived at any other addresses during the time y If so, please provide details and years [full addresses ar | |
| NO | |
| *************************************** | |
| ABOUT THE APPLICATION ROUTE | MAP REFERENCES BÉLOW FROM GOOGLE ÉARTH. |
| How do you think the application route should be record | led? |
| ☐ As a footpath (public rights on foot only) | |
| ☐ As a bridleway (public rights on foot and on hors | eback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on he | orseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all | classes of use, including motor vehicles) |
| Describe the application route (include start and finish p | oints and provide OS grid references if you can) |
| as is shown on map Nº1, the tan | MAC ROAD, WOLFHAMP COTE LANE, |
| AWGRIDGE, CHANGES IT'S CONSTRUCTION | AT GATE Nº 1 TO RAMMED STONE |
| REF, 52° 17'21,05" NONTH, 1°15'3 | 1,24" WEST, CONTINUING LIVE THIS |
| THE BRAUNSTON SIDE OF ST PETER'S CHUMP 17'01,02" NORTH, User Evidence Form (Form 4) v5 May 2017 | RCH, WOLFHAMP COTE, MAR MEF, 1°13'27, 92' WEST. |

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

3 MAR SHEETS, I MAR KEY DOCUMENT,

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 01.08.1964 TO CURRENT DATE. |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | NO |
| | |
| | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------------------|-----------|----------|----------|---------------------|----------------|-------------------------|
| On foot | $\sqrt{}$ | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | | | | |
| By car | ./ | V | V | | | |
| Other [please specify] SEE ひにい, | $\sqrt{}$ | / | V | | | |

SOMETIMES ANIMAL TRAILER, OR LAND-MOVER SHEDHERDING & CROP STRAW MALEN SILAGE GATHERING A APPLICATION ANIMAL TRAILER INCLUSIVE

User Evidence Form (Form 4) v5 May 2017

| 4. | на | s the application route always followed the same course? |
|----|---------|--|
| | d | Yes |
| | | Don't know |
| | | No |
| | If n | no – how and when was the route altered? |
| | **** | |
| | •••• | |
| | 3400000 | |
| 5. | [Ple | proximately how wide is the application route? ease give your estimate of the width across which you used the route including the width used en passing others or using it with others. Take care to consider the overall width of the route. If s varies, please describe how] [Or please state 'Don't know'] |
| | AR | PROX 12 FEET. |
| | • • • • | |
| | | |
| 6. | | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | | MMED STONE FOR THE MASORITY OF IT, RED DERBYSHIRE |
| | | |
| 7. | Ha | ve there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | No. |
| | | *************************************** |
| | | |
| | | How long were they in place? |
| | | |
| | | |
| | | |
| | | |

KEY SHEET TO MARS NOS 1,283,

IN CONNECTION WITH SAWBRIDGE TO WOLFHAMPCOTE ROAD, E 22890, (MEASURED BY A TARE MEASURE, FEBRURY 2019)

ROAD IN BETWEEN CHATEPOSTS, AT GROUND LEVEL,

THIS
CONSTITUTES AN INFORMAL MEASUREMENT, & IS LIABLE
TO CORRECTION BY THE APPROPRIATE HIGHWAYS
ANTHORITIES, AS DEEMEN NECCESSARY BY GOVERNMENT
ANTHORITIES.

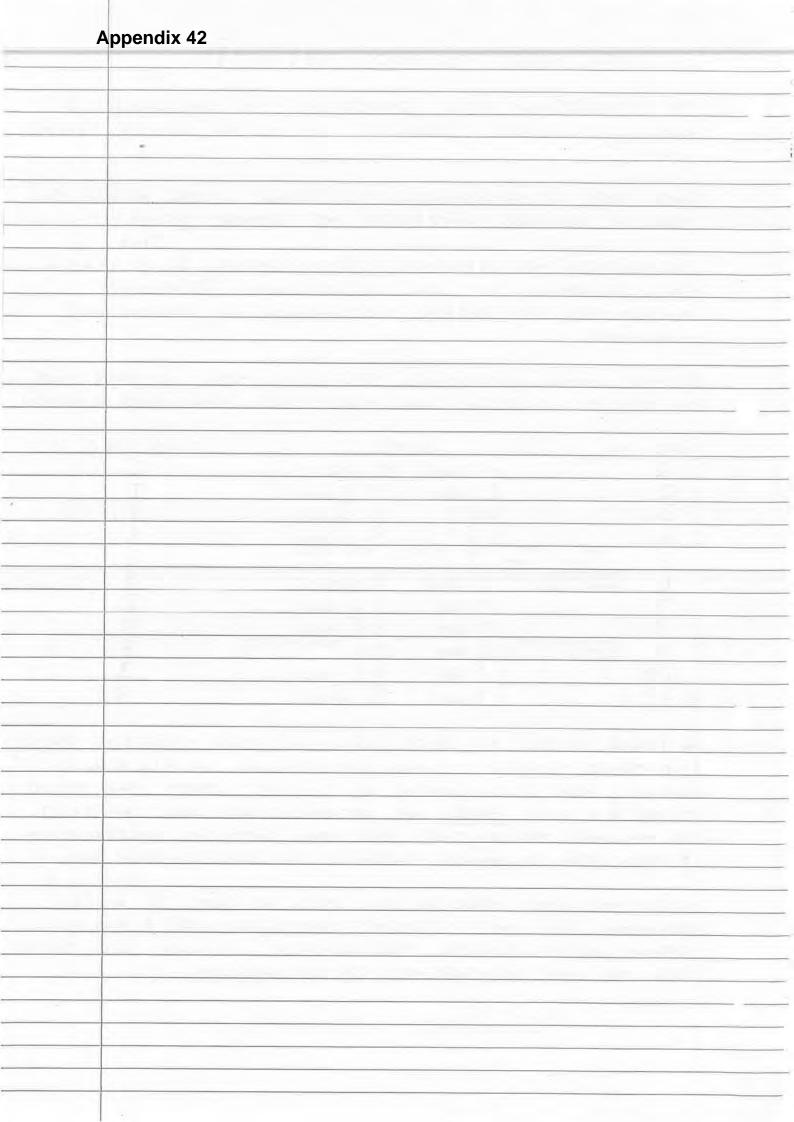
PLEASE CROSS REFERENCE THE GATE NOS ON THIS LIST TO THEIR LOCATIONS ON THE MAPS, MEASUREMENTS IN IMPERIAL.

| GATE NO. | WIDTH, | MAP SHEET NO |
|---------------|----------------------------|--------------|
| 1. | 9 FEET 10 INCHES | 1. |
| 2. | 11 FEET 7 3 mones | 1, |
| 3, | 12" 6 INCHES | 1. |
| 4, | 12" 5 INCHES | 1, |
| 5 . 005 | ME, OPEN ACCESS, ONE HINGE | 1, |
| 6 POSTS LE | FOUT I TEET LINCHES | 1. |
| 7. | 1 FEET 1 1 INCHES | 2. |
| 8. | 11 FEET UZ INCHES | 2. |
| 9 , POST LEFT | BUT 8 FEET O OPEN ACCE | 3, |
| 10. | 1 FEET 62 INCHES | 3. |
| * 11. | I FERT 9 INCHES | 3. |

* PLEASE CONTACT MY GOOD NEIGHBOURS THE THOMPSON FAMILY (MR JAMES THOMPSON), MR TED NEILSEN OR MRS AMANDA NEILSEN) FOR CLARIFICATION AS TO JUST WHERE THE PUBLIC RIGHT OF WAY ENDS AT WOLFHAMPCOTE, AS I AM TOLD BY MY LATE FATHER THAT THE ROAD BETWEEN WOLFHAMPCOTE & BRANNSTON IS OWNED PRINTERY BY THE THOMPSON FAMILY.

BELIEVE THE PUBLIC RIGHT OF WAY STOPS AT GATE 11, AT THE BRAUNSTON SIDE OF ST PETER'S CHURCHYARD, BUT I MAY BE WRONG, PLEASE CLARIFY, THE THOMPSON - NEILSENS WILL CLARIFY THIS FOR YOU, AS THEY ARE THE LANDOWNERS,

Mr. P. Cleaner.



MY FAMILY, GOING AS FAR BACK AS THE LATE SAMES
CLEAVER, ORIGINALLY BEING A BUTCHER FROM GRANDBOROUGH,
USED THIS ROAD FOR ACCESS & EGRESS TO LAND WE STILL
OWN & FARM, DURING MY GREAT GRAND PATHER SAMES'S TIME
HE RENTED THE BUILDINGS & SOME LAND, IT HAS ALWAYS
BEEN OUR PRACTICE TO USE THE ROAD WHEN THE
FIELDS BECOME TOO WET TO TROVEL OVER, AS THIS IS
A LOW-LYING PLACE PRONE TO FLOODING FROM THE

JAMES'S TIME STARTED IN ROUGHLY 1900, WITH MY GRAND FATHER RENTING THE PLACE AFTER HE CAME OUT OF THE ARMY FROM THE IST WORLD WAR HE HAD BEEN AT WHERE ALL THAT MUD WAS!" (YPRES.) 1918, WE HAVE

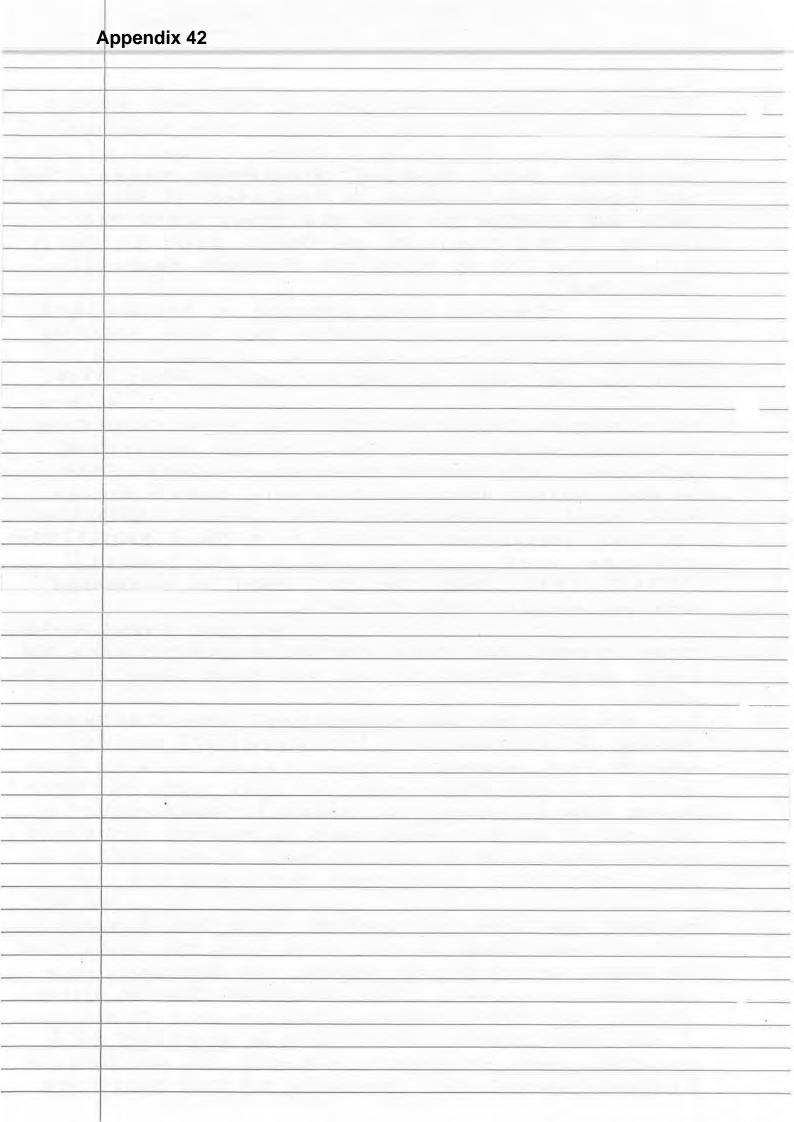
AS A FARMING FAMILY USED THIS ROAD FROM THESE TIMES FORWARDS, AS WE ALSO RAN GRAZING AGREEMENTS WITH THE LATE ARTHUR TRUSLOVE, OF GOTE FARM, & WE, MYSELF INCLUDED, NEGULARLY USED & CROSSED THIS ROAD IN CONSUNCTION WITH ANIMAL SHEPHERDING & CROS MANAGEMENT ISSUES (ON A DAILY BASIS!) FROM THE ERA WHEN I WORNED FOR MY LATE FATHER, I 1976 TO 1990, THEN RAN THIS FORM IN PARTNERSHIP WITH MY MOTHER, 1990 TO DATE,

MY LATE FATHER, ARTHUR SESSE CLEAVER, RAN THESE GRAZING AGREEMENTS WITH THE LATE ARTHUR TRUSLOVE, IN HIS OWN RIGHT FROM 1974 TO 1990,

WE also HAD AN ATRANGEMENT WITH THE THOMPSON FAMILY AT WOLFHAMPCOTE, (WOLFHAMPCOTE FATMS)
WHEGERY WE OBTAINED STROW LAYING IN -FIELD FROM ACKER COMBINING FROM THEM, AS THEY WERE THE AREA MASOR GRAIN GROWERS, WE BALED & TRANSPORTED IT OLL, ALL OF IT UP THIS STONE ROAD, BY TRACTORS & TROILERS, EITHER DIRECTLY UP TO OVER BUILDINGS AT SAWBRIDGE, OR INTO STRATEGICOLLY PLOCED RICHS FOR WINTER USE.

WE GOT

ON VERY WELL WITH THE THOMPSONS DOING THIS, & THERE
ARE NOT MANY FIELDS IN THE BASIN BELOW THE COWOL THAT
WE HAVE NOT BALED FOR STROW, ME PERSONALLY IN A
GOOD NUMBER OF CASES, THIS GENERATES TRACTOR, BALER &
SLEDGE, LAND-ROVER, THEN ALL THE LOT BACK TO OUR YARD,
I THEN MANY TRACTOR, LOADER STRAILER MOVEMENTS UP &
DOWN THIS ROAD TO CONPLETE THE SOB, IT'S ALL ROAD USE,
I WE HAVE BOUGHT THE MASORITY OF THIS FARM SINCE



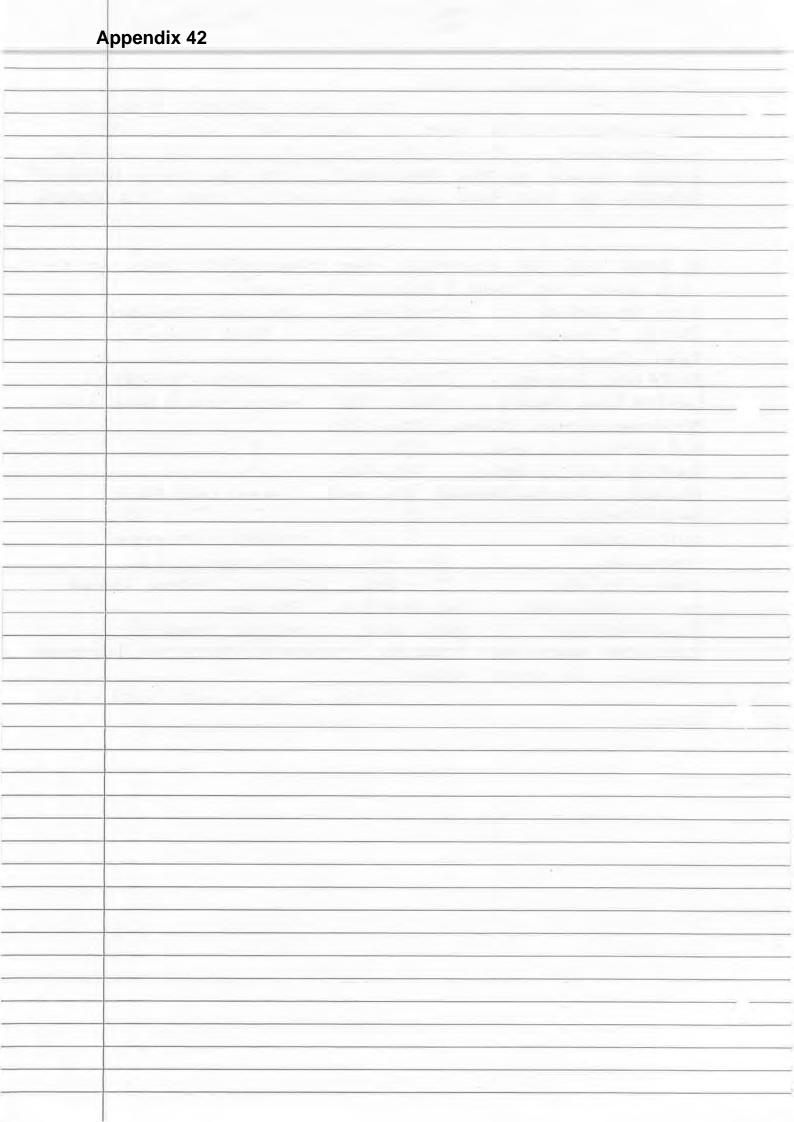


SAMES CLEANERS TIME,

OUR LAND EXTENDS DOWN TO

THE BOTTOM OF THE HILL UP OVER THE COWAL INTO
WOLFHAMPROTE, WITH THE EXCEPTION OF ONE BLOCK OF FLAT
FIELDS, OWNED BY THE THOMPSON'S, SO WE HOVE EXCELLENT
REASONS TO USE THIS ROOD O LOT, & KNOW IT'S HISTORY.

A BRIEF LIST OF COMPANIES THAT TRANSPORTED GOODS IN TO OUR YARD OR GOODS / PRODUCE OUT AGAIN, NSM FIFIGHTLINE 2000-DOTE, ANIMAL TRANSPORT BURY'S TRANSPORT - 1960'S TO'S MILL CHURN'S BLAYES TRANSPORT - 1970'S BULK MILK SMITH BROS, BRAUNSTON - 1950-603 COTTLE TRANSPORT, LAMPREY & SON, BANBURY 1960'S - 80'S ANIMAL CAVE & BASIC SLOCK. STOPFORDSHIPE FARMERS, LVKTHONING 701-809 5.E. HEMMINUS, ALCESTER, 80's 8019-904 DOLGETY DON'C LEICHSTER, FSLBELLS TRANSAG (GRANTHAM) 80'3 - DOTE ANIMAL LIQUID FEEDS, NUMENCO (TOTERLYLE) DIESEL - PARAFFIN. CENTOS ENERGY 201-208 LAND PONEN L.P.G. COLOR GAS BOMBURY FM BREN " - DOME. FENCING & ONIMAL FEEDERS THE LATE TED STICHER. 70'8 EARLY 80g FENCING B. MUMFORD SON ZOID - DATE ANIMAL TRANSPORT ALL THE ABOVE ON LORRIES, MINIMAL SIZE OF 7.5 TOWNES, USVALLY 4 AXLE RIGIDS. ARTICS BACKWARDS WITH a GOOD DAIVER



Application Number **Appendix 42**

| | b. Gates [state locations, indicate whether locked – and when - and show on your map] | |
|----|--|--|
| | YES, AS ATTACHED LIST & MAPS, AND I NEVER | |
| | FOUND THEM LOCKED, | |
| | ************************************** | |
| | c. Other barriers [state what they were and location, how long they were in place and show on your map] | |
| | | |
| | | |
| | *************************************** | |
| 8. | Did any of the above prevent you from using the application route? | |
| | ™ No | |
| | □ Yes | |
| | If yes, please give details | |
| | *************************************** | |
| | | |
| | | |
| 9. | Have you ever seen any signs or notices suggesting whether or not the application route is a publication of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecute etc) | |
| | M No | |
| | □ Yes | |
| | ☐ Don't know | |
| | If yes – state when and give details, including when they were present and mark their location on your map | |
| | | |
| | | |
| | | |

10. Have you seen other people using the application route whilst you have been using it?

| □ No | |
|--|--------|
| ™ Yes | |
| If yes, please provide any additional information about this | |
| THIS ROAD IS USED BY ALL TYPES OF TRAFFIC, FROM PEDESTRIANS, CYCLIS | |
| MOTORCYCLISTS, LIXLY DRIVERS, HORSE RIDERS, THE FOX HUNTERS HOUSE, HOUSES, L | , X431 |
| TRACTORS LOSSEINTED TRAILERS LYACHINERY, AS A DROVING ROAD FOR CUTTLE A SHEE GET CACCESS LIGHTESS TO FROM LAND EITHER SIDE OF IT, L DELIVERY LOTRIES PROTECTIES IT ACCESSES & SERVICES, EVERY VIABLE TYPE OF TRAFFIX USE Land Ownership (& ONLE CONCHIGIO) OF DRIVING FISHERMEN, ABANDONED BY DRIVER) 11. Were you working for any owner or occupier of land crossed by the application route at the time | P TO |
| when you used it, or were you then a tenant / licensee of any such owner? | |
| □ No ✓ Yes | |
| If yes, provide details and dates | |
| PLEASE SEE SEPARATE SHEET, NOT ENOUGH ROOM HERE | |
| | |
| | |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the applica route? | tion |
| ₩ No | |
| □ Yes | |
| If yes, | |
| a. From whom? | |
| b. When? | |
| | |

| 13. Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? | ÷ |
|---|----|
| ⊠ No | |
| □ Yes | |
| If yes, by whom and when? | |
| | |
| *************************************** | |
| | |
| 14. Have you ever been stopped or turned back when using the application route? | |
| □ No | |
| ☑ Yes | |
| If yes, please give details including when this happened | |
| CANNOT PROVIDE AND DETAILS OR I WILL BE SVED AT EVERY ANGLE | |
| POSSIBLE BY THE AGGRESSORS THERE IS NO LAW HERE! & | |
| YOU ARE PLACING THIS IN THE PUBLIC DOMAIN. | |
| 15. Has anyone else ever told you that they were prevented from using the application route? | |
| □ No | |
| ☑ Yes | |
| If yes, please give details including when this happened | |
| CANNOT PROVIDE ANY DETAILS OR WE ALL WILL BE SUED | |
| at every anglé possiblé by the aggressons. There is | |
| NO LAW WERE, & YOU ARE PLAKING THIS IN THE PUBLIC DOMAIN | , |
| 16. Have you ever had a private right to use the application route? (for example, an easement, priva right of access, licence, etc) | te |
| ☑ No | |
| □ Yes | |
| If yes, please give full details, including who gave the permission, why and when | |
| | |
| | |
| | |

Other Information

| 17. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|---|
| □ No |
| ✓ Yes |
| If yes – please provide details |
| FOOT-WAY BOOKLET ISSUED AROUND RUGBY SHOWS &INCLUDES THIS ROAD AS PART |
| OF A LARGE WALL AROUND THE DISTRICT," LEAM VALLEY WALLS'S GREEN LANE |
| association WILL HAVE SOMETHING TO ADD AS THEY USE IT WITH 4X43. |
| ST PETER'S CHURCH, WOLFHOMPROTE IS THE PARISH CHURCH, & THIS AREA IS MADE UP |
| DROOMS, I'M THE LAST OF THE BROOMS! THESE PEOPLE GOT TO WOLFHAMP COTE CHURCH DOWN THIS ROOM). ALSO ME WILLIAM BASELEY & FAMILY. |
| 18. Please give any further information which you consider would be helpful in reaching a decision as to whother the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| THIS ROAD HAS BEEN & STILL IS USED BY ALL & SUNDRY FOR CENTURIES, |
| FOR THE PATISHIONAL REASONS GIVEN ABOVE, AT ST PETERS CHURCH, FOR |
| ACCESS TO BRIDGE 98 ON THE CANAL LINK FOR THE EMERGENCY SERVICES, |
| (FIRE BRIGADE, AMBULANCE, POLICE) & FOR ACCESS & EGRESS FOR LOCALLY |
| DOMICILE REORLE TO GET TO RETOM WORK, & BRAUNSTON FOR SUPPLIES, |
| PROVISIONS, DOCTOR ETC. ROAD TRAFFIX NOW NSKS IT TO ENABLE FLOODING DUE TO CLOBAL WARNING. 19. During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| ✓ Yes |
| □ No |
| 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| □ Yes |
| M No |
| |

MESSRS CLEAVER & SON, ELMDENE, LEAM FARM, SAWBRIDGE, WILLOUGHBY, NR RUGBY, WARWICKSHIRE, CV 23 8BB.

F.A.O. SONU COPSON, in connection with road enquiry on E22890, Sawbridge to Wolfhampcote road.

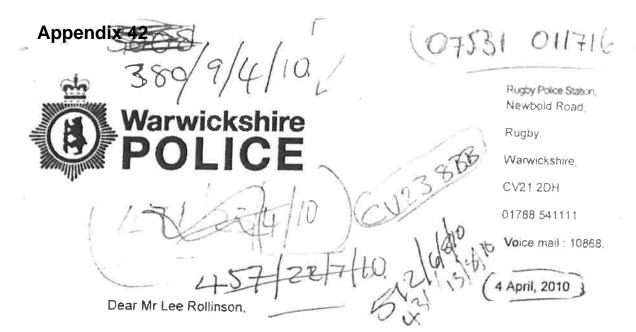
Hello Sonu , I have some further documentation regarding the uses of this, & any other road that is not a motorway , a lorry driver recently brought a consignment of liquid feed here, & I made a point of trying to get him off the road before he started pumping it off , he looked at me , a bit surprised , then told me he had been a "Certificate of Proffessional Competence" level account manager for DHL in Yeovil , handling approx 7.5 million pounds worth of accounts for that company on a daily basis , & that if he wanted to pump my liquid feed off into my tanks from the roadside he definitely B###Y WELL WOULD! & that the only persons that had ANY authority to move him on were either the Fire Brigade , the Ambulance Service , the Police , the Army or a fully uniformed traffic warden , in short , if they were not flashing a blue light , ignore them as THEY HELD ABSOLUTELY NO AUTHORITY WHATSOEVER TO MAKE TRAFFIC INVOLVED IN NORMAL COMMERCIAL LOADING OR UNLOADING ON THE HIGHWAY SIMPLY SHIFT OUT OF THEIR WAY , UNTIL THAT OPERATION WAS / IS COMPLETE . He also pointed out that when anyone starts either loading or unloading any vehicle on the highway , they must commit to completing that operation in one continuous operation , not stop & go for a tea break etc , until finished & the vehicle is ready & able to move on again .

This level of knowledge is only acquired by doing a heavily intensive lorry traffic management course (C.P.C.) as above , any company running a fleet of large vans or trucks has to have someone on the management staff who has this qualification , it is part of the planning permission for a transport yard , & it is of vital importance , now I know about it , that this evidence & knowledge is added onto my evidence pack , & the file regarding this old road in general anyway , as it absolutely clarifies just who has , or definitely has NOT , got the right to kick anybody else out of the way when they are carrying out their legitimate business, as this is exactly one of the favourite tricks of some of the individuals now existing around here . In short , THIS NEEDS TO BE WRITTEN IN , IN LAW !

I did not do my c.p.c. when I got my h.g.v., I just did h.g.v. class 1, therefore I did not know this, or I would have told you sooner. This is of vital importance, please use it, Best Regards.

Sincerely,

MR . P . CLEAVER ... PARTNER .



Thank you for responding to my message, unfortunately the officer who took your contact details, recorded your phone number incorrectly, hence the need for this letter. I understand that you have been carrying out lamping on Phillip Cleavers land at Sawbridge to control the fox population.

Unfortunately we have received a few complaints from neighbouring premises concerning these activities and as such I wanted to have the opportunity to speak with you regarding these concerns.

- In view of this please could you ensure that you contact Warwickshire police control room prior to any lamping at this location, to inform us of the times and the date at which the lamping will take place. This way we can create an incident report to record this activity.
- We are often notified by lampers of their planned activities and this assists us
 with dealing with calls from members of the public, in that we know that the
 activity is likely to be legitimate.
- Ensure that you carry with you your shotgun / firearms certificate at these times.
- Try to avoid shining your lamp over land owned by neighbouring properties.
- Be aware of livestock in the fields of neighbouring properties (horses in particular, who get stressed from such activity)

Page 2

April 4, 2010

The main track which leads from Sawbridge to Wolfhampcote / Braunston is in fact a 'greenway' which is in law classed as a 'highway', hence section 161 of the Highways act 1980 comes into play -

The Firearms Act 1968 Section 19 states :-

'A person commits an offence if, without reasonable excuse (the proof whereof lies with him) he has with him in a public place a loaded shotgun, an air weapon (whether loaded or not) or any other firearm (whether loaded or not) together with ammunition suitable for use in that firearm. The Act defines 'public place' to include any highway and any other premises or place to which at the time in question the public have access. It includes public footpaths and bridleways.

The Highways Act 1980 Section 161 in England and Wales, makes it an offence without lawful authority or excuse to discharge any firearm within 50 feet of the centre of the highway and in consequence of which the user of the highway is injured, interrupted or endangered. This does not apply to footpaths and bridleways.

Complaints often arise from shooting taking place from the highway. To avoid liability ensure that all shooting takes place from vehicles actually on adjacent land where permission is granted.

Mr Cleaver assures me that you are a responsible and professional person, so I assume that you are abiding by the law, so the purpose of this letter is advisory.

By following the above points hopefully neighbours concerns can be minimised and the calls made by them to us will be reduced.

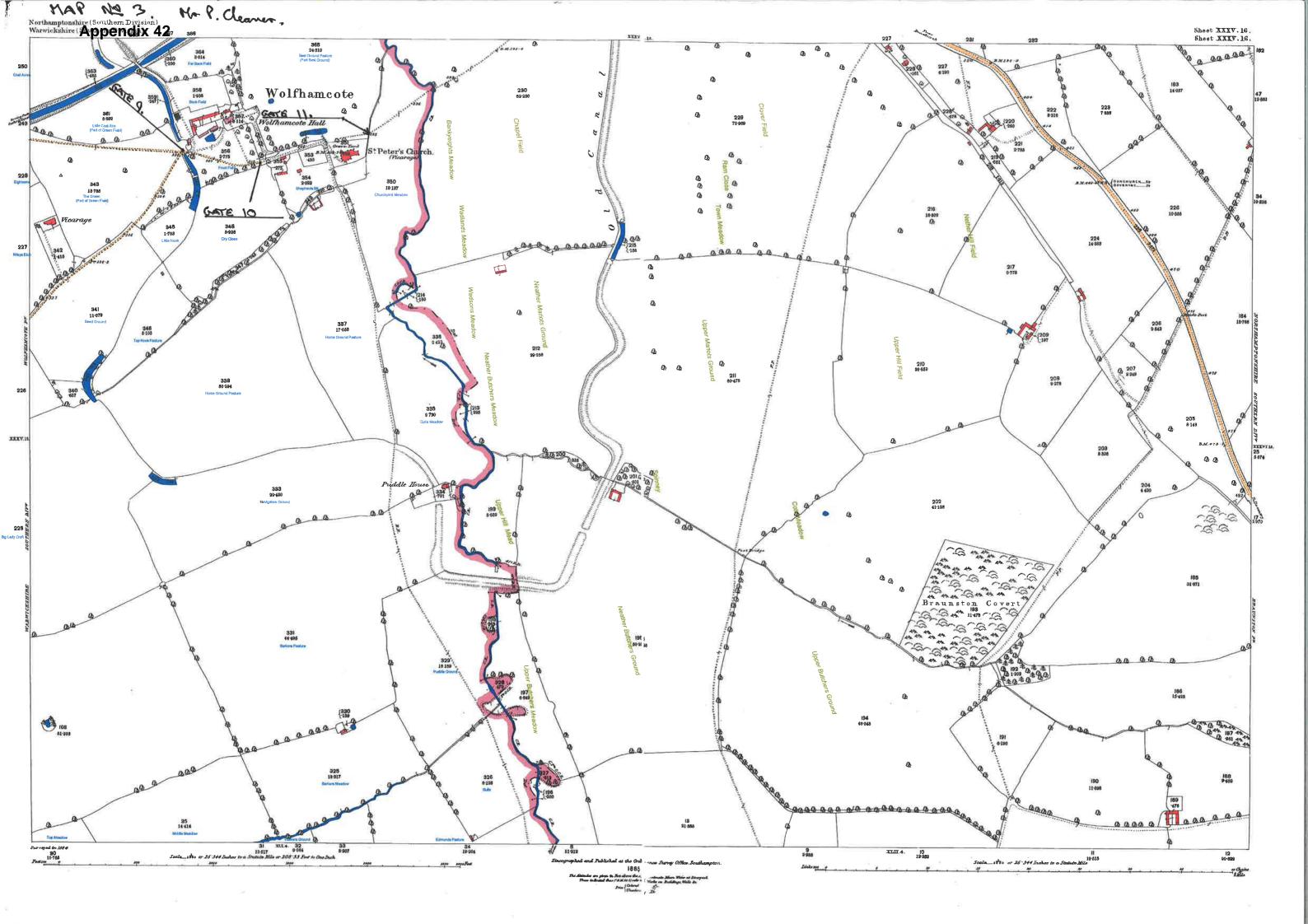
I will at some point try to get you a Google earth map showing you the boundaries of Mr Cleavers land.

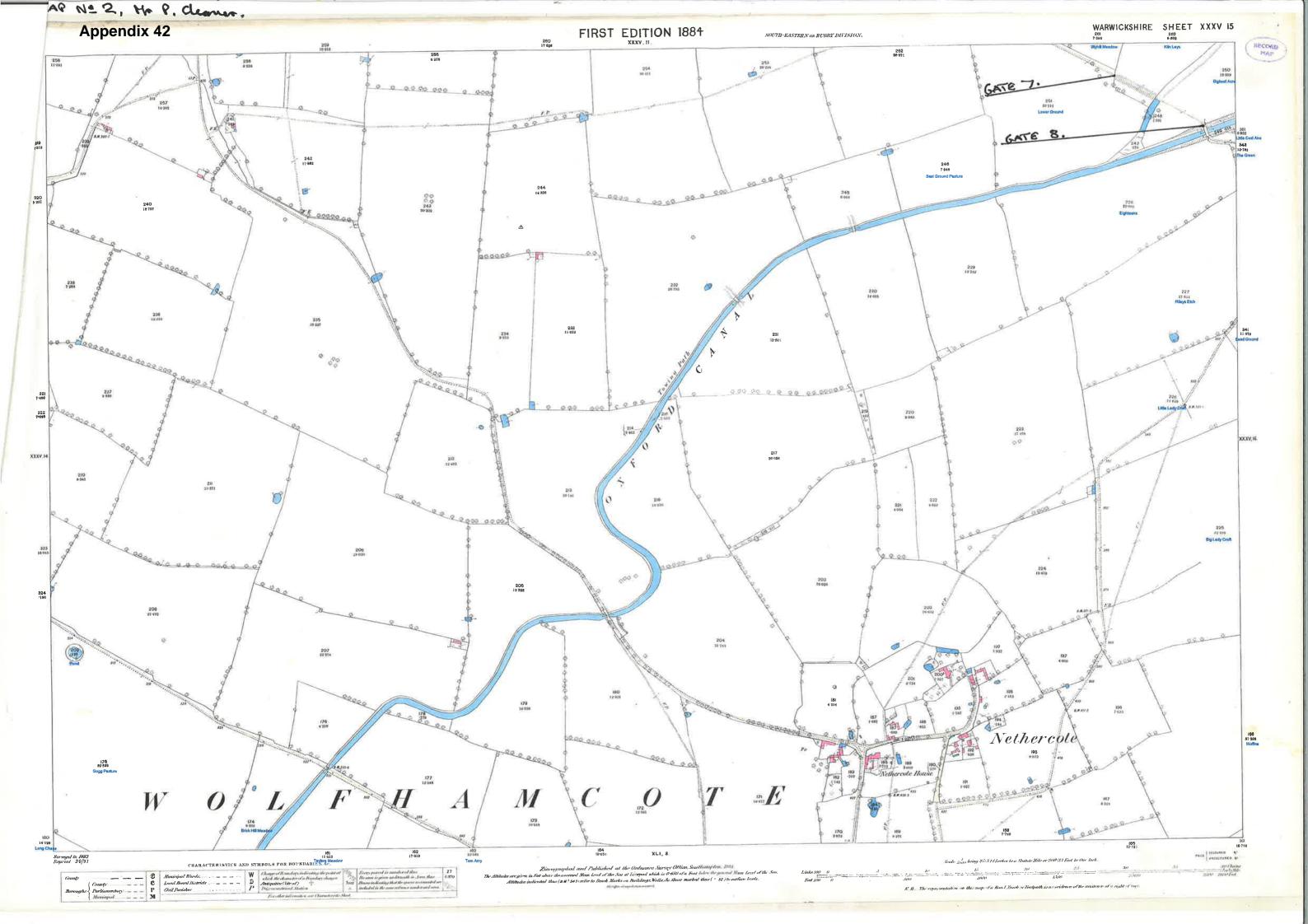
Please could you also call 01788 541111 and leave me a message on my voice mail box number 10868 with your phone number.

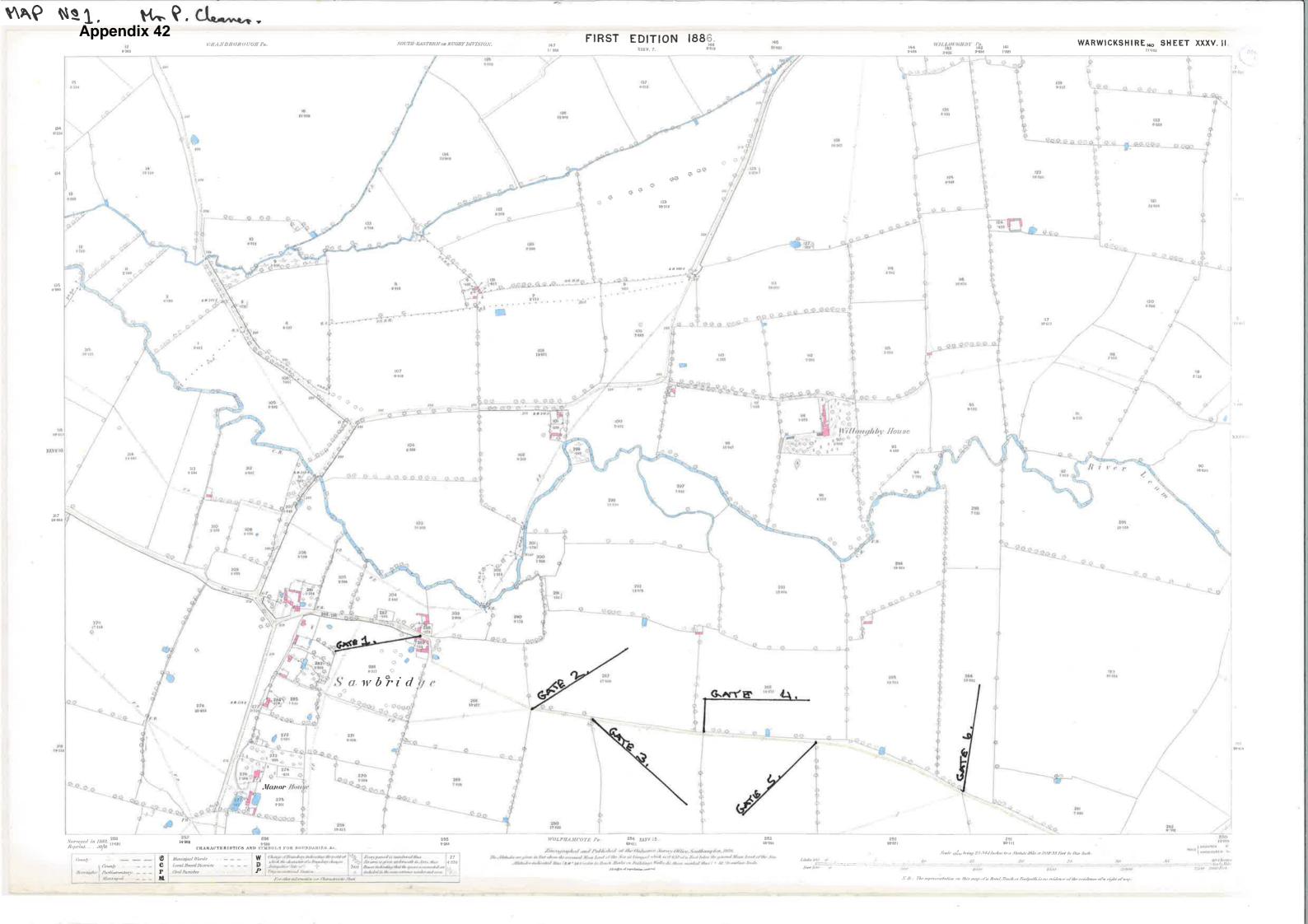
If you need to speak to me then let me know via my voice mail and I will call you back when I am next on duty,

Many thanks,

PC 868 Busch









Our Ref:

JRG/CLE25/1

Mrs P J Powell Assistant Land Registrar

Gloucester Land Registry

DX 7599 Gloucester 3 Your Ref:

WK441869/A/110/MP/BNROSV

Date:

10 July 2009

ATT 10

MUU41869 0091

LIVE My slo

Dear Sirs

Our Clients: Philip Cleaver & Margaret Joan Cleaver

Proprietor/Applicants: Malcolm John Frisby & Shirley Ann Marwood

Property: Land on the east side of Gate Farm Sawbridge Rugby CV23 0BB

Thank you for your letter of the 9th July.

We confirm formally on behalf of Philip Cleaver and Margaret Joan Cleaver that they withdraw their objection to the application to cancel the unilateral notice which matter has been referred to the Adjudicator.

We confirm that we have written to the Adjudicator to inform him that our clients have withdrawn their objection.

Yours faithfully

Hodsons

Glebe House 2 Clifton Road Rugby CV21 3PX Tel: 01788 571351 Fax: 01788 566587 DX 11676

Partners: Jeffery Glenn, BA Jonathan Lines, LL.B Consultant: Peter Morgan

IN THE MATTER OF LAND ON THE EAST SIDE OF GATE FARM SAWBRIDGE RUGBY WARWICKSHIRE CV23 8BB

TITLE NUMBER WK441869

Case Reference: REF/2009/0026

WITNESS STATEMENT ON BEHALF OF THE RESPONDENT

I DAVID TRUSLOVE of The Cedars, Sawbridge, Rugby, Warwickshire CV23 8BB, Retired Coach Mechanic, make oath and say as follows:

- 1. I was born on 25th August 1938.
- 2. As a young lad I helped my fathers cousin, Harry Truslove at Gate Farm. On occasion I would see Jesse Cleaver cross the field next to the hedge. Harry was a friendly, good-natured man and I remember him getting along well with Jesse. I believe Harry gave permission to Jesse to cross the field as his land was divided by Harry's parcel of land, which, ran in between Jesse's.
- 3. In 1955 Harry gave up the tenancy on Gate farm, and the property was sold to my farther, Arthur Truslove. It was at this time I moved into Gate Farm with my family. I lived there until I was 28 years old. I left home to get married. I moved 200yards down the lane and set up home with my wife Polly.
- 4. My family had only lived at Gate Farm about a year when my father Arthur sold some land to Jesse. He sold him the field, which divided the land. This sale was on agreement that Jesse would no longer cross my father's land, as there was no longer a need for him to do so now that Jesse's land was joined together.

5. My father was in his 90s when he passed away in 2005. Although he still

managed to get about and was still driving up to two weeks before he died, he

naturally became tired easily as one would expect in a person of that age. As

he grew older he had less energy to deal with Philip Cleaver who had took to

doing what he liked on my fathers land, since his own father had died. One

winter Philip was often witnessed driving up to point D on the plan with his

tractor. There has never been a gate at this point but Philip would tip cattle

feed and hay over the fence to feed his cattle. The cows would stand deep in

muck to the point where the cattle feeder became barely visible. This field has

always been accessible from his own land.

6. At no time had my father given the Applicant Philip Cleaver permission to be

on his land, but being an elderly gentleman he did not have the energy to stop

him. My father used to complain to me that he had tried to tell Philip to keep

off his land but reluctantly gave up trying as it fell on deaf ears. I feel that

Philip Cleaver has taken advantage of my fathers' disposition and I have

witnessed him crossing the land more frequently since his death.

I believe that the facts stated in this witness statement are true.

Dated this 3rd day of July

2009

DAVID TRUSLOVE

D Truslove,

IN THE MATTER OF LAND ON THE EAST SIDE OF GATE FARM SAWBRIDGE RUGBY WARWICKSHIRE CV23 8BB

TITLE NUMBER WK441869

Case Reference: REF/2009/0026

WITNESS STATEMENT ON BEHALF OF THE RESPONDENT

I JOHN TRUSLOVE of Mill Farm, Flecknoe, Rugby, Warwickshire CV23 8BB, Retired Farmer, make oath and say as follows:

- 1. I was born on 7th March 1944.
- 2. When I was 11 years old I moved into Gate Farm with my parents and my brothers David and Tony. To my knowledge my ancestors have lived in the village of Sawbridge since 1832, maybe longer. They have had the property Gate Farm, in their possession since 1858, when it was then, occupied by James Truslove and later by Harry Truslove. My father Arthur Truslove purchased the farm in 1955 and farmed the land until his death in 2005. My brother Tony had passed away some years before and my fathers estate was inherited by myself and my brother David.
- 3. I have noticed since my father's death that Philip and Margaret Cleaver have been crossing the land on the east side of the farm on their Quad bike. The farmhouse had been unoccupied since his death and the Cleavers have been trespassing, as there has been nobody around to stop them.

- 4. Gate farm was sold to Mr & Mrs Keir in March 2007. The Land on the East side of Gate farm along with the outbuildings were sold to Frisby and Marwood in January 2008, who have recently converted the old barns into a family home.
- 5. Before the property was sold to them, we had a previous buyer called Mr
 Davey. This sale was aborted. At the time, we had mentioned to our solicitors in response to pre-contract enquires that we knew of no private rights over the land, although we mentioned we had witnessed the Cleavers crossing the field to point C on the plan. Since the sale it has come to light that our solicitor has marked this way on deeds. This has been put on in error. We have asked the solicitor to remove it but have been informed that it will now have to wait until this land dispute has been sorted out.
- 6. Since the death of Arthur Cleaver, Philip Cleaver has become a law unto himself. My father constantly complained that Philip did what he pleased on his land, despite my fathers' insistence in asking him to keep off his land. As my father grew older I noticed that he gave up trying. My farther was frustrated by the situation especially as he had sold a field to Jesse Cleaver many years ago so that they could have access to all their own land via their own property.

This land was sold to Jesse Cleaver with an agreement he would give up crossing his field, although Jesse and Arthur Cleaver kept to this agreement,

Philip has not. I do not see any reason why the Cleavers need three ways to get into one field.

7. To my knowledge Philip and Margaret Cleaver have used this way with force by ignoring my father's demands. I feel that the sale of the field to the Cleavers has been in vain.

I believe that the facts stated in this witness statement are true.

Dated this 3rd day of July

2009

JOHN TRUSLOVE

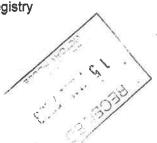




The Office of the Adjudicator to HM Land Registry

DX 141420

Bloomsbury 7



Date 14 July 2009

Your ref: REF/2009/0026

Our ref. WK441869/D/091/RB/BNROSV Proprietor/Applicant

Shirley Ann Marwood and Malcolm John

Title number

WK441869

Property

Land on the east side of Gate Farm, Sawbridge, Rugby (CV23 8BB)

Dear Sirs

I am writing to inform you that the objectors in this matter have withdrawn their objection to the application to cancel the unilateral notice pursuant to the letter dated 10 July from Hodsons which is enclosed. In the circumstances the application has been completed and the unilateral notice registered on 3 July 2008 cancelled.

If you would like to discuss this correspondence or require it in an alternative format please contact me, quoting our reference.

Yours faithfully

DX 7599 Gloucester 3

Gloucester GL1 1DQ

Land Registry

Gloucester Office Twyver House Bruton Way

Tel 01452 511111 Fax 01452 510050 gloucester.office @landregistry.gsi.gov.uk

www.landregistry.gov.uk

Rebecca Baker Objections Clerk Direct line 01452 511763 Direct fax 01452 511764



DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here ROBER JOHN SCANTAEBURY |
|--------|---|
| Your: | Home Telephone Number01788 823326 |
| | Mobile Telephone Number |
| | Email Address |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: Stuffer

Date: 1 ~ 02 ~ 19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

RECEIVED 2 9 JAN 2019

COMPURINGS GOODS

40 King Style Close Crick Northampton

Re Proposed Closure of gated road. NNG 75T

Dear Sirs,

I am related by marriage to members of the family of Mr Arthur Truslove, who until his death, farmed Gate Farm' Sawbridge. The farm buildings and some of the lord were sold to the present owners on the disposal of Mr Truslove's estate some years up.

The Trustove family have always regarded Soubidge to Braunston unclassified road as a public road for use by motor vehicles, harse riders and walkers. The road passes over at least three fields of the old Gate Fasm in gated road form. The road gives access to at least one form, houses and and St Peters church Wolfhamcete. The church hes been renovated and annual Carol Services have been

held there for marry years. The Wolfham cote civil parish includes, Flechose, Nethercote and Soubridge The road provides an atternative route to Flechose and Nethercote.

Ordinance Survey Explorer Map Sheet 222 Rugby and Doventry shows a public right of way along the road.

yours Scincerely

RITALY

RESERVE

R J. SCANTLEBURY



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|---|
| Name ROGER JOHN SCANTLEBURY |
| Address 40 KING STYLE CLOSE |
| ORICK |
| NORTHAMPTON |
| Postcode NN6 75T |
| Year of Birth 1941 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| MAW ST WELLO agray 1965 - 1967 |
| CROSS ST RUGBY 1967-1968 |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) Sawboidge to Browns ton unclass if fed road Ordinance Survey |
| Explorer Map Sheet 222 Rughy and Darentry map ret 655 510 |
| 3 |

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 1965 To PRESANT |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | I used the route for recreational walks, obviously more in |
| | the summer than the winter and less frequently as I have got older. |
| | ų – – – – – – – – – – – – – – – – – – – |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | | | | See 2 Above | | |
| On horseback | | | | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | |

| | b. Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|---|
| | Refer to "Country Welles In The Reading Asse Wells Nº6 listed in 17. Getes are at field boundaries and are often lest open Not locked and have never seen any lockes. |
| | in 17 Getes are at field boundaries 1 se 100 |
| | Not Inclear and I am and I de otten lest open |
| | seen any locles, |
| | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | *************************************** |
| | |
| | |
| | |
| 8. | Did any of the above prevent you from using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details |
| | |
| | |
| | |
| 9. | Have you ever seen any signs or notices suggesting whether or not the application route is a publication of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted etc) |
| | ☑ No |
| | □ Yes |
| | □ Don't know |
| | If yes – state when and give details, including when they were present and mark their location on your map |
| | |
| | |
| | |
| | |

| 13. | . Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|---|
| | ☑ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14. | Have you ever been stopped or turned back when using the application route? |
| | ™ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | 3 |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | L'No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |

Map OS 151

41/2 miles (7.2km)

unsuitable for motor vehicles but ideal along roads. But these roads have over Survey map it will appear to be entirely for pedestrians time become gated farm tracks, IF YOU trace this walk on an Ordnance

backwater of rural charm where a untended common. timbered cottages overlook the manor house, farm and a pair of The walk starts at Sawbridge, a

through the village to reach the at the Sleepy Sausage transport cafe turn right into Willoughby. Go straight the A45, pass through Dunchurch and Leave Coventry travelling south along T-junction 1½ miles further on.

park your car by the common. Start tarmac road signposted to Wolfhampcote walking along the short section of Turn left here to enter Sawbridge and

and follow the unsurfaced road that one mile away. leads from the farm to the canal bridge Go through the farmyard directly ahead

oven the canal bridge then swing left to rail**x**ay crost the bridge over the disused it is important that dogs be kept on pasture land. Because of sheep grazing, leads and gates closed after use. Go The road crosses flat but pleasant

strep card that has been attractively the inction with the tarmac road. It leads in from the right just before the landscaped to complement the nearby Commune on along the track to reach farmhouse Wolfhampcote Hall h of water, a section of disused in from the right just before the

> gate seen ahead. continue straight on through the white and the site of the deserted village, 14th century church at Wolfhampcote tarmac road, but if you wish to visit the The route to take is right along this

grazing. All that remains of century when the landlords moved the field opposite the church. Domesday Book, are the mounds in the population away to use the land for Ulfelmescote, as it was called in the The village disappeared in the 15th

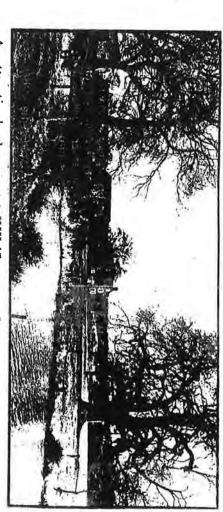
with its beautiful church spire, to continue the walk. the distant view of Braunston village, Turn your back on Wolfhampcote and

open country, mainly arable, and rises a is just over one mile long. It traverses way from Wolfhampcote to Nethercote little towards Nethercote. The gated tarmac road that winds its

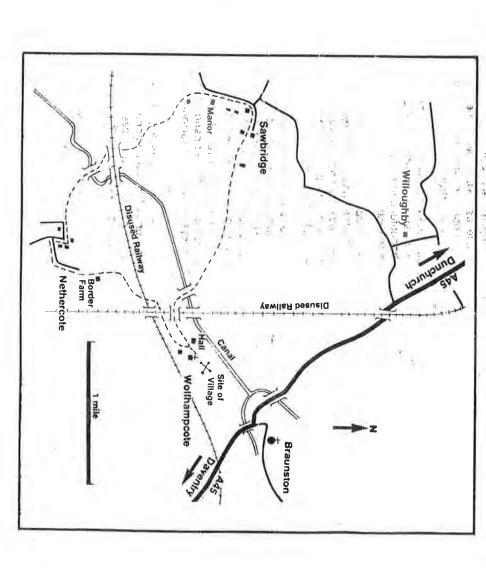
by the high brick wall. near the large house that is surrounded lane and continue to the left-hand bend Turn left at the end of this road into the that make up the hamlet of Nethercotb. Boundary Farm on the way to reach the Follow this road, passing through road and go past the handful of houses T-junction. Turn right into the narrow

the canal and goes under the disused descends from Nethercote, passes over barns. This unsurfaced road gently Bear right here along the track past the

past the manor to enter Sawbridge. Follow it all the way. When you reach the tarmac road, turn right along it to go



An attractive landscape sets off Wolfhampcote Hall



40 King Style Close, Crick, Northampton NN 6 7 ST.

Dear Sir or Madam,

Please find enclosed copy of a published walk along part of the Saudindge to Brownston road via Woffhampeote which we understand is subject to a request for closure.

Yours sincerely R. J. Scantlebury

RECEIVED 2 2 MAR 2019

COMMUNITIES GROUP

LEADERSHIP TEAM

GROUP

DECLARATION

Data Protection Act 2018

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This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | print your name here RAYMOND ALAN SCRIVENS |
|--------|---|
| Your: | Home Telephone Number 61788 891384 |
| | Mobile Telephone Number 07 889 75 9997 |
| | Email Address Royser I Vons @ BT INTERNET . COM |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date: 7/7/19.

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

| Wildlife & County TEAM Warwickshire Po Box 43, Shire Hall, Way Communities, Way for Warwickshire User Evidence Form User Evidence Form Wayne, Communities, Wayner Mayn, Communities, Wayner Mayner Manner |
|--|
| Wildlife & Count yside Age Lights of Public Rights of Way, Countities, Way for Wannickshire Po Box 43, Shire Hall, Waynor Wannickshire Waynor Wannickshire User Evidence Form Wannick, Cv34 45X |
| PÓ Box 43, Śhirie Hall, Warwick, CV34 45X ABOUT YOU Name CRIVENS Name |
| Vame RAYMOND ALAM SARIVENS |
| |
| |
| Address Lose BRAUNSTON NARTHANTS |
| |
| WCT IIVN sbootsoq. |
| Year of Birth 1944 Street addresses during the time you have used the path or way? |
| Asve you lived at any other addresses during the time you have used the path or way? f so, please provide details and years [full addresses are not required] |
| 3NON |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? □ As a footpath (public rights on foot only) |
| |
| |
| As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |

3

TRACK FROM ST PETERS CHURCH WOLFHAMCOTE TO

92659 8£90585 ºL 98859 2267935

Describe the application route (include start and finish points and provide OS grid references if you can)

LEMM FREM SMABRIDGE

(for office use only)

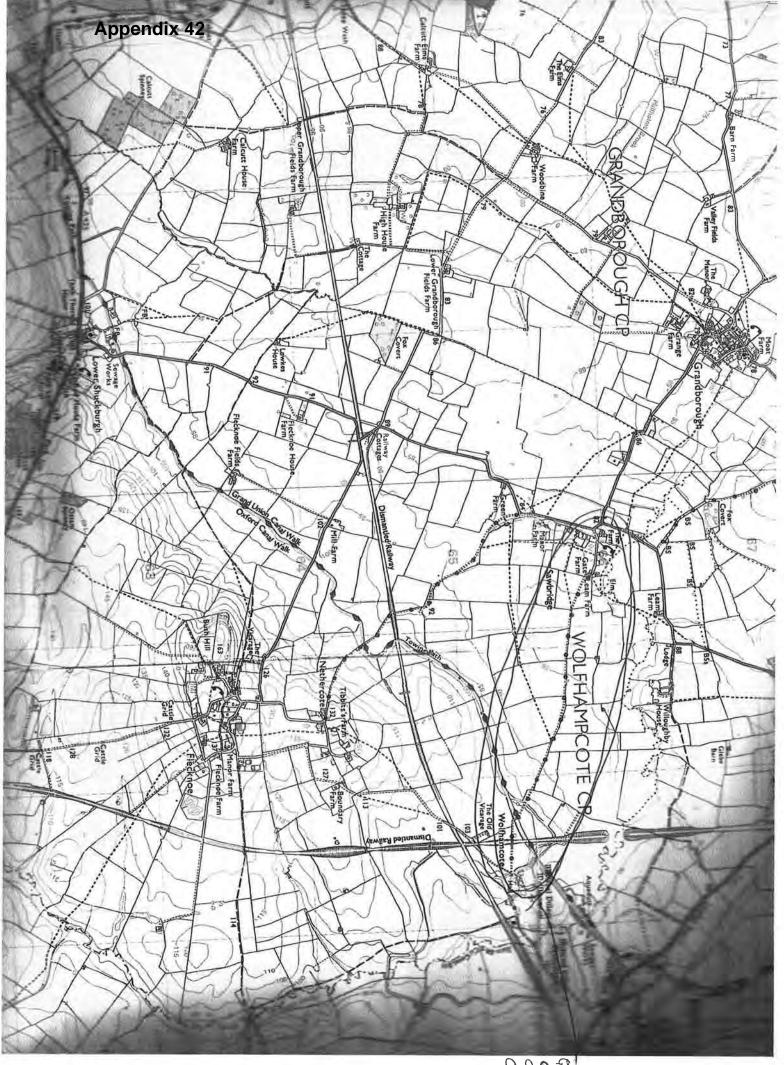
MAP OF THE APPLICATION ROUTE

Application Number

sign and date your map. evidence about, and annotate it with anything you provide details about in this statement. Please

Please attach an extract from a map of your own choice to identify the route you are providing

Witness Number



CS 125

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 1982 To 2019 |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | NONE |
| | |
| | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | |

| 1. | Has | s the application route always followed the same course? |
|----|-----------|---|
| | | Yes |
| | | Don't know |
| | | No |
| | If n | o – how and when was the route altered? |
| | | |
| | **** | |
| | | |
| 5. | [Ple | proximately how wide is the application route? Ease give your estimate of the width across which you used the route including the width used en passing others or using it with others. Take care to consider the overall width of the route. If a varies, please describe how [Or please state 'Don't know'] |
| | | OVER A CAR WIDTH |
| | | |
| | | |
| 6. | Wh [Fo | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | | GRAVEL & EARTH. |
| | **** | |
| | | |
| 7. | Ha | ve there ever been any of the following on the application route? |
| | a. | |
| | | Nork |
| | | |
| | | |
| | | How long were they in place? |
| | | *************************************** |
| | | |
| | | |
| | | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|------|---|
| | | TWO OR THREE GATES NOT LOCKED |
| | | |
| | | |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | Mone |
| | | |
| | | |
| | | |
| | | |
| 8. | Did | I any of the above prevent you from using the application route? |
| | | No |
| | | |
| | П | Yes |
| | lf y | es, please give details |
| | | |
| | | |
| | **** | |
| 9. | | ve you ever seen any signs or notices suggesting whether or not the application route is a publent of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted) |
| | | , No |
| | | Yes |
| | | Don't know |
| | | es – state when and give details, including when they were present and mark their location on ir map |
| | **** | |
| | | |
| | | |
| | | |

| 10 | . Have you seen other people using the application route whilst you have been using it? |
|----|---|
| | □ No |
| | ☑ Yes |
| | If yes, please provide any additional information about this |
| | OFTEN USED BY WALKERS, CYCLISTS AND MORSE RIDERUS |
| | |
| | *************************************** |
| La | and Ownership |
| 11 | . Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| | ☑ No |
| | □ Yes |
| | If yes, provide details and dates |
| | |
| | |
| | |
| 12 | . Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, |
| | a. From whom? |
| | b. When? |

| 13 | 3. Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|---|
| | ☑ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14. | . Have you ever been stopped or turned back when using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| 79 | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| [| ZI No |
| [| □ Yes |
| ľ | f yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| 000 | |

Other Information

| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | ☑ No |
| | □ Yes |
| | If yes – please provide details |
| | |
| | |
| | |
| | |
| | |
| | |
| | Lita habiti in reaching a decision on to |
| 18 | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | I REGULARLY USE THIS ROUTE WITH OUR WAKING GROUP |
| | "THE BROWSTON WALKOW AND WHO DAVENTRY RAMBIEN. |
| | Usually A CIRCULAR WARR FROM BRADISTON TO WOLFRAMOTE |
| | TO SANBRIDGE AND BACK VIA WILLOUGHBY |
| | |
| | |
| 19 | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | ☑ Yes |
| | □ No |
| 20 | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | ☑ Yes |
| | □ No |
| | |

Public Right of Way User Evidence Statement

This statement should be completed and returned to the person making the application so that it can be submitted with or form part of an application seeking a change to the Definitive Map and Statement of Public Rights of Way.

This statement is intended to provide preliminary evidence about the application. When Warwickshire County Council commences detailed research, an officer from that authority may contact you to seek further information or ask you to be interviewed about your evidence.

This statement is designed to help establish whether or not the route being claimed in the application is a public right of way. It also provides evidence of how it is used (for example on foot, on horseback, by vehicles etc).

You should answer the questions as fully as possible and not keep back any information, whether for or against the public claim. This is important if this information is to be of real value in establishing the status of the application route. The information given may be examined at a public inquiry.

This statement should be completed by one person only and should relate to only one route. If you need more space please continue on a separate sheet which will need to be attached to this statement.

If completing the statement by hand, please ensure it is written legibly and in black ink.

Confidentiality - Please Read Carefully

The information you give in this statement cannot be treated as confidential.

- It may be necessary for Warwickshire County Council to disclose information received from you to others, which may include other local authorities, the Planning Inspectorate and other government departments, public bodies, other organisations, landowners and members of the public. If the application proceeds to a public inquiry your evidence will be made available to the inquiry.
- If Warwickshire County Council proceeds with the application but it is contested (for example by a landowner), there may be a public inquiry. This will be held locally and if you are unable to attend your evidence will be given in writing, but user evidence is of much greater value if you attend in person and are prepared to answer questions about it. Inquiries are kept as informal as possible and Warwickshire County Council will help you with the procedure.
- The information you give in this statement will be processed in accordance with the Data Protection Act 2018. It is held by the Warwickshire County Council's Rights of Way Service for the sole purpose of processing the application for the route referred to. For more information see www.warwickshire.gov.uk/dataprotection

Application Number

Vvitness Number

(for other use city)

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Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

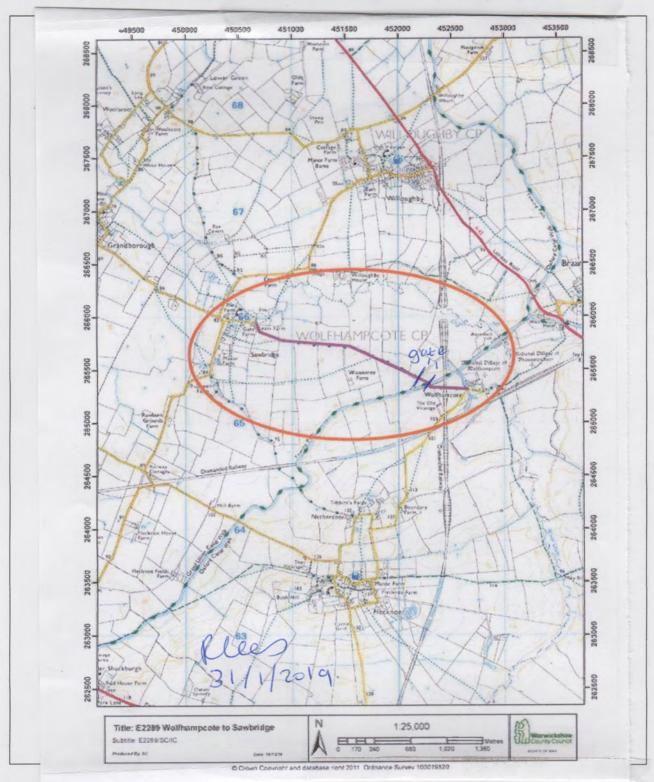
form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name RICHARD LEES |
| Address 23 G-REENWAY |
| BRAUNSTON |
| DAVENTRY |
| NORTHAMPTONSHIRE Postcode NNII 75T |
| Year of Birth |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| nia. |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| Route between Saubridge and Wolfamplote |
| As per plan reference E2289/SC/Location. |
| 0/5 1000 19520 |

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.



YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. | | | | | | |
|----|--|-----------|--------------|---|------------------|--------------|-------------------------|
| | From 2017 | | То | 2019 | | | |
| 2. | Were there any extended state when and why? | periods o | during which | n you did no | ot use the rout | e at all? If | so, please |
| | Na. | | | | | | |
| | | | | ,,,,,, | | | |
| | | | | .,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | | | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it. | | | | | | |
| | | | | | | | |
| | | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
| | On foot | Daily | Weekly | Monthly | | | (please |
| | On foot On horseback | Daily | Weekly | Monthly | | | (please |
| | | Daily | Weekly | Monthly | | | (please |
| | On horseback | Daily | Weekly | Monthly | | | (please |
| | On horseback By pedal cycle | Daily | Weekly | Monthly | | | (please |

| 4. | Has the application route always followed the same course? |
|----|--|
| | © Yes |
| | □ Don't know |
| | □ No |
| | If no – how and when was the route altered? |
| | |
| | |
| | |
| 5. | Approximately how wide is the application route? [Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know'] |
| | Width of approx 1.2 cars |
| | ······································ |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] |
| | Starts with road surface at both |
| | Soubridge and Wolfampcote ends and |
| | graves in between. The moverty of rouse! |
| 7. | Have there ever been any of the following on the application route? |
| | a. Stiles [state locations and show on your map] |
| | No - gates that are openable however |
| | |
| | |
| | How long were they in place? |
| | n/α . |
| | |
| | |
| | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|------|---|
| | | tes - See map |
| | | NONE locked. |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show or your map] |
| | | Ω /a. |
| | | |
| | | |
| | | |
| 8. | | any of the above prevent you from using the application route? |
| | Ø | No |
| | | Yes |
| | lf y | es, please give details |
| | | |
| | | |
| | | |
| 9. | pub | ve you ever seen any signs or notices suggesting whether or not the application route is solic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be secuted" etc) |
| | | No |
| | | Yes |
| | | Don't know |
| | | es – state when and give details, including when they were present and mark their location your map |
| | | |
| | | |
| | | |
| | | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No |
| ☑ Yes |
| If yes, please provide any additional information about this |
| Walkers - many |
| Walkers - many Cyclists - many |
| One motorcyclist, one quadbike. |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| ☑ No |
| □ Yes |
| If yes, provide details and dates |
| |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| ☑ No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |
| |

| 13 | the land or by anyone in their employment)? |
|-----|--|
| | EI No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14 | Have you ever been stopped or turned back when using the application route? |
| | ₪ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | · · · · · · · · · · · · · · · · · · · |
| | |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement private right of access, licence, etc) |
| | ₽ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |
| | |

Other Information

| 17. | 7. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) | | | |
|-----|---|--|--|--|
| | □ No | | | |
| | ₽ Yes | | | |
| | If yes – please provide details | | | |
| | Shows up as part minor food part | | | |
| | track on open screetmap. | | | |
| , | .,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| 18. | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] | | | |
| | So never thought twice about | | | |
| | Using Ir. Clearly 15/wal Should be | | | |
| | a public right of aug. | | | |
| | | | | |
| | | | | |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? | | | |
| | Yes Yes | | | |
| | □ No | | | |
| 20. | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? | | | |
| | ☑ Yes | | | |
| | □ No | | | |
| | | | | |

Application Number

Witness Number

(for office use aniv).

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | print your name here RICHAR | D LEES |
|--------|-------------------------------|-----------|
| | Home Telephone Number 0792 | |
| Your: | | |
| | Mobile Telephone Number. 0792 | 7 172747 |
| | Email Address SPD @ bit Sec | uices, 10 |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: Rlees

Date: 31/01/2019.

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be. untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

Public Right of Way User Evidence Statement

This statement should be completed and returned to the person making the application so that it can be submitted with or form part of an application seeking a change to the Definitive Map and Statement of Public Rights of Way.

This statement is intended to provide preliminary evidence about the application. When Warwickshire County Council commences detailed research, an officer from that authority may contact you to seek further information or ask you to be interviewed about your evidence.

This statement is designed to help establish whether or not the route being claimed in the application is a public right of way. It also provides evidence of how it is used (for example on foot, on horseback, by vehicles etc).

You should answer the questions as fully as possible and not keep back any information, whether for or against the public claim. This is important if this information is to be of real value in establishing the status of the application route. The information given may be examined at a public inquiry.

This statement should be completed by one person only and should relate to only one route. If you need more space please continue on a separate sheet which will need to be attached to this statement.

If completing the statement by hand, please ensure it is written legibly and in black ink.

Confidentiality - Please Read Carefully

The information you give in this statement cannot be treated as confidential.

- It may be necessary for Warwickshire County Council to disclose information received from you to others, which may include other local authorities, the Planning Inspectorate and other government departments, public bodies, other organisations, landowners and members of the public. If the application proceeds to a public inquiry your evidence will be made available to the inquiry.
- If Warwickshire County Council proceeds with the application but it is contested (for example by a landowner), there may be a public inquiry. This will be held locally and if you are unable to attend your evidence will be given in writing, but user evidence is of much greater value if you attend in person and are prepared to answer questions about it. Inquiries are kept as informal as possible and Warwickshire County Council will help you with the procedure.
- The information you give in this statement will be processed in accordance with the Data Protection Act 2018. It is held by the Warwickshire County Council's Rights of Way Service for the sole purpose of processing the application for the route referred to. For more information see www.warwickshire.gov.uk/dataprotection

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Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

User Evidence Form

| ABOUT YOU | |
|-----------------------|---|
| Name Sally Tho | ompson |
| Address1 Scl | nool Close |
| Braunston | |
| Daventry | |
| | Postcode NN11 7JD |
| Year of Birth | 65 |
| • | t any other addresses during the time you have used the path or way? vide details and years [full addresses are not required] |
| Yes from 1986 to | present NN11 3AE |
| | |
| ABOUT THE AP | PLICATION ROUTE |
| How do you think | the application route should be recorded? |
| ☐ As a footp | path (public rights on foot only) |
| ☐ As a bridl | eway (public rights on foot and on horseback or bicycle) |
| ☐ As a restr | ricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☑ As a bywa | ay open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the app can) | lication route (include start and finish points and provide OS grid references if you |
| Whole route i ha | ve used from Grandborough to Wolfhampcote |
| | |
| | |

.....

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

| As shown in your plan reference E2289/SC/Location |
|---|
| |
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| |
| |

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From To To |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | 2000 to 2003 Not as regularly as i was living in Dunstable, but did on occasions when i was home |
| | as a lovely walk |
| 3 | How did you use the application route and how often? [Please the number of times you used it |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------------|
| On foot | | | 3-4 | | | |
| On horseback | | | | | | Never |
| By pedal cycle | | | 5-6 | | | |
| By car | | | | | 1-2 | |
| Other [please specify] | | | | | | |
| | | | | | | |

Application Number Appendix 42

| 4. | Has the application route always followed the same course? |
|----|--|
| | □ Yes |
| | ☑ Don't know |
| | □ No |
| | f no – how and when was the route altered? |
| | Although ticked don't know, i believe so, surroundings change |
| | |
| | |
| 5. | Approximately how wide is the application route? Please give your estimate of the width across which you used the route including the width used when passing others or using it with others. Take care to consider the overall width of the oute. If this varies, please describe how] [Or please state 'Don't know'] |
| | just over a car width |
| | |
| | |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) For varying surfaces, please describe with reference to your map] |
| | gravel, earth & grass |
| | |
| | |
| 7. | Have there ever been any of the following on the application route? |
| | a. Stiles [state locations and show on your map] |
| | |
| | |
| | |
| | How long were they in place? |
| | rion long more may in place. |
| | |
| | |
| | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|------|---|
| | | gate at sawbridge end & at wolfhampcote by canal & i think there is another but not sure when |
| | | |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | |
| | | |
| | | |
| 8. | Dic | d any of the above prevent you from using the application route? |
| | | |
| | | No |
| | | Yes |
| | If y | res, please give details |
| | ga | ite was padlocked on 1 occasion |
| | | |
| | | |
| 9. | pul | ve you ever seen any signs or notices suggesting whether or not the application route is a polic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be posecuted" etc) |
| | | No |
| | | Yes |
| | | Don't know |
| | - | es – state when and give details, including when they were present and mark their location your map |
| | | |
| | | |
| | | |

| 10. | На | ve you seen other people using the application route whilst you have been using it? |
|-----|------|---|
| | | No |
| | Ø | Yes |
| | If y | es, please provide any additional information about this |
| | Ha | ave met other walkers & bike riders. Once a car which was interesting passing |
| | | |
| | | |
| _ | | |
| La | nd (| Ownership |
| 11. | | ere you working for any owner or occupier of land crossed by the application route at the e when you used it, or were you then a tenant / licensee of any such owner? |
| | Ø | No |
| | | Yes |
| | If y | es, provide details and dates |
| | | |
| | | |
| | | |
| 12. | | If the owner or occupier ever give you permission (or did you seek permission) to use the olication route? |
| | Ø | No |
| | | Yes |
| | If y | es, |
| | a. | From whom? |
| | b. | When? |

| the land or by anyone in their employment)? |
|--|
| □ No |
| ☑ Yes |
| If yes, by whom and when? |
| A lady back in October |
| |
| |
| . Have you ever been stopped or turned back when using the application route? |
| □ No |
| ☑ Yes |
| If yes, please give details including when this happened |
| Stopped but i didn't turn backin October |
| |
| |
| . Has anyone else ever told you that they were prevented from using the application route? |
| □ No |
| ☑ Yes |
| If yes, please give details including when this happened |
| Only recently by other residents in Braunston & meeting other walkers |
| |
| |
| . Have you ever had a private right to use the application route? (for example, an easement private right of access, licence, etc) |
| ☑ No |
| □ Yes |
| If yes, please give full details, including who gave the permission, why and when |
| |
| |
| |
| |

Other Information

| 17. | apı | you have, or do you have knowledge of, any documentary evidence which is relevant to the plication route or which indicates public use? (for example photographs, guidebooks, letters, e documents, old maps, etc) |
|-----|----------|---|
| | Ø | No |
| | | Yes |
| | If y | res – please provide details |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| 18. | as | ease give any further information which you consider would be helpful in reaching a decision to whether the application route should be recorded as a public right of way? ontinue on a separate sheet if necessary] |
| | - | you wish to provide a separate sketch map, please do so and attach to this statement] |
| | Lo be | vely walk, bike ride. Seems a shame that something i have always had access to suddenly ing removed |
| | | |
| | | |
| | | |
| | | |
| | | |
| 19. | cla | ring the investigation Warwickshire County Council may want to interview some or all of the imants in order to gather additional information. Would you be willing to talk to an officer m Warwickshire County Council about your knowledge of the application route? |
| | | Yes |
| | | No |
| 20. | . Wc | ould you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | ☑ | Yes |
| | | No |
| | | |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here Sally Thompson |
|--------|--|
| Your: | Home Telephone Number 01788890599 |
| | Mobile Telephone Number |
| | Email Address sallymadville3@gmail.com |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: sally thompson

Date: 5th February 2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

DECLARATION

Application Number

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

Please print your name here SARAH FAWOREY

Your: Home Telephone Number.

Mobile Telephone Number.

O7847 184124

Email Address Sarah fawarey a gmail-com

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date:

I fander 31/1/19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

Appendix 42 Witness Number (for office (se only) RECEIVED 05 FEB 2019 COMMUNITIES GROUP LEADERSHIP TEAM Wildlife & Countryside Act 1981 form **Warwickshire** Definitive Map and Statement of Public Rights of County Council Way for Warwickshire **User Evidence Form** Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **ABOUT YOU** Name SARAH FAWDLEY Address 24, ONLEY PARK, WILLOOGHRY, WARKS Postcode CV23 PAN Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] 94, HIGH ST BRAUNSTON, CASTLE COTTAGE, BRAUNSTON, NNII, 7HB. ABOUT THE APPLICATION ROUTE How do you think the application route should be recorded? ☐ As a footpath (public rights on foot only) ☐ As a bridleway (public rights on foot and on horseback or bicycle) As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) Describe the application route (include start and finish points and provide OS grid references if you

PLAN EZZ 89/ SC/ LOCATION

AS SHOWN OW YOUR OWN REFERENCE

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

AS SHOWN ON YOUR OWN

PLAN REFERENCE,

E2289 | SC | LOCATION

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 1990 To PRESENT |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | |
| | |
| | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it. |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------------|
| On foot RUNNING | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | 1 | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | |

| 4. | Ha | s the application route always followed the same course? |
|----|------|--|
| | W | Yes |
| | | Don't know |
| | | No |
| | lf n | o – how and when was the route altered? |
| | | |
| | | |
| | **** | |
| 5. | [Ple | proximately how wide is the application route? ease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the ite. If this varies, please describe how] [Or please state 'Don't know'] |
| | | 4 metres |
| | | |
| | | |
| 6. | | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | *** | 17 HAS A GRAVEL SURFACE, STONE TOO |
| | | IN PLACES, WITH GRASS ALONG THE |
| | | CENTRE: |
| 7. | Ha | ve there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | NOT THAT I CAN RECALL GATES |
| | | ONLY, GENERALLY OPEN. |
| | | |
| | | How long were they in place? |
| | | |
| | | |
| | | |

| | b. Gates [state locations, indicate whether locked – and when - and show on your map] | |
|----|---|-------|
| | 5 GATES IN TOTAL I RECALL. | |
| | THE FIRST TWO FROM WOLFHAMPCOTE, TO | |
| | c. Other barriers [state what they were and location, how long they were in place and show on | THERS |
| | c. Other barriers [state what they were and location, how long they were in place and show on your map] | |
| | | |
| | | |
| | | |
| | | |
| 8. | Did any of the above prevent you from using the application route? | |
| | ☑ No | |
| | □ Yes | |
| | If yes, please give details | |
| | | |
| | | |
| | ······································ | |
| 9. | Have you ever seen any signs or notices suggesting whether or not the application route is a public right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted" etc) | |
| | No No | |
| | □ Yes | |
| | □ Don't know | |
| | If yes – state when and give details, including when they were present and mark their location on your map | |
| | | |
| | | |
| | | |

| 10. Have you seen other people using the application route whilst you have been using it? |
|---|
| □ No Yes |
| If yes, please provide any additional information about this HORSE PLOTES DOG WALKERS |
| |
| RAMBLERS, RUNNERS ALSO LAND OWNERS |
| ACCESING THEIR OWN FIELDS PEOPLE AL |
| ACCESSING FOOTPATHS LINKED TO THIS ROUTE. |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| □ Yes |
| If yes, provide details and dates |
| |
| |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| ₽ No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| the land or by anyone in their employment)? |
|---|
| □ No |
| Yes |
| If yes, by whom and when? |
| THE LADY WHO LIVES IN THE HOUSE DISTECTING TO THE ROUTE, 2017, 2018. CHOUSE WOLFAMPIOTE |
| |
| SIRE OF GATE FARM.) |
| 14. Have you ever been stopped or turned back when using the application route? |
| □ No |
| Yes |
| If yes, please give details including when this happened |
| 2018, GADY TOLD ME TO PUT MY DOGS ON A LEAD, |
| ALTHOUGH BOTH BY ME 1 TOLD HER TO READ THE COUNCIL |
| GNS ON GATE, WHICH STATE DOW ON LEAD, CXLY IF A MEMBER IANCE TO LIVESTOCK . SHE WAS VERY RODE TO NEE 15. Has anyone else ever told you that they were prevented from using the application route? |
| □ No |
| ☑ Yes |
| If yes, please give details including when this happened |
| THEY HAVE BEEN TOLD NOT TO USE IT, BUT |
| AS ITS A PUBLIC RIGHT OF WAY, THEY |
| WON'T STOP. |
| 16. Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| ☑ No |
| □ Yes |
| If yes, please give full details, including who gave the permission, why and when |
| |
| |
| |

17. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the

Other Information

| | application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|----|---|
| | □ No |
| | □ Yes |
| | If yes – please provide details |
| | |
| | |
| | |
| | |
| | |
| | |
| 18 | . Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? |
| | [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | PEOPLE OSE THE ROUTE REGULARLY . BRAUNSTON |
| | SCHOOL HAS VISITED THIS ROUTE AS PART |
| | OF THEIR FIELD STUDY PROGRAM IN THE |
| | SOMMER MONTHS. ITS A LINK TO OTHER |
| | UNCLASSIFIED TRACKS TOO, 1-E. SAWBRIDGE TO |
| | WOOLSCOTT, SAWRICIDEE TO NETHERCOTE. |
| 19 | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | Yes |
| | □ No |
| 20 | . Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | Ves Yes |
| | □ No |
| | |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please print your name here MS SHIPLEY MARWOOD | | |
|--|-------------------------|--|
| Your: | Home Telephone Number | |
| | Mobile Telephone Number | |
| | Email Address | |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: Amarwood

Date: 6/2/19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available



Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name MS S. MARWOOD |
| Address FOX FARM |
| SAUBRIDGE |
| RUGBY |
| WARWICKSHIRE Postcode CV238BB |
| Year of Birth 1765 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| DUNCHURCH RUGBY 1975-2008 |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| As a bridleway (public rights on foot and on horseback or bicycle) |
| As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can |
| E2289 STARTS AT THE ENTRANCE OF FOX FARM |
| FORMERLY PART OF GATE FARM UNTILL 2007 |
| FINISHES AT WOLFHAMPCOTE HALL |
| |

MAP OF THE APPLICATION ROUTE

| lease attach a vidence about, gn and date yo | in extract from and annotate our map. | a map of your it with anything | own choice you provide | to identify the route details about in this | e you are prov s statement. Pl |
|--|---------------------------------------|--------------------------------|---------------------------|--|-----------------------------------|
| | | | | | |
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Imagery @2019 Google, Map data @2019 Google 200 m

Google Maps

https://www.google.co.uk/maps/@52.2856769,-1.2466611,1433m/data=!3m111e3

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 1975 To 2019 |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | 2002 - 2005 - NO TIME DUE TO FAMILY |
| | COMMITMENTS |
| | |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|---------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | / | | | | | |
| On horseback | | | / | | | |
| By pedal cycle | | | | / | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| LEADING HORSES ON FOOT | | | | | | |

| 4. | Ha | s the application route always followed the same course? |
|----|---------|--|
| | Ø | Yes |
| | | Don't know |
| | | No |
| | lf n | o – how and when was the route altered? |
| | 1.5.7.7 | |
| | | |
| | | |
| 5. | [Ple | proximately how wide is the application route? ease give your estimate of the width across which you used the route including the width used en passing others or using it with others. Take care to consider the overall width of the route. If s varies, please describe how] [Or please state 'Don't know'] |
| | J.C |) FOOT |
| | **** | |
| | | |
| 6. | | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | S. | RASS STONE EARTH |
| | | |
| | | |
| 7. | На | ve there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | STILE LEADING TO CANAL NEAR GATE 8 |
| | | |
| | | |
| | | How long were they in place? |
| | | ALWAYS |
| | | |
| | | |
| | | |

Application Number Appendix 42

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|------|---|
| | | BETWEEN 1975 TO 2009 GATES 1 TO 8 ALWAYS CLOSED NEVER LOCKED |
| | | GATES 887 FROM 1975 TO 2019 ALWAYS CLOSED. NEVER LOCKED. |
| | | GATES 6\$5 REMOVED BY OWNER IN 2009 |
| | Æ. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | GATES HES LEFT OPEN PUSHED BACK AND DAMAGED 2009 |
| | | GATES 2 21 LEFT OPEN SINCE 2009, EVEN THOUGH OWNERS |
| 8. | | CB)ECTS AND CONSTANTLY PERVEST THAT THEY ARE CLOSED GATE 2 TIED CLOSED FOR ONE DAY DUE TO CRIMINAL DAMAGE TO SIGN. SIGN READ "PLEASE CLOSE THE GATE. d any of the above prevent you from using the application route? LAMBS ON ROAD" |
| | Ø | No |
| | | Yes |
| | If y | res, please give details |
| | | |
| | **** | |
| | | |
| 9. | | ve you ever seen any signs or notices suggesting whether or not the application route is a public nt of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted") |
| | | No |
| | | Yes |
| | | Don't know |
| | | es – state when and give details, including when they were present and mark their location on ur map |
| | .ن. | PUNTILL 2008 SIGH READ! HORSES PLEASE |
| | K | EEP TO THE POAD" SIGH WAS TAKEN DOWN |
| | بب | SHEN BUILDING WORK COMMENCED AT FOX FARM |
| | | |

| 10. Have you seen other people using the application route whilst you have been using it? | |
|---|--|
| □ No | |
| ☑ Yes | |
| If yes, please provide any additional information about this | |
| HORSE RIDERS, WALLERS, CYCLIST | |
| OWNERS OF WIXAMTREE IN CARS, AND DRIVERS | |
| DELIVERING TO WIXAMTEE FARM IN VECHILLES UP TO | |
| Land Ownership | |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? | |
| □ No | |
| Yes | |
| If yes, provide details and dates | |
| LAMD OWNER SINCE JAM 2008 | |
| | |
| | |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? | |
| □ No | |
| □ Yes | |
| If yes, | |
| a. From whom? | |
| b. When? | |

| 10 | land or by anyone in their employment)? |
|----|---|
| | □ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14 | . Have you ever been stopped or turned back when using the application route? |
| | □ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15 | . Has anyone else ever told you that they were prevented from using the application route? |
| | □ No |
| | ☐ Yes |
| | If yes, please give details including when this happened |
| | ALTERIAL ENERGY CALLING CO. |
| | |
| | |
| 16 | . Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | □ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | GWHER OF LAND BETWEEN CATE 187 SINCE |
| | JAN 2008: |
| | *************************************** |

Other Information

| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | □ No |
| | ☑ Yes |
| | If yes – please provide details |
| | VARIOUS EVIDENCE SUBMITTED TO HIGHWAYS |
| | SHIRE HALL WARWICK ON 11/10/18 |
| | 30/11/18 7 6/2/19 |
| | |
| | |
| | |
| 18. | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | |
| | |
| | · · · · · · · · · · · · · · · · · · · |
| | *************************************** |
| | |
| | |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | Yes Yes |
| | □ No |
| 20 | . Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | Yes |
| | □ No |

Fox Farm Sawbridge Rugby Warwickshire CV23 8BB

Sonu Copson County Highways PO Box 43 Shire Hall Warwick CV34 4SX

6th February 2019

Dear Sonu Copson

Further to your letter dated 21 December 2018, please find attached evidence regarding route E2289.

This evidence is in addition to the evidence sent in on 11/10/18 & 30/11/18.

List of Evidence

Ref 1* Notes from Solicitor Jonathan Cheal regarding evidence obtained for client.

Ref 2* 1950 Map Wolfhampcote Parish survey.

Ref 3* Survey of Public Rights Of way.

Ref 4* Copy of Handover Map.

Ref 5* Copy Table 1

Kind regards,

Ms Marwood

Our Ref: EC2/FRI00018/00001

Your Ref:

15 November 2019

Warwickshire County Council County Highways PO Box 43 Shire Hall Warwick CV34 4SX



BY SIGNED FOR POST AND FIRST CLASS POST

Dear Sirs

E2289 Wolfhamcote Lane, Rugby Our clients: Mr M Frisby and Ms S Marwood County Highways SOUTH

1 9 NOV 2019

PEM No

We act for Mr M Frisby and Ms S Marwood, the owners of la Reserve Teast side of Gate Farm, Sawbridge ("the Property"). Our clients' title is registred to Land Registry under Title Number WK441869. We enclose office copy entries of our clients' title for your information.

We have had sight of various letters passing between the Council and our clients, most recently your letters dated 23 August 2018 and 21 December 2018. We enclose copies of these letters for your ease of reference.

Whilst you will be aware of the facts, we set out the background to this matter as follows:

Our clients' property is accessed via Wolfhamcote Lane, which is tarmacked up to our clients' property, Fox Farm. At the entrance of Fox Farm, the access narrows to a track of approximately 12 feet in width, which is made up of stone and grass ("the Track"). The Track runs through the centre of the Property, past the top of Wixamtree Farm, and through to Wolfhamcote Hall, and then turns south to Nethercote. The Track falls within the legal title of the various landowners along its route.

For your ease of reference, we have coloured the track blue on the enclosed plan.

The owner of Wixamtree Farm, Mr G Hards, has been using the Track for vehicular access, even though the width of the Track is entirely inappropriate for such usage. In recent months, Mr Hards has been constructing an extension to his property, meaning large 18 ton lorries have been using the Track to access his property.

You will see from the attached plan that the Track has a sharp, nearly 90 degree, turn to the right as it goes past Fox Farm. This is entirely unsuitable for such large vehicles, and the sharp angle has caused lorries to tip onto two wheels on several occasions. Our clients are naturally concerned that it is only a matter of time before a serious accident Lodders Solicitors LLP

Registered Office: Number Ten Elm Court Arden Street Stratford upon Avon Warwickshire CV37 6PA **DX** 16201 Stratford upon Avon **E** lawyers@lodders.co.uk www.lodders.co.uk

Lexcel () INVESTORS IN PEOPLE

occurs. Significant damage has been caused to their property by these large vehicles which have, at times, even used our clients' garden area as a turning circle.

The worst "offender", Mr Hards, is not the only person who uses the Track for vehicular access. Others now appear to believe the Track may be used for vehicular access as they have witnessed its use by vehicles.

The Council's letter of 23 August 2018 states that "the [Track] is recorded on the Warwickshire List of Streets which is purely a list of highways maintainable at Public Expense. It gives no indication of status.

The term highway covers footpath, bridleway, restricted byway, byways open to all traffic as well as vehicular routes that form part of the "normal" road network. The description of highway does not mean that the route automatically carries vehicular rights."

Therefore, the Council's position is that the Track is maintainable at the public expense, but that the Council has not yet designated whether the Track is for pedestrian, equestrian or vehicular access.

We are instructed that the Council has never maintained the Track, and has even, on occasion, informed our clients that they are responsible for its maintenance and liable for any injuries caused to the public. This is inconsistent and our clients require clarification.

The letter also states that the process to determine the public status of the Track will be started. The Council's subsequent letter dated 21 December 2018 advises that all evidence as to the status of the Track will be considered after 8 February 2019. However, to date, our client has not received any confirmation that the status of the Track has been determined or that this process has even commenced.

We also note that the Track does not appear on the list of applications for definitive map modification orders; please provide details of the application reference, or confirmation that an application has been made.

This situation is causing our clients significant problems; Mr Hards continues to use the Track for vehicular access, including regular deliveries using large vehicles. Our clients' property is being damaged by Mr Hards on a regular basis, including destruction of signage and damage to the verges of the Track.

Mr Hards is also becoming increasingly aggressive towards our clients. Approximately three months ago, he confronted Ms Marwood, who was speaking to one of his delivery drivers, and attacked her. Mr Hards bit Ms Marwood's finger; the injury has required surgery and may leave Ms Marwood with permanent nerve damage. For your information, the assault has been reported under reference number 23/33330/19 and the Police are considering bringing criminal charges against Mr Hards.

We note from the Council's letter dated 23 August 2018 that the Council has agreed to enforce the current width of the Track for all classes of user "without prejudice to any status or width that might be legally determined", which is an acknowledged departure from the Council's usual stance on highways with undermined status. This is on the basis that the Track "provides the sole means of vehicular access to the properties, including Wixamtree Farm."

Firstly, this is not correct; Wixamtree Farm has another means of vehicular access from the other end of the Track, from Nethercote. This access has the advantage of being largely set away from other properties and will mean that large lorries will not be driving through an access that is too narrow and unsafe.

Secondly, it appears prejudicial to our clients that the decision was made to continue to allow vehicular access along a track where no such rights are proven to exist.

Thirdly, the Council is unable to designate the Track for vehicular use pursuant to the provisions of the Natural Environment and Rural Communities Act 2006 ("NERCA").

Section 66 of the NERCA provides:

- "(1) No public right of way for mechanically propelled vehicles is created after commencement unless it is -
 - (a) created (by an enactment or instrument or otherwise) on terms that expressly provide for it to be a right of way for such vehicles, or
 - (b) created by the construction, in exercise of powers conferred by virtue of any enactment, of a road intended to be used by such vehicles.
- (2) For the purposes of the creation after commencement of any other public right of way, use (whenever occurring) of a way by mechanically propelled vehicles is to be disregarded."

You will be aware that subject to any BOAT application made prior to 2006, this means that no public rights of way for mechanically propelled vehicles ("MPVs") can be created after 2006 unless they are expressly provided for, or if the rights relate to a road intended to be used by such vehicles. Please advise whether an application was made for a BOAT prior to the coming into force of the NERCA and if so, provide the application number.

The use of the Track is undesignated, and is therefore not expressly provided to be a road for MPVs prior to 2006. It cannot be designated as such in the future under the provisions of Section 66.

Pursuant to Section 67 of the NERCA, any public motor vehicular rights of way over highways not shown on the definitive map as byways open to all traffic were automatically extinguished at commencement of the NERCA in 2006. Therefore, even if there were a right of way for MPVs along the Track, as this was not shown on the definitive map as at 2006, any such right of way has been extinguished.

It therefore appears that there is no question that the Track will ever become a byway for use by MPVs and the Council should therefore immediately withdraw any permission to Mr Hards or any other person to use the Track for MPVs.

Please confirm you agree with this analysis and, if not, please provide an explanation why you disagree.

Our clients' firm position is that there are no rights to use the Track for MPVs; this is supported by the legislative provisions above. However, the Council has advised Mr Hards that he may continue to use the Track for MPVs, whilst acknowledging that the Track is not designated for such use (and never will be pursuant to the provisions of the NERCA). This is entirely contradictory and our client requires the Council to make its position clear.

Appendix 42

Given the history of this matter, the regular damage to our clients' property, and the escalation in Mr Hards' behaviour towards our clients, please confirm the Council's position and confirm when the formal designation of the Track will take place.

There are no express rights of way over our clients' section of the Track; however, as it stands, our clients are currently in the invidious position of being forced to leave the section of the Track within their ownership open to vehicular use, which is being abused, whilst simultaneously being responsible for any damage caused to the Track. This situation simply cannot continue.

There is a further reason for urgency in this matter. You will be aware that the NERCA relates to public rights of way, as opposed to private rights of way. Our client is obviously keen to ensure that no prescriptive rights of way over the Track arise in favour of Mr Hards, despite any illegality of his use of the Track.

Therefore, in the interim, and as Mr Hards has alternative access to his property, we request the Council comply with the Council's normal policy regarding highways of undermined status and refuse vehicular access until the formal designation is made.

Our clients reserve the right to take action to protect their property, and intend to erect a horse gate in the near future to ensure no further damage to their property, unless the Council is able to provide a legal reason that they should not do so. Our clients do not intend to restrict access to pedestrians and horse riders.

We look forward to hearing from you within 14 days. If our clients do not receive a satisfactory response within this time, then our clients reserve the right to apply for judicial review of the Council's decision.

Yours faithfully

Lodders Solicitors LLP

Direct Tel: 01789 206148 **Fax:** 01789 262985

Email: ellie.crofts@lodders.co.uk

Enc. Office Copy entries for title number WK441869

Copy correspondence from the Council dated 23 August 2018 and 21 December 2018

Plan showing the extent of the Track

Fox Farm Sawbridge Rugby Warwickshire CV23 8BB

Marion Borman County Highways PO Box 43 Shire Hall Warwick CV34 4SX

11 October 2018

Dear Mrs Borman,

Thank you for your letter dated 23 August 2018, regarding the unknown status of Wolfhamcote Lane.

Bringing to your attention paragraph 11 of your letter, "WCC will enforce the current agreed width and for all classes of user"

Please can you confirm what that current agreed width is and with whom it was made.

We purchased land in Sawbridge in 2008, including derelict outbuildings and a barn, which at the time were part of Gate Farm. We converted the barn into a family home.

The vendors and their predecessors in title have farmed the land since 1858.

The barns have stood on the site for well over 200 years.

At the time of sale, the vendors informed our solicitors that the road was only used by horse riders and walkers who had permission from their late father.

The road has numerous gates along its route, which to our knowledge have been in place for well over 50 years. The gates suggest it was never a thoroughfare for vehicles.

Before purchase, the E Road was nothing more than a narrow farm track passing through the land. The road leads to Wolfhamcote church and crosses land owned by others. Ms Marwood and her friends have ridden along the track since they were children. If fact they used to untack their ponies and let them roam free to graze, whilst they sat on the track to eat their lunch. This would have not been possible with vehicles using it.

The Highways Engineer said the road was unlikely to be made up also Rugby Planning said any application to use our annex as offices would be refused on highways grounds as the road is not suitable for additional traffic.

The Council have never maintained Wolfhamcote Lane past our gate where the metalled surface becomes a track. They only cut the grass verges and maintain the metalled section. The tarmacadam section suggests the Local Authority only intended this section of the road to be used by motorised vehicles.

We erected post and rail fencing to enclose our fields alongside the road to prevent straying livestock.

In May 2008, we deposited a Section 31(6) giving a permissive width of 5 metres, without prejudice to any future investigation that may establish that the public highway has a greater or lesser width.

Appendix 42

The 5-metre agreement was requested by Anne-Marie Grace from the WCC Countryside Recreation Team, even though she knew that in1998 Defra had informed Highway Authorities that it cannot assume that UCR's carry public vehicular rights. Instead, the evidence for each highway should be investigated to determine what public rights they carry.

We were told that if we agree to the 5 metres, we would not be asked to remove our fencing if the road was found to be wider.

Providing 5 metres has actually encouraged very large vehicles to attempt using the road as a thoroughfare even thought there is a 7.5-ton restriction in place at the entrance to the hamlet of Sawbridge and a sign saying the road is unsuitable for motorised vehicles. We did not know at the time that the WCC had no intention on investigating the road or at least for many years to come and we wrote to tell them to say we felt cheated, especially given the other landowners were not asked to provide such a width.

Your Marina Kirchem wrote to us in April 2012 informing us they will be researching the width of the road and your Paul Kinsella would give us a time scale by the following week. We never heard anything more about this. Furthermore, they were only going to research the road from our gate to our stables, which is discriminatory.

In any event, our agreed permissive 5 metre width along with our Section 31(6) has now expired. We intend to renew our Section 31 in due course, However, we will not be making any 'agreements' on width with WCC as we cannot be expected to provide a wider width than the other landowners or that the council have provided for the metalled section of Wolfhamcote Lane. Furthermore, we are not in any position to enter into agreements as we are bound by law, along with everybody else.

When we met at Shire Hall on 28th June 2018, with our solicitor Mr Jonathan Cheal, It was believed that the road is recorded at 40 foot in the Enclosure Awards held at Warwick Records Office. However, after physical inspection of the road by our solicitor, it is found that the road's recorded width has never been enforced due to physical obstructions such as ponds, bridges, trees and buildings. Also, the boundaries of the awarded land were not defined to accommodate such a width.

Furthermore, there is no surviving map to accompany the Enclosure Award but we have made you aware that there is evidence of the road being a Bridleway. This evidence is held at the National Archives in Kew. There is also evidence held at Northampton Record Office that the road at the Wolfhamcote end is a footpath, and further along an occupation road.

There may be a right of way of some kind over our land, which we do not dispute. Your letter states "unclassified country roads do not have a presumption in favour of vehicular rights until they are proven to exist". Yet you want us to "act in a neighbourly manner" and continue to allow vehicles over our property whilst the council continue to drag their feet in getting around to proving if the right exists or not.

Understandably this has left us a little confused, especially given that in 2009 we were told the Highways will not maintain the road and it would be us not the County Council who would be liable to any damage or injury to any user of the highway.

If a Highway Authority is responsible for a road or footpath, it has a statutory duty under the Highways Act 1980 to keep the surface in a safe condition and fit for the type of traffic which is ordinarily expected to use it. The duty is to maintain the structure and the fabric, including the surface. It will not be properly maintained if its surface is disturbed or defective. It seems for the last ten years the council has had its cake and eaten it because they dictate that we allow vehicular usage over our property, yet will not maintain or take responsibility for any injury caused to the public.

Appendix 42

At our second meeting on 23rd July 2018 you said Wolfhamcote Lane would not be looked at for at least another ten years. Your letter says it <u>may</u> be made in 6-9 months but you give no definitive timescale.

We understand this is a lengthy legal process but surely you must understand that this leaves us in a vulnerable situation as it is us that is open to any liability.

The 18.5-ton lorries and large farm machinery have caused large pot holes that pose a danger to riders, cyclist and walkers, not to mention the speed in which they travel. Our Solicitor has informed us that we are in our right to close the road to vehicles until vehicular rights are proven to exist.

We can do this without obstructing the way for walkers, cyclist and horse riders and we have always encouraged them to use the road. We even installed horse friendly gates.

We have made you aware that the road is dangerous on the blind bend and the road is not wide enough for riders or walkers to pass vehicles safely. This is not due to any obstructions but to the nature of the road and properties that have been in place for years. The problem therefore cannot be resolved by widening the road, not at least without knocking down a few buildings and a canal bridge.

Your letter states that the council cannot become involved with private rights and that private rights may evolve through usage. However, it is important to note that the route does not provide the sole means of vehicular access to Wixamtree Farm as they can gain access from Nethercote.

They started using the route through our land several years ago. However, the usage must be lawful. They have never kept to the road but insist on driving on the edge of our land, which is protected by the Section31 (6) deposit.

They used to use the route in from the other end at Wolfhamcote. However, the landowner locked the gate to prevent vehicular access because the road at Wolfhamcote end, is on the definitive map as a footpath.

However, they can still access their property from Nethercote. Furthermore, Wixamtree Farm's access is no concern of ours and we are not at liberty to provide access if the road is found to be, not of vehicular status. We are not adjoining land owners and any easement would be between them and their adjoining landowner at Wolfhamcote, who sold the land to them in the first place.

For your convenience, we have provided the evidence found at the National Archives and Northampton Records office.

As a gesture of good will and without prejudice we will continue to allow vehicular access through our property until the status of the road is proven. However, if the status has not been proven within your estimated 6 to 9 months' timescale, we will be in our right to close the road to motorised vehicles until such a time vehicular status is proven to exist.

Yours sincerely,

Ms Marwood & Mr Frisby

Fox Farm Sawbridge Rugby Warwickshire CV23 8BB

Marion Borman County Highways PO Box 43 Shire Hall Warwick CV34 4SX

11 October 2018

List of Evidence

Ref 36 Finance Act 1910 - National Archives.

Ref 107 Finance Act 1910 - National Archives

Ref 5 Finance Act 1910 - National Archives

Ex 1 Wolfhamcote Map - Northampton Records Office

Ex 2 Photo 29/9/07 - Original condition and width of road with left bend to Sawbridge.

Ex 3 Photo undated - Original condition and width of road Sawbridge.

Ex 4 Photo 26/9 08 - Original condition with 5 metre permissive width.

Ex 5 Google Feb 18 – Shows narrow width at canal bridge Wolfhamcote.

Ex 6 Photo undated - Shows large lorry struggling to get around narrow blind bend.

Ex 7 Photo undated - Damage to bank as vehicles cannot physically turn the bend safely.

Ex 8 Photo undated – Same section of road as in photo Ex 3 not maintained and showing pot hole damage.

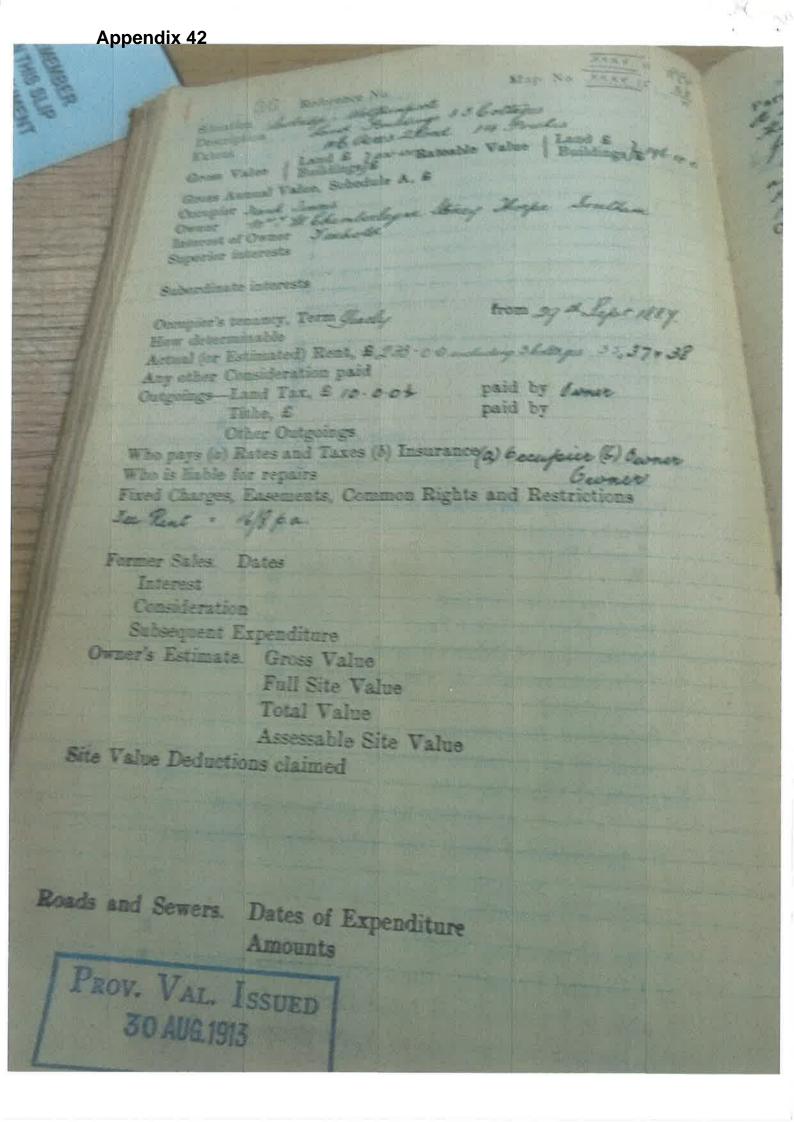
Ex 9 Photo undated – Same section of road as in photo Ex 4 not maintained and showing damage to surface of the road making the road unsafe for users.

Ex 10 Photo undated – Damage to road by canal bridge at Wolfhamcote, not maintained. Sign put in place by local cycling club.

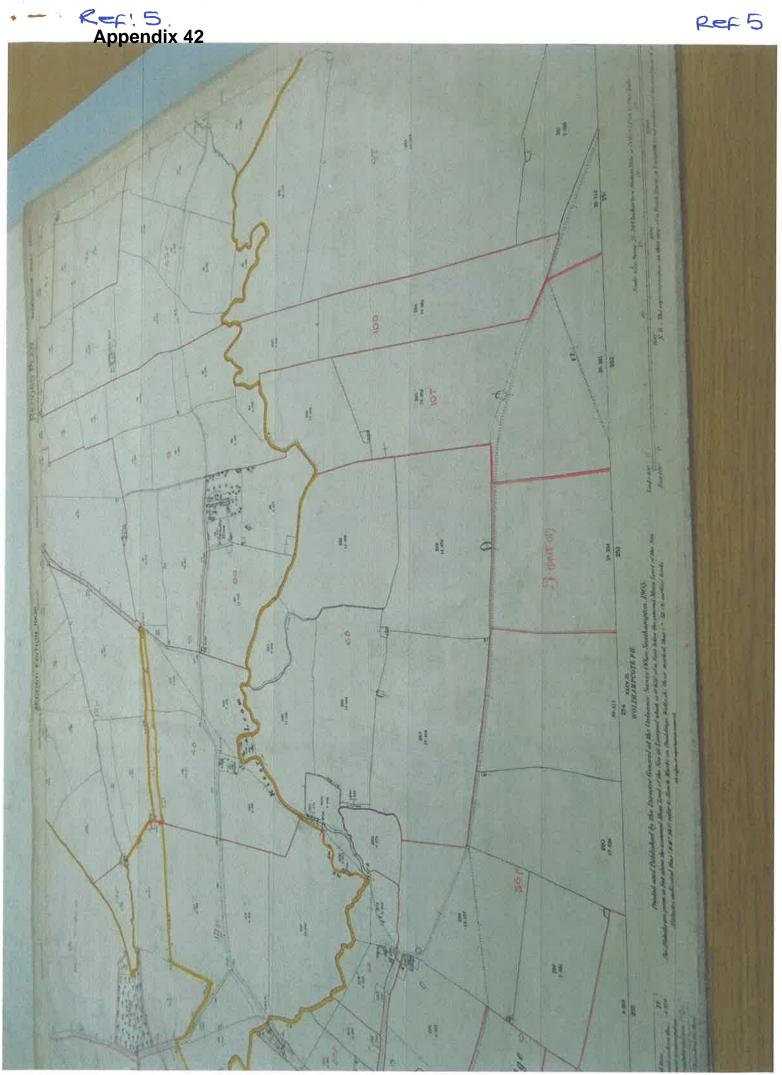
Ex 11 Photo undated - Road at 8ft section with no safe passing place for horse riders.

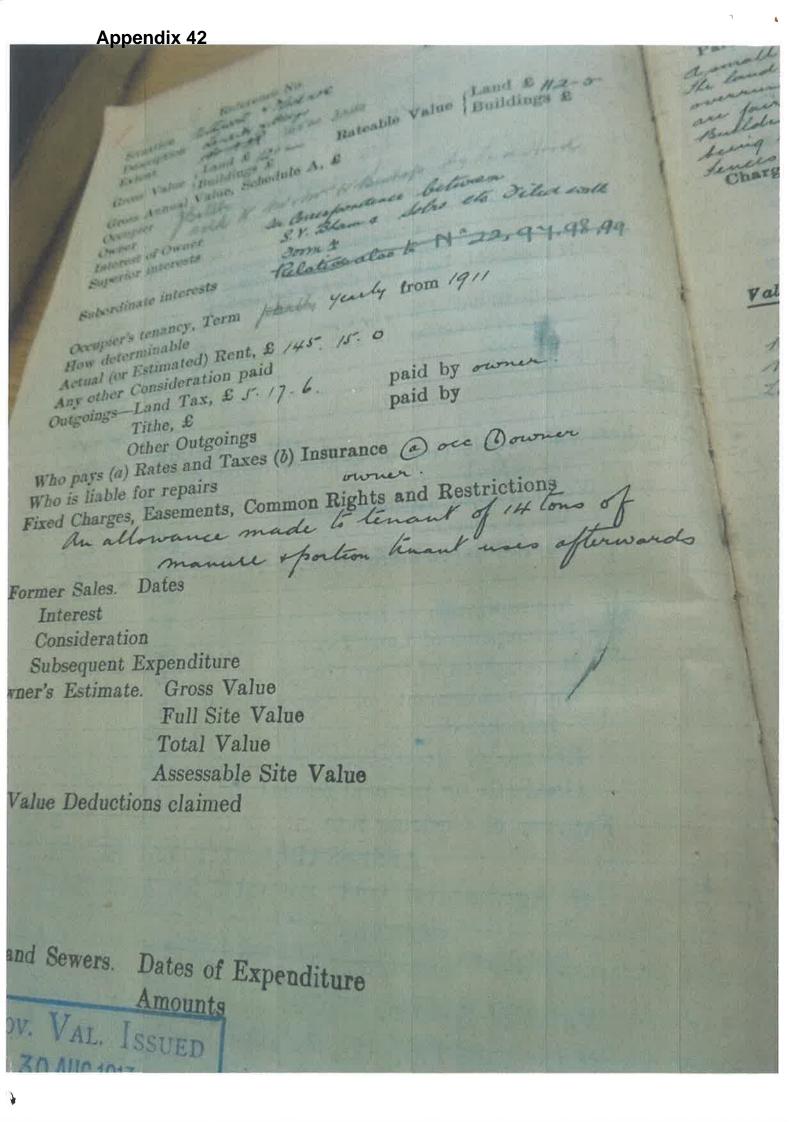
Ex 12 Photo undated – 7.5 restriction Sawbridge.

Ex 13 Photo undated – UCR sign Sawbridge



| Reference No description, and notes made on impection 12/8/13 description, and notes made on impection 12/8/13 and the form intented at Santanday the first such form house but the building one that the live is form house but the building that the live is form long thanks. The form one being next the building that are only form water appears sufficient. That same rather high that the first such as a feeting market value of Fee Simple Charges, Easements, and Restrictions affecting market value of Fee Simple |
|---|
| |
| Market Value of Fee Simple in possession of whole property In its present condition Annual rental The law 10 0 0 0 Culgoings 46 187 The law 16 18 16 8 Juntar 250 The law 16 18 18 18 Juntar 250 The law 16 |
| Deduct Market Value of Site undersimilar circumstances, but if divested of structures, timber, fruit trees, and other things growing on the land other things growing on the land Other Balance, being portion of market value attribut- able to structures, timber, &c |
| Divided as follows:— Divided as follows:— Divided as follows:— Divided as follows:— |
| Machinery £ 250 Timber £ |
| Other things growing on land And Andrews Condition |
| Add for Additional Value represented by any of the following Add for Additional Value represented by any of the following to which any deduction may have been made when |
| Charges (excluding Land Tax) Restrictions Budle Road 1 Footbatte £ 30 CROSS VALUE. £ 4995 |





| particulars, description, and notes made on inspection opposing factor allowed in the handled of Authorite and allowed in the factor and for factor and the | |
|--|-----------|
| the war with the other, dough one or his fields an in a man | |
| Andrew Comments and the second | |
| Charges, Easements, and Restrictions affecting market value of Fee Shapl | o · |
| | |
| Lerve Formy 33. | |
| Valuation.—Market Value of Fee Simple in possession of whole prope | rty |
| in its present condition Annual rental - 145 | 15- 0 - |
| The pains / 10 1/2 21 17 0 Cultionings 27 | |
| 20 | - 4 |
| Deduct Market Valva of Site undersimile and cold for \$ 225 | |
| Deductifiation variety Site under Similar circumstances. | 0 |
| but if divested of structures, timber, fruit trees, and other things growing on the land | |
| 145° = 5 = 1 dial d 1 P | 700 |
| Difference Balance, being portion of market value attribut | 190 |
| able to structures, timber, &c. | 160 |
| Divided as follows:— | |
| Buildings and Structures£ 290 Machinery | |
| Timbon | |
| | |
| Other things | |
| STATES TO THE TOTAL TO THE TAXABLE T | |
| of Dimple of Whole in itames | |
| or Additional Values and the mass present condition | Sections. |
| valle representadly | 2250 |
| which any deduction may have been made when iving at Market Value: | |
| D TO THE PARTY OF | |
| ving at Market Value:— | |
| larges (excluding Tan 1 m | |
| strictions & Land lax)£ | |
| strictions£ 30 £ | |
| E STATE OF THE STA | 3 |
| GROSS VALUE C | 20 |







Image capture: Feb 2018 Images may be subject to copyright.

Street View - Feb 2018



EXL





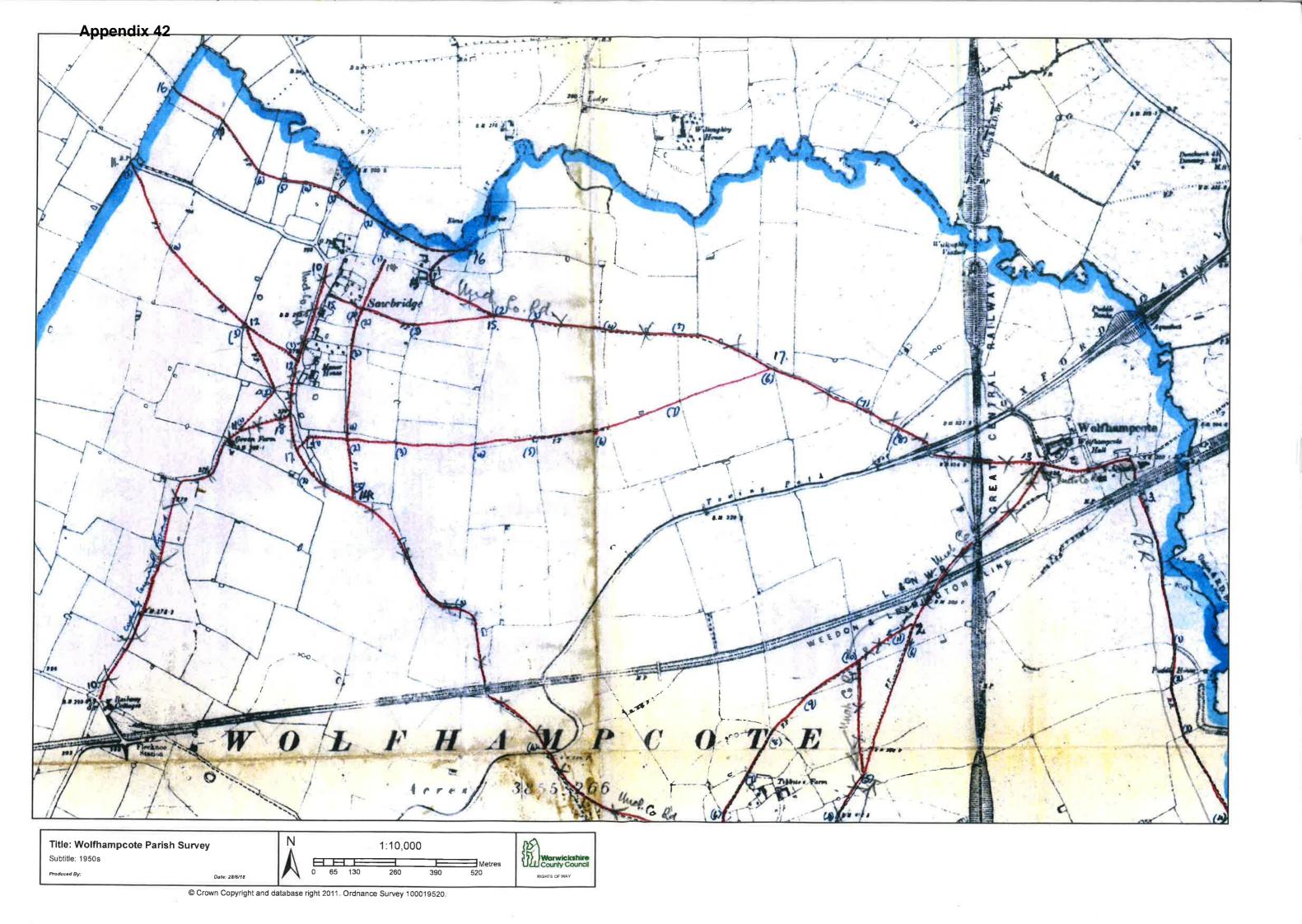






EX13.





Public Right of Way User Evidence Statement

This statement should be completed and returned to the person making the application so that it can be submitted with or form part of an application seeking a change to the Definitive Map and Statement of Public Rights of Way.

This statement is intended to provide preliminary evidence about the application. When Warwickshire County Council commences detailed research, an officer from that authority may contact you to seek further information or ask you to be interviewed about your evidence.

This statement is designed to help establish whether or not the route being claimed in the application is a public right of way. It also provides evidence of how it is used (for example on foot, on horseback, by vehicles etc).

You should answer the questions as fully as possible and not keep back any information, whether for or against the public claim. This is important if this information is to be of real value in establishing the status of the application route. The information given may be examined at a public inquiry.

This statement should be completed by one person only and should relate to only one route. If you need more space please continue on a separate sheet which will need to be attached to this statement.

If completing the statement by hand, please ensure it is written legibly and in black ink.

Confidentiality - Please Read Carefully

The information you give in this statement cannot be treated as confidential.

- It may be necessary for Warwickshire County Council to disclose information received from you to others, which may include other local authorities, the Planning Inspectorate and other government departments, public bodies, other organisations, landowners and members of the public. If the application proceeds to a public inquiry your evidence will be made available to the inquiry.
- If Warwickshire County Council proceeds with the application but it is contested (for example by a landowner), there may be a public inquiry. This will be held locally and if you are unable to attend your evidence will be given in writing, but user evidence is of much greater value if you attend in person and are prepared to answer questions about it. Inquiries are kept as informal as possible and Warwickshire County Council will help you with the procedure.
- The information you give in this statement will be processed in accordance with the Data Protection Act 2018. It is held by the Warwickshire County Council's Rights of Way Service for the sole purpose of processing the application for the route referred to. For more information see www.warwickshire.gov.uk/dataprotection

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Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire form

4

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

User Evidence Form

| ABOUT YOU |
|--|
| Name Simon Pollard |
| 17 The Green Address |
| Braunston |
| Daventry |
| Postcode NN11 7HW |
| Year of Birth |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| Yes, 8 The Green, Braunston, 1999 - 2005. Then 17 The Green 2005 to date. |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| It runs from the old Manor House at Wolfhampcote accross the canal to the edge of the village of |
| Sawbridge. |
| Approx grid ref 527653 to 507659 |

(for office use only)

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

| As shown on your own plan reference E2289/SC/Location | |
|---|--|
| | |
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| | |

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application rou method please indicate all dates. | te? If you used the route by more than one |
|----|--|--|
| | From To | 2019 |
| 2. | . Were there any extended periods during whi state when and why? | ch you did not use the route at all? If so, please |
| | No | |
| | | |
| | | |
| 3. | . How did you use the application route and how | w often? [Please the number of times you used it |

in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|-----------|---------------------------|------------------|-----------------------|-------------------------------|
| On foot | | Most week | | | | |
| On horseback | | | | | | Never |
| By pedal cycle | | | s a month it this time | | | |
| By car | | | | F | robably one a year | e |
| Other [please specify] | | | | | | |
| | | | | | | |

| 4. | На | s the application route always followed the same course? |
|----|------|---|
| | ☑ | Yes |
| | | Don't know |
| | | No |
| | If n | no – how and when was the route altered? |
| | | |
| | | |
| | | |
| 5. | [Pl | proximately how wide is the application route? ease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the ite. If this varies, please describe how] [Or please state 'Don't know'] |
| | Ap | prox 3 m wide. I have never needed to pass anything whilst in a vehicle (although there are |
| | se | veral gateways). Obviously no problem passing when on foot or pedal cycle. |
| | | |
| 6. | | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | Μι | ud and stone. Grass in the centre between the wheel ruts. |
| | | |
| | | |
| 7. | На | ve there ever been any of the following on the application route? |
| | | Stiles [state locations and show on your map] |
| | | No |
| | | |
| | | |
| | | How long wore they in place? |
| | | How long were they in place? N/A |
| | | |
| | | |
| | | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] Several gates along the length of it but none of them have ever been locked. |
|----|------|---|
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | None. |
| | | |
| 8. | Dio | d any of the above prevent you from using the application route? |
| | Ø | No |
| | | Yes |
| | If y | res, please give details |
| | | |
| | | |
| | | |
| 9. | pul | we you ever seen any signs or notices suggesting whether or not the application route is a blic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be osecuted" etc) |
| | Ø | No |
| | | Yes |
| | | Don't know |
| | - | res – state when and give details, including when they were present and mark their location your map |
| | | |
| | | |
| | | |

| 10. Ha | ave you seen other people using the application route whilst you have been using it? |
|---------------|--|
| | No |
| ☑ | Yes |
| lf y | ves, please provide any additional information about this |
|] s | see other cyclists, runners and walkers (with and without dogs) regularly along this route. |
| V | ehicles are less frequent but there is obviously a fair amount of agricultural traffic |
| ar | nd some property access. |
| Land | Ownership |
| | ere you working for any owner or occupier of land crossed by the application route at the ne when you used it, or were you then a tenant / licensee of any such owner? |
| Ø | No |
| | Yes |
| lf y | ves, provide details and dates |
| | |
| | |
| | |
| | d the owner or occupier ever give you permission (or did you seek permission) to use the plication route? |
| | No |
| | Yes |
| lf y | ves, |
| a. | From whom? |
| b. | When? |
| | |

| 13 | | s anyone ever told you the application route was not public (including by an owner, tenant of land or by anyone in their employment)? |
|----|------|---|
| | Ø | No |
| | | Yes |
| | If y | es, by whom and when? |
| | | |
| | | |
| | | |
| 14 | . Ha | ve you ever been stopped or turned back when using the application route? |
| | Ø | No |
| | | Yes |
| | If y | es, please give details including when this happened |
| | | |
| | | |
| | | |
| 15 | Ha | s anyone else ever told you that they were prevented from using the application route? |
| | Ø | No |
| | | Yes |
| | If y | es, please give details including when this happened |
| | | |
| | | |
| | | |
| 16 | | ve you ever had a private right to use the application route? (for example, an easement, vate right of access, licence, etc) |
| | | No |
| | | Yes |
| | If y | es, please give full details, including who gave the permission, why and when |
| | | |
| | | |
| | | |

Other Information

| 17. | app | you have, or do you have knowledge of, any documentary evidence which is relevant to the olication route or which indicates public use? (for example photographs, guidebooks, letters, e documents, old maps, etc) |
|-----|-----------|---|
| | Ø | No |
| | | Yes |
| | If y | res – please provide details |
| | | |
| | | |
| | | |
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| | | |
| | | |
| 18. | as [Co | ease give any further information which you consider would be helpful in reaching a decision to whether the application route should be recorded as a public right of way? ontinue on a separate sheet if necessary] |
| | [If y | you wish to provide a separate sketch map, please do so and attach to this statement] |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| 19. | cla | ring the investigation Warwickshire County Council may want to interview some or all of the imants in order to gather additional information. Would you be willing to talk to an officer m Warwickshire County Council about your knowledge of the application route? |
| | Ø | Yes |
| | | No |
| 20. | . Wc | ould you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | | Yes |
| | ☑ | No |
| | | |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here Simon Pollard |
|--------|---|
| Your: | Home Telephone Number |
| | Mobile Telephone Number 07770 433287 |
| | Email Address simon.pollard@yahoo.co.uk |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: Simon P Pollard

Date: 4/2/2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

DECLARATION

Data Protection Act 2018

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This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name hereSTUART BUNN |
|--------|---|
| Your: | Home Telephone Number |
| | Mobile Telephone Number 07546 443 844 |
| | Email Address Stuartburn a notmail. Co.UK |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date: 5.2-19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

| Application Number Appendix 42 | Witness Number (for office use only) |
|--|--|
| | COMMUNITIES GROUP LEADERSHIP TEAM |
| Warwickshire County Council | Wildlife & Countryside Act 1981 form Definitive Map and Statement of Public Rights of Way for Warwickshire |
| Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX | User Evidence Form |
| ABOUT YOU | |
| Name MR STU | IRT BUNN |
| Address 5 MAKEPEA | CE HOUSE, GASTFIELDS, |
| BRAUNSTON | , DAVENTRY, NORTHANTS |
| | |
| | Postcode NN117JN |
| Year of Birth 1964 | |
| Have you lived at any other ad If so, please provide details an | dresses during the time you have used the path or way? d years [full addresses are not required] |
| | BRAUNSTON, 1997- 2017 |
| 8 ARCHER AVE, BA | AUNSTON 1965 - 1997 |
| ABOUT THE APPLICATION F | ROUTE |
| How do you think the application | on route should be recorded? |
| ☐ As a footpath (public rig | hts on foot only) |
| ☐ As a bridleway (public r | ights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (p | public rights on foot, on horseback or any non-motorised vehicle) |
| ☑ As a byway open to all | traffic (public rights for all classes of use, including motor vehicles) |
| can) | include start and finish points and provide OS grid references if you |
| AS SHOWN ON YOUR | OWN PLAN REPERENCE E2289 SC/LOCATION. |

By pedal cycle

Other [please specify]

By car

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you us method please indicate a | e the appl Il dates. | ication route | e? If you use | ed the route by | more than | one |
|----|--|---------------------------|----------------------------|------------------------------|---------------------------------|--------------------------------|-------------------------|
| | From 1975 | | To . | CURRE | NT DATE | | |
| 2. | Were there any extended state when and why? | d periods o | during which | h yo u did no | ot use the rout | e at all? If | so, please |
| | | | | | | | |
| | | *********** | | | ••••• | | |
| | | | •••••• | | **************** | ************ | |
| 3. | How did you use the appl in the columns below]. Pl time you were using it. | ication rou lease give | te and how dates if you | often? [Plea ir method of | ase the number use changed s | r of times yo significantly | ou used it in the |
| | | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
| | On foot | | | | / | | |
| | On horseback | | | | | | |
| | | | DAY | V | . / | | |

Summer

WINTER

| 4. | | as the application route always followed the same course? Yes |
|----|-----------|--|
| | Mar | Yes |
| | | Don't know |
| | | No |
| | lf | no – how and when was the route altered? |
| | | |
| | ••• | |
| | | |
| 5. | [P | proximately how wide is the application route? lease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the ute. If this varies, please describe how] [Or please state 'Don't know'] |
| | ••• | 3-4 memes |
| | | |
| | ••• | |
| 6. | W! [Fo | hat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | ••• | IT HAS GRASS, GRAVEL & CARTH |
| | | |
| | | |
| 7 | l la | |
| 7. | | ve there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | |
| | | |
| | | |
| | | How long were they in place? |
| | | |
| | | |
| | | |
| | | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|------|---|
| | | THERE ARE S GATES APPROXMATELY. IN RECENT YEARS, ONLY |
| | | THE ONE ON THE IVY BRIDGE AND THE NEXT GATE HAVE |
| | | BEEN SHUT. (NOT LOCKED) |
| | c. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | |
| | | |
| | | ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, |
| | | |
| 8. | Dic | any of the above prevent you from using the application route? |
| | | No |
| | | Yes |
| | lf y | es, please give details |
| | •••• | |
| | **** | ••••••••••••••••••••••••••••••••••••••• |
| | | |
| 9. | put | ve you ever seen any signs or notices suggesting whether or not the application route is a plic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be esecuted" etc) |
| | | No |
| | | Yes |
| | | Don't know |
| | | es – state when and give details, including when they were present and mark their location your map |
| | •••• | |
| | | |
| | | |

| 10 | . Have you seen other people using the application route whilst you have been using it? |
|-----|---|
| | □ No |
| | |
| | If yes, please provide any additional information about this |
| | I'VE MET, WALKERS, CYCLISTS AND HORSE RIDERS |
| | |
| | •••••• |
| La | and Ownership |
| 11. | . Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? |
| | ™ No |
| | □ Yes |
| | If yes, provide details and dates |
| | |
| | *************************************** |
| | |
| 12. | . Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| | □ No |
| | □ Yes |
| | If yes, |
| | a. From whom? |
| | b. When? |

| 13 | the land or by anyone in their employment)? |
|-----|---|
| | ☑ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | |
| 14 | . Have you ever been stopped or turned back when using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 15. | Has anyone else ever told you that they were prevented from using the application route? |
| | ₩ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | □ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |

Other Information

| 17. | Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|---|
| | □ No |
| | ☑ Yes |
| | If yes – please provide details |
| | I HAVE OS EXPLORER 222 WHICH SHOWS IT AS PUBLIC ACCESS |
| | |
| | |
| | |
| | |
| | |
| 18. | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| | I HAVE USED THE ROUTE FOR OVER 30 YEARS ON MY MOUNTAIN BIKE TO |
| | GET ACCESS TO OTHER BRIDLE WAYS IN WARKS. IT IS SAFER TO USE |
| | THIS ROUTE THAN USE THE AUS. |
| | I HAVE ALSO USED THIS ROVTE FOR WALKS SINCE I WAS A CHILD |
| | |
| | |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| | ☑ Yes |
| | □ No |
| 20. | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| | ☑ Yes |
| | □ No |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

Please print your name here SUBIE JONES

Your: Home Telephone Number 0.1788 890842

Mobile Telephone Number 0.7971 194 187

Email Address Susie Michael 2012 29 mail: com

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature: S. Jenes

Date: 26/2/19.

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available



Wildlife & Countryside Act 1981
Definitive Map and Statement of Public Rights of
Way for Warwickshire

form

4

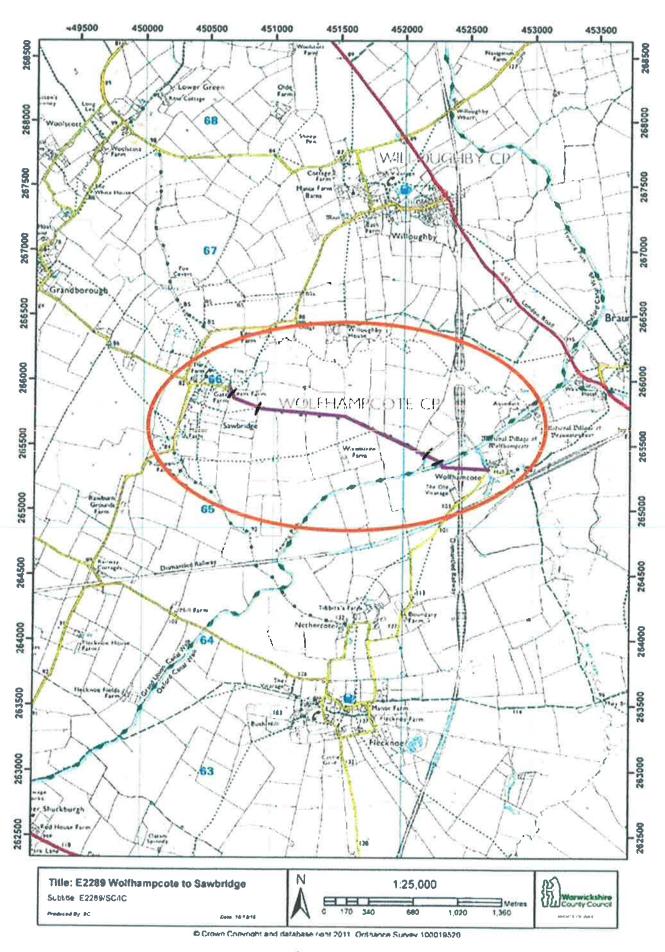
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name Susie Jones |
| Name Susie Jones Address 15 Mill Close. Braunston Daventry |
| |
| |
| Postcode NHII7I+Y |
| Year of Birth 20:12: H8 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| Ves Flecknoe Farm, Flecknoe |
| Ves. Flecknoe Farm. Flecknoe 50 yrs. CV23 8AU |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can |
| Sandridge village to hostphamate |
| |
| |
| |

MAP OF THE APPLICATION ROUTE

| Please | attach | an | extract | from | a ma | o of | your | own | choice | to | identify | / the | route | you | are p | providing |
|---------|---------|-------|---------|-------|---------|------|--------|-----|---------|-----|----------|-------|--------|-------|-------|-----------|
| eviden | ce abo | ut, a | ind ann | otate | it with | any | /thing | you | provide | def | tails ab | out i | n this | state | ment | . Please |
| sign ai | nd date | your | r map. | | | | | | | | | | | | | |

| in the state of th | | |
|--|--|--|
| | | |
| | | |



S.M. Jenes. 26:2:19.

| 10. Have you seen other people using the application route whilst you have been using it? |
|--|
| □ No |
| √Z Yes |
| If yes, please provide any additional information about this People riding a walking dogs. Trador a vehicle access to the farm + land |
| of Mr. Hard a Mr Cleaner. |
| Land Ownership |
| 11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner? No |
| □ Yes |
| If yes, provide details and dates |
| |
| ************************************** |
| |
| 12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route? |
| ☑ No |
| □ Yes |
| If yes, |
| a. From whom? |
| b. When? |

| | b. Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|--|
| | AZ gates never locked-left open, on |
| | occasions closed for stock but never |
| | locked. |
| | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | None |
| | |
| | |
| | ······································ |
| 0 | |
| 8. | , , , , , , , , , , , , , , , , , , , |
| | ☑ No |
| | □ Yes |
| | If yes, please give details |
| | |
| | |
| | *************************************** |
| 9. | Have you ever seen any signs or notices suggesting whether or not the application route is a publi |
| | right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted etc) |
| | ☑ No |
| | □ Yes |
| | □ Don't know |
| | If yes – state when and give details, including when they were present and mark their location on your map |
| | *************************************** |
| | |
| | |
| | |

| 4. | Ha | as the application route always followed the same course? |
|----|-----------|--|
| | Ø | Yes |
| | | Don't know |
| | | No |
| | lf r | no – how and when was the route altered? |
| | ••• | |
| | ••• | |
| | 9.900 | |
| 5. | [Pl | proximately how wide is the application route? lease give your estimate of the width across which you used the route including the width used len passing others or using it with others. Take care to consider the overall width of the route. If s varies, please describe how] [Or please state 'Don't know'] |
| | | 3 metres approx |
| | | |
| | | |
| 6. | WI [Fo | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | | Some grossipteme & some earth |
| | **** | , |
| | | |
| 7. | На | ve there ever been any of the following on the application route? |
| | a. | Stiles [state locations and show on your map] |
| | | No: |
| | | |
| | | |
| | | How long were they in place? |
| | | |
| | | *************************************** |
| | | |
| | | |

YOUR USE OF THE APPLICATION ROUTE

| 1. | please indicate all dates. |
|----|--|
| | From 1978 to 2019. |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? No. |
| | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it. |
| | |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------|
| On foot | | | | | | |
| On horseback | | | / | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |
| | | | | | | |

| 13 | . Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|-----|---|
| | ⊿ No |
| | □ Yes |
| | If yes, by whom and when? |
| | |
| | |
| | *************************************** |
| 14 | . Have you ever been stopped or turned back when using the application route? |
| | ∠ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | *************************************** |
| | |
| | |
| 15 | Has anyone else ever told you that they were prevented from using the application route? |
| | ☑ No |
| | □ Yes |
| | If yes, please give details including when this happened |
| | |
| | |
| | |
| 16. | Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc) |
| | ☑ No |
| | □ Yes |
| | If yes, please give full details, including who gave the permission, why and when |
| | |
| | |
| | |
| | |

Other Information

| 17. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|---|
| ☑ No |
| □ Yes |
| If yes – please provide details |
| |
| |
| |
| |
| |
| 18. Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] |
| My husband was born in Hecknoe is 1947 a has always |
| Known the rante to be an established track regularly used |
| by riders, walker, cyclists , vehicle access to the land . Until |
| The Thompson sold the land to The Hard the track was never |
| funcial + the gates that remain were dust to prevent stock |
| forced + the gates that remain were dust to prevent stock stocked to be prevent stock and their stocked on separate she |
| 19. During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| ☑ Yes |
| □ No |
| 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| ⊈ Yes |
| □ No |
| |

Appendix 42 Continued from question 18.

The right of way to this track has never been in question for generations. The people who was live in the receivily converted barns I'm owner were aware of the free access to the track when they purchased, therefore is it reasonable that the very few should deny the avoiend given right of others?

Public Right of Way User Evidence Statement

This statement should be completed and returned to the person making the application so that it can be submitted with or form part of an application seeking a change to the Definitive Map and Statement of Public Rights of Way.

This statement is intended to provide preliminary evidence about the application. When Warwickshire County Council commences detailed research, an officer from that authority may contact you to seek further information or ask you to be interviewed about your evidence.

This statement is designed to help establish whether or not the route being claimed in the application is a public right of way. It also provides evidence of how it is used (for example on foot, on horseback, by vehicles etc).

You should answer the questions as fully as possible and not keep back any information, whether for or against the public claim. This is important if this information is to be of real value in establishing the status of the application route. The information given may be examined at a public inquiry.

This statement should be completed by one person only and should relate to only one route. If you need more space please continue on a separate sheet which will need to be attached to this statement.

If completing the statement by hand, please ensure it is written legibly and in black ink.

Confidentiality - Please Read Carefully

The information you give in this statement cannot be treated as confidential.

- It may be necessary for Warwickshire County Council to disclose information received from you to others, which may include other local authorities, the Planning Inspectorate and other government departments, public bodies, other organisations, landowners and members of the public. If the application proceeds to a public inquiry your evidence will be made available to the inquiry.
- If Warwickshire County Council proceeds with the application but it is contested (for example by a landowner), there may be a public inquiry. This will be held locally and if you are unable to attend your evidence will be given in writing, but user evidence is of much greater value if you attend in person and are prepared to answer questions about it. Inquiries are kept as informal as possible and Warwickshire County Council will help you with the procedure.
- The information you give in this statement will be processed in accordance with the Data Protection Act 2018. It is held by the Warwickshire County Council's Rights of Way Service for the sole purpose of processing the application for the route referred to. For more information see www.warwickshire.gov.uk/dataprotection

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Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX

User Evidence Form

| ABOUT YOU |
|--|
| NameTrines Ward |
| Address 26 Greenway, Braunston, Daventry |
| |
| |
| Postcode NN11 7JT |
| Year of Birth |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| N/A |
| |
| |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| ☐ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| The path between the hamlet of Wolfhampcote, running over the lines of the disused |
| Great Central Railway and the Grand Union Canal and then on to the hamlet of Sawbridge |
| believed known as "Wolfhampcote Lane" as identified in your plan ref. E2289/SC/Location. |

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.

| The application route is as identified by you in your plan reference E2289/SC/Location. |
|---|
| |
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| |
| |

YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 2002 To 2019 |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | I have only used this route very occasionally, perhaps no more than twenty five times during |
| | the period indicated above. My use has been mainly confined to the section from |
| | Wolfhampcote to the canal bridge. |
| 3. | How did you use the application route and how often? [Please the number of times you used it |

3. How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it.

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|----------------|-------------------------------|
| On foot | | | | | | |
| On horseback | | | | | | |
| By pedal cycle | | | | | | |
| By car | | | | Slightly m | ore than o | nce a year |
| Other [please specify] | | | | | | |
| | | | | | | |

| 4. | На | s the application route always followed the same course? | | | | |
|----|---|---|--|--|--|--|
| | abla | Yes | | | | |
| | | Don't know | | | | |
| | | No | | | | |
| | lf r | no – how and when was the route altered? | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| 5. | [Pl | proximately how wide is the application route? ease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the ute. If this varies, please describe how] [Or please state 'Don't know'] | | | | |
| | Do | on't know but just about wide enough in many places for cars to pass each other. | | | | |
| | | | | | | |
| | | | | | | |
| 6. | What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map] | | | | | |
| | Mainly earth and gravel. Some concrete in the approaches to and on the railway and | | | | | |
| | ca | canal bridges. | | | | |
| | | | | | | |
| 7. | На | ve there ever been any of the following on the application route? | | | | |
| | a. | Stiles [state locations and show on your map] | | | | |
| | | No, not on the section I have used | | | | |
| | | | | | | |
| | | | | | | |
| | | How long were they in place? | | | | |
| | | N/A | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] |
|----|------|--|
| | | There is a gate on the north side of the canal bridge. I've never found it locked. |
| | | |
| | | |
| | | |
| | C. | Other barriers [state what they were and location, how long they were in place and show on your map] |
| | | None that I am aware of. |
| | | |
| | | |
| 8. | Dio | d any of the above prevent you from using the application route? |
| | abla | No |
| | | Yes |
| | If y | ves, please give details |
| | | |
| | | |
| | | |
| 9. | pu | ave you ever seen any signs or notices suggesting whether or not the application route is a blic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be osecuted" etc) |
| | | No SSlightly |
| | | Yes |
| | | Don't know |
| | - | ves – state when and give details, including when they were present and mark their location your map |
| | | |
| | | |
| | | |

| 10. Hav | ve you seen other people using the application route whilst you have been using it? | | | | |
|---|--|--|--|--|--|
| | No | | | | |
| abla | Yes | | | | |
| If y | es, please provide any additional information about this | | | | |
| Horse riders, ramblers, other car users (particularly cars belonging to canal | | | | | |
| <u>ow</u> | ners who need to use this road for access to their residential moorings). | | | | |
| | | | | | |
| Land C | Ownership | | | | |
| | re you working for any owner or occupier of land crossed by the application route at the e when you used it, or were you then a tenant / licensee of any such owner? | | | | |
| ∀ | No | | | | |
| | Yes | | | | |
| If y | es, provide details and dates | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | the owner or occupier ever give you permission (or did you seek permission) to use the dication route? | | | | |
| abla | No | | | | |
| | Yes | | | | |
| If y | es, | | | | |
| a. | From whom? | | | | |
| b. | When? | | | | |
| | | | | | |

| 13. Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)? |
|--|
| √Z No |
| □ Yes |
| If yes, by whom and when? |
| |
| |
| |
| 14. Have you ever been stopped or turned back when using the application route? |
| √Z No |
| □ Yes |
| If yes, please give details including when this happened |
| |
| |
| |
| 15. Has anyone else ever told you that they were prevented from using the application route? |
| √Z No |
| □ Yes |
| If yes, please give details including when this happened |
| |
| |
| |
| 16. Have you ever had a private right to use the application route? (for example, an easemen private right of access, licence, etc) |
| √Z No |
| □ Yes |
| If yes, please give full details, including who gave the permission, why and when |
| |
| |
| |

Other Information

| 17 | Do you have, or do you have knowledge of, any documentary evidence which is relevant to application route or which indicates public use? (for example photographs, guidebooks, le sale documents, old maps, etc) | |
|----|---|--------|
| , | No No | |
| | □ Yes | |
| | If yes – please provide details | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| 40 | | |
| 18 | Please give any further information which you consider would be helpful in reaching a decase to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] | cision |
| | None | |
| | | |
| | | |
| | | |
| | | |
| | | |
| 40 | Desire the investigation Warnishakira Occurs Occurs I are supplied in interest and a later in the interest of | |
| 19 | During the investigation Warwickshire County Council may want to interview some or all c claimants in order to gather additional information. Would you be willing to talk to an o from Warwickshire County Council about your knowledge of the application route? | |
| | √Z Yes | |
| | □ No | |
| 20 | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? | |
| | □ Yes | |
| | √Z No | |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here | NES ANTONIA WARD |
|--------|--------------------------|---|
| Your: | Home Telephone Number | 01788 899105 |
| | Mobile Telephone Number. | 07969 168612 (very poor or nil reception in Braunston!) |
| | Email AddressTrines@B | raunston.Org.Uk |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date: 30th January 2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

Appendix 42

Attn. Sonu Copson re. Wolfhampcote Lane, your ref E2289

Trines <trines@braunston.org.uk>

Thu 07/02/2019 22:20

To: Archived - Country Paths <archived-paths@warwickshire.gov.uk>

8 attachments (4 MB)

Wolfhampcote La E2289 Form4 - User evidence.pdf; 1794 map.png; 1806 CSmith New Map GB.jpg; 1834 OS 1st series.jpg; 1898 map.png; 1901 map.png; 1919 map.png; 1946 OS.png;

Dear Sonu

I refer to my submission of "Form 4" in respect of Wolfhampcote Lane, your ref E2289, sent to you on 30th January and kindly acknowledged by you on the same day.

I imagine your department has access to every available historic map covering areas of your county! Nevertheless, I would appreciate you adding to my submission, the attached seven map images which cover the last two hundred years, all clearly showing a well-defined road along the route of Wolfhampcote Lane. Indeed, some of the Ordnance Survey maps colour the lane in the same colour as the other public roads in the immediate area thus very strongly suggesting they have the same public use status. For your convenience I also attach a further copy of my Form 4.

I understand these two settlements go back to at least Anglo-Saxon times, both being mentioned and valued in the Domesday Book and worth the princely sums of £1 and £2.5s.0d!! It is surely inconceivable these two closely adjacent villages have not had a publicly used roadway between them along this route for over a thousand years?

Is it possible please to advise me in due course of the outcome of your findings in this case?

| Sincerely | |
|---------------------------|--|
| Trines Ward | |
| | |
| | |
| Virus-free. www.avast.com | |

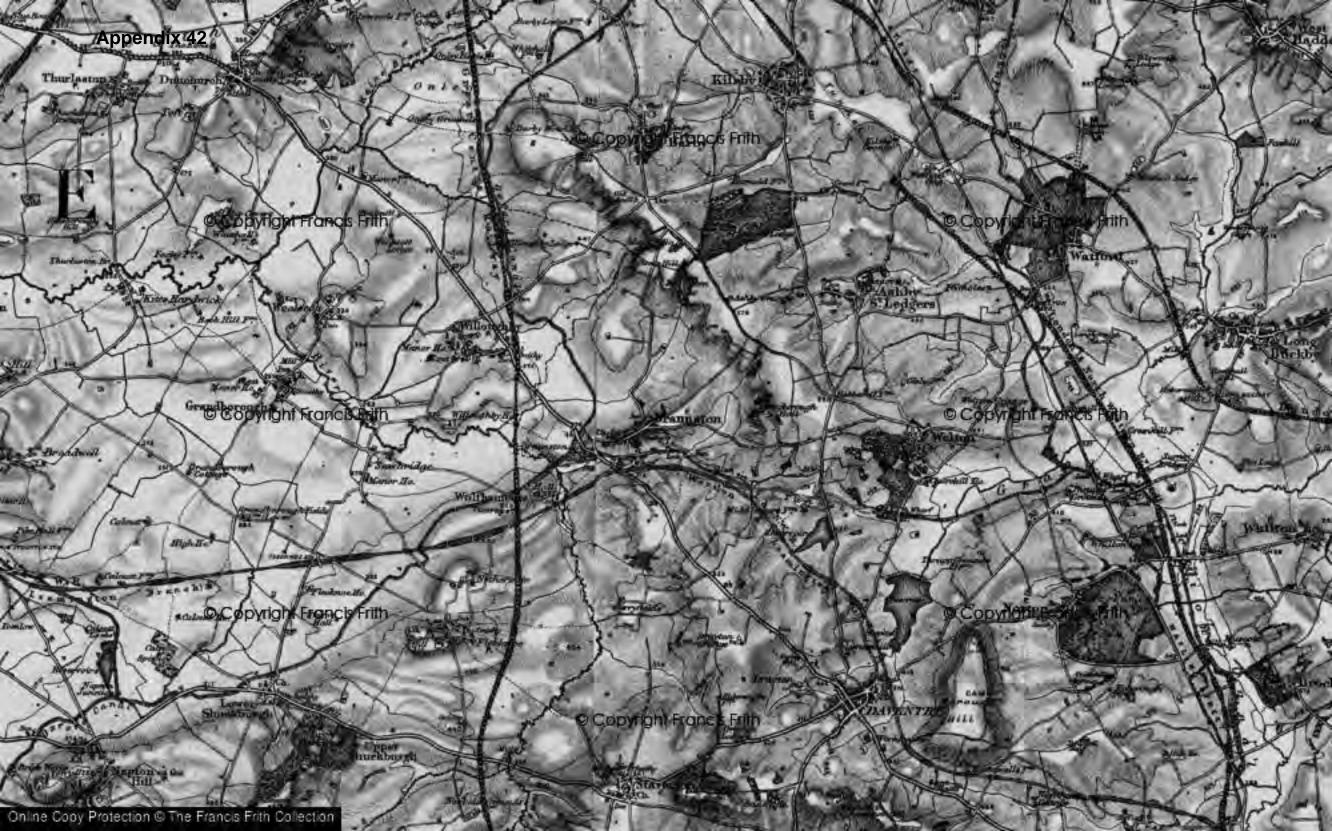
pend Flecknoe

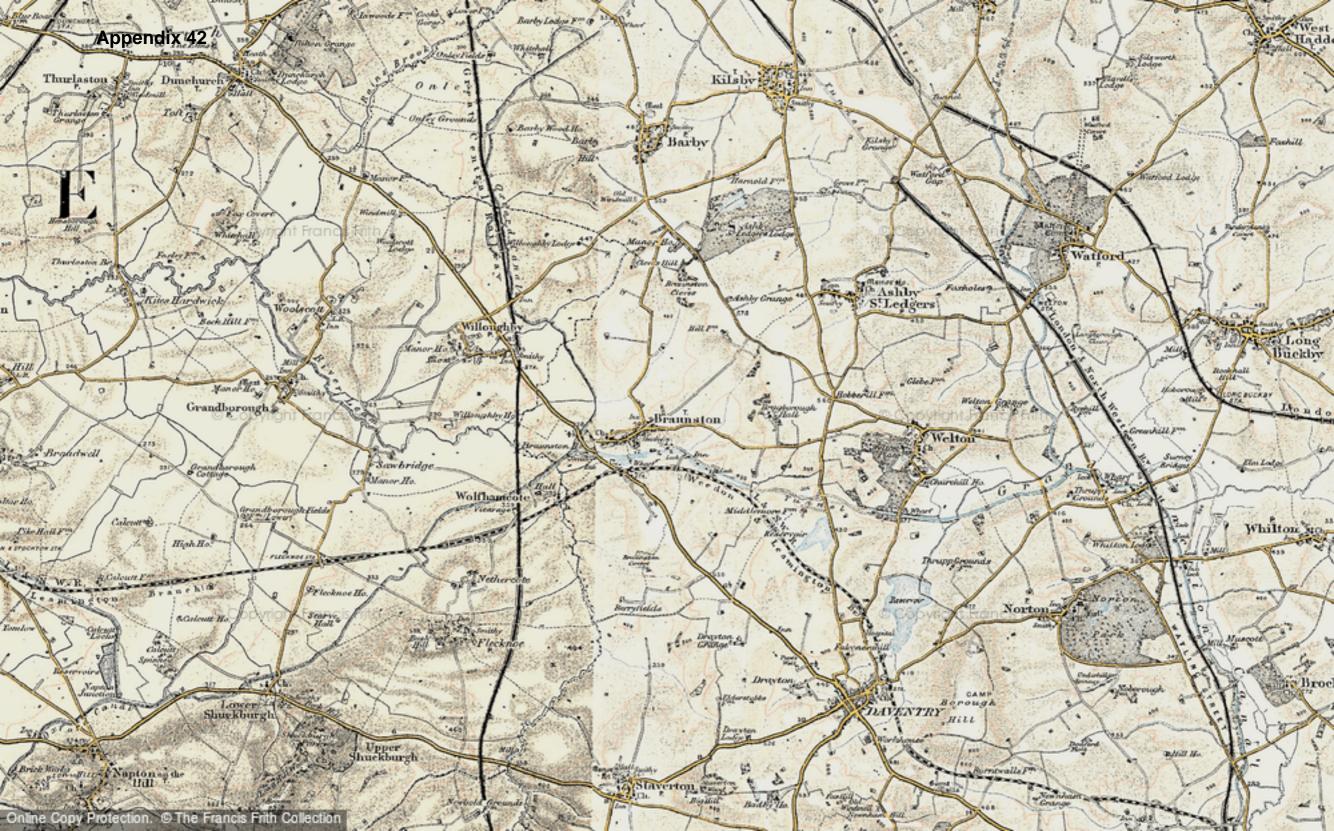
A "1794 Map" published in Braunston Conservation Appraisal published by Daventry D.C. July 2018 Road from Wolfhampcote to Sawbridge very clearly shown (and cirded in red) and seemingly given the same status as the other surrounding public roads.

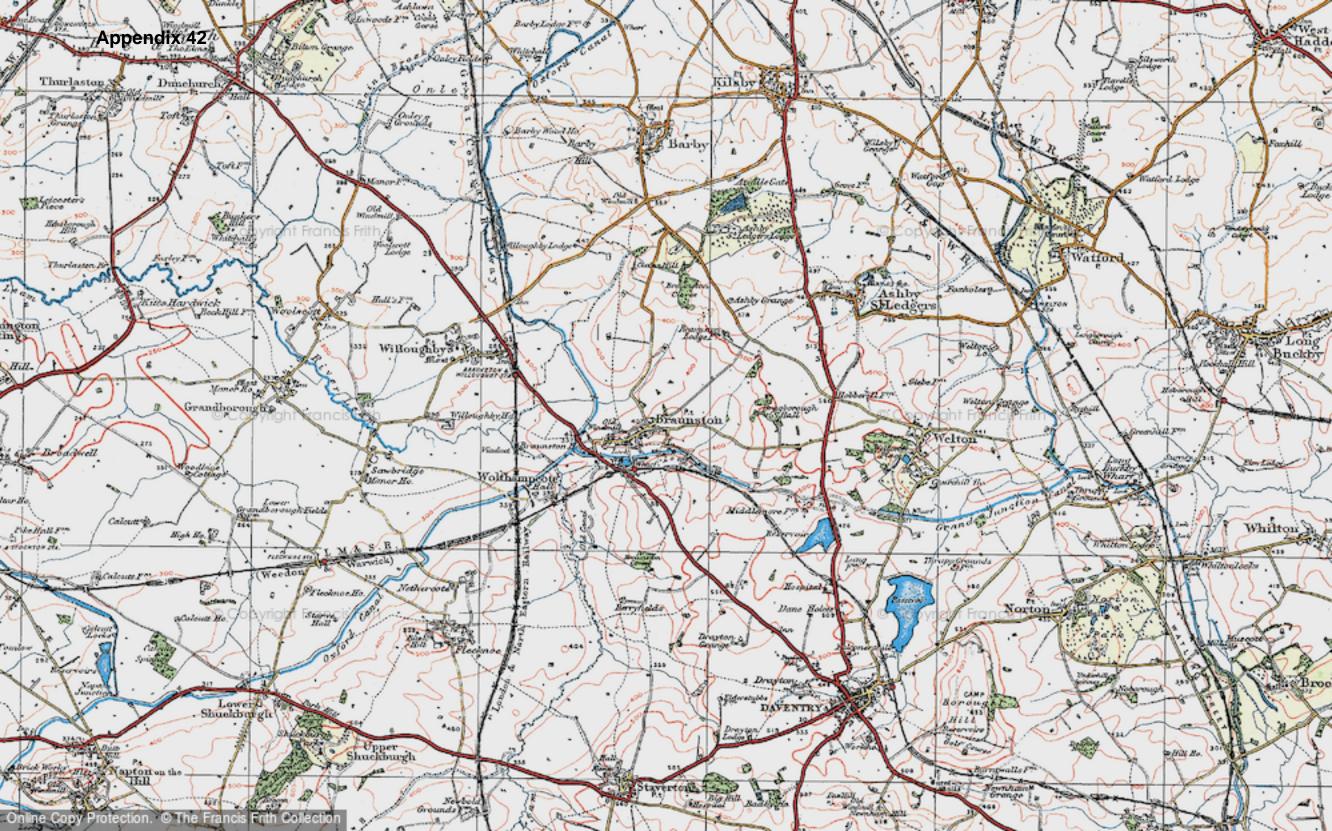


clearly showing road (circled in red)from
Wolfhampcote to Sawbridge and crossing
the newly straightened line of Oxford Canal











RECEIVED 29 JAN 2019

COL MUNITIES GROUP

E2289 Sawbridge to Wolfhamcote USER EVIDENCE FORM

| 1. | Full Name (Mr/Mrs/Miss/Ms/Dr.)Mr William McIntyre | |
|------|---|------------|
| 2. | Address 1 Little lane, Aynho OX17 3BJ | |
| | | |
| 3 | Contact Phone Number 07731664482 | |
| | Description of the E2289 road | |
| | The E2289 is a hard stoned road from its beginning at Sawbridge to its Wolfhamcote, the last 100m or so being a Tared road as one would encoublic carriageway in Warwickshire | |
| Do y | ou regard this road to be public? If yes, for how many years? Yes As long as I ca | n remember |
| 4.: | Do you regard it as: A public footpath (i.e for walkers only) | NO |
| | A public bridleway (i.e. for walkers and horse riders/cyclists) | NO |
| | A public restricted byway (i.e. for walkers, horse riders/cyclistsand non-mechanically propelled vehicles -e.g. horse and cart) | , NO |
| | A public Carriageway (i.e. open to vehicles use) | YES |
| 5. | Have you used the above path? | Yes |
| | • | r2000 |
| | • | r2017 |
| | During this period have there been any years when you have not used it | |
| | If yes, which years were they and why? Years | |
| | Reason: | |
| 6. | Do you still use the Road? | Yes |
| 7. | How have you used the path? | |
| | On foot Years to | |

Appendix 42

| By bicycle By non-mechanically-propelled vehicles | Years Years | | to | |
|---|----------------|----------|----|----------|
| With mechanically-propelled vehicles (e.g. motor-bike or car) | Years 18 | As above | to | As Above |

| 8. | Where | were | vou | aoina | to: |
|----|-------|------|-----|-------|-----|
| | | | | | |

Wolfhamcote

and from:

Sawbridge

- 9. a) Has this way always run over the same route? YES
 - b) If it has been diverted, please give details and dates:
- 10. How often have you used the path throughout the period you have stated in question 6?

| | Daily | Once a week | Once a month | Less than once a month * |
|--|-------|-------------|--------------|----------------------------|
| On foot | | | | |
| On horseback | | | | |
| By bicycle | | | | |
| With non-mechanically- propelled vehicles | | | | |
| With mechanically- propelled vehicles | | | | Yes circa 6 per year |

^{*}If less than once a month, please state how many times per year you used the way.

11. For what purpose did you use the road (e.g. for pleasure, visiting friends, going shopping etc)?

Pleasure

- Did you think you had a right to use the road (i.e. you did not have a private right and did not ask for permission)?
 Yes
 If no, who gave you permission and when?
- 13. Have there, to your knowledge, ever been on the road any gates, bridges or culverts or any other structures which helped you to use the road? Yes If yes, please give details.
 A number of gates and bridges
- **14.** Have you ever seen any signs or notices on the road? If yes, where were they and what did they say?

No

Between which dates were they present?

a) During the period when you used the road, were you an owner or occupier of any land adjoining or crossed by the path, or were you an employee or relative of any such owner or occupier?

No
If yes, please give details:

| Did v | you consider the wa | v to be public or | private? | Pub | li | c |
|-------|---------------------|-------------------|----------|-----|----|-------|
| Did | you consider the wa | y to be public of | private: | ГU | IN | יווטו |

16. Did anyone ever attempt to turn you back or say that you had no right to use the way?

No

Appendix 42

| 17. | Was there ever any obstruction to your use of the path, such as a fence or | locked gate? |
|------------------|---|-----------------|
| | d you ever meet the landowner, his tenant or any of his employees or family If so, what if anything did they say to you? othing | y? Yes |
| 19. | Do you know anyone else who has used the path? | Yes |
| 20. | If yes, please give details. | |
| | The road is regularly used by my friends and colleagues and also membe motorcycle community | rs of the local |
| | Would you be willing to give evidence at a Public Local Inquiry? | Perhaps |
| 21. | Do you have any other information about the 'way' which you think might be | useful? |
| I heret true. | by confirm that to the best of my knowledge and belief the information stated | in this form is |
| Signa | ture: | |
| wmc | intyr | |
| e | | |
| Date: | | |
| 05/01/ | 2019 | |
| Thank | you for your assistance. | |
| | RMATION GIVEN IN THIS FORM IS IN THE PUBLIC DOMAIN AND MAY BE ABLE FOR PUBLIC SCRUTINY BUT NOT YOUR PERSONAL DETAILS. | MADE |

DECLARATION

Data Protection Act 2018

Under the Data Protection Act Warwickshire County Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

| Please | e print your name here 20E. PEINTRESS |
|--------|--|
| Your: | Home Telephone Number 1 |
| | Mobile Telephone Number 07841249846 |
| | Email Address barewtress @ Bormul. co.uk |

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date: 4/02/2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

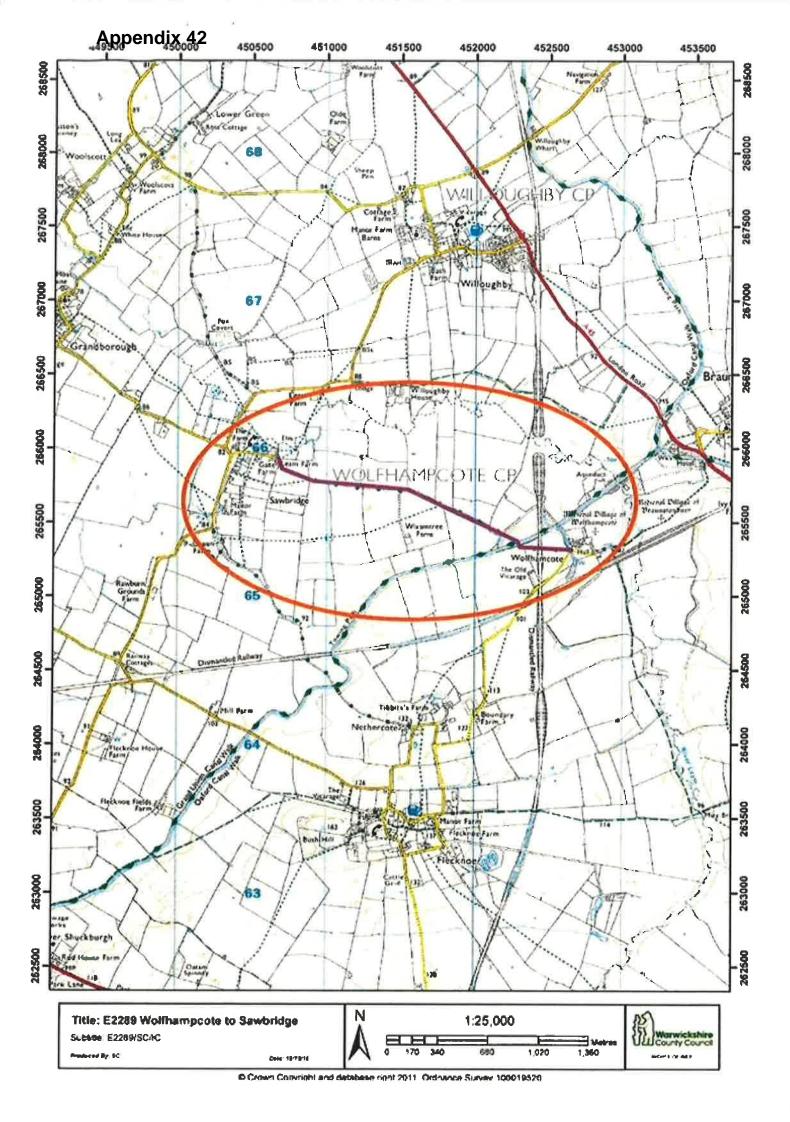


Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire

form

Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX **User Evidence Form**

| ABOUT YOU |
|--|
| Name ZUE PEWTRESS |
| Address 9 VICTARAGE ROAD |
| FLECKNOE |
| RUGBY |
| Postcode CVQ3 8AY |
| Year of Birth 1993 |
| Have you lived at any other addresses during the time you have used the path or way? If so, please provide details and years [full addresses are not required] |
| <i>N</i> 0 |
| ************************************** |
| ABOUT THE APPLICATION ROUTE |
| How do you think the application route should be recorded? |
| ☐ As a footpath (public rights on foot only) |
| ☐ As a bridleway (public rights on foot and on horseback or bicycle) |
| As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle) |
| ☐ As a byway open to all traffic (public rights for all classes of use, including motor vehicles) |
| Describe the application route (include start and finish points and provide OS grid references if you can) |
| Track from Wolfhampcote Farm to Sambridge |
| |
| ······································ |



| Appendix 42 | Witness Number | (for office use only) |
|---|---|--|
| | | |
| *************************************** | *************************************** | |
| MAP OF THE APPLICATION R | OUTE | |
| Please attach an extract from a evidence about, and annotate Please sign and date your map. | a map of your own choice to identify the rou it with anything you provide details abou | te you are providing t in this statement. |
| | | |
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YOUR USE OF THE APPLICATION ROUTE

| 1. | In which years did you use the application route? If you used the route by more than one method please indicate all dates. |
|----|--|
| | From 2006 To 2019 |
| 2. | Were there any extended periods during which you did not use the route at all? If so, please state when and why? |
| | <i>N</i> 0 |
| | |
| | |
| 3. | How did you use the application route and how often? [Please the number of times you used it in the columns below]. Please give dates if your method of use changed significantly in the time you were using it. |

| | Daily | Weekly | Monthly | Every few months | Once a year | Other (please describe) |
|------------------------|-------|--------|---------|------------------|-------------|-------------------------|
| On foot | | | | \ | | |
| On horseback | | | | | | |
| By pedal cycle | | | | | | |
| By car | | | | | | |
| Other [please specify] | | | | | | |

| 4. | Ha | as the application route always followed the same course? |
|----|----------|---|
| • | V | Yes |
| | | Don't know |
| | | No |
| | lf r | no – how and when was the route altered? |
| | • • • | |
| | ••• | |
| | | |
| 5. | [PI | proximately how wide is the application route? ease give your estimate of the width across which you used the route including the width ed when passing others or using it with others. Take care to consider the overall width of the ute. If this varies, please describe how] [Or please state 'Don't know'] |
| | | NOT KNOWN |
| | | |
| | **** | |
| 6. | | nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map] |
| | | BROKEN STONE |
| | | |
| | | |
| 7. | На | ve there ever been any of the following on the application route? |
| | | Stiles [state locations and show on your map] |
| | | , , , |
| | | |
| | | |
| | | How long were they in place? |
| | | now long were triey in place? |
| | | ************************************** |
| | | |
| | | |



| | b. | Gates [state locations, indicate whether locked – and when - and show on your map] HES THELE ALE GATES TO LEEP |
|----|--------|---|
| | | LIVESTOCK IN. THEY HAVE NEVER |
| | | 0 1 1 201 |
| | | BEEN LOCKED |
| | C. | Other barriers [state what they were and location, how long they were in place and show or your map] |
| | | *************************************** |
| | | |
| | | *************************************** |
| | | |
| 8. | Dic | any of the above prevent you from using the application route? |
| \ | 4 | No |
| | | Yes |
| | If v | es, please give details |
| | | , p |
| | | |
| | **** | ••••••••••••••••••••••••••••••••••••••• |
| | | ······································ |
| 9. | puk | ve you ever seen any signs or notices suggesting whether or not the application route is a plic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be esecuted" etc) |
| \ | Ø | No |
| | | Yes |
| | | |
| | | Don't know |
| | _ | Don't know es – state when and give details, including when they were present and mark their location your map |
| | _ | es – state when and give details, including when they were present and mark their location |
| | on | es – state when and give details, including when they were present and mark their location your map |
| | on | es – state when and give details, including when they were present and mark their location your map |



| 10. Have you seen other people | using the application route whilst you have been using it? |
|--|---|
| □ No | |
| Yes Yes | |
| RIDING | ditional information about this |
| Land Ownership | |
| | wner or occupier of land crossed by the application route at the eyou then a tenant / licensee of any such owner? |
| No No | |
| □ Yes | |
| If yes, provide details and dat | es |
| | |
| *************************************** | |
| *************************************** | |
| 12. Did the owner or occupier ever application route? | er give you permission (or did you seek permission) to use the |
| √ No | |
| □ Yes | |
| If yes, | |
| a. From whom? | |
| b. When? | |

| 13. | | s anyone ever told you the application route was not public (including by an owner, tenant of land or by anyone in their employment)? |
|-----|----------|---|
| \ | U | No |
| | | Yes |
| | If y | es, by whom and when? |
| | | |
| | **** | |
| 14. | Ha | ve you ever been stopped or turned back when using the application route? |
| | 7 | No |
| | | Yes |
| | If y | es, please give details including when this happened |
| | | |
| | | |
| | | |
| 15. | Has | s anyone else ever told you that they were prevented from using the application route? |
| | V | |
| | | Yes |
| | If y | es, please give details including when this happened |
| | •••• | |
| | | |
| | •••• | |
| 16. | | ve you ever had a private right to use the application route? (for example, an easement rate right of access, licence, etc) |
| | Z | No |
| | | Yes |
| | lf ye | es, please give full details, including who gave the permission, why and when |
| | ••••• | |
| | | |
| | | |

Other Information

| 17 | . Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc) |
|-----|--|
| • | No No |
| | □ Yes |
| | If yes – please provide details |
| | |
| | |
| | *************************************** |
| | |
| | |
| | |
| 18. | Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement] IT PROVIDES A SAFE AREA TO COSE |
| | AS IT'S OF ROAD |
| | |
| | ••••••••••••••••••••••••••••••••••••••• |
| | |
| 40 | |
| 19. | During the investigation Warwickshire County Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Warwickshire County Council about your knowledge of the application route? |
| \ | Yes Yes |
| | □ No |
| 20. | Would you be willing to attend a hearing, or public inquiry to give evidence if necessary? |
| • | ☐ Yes |
| | □ No |