Application Number

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

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User Evidence Form (Form 4) v5 May 2017

Warwickshire County Council	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 ALLSO	N BAKER	
Address 12 H	ICH STREET	
BRAL	NSTON	
DRUE	enitry	
Nor	THUANTS Postcode NMI 71	
Year of Birth		
	ddresses during the time you have used the path or way? nd years [full addresses are not required]	
THE BUN	GALOW, OLD ROAD,	
BRAUNSTE	,	
ABOUT THE APPLICATION	ROUTE	
How do you think the applicat	ion route should be recorded?	
As a footpath (public right)	ghts 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 al	I traffic (public rights for all classes of use, including motor	r vehicles)
Describe the application route can)	(include start and finish points and provide OS grid reference	ences if you
1 cross th	e Cielos from Braunste	<i>∽</i>

to woolfampeate op over the canal bridge and follow hack through to sawbridge

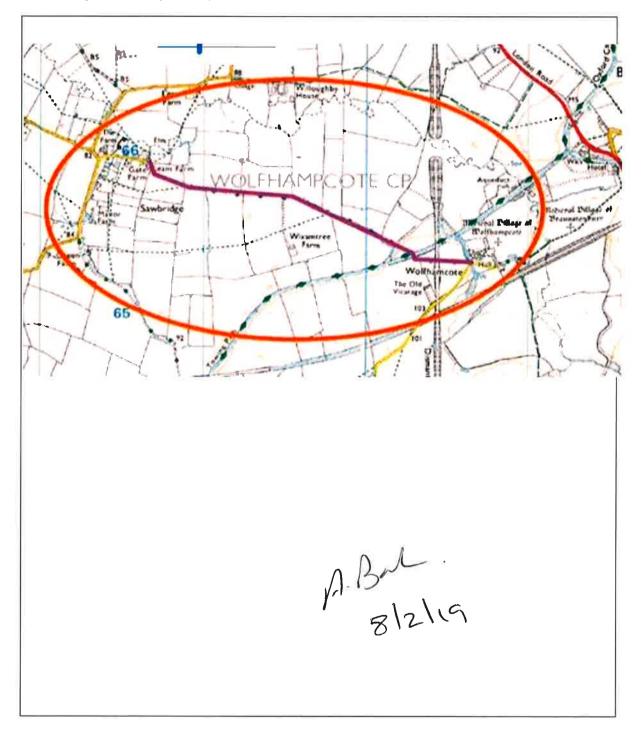
3

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.



User Evidence Form (Form 4) v5 May 2017

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 1932 To correct.

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		2				
By pedal cycle						
By car						
Other [please specify]						
when 1 1 rode	L	nad	hor	ses l	rode	(198
1 rode	00	er l	Here	- 2.	-34	meg c
week.						
2011-2	019		wal	ile n	in d	2055
2011-2 across	0	cca	55101	all 5		

User Evidence Form (Form 4) v5 May 2017

4.	Ha	as the application route always followed the same course?
		Don't know
		No
	١f١	no – how and when was the route altered?
5.	[Pl us roi	pproximately 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']
	N 	the path between verses is Nex 5ft.
	Ģ	Nex 5Ft.
	1992	
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]
	-	parkh.
	-	
	-	
7.	Ha	ave there ever been any of the following on the application route?
	a.	Stiles [state locations and show on your map]
		<i></i> ∼°.
		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. Did any of the above prevent you from using the application route?

No 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 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 People on push shes moro cross brues, the postman in his son, dog walkers and horse riders
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?
	I 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?
	D 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?
	☑ 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
Us	9 er Evidence Form (Form 4) v5 May 2017

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]

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?

Ves

🗆 No

20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?

□ Yes □ No

User Evidence Form (Form 4) v5 May 2017

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 J 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:

3/2/19 Date:

You should keep a copy of the completed statement

1.Buch

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

User Evidence Form (Form 4) v5 May 2017

Warwickshire County Council	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 AM	MANDA NILSSON	*****	
Address WOL-FHAW	MCSTE HALL,		
WOLFHAMPO	ote,		
RUGBY	, 		
WAEWICICS Postcode CV23 8AR Year of Birth 1979			
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] RMGRM (2001 - 2002)			
HGH NYC	UMBE (1998-2001)		
ABOUT THE APPLICATION I	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)

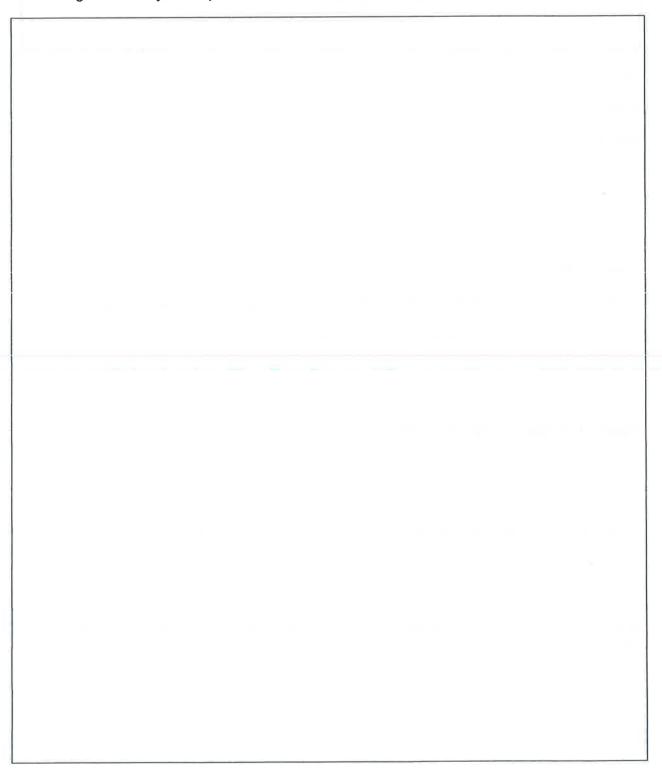
FROM OUR PROPERTY TO GATE FARM-LEAM 265500 - 265500452500 450500

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.



- 4. Has the application route always followed the same course?
- Yes Don't know 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'] 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] HARD CORE, GRAVEN 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? ND

b. Gates [state locations, indicate whether locked - and when - and show on your map] YES.
1 at Ivy Bidge, 1 further door, and an additional 2-4 or ef the year
c. Other barriers [state what they were and location, how long they were in place and show on your map]
No

V Yes

If yes, please give details

5

- 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

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

ght lest chors on 1-2 0 Wer , marked out is also a. unc la ss. 100 DV-VQ

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

Always. one vehicles, neighbours, neighbourse 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

VYes

If yes, provide details and dates

	tondo we are the land owned
12	. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route?
	□ No
	□ Yes N/A
	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)?

Ves Ves
If yes, by whom and when?
The lady at that Sandridge who is causing all this nonsense.
who is causing all this nonsense.
14. Have you ever been stopped or turned back when using the application route?
is 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
V Yes
If yes, please give details including when this happened
Granam Hards, Phillip Cleave, various horserides
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)
D NO NA
□ Yes
If yes, please give full details, including who gave the permission, why and when
9

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

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?

Ves

🗆 No

20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?

1 Yes

No

Application Number

WAReas Milindad

(VIEW GRAV BOLLIN (VIEW)

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.

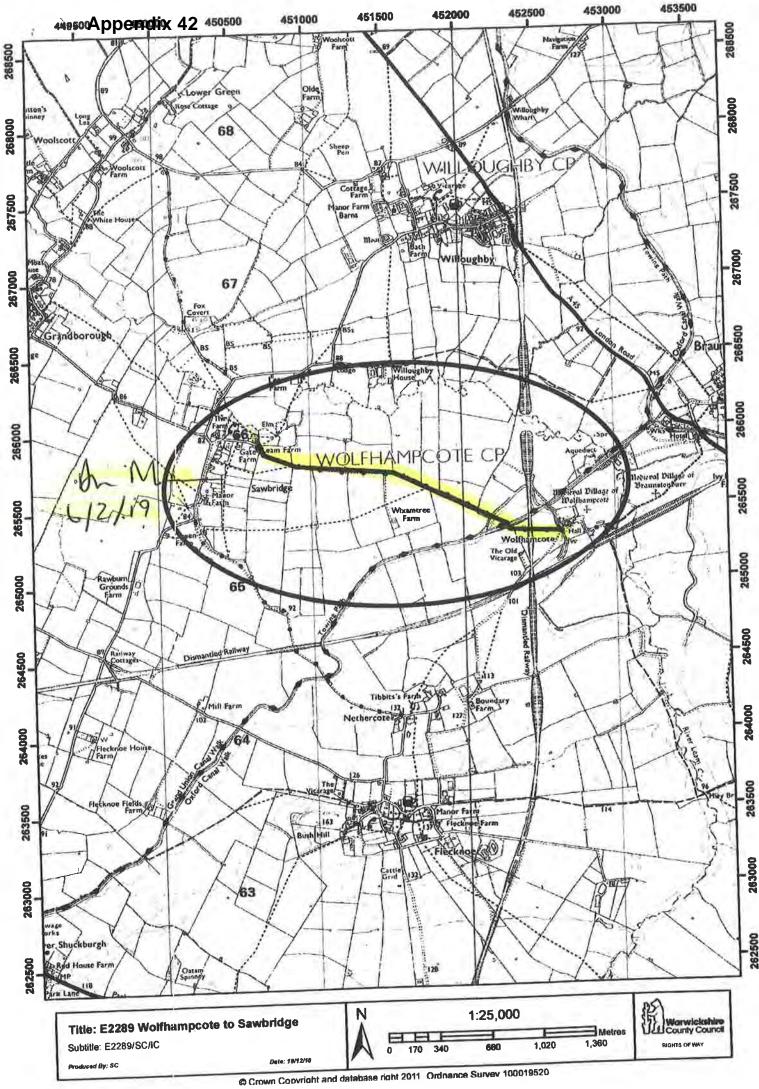
This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

Please print your name here	
Your: Home Telephone Number.	
Mobile Telephone Number. $07939 681740$	
Email Address . Amandath ompson 640	
or hother, 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:
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

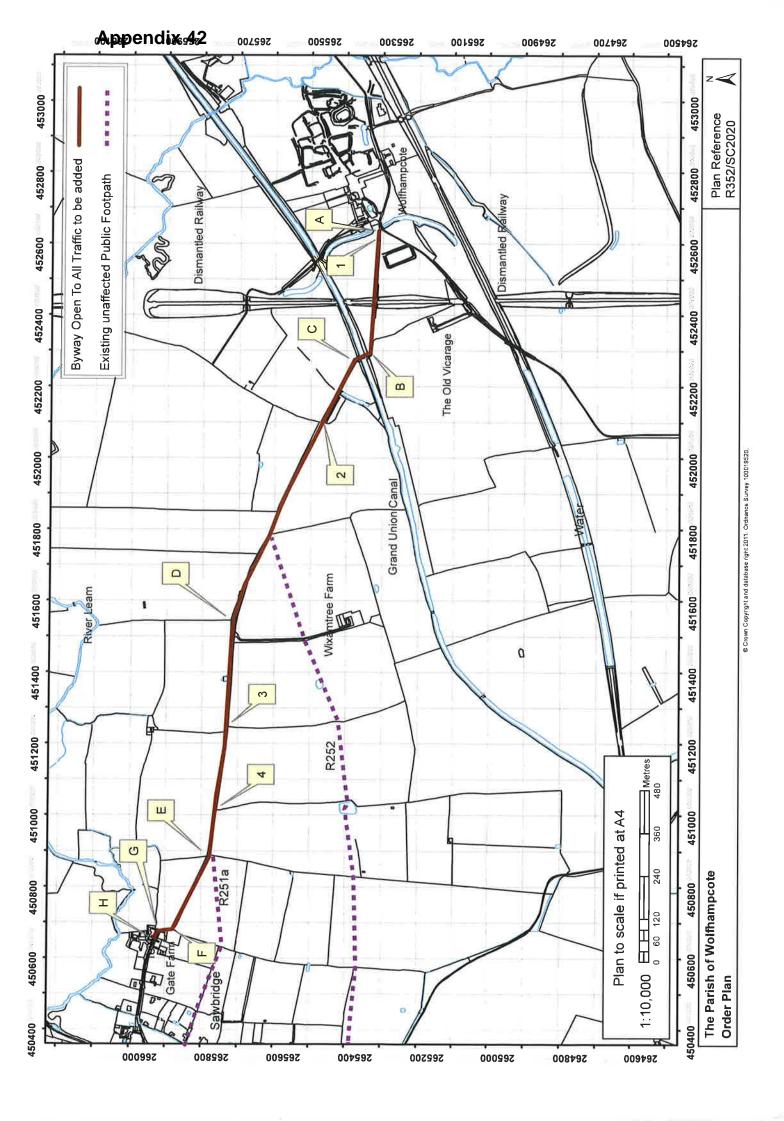
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Y	OUR USE OF THE APPLICATION ROUTE Our family branght ne form
1.	In which years did you use the application route? If you used the route by more than one in method please indicate all dates.
2.	Were there any extended periods during which you did not use the route at all? If so, please state when and why?
	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		\checkmark				
On horseback			~			
By pedal cycle			V			
By car	\checkmark					
Other [please specify]	\checkmark					

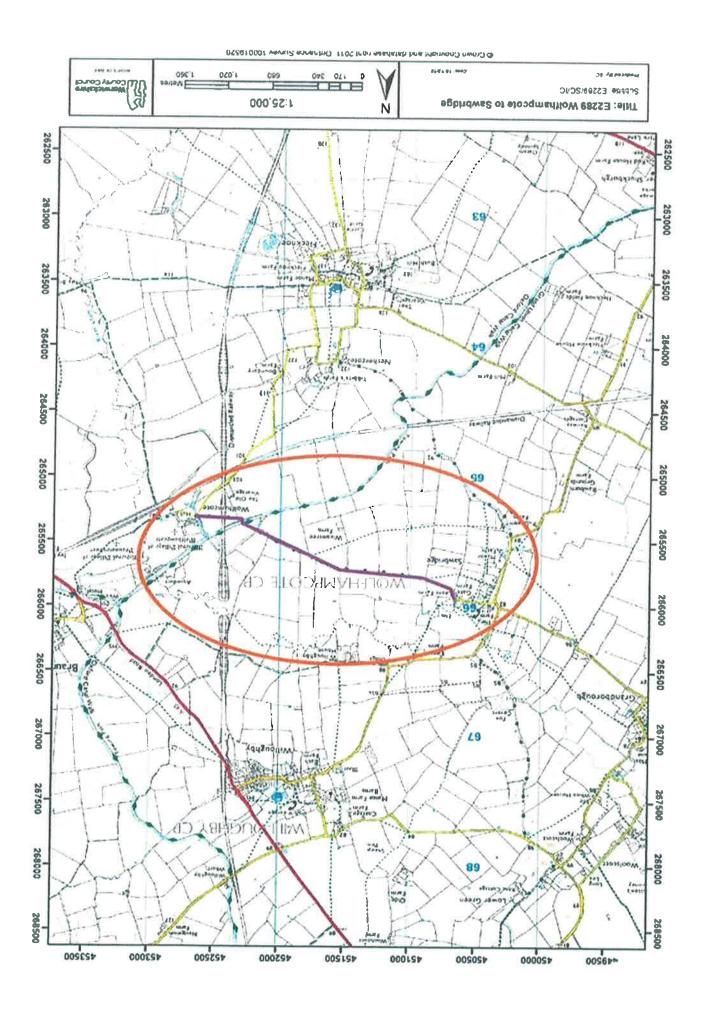


Application Number	Witness Number	(for office use only)		
Appendix 42		8 c .		
		RECEIVED 27 FEB 2019		
Warwickshire County Council	Wildlife & Countryside Ac Definitive Map and State Way for Warwickshire	1981 COMMUNITIES GROUP form		
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form			
Willoud RuGB Wath Year of Birth	23	oSC code CU23 BBG have used the path or way?		
ABOUT THE APPLICATIO	NROUTE			
How do you think the applica	ation route should be recorded	?		
As a footpath (public	rights on foot only)			
As a bridleway (publi	c rights on foot and on horseba	ack or bicycle)		
As a restricted byway	/ (public rights on foot, on horse	eback or any non-motorised vehicle)		
□ As a byway open to a	all traffic (public rights for all cla	isses of use, including motor vehicles)		
Describe the application rou	te (include start and finish poin	ts and provide OS grid references if you car		
Jser Evidence Form (Form ₄	3 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.

- 1



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v.



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.

200/ ranТоС From

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

10/11 9/11 ICUL 5 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. 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'] 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] Have there ever been any of the following on the application route? 7. a. Stiles [state locations and show on your map] NNN How long were they in place?

b. Gates [state locations, indicate whether locked - and when - and show on your map]

Q OUL 0 25010 and RC 00 13 . ter COther barriers [state what they were and location, how long they were in-place and show on C. your map]

- 8. Did any of the above prevent you from using the application route?
 - 🗆 No

Ves

If yes, please give details

NO

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 D

□ Yes

Don't know

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

Witness Number

Appendix 42

10. Have you seen other people using the application route whilst you have been using it?

□ No

Ves Yes

If yes, please provide any additional information about this

02 C 607 Φ Cx Q

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 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 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

9

User Evidence Form (Form 4) v5 May 2017

Other Information

Appendix 42

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]

...... LOC 00

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

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. a print and printed and the last fair and the

Appendix 42, Tail DECLARATION 9110 Data Protection A Under the Data Pi ut how your personal data nay be necessary to discl tement cannot be treated ntained on this page). You for it to be placed in the pl This statement ar County Council to establis C edging that it may be ma ouncil's website. Please print your name here ... 01788 1313 Your: Home Telephone Number... 626268 07702 Mobile Telephone Number..... Email Address ... Missaucheahughe 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: 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

RECEIVED	and the second s	2019
CC	N.S. M. Patert.	3 GROUP
UE/DERSH		
CTVO:	19	

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

Contacts Form

Taken by Val	Date:30 Apr 2019
Name Andrew Keir Address	Type of person Member of the Public
Home Tel: 01788 899275 Mobile:	
email:	

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. Mus Marinood Wild Mis Keir that she is disputing the status of the volte as she wants to devalue their bases.

Appendix 42

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 **Barnés Campling Gilroy**

Website: www.barnescampling.co.uk E-Mail: gilroy@barnescampling.co.uk We do not accept service by E Mail Barnes Campling Gilroy are regulated by the Law Society.

Partners Anthony D. Gilroy Kelly-Jayne Steel

nı

Practice Manager Janey Horton Appendix 42

extent plan.jpg

Fony Gilroy

From: Sent: Γο: Subject: samgrierson@warwickshire.gov.uk on behalf of searches@warwickshire.gov.uk 14 March 2007 15:55 Tony Gilroy Lots 1 and 3 Gate Farm.

Attachments:



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.

stached 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 at:

www.warwickshire.gov.uk/countryside

(See attached file: extent plan.jpg)

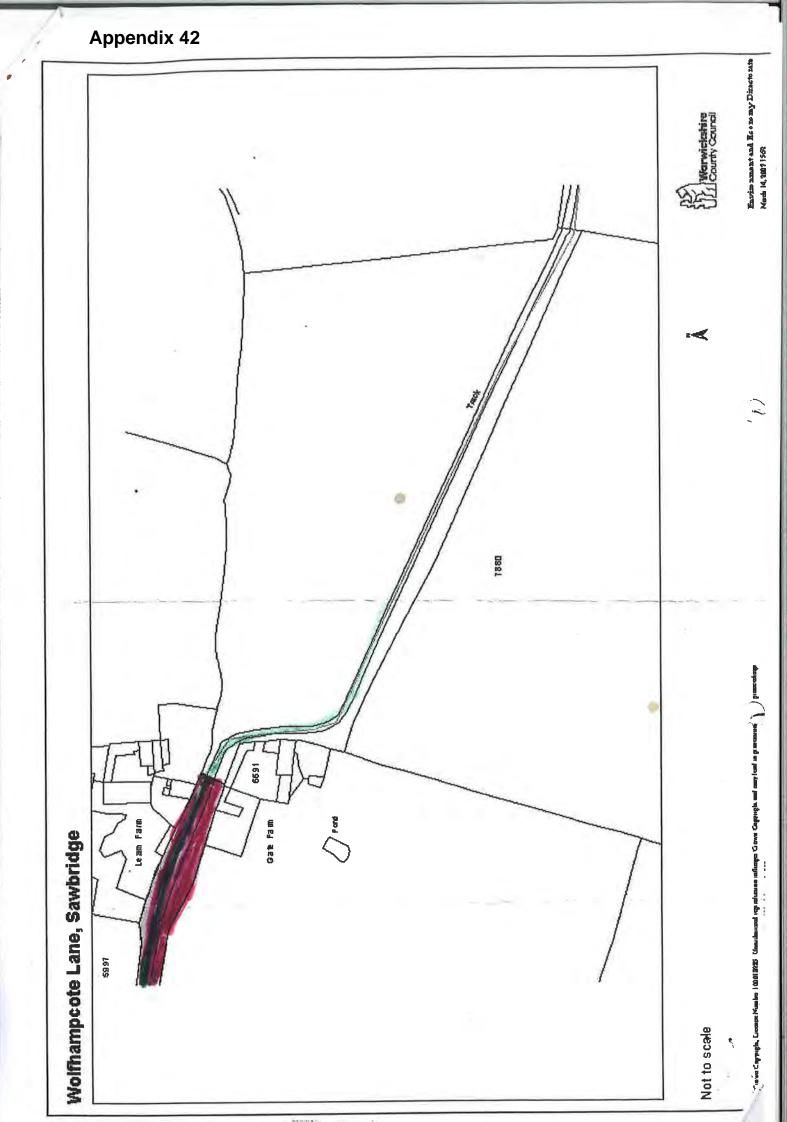
Many thanks, Sam Grierson.

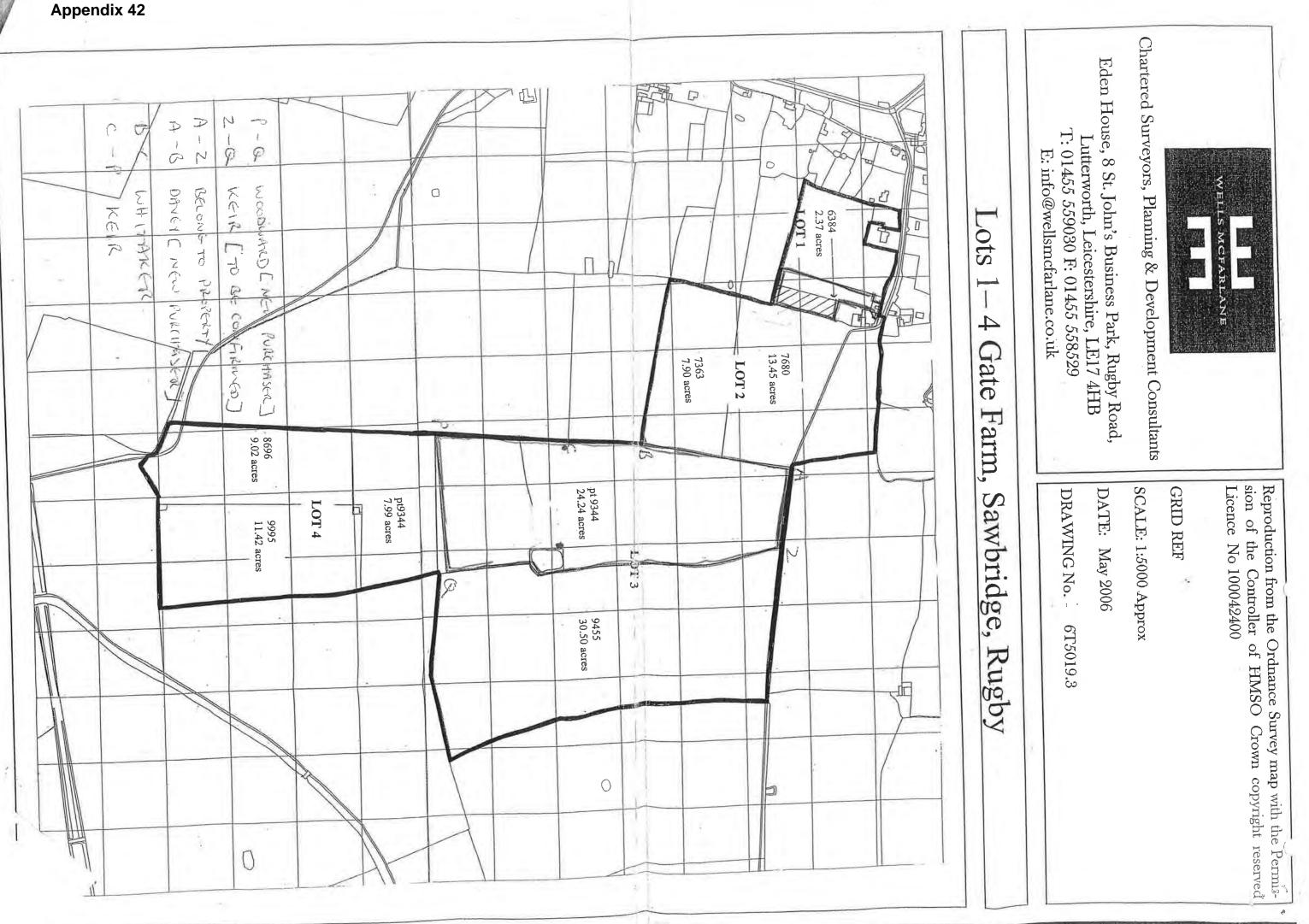
Highway Searches Team, Environment and Economy, PO Box 43, Shire Hall, Warwick, CV34 4SX

DX723360 Warwick 5 http://www.warwickshire.gov.uk/highwaysearches

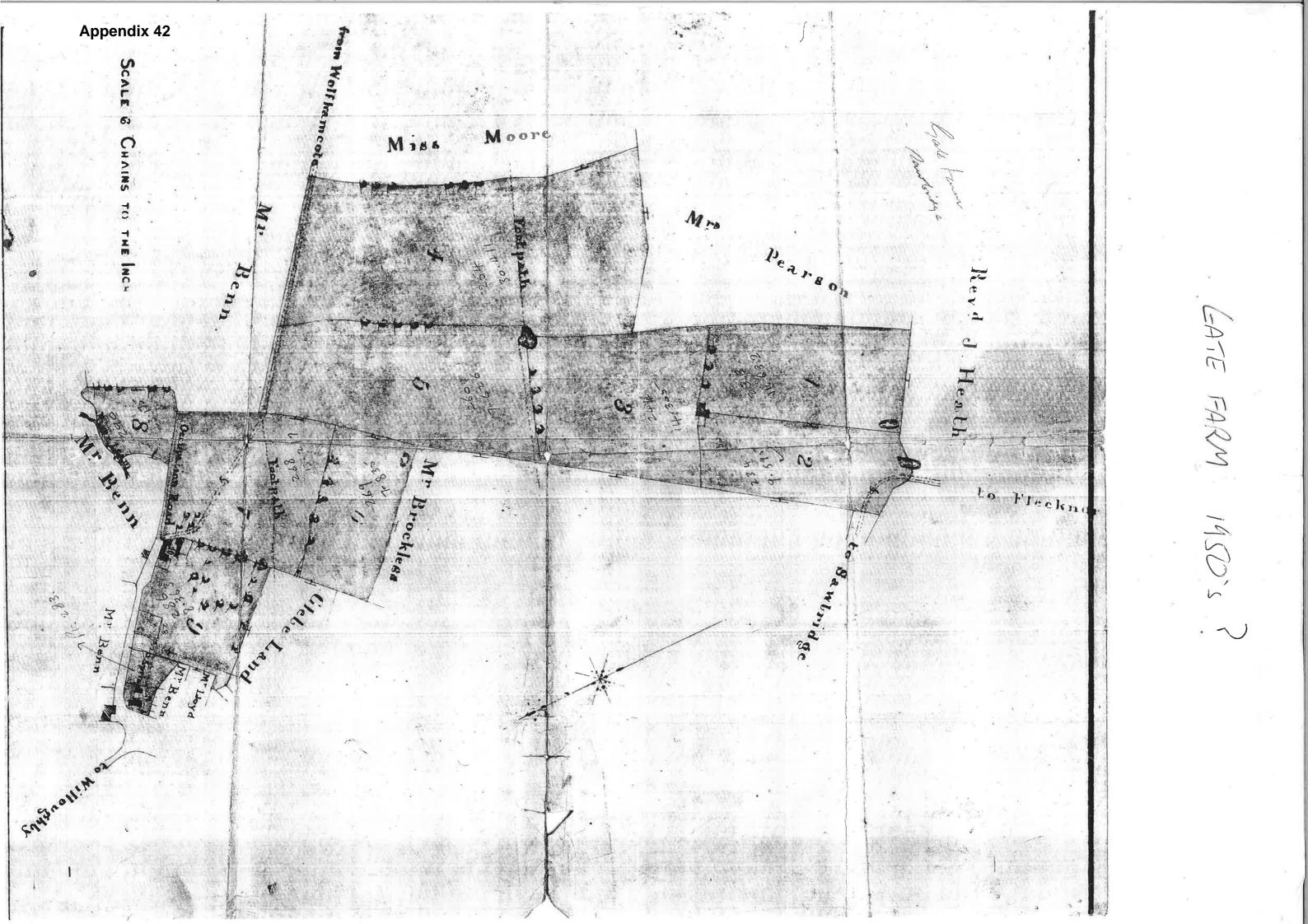
milst the County Council as highway authority believes the information to be correct it should be noted as a matter of highway law that only a Court can issue the definitive interpretation on matters of highway status and extent

(C) Crown Copyright. Warwickshire County Council, License No. 100018285, 2006

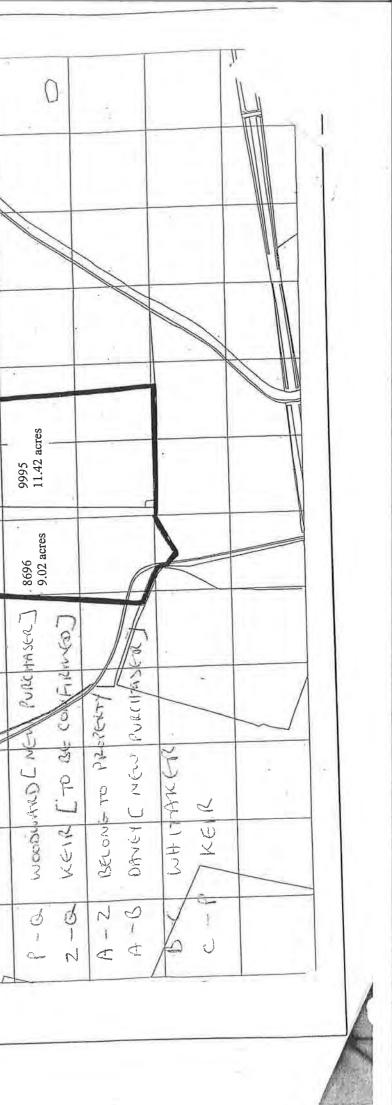


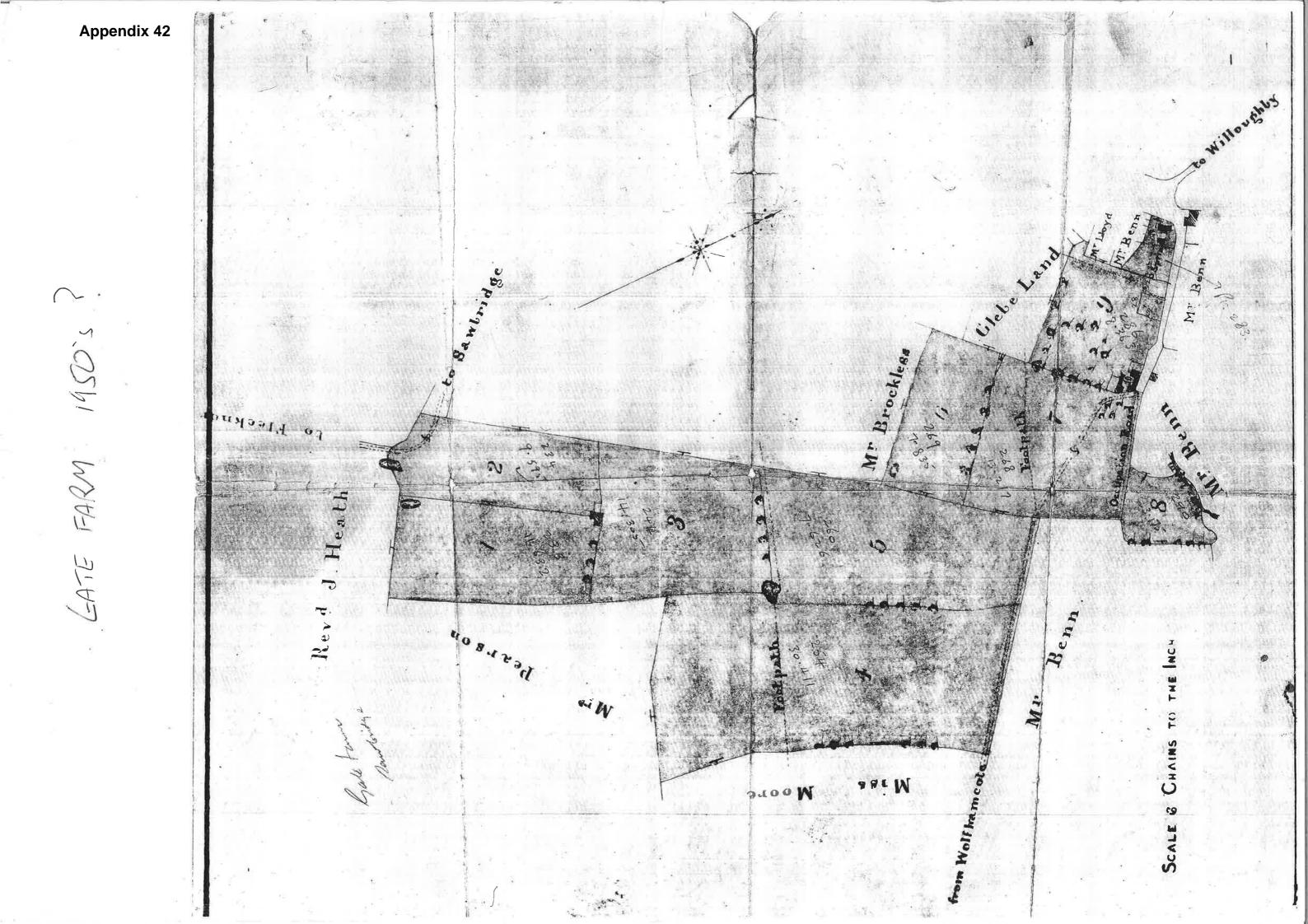


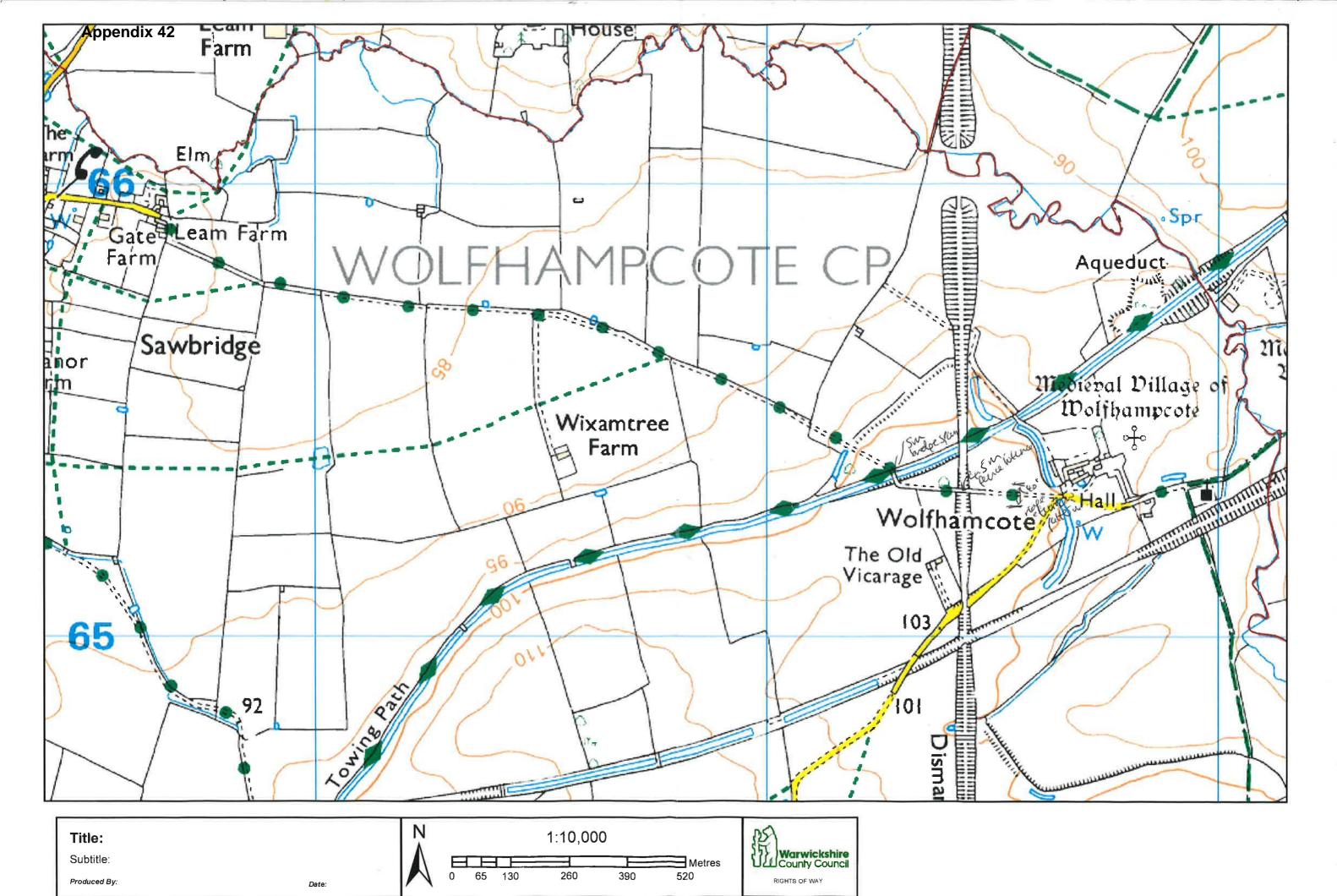
N



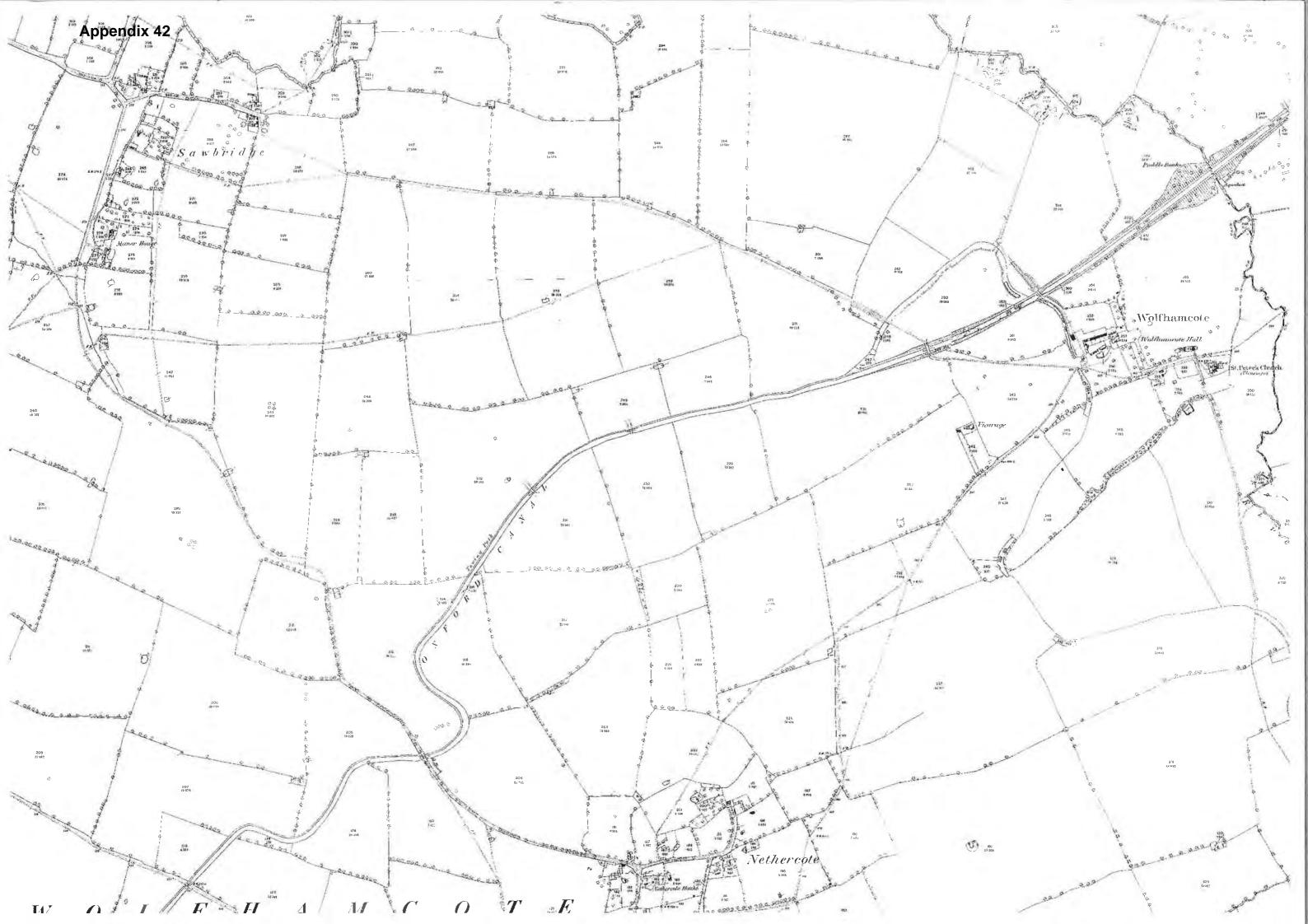
Appendix 42		
Reproduction from the Ordnance Survey map with the controller of HMSO Crown copyright reserved sion of the Controller of HMSO Crown copyright reserved CRID REF GRID REF SCALE: 1:5000 Approx DATE: May 2006 DATE: May 2006 DRAWING No 6T5019.3	Sawbridge, Rugby	pro344 pro344 pro344 acres 24.24 acres 20.50 acres 30.50 acres 30.50 acres 20.50 acres 20.
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	Lots 1–4 Gate Farm,	384 384 384 384 384 384 384 384







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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.

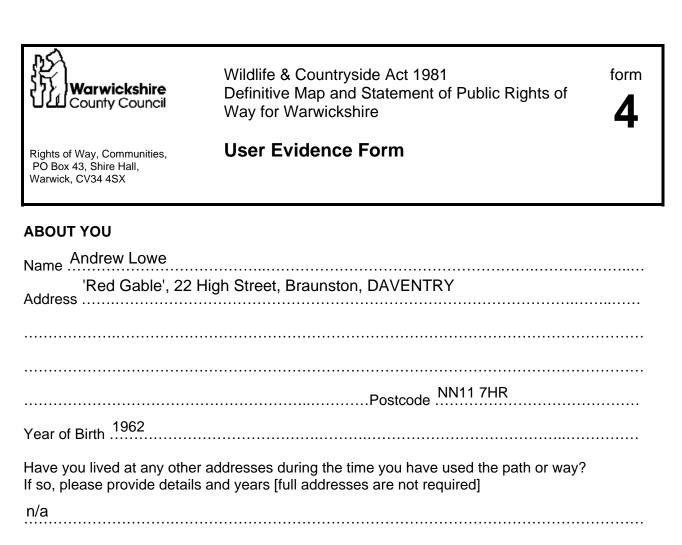
Confidentiality – Please Read Carefully

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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.....

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)

As shown on your own plan reference E2289/SC/Location.

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.

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.

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 time you were using it.

	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.

- Application Number Appendix 42
 - 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. 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

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 Other walkers and cyclists regularly use the route.

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
	□ 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

Ordnance Survey Explorer Map 222 (Rugby & Daventry) shows the application route as:

'Other route with public access. The exact nature of the rights and the existence of any

restrictions may be checked with the local highway authority'.

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 Andrew Lowe
Your:	Home Telephone Number 01788 890769
	Mobile Telephone Number ⁰⁷⁷⁹⁵ 474340
	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 <u>not</u> made publically available

Appendix 42

Warwickshire County Council	Wildlife & Countryside Act 1981formDefinitive Map and Statement of Public Rights of Way for Warwickshire4	
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form	
ABOUT YOU		
	ARQUARSON	
	GREEN	
BROAL	DWELL	
WAR	<u>bes</u>	
	Postcode CV 23 BHE	
	. 6	
1 so, please provide details 1. Used the p between	and years [full addresses are not required] path while I lived in Braumsfor 1973/4 and 1991	
ABOUT THE APPLICATION		
How do you think the applica	ation route should be recorded? DOW'T HNOW - UP	
As a footpath (public	rights on foot only) THE COUNCIL TO DEC	210
As a bridleway (publi	ic rights on foot and on horseback or bicycle)	
□ As a restricted byway	y (public rights on foot, on horseback or any non-motorised vehicle)	
□ As a byway open to a	all traffic (public rights for all classes of use, including motor vehicles)	
	te (include start and finish points and provide OS grid references if you	
The voute i	s E 2289 and it runs from	
SP 506 66	to Wolfhampcote to to 5P523653	

** er + vidence Form (Form 4) v5 May 2017

Appendix 42

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

2. 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 not walk the voite - most 9905

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 two ye
Other [please specify]						

* Note: I have driven the length of the route two or three times - cannot recall exact dates. I also drove from Wolfhampcote as far as the canal 4. Has the application route always followed the same course?

(at least since mid-1970s) 🔽 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']

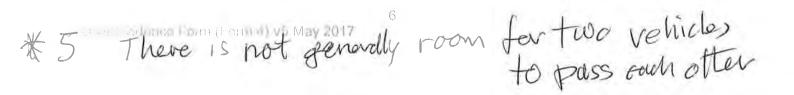
morall NOX Pifteen feet <u>S</u>.,

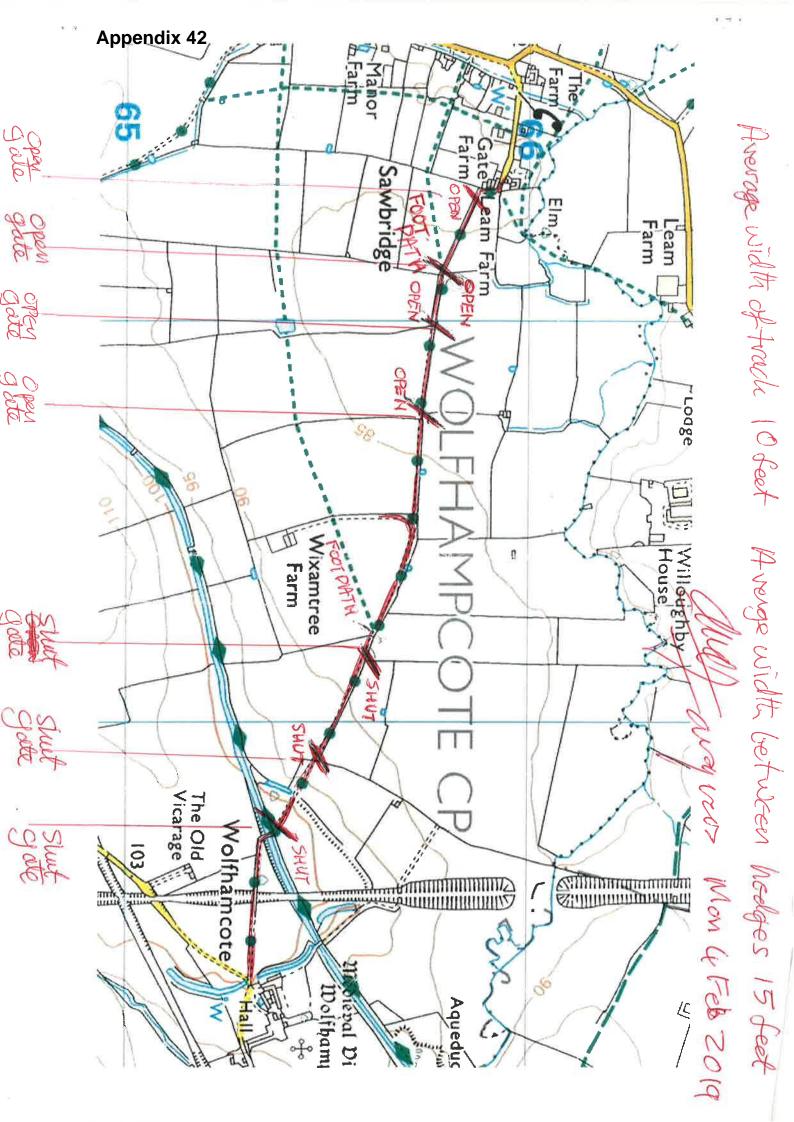
6. What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map]

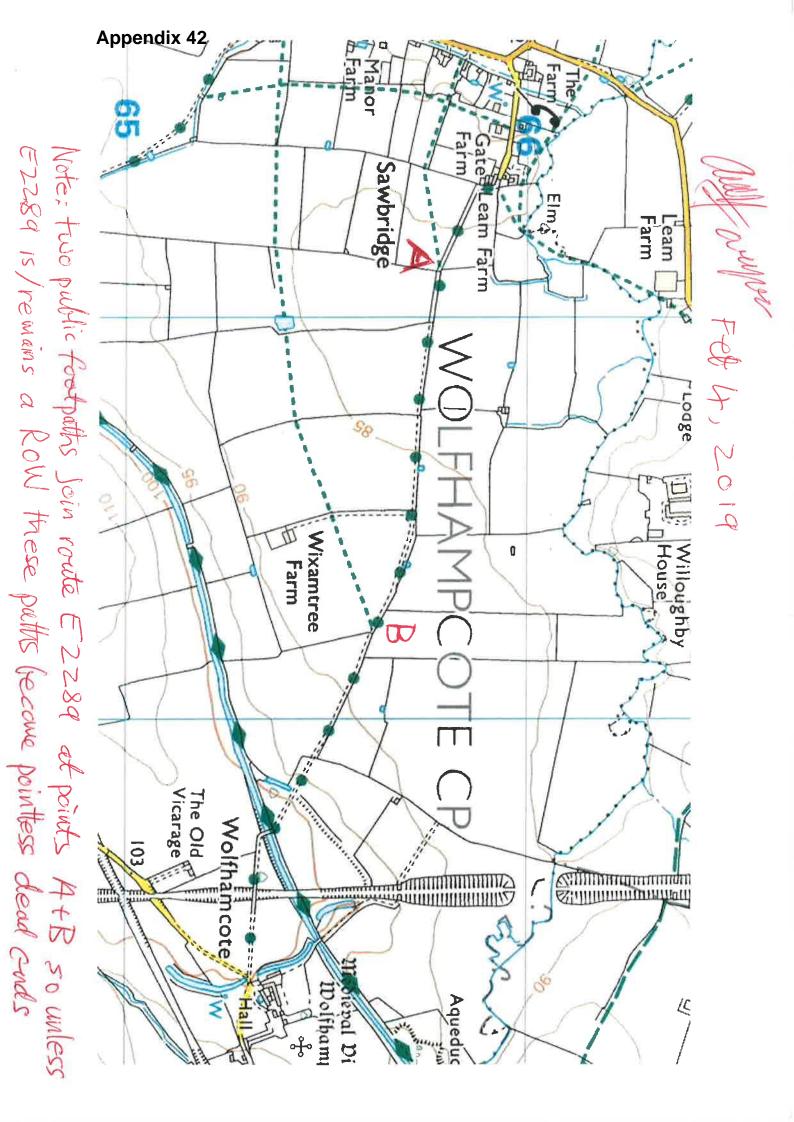
melin NOS Sa lace 1e avass a reen port-L.M.

- 7. Have there ever been any of the following on the application route?
 - a. Stiles [state locations and show on your map]

NO.W.E How long were they in place?







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

frequently see ramblers/walkers, equertly see tractors driving dling ften 4×45 on farm business ess

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?

* 10 seen shoeptrailors behind 4×4+s seen small trailers fehred 4×4+s delivering sheep fodder

User Evidence Form (Form 4) v5 May 2017

- b. Gates [state locations, indicate whether locked and when and show on your map] davies INPN 10 le reeve 1. 20 1 al ED S. SMILLE. e neev.
- 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? (gates often shut but neve locka NO 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)

Ves Signs at each end say "County Unclassified Rovel"

Don't know

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

Le.

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?
	Z No
	If yes, please give details including when this happened
	n yee, please give astalle molaaling when the 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
	9

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]

STRONGLY FEEL THIS ROUTE SHOULD REMIAN A RIGHT OF WAY BUT HAVE NO VIEW ON WHAT CLASSIFK HOWEVER, I BELIEVE FARMERS NEE

19. During the investigation Warwickshire County Council may want to interview some of all of the claimants in order to gather additional information. Would you be willing to talk to an officer ON (7 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?

RELUCTANTLY - VERY BUSY Z Yes □ No

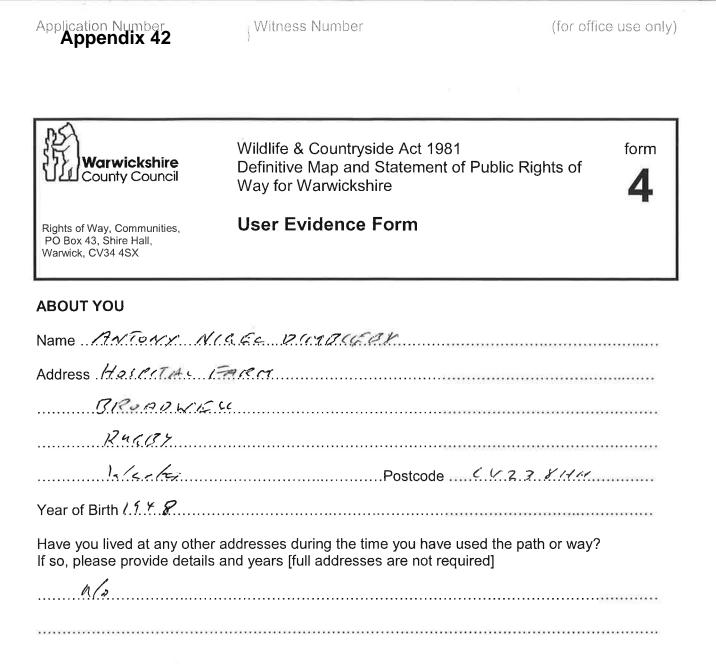
Appendix 42

.....

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.

MAG	
and Educationsen	
and Favquarson 4 Feb 2019	
Barns Free Flags Free Flags	
Zo Marine Bach	
67 Willoughby	
Mark Coveri	
uigeb	
88 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
AND FARM AND	
Gatel cam Farm WOLFHAMPCOTE CP	
Big Sawbridge Beach 84 Wixamtree Wixamtree	
Farm	
wburn rounds	
Farm a lob	
Railway Cotages on Dismantled Railway	
132 132 Boundary 167 Nethercore 201 127 Farm of 120 127	
Fields of Contract	
Fields of Collection of Collec	
Bush Hui Fiecknoe Fiecknoe	
User Evidence Form (Form 4) v5 May 2017	
4	



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)

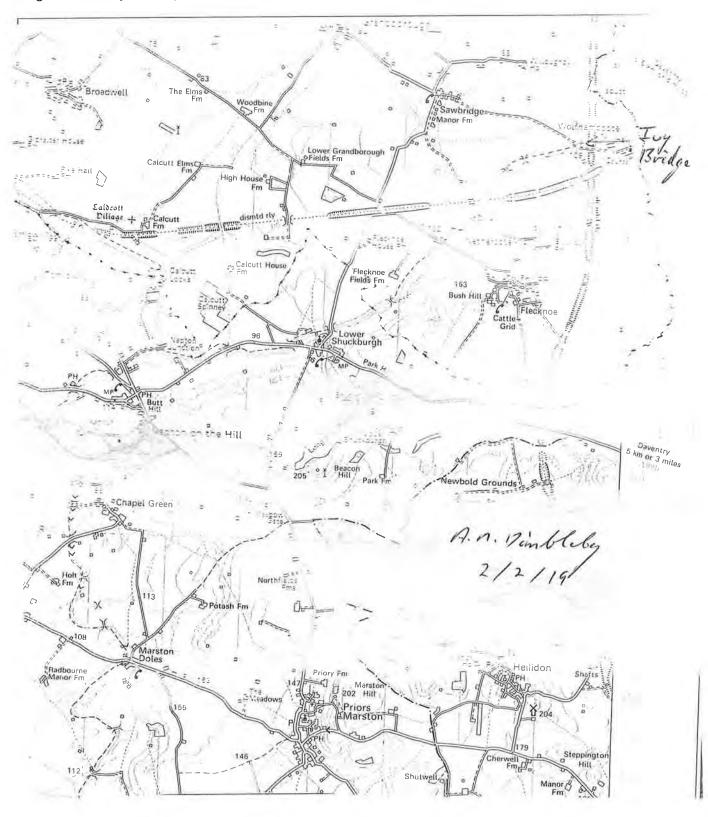
Describe the application route (include start and finish points and provide OS grid references if you can)

Sawbidge highway to Wolphampeule as shown on
man overleaf
/ *
3

(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.



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.

Yours faithfully

A.n. Dimbleby

A.N.Dimbleby

RECEIVED 31 JA	N 2019
COMMUNIT	
LEADERSHIP TEAM	



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 <u>ANTONY</u> NIGE(DIMBLEGY

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. Den blog

Date:

2/2/18

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

11

כת שא ה כא אן מרחיקר ניתי קר ש גדויה ואמרוי כיתי קר אימציחי ראיי גייתי כי אימציחי ראיי גייתי כי אימציחי ראיי

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']
	Originally on unferted highway
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]
	Store
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?

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 1998 To Present day.

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]	V Buing summer - Cime					

b. Gates [state locations, indicate whether locked - and when - and show on your map]

An always open gale at Sawbidge sittage and A closed gale nearly to Tog Bridge at Walphaneale is may early recultaction wild further gates along it's rad

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

when the highway was calosed in 2002 there was verson to end galas and stick could not stray into the sittage from the fields it passes through

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 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
Ramblen, cyclic, delivery man and fumers & landowner

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

All fint no connection a teller ad year round laman (.....

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
	년 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)
	2 No
	□ Yes
	If yes, please give full details, including who gave the permission, why and when

****** 9

User Evidence Form (Form 4) v5 May 2017

Application Number Appendix 42 Witness Number	(for office use only) RECEIVED 0 6 FEB 2019
Other Information	COMMUNITIES GROUP
 17. Do you have, or do you have knowledge of, application route or which indicates public use documents, old maps, etc) No 	any Commentary evidence which is relevant to the ? (for example photographs, guidebooks, letters, sale
 ☑ 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 public right of way and

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

a gang ti ta

ATTN: SONU COPSON

RECEIVED 11M	AR 2019
COMMUNI	TIES GROUP
LEADERSHIP TEAM	
CROUP	

AS DISLUSSED PLEASE FIND PHOTOS OF MOTOR RALLY IN JANUARY 1971 USING SECTION OF ROAD BETWEEN SAWBRIDGE AND BRAUNSTON. NOTE INCORRECT SPELLING OF SAWBRIDGE

TO THORBEIDGE IN TEXT TUP LEFT PAGE TO.

KIND REGARDS BARRIE MITCHELL Si M. M. HOLLY COTTAGE 15 HIGH STREET MARTONS RUSBY CV23 SRR

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 BARRIE MITCHELL
Your:	Home Telephone Number. 01226 632948
	Mobile Telephone Number
	Email Address <u>Fidermarton@gmail.com</u>

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

User Evidence Form (Form 4) v5 May 2017

Application Number	Witness Num	ber	(for office use only) .			
Appendix 42		RECEIVED 1 3 FEB 2019				
			JP			
Warwickshire County Council		GROUP htryside Act 1981 and Statement of Public F	form Rights of 4			
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	O Box 43, Shire Hall,					
ABOUT YOU						
Name BARR		HELL				
Address HOLLY	COTTAGE					
15 H		100000000000000000000000000000000000000				
		RUSBY C				
WAK	WICKSHIRE	Postcode CV	23 9RR			
Year of Birth	947					
Have you lived at any other If so, please provide details		ne time you have used the pa esses are not required]	ath or way?			
	N / 1	4.				
ABOUT THE APPLICATIO	N ROUTE					
How do you think the applic	ation route should b	e recorded?				
As a footpath (public	rights on foot only)					
As a bridleway (publ	ic rights on foot and	on horseback or bicycle)				
e	□ As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle)					
As a byway open to	all traffic (public righ	ts for all classes of use, inclu	uding motor vehicles)			
Describe the application rou	te (include start and	l finish points and provide O	S grid references if you can)			
••••••						
			DRANGER ISI REFERS			
		07				
FINISP	7 6545	27	······································			
User Evidence Form (Form	4) v5 May 2017	3				

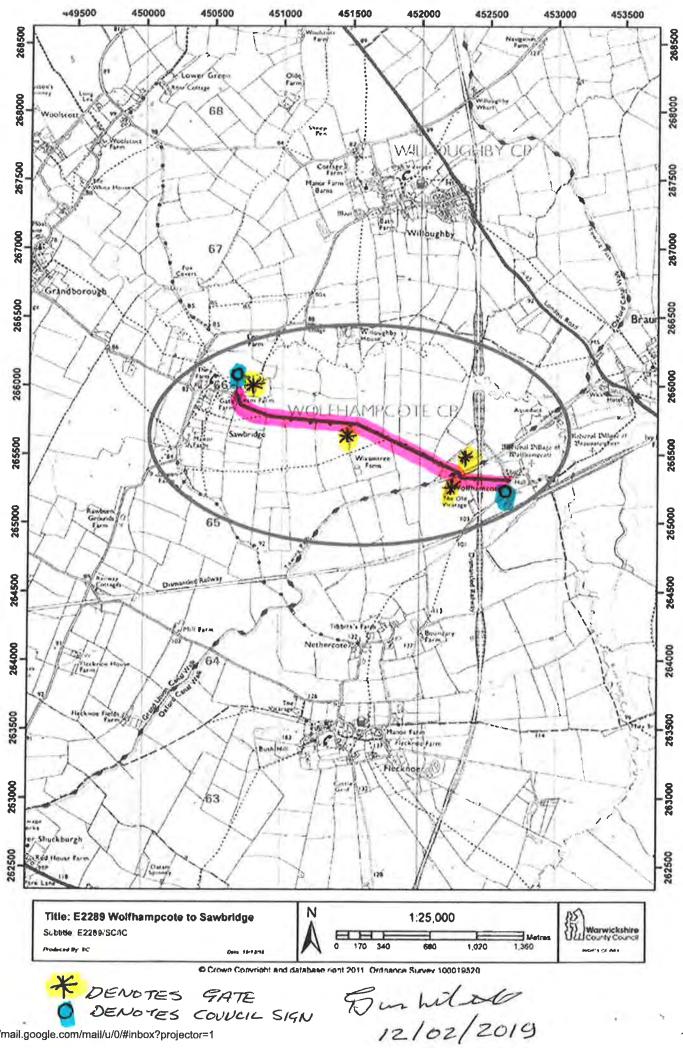
Application Number Appendix 42

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.

SEE ATTACHED EZ289 WOLFHAMPLOTE WOLFHAMPLOTE TO SAWBIRIDGE

E2289.jpg



https://mail.google.com/mail/u/0/#inbox?projector=1

3



Application Number

Witness Number

(for office use only)

Appendix 42

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 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 PEDAL CILLE USEAVE. FOR

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			1		10	ICLE
Other [please specify]			CMECK OF FOR CT EV	k Cle Ent	10 FORCE JULT	VENT.

4.	Has the application route always followed the same course?
	V 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']
	·····
	3M
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]
	ERAVEL / EARTH
7.	Have there ever been any of the following on the application route?
	a. Stiles [state locations and show on your map]
	1 lm o -
	NONE
	How long were they in place?
	N/A

Application Number

Appendix 42

b. Gates [state locations, indicate whether locked - and when - and show on your map]

	4 OR 5 GATES
C.	Other barriers [state what they were and location, how long they were in place and show on your map]
	NIA

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



□ 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

X Yes

Don't know

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

SMALL CIRCULAR SIGNS ON PATE POSTS AT START AND FINISH UNSURFACED COUNTR ROAD

10. Have you seen other people using the application route whilst you have been using it?

🗆 No

Ves Yes

If yes, please provide any additional information about this

WALKIN	9 AND CYCLING FROMS
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?



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

lf yes,

	yes,	A ADJAC			
a.	From whom?	TROPERTY	Ote	INERS	

b. When? EACH YERR 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 □ Yes If yes, by whom and when? 14. Have you ever been stopped or turned back when using the application route? X 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 9

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)
 - D No

If yes – please provide details	
	SEE ATTACHED CYCLE
	EVENT INFORMATION
	PROMOTED JUST EACH
	YEAR.
	ALSO
	USED AS A TIMED SECTION IN THE
	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 WORFRAPCOTE TO SAWBRIDGE FOR PUBLIC ALLES BY UEMICLE, CICLES, HORSE, AND WALKERS. CRITICAL FOR THE ANORL JUTY CICLEEVENT

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. Mull 10/02/2019



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

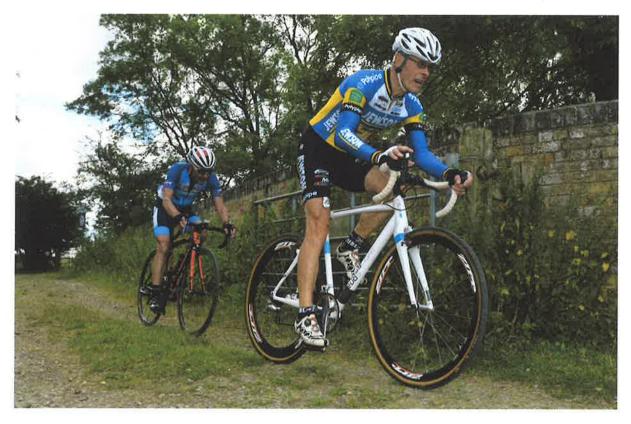
OMLOOP VAN DER DRIES DORPEN

Sunday 8th July 2018First Age Group off 10.00hrsEvent 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 <u>left</u> 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 backDisposable RFID Tag on left side helmet.Riders start in age groups at timed intervals, G,F,E,D,C,B&A, first group start at 10.00hrs.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 shell helmet is mandatory for this event.Disc brakes allowed.Mountain bikes not allowedPrize 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 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

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일을 많아야 한 것을 수 없다. 가장의 전자가 작용하지 않는 것

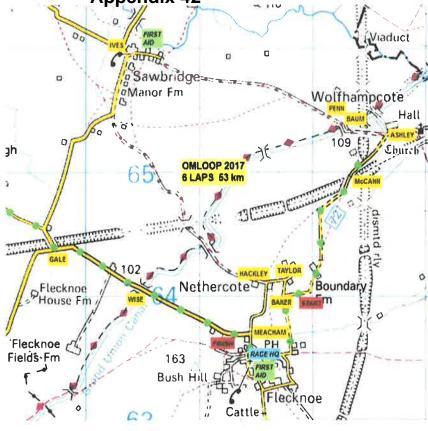
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المحمد أتناف ومتهادات الأساليب الكوريكانين الإلايات التالي لاستهز وتركان الال

PLATED PERSON

Section 2

2018 IMROBIANT 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. <u>YOU MUST KEEP TO LH SIDE OF ROAD</u> <u>APPROACHING THE FINISH LINE</u>

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.

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

<u>LOCAL ROADS</u> 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

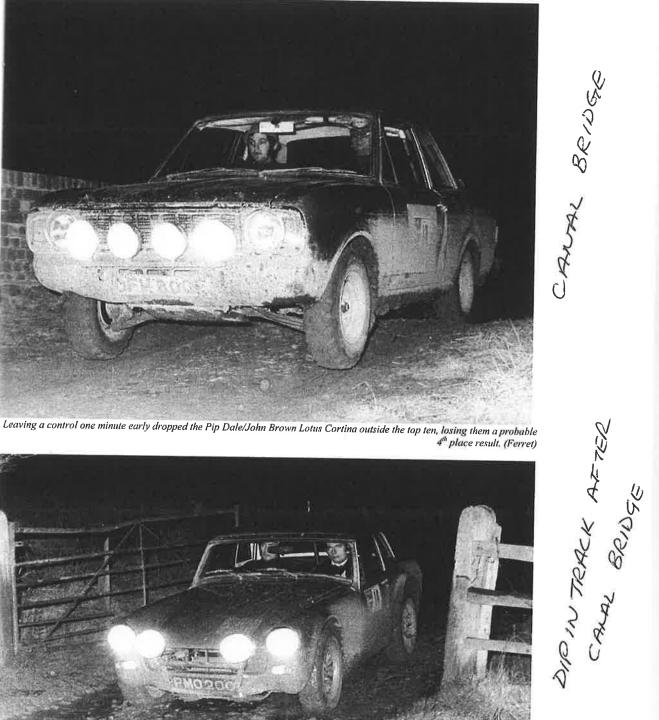
Tel: 02476 681102 and ask for Darren or Paul, Email: rideshop@gmail.com

plant min on price cash she for a full state and a set of the set

[Stype]: Many velicities research associating & Journaling researches while go to the collider and the left stress that will if there is the research reduces go of a ready and the public and all dimensions.

sendule 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 terr area whilst staying within the legal limits. The downside was that the system was compromised in that it depended on where me 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.



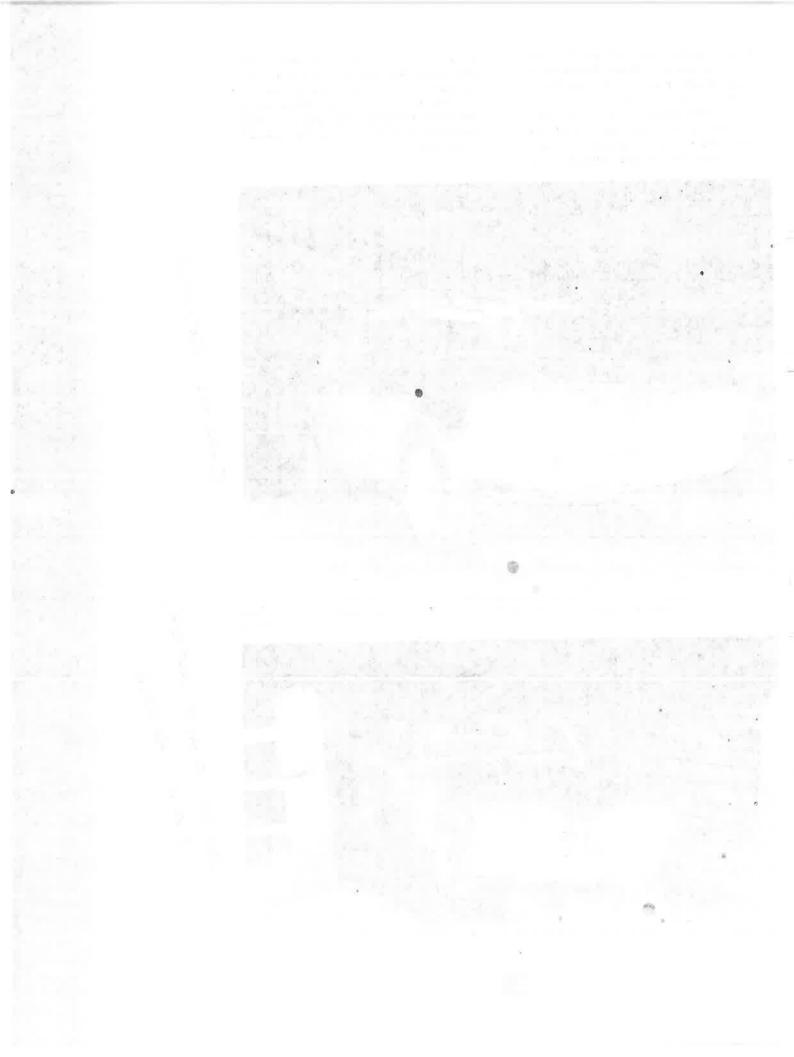
Leaving a control one minute early dropped the Pip Dale/John Brown Lotus Cortina outside the top ten, losing them a probable 4th place result. (Ferret)



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







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! It 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 report 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 we 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 contribefore 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



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





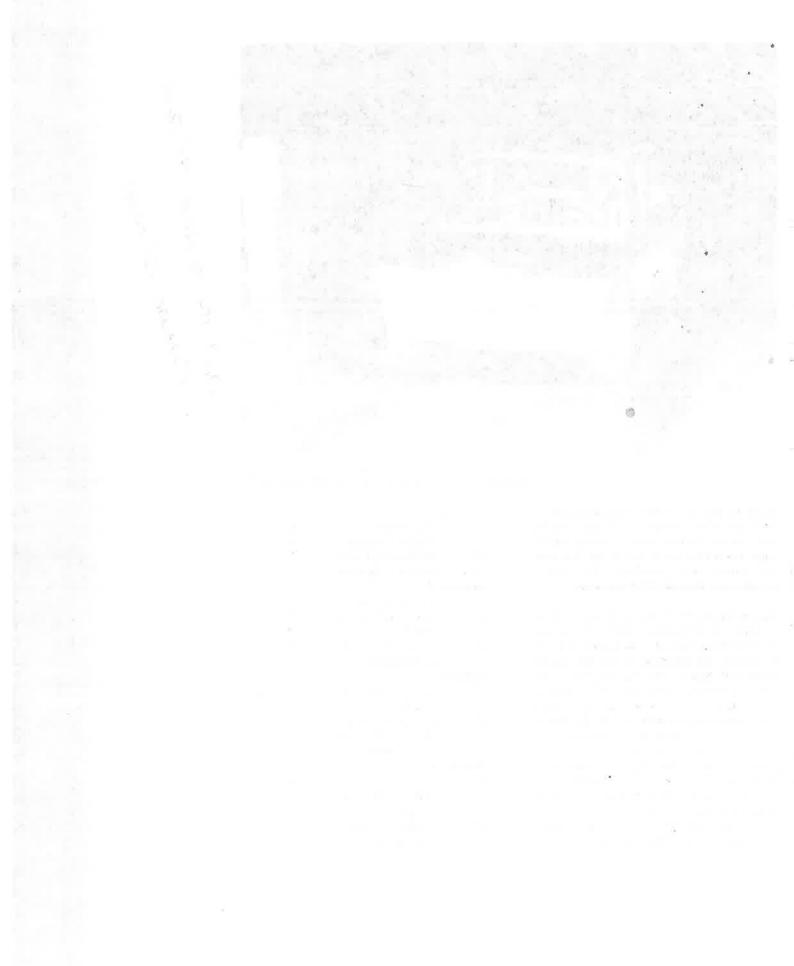
The Badham/Woods Imp leaves the three-ply white at Braunston. (Ferret)

Selective 1

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.

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



AND STREET

DECLARATION

Data Protection Act 2018

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Please	e print your name here CARIN JACKSON
Your:	Home Telephone Number 01788 816757
\geq	Mobile Telephone Number. 07775743135
	Email Address CARINJACKSON @ 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: 4/2/19You 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

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

unlimited fine, or both.

Number

Appendix 42	Wheness Marin	RECEIVED 06 FE	EB 2019	
		COMMUNI LEADERSHIP TEAM GROUP	TIES GROUP	
Warwickshire County Council	Wildlife & Count Definitive Map a Way for Warwicl	nd Statement of F	Public Rights of	form
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidend	e Form		
ABOUT YOU Name MAS CAN Address BURLEN GRANDBOROVO	rin Jaci 1 House 1 House	КСОЛ СЦИЛСН 9ВУ	ROAD	
Year of Birth		Postcode		
Have you lived at any other ac If so, please provide details ar <i>MO</i>	nd years [full addre		ed]	
ABOUT THE APPLICATION	ROUTE			
How do you think the applicati	ion route should be	recorded?		
□ As a footpath (public ri	ghts on foot only)			
□ As a bridleway (public	rights on foot and o	on horseback or bic	ycle)	
√⊿ As a restricted byway (public rights on foc	t, on horseback or	any non-motorised v	ehicle)
As a byway open to all	traffic (public right	s for all classes of u	use, including motor	vehicles)
Describe the application route can)	(include start and	finish points and pr	ovide OS grid referer	nces if you
the funs betwee				
# SP 50698 6	5980 0~	d Wolfhan	rote Hall	
· 58 52627 53				

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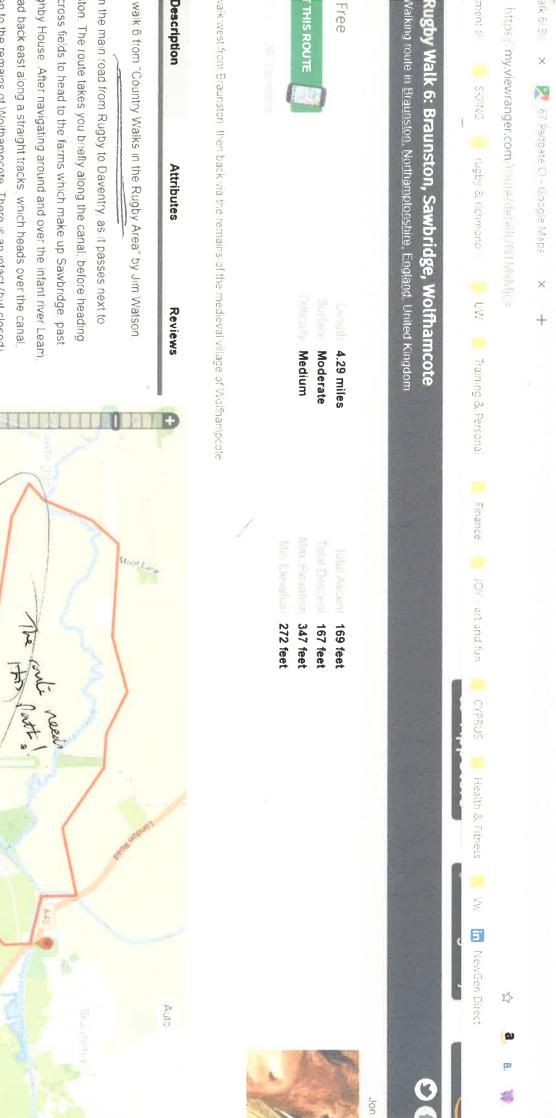
Lless Evidence: Found (East 8) x5 May 2917

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. () - US sector showing how fuct faiths intersect with this path so it is integral to local routes. 2) web forge port our for "Country walks in the Rugby Area" bock by Jin watsu-This parts with equal to make 6

4



search

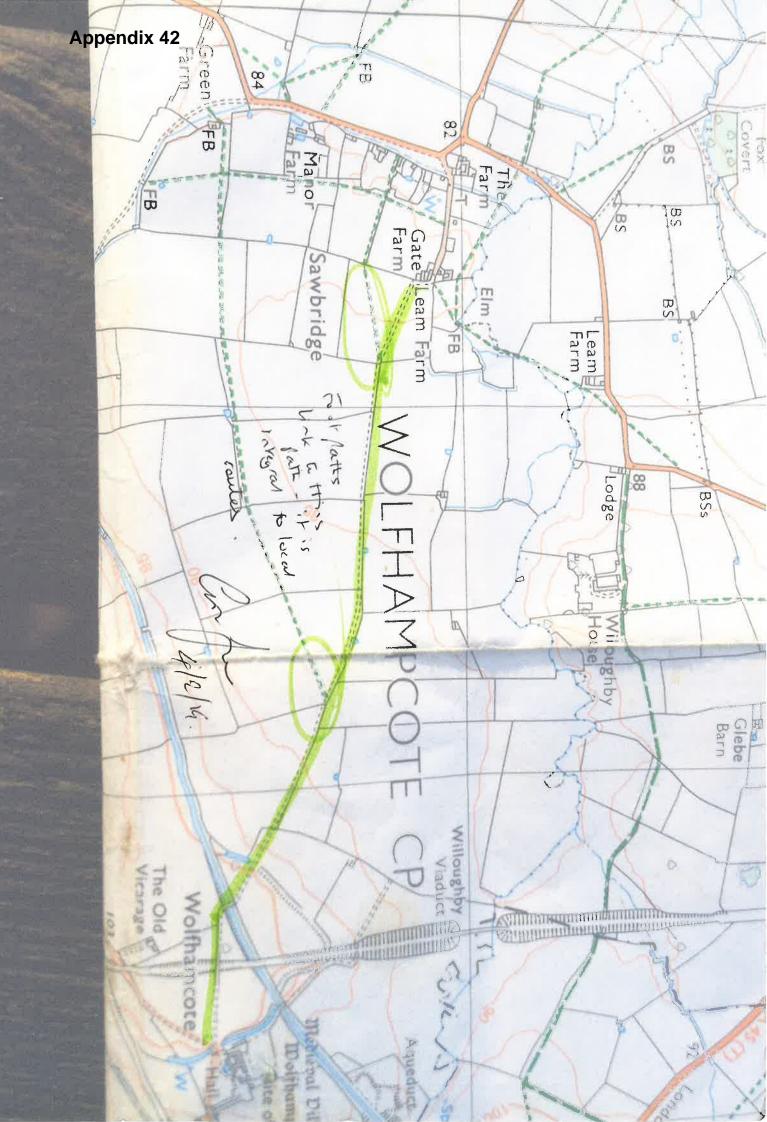
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30





.....

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 & I have regularly used this path /hadk 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			\checkmark			
On horseback						
By pedal cycle			\checkmark			
By car						
Other [please specify]				1		

4. Has the application route always followed the same course?

Astras I know & yes since 2005 N 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'] When we first started using it the track was inferced on one side, it is now finced on both sides. Width of a single hack road approx 4m. 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 & grass 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?

b. Gates [state locations, indicate whether locked - and when - and show on your map]
Yes at field bonnoaries. Never locked
Aprox. 6 including gate at Grad bridge
c. Other barriers [state what they were and location, how long they were in place and show on your map]

Nore

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

19 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

Ves

If yes, please provide any additional information about this

Horse riders, walkers, runners,	dog walkers,
Cyclists	
Ĩ	

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)?

VZ NO
□ Yes
If yes, by whom and when?
14. Have you ever been stopped or turned back when using the application route?
No
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
VZ No □ Yes
□ Yes
□ Yes
□ Yes
Yes If yes, please give details including when this happened
 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,
 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)
 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) Ver 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
 □ 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

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

P Yes

If yes - please provide details

- See copy of Map for Country werks arma Myby Koute 6.

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 newory. The face that foot patts and at this path 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?

VZ Yes

□ No

20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?

VZ 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 CHRISTING SANDERSON Your: Home Telephone Number 01788 - 890092 Mobile Telephone Number 07534 523 920 Email Address Christine Hisanderson agrail. 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: Christie & 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

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

unlimited fine, or both.

CAppendix 42 sheet. Question 18 (cout) collect water and empty sewage by car. In the last 10 years our access routes for Old Vicarage WolfLouprote have been steadily accreased, despite the fact that we are now a much larger car-rich commity-probably 30-40 vehicles in daily use in the 23 households - with more deliveries from ou-line shopping Daventry District Council has, without consultation, designated our Braunston road a "bridleway". although it is still ow main access route to A45, Rugby Dowentry. Wooswickshire Highways has 'rietailed' the Flecknoe road (1965 approx) but has then progressively maintained a narrower " narrower width. The farmer now plants right to the edge of this narrow single lake road, making Passing impossible, except by use of field gates + Boundary farm road. Our saisbridge acress road is thus very much reeded as a full public access road again to help traffic flow to wolfhampcote. We kerefore respectfully request that E2289 Wolfhampcote have should be read for traffic, giving us an exit through Sausbridge again. Christe Sadoson Jeb. 7. 2019.

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 1972 To Approx 2006

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

Approx 2006 to present day 2019. Farm gates were

installed to control beef forming and never removed when no

longer readed. 4 gates too reach for cycle or vehicle in 2 miles.

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			1			
By car			/			
Other [please specify]						

4. Has the application route always followed the same course? Yes Don't know I 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 pessing 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 My Knowledge Wolfharicok Bridge Gate 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
No

V Yes

If yes, please give details

The noute from Wolfhampcote through Sawbridge to the main roads became too stow, opening and closing farm gates so used our alternative exits

 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

.....

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?

I No

□ Yes

lf yes,

- a. From whom?
- b. When?

Application Number

Witness Number

Appendix 42

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

User Evidence Form (Form 4) v5 May 2017

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

Attached map shows all our access routes equally available for public use in 1957 and this was so in 1972 when we reduce 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 Vicarege had 3 useful roads for travel by Cap to north, south, east west destinations. The hardet was 3 houses only Now in 2019 our hardet is 23 households, including 19 permanent (some 12 years) Moorings on the Canal All 23 go to work, take children to school, shap and, from the canal, (cout)
 - **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

				2 D. R. 84 1	
		E2289 Saw	bridge to W	olfhamcote	·
		USER	EVIDENCE	FORM	
1	. Full Na	me (Mr/Mrs/Miss/Ms/Dr	.) Mr Cutri	stophen B	or on Fisc
2	. Addres	s 68 (sca	NOGE DAU	5 (
		s 68 (Juli)on	0×11	YSNI	
-					
-			(0-7/71)		
_	-				\ \
3	Conta	ct Phone Number	0-7531-	() (()	
3		ct Phone Number otion of the E2289 road	0 (531-		
3	Descrip				
3	Descrip The E2 Wolfhai	otion of the E2289 road 289 is a hard stoned roa mcote, the last 100m or	ad from its beginning so being a Tared roa	at Sawbridge to its te	ermination at
£.	Descrip The E2 Wolfhar public c	otion of the E2289 road 289 is a hard stoned roa mcote, the last 100m or carriageway in Warwicks	ad from its beginning so being a Tared roa shire	at Sawbridge to its te ad as one would enco	ermination at
~	Descrip The E2 Wolfhar public c	otion of the E2289 road 289 is a hard stoned roa mcote, the last 100m or	ad from its beginning so being a Tared roa shire	at Sawbridge to its te	ermination at ounter on any
£.	Descrip The E2 Wolfhar public c o you regarc If yes, Do you	otion of the E2289 road 289 is a hard stoned roa mcote, the last 100m or carriageway in Warwicks d this road to be public?	ad from its beginning so being a Tared roa shire	at Sawbridge to its te ad as one would enco Yes As long as I car	ermination at punter on any
D	Descrip The E2 Wolfhar public o o you regard If yes, Do you A public	otion of the E2289 road 289 is a hard stoned roa mcote, the last 100m or carriageway in Warwicks d this road to be public? , for how many years? regard it as:	ad from its beginning so being a Tared roa shire rs only)	at Sawbridge to its te ad as one would enco Yes As long as I car	ermination at ounter on any n remember NO
D	Descrip The E2 Wolfhar public c o you regard If yes, Do you A public A public	otion of the E2289 road 289 is a hard stoned roa mcote, the last 100m or carriageway in Warwicks d this road to be public? for how many years? regard it as: c footpath (i.e for walker	ad from its beginning so being a Tared roa shire rs only) ers and horse riders/c or walkers, horse ride	at Sawbridge to its te ad as one would enco Yes As long as I car cyclists)	ermination at bunter on any n remember NO NO
D	Descrip The E2 Wolfhar public c o you regarc If yes, Do you A public A public and non	otion of the E2289 road 289 is a hard stoned roa mcote, the last 100m or carriageway in Warwicks d this road to be public? for how many years? regard it as: c footpath (i.e for walker c bridleway (i.e. for walker	ad from its beginning so being a Tared roa shire rs only) ers and horse riders/c or walkers, horse ride l vehicles -e.g. horse	at Sawbridge to its te ad as one would enco Yes As long as I car cyclists)	ermination at bunter on any n remember NO NO
D	Descrip The E2 Wolfhar public c o you regarc If yes, Do you A public A public and non A public	otion of the E2289 road 289 is a hard stoned roa mcote, the last 100m or carriageway in Warwicks d this road to be public? for how many years? regard it as: c footpath (i.e for walker c bridleway (i.e. for walker c restricted byway (i.e. for mechanically propelled	ad from its beginning so being a Tared roa shire rs only) ers and horse riders/c or walkers, horse ride l vehicles -e.g. horse to vehicles use)	at Sawbridge to its te ad as one would enco Yes As long as I car cyclists) ers/cyclists and cart)	ermination at punter on any n remember NO NO NO YES
D 4	Descrip The E2 Wolfhar public c o you regarc If yes, Do you A public A public and non A public	otion of the E2289 road 289 is a hard stoned roa mcote, the last 100m or carriageway in Warwicks d this road to be public? for how many years? regard it as: c footpath (i.e for walker bridleway (i.e. for walker c restricted byway (i.e. for hemechanically propelled c Carriageway (i.e. open	ad from its beginning so being a Tared roa shire '' ''s only) ers and horse riders/c or walkers, horse ride l vehicles -e.g. horse to vehicles use) ?	at Sawbridge to its te ad as one would enco Yes As long as I car cyclists) ers/cyclists and cart)	ermination at bunter on any n remember NO NO NO

6. Do you still use the Road?

Yes

7. How have you used the path?

With mechanically-propelled vehicles (e.g. motor-bike or car)	Years 9	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 you going 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		Daily	Once a week	Once a month	Less than once a month *
		On foot				
	have stated in	On horseback				
	question 6?	By bicycle				
		With non-mechanically- propelled vehicles				
		With mechanically- propelled vehicles			Yes	TWICS

*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

- 12. 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?
 No

 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 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?

Public

6

- 16. Did anyone ever attempt to turn you back or say that you had no right to use the way? No
- 17. Was there ever any obstruction to your use of the path, such as a fence or locked gate? **No**

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.

	2/ <1/
Signature:	Cat-MW /
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 print your name here
Your: Home Telephone Number
Mobile Telephone Number07951429790
Email Address diana pete 03 @ blintemet 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: Diana. 1. Smith
-
Your Signature: $7 iana \cdot 1 \cdot Smith$ Date: $30/1/2019$
Date: 30/1/2019 You should keep a copy of the completed statement

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

11 User Evidence Form (Form 4) v5 May 2017 •

Appendix 42	Witness Number	(for office use (inly) RECEIVED U 4 FEB 2019 COMMUNITIES GROUP LEADERSHIP TEAM
Warwickshire County Council	Wildlife & Countrysi Definitive Map and Way for Warwicksh	ide Act 1981 form Statement of Public Rights of
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence I	Form

ABOUT YOU

Name DIANA SMITH
Name JIANA SMITH Address 3 STILE CLOSE
JRAY TON
DRAY TON DAVENTRY
NOR THAMPTON Postcode NNII 9EQ
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]
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 SAWBRIDGE
(see map enclosed with form
1

User Evidence Form (Form 4) v5 May 2017



Warwickshire County Council	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	MITH	
Address	CLOSE, DRAYTON	
	RTHAMPTONSHIRE	
	Postcode NNU 9EQ	
Year of Birth		
	ddresses during the time you have used the path or way? nd years [full addresses are not required]	
ABOUT THE APPLICATION	ROUTE	
How do you think the applicat	ion route should be recorded?	
As a footpath (public ri	ights 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	Woltampoote.	- SP 50671 - Sc	mpudae
653556		659 58	J
			••••••

User Evidence Form (Form 4) v5 May 2017

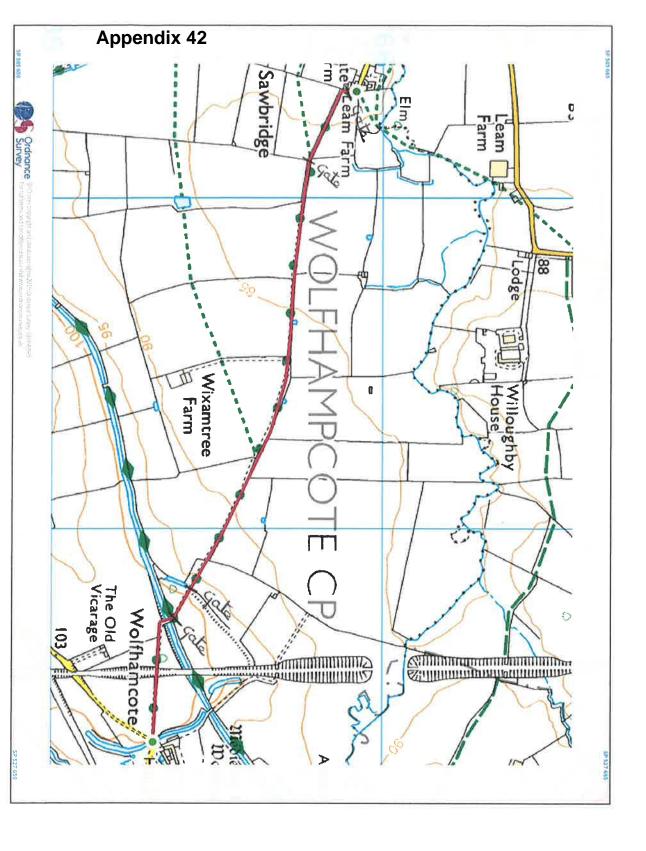
è.

.....

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 attac	thed map	



Route Information



Route Name Wolfha

Wolfhampcote to Sawbridge

Route Summary

Total Distance	2.1 km (1.3 mi)	Walk	26 min
Elevation	84m at lowest point	Run	11 min
5.	106m at highest point	Cycle	6min
Total Ascent	9 m		

Elevation Drafile





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 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	1.5					
By pedal cycle						
By car						
Other [please specify]						

4.	Has the application route always followed the same course?
	Ves 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']
	Approxibately 3-4 metres
	11 (
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]
	Earth+ gravel track 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]
	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?

V 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

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

post on canal bridge there is a sign - "Unclassified County shure. O

3

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

Cyclists Horsenders, Tradesmon in Vehicles, PO Van walkers, scramble bikes, tarmers getting access to their fields people accessing the narrowboal

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?

M 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?

12 No

🛛 Yes

lf yes,

a.	From whom?
b.	When?

8

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)?

	12 No
	□ Yes
	If yes, by whom and when?
14.	Have you ever been stopped or turned back when using the application route?
	No No
	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?
	12 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)
	No No
	Yes
	If yes, please give full details, including who gave the permission, why and when
	9

User Evidence Form (Form 4) v5 May 2017



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

tootbaths leading 5 maps Show public. application TOU 1002.... ******

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 sheet many 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]

ルヒわ artially built DID ge 19 Indicates D.R.D. n. important - route d nat lust access 101d house obviously an access road amers and OL 2606 ing.along...the

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?

1 Yes

□ No

20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?

□ 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			
Home Telephone Number			
Mobile Telephone Number. 07790691912			
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.				

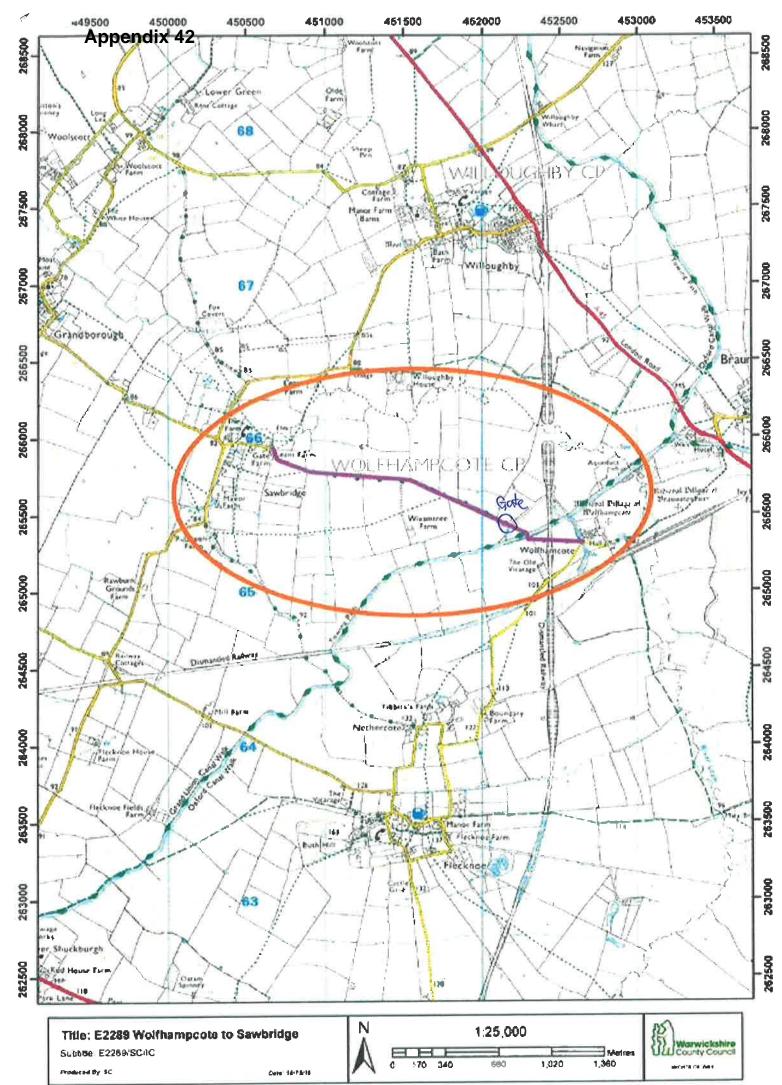
Information on this page of the Statement will be redacted and not made publically available

Application Number Appendix 42	Witness Number	(for office) (for office) (for office)	e use only)			
	LEA	COMMUNITIES GROUP DERSHIP TEAM				
Warwickshire County Council	GROUP Wildlife & Countryside Act 1981 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 F	orm				
ABOUT YOU						
Name Dianc Ala	tersley					
Address The Monor	Hause					
Flecknoe						
N						
	Postcode CV23 8HT					
- u						
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 he	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)

To include form vehicles



[©] Crown Convribit and database right 2011. Orthonce Survey 100019520.

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.

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 2000 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			2			
On horseback						
By pedal cycle				2		
By car						
Other [please specify]						

Appendix 42 4. Has the application route always followed the same course? 🖾 Yes Don't know 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'] Approx 5 ms. 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] Growel & conth. 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?

b. Gates [state locations, indicate whether locked - and when - and show on your map]

Tes

Several gates along the way, sometimes open, sometimes closed Apart from one closest to conal I couldn't say where tley are

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 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

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

No signs seen.	

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, cystists, bike trek riders, horses.

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,

а.	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)?

	X	No
		Yes
	if y	es, by whom and when?

	••••	
14	. Hav	ve you ever been stopped or turned back when using the application route?
	X	No
		Yes
	lf ye	es, please give details including when this happened
15	Has	anyone else ever told you that they were prevented from using the application route?
	X	Νο
		Yes
	if ye	es, please give details including when this happened
16.	Hav priva	e you ever had a private right to use the application route? (for example, an easement, ate right of access, licence, etc)
	⊠	Νο
	`	fes
	lf ye	s, 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]

This is a great rate, that appears natural, connecting
Wolfhampcoke to Sambridge. It feels it has always
been there e appears well used by walters and
others doing healthy activities.
0 0

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 Number	(for office use only)
Appendix 42		
Warwickshire County Council	Wildlife & Countryside Act 1981 Definitive Map and Statement of Publ Way for Warwickshire	form ic Rights of 4
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form	
ABOUT YOU		
	S SANDERSON	
Address		
WOUFT	HAMPCOTE RUG	BY.
Year of Birth	Postcode CV2	
	r addresses during the time you have used the and years [full addresses are not required]	e path or way?
NONE.		2
ABOUT THE APPLICATIO	IN ROUTE	
How do you think the appli	cation route should be recorded?	
As a footpath (publi	c rights on foot only)	No.
As a bridleway (pub	lic rights on foot and on horseback or bicycle)
As a restricted bywa	ay (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 ro	ute (include start and finish points and provide	e OS grid references if you can
The road begins	s at the junction with t	he flecknoe -
Grandborough Rd	. at Sawbhidge and end	s at the junctio
with the Fleckno	e-Braunston Rd in hi	Dolf hampeste
-see attached		•
User Evidence Form (Forn	3 n 4) v5 May 2017	

^

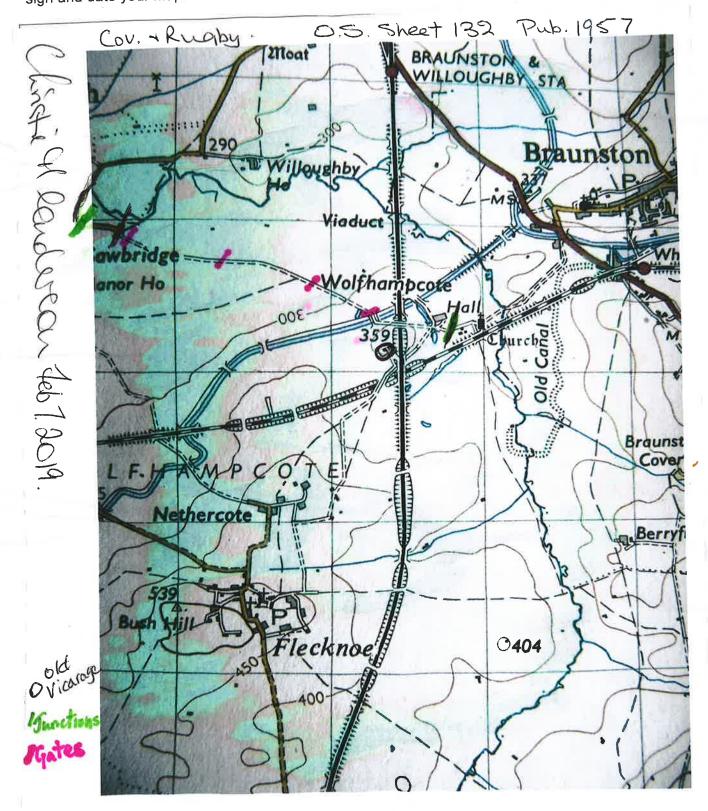
Application Appendix 42

Witness Number

(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.



4

	13	n	9 A 16 1	9.040
RECEIVED	1	55	IAN	101134

COMMUNITE'S GROUP

CCV DERSENDAN 1

E2289 Sawbridge to Wolfhamcote USER EVIDENCE FORM

nation at er on any
nember
NO
NO
NO
ES
5
×7

6. Do you still use the Road?

7. How have you used the path?

With mechanically-propelled vehicles (e.g. motor-bike or car)	Years 9	As above	to	As Above
By non-mechanically-propelled vehicles			to	
By bicycle	Years		to	
On horseback	Years		to	
On foot	Years		to	1

- 8. Where were you going 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		Daily	Once a week	Once a month	Less than once a month *
	throughout the period you	On foot				
	have stated in question 6?	On horseback				
		By bicycle				
		With non-mechanically- propelled vehicles				
		With mechanically- propelled vehicles			Yes	TWICS PORYEM

*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

- 12. 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?
 No

 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 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? ____ Public

ř

- 16. Did anyone ever attempt to turn you back or say that you had no right to use the way? No
- 17. Was there ever any obstruction to your use of the path, such as a fence or locked gate? **No**

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.

GRAHAM HARDS. Please print your name here . Your: Home Telephone Number. 01768 891969 Mobile Telephone Number Email Address MUSICALLEYMAN & 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
Date: 4/4/CB 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	Will use Murities.	on satural tres surfs)
Warwickshire County Council	Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights Way for Warwickshire	form s of 4
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form	
Wonft	HARDS TREE FARM AMCOXE WICKSHIRE	
	Postcode CV23 8	SAR
Year of Birth	8	
If so, please provide details		
How do you think the applic	ation route should be recorded?	
As a footpath (public	rights on foot only)	

□ As a bridleway (public rights on foot and on horseback or bicycle)

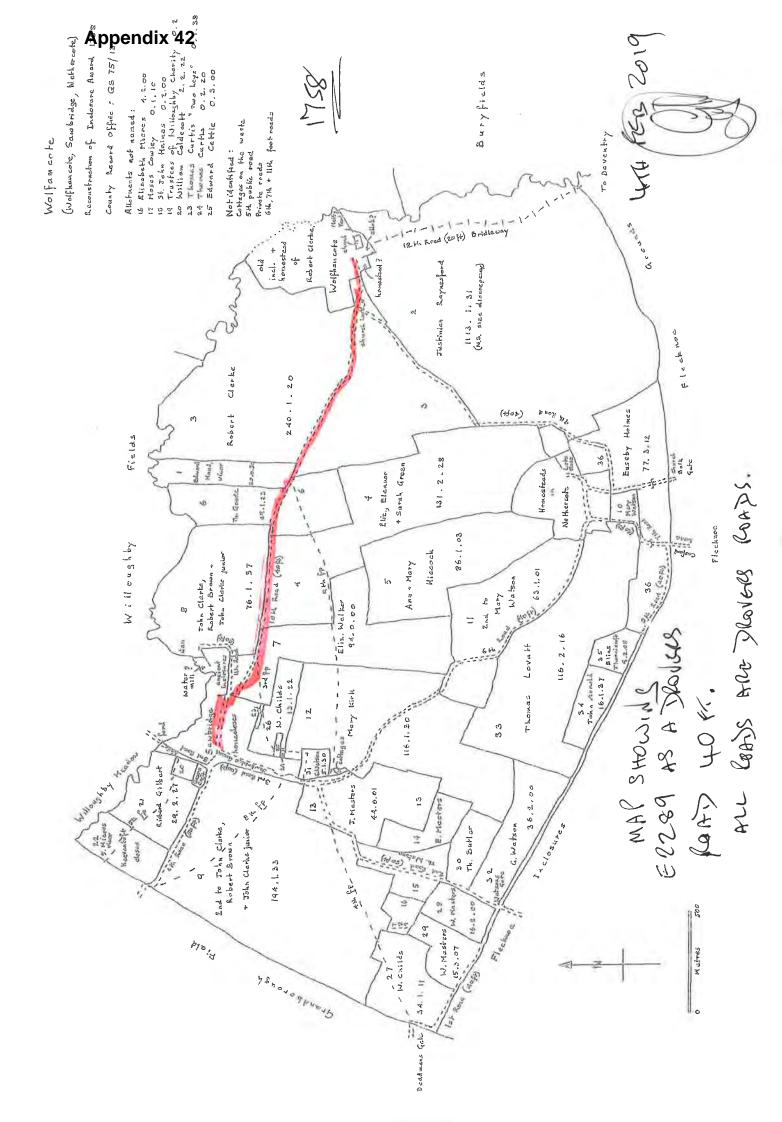
As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle)

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 GATINUES TO ST. PETERS CHURCH AK WOLFHAMEORE / HE KWO KNDS ARE TARMACED BUT PIECE IN BERWIEEN. 15 SPANNIE STONE.

User Evidence Form (Form 4) v5 May 2017

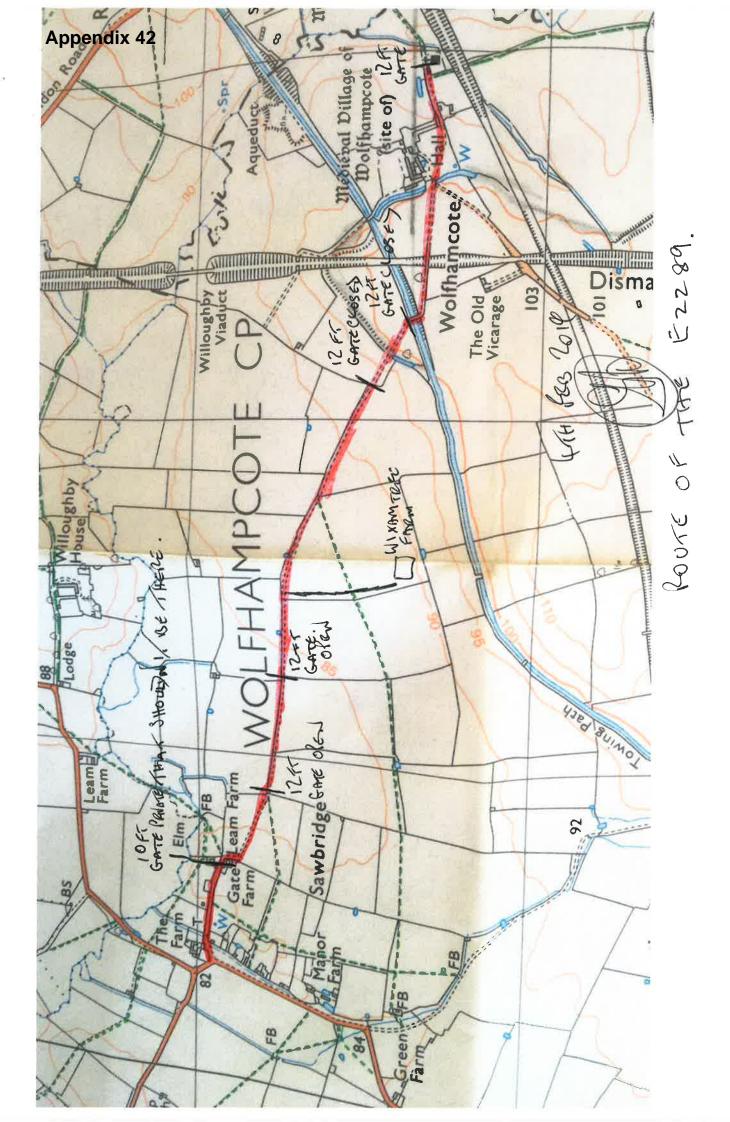


11:48 Tue 5 Feb

image1.jpeg

⇒ 100%





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.

2

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 TO RESENT BY ROOT.

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	Weekiy	Monthly	Every few months	Once a year	Other (please describe)
On foot	\checkmark					
On horseback						
By pedal cycle						
By car	\checkmark					
Other [please specify]						

AWIMM TRANSPORTATION/HAVI HAULAGE/FEED HAULAGE/INGRESS AND EXIT TO OUR HOME.

Appendix 42 4. Has the application route always followed the same course? 🗹 Yes Don't know D 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'] KOAD DEREFMINE THIS IS A L'LET WIDE THEY BUILT HE ROAD WITH COUNCIL WHEN STONE. THE COUNCIL MSD PUT 12 47 (NTEP ACROSSIT. 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] MI THER ARMAC 7. Have there ever been any of the following on the application route? Stiles [state locations and show on your map] **a**. C How long were they in place?

- b. Gates [state locations, indicate whether locked and when and show on your map] FARMERS PUT SATES IN TO CONTROL LIVESTOCK. THE COUNCIL TOOK THEM OFF AND REPLACED WITH NEW CAKES, EXCERT THE 10 FT SATE AT FOR FORM
- 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 prevent you from using the application route?

🗆 No

2 Yes

If yes, please give details

MRS FRISBY /IED A GATE SHUT TO PREVENT OUR from comine to US.

- 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

THEFE IS ASIGN ON THE CREW AT SAUBRICE TELLING EVOLYONE THAT IT IS AN UNMAINTAINED PUBLIC ROAD ANO/HER AN LEAM 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

MANY MANY PEOPLE USE THIS ROAD ON A RECULAR GASIS EVERYDA-1.

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?

PUBLIC FORD. No No

□ Yes

If yes,

а.	From whom?	
h	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

I Yes

If yes, by whom and when?

VISIAORS HAVE BEEN JOLD BY MRS FRISBY ROAD IS HER PRIVATE ROAD AWD THAT THE 1 14. Have you ever been stopped or turned back when using the application route? D No

C 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

NUMEROUS OCCOSIONS HAD VISITORS YES WE HAVE ON WHO HAVE BED MADE TO MAKE AN EXTENSIVE I VIA FLEEKNOE GO SET TO US SHE EVEN SHOWED THEN A MAP!

16. Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc)

PUBLIC FOAD 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, safe documents, old maps, etc)

🛛 No

DY Yes

If yes - please provide details

MAPS AS A ROAD THE MAP OF 1758 SHODS IT We DROUSES KOD), AS ALL THE ROAD AROUND HERE THE COUNCIL MAJE IT AND MAIN (ANDED IT IS A 12FT 10) WERE, 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]

DED AS THE EZZ89. THIS ANCIENT S IS HOR COMMERCE AN USE ENSOUMENT FOR HUNDREDS OF YEARS WITHOUT THIS WOLFHAMCOTE WILL BE A DEAD END. IT IS ESSENTIAL ROAD CONTINUES TO BE SHAR THIS IN THE SAME CAPACIN 1 ALWAYS HAS

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?

Ø Yes

D No

20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?

12 Yes

D No

Appendix 42 SCTV footage. - she cent show it to u.

23/7/18 MR Marwood MES Mithael Neuhorm

Bought form 10 year ap? - to said Highway wouldn't mentain wad

Sater duitmen

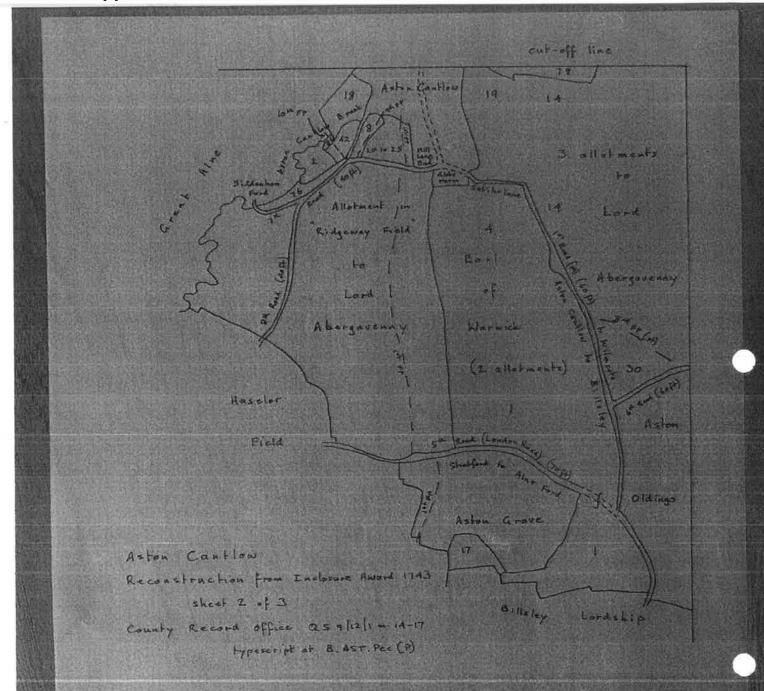
wanted buriness me but unit became A watter situation

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

Fenced each side at the worde (she wan told that she could be Sm but that was normalis the light rout)

She apreed that it would be Smetre Manna said that they wouldn't and to know he the stables down.

Regle now starling to cut through to work. 9 am - 6 pm larg vehiciles 36 tech med in - no number plater ?? 1000 now petholey due to the long out to marge



Allotments not lab 2 Lord Brooke (Forl	of Warwick)	3 x 3 + 24 p
8 John Grove, vicar 17 Lord Abergavenn	4.0,25 7 5.2.35 7 3.31	"Guard Piece"
19 -	(for college)	0.1.10
21	1	0.1.18
12		01 L. 18
13 0.0	(e. 1. 19
24	(-)	0. 1. 1× 10
25	(-)	0.1.18
42 Thomas Archer	3.0.07	
76 Elizabeth Huche	11 3.1.34	a de la contra de la
78 (0) -	36.0.01	and Plant Edu

S. G. Walkgrove. Jane 2014

Appendix 42 Documente branken to shaw an occupation wad and bridleway

(the she hern I shown in that)

what legal action with she take.

She want en lo très surfuce d

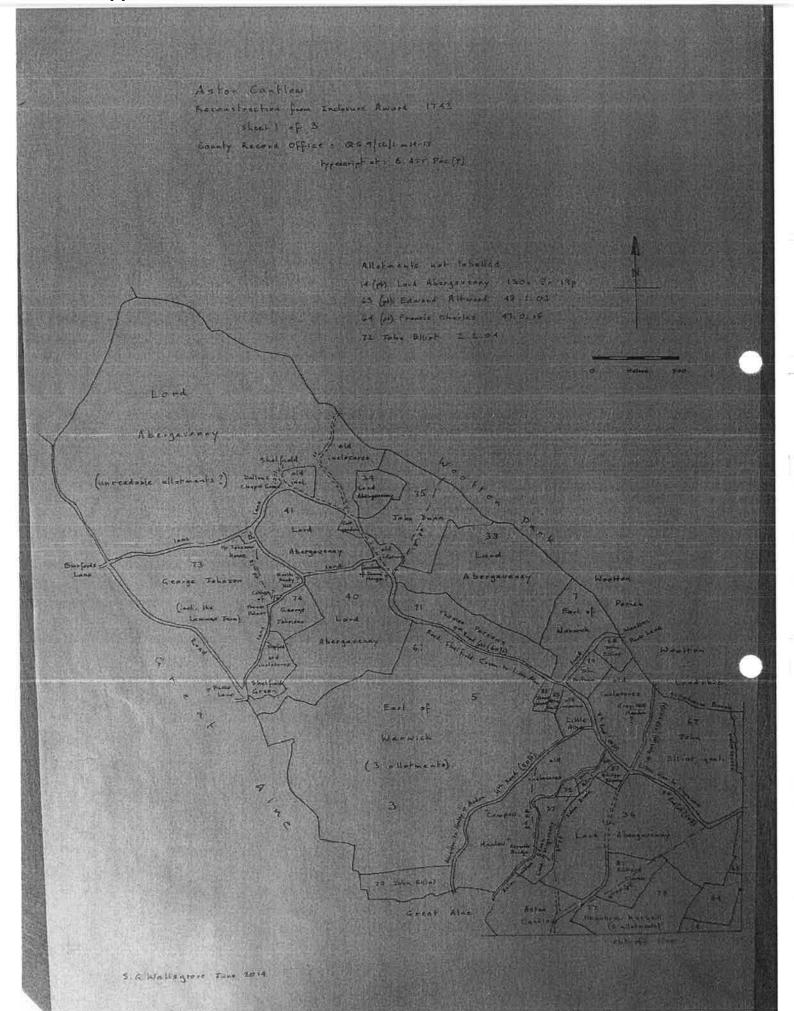
she thinks it is 40' road over the year

Things changed in 2010 When land was sold and a been was brits They bayby the land. They have access

Statuer

S31(6) - to say that at the flug wald aurof Sm but only on the promise that the 40 pt, '

Sater broken brolleward Zyenber, forspeater J





Marion Borman <marionborman@warwickshire.gov.uk>

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

1 message

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

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 <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: 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.

To refresh your memory, this is the road that runs from the centre of Sawbridge to Wolfhamcote, the parish centre. It is well used, on a daily basis, to facilitate access to the Oxford arm of the Grand Union Canal for the boating community. It is also well used by farmers as the only access to their land and the general public as part of the countryside leisure industry, motorcyclists, cycle races, green laners, walkers etc. It stops Wolfhamcote from becoming a 'dead end' village and is the only access to Wixamtree Farm.

We all suffer with one unnecessary problem, which is Mrs Frisby (Ms Marwood). She Is stopping the traffic on the highway and telling the drivers that Wolfhamcote Lane is her own private road and they are acting illegally. She tells them that she is reporting them to the police and if it is a commercial vehicle then she is not only reporting them to the Police but also to their employers.

We had a delivery on Wednesday morning the 25th July from Tarmac Ltd. Mrs Frisby stopped the driver whilst

warwicksnire County Council Mail - Hwa: woitnamcote Lane E2289 attention Marion Borman and PC Andrew Crouch

hAppendix 42289 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.

On the last occasion that we involved the Police we were advised that the council were unable to confirm the status of the road. Please see the previous emails that I have sent to Marion Borden regarding this and please note that we still haven't received the confirmation we requested. The Council advised the Police to ask us to look to our deeds for a definitive answer. This we have done and, in addition, Mr and Mrs Keir have very kindly allowed us access to their deeds as they are also affected landowners in the same position as we are.

On our deeds of 24th July 2002 Mr A A Gabbitas Director of Corporate Services on behalf of the Council has signed a legal document stating that Wolfhamcote Lane is 'highways maintainable at public expense'.

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.

As a property developer, Mrs Frisby would greatly increase the appeal of her home if she were able to claim the E2289 as her private road which, I believe, is at the bottom of this. She also told a neighbour that she was determined to change the status of the road to a bridle way, in order to do the same.

This isn't an unused derelict field track - it is a lovely ancient country highway that is regularly used by for people in their daily lives. All we want is for it to remain as it is now and always been the E2289 Wolfhamcote Lane. This is purely a status issue and has nothing to do with the width!

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.

Appendix 42	RUGBY
OFF	ICIAL CERTIFICATE OF SEARCH and
	STANDARD ENQUIRIES OF LOCAL AUTHORITY
Bierith relations	• G2001325
Apphane Reference	ARNOLD THOMSON, BOLLOTOPIS, DX 19932, TOWCESTER BJD.BV.30912
Land or property a	SAND AT WOLFHAMPOOTE
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Warwicksnire County Council Mail - Fwo: Wolfnamcote Lane E2289 attention Marion Borman and PC Andrew Crouch

Appendix 42 at Rugby CV21 22*

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

(g) certificate of compliance of a replacement window, rooflight, roof window or glazed door,

infromative:- 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 22P

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?

None

Informative: This reply raffects 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 mantioned 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 security;

(c) to be made up at the cost of the frontagers under a current Council resolution;

(d) to be adopted without cost to the frontagers under a current Council resolution.

2(a) Yes Wollhampcote Lane

Page 1 of 5 8/14/2018

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pendix 42	
Tony Gilroy	
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A CAR AND A CAR	



Marion Borman <marionborman@warwickshire.gov.uk>

Fwd: Attn. Marion Borman

1 message

Country Paths cpaths@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 nAppencity 42d 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

>

6 attachments

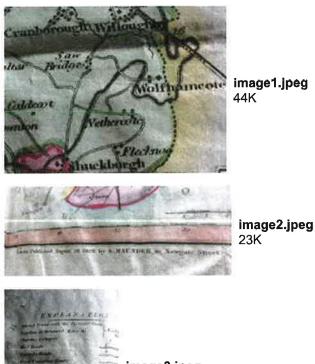
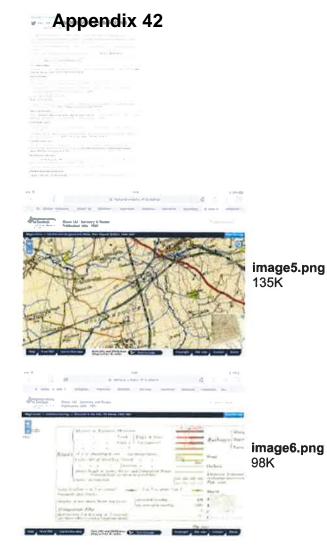


image3.jpeg 38K

image4.jpeg 34K

8///2018





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. Sp**Appendix 2** ess 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

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

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 <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: 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.

To refresh your memory, this is the road that runs from the centre of Sawbridge to Wolfhamcote, the parish centre. It is well used, on a daily basis, to facilitate access to the Oxford arm of the Grand Union Canal for the boating community. It is also well used by farmers as the only access to their land and the general public as part of the countryside leisure industry, motorcyclists, cycle races, green laners, walkers etc. It stops Wolfhamcote from becoming a 'dead end' village and is the only access to Wixamtree Farm.

We all suffer with one unnecessary problem, which is Mrs Frisby (Ms Marwood). She Is stopping the traffic on the highway and telling the drivers that Wolfhamcote Lane is her own private road and they are acting illegally. She tells them that she is reporting them to the police and if it is a commercial vehicle then she is not only reporting them to the Police but also to their employers.

We had a delivery on Wednesday morning the 25th July from Tarmac Ltd. Mrs Frisby stopped the driver whilst

VVARWICKSNIRE COUNTY COUNCIL IVIAIL - FWA: VVOITNAMCOTE LANE E2289 ATTENTION IVIATION BORMAN AND PC ANDREW CROUCH

hAppendixe 42289 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.

On the last occasion that we involved the Police we were advised that the council were unable to confirm the status of the road. Please see the previous emails that I have sent to Marion Borden regarding this and please note that we still haven't received the confirmation we requested. The Council advised the Police to ask us to look to our deeds for a definitive answer. This we have done and, in addition, Mr and Mrs Keir have very kindly allowed us access to their deeds as they are also affected landowners in the same position as we are.

On our deeds of 24th July 2002 Mr A A Gabbitas Director of Corporate Services on behalf of the Council has signed a legal document stating that Wolfhamcote Lane is 'highways maintainable at public expense'.

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.

As a property developer, Mrs Frisby would greatly increase the appeal of her home if she were able to claim the E2289 as her private road which, I believe, is at the bottom of this. She also told a neighbour that she was determined to change the status of the road to a bridle way, in order to do the same.

This isn't an unused derelict field track - it is a lovely ancient country highway that is regularly used by for people in their daily lives. All we want is for it to remain as it is now and always been the E2289 Wolfhamcote Lane. This is purely a status issue and has nothing to do with the width!

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.

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Warwickshine County Council Mail - Pwd. Woinfamcole Lane E2269 attention Manor
Appendix 42 RUGBY
OFFICIAL CERTIFICATE OF SEARCH
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STANDARD ENQUIRIES
OF
LOCAL AUTHORITY
BARTE Information 02001123
ASSAULT ARNOLD INOMSON SOLICITORS DX
Hate TOACESTER Reference BJD.201.20012
Land or property against which enquilies are made
LAND AT NOLYHUMIPCOTE
Signed by the proper Officer of the Council
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A A DASBITAS LL BL DIRECTOR OF CONFORMATE BERINCES On burnet of ROOST BORDWAILCOUNCIL
RECEIPT FOR REQUEST FEES
Receipt Na 20402
RUGBY BORDUCH COUNCE, account oper monot of £140.00 htm ARNOLD THOMSON on 22 July 2002 for request number \$2001.022

	RUGBY
OF	FICIAL CERTIFICATE OF SEARCH
	and STANDARD ENQUIRIES OF LOCAL AUTHORITY
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Hattermore Land or prop	BUC 97 MITH anty spanies which any links are inside Units AT WOUTHWARPOOTE
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Appendix 42 at Rugby CV21 22*

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

(g) certificate of compliance of a replacement window, rooflight, roof window or glazed door.

informative:-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 repulation 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.

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

1.2. Planning Designations and Proposals

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2. ROADS

Which of the roads, foolways 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 socurity;

(c) to be made up at the cost of the frontagers under a current Council resolution;

(d) to be adopted without cost to the frontagers under a current Council resolution.

2(a) Yes Wolfhampoote Lane

Page 1 of 5

8/1/2018

Appendix 42	
Tony Gilroy	
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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. MCREFEW

Your: Home Telephone Number. 01788 522727

Mobile Telephone Number 07821255016

heather mobreen Dychoo. Co. UK 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:

1re: 78000 28/01/19

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

Appendix 42 RECEIVED 0 6 FEB 2019 COMMUNITIES GROUP LEADERSHIP TEAM	
GROUP GROUP Warwickshire Wildlife & Countryside Act 1981 form Definitive Map and Statement of Public Rights of Way for Warwickshire 4 Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX User Evidence Form 4	
ABOUT YOU Name HEATTHER CORALLE MCBREEN	!
Address ROSE COTTAGE LOWER GREEN WOOLSCOTT	
RUGBY Postcode RV23 8DD	
Year of Birth 19.61	
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)

SP 50698 65980 SP 52627 65358 GATE AND LEAM FARM / WOLFMAMPLOTE HALL

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. Horse 1959
	From 1989 To 2019 BIKE PEDESTRIAND -2019
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			\checkmark			
On horseback			~			
By pedal cycle			~			
By car						
Other [please specify]						

4.	На	s the application route always followed the same course?
		Yes
		Don't know
		No
	lf n	o – how and when was the route altered?

5.	[Plo use	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']
		track used to be open geted Rd
		now mainly fenced track at sombordge end
	C	open at wolthampeste end - track around 4m wide
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]
		gravel + earth
7.	На	ve there ever been any of the following on the application route?
	a.	
		no stiles but gated in places
		How long were they in place?
		n/a

b. Gates [state locations, indicate whether locked - and when - and show on your map]

Varions 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]

 n/α

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

D 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 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
	ď	Yes
	-	res, please provide any additional information about this
		Dog walkers Horse Riders Runners
		monutain bikers.
La	nd (Ownership
11.		ere you working for any owner or occupier of land crossed by the application route at the le when you used it, or were you then a tenant / licensee of any such owner?
	Ø	No
		Yes
	lf y	res, provide details and dates
12.		t the owner or occupier ever give you permission (or did you seek permission) to use the plication route?
		No
		Yes
	lf 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)?

	M NO
	□ Yes
	If yes, by whom and when?
14	. Have you ever been stopped or turned back when using the application route?
	E 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
4.0	
16.	Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc)
	E 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]

Used to be a sign at Gate Fur lean Farmend Saying by way and another saying please Keep to the track way no galloping on the grass. Both these signs disappeared Jeans 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?

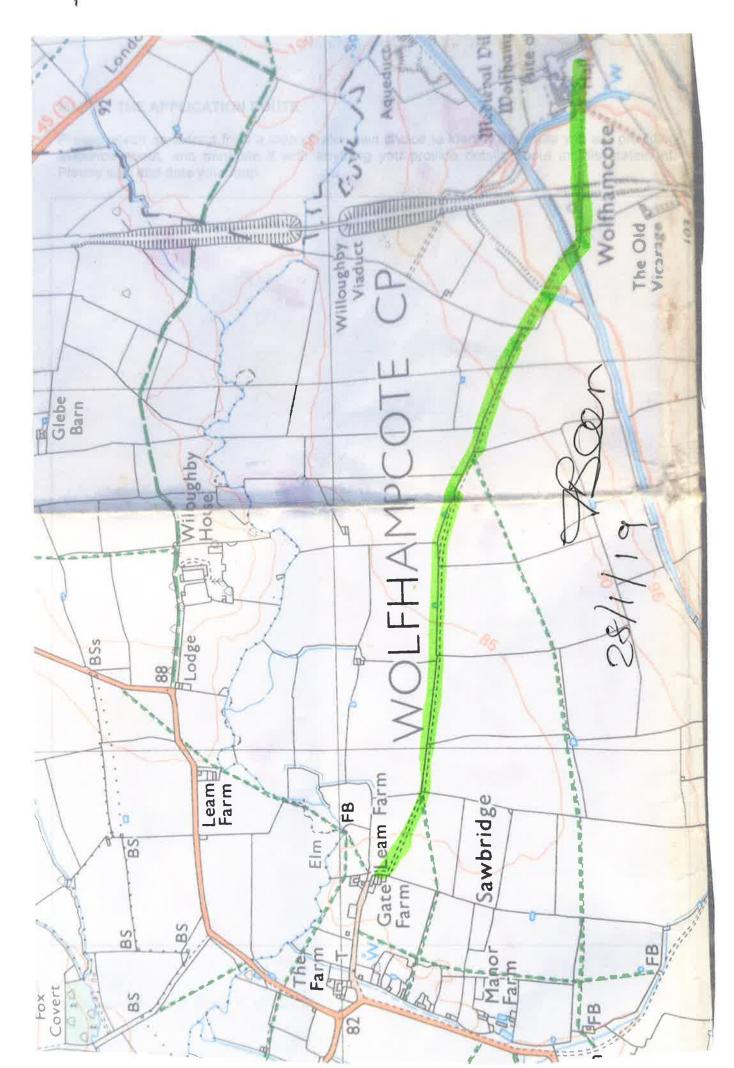
Yes

□ No

20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?

Ves

🗆 No



RECEIVED	2	9	JA	2019
CO	1,4		INT 153	S GROUP

ATTRS: DITEM

E2289 Sawbridge to Wolfhamcote USER EVIDENCE FORM

1.	Full Name	e (Mr/M rs/Miss/Ms/D r.)_	IAN CLANKS	
2.	Address	55	HANN OF ROM	
			STEUGNION	
10				
3	Contact	Phone Number	07709033951	
	Descriptio	on of the E2289 road		
	Wolfhamo		from its beginning at Sawbridge to its te being a Tared road as one would enco re	
Do yo		his road to be public? or how many years?	Yes As long as I can	remember
4.	Do you re A public fo		only)	NO
	A public b	ridleway (i.e. for walkers	and horse riders/cyclists)	NO
	A public re and non-m	estricted byway (i.e. for nechanically propelled ve	walkers, horse riders/cyclists ehicles -e.g. horse and cart)	NO
	A public C	arriageway (i.e. open to	vehicles use)	YES
5.	Have you	used the above path?		Yes
	If yes:	a) When did you first u	se it? Year	
		b).When did you last us	se it? Year	2017
	During this	s period have there bee	n any years when you have not used it?	No
	If yes, whi	ch years were they and	why? Years	
	Decen			

×.

- 16. Did anyone ever attempt to turn you back or say that you had no right to use the way? No
- 17. Was there ever any obstruction to your use of the path, such as a fence or locked gate? No

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: 13 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 you going 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		Daily	Once a week	Once a month	Less than once a month *
	throughout the period you	On foot				
	have stated in question 6?	On horseback				
		By bicycle				
		With non-mechanically- propelled vehicles				
		With mechanically- propelled vehicles			Yes	Twice Barjung

*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

- 12. 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.
- 14.
 Have you ever seen any signs or notices on the road?
 No

 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 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? _____ 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
Your:	Home Telephone Number 01788 890 427
	Mobile Telephone Number07815560848
	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: AAS Date: 2.2.19					
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

Application Number Appendix 42	Witness Number	RECEIVED 05 FEB	(for office use only) 2019		
		COMMUNITIES	S GROUP		
		LEADERSHIP TEAM			
		GROUP			
Warwickshire County Council	Wildlife & Countryside Definitive Map and Sta Way for Warwickshire		ts of 4		
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Fo	rm			
ABOUT YOU					
Name MR J.A.	an a				
	LEW MOOR				
WILLOU GT	NBY RUG	<u>1</u> B7			
	Pc	ostcode $C \sqrt{23}$	SBU		
Year of Birth	J	•••••			
	addresses during the time y and years [full addresses ar		or way?		
LEAM FR	1 R 19				
	»:				
ABOUT THE APPLICATIO	N ROUTE				
How do you think the applic	cation route should be record	led?			
□ As a footpath (public	rights on foot only)				
□ As a bridleway (pub	lic rights on foot and on hors	eback 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, includin	g motor vehicles)		
	ute (include start and finish p				
	BRIDGE TO				
AND WOLF	HAMPCOTE TO	SAWBRID	0 G15		
			••••••		
User Evidence Form (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.

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 1950 TO PRESENT DAY

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	1				·	
By car ROVER	l	1				
Other [please specify]						

4.	Has the application route always followed th	e same course?
	Yes	
	Don't know	
	□ No	
	If no – how and when was the route altered	?
5.	Approximately how wide is the application re [Please give your estimate of the width acrown when passing others or using it with others. this varies, please describe how] [Or please	ss which you used the route including the width used Take care to consider the overall width of the route. If
	10 FEET	
6.	[For varying surfaces, please describe with	oute have? (for example grass, gravel, earth) reference to your map]
6.	[For varying surfaces, please describe with	reference to your map]
6.	[For varying surfaces, please describe with $GRAVEL$	reference to your map]
6 . 7 .	[For varying surfaces, please describe with $GRANEL$	reference to your map]
	[For varying surfaces, please describe with GRANEL Have there ever been any of the following of a. Stiles [state locations and show on your Δ/a	reference to your map]
	[For varying surfaces, please describe with GRAVEL Have there ever been any of the following of a. Stiles [state locations and show on your N_O	reference to your map] in the application route? map]
	[For varying surfaces, please describe with GRAVEL Have there ever been any of the following of a. Stiles [state locations and show on your N_O	reference to your map] In the application route? [map]
	[For varying surfaces, please describe with GRAVEL Have there ever been any of the following of a. Stiles [state locations and show on your N_O	reference to your map] In the application route? [map]
	[For varying surfaces, please describe with GRANEL Have there ever been any of the following of a. Stiles [state locations and show on your N_O	reference to your map] In the application route? [map]
	[For varying surfaces, please describe with GRANEL Have there ever been any of the following of a. Stiles [state locations and show on your N_O	reference to your map] In the application route? [map]

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. Did any of the above prevent you from using the application route? No 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 l	been using it?
-----	---------------	--------------	-----------	-------------	--------------	------------	----------------

T Yes
If yes, please provide any additional information about this $FARMERS = WALKERS = CYCLISTS$
FARMERS WALKERS CYCLISTS AND BIHER 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 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)?

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)

	.,ℤ [^] No
	□ Yes
	If yes – please provide details
8	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]
	HAVE USED THE ROAD FOR TO VEARS AS

MAVIE USIED INTE NOTE TO TELE
A CHILD WITH BYCYCLES, AND GOVEARS
FOR TRANSPORTING AND FEEDING LIVESTOCK.

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?
 - Ves

🗆 No

J.A. TANSBR Lam Farm-01788 890 427 Moon Lane (M) 07815560848 Willaughty RECEIVED 2.9 JAN 2019 Rugly CV238BU COMMUNITIES GROUP -January 25th 2019. To Some Copson. with reference to load NO E2289/SC Location Wolfhampeorte - Sawbudge, I have been using this read for the last 65 years to feed and Shepherd my twestock. I hope to be using it for the next 10 years at least, Thanking you Yours Faith fully JA Sama

		RECEIVED 29 JAN 2019		
		COMMUNITIES GROUP		
	E2289 Sawbridge to Wolfha			
	USER EVIDENCE FOR	March 1 March		
	USER EVIDENCE FOR	IAI		
1.	Full Name (Mr/Mrs/Miss/Ms/Dr.)	. TO		
2.	Address 37 HANNON Kor	\sim		
	G-TEVENTON	/		
		DXIS GAN		
3	Contact Phone Number 077603419	927		
5				
	Description of the E2289 road			
	Description of the E2289 road The E2289 is a hard stoned road from its beginning at Sawb Wolfhamcote, the last 100m or so being a Tared road as one public carriageway in Warwickshire	-		
Оо у	The E2289 is a hard stoned road from its beginning at Sawb Wolfhamcote, the last 100m or so being a Tared road as on public carriageway in Warwickshire	e would encounter on any		
-	The E2289 is a hard stoned road from its beginning at Sawb Wolfhamcote, the last 100m or so being a Tared road as on public carriageway in Warwickshire	e would encounter on any s long as I can remember		
-	The E2289 is a hard stoned road from its beginning at Sawb Wolfhamcote, the last 100m or so being a Tared road as one public carriageway in Warwickshire you regard this road to be public? If yes, for how many years? Do you regard it as:	e would encounter on any s long as I can remember NO		
-	The E2289 is a hard stoned road from its beginning at Sawb Wolfhamcote, the last 100m or so being a Tared road as one public carriageway in Warwickshire You regard this road to be public? If yes, for how many years? Do you regard it as: A public footpath (i.e for walkers only).	e would encounter on any s long as I can remember		
-	The E2289 is a hard stoned road from its beginning at Sawk Wolfhamcote, the last 100m or so being a Tared road as one public carriageway in Warwickshire You regard this road to be public? If yes, for how many years? 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)	e would encounter on any s long as I can remember		
	The E2289 is a hard stoned road from its beginning at Sawb Wolfhamcote, the last 100m or so being a Tared road as one public carriageway in Warwickshire You regard this road to be public? If yes, for how many years? 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)	e would encounter on any fong as I can remember NO tsNO YES		
	The E2289 is a hard stoned road from its beginning at Sawb Wolfhamcote, the last 100m or so being a Tared road as one public carriageway in Warwickshire You regard this road to be public? Yes If yes, for how many years? As 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 bridleway (i.e. for walkers, horse riders/cyclists) A public restricted byway (i.e. for walkers, horse riders/cyclists) A public carriageway (i.e. open to vehicles -e.g. horse and cart A public Carriageway (i.e. open to vehicles use) Have you used the above path? If yes: a) When did you first use it?	e would encounter on any Solong as I can remember NO NO tsNO YES Yes Yes		
- ke	The E2289 is a hard stoned road from its beginning at Sawb Wolfhamcote, the last 100m or so being a Tared road as one public carriageway in Warwickshire You regard this road to be public? If yes, for how many years? 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 bridleway (i.e. for walkers, horse riders/cyclists) A public restricted byway (i.e. for walkers, horse riders/cyclists and non-mechanically propelled vehicles -e.g. horse and cart A public Carriageway (i.e. open to vehicles use) Have you used the above path? If yes: a) When did you first use it? b).When did you last use it?	e would encounter on any siong as I can remember NO NO tsNO YES YearYes YearYear		
Оо у I.	The E2289 is a hard stoned road from its beginning at Sawb Wolfhamcote, the last 100m or so being a Tared road as one public carriageway in Warwickshire You regard this road to be public? Yes If yes, for how many years? As 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 bridleway (i.e. for walkers, horse riders/cyclists) A public restricted byway (i.e. for walkers, horse riders/cyclists) A public carriageway (i.e. open to vehicles -e.g. horse and cart A public Carriageway (i.e. open to vehicles use) Have you used the above path? If yes: a) When did you first use it?	e would encounter on any fong as I can remember NO NO tsNO YES YearYes YearYear		

Appendix 42

- 16. Did anyone ever attempt to turn you back or say that you had no right to use the way? No
- 17. Was there ever any obstruction to your use of the path, such as a fence or locked gate? No

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.

K.A.h. Signature: 🕙 13-1-14

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.

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			to	
By bicycle	Years		to	
On horseback	Years		to	
On foot	Years		to	

- 8. Where were you going 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		Daily	Once a week	Once a month	Less than once a month *
	throughout the period you	On foot				
	have stated in	On horseback				
	question 6?	By bicycle	1			
		With non-mechanically- propelled vehicles				
		With mechanically- propelled vehicles			Yes-	TWICO PLA YEAA

*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

- 12. 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?
- 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?NoIf yes, where were they and what did they say?

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 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? _____ Public

Appendix 42 Application Number	Witness Number	(for office use only)
		RECEIVED 1 1 FEB 2019
DECLARATION		COMMUNITIES GROUP
Data Protection Act 2018		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 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: Jm Trustone.

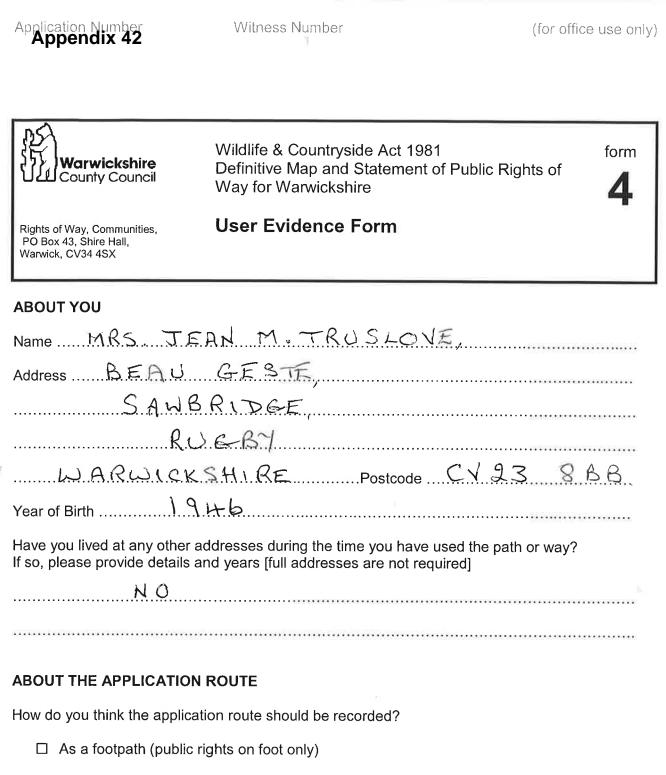
Date:

You should keep a copy of the completed statement

8/2/19

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



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 GATE FARM, SAUBRIDGE TO BRAUNSTON	
VIA WOLFHAMPCOTE	
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
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.



......

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?

N.O.

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	\checkmark					
On horseback						
By pedal cycle						
By car				\checkmark		
Other [please specify]						

4.	Has	s the application route always followed the same course?
		Yes
		Don't know
		No
	lf n	o – how and when was the route altered?
5.	[Ple who this	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']
		THE GATES ARE APPROX 12 FEET WIDE
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]
		2 STONE TRACKS WITH GRASS
		UP THE MIDDLE
	••••	
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?

43

b. Gates [state locations, indicate whether locked - and when - and show on your map]

GATES AT FIELD HEDGES NOT LOCKED

.....

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?

No 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 $OFTEN$ $PEOPLE$, $WALKING$, $CACLING$,
	HORSE RIDING, 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?
	D 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. 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?
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
9 User Evidence Form (Form 4) v5 May 2017

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

Ves

If yes – please provide details

1 HAJE	BEEN	(TOLD	AN	ORDI	NANCE
SURVEY	MAP	SHOWS	A PL	JBLIC	RIG-HT
OF W	ΑY				

- 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 WATE FATHER (M LAW, THE OWNER OF GATE FARM, SAWBRIDGE UNTIL HIS DEATH ALLOWED PUBLIC USE OF THE ROAD WITHOUT QUESTION. AT LEAST 1 CAR RALLY HAS USED THE ROUTE, ALSO MINI MOTOR CYCLES USE IT: OFTEN
- UNTIL RECENTLY THE ROYAL MAIL DELINERED 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?

🗆 No

- 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?
 - □ Yes ☑ No

Appendix 42

Beau Geste, RECEIVED 29 JAM 2019 Sawbridge, Rugby CV23 8BB

28-1-19

Dear Sir or Madam, Until his death my father in - low, Mr. Arthur Truslove owned bate Farm in Saubridge. A gated section of the unclassified road between Saubridge 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 (said to be the R.A.C) would the road yours rincerely J. 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 won't delete	
Please print your name here XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	
Your: Home Telephone Number	
Mobile Telephone Number. 07984561226	
Email Addressjan.boneham@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: 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

User Evidence Form (Form 4) v5 May 2017



Warwickshire County Council	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		
Nama Jan Boneham		

Name
Address

PostcodeCV23.8TR
Year of Birth1962
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 you can)

As shown on your own plan reference E2289/SC/Location

.....

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 the application route? If you used the route by 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?

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					\checkmark	
On horseback			~			
By pedal cycle						
By car						
Other [please specify]	0.0					
		. P				

4.	На	s the application route always followed the same course?
		Yes
		Don't know
		Νο
	lfn	o – how and when was the route altered?
5.	[PI use	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']
	••••	Single track gated road
6.	Wł [Fc	nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map]
		varies
7. Have there ever been any of the following on the application rou		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?

Appendix 42 Application Number

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. 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

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?

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?



□ 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

lf 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 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?



🛛 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 properties

16. Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc)

V No

🗋 Yes

If yes, please give full details, including who gave the permission, why and when

User Evidence Form (Form 4) v5 May 2017

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)



□ 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?





20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?



🗆 No

Appendix 42 Willoughby House, Willoughby, Warwickshire CV23 8BU Telephone: 01788 890254 RECEIVED 05 FEB 2019 4 February 2019 Re: Wildlife and Campyside Act 1981 Sec 53 COMMUNITIES GROUP Dear Sir, Définitive Map & Statement for Wanvidshire E2289 Wolfhamack have I live directly opposite this lare an the otherside of the liver. I have unobstructed views of this dare. It is continually used by walker, cyclists and horse rider. I use this lare on a regular basis also. Having lived in this house for 36 years I have observed just now much haffic is on the lare contrinually throughout the year. It is a very important right of way and must be maintained at all cost. Your faitifully Attaynaid

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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Warwickshire County Council	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					
NameJohn Caunt					
Address 'Fawcliff', Cross Lane, Braunston, Daventry					
	PostcodeNN11.7HH				
Year of Birth1936					
,	addresses during the time you have used the path or way? 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)
- X 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



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]						

	Has the application route always followed the same course?
	X 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']
	As now
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]
	As now.
7	
	Have there ever been any of the following on the application route?
	a. Stiles [state locations and show on your map]
	a. Stiles [state locations and show on your map]
	a. Stiles [state locations and show on your map]
	a. Stiles [state locations and show on your map]
	a. Stiles [state locations and show on your map]
	a. Stiles [state locations and show on your map]
	a. Stiles [state locations and show on your map]

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

DX 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

Dx Yes

□ Don't know

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

WCC erected signs at both ends of the track about 6 years ago stating "Warwickshire County 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 the time when you used it, or were you then a tenant / licensee of any such owner?

DX 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?

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
	lf y	es, by whom and when?
14.	Ha	ve you ever been stopped or turned back when using the application route?
	Ľ X	No
		Yes
	lf 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?
	⊠	No
		Yes
	lf 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)
	Ľ X	No
		Yes
	lf y	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

□ 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?

DX Yes

🗆 No

20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?

X Yes Please

□ 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 hereJOHN A. CAUNT.....

Your: Home Telephone Number....0.17.88-8907.7.6.....

Mobile Telephone Number.....

Email Addressjohn.caunt@tiscali.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: JA Caunt for Gaunt				
Date: 3rd February 2019				
You should keep a copy of the completed statement				
Warning: If you disponently enter information or make a statement that you know is, or might be				

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

DECLARATION

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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 John WHITTOKEN				
Your: Home Telephone Number				
Mobile Telephone Number 0つつい 248502				
Email Address JOHNANDKAJEW @ HOTMAIL.COM				

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

Statement of Truth

Your Signature:

Date:

You should keep a copy of the completed statement

Gutullo

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

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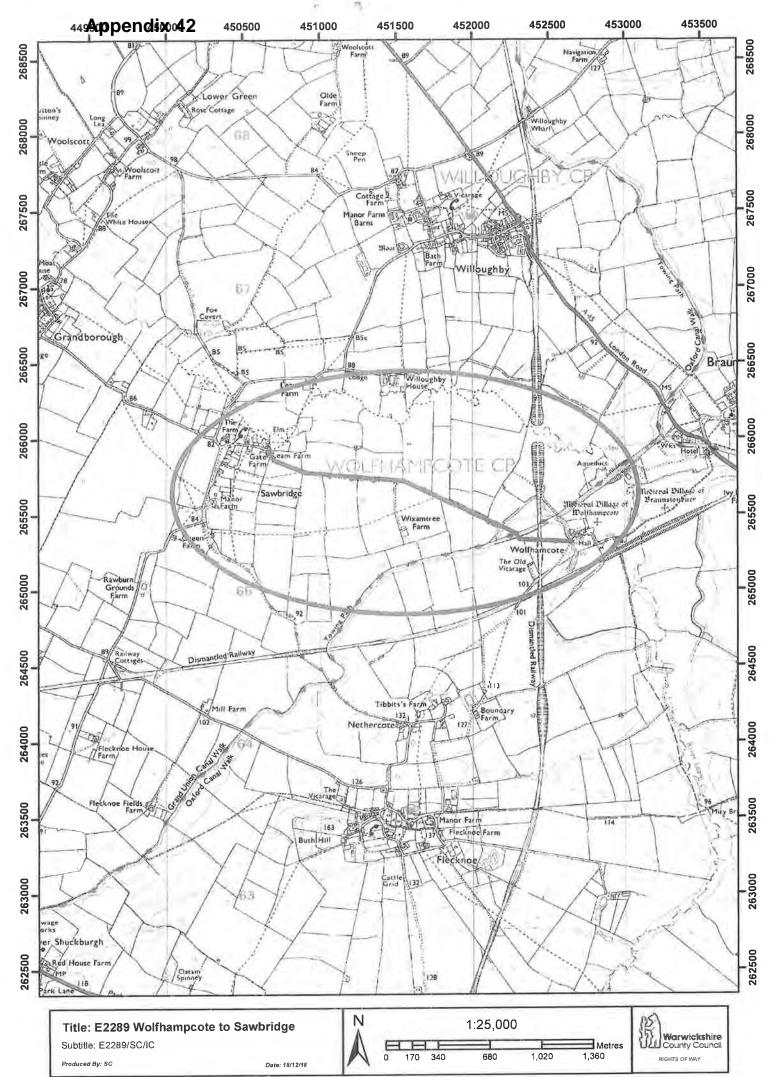
and the second to the second proved

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.

a Carry Million n na krazy z jako i s Sec. 2. 1 61.57 23.5- A state 2.41 5 Becommenced in S. Smanners and M. P. S. S. S. Mannerson M. P. S. S. S.

Application Number Appendix 42	Witness Number	(for office use only) RECEIVED 0 6 FEB 2019				
		COMMUNITIES GROUP LEADERSHIP TEAM GROUP				
Warwickshire County Council	Wildlife & Countryside A Definitive Map and Stat Way for Warwickshire	Act 1981 form ement of Public Rights of 4				
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence For	m				
ABOUT YOU						
Name John L	MITTAKER					
Address MANOR FA	RM					
SAWBRIT	XE					
RUCK	1					
WARK	5Po:	stcode CV23 8BB				
Year of Birth 1962						
Have you lived at any other a lf so, please provide details a	addresses during the time yo and years [full addresses are	ou have used the path or way? e not required]				
ABOUT THE APPLICATION	N ROUTE					
How do you think the applica	ation route should be record	ed?				
As a footpath (public	rights on foot only)					
As a bridleway (publi	c rights on foot and on horse	eback or bicycle)				
□ As a restricted byway	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	Walfmmpcote ?	TO SAWBRIDCE				
	3					



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21

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 1994 To Resserve

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

200

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.

* 14	Daily	Weekly	Monthly	Every few months	Once a year	Other (please describe)
On foot						
On horseback			1845	i official detection of a	n regen Çalahine	3
By pedal cycle						
By car				\checkmark		
Other [please specify]				~		

1.

5

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']
	APPROX 3 M HARDSSANDING.
	BESING USING THE PASTURE USED MISTARICALLY . NOT
	POSSIBLE NOW FEARED IN THE LAST DECIMPE.
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]
	long in the surface - Pantly made of OLD RAILWAY UNG
	RANINKS.
	م. منابع
7.	Have there ever been any of the following on the application route?
	a. Stiles [state locations and shów on your map]
	No
	2
	How long were they in place?
	NO

b. Gates [state locations, indicate whether locked - and when - and show on your map]

WALLUS CATES ALONG 173 LONGTH, USED MOUNT MUCH TO

famele off of Frands.

.....

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

e and a second second

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

V 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 NO
 - □ Yes

Don't know

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

.....

Have you seen other peop	le using the application	route whilst you have been	en using it?
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□ No	211	1.7.1	an against
₽ Yes	10000	911-019-1	2 1 4 C 4 6
If yes, please provide any additional information	about this		
WALKENS MORSE RIM	DENS, MOTON	BILLES	TRACTORS AND

OTHER FARM TRAFFIC, CANS

.....

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?

/	
VI	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?

Q	No	
	Yes	ż
lf y	/es,	
a.	From whom?	
h	When?	

Application Number Appendix 42	Witness Number	(for office use only)
13. Has anyone ever tole land or by anyone in	d you the application route was not put their employment)?	olic (including by an owner, tenant of the
12 No		
□ Yes	2	e.
If yes, by whom and v	when?	

	stopped or turned back when using the	CALL COLORS IN CONTRACT AND CALL COLORS AND
□ Yes		
If yes, please give det	ails including when this happened	
•••••	·····	
15. Has anyone else ever	told you that they were any of the	
No No	the second second second from	etter she was at a contract of
L 163	e se senten en e	
lf yes, please give deta	ails including when this happened	
	rivate right to use the application route etc)	e? (for example, an easement, private
No No		
□ Yes		*
	etails, including who gave the permission	
······	q	
User Evidence Form (Form	4) v5 May 2017	

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.
	8 0
	•

- 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]
 - NO ALLESS ON USDICE ISSUES UNTL APPROX 10 YEARS AGO WHEN

CHANCE OF LAND OWNERSALL AT SAWBALDOR END	of the BUTE (E22 89)

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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?
 - Ves
 - 🗆 No

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.

Т.

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. - True evidence have 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

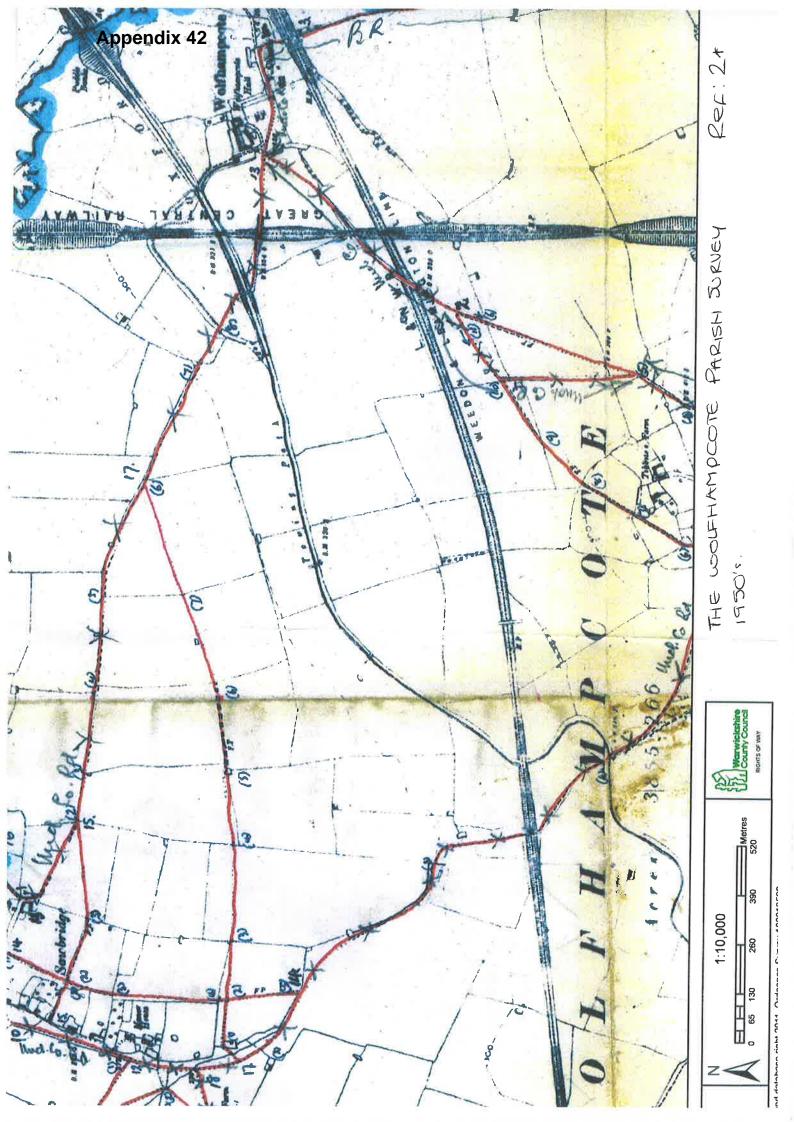
Furthe Evidence Submitted 30/11/18

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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



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	SURVEY OF F	SURVEY OF PUBLIC RIGHTS OF WAY.	2
	N.B. SEPARATE FORMS TO	N.B. SEPARATE FORMS TO BE USED FOR EACH ROUTE	
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-	Starting and Terminacion Points.	Sandridge live lade to looffenduct tool	Ap
	Reason for believing Public Right of Way exists.	Casedy and	pendix 42
m	Descripcion of Surface, i.e., paved, gravelled, or padded track. etc. (See noce (e) below)	love with logge on grow	2
-	Width H known. (See note (c) below)	A cito	
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	Notes on presence of obstructions. (See note (c) below)		
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	100010	GP. 2 hubide learnerts	
1	9 Have points of entry into adjoining partshes been agreed.		
-	16 General condition and any other remarks.		
		Route walked by R.C. Rune (Signature) R.C. Rune Clerk of Parish Council	
			17
	NOTES FOR COMPLETI (a) Symbols to be used for m public bridle road—C.R. (b) Symbols for marking me	of chits form. Footpaths-F.P.: Bridtle road-B.R.; Public or Privase Carrage road a Footbridge-F.B.; Field Gate-F.G.; Wricket Gate-W.G.; Stile-S.; Gap in fence	(
	 (c) All points of parsing from (d) All notites to be dearly if (e) To facilitate location of a 	one enclosure to smoother should be marked on plan and referred to above by bracketed number: consecutively along route, thus-(1), and the appropriate symmetry. marked and numbered at each and on plan. Number to be entered in space provided at top of this form. market referred to on this form the numbers market on plan in accordance with (c), should be stated in all case.	RCF 3*
ł.	at (4) broken ; Notice a	a entrance to Black Wood (5), reads 1 alls wood is ritwate.	

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Jonathan Cheal

From:	Michael Newham <michaelnewham@warwickshire.gov.uk></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
Attachments:	Wolfhampcote 5.pdf

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,



Information required from Rural District Councils under Local Government Act, 1929, **TRBLE 1**, Source 5 MILEAGE OF PUBLIC HIGHWAYS

IN RURAL DISTRICT (excluding Main Roads).

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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

<u>Tel:01926</u> 418095 Fax: 0870 242 8149 Email: <u>michaelnewham@warwickshire.gov.uk</u> Web: <u>www.warwickshire.gov.uk/highwaysearches</u>

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	e print your name here	KATE	w	NITTAKOR
Your:	Home Telephone Number	0178	-8	891668
	Mobile Telephone Number	0786	0	130813
	Email Address	Adrate	.w.(a hotuail.cou

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: Kare whittaller					
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 <u>not</u> made publically available

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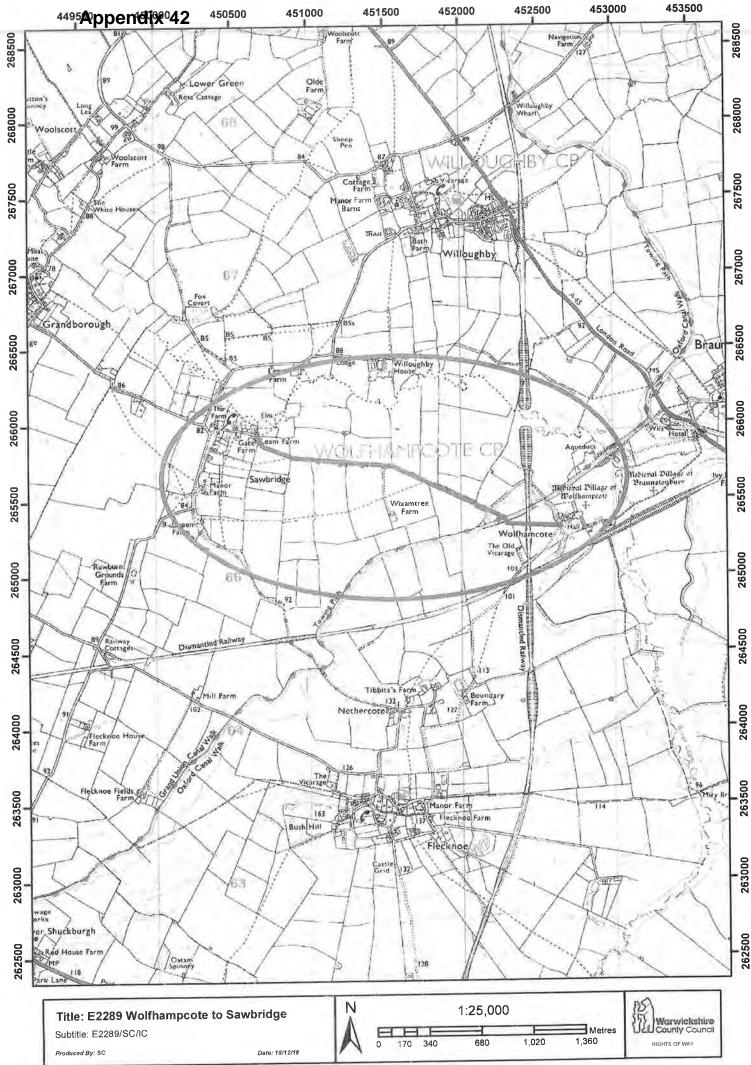
Application Number Appendix 42	Witness Number	(tor office use) RECEIVED 0 6 FEB 2019	only)
		COMMUNITIES GROUP	
		CROUP	
Warwickshire County Council	Wildlife & Countrysi Definitive Map and S Way for Warwickshi	Statement of Public Rights of	n
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence F	Form	
ABOUT YOU			
			••
Address NANOR	RARM		
SAWBRIT	NGÉ		••
heasy			
		Postcode CV23 8BB	•:
Year of Birth			•:
Have you lived at any other If so, please provide details	addresses during the time and years [full addresses	e you have used the path or way? are not required]	
			94 I
ABOUT THE APPLICATIO	N ROUTE		
How do you think the applic	ation route should be recc	orded?	
□ As a footpath (public	rights on foot only)		
□ As a bridleway (publ	ic rights on foot and on ho	rseback or bicycle)	
□ As a restricted bywa	y (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	s)
Describe the application rou	te (include start and finish	points and provide OS grid references if	you can
FROM SANDBRI	DGE TO WOLFH	AUPOTE	
	E2289 (SE	ANPOOTE E ENCLOSED MAP)	
	3-2-1		1.1.1.1
******			****
User Evidence Form (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.

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[©] Crown Coovright and database right 2011 Ordnance Survey 100019520

14

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 RESONT

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

<u>NO</u>

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.

aleon is		Daily	Weekly	Monthly	Every few	Once a	Other
					* months	year	(please describe)
	On foot						
	On horseback			V	1- 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.		
	By pedal cycle				~		
	By car				V		
	Other [please specify]				1		

1. 3

4.	Has	the application route always followed the same course?
	D.	Yes
		Don't know
		No
	lf no	- how and when was the route altered?
5.	[Ple whe	proximately how wide is the application route? hase give your estimate of the width across which you used the route including the width used an 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']
		> 3 NERRES CURRENTLY.
		ISTORICALLY ROUTE PASTED THROUGH ARDS WITHOUT
	ł	ENUNG ADJACENT TO IT. FENCES ERECTED IN LAST 10-15 YEARS.
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]
		GRAVEL (PLANINGS
		аў. Палітана (1996)
		······
7.		ve 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?
		N (A

- b. Gates [state locations, indicate whether locked and when and show on your map]
 - YES. GATES AT EAU GED GOUNDARY WHICH MAD TO BE OPENED AND CLOUED AS YOU PASSED THROUGH.
- c. Other barriers [state what they were and location, how long they were in place and show on your map]

, (G) (14) r	- A 1 - 4 - 4 - 4 - 4 - 4 - 4 - 4 - 4 - 4 -	4.00	134261	1.4.2. 5	Statile 4
((F (11))	6494 - 4794 - 7 1	7999		7 3/57 127	5 <u>1</u> 9

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

No No

WARA

□ 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 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					
Ves Yes					
If yes, please provide any additional information about this					
DOG-WALKERS, MOTOR-CYCHISTS, HORSE-RIDERS,					
MEASURE-DRIVERS, FARM TRAFFIC. WINDLIKE SURVEYORS:					
A BUTTERFLY CONSERVATIONIUT TOW 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?					
Mo 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

lf yes,

a. From whom?

b. When?

Application Number Appendix 42	Witness Number	(for office use only)
13. Has anyone ever told land or by anyone in t	you the application route was not publicher in the public heir employment)?	c (including by an owner, tenant of the
E No		
□ Yes		
If yes, by whom and v	vhen?	
14. Have you ever been s	stopped or turned back when using the	application route?
No No		
□ Yes		
If yes, please give det	tails including when this happened	
15. Has anyone else ever	r told you that they were prevented from	n using the application route?
	er and Typene 1.8	
□ Yes	a sangh mbana yan i	annailtean Stell chain sai
	tails including when this happened	
		and the second second
16. Have you ever had a right of access, licence	• • •	te? (for example, an easement, private
D No		
□ Yes		
If yes, please give full	l details, including who gave the permis	sion, why and when

User Evidence Form (Form 4) v5 May 2017

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]

(48 YEAN	LS) AND	HAVE	ALLOAYS	USED	THIS	ROUTE
AS DID	MY PARE	INTS W	to move) HORE	N	1965.
THERE	MAS N	IEVER B	CON ANY	1 QUES	STION	AS T
			<u> </u>	•		

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

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 017-28-391314
	Mobile Telephone Number
	Email Address kathlen, hay tec @ gmail Com.

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

Statement of Truth

Your Signature:

Date: 1.2.

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

11

Application Number Appendix 42	Witness Number	(for office use only)
		RECEIVED 04 FEB 2019
Warwickshire County Council	Wildlife & Countryside A Definitive Map and State Way for Warwickshire	COMMUNITIES GROUP LEADERSHIP TEAM form ct 1981 GROUP ment of Public Rights of 4
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form	n
ABOUT YOU		
Name MRS KA	THLEEN HA	YTER
Address MERRIE	MORE COTT	1GE
		1GBT
WARWI		、
		code CV.23 8BB
Have you lived at any other a lf so, please provide details a	addresses during the time you and years [full addresses are r	have used the path or way? not required]
ABOUT THE APPLICATION	I ROUTE	
How do you think the applica	tion route should be recorded	?
□ As a footpath (public	rights on foot only)	
As a bridleway (public	c rights on foot and on horseba	ack or bicycle)
□ As a restricted byway	(public rights on foot, on horse	eback or any non-motorised vehicle)
		isses of use, including motor vehicles)

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

EZZ29 OSEYPEORER 10222 - Start at the topof the lane (Dronte) Southilse and along Welfehaupcote track unding just past St Ret Loch. Jeha 31 User Evidence Form (Form 4) v5 May 2017



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.

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

N.ONE -

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		\checkmark				
By car						
Other [please specify]						

b.	Gates [state locations, indicate whether locked - and when - and show on your map]
	locked - Most standing open at all times scapt on the Sourings rided the canal, and Gene Farm Sourings when stock in the field Other barriers [state what they were and location, 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]
	NONE

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

No 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

ne in Sanshid se says "Unclussified men food" and " unsuitable for motor 00

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?
	NIA.
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
	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 current Recently I was told that the owner of FalxForm has tried to assignt retrict a coss
	This has never 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
	N IA

User Evidence Form (Form 4) v5 May 2017

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.

Yours faithfully,

K. Gellum

K.C.Cockburn MFH

RECEIVED 3 1 JA	N 2019
COMMUNIT	IES 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 KIM COCKBURN Your: Home Telephone Number. 01327702677 Mobile Telephone Number 0797 444 2856 Kaptainkitkat@ hotmail.co.uk 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: K. Colling 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	HAVE USED IT ALL MY
LIFÉ	

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 +02019		
By pedal cycle				1968 -		
By car		1975 FOR 6 MUNTH>			2010	
Other [please specify]						

4.	Has	the application route always followed the same course?
		Yes
		Don't know
		No
	lf no	o – how and when was the route altered?
	•••••	
5.	[Ple whe	proximately how wide is the application route? ease give your estimate of the width across which you used the route including the width used on 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']
	••••	Approx 12-14 foot
	•••••	
6.		at type of surface does the application route have? (for example grass, gravel, earth) r varying surfaces, please describe with reference to your map]
	-	All gravel
7.	Нал	ve there ever been any of the following on the application route?
1.		Stiles [state locations and show on your map]
	a.	NO
		How long were they in place?
		N/A

(for office use only)

Application Number	
Appendix 42	

	b. 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?
0.	No kine above prevent you nom using the application route:
	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)
	12 No
	□ Yes
	Don't know
	If yes – state when and give details, including when they were present and mark their location on your map

١

10. Have you seen other people using the application route whilst you have been using it?

□ No
V Yes
If yes, please provide any additional information about this
People on horses and people
People on horses and people leading dogs
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
□ Yes
If yes,
a. From whom?
b. When?

Application Number Appendix 42	Witness Number	(for office use only)
13. Has anyone ever told you land or by anyone in their	ι the application route was not p · employment)?	ublic (including by an owner, tenant of the
No No		
□ Yes		
If yes, by whom and wher	ו?	

/	ped or turned back when using t	he application route?
No No		
□ Yes		
If yes, please give details	including when this happened	
15. Has anyone else ever told	I you that they were prevented fr	rom using the application route?
NO NO		
□ Yes		
If yes, please give details	including when this happened	
•••••••••••••••••••••••••••••••••••••••		
16. Have you ever had a privaright of access, licence, et	ate right to use the application r c)	oute? (for example, an easement, private
No		
□ Yes		
lf yes, please give full deta	ails, including who gave the perm	nission, why and when
		,
	9	

User Evidence Form (Form 4) v5 May 2017

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)

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]

Way ded is a public right o have already written you a formar letter to Thre CONI

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

App Appendix 42	Witness Number	(for office use only)
Warwickshire County Council	Wildlife & Countryside Act 1981 Definitive Map and Statement of Way for Warwickshire	
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form	
ABOUT YOU		
Name Kim	COCKBURN	
Address GLEBE	FARM	
LOWE	R SHUCKBURGH	
DAU	ENTRU	
No	Postcode	NNII 6DX
Year of Birth	58	
Have you lived at any othe If so, please provide detai	er addresses during the time you have Is and years [full addresses are not req	used the path or way? juired]
NO		
ABOUT THE APPLICATI		
How do you think the app	lication route should be recorded?	
As a footpath (pub	lic rights on foot only)	
As a bridleway (put	blic rights on foot and on horseback or	^r bicycle)
	vay (public rights on foot, on horseback	
As a byway open t	to all traffic (public rights for all classes	of use, including motor vehicles)
		d provide OS grid references if you can
THE ROUTE	IS BETWEEN WOLFMA	IMCOTE AND
SAUBRID		
		SP5264465310
AND SP	5035465948	
User Evidence Form (For	m 4) v5 May 2017	

(for office use only)

The trach

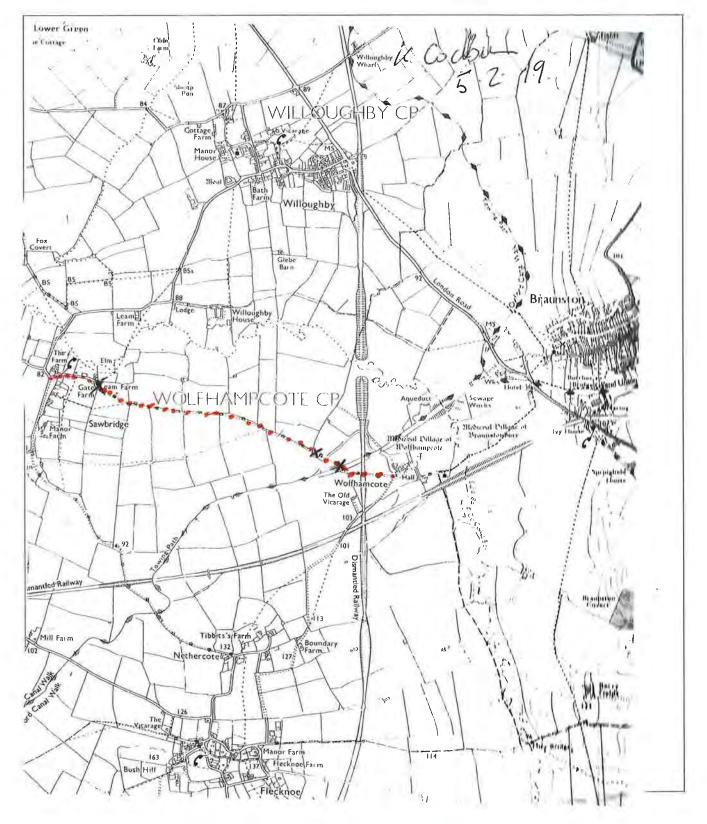
gates

Ξ

Application Number 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.



4

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

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.

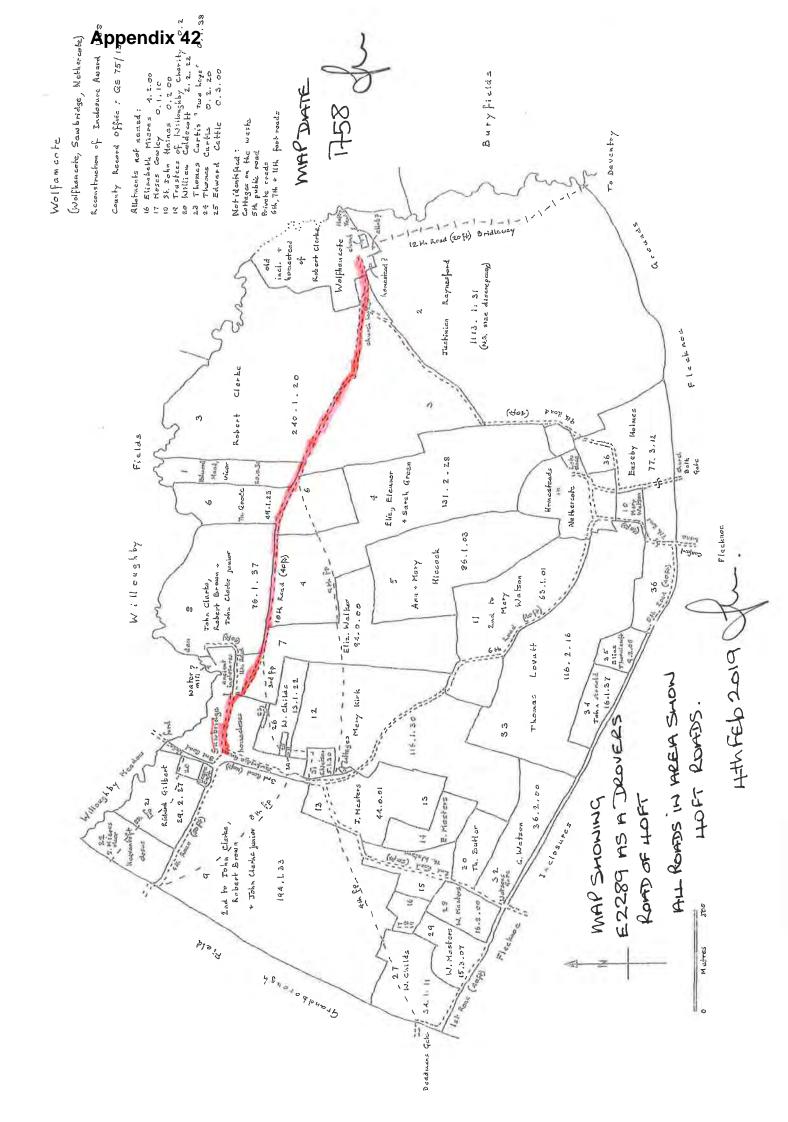
This statement and the details contained therein will be considered by Warwickshire County Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Warwickshire County Council's website.

Please print your name here
Your: Home Telephone Number
Mobile Telephone Number
Email Address
the second s
Statement of Truth
I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE
ρ
Your Signature
Date: 04-02-19
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	Witness Mumber		ator office (iae aniyi L
Warwickshire County Council	Wildlife & Countryside Definitive Map and Sta Way for Warwickshire	atement of Public R		form
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Fo	rm		_
ABOUT YOU		а (8 К.	5. 2. 2	
Name Linda Com	AR			
Address WIXAWTREE	Farm		•	
WOLFHAMC	OTE.			
NR Ruc	iby			
WARWICKSHIPE				
Year of Birth		*****	*******	
Have you lived at any other ad If so, please provide details an	d years [full addresses a	re not required]	-	
YES HAVE USE	dthis Highway	Since 1991	WHEN IF	iesi
MOVED TO THIS	AREN.			
ABOUT THE APPLICATION F	ROUTE			
How do you think the application	on route should be record	ed?		
As a footpath (public rig	hts on foot only)			
□ As a bridleway (public r	ights on foot and on hors	eback or bicycle)		
As a restricted byway (public rights on foot, on h	orseback or any non-	motorised veh	icle)
☑ As a byway open to all	traffic (public rights for all	classes of use, inclu	ding motor vel	nicles)
Describe the application route can)	(include start and finish p	oints and provide OS	grid reference	∍s if you
To my knowledg	e it starts at	ST AETER'S C	MURCH	

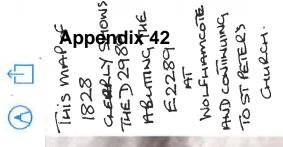
WOLFHAMCOTE	AND GOES TO	SAWBRIDGE	GREEN



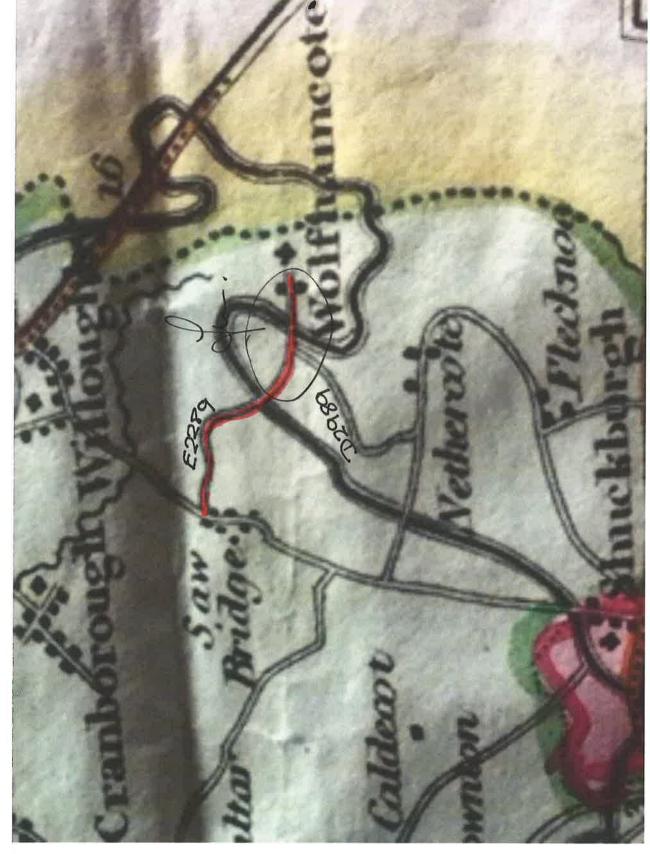
11:48 Tue 5 Feb

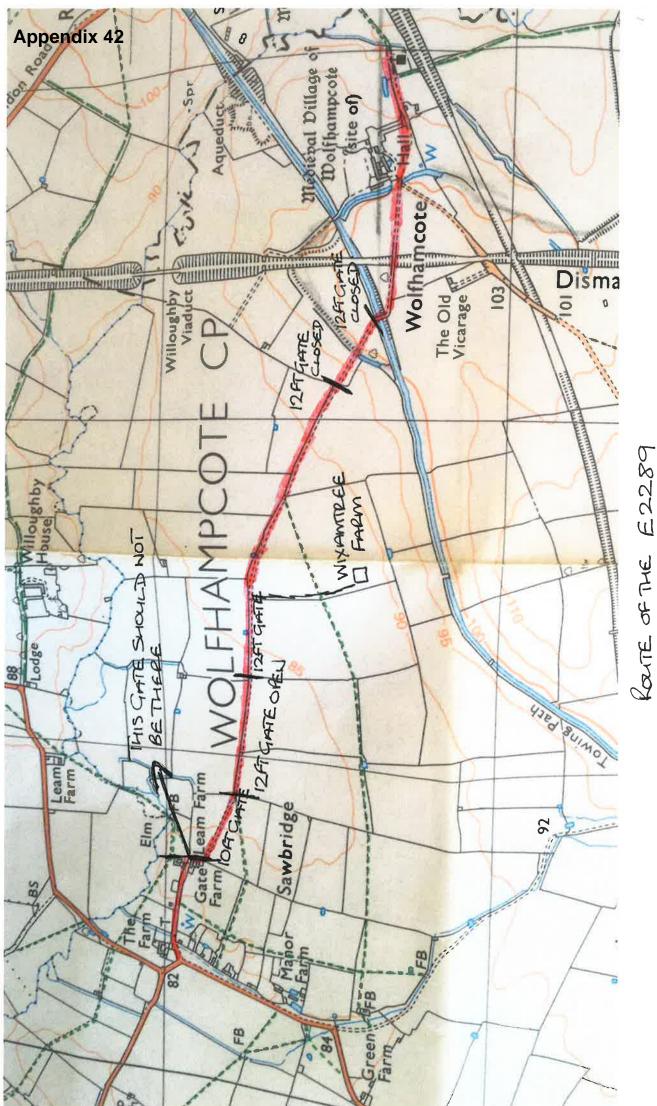
Done

image1.jpeg



Hth FEB

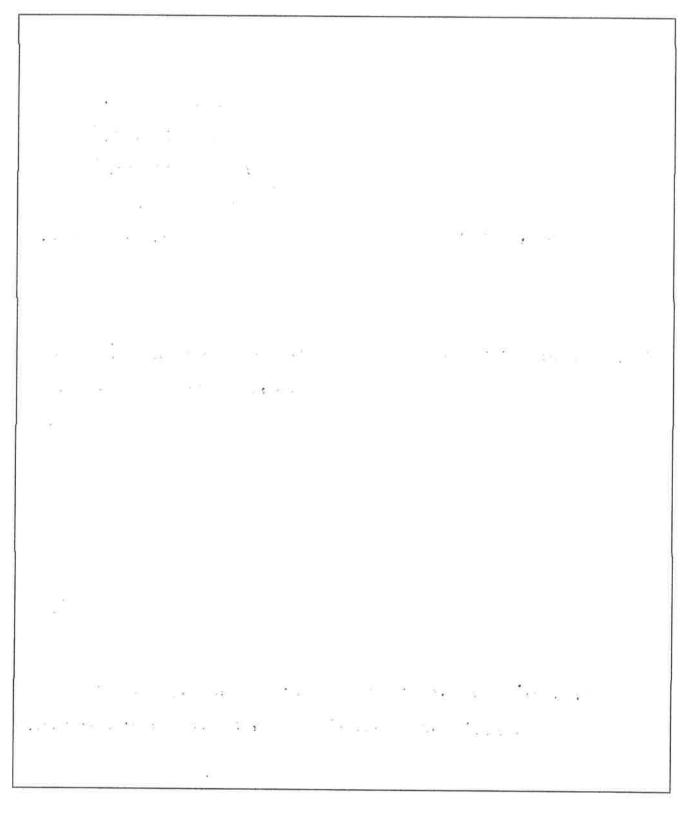




Route of the

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.



User Evidence Form (Form 4) v5 May 2017

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 JAN 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.

	Daily	Weekly	Monthly	Every few months	Once a year	Other (please describe)
On foot	\checkmark					
On horseback						
By pedal cycle	\checkmark					
By car	\checkmark					
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 INCLUDING FARM VEHICLES

4.	Η	as the application route always followed the same course?
	5	Yes
		I Don't know
	Ċ	1 No
	lf	no – how and when was the route altered?
	••	
5 .	[F Li	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']
		12Fr
	•••	
6.	\\ [F	hat 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.		ave there ever been any of the following on the application route?
	a.	Stiles [state locations and show on your map]
		NO
		······································
	ः २२	How long were they in place?
		NIA
		······································

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

No 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 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

If yes, please provide any additional information about this

DOG WALKERS, WALKERS, PEOPLE RIDING BIKES, RUSH+ MOTOR HORSE RIDERS, TRACTORS, GREEN LANERS DRWING HX4 CYCLE RACERS, VIA BEATTA ORGANISATION WALKING A PILGRIMAGE BIRDWATCHERS

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

NIA

.....

12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route?

S No

Yes

If yes,

a .	From whom?	NIA
b.	When?	NIA

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)?

NY 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 GARDEN

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

V Yes

If yes, please give details including when this happened

SINCE 2008 ON NUMEROUS OCCASIONS VISITORS, WORKMAN FARMERS, VETS WERE DISCOURAGED FROM USING THE ROAD EVEN GIVEN A MAP TO SHOW AN ALTERNITIVE 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

NIA

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 LIAS ALWAYS BEEN A HIGHWAY WHICH WE UNDERSTAND

DATES BACK TO ROMAN TIMES. CERTAINLY A DROVERS ROAD

AS SHOWN BY THE MAP OF 1758. AT SOME STACE A IDFT

ROAD WAS LAD 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?

S Yes

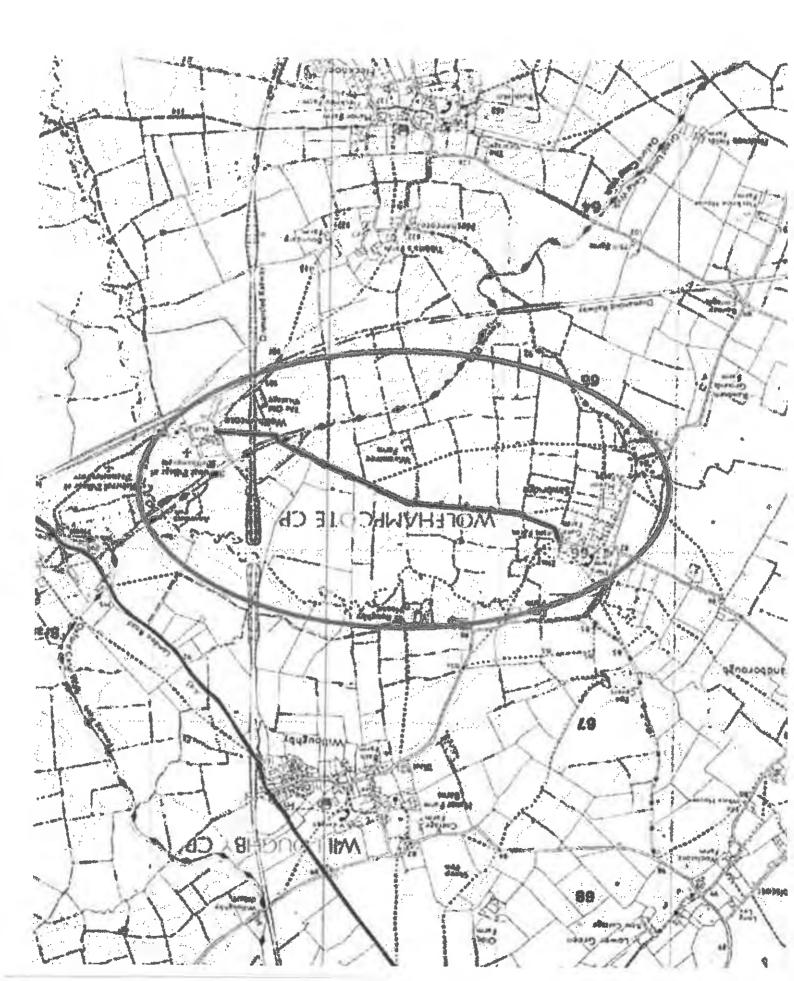
🗆 No

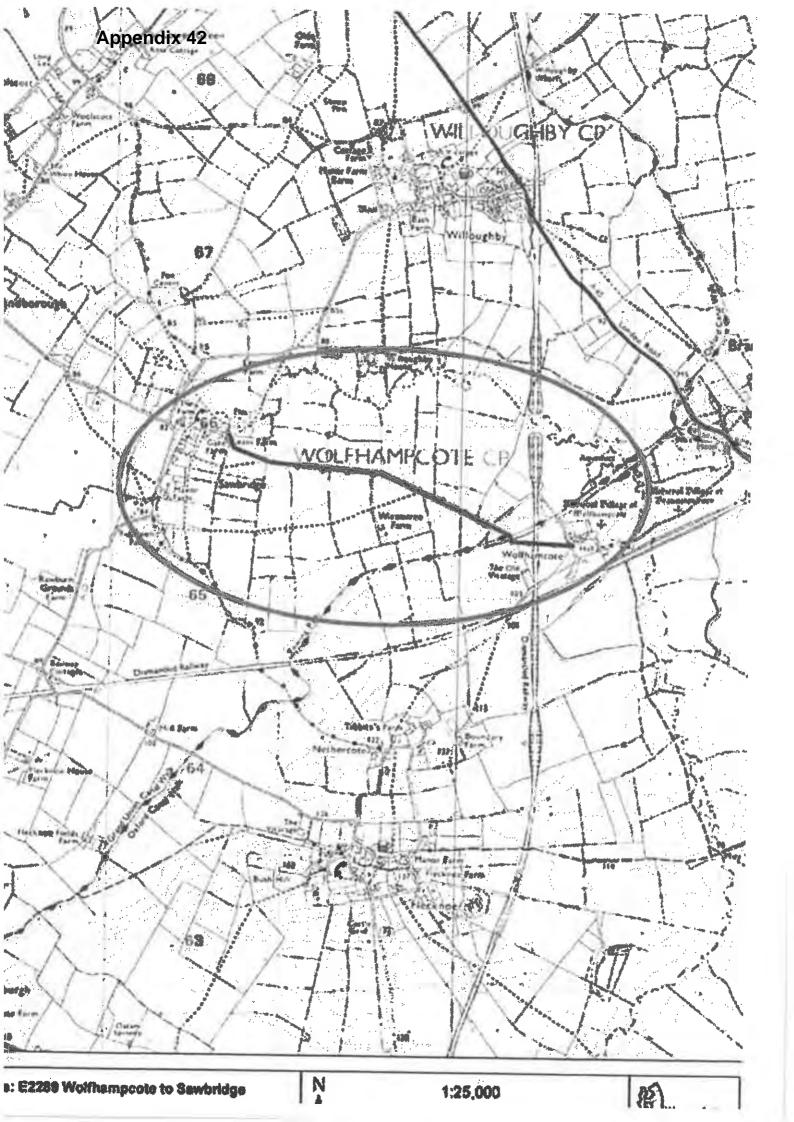
20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?

N Yes

🗆 No

Warwickshire County Council	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	User Evidence Form	
ABOUT YOU		
Name LINDA-N	JOAKES	
Address 32 May	NST, WILLOYAABY, RUABY	
	· · · · · · · · · · · · · · · · · · ·	
	Postcode CV23 83H	
Year of Birth .!9.60		
Have you lived at any other a lf so, please provide details a	iddresses during the time you have used the path or way? ind years [full addresses are not required]	
NO		
ABOUT THE APPLICATION		
How do you think the applicat	tion route should be recorded?	
As a footpath (public r	- •,	
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 ve	ehicle)
As a byway open to all	i traffic (public rights for all classes of use, including motor v	ehicles)
Describe the application route can)	(include start and finish points and provide OS grid referen	ces if you
nectroe to	WAGHENGOTE, MORNIERS HARE	
		••••••
	3	
User Evidence Form (Form 4)	v5 May 2017	





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.

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		\checkmark				
By pedal cycle		/				
By car						
Other [please specify]						

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/ Cyclists/ Hurce Riscus

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?

1 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?

□ Yes

lf yes,

8,	From whom?
b.	When?

8

4.	Has the application route always followed the same course?
	Ves
	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']
	Dart-Kow
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]
	Tamal
7	
1.	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]
		Walthan whe
		washancete
	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?
	12/	No
		Yes
	if y	es, please give details
	• • • • •	
	•••••	
9.	pup	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 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? I No I 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? N-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) VI NO □ Yes If yes, please give full details, including who gave the permission, why and when User Evidence Form (Form 4) v5 May 2017

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)

II 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?

₽ Yes

🛛 No

- 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?
 - □ Yes t 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 LWDA NAKES			
Your:	Home Telephone Number. 01788 890668		
	Mobile Telephone Number		
	Email Address Inda noalle 5 Grgman - 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 M

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

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.



4

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

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- 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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Warwickshire County Council	Wildlife & Countryside Act 1981 f 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		
	ddresses during the time you have used the path or way? nd 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)

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.



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 Aug 2011 To Current

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		Y				
On horseback						
By pedal cycle				Y		
By car						
Other [please specify]						

4.	На	s the application route always followed the same course?
		Yes
		Don't know
		No
	lf n	o – how and when was the route altered?
5.	[Ple use	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']
	Or	ne car width.
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]
	-	rt, grass and gravel.
7		us there ever hear any of the following on the application route?
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]

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. 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

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

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. 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]

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.

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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

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Information on this page of the Statement will be redacted and <u>not</u> made publically available

Appendix 42

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.

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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.

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- 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

Witness Number

(for office use only)

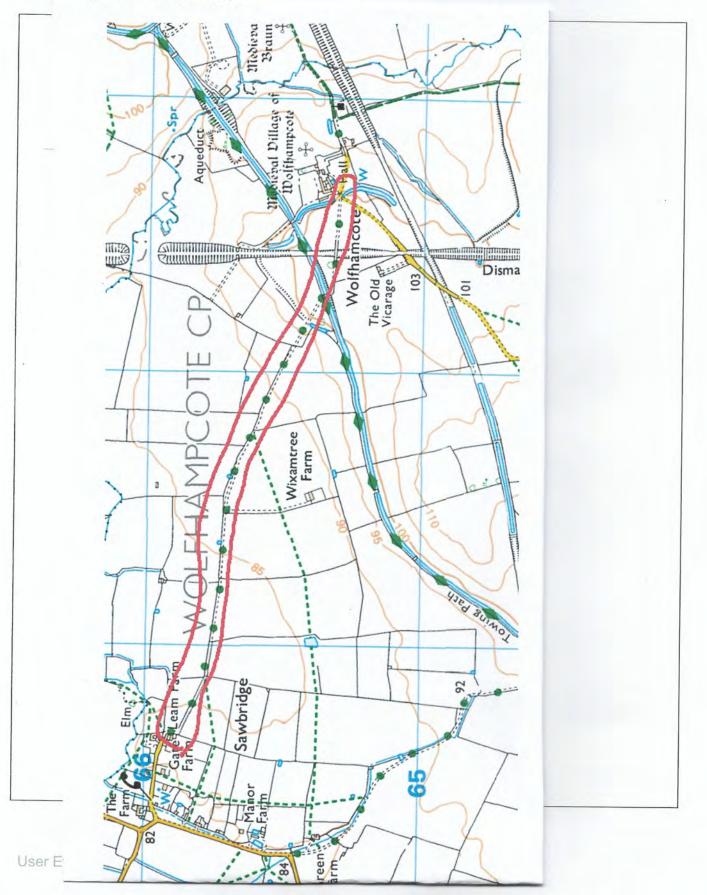
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Application Number Witness Number (for office use only) Appendix 42 Wildlife & Countryside Act 1981 form Varwickshire Definitive Map and Statement of Public Rights of ounty Council 1 Way for Warwickshire User Evidence Form Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX ABOUT YOU Name Matthew David Coleman Address Cherrytree Cottage, church Road, Braunston, Paventry Northamptonchire, 109091446 Postcode DN11 7HG 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 7 Lydgete court SIO 5FJ, Fitzwilliam Street SI 4JP \$2015-2016 1 2016-2017 Heavygate Road 2017-2018 SIO 1PH 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 Wokhamcote (Hall) and Sawbridge at Learn sam 06 мар 222 Grid reg start (526,653) end (506,659)

Application Number 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.



Application Number

.....

Appendix 42

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 Sheggield

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]						
						-

	Appendix 42	(for office use only)
4.	. Has the application route always followed the same course?	100
	図、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 use used when passing others or using it with others. Take care route. If this varies, please describe how] [Or please state 'D	to consider the overall width of the
	1 car width plus 1 goot on either	side, enough sor a
	medium sized tractor or 4×4 to	drive along
6.	What type of surface does the application route have? (for ex [For varying surfaces, please describe with reference to your	map]
	Between Hall and bridge over can	al partly tarmaced part
	Kan lain to it lak and lail	. 1 /
	stone-lauri trach, between bridge	and learn sarm
	stone-lain track, between bridge. it is gravel based vehicle track	and learn sarm
7.	it is gravel based vehicle track. Have there ever been any of the following on the application	
7.		
7.	Have there ever been any of the following on the application	route?
7.	Have there ever been any of the following on the application a. Stiles [state locations and show on your map]	route?
7.	Have there ever been any of the following on the application a. Stiles [state locations and show on your map]	route?
7.	Have there ever been any of the following on the application a. Stiles [state locations and show on your map]	route?
7.	Have there ever been any of the following on the application a. Stiles [state locations and show on your map]	route?
7.	Have there ever been any of the following on the application a. Stiles [state locations and show on your map]	route?
7.	Have there ever been any of the following on the application a. Stiles [state locations and show on your map]	route?

Appendix 42

b. Gates [state locations, indicate whether locked - and when - and show on your map]

Just after bridge over canal all unlocked, ase of either splatches or rope loops holding to

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

.....

- 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)
 - X No

□ Yes

Don't know

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

Application Number

Witness Number -

(for office use only)

Appendix 42

10. Have you seen other people using the application route whilst you have been using it?

□ No

A Yes

If yes, please provide any additional information about this

other residents of Braunoton 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?

R 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?

Appendix 42

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)?

风 No
□ Yes
If yes, by whom and when?
14. Have you ever been stopped or turned back when using the application route?
凤 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?
R 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)
R No
□ Yes
If yes, please give full details, including who gave the permission, why and when
9 User Evidence Form (Form 4) v5 May 2017

Appendix 42

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

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

Witness Number

(for office use only)

DECLARATION

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Please 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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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.

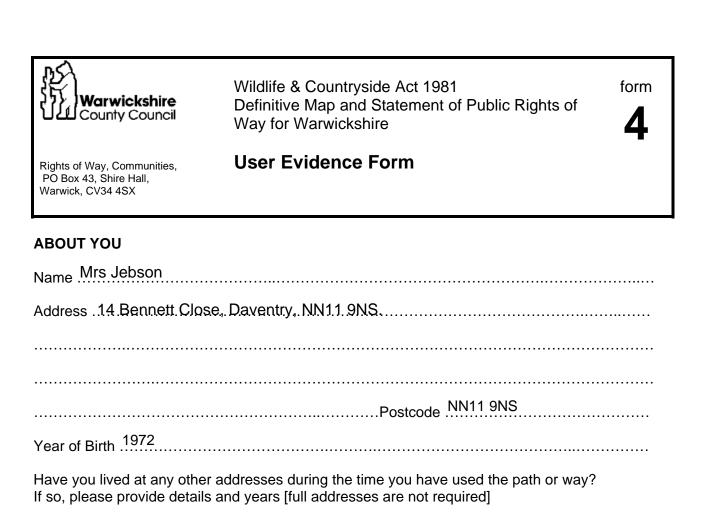
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.....

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)

Wolfhamcote 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



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 2015 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, used all year round

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		Y	Y			
On horseback						
By pedal cycle						
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']
	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 farm track
7.	Have 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 age

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. 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

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 Regularly see other users- walkers, cyclists, cars

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
	□ 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]

We have used this route for the past five years, and often see other users. We have never been

told it is not public access in all the time we have used this route. It will be a big

shame if access is denied.

.....

.....

.....

- **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 Mrs Pamela Jebson

Your: Home Telephone Number 01327 439 729

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 <u>not</u> made publically available

Appendix 42

Your ref: My ref: Your letter received:



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

Mrs Marwood Fox Farm Sawbridge Rugby CV23 8BB

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

Working for Warnickshire

Appaedixtes 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:



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

Mrs Marwood Fox Farm Sawbridge Rugby CV23 8BB

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.

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Working for Warwickshire

If Applendian42 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.

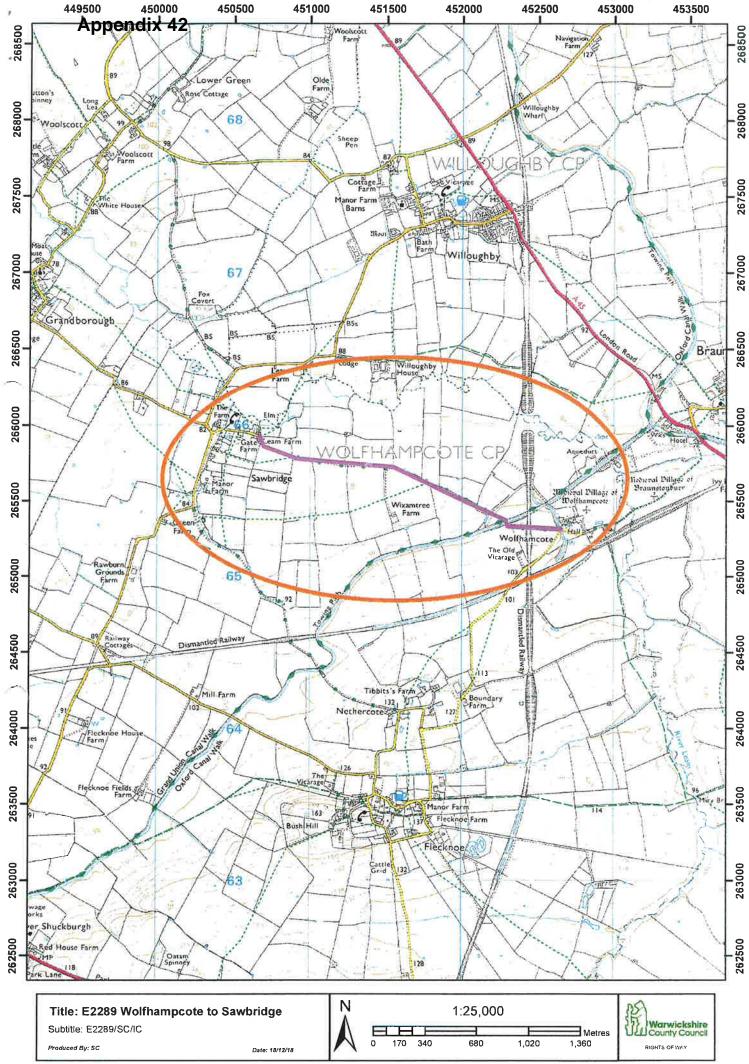
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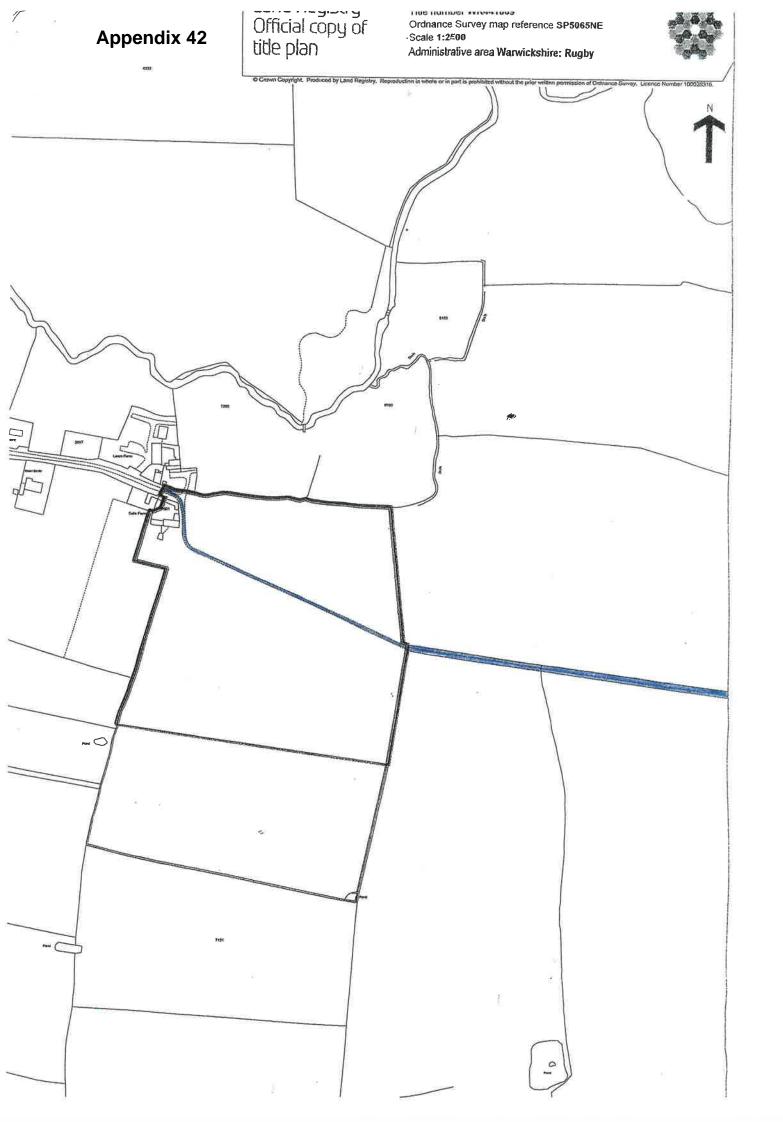
Yours sincerely

millen

Sonu Copson Definitive Map Rights of Way Officer



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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.

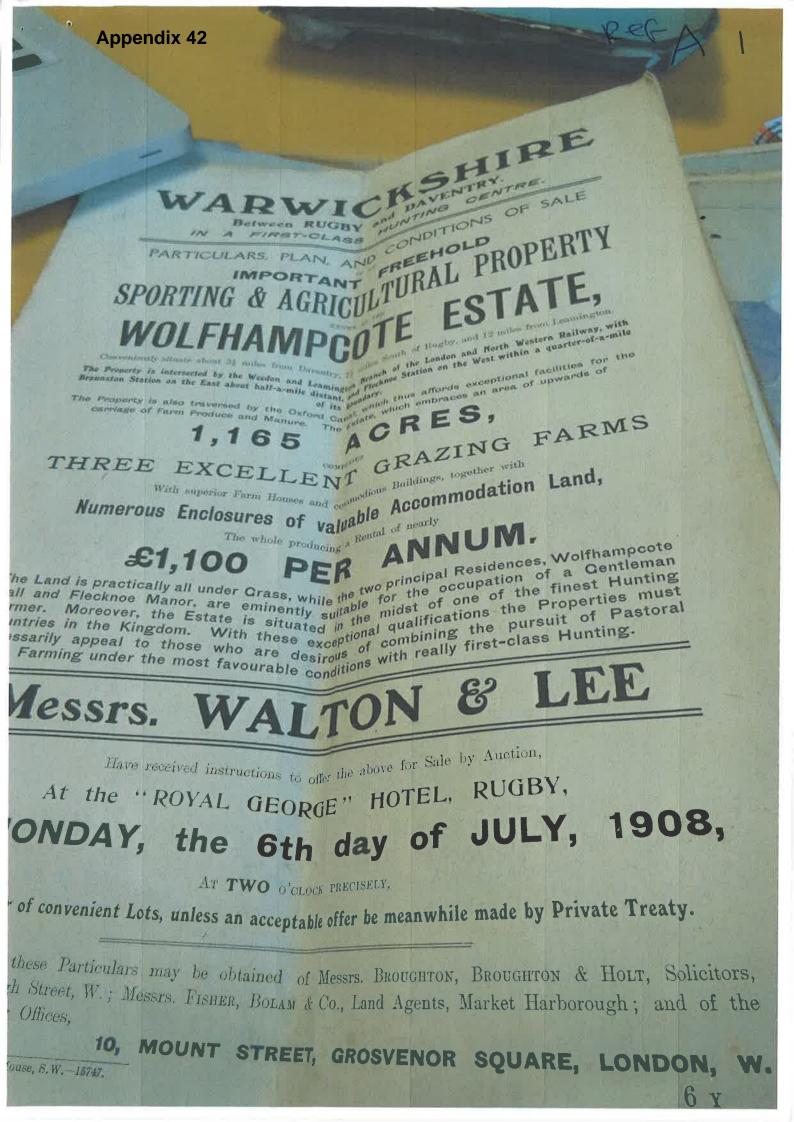
Ref B 1 to 4 Shakespeare Birthplace Trust. Sales particulars of Estate 1887, belonging to R C Heath now Fox Farm Plan of lots for sale with field numbers.

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

Kind regards,

Ms Marwood

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Appendix 42

NOTE.-Lots I and 2 will first be offered together, and if not sold in that manner, the lost be offered together.

hort. cm, ddd

LOT 1. Astatez, credd A VERY DESIRABLE SPORTING AND AGRICULTURAL 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 Learnington Branch of the London and North Western Railway; 12 miles from Willoughby Station on the Great Central Bailway; 3 miles North-West of the Town of Daventry, and $7\frac{1}{2}$ 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 favourité Meets of the Grafton and Warwickshire Packs,

The Property, which is singularly compact, comprises

SUPERIOR OLD-FASHIONED A 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.

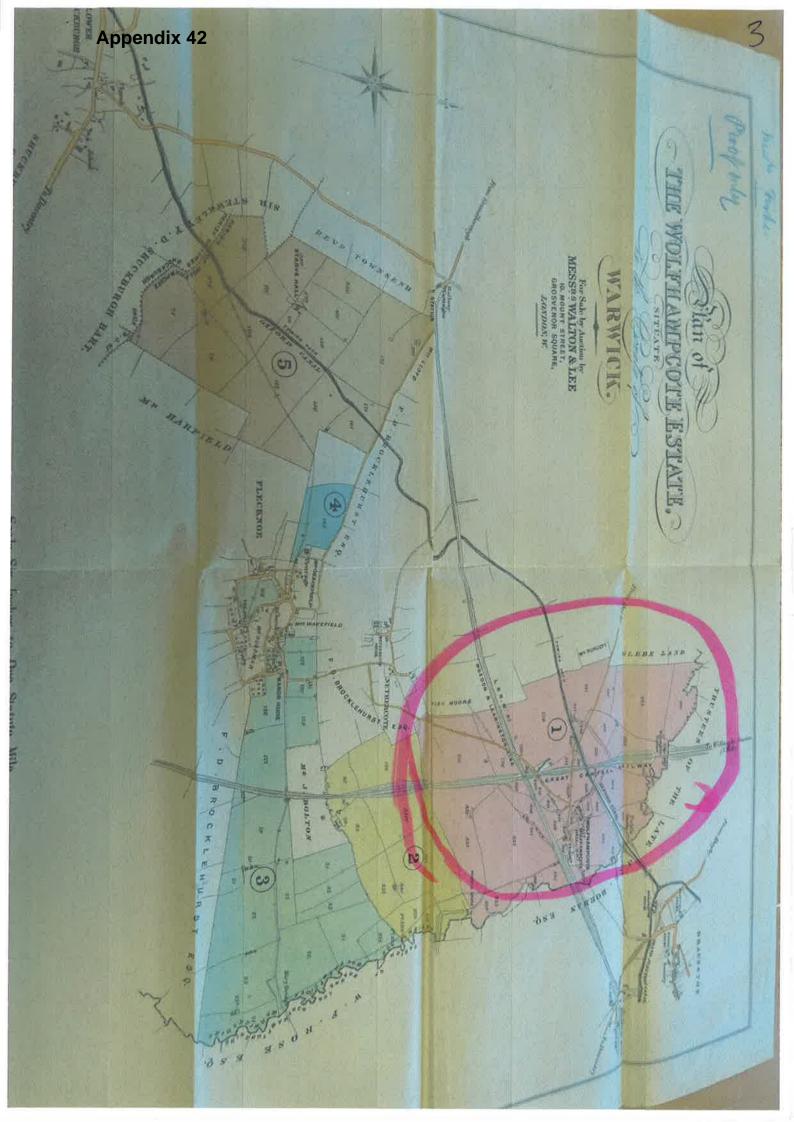
With bay window and fitted with two copboard recesses. On the Left of the Hall is

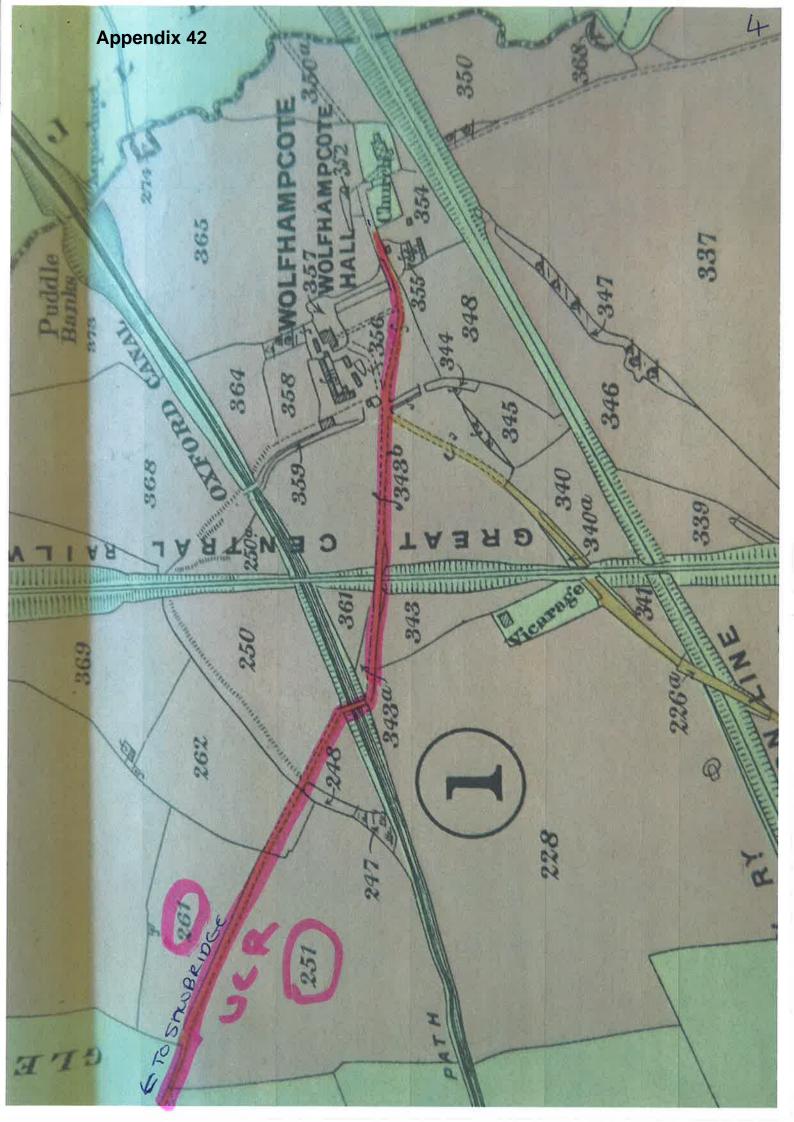
A IDleasant Drawing Room,

With bay window and handsome variegated marble mantelpiece. The Principal Staircase springs from the Hall, with bay window and handsome variegated martine new proce. The Principal Staircase springs from the risk and leads to four good BED ROOMS, DRESSING ROOM and W.C. on the Flust Floor, while on the Sucosp

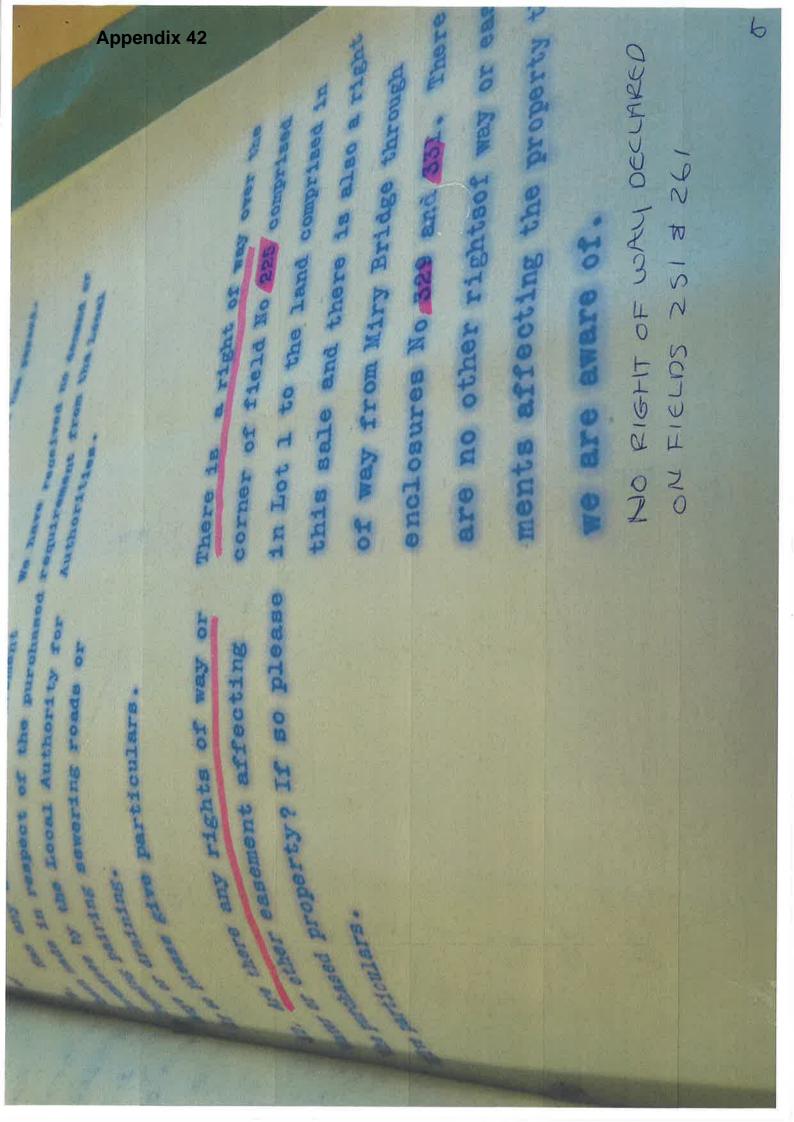
DOMESTIC OFFICES THE

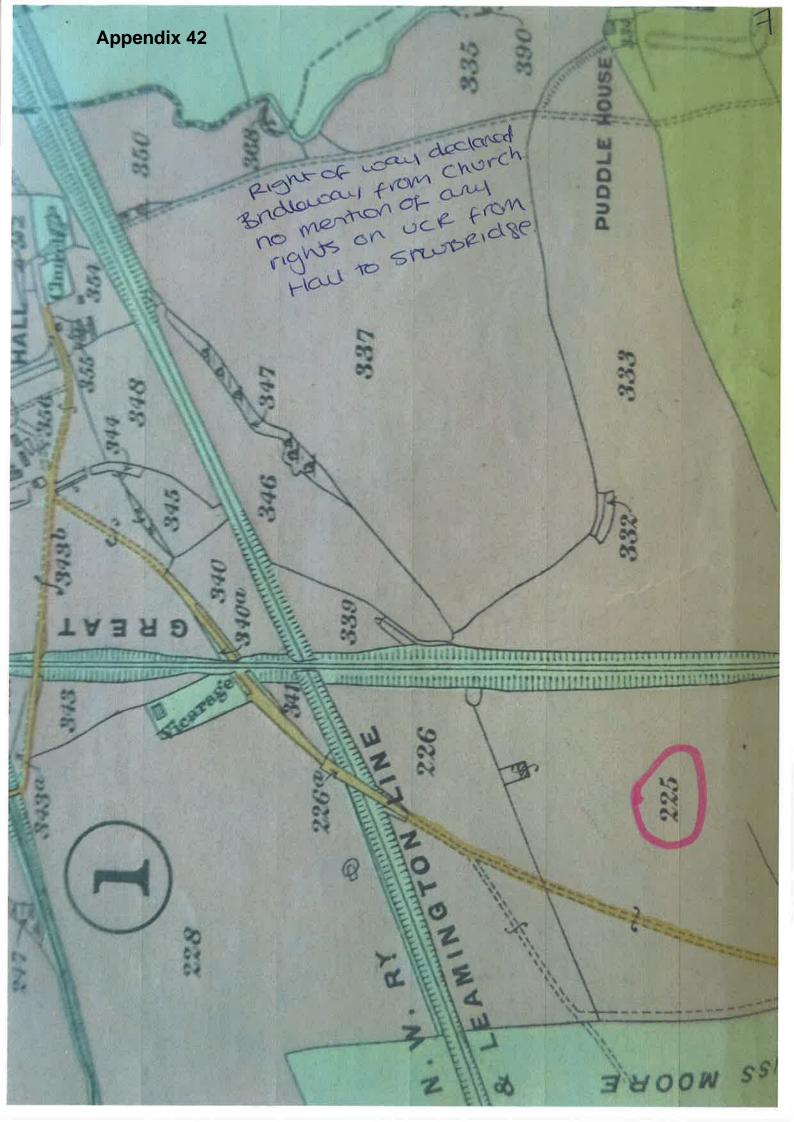
Are well arranged on the GROUND FLOOR, and consist of well-lighted KITCHEN paved with encaustle disc

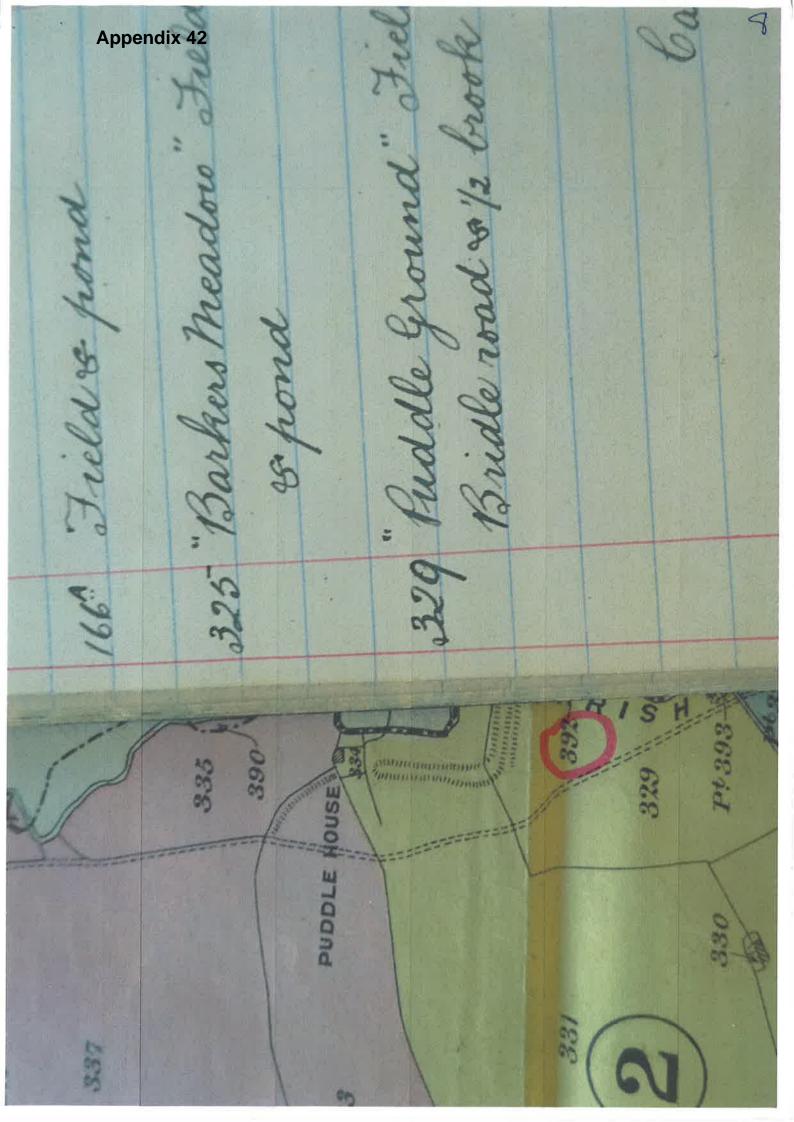




4 And Bur 5 **Appendix 42** White Hill meadow Jower Grownd " I maple Field & Pond 262 "Riln Leas " 250 "Coal acres" 248 Tond 250 441 A8 8 PARISH OF Navigation Ground Part Curtis Meadow * * * Lower Ground Field Coal Acres Field ... Big Lady Croft ... Little Lady Croft White Hill Meadow Old Seeds Field Eighteens Field Kiln Leas Field Home Ground Description. Big Meadow Spinney... Roadway Roadway Field Pond Field Pond Ditto Sale Plan. 340a 226_{a} 250 a261 No. on 251 228 247 248 337339340225







refering SAUBLOGA ONCH ROOTG. Appendix 42 third. So Not TO THIS In regard to your last letter on the subject of THE HALL TO Is this statement an exaggeration. number of via Flecknee to get to Brounston , and to reach it by driving you must go 5 miles round, and open BB reports that the place might suit him at a price but he does not He As a share of the commission got to go to a third party? He complains of our stating in our comfaston you do not say why you can only allow us one you and say what commission you would be willing to be let or sold and say what business with you. We sent a Mr. Bryant over this property last week. particulars the property was within 2 mile of Braunston. We shall be glad if you will tell us whether the place W^H advortiged in Northants, of 200-300 cores, is whether the place London, S.W. Any Case & opine Strenet, May Reth. 1906. stont of our doing business with you. X Wol. fhancote. co.. wars, Fisher, Bolam, & say what that figure is. gerket Harborough. " STES Line 13 gates. 15'S

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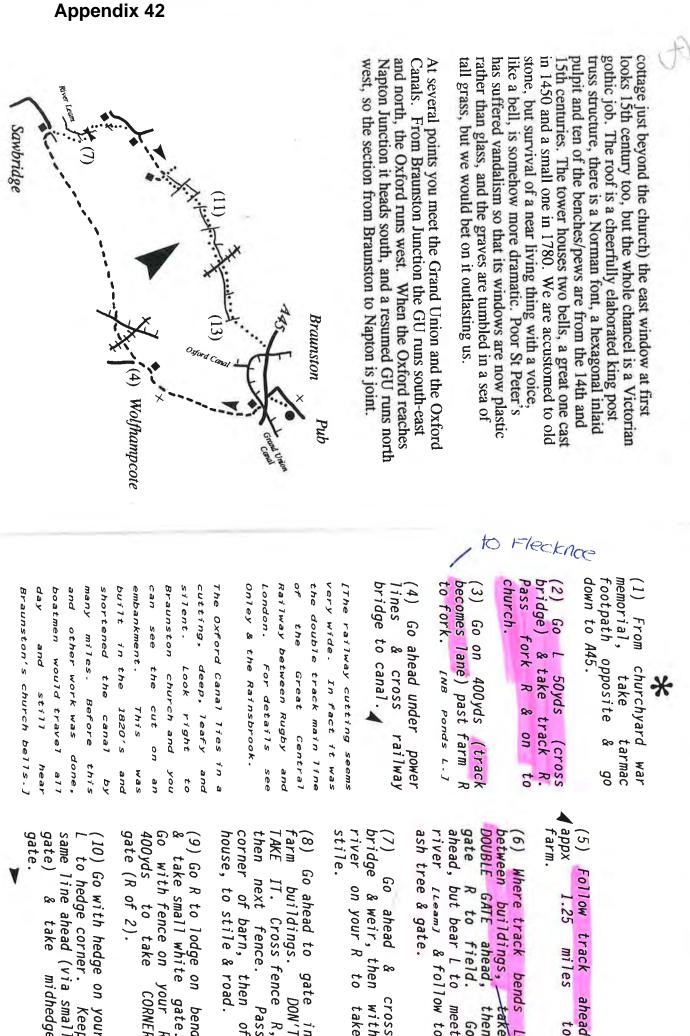
" should think there is to doubt this would be entirely at the pleas-We have no lease or agreements with the Tenants, and **Appendix 42** writing relating to the temporary abetement of reat to Mr 7 Butlinanswer to your letter of this moraing, we have anthin the ouly rights of way that we are aware of are those shere rticulers, viz, the road leading over the Bailway Whit headach halo. Yours faithfully the road ladding from Miry Bridge to Wolfy J ON Wolfhemcote Estate. Sale of hot 3. are of the Vendor. TE * BATS

(11d) Take lane R appx 500 yds to junction & turn R. Follow appx 1.25 miles (14) F for 2 railways & past steep b farm) to church. The east-west railway is (15) G one you crossed near the cate	Follow field edge round L corner by bank to its L end, & nate R. Go ahead via next then bear a little
2 railways & past A track o church. steep st-west railway is (15) u crossed near the nate	orner by L end, & via next a little
e east-west railway is you crossed near the	via next a little
canal. The other was the yave, chen Great Central Railway's R & On to n main line via Aylesbury to rail bridge	R & on to next. Go with About 4 miles of level walking on tracks and field paths hedge on your R & under Pub at the start.
note in Onley & the (16) GO Rainsbrook, The ponds Church & before the farm are part	(16) Go on to lane by to the Wheatsheaf Inn at the opposite end of the main street from the church & turn R. from the church, and start with AStL & B walk para (5).
f the	Route (B) rejoins MAPS Landranger sheet 151 & 152, Pathfinder SP 46/56 (977).
NEXT para (17) (17) Fo ********* miles t	(17) Follow track appx .6 miles to A45. As you walk from Braunston on a track you cross the county
Route (A) IT he trouged in the fill (12) Go R with line of are all	ghs and hummocks elds on the left that remain of
4fter appx 100yds eanders & go ahead small gate.	the of wolfhampcote and out in the church is a big mound. Aerial photographs other Braunston walk. The show it was the manor house, and hexagonal in plan. Villagers were driven out However the most interesting survival is the church.
same line with In the our R (ignore Inthe & take steel (12)	, t
Isee Braunston church and then cr mill on the horizon.J start.	canal towpath. Go mile to No. 1 Lock, cross canal back to Construction of the tower is 14th century and the clerestory roof 15th. If you go inside (get a key from the

(TR

Appendix 42

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gate. gate) farm. ahead, but bear L to gate gate (R of 2). corner of barn, then of house, to stile & road. TAKE stile. river on your R to take ash tree & gate. river [Leam] & follow to DOUBLE GATE ahead, 400 yd s farm bridge & weir, then with between buildings, (6) Go with fence on your R & take small white gate. same line ahead (via smal then next fence. (8) (7) Go ahead (9) Go R to lodge on bend (10) Go with hedge on your to hedge corner. Go ahead to gate in Where track bends L IT. Cross fence R, R to field. buildings. to take 1.25 & take miles 20 midhedge DON'T CORNER cross then meet Pass Keep take for to Go

Finer

(40)

1201

START Gale START Gale START Gale VULLEHAMPECTE XVIIlage sites

WALK No. 15 SAWBRIDGE AND WOLFHAMPCOTE

5 miles.

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

Appendix 42

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.

در

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

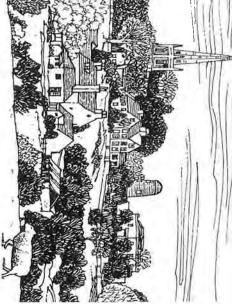
Continue straight ahead along track past the Hall, over old railway and then bear right over a canal bridge. If you study the 2½ inch map you will see that the canal used to meander in the locality, following the contours until technology advanced and an embankment was built. Just as you think the old 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 onče 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 WOULS NEAR TOUGHIN

Tried clapment Puggy Grave of the Kamiller

Nu umbr 2002

5. Braunston, Sawbridge & Wolfhampcote 4.5 miles/7.2km



Braunston

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

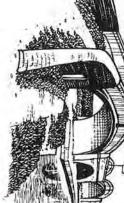
From the car park cross a road bridge and turn R onto the canal towpath. Go over a beautiful iron bridge at the junction of the Oxford and Grand Union canals and Grand Union canals and grand bridge. Climb steps to the adside and go over a way marked stile in the head diagonally arms the field to

Area diagonally acres the field to a geo which opep onto a bride way This follows a line of trees straight to a bridge in the railway embankment which once

> and brickwork of the bridge before following the hedge on your R across four fields, climbing gradually to the impressive Willoughby House. Keep R of the

> > both confusingly called

'Leam Farm'



Junction of the Grand Union and Oxford canals

1



Start/finish Braunston, on the A45 seven miles south of Rugby town centre **Parking** The Milhouse public house on the A45 (You are going to be a patron when you return, aren't you?) Terrain Field paths and bridleway. Some gentle climbing and mud after rain Time Allow three hours Facilities The Millhouse.

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

line between Rugby and

carried the Great Centra

Woodford Halse

Pause to admire the

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

> away on your R actually crossed just a field running parallel with our extensive. The River Leam and Northamptonshire are route. The two lines dismantled Central Railway level walking, the bridleway country boundary fields on your L, forms the meandering through the apart from the grassy St Peter's, all that remains the 13th century church of 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 Continue past the Hall to across Warwickshire The views from here

Continue past the Hall to the 13th century church of St Peter's, all that remains apart from the grassy mounds opposite the church – of Wolfhampcote. The village probably died in the 18th century when its inhabitants were turned out during the land enclosures. Parts of St Peter's date back to the

Public Transport Bus route

GA2 from Church St, Rugby

Map Explorer sheet 222

in Braunston village

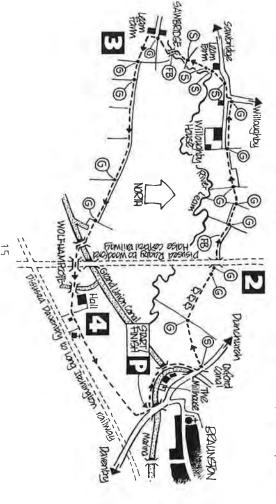
Iwo more pubs and shops

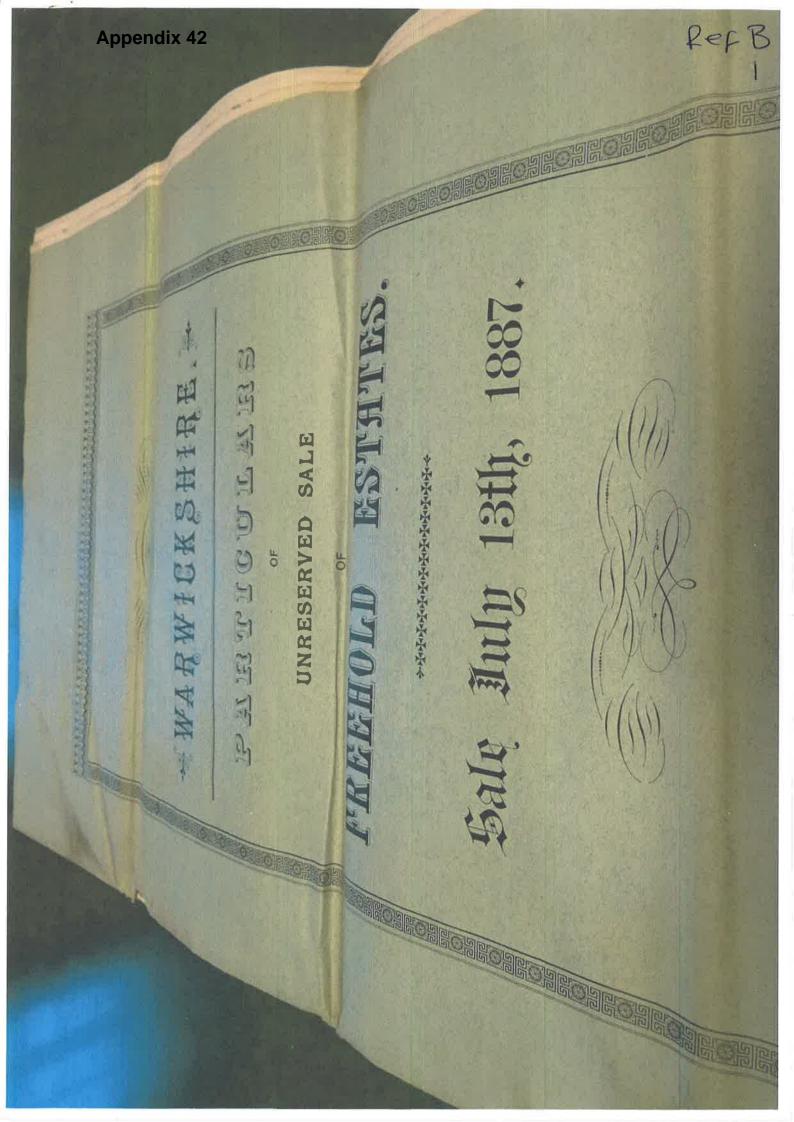
dwelling house) and the another 'lost' village, Indeed, further on just past of how country life can used for worship but an old windmill, (blessedly spire of All Saint's church seen ahead, with the tall Braunstonebury. change dramatically. closed-down railway lines potent reminder, with the remains well-cared tor, a lonely church is now rarely the church is the site of 13th century. The small, finding a new role as a The modern village of Braunston can now be

sustenance at the white-painted rectory great change, not all of it is side pub. The regeneration restoration of an old canal bridge over the canal and bridleway to the road to end the walk. making a glorious picture the towpath to the marina countryside In times of (and walkways) to the been a remarkably Good of the canal system has Millhouse, itself a necessary for the worse. Thing, bringing new lite An additional stroll along Continue on the

the towpath to the marin and back through Braunston village is highly recommended







TITHE-FREE FARM LOT 2. ALL THAT FREEHOLD AND RICH FEEDING OLD TURF LAND, Hamlet of Sawbridge, in the Parish of Wolfhampcote, IN THE COUNTY OF WARWICK,

2

and a structure enclo	ostates	9	headithe	il and
And consisting of the following each	Catalon .	Å1	4	20
Same of Fields	Pastar.		-9	25
So Ven's Ground	THERO		0	1934
2 Road Ground	Ditto	184	Sal -	-34
a Soul Ground	tino	30	4	32
Walland Grantel	Ditto	17		17
and Dela	Chito	The second	-31	1.0
s Aree Dyles	Ditta	13	0	
The Lept	Minidow	3	0	84
Bothe Monthew in Minister The	Pastero	10 M	0	38
A REAL PROPERTY AND A REAL			in-	12
The Hamas, Parist Buildings, and Yold, Rick Furd		0		
and Consider the Lot of the State of the Sta	1.1.2	0.	24. ju	
1) Two Outpages and Gardens		A1.66	2	14
Total	HOL 071	and the second	_	-

The fand is very male link Freedomy this Text of the linest quality, all well Dynined, Frinced, and supplied

The Briddings consist of a Baller's Residence and two Cottages, with Gardens and Outbuildings; a good Form Yard, surrounded by Ore Frank, Stalite, large Barn, and Open Havans. Also, a good Field Yard, with Open Huvels and Com Pette

The Farm is approached and intersected by good Roads, within about 300 yards of a Whisrf, upon the London and Warwick Canal

It a shout four miles from the Railway Station at Dunchurch, Six from Rogby, and seven from Southant,

The Farm is well Timbered with fine old Elina, in which is a large and fast-increasing Rookery, and the River Long lounds a small portion.

The valuation of the growing Timber Trees is £180 13s. fid.

It is Tithe Free, but subject to a Land Tax of £9 6s. 6d. per sensum.

The Grass Reeping for the summer months has been let for the last two years upon this Farm, and realized in 1886, 2351 10a 6d.; and in 1887, 2377 0a. 6d. and there is every reason to believe that similar prices might

LOT 3.

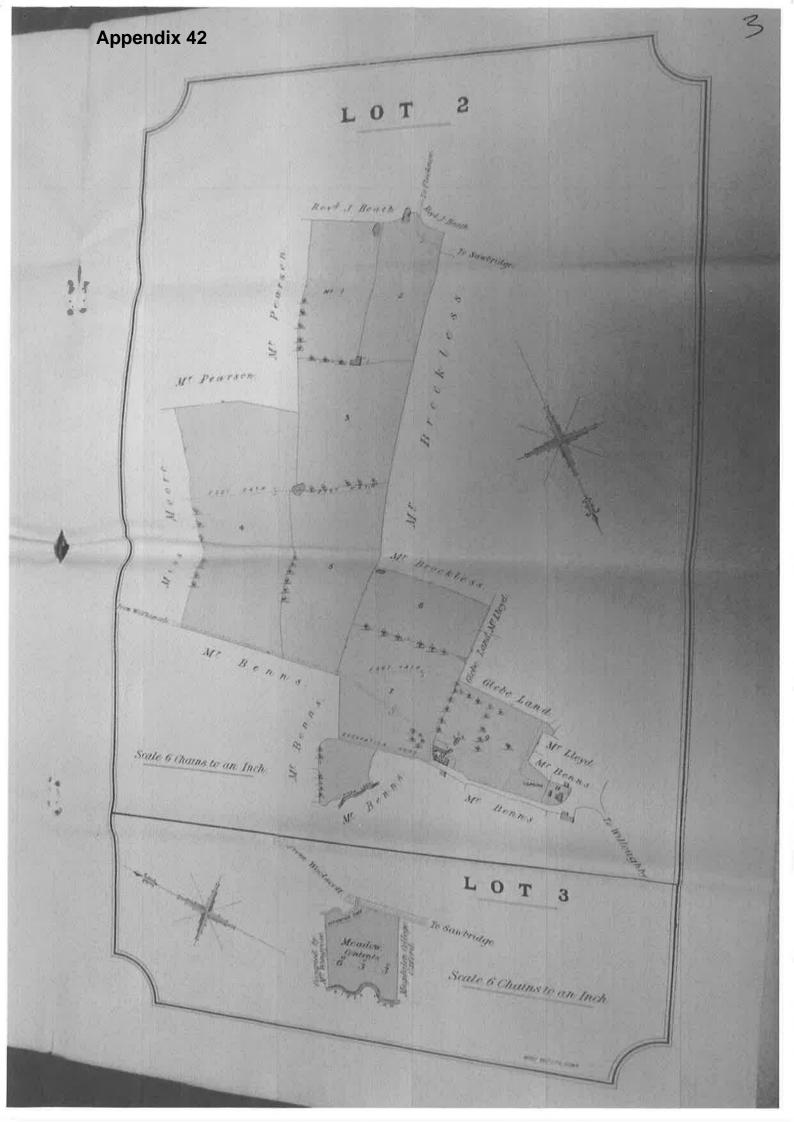
ALL THAT

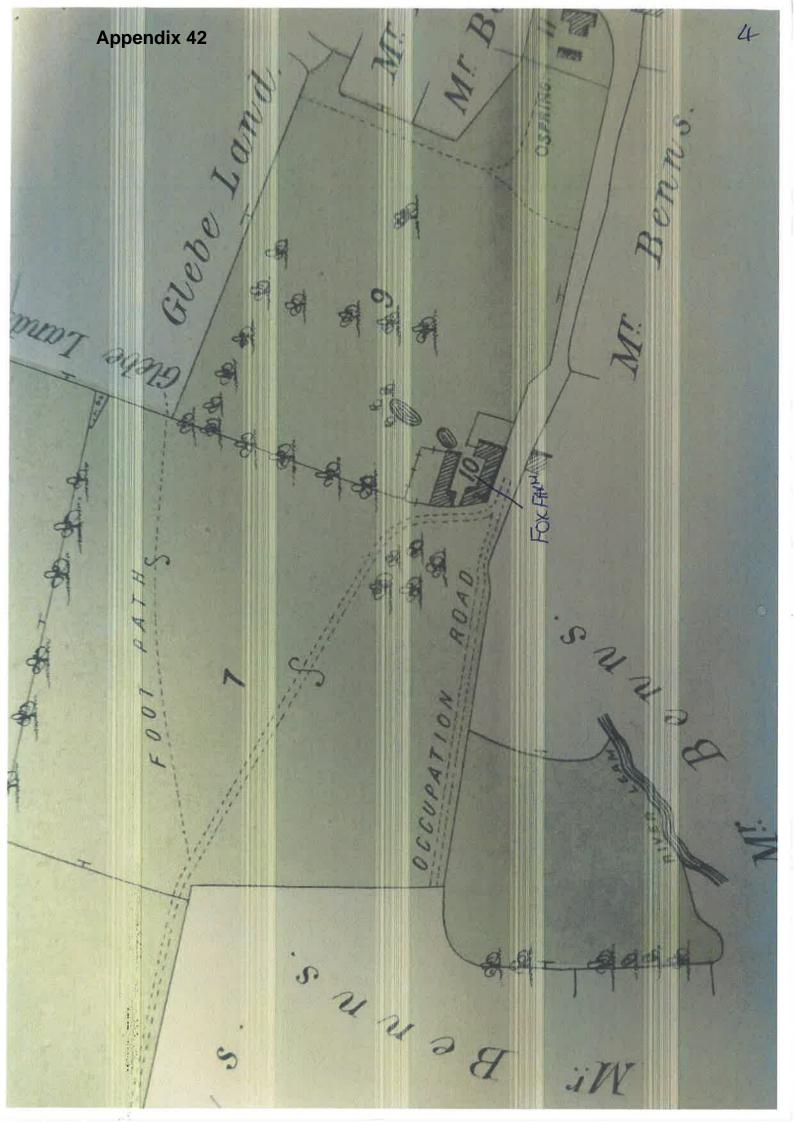
Freehold & Tithe-free Close of Rich Meadow Land,

Containing 6a. 3r. 3p., or thereabouts.

SETUATE NEAR TO LOT 2, BUT IN THE

PARISH OF WOLSCOT, Bounded in part by the Enver Learn, in which there is excellent Fishing. The valuation of the growing Timber Trees is 2.02 175, ed.





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. 01786 690657 Mobile Telephone Number 078F 15F232F Email Address neilaldersley @ hotmail.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. Hum

Date:

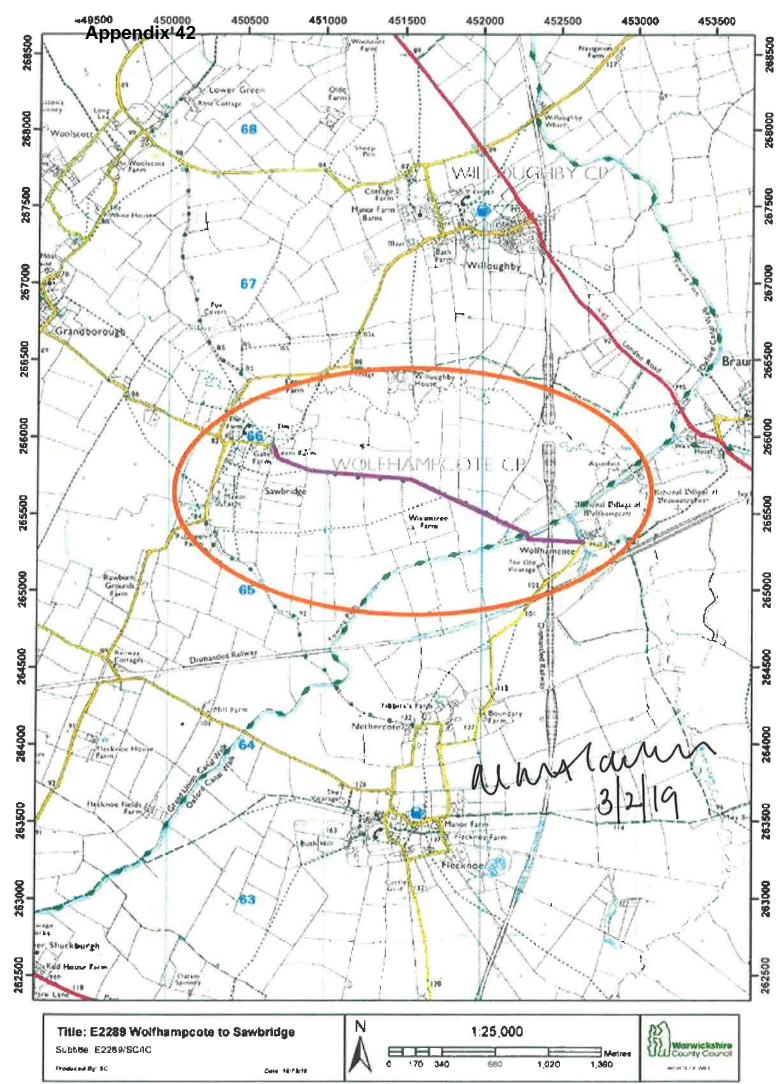
You should keep a copy of the completed statement

3219

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 RECEIVED 05 FEB 2019				
		COMMUNITIES GROUP				
		GROUP				
Warwickshire County Council	Wildlife & Countryside Ad Definitive Map and State Way for Warwickshire					
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form	1				
ABOUT YOU						
Name NEL ALI	DERSLEY					
Address THE N	1 A NOR HOUSE					
FLECK	NOE					
RUCE						
WAR		code CV23 8AT				
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]						
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, vehi	cles				



[©] Crown Convrisht and database right 2011. Ordnance Survey 100019520



MAP OF THE APPLICATION ROUTE

2

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 1996 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?

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			l			
On horseback						
By pedal cycle				4		
By car						
Other [please specify]						

Application Number Appendix 42		Witness Number	(for office use only)
4.	Has the application route alv Yes Don't know No		ırse?
	If no – how and when was th	ne route altered?	
5.	Approximately how wide is th [Please give your estimate o used when passing others of route. If this varies, please d 5 metres	f the width across which yo r using it with others. Take escribe how] [Or please sta	u used the route including the width care to consider the overall width of the te 'Don't know']
6.	What type of surface does the [For varying surfaces, please Gravel + Ec	e describe with reference to	for example grass, gravel, earth) your map]
7.	Have there ever been any of	the following on the applica	ation route?
	a. Stiles [state locations and	d show on your map]	

b. Gates [state locations, indicate whether locked - and when - and show on your map]

Gates - sometimes closed, but can be opened by hand -Some gates are open. 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?

VA 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

No signs noticed - but warn't looking for them.

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

Lots of Walkers and Nordic Walkers and Family Walkers Mountain Biker

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?

□ 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
	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

- 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 walker, cycles, horces use it. We should he seen to good use -, twill be a terrible situation if the route is closed. The route is not abried in any way. Why would the the route is not abried in any way. Why would the the route is not abried in any way. Why would the set of support 1. Am PASSIONATE IT CHOULD STAY OPEN !
 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?

VYes

D No

20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?

MAYBE - shouldn't be necessary but I feel throngly and would take time off Form (Form 4) v5 May 2017 Work to support Keepingthe route open □ Yes User Evidence Form (Form 4) v5 May 2017

Appendix 42	Witness Number	(for office use only)
		RECEIVED 04 FEB 2019
		COMMUNITIES GROUP
~		LEADERSHIP TEAM
Warwickshire County Council	Wildlife & Countrysi Definitive Map and Way for Warwicksh	Statement of Public Rights of
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence	Form
ABOUT YOU		
Name NEIL Address 26 CLC	CAREY	
Address 26 CLC	EMENT WA	۲/
RUGBY		
		Postcode CVZZ 7FH
Year of Birth 1953	7	
Have you lived at any other If so, please provide details		ne you have used the path or way? s are not required]
	~	
-		
ABOUT THE APPLICATIO	N ROUTE	
How do you think the applic	ation route should be red	corded?
□ As a footpath (public	rights on foot only)	
□ As a bridleway (publ	lic rights on foot and on h	norseback or bicycle)
☑ As a restricted bywa	y (public rights on foot, c	on horseback or any non-motorised vehicle)
□ As a byway open to	all traffic (public rights fo	or all classes of use, including motor vehicles)
can)		sh points and provide OS grid references if you
EZZ89 WOLF	HAMPCOTE	LANE

3

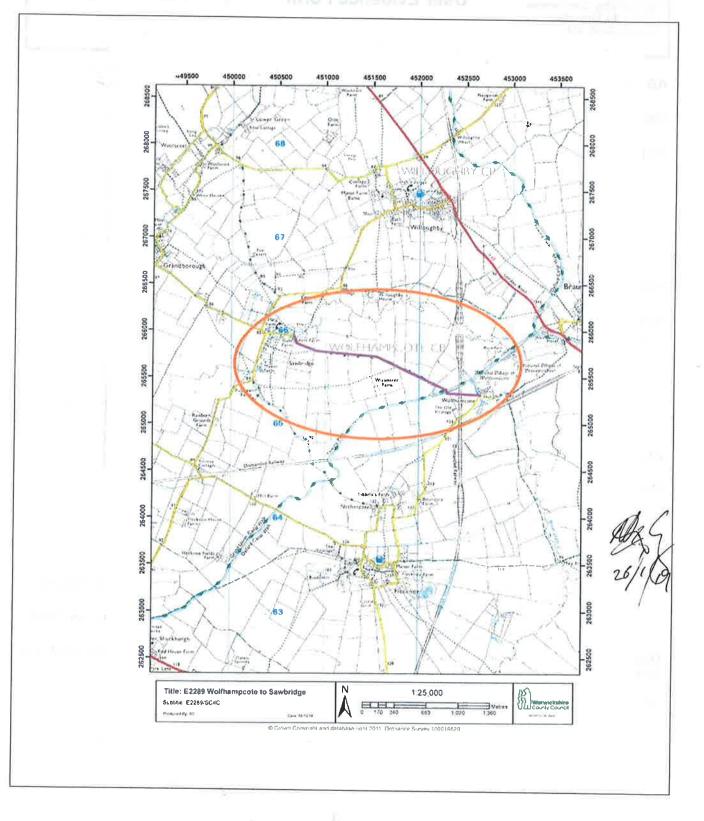
Witness Number

(for office use only)

MAP OF THE APPLICATION ROUTE

Appendix 42

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.



User Evidence Form (Form 4) v5 May 2017



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.

7009	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				1		
On horseback						
By pedal cycle						
By car	1					
Other [please specify]						

4.	Has the application route always followed the same course?				
	Ø	Yes			
		Don't know			
		No			
	lf n	o – 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']			
	S	EVERAL METRES.			
6.	Wł [Fc	nat type of surface does the application route have? (for example grass, gravel, earth) or varying surfaces, please describe with reference to your map]			
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] 「ARM TRACK FARTH STONE.			
6.	[Fo	or varying surfaces, please describe with reference to your map]			
6.	[Fo	or varying surfaces, please describe with reference to your map]			
	[Fc	or varying surfaces, please describe with reference to your map]			
	[Fc	or varying surfaces, please describe with reference to your map] farm Track K Karth Stone. ve there ever been any of the following on the application route? Stiles [state locations and show on your map]			
	[Fc	or varying surfaces, please describe with reference to your map] farm Track Farth Stone. ve there ever been any of the following on the application route?			
	[Fc	TRACK FARTH STONE. ve there ever been any of the following on the application route? Stiles [state locations and show on your map] N_{0}			
	[Fc	TRACK FARTH STONE. ve there ever been any of the following on the application route? Stiles [state locations and show on your map] N_{0}			
	[Fc	TRACK FARTH STONE. ve there ever been any of the following on the application route? Stiles [state locations and show on your map] N_{0}			
	[Fc	TRACK $FARTH$ $STONE$. ve there ever been any of the following on the application route? Stiles [state locations and show on your map] No			
	[Fc	TRACK $FARTH$ $STONE$. ve there ever been any of the following on the application route? Stiles [state locations and show on your map] No			

	b₽	Gates [state locations, indicate whether locked – and when - and show on your map] YES. 0?EN/ UNLOCKED.
		•••••••••••••••••••••••••••••••••••••••
	c.	Other barriers [state what they were and location, how long they were in place and show on your map] Λ/o .
8.	Dic	I any of the above prevent you from using the application route?
	Ø	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 blic right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be psecuted" etc)
	Þ	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.

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?

1 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)?

	e	No
		Yes
	lf y	es, by whom and when?
14	. Hav	ve you ever been stopped or turned back when using the application route?
	e	No
		Yes
	lf ye	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?
	Ø	No
		Yes
	lf ye	es, please give details including when this happened
16.	Hav priv	ve you ever had a private right to use the application route? (for example, an easement, ate right of access, licence, etc)
	Ø	No
		Yes
	lf ye	es, please give full details, including who gave the permission, why and when
		0

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)

√ℤ No	
□ Yes	
lf 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?

P Yes

□ No

- 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?
 - ∠ Yes
 - 🗆 No

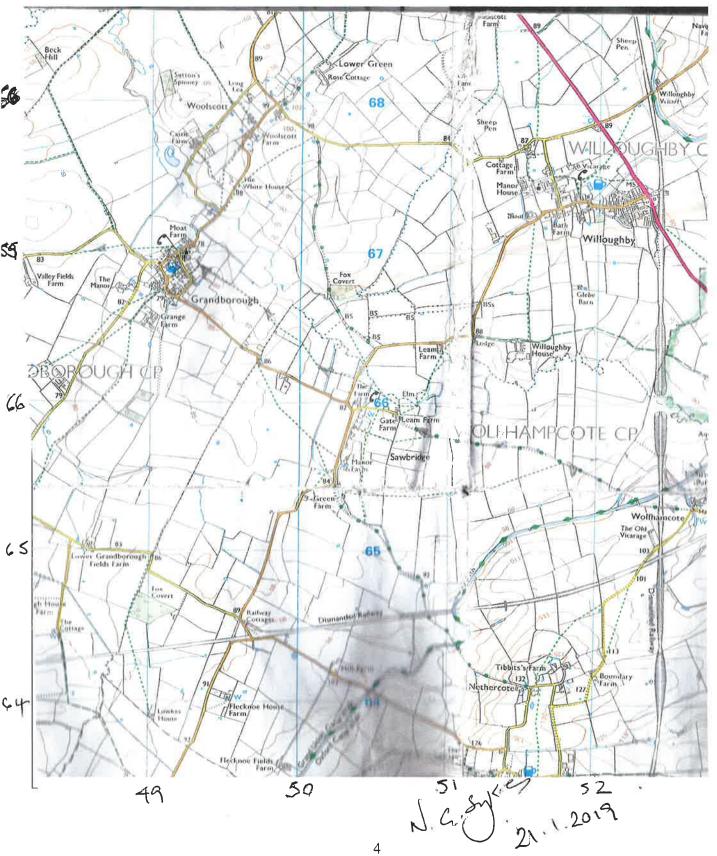
Application Number Appendix 42	Witness Number		(for office use only)
Warwickshire County Council	Wildlife & Countrysi Definitive Map and Way for Warwicksh	Statement of Public Rig	form hts of 4
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence	Form	
ABOUT YOU			
Name NIGEL S			
Address CHECKLEY	CLOSE, 69 H	att STREE,	
Address CHECKLEY BRAUNSTON, NR	DAVENNY, NO	MAN MOWSH RE	2

		Postcode NNU71	ts.
Year of Birth 1955			
Have you lived at any other is a first so, please provide details is $A \to A$	and years [full addresse		
ABOUT THE APPLICATION			
How do you think the applica		corded?	
 As a footpath (public 	-		
🖬 As a bridleway (publi	c rights on foot and on h	norseback or bicycle)	
As a restricted byway	/ (public rights on foot, c	on horseback or any non-r	notorised vehicle)
□ As a byway open to a	all traffic (public rights fo	or all classes of use, includ	ling motor vehicles)
Describe the application rou WOLFHAM COTE			grid references if you can)
User Evidence Form (Form	4) v5 May 2017	3	

MAP OF THE APPLICATION ROUTE

01 S EXPLORER MAR. 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 2394 505659 Bruterian



User Evidence Form (Form 4) v5 May 2017

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 here NIGEL SYKES
Your:	Home Telephone Number
	Mobile Telephone Number07739748203
	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: 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

 $\tilde{z}^{*} = \frac{1}{2} \frac{\omega^{-1}}{N}$



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 1989 To CULLEWTLY USING

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

NIA

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.		s the application route always followed the same course? Yes
		Don't know
		No
	lf n	o – how and when was the route altered?
	••••	
5.	[Ple wh this	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']
	Ć	re vehicle math
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]
		Gran, (gravel) and earth
		0
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?

Application	Num	ber
Appen	dix	42

Gates [state locations, indicate whether locked - and when - and show on your map] b. 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? MNO □ 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 Ves Don't know If yes - state when and give details, including when they were present and mark their location on your map Bridleim

10. Have you seen other people using the application route whilst you have been using it?

□ No

Ves

If yes, please provide any additional information about this

Walkers, fisherner (Carel end Nr Wolfhencote agut

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?

1 No

Public right of Way

Yes

If yes,

a. From whom?

b. When?

Application Number Appendix 42	Witness Number	(for office use only)
13. Has anyone ever told y land or by anyone in the	ou the application route was not publ eir employment)?	ic (including by an owner, tenant of the
I No		
□ Yes		
If yes, by whom and wh	nen?	
***********************************		***************************************
14. Have you ever been sto	opped or turned back when using the	application route?
L No		
□ Yes		
lf yes, please give detai	ls including when this happened	
15. Has anyone else ever to	old you that they were prevented from	using the application route?
D No		
□ Yes		
If yes, please give detail	ls including when this happened	

······		
16. Have you ever had a pr right of access, licence,	ivate right to use the application rout etc)	e? (for example, an easement, private
Ø No		
□ Yes		
lf yes, please give full de	atails, including who gave the permiss	sion, why and when
	9	

User Evidence Form (Form 4) v5 May 2017

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 usc? (for example photographs, guidebooks, letters, sale documents, old maps, etc)

☑ No

□ Yes

If yes - please provide details

20 7. au 61 14

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?



🗆 No

- 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?
 - □ Yes
 - No 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.

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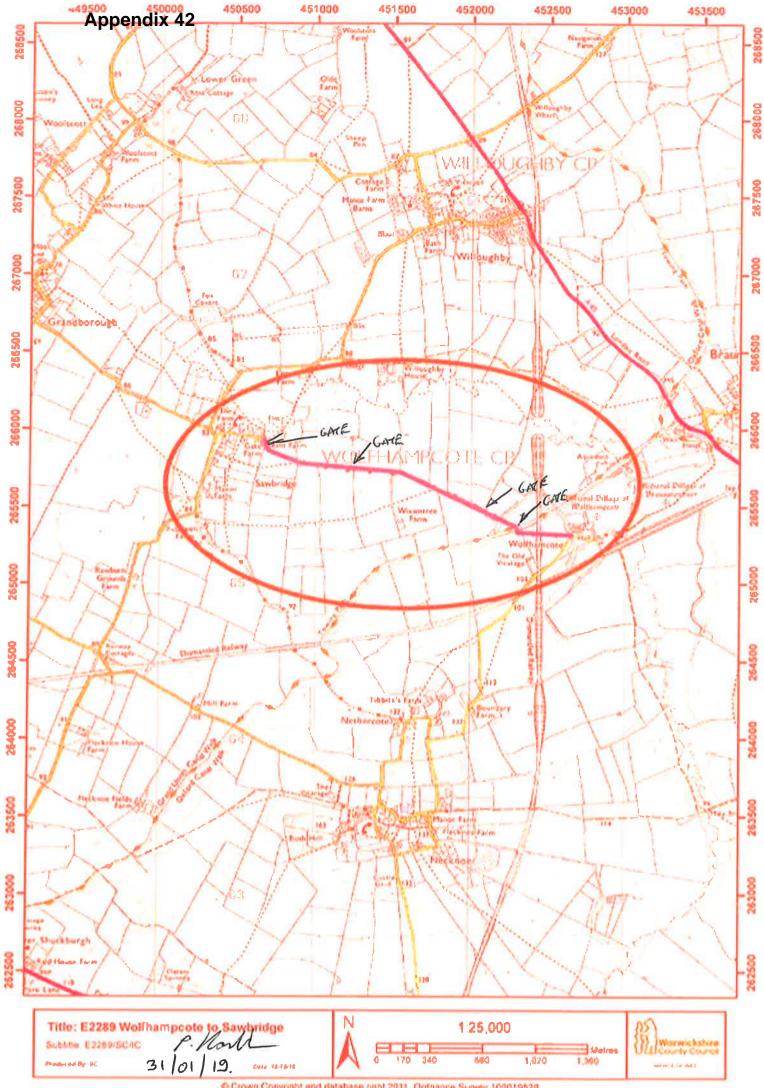
Please	e print your name	hereP	AUL HA	DPON.
Your:	Home Telephone	Number	01327	312402
	Mobile Telephon	e Number	07469	242073
	Email Address	danet	re D wai	trose com

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: P. Mall
Date: 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		RECEIVED 05 FEB 2019 COMMUNITIES GROUP LEADERSHIP TEAM GROUP
Warwickshire County Council	Wildlife & Countryside Act 1 Definitive Map and Stateme Way for Warwickshire	
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form	
ABOUT YOU		
Name PAUL HAT	DON	
Address 6 SPINN	EY RISE	
DAJEN		
NORTH	ANTS.	
	Postcod	e. NN 11 4DL
Year of Birth 1960		00000000
Have you lived at any other a	addresses during the time you ha and years [full addresses are not	
ABOUT THE APPLICATION	ROUTE	
How do you think the applica	tion route should be recorded?	
□ As a footpath (public i	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 horseba	ack or any non-motorised vehicle)
□ As a byway open to a	Il traffic (public rights for all class	es of use, including motor vehicles)
Describe the application route	e (include start and finish points a	and provide OS grid references if you

can)				gna relerences il you
E1289	WOLFHAMPCUTE	TO S	AWBRIDGE	BRIDLEWAY
			••••••••••••••	••••••••



Crown Convents and database sent 2011. Ontrance Server 100019528

.....

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	2000	To	2019	WALKING CYCLING
2.	Were there state where	e any extended periods n and why?	during which you	u did not use the route	at all? If so, please
		Nõ			

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			\checkmark			
By car	ji -					
Other [please specify]						
						fie in

		the explication route church followed the same course?
4.		as the application route always followed the same course?
	⊻	Yes
		Don't know
		No
	lf r	no – how and when was the route altered?
	9 6.6 96	
	•••	
5.	[Pl us	pproximately 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 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]
	-	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]
		N 0
		N 0
		N 0
		N O 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 on your map]

.....

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



□ 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)

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
	WALKERS & CTCLISTS.
Lan	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 No
	□ Yes
	If yes, provide details and dates
8	
12. ;	Did the owner or occupier ever give you permission (or did you seek permission) to use the application route?
ľ	No
[□ Yes
I	f yes,
â	a. From whom?
k	p. 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
	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)
	M 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] WOLFHAMPCOTE TO SAWBRIDGE & SAWBRIDGE TO WOLFHAMPCOTE ARE SECTIONS ON THE STRAVA CTELING APP WHICH INDICATES THAT PEOPLE USING THE STRAVA APP USED THE TRACK AS FOLLOWS OVER THE LAST 6 YRS. SAWBRIDGE TO WOLFHAMPCOTE 173 PARTICIPANT 631 JOIENEYS WOLFHAMPCOTE TO SAWBRIDGE 262 "1291 JOURNEYS
- **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.

lease print your name here P. J. HAYTER

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:

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

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Application Number Appendix 42	Witness Number	(for office use only)
Warwickshire County Council	Wildlife & Countryside Act 198 Definitive Map and Statement of Way for Warwickshire	1 form of Public Rights of
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form	
ABOUT YOU		
Name PHILIP J	TOHN HATTER	
AddressMERRIE	MORE COTTACE	
S AU BR	DEE NR. RUGBY	
WARK	\$	
	Postcode	CV23 SBR
Year of Birth		
Have you lived at any other If so, please provide details	r addresses during the time you have us s and years [full addresses are not requi	
ABOUT THE APPLICATIO	N ROUTE	
How do you think the applic	cation route should be recorded?	
□ As a footpath (public	rights on foot only)	
As a bridleway (publ	lic rights on foot and on horseback or bic	zvcle)
	y (public rights on foot, on horseback or	
	all traffic (public rights for all classes of u	
Describe the application rou	ite (include start and finish points and pro	ovide OS grid references if you can)
62289, MAPOS E	EXPLORER No. 222	ROUTE
START AT POSN	82 ON GRANDBORDLIGH	Read Parts Pro-
TRAACKOD) (MET	ALLED - CONTINUE TO	LEAM FARM & SATE FARM.
NOUTE CHANGED T	O UNMETALLED - SHOWN F	AS UNFEWCED "ATUNG
Jser Evidence Form (Form 4	4) V5 May 2017 THEN ON TO . SEE OS EXPL	IDE " WITH GREEN "SPOTS")- ST PETERS CHURCH WOLFHAMCOTE ORER No. 222 & ITEM 18

THEN

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,
		7.	

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)

M No

□ Yes

If yes-please provide details? POSSIBLE INFO AT RUGBY B.C. - THE ROUTE HAS BECOME WINDLE AN 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 A MARKED FROM SAW BRIDGE TO WOLF HAMPTON WITH GREEN CIRCLES- DESIGNATED AS "OTHER ROUTES FORE2299 WITH PUBLIC ACCESS" THIS SHOULD BE CONFIRMENTIAL FULL SY. WARKS C.C. LOCAL HIGHWAYS ANTHORITY, AND THE ORDENANCE SURVEY ADNISED
- **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?
 - ☑ 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 No
	□ Yes
	If yes, by whom and when?
	а Таланан алаан а
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
	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
	9

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?

b. When?

	NO (NOT REQUIRED)
	Yes
lf y	es,
a.	From whom?

b. Gates [state locations, indicate whether locked - and when - and show on your map]

ON FIELD BOUNDARIES ONLY NEVER LOCKED MOST

OFTEN LEFT OPER.

......

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

- 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)
 - I No
 - □ Yes
 - Don't know

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

N/A	

4. Has the application route always followed the same course?

```
Ves' - EXCEPT PAST FOX FARMHOUSE.
```

- Don't know
- 🗆 No

If no - how and when was the route altered?

THE ROUTE HAS BEEN RESTRICTED TO APPROX 3 m WIDE, BY POSTS. A TRACTOR WITH LOADED TRAVEOR WOULD BE A PROBLEMA ON 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. What type of surface does the application route have? (for example grass, gravel, earth) [For varying surfaces, please describe with reference to your map]
 - VARIOUS AT DIFFERENT LOCATIONS, HARDCORE

RAILWAY BALLAST, BRICKENDS FRANDOM INFILL ETC.

- 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?

.....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				1.		
On horseback						
By pedal cycle		\checkmark				
By car						
Other [please specify]		AGALLA TRACTOR				A 5 REAVIRES AGIAI CULTURA 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 CLEANER
Your:	Home Telephone Number 01788 890213 - 890927
1	Mobile Telephone Number 0 1 5 9 2 8 1 9 9 1 0
	Email Address Rainsaces I. @ gnail 1 10m
	λ

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: Mr 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

User Evidence Form (Form 4) v5 May 2017



Warwickshire County Council	Wildlife & Countryside Act Definitive Map and Statem Way for Warwickshire		form
Rights of Way, Communities PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form		
ABOUT YOU			
Name MR PHILLIP	CLEANER.		
-	LEAM PARM, SAN		v
		ode CN ZZ 8 BB	
Year of Birth 1960			
If so, please provide details	addresses during the time you h and years [full addresses are no	t required]	
If so, please provide details	and years [full addresses are no	nt required]	BÉLO
If so, please provide details かの ABOUT THE APPLICATIOI	and years [full addresses are no	t required]	BÉLO
If so, please provide details かの ABOUT THE APPLICATIOI	and years [full addresses are no N ROUTE ation route should be recorded?	nt required]	BÉLO
If so, please provide details かの ABOUT THE APPLICATION How do you think the applica ロ As a footpath (public	and years [full addresses are no N ROUTE ation route should be recorded?	nt required] MAP REFERENCES FROM GOOGLE E	BÉLO
If so, please provide details かの ABOUT THE APPLICATION How do you think the applica ロ As a footpath (public ロ As a bridleway (publi	and years [full addresses are no N ROUTE ation route should be recorded? rights on foot only)	t required] MAP REFERENCES FROM 600GLE E	BÉLO ÉARTH
If so, please provide details N.O. ABOUT THE APPLICATION How do you think the applica As a footpath (public As a bridleway (public) As a restricted byway	and years [full addresses are no N ROUTE ation route should be recorded? rights on foot only) ic rights on foot and on horsebac	t required] MAP REFERENCES FROM 6006LE E	S BÉLO ÉARTH vehicle)
If so, please provide details NO ABOUT THE APPLICATION How do you think the applica □ As a footpath (public □ As a bridleway (public □ As a restricted byway NAS a byway open to a	and years [full addresses are no N ROUTE ation route should be recorded? rights on foot only) ic rights on foot and on horsebac y (public rights on foot, on horsel	t required] MAP REFERENCES FROM 6006LE E to bicycle) back or any non-motorised uses of use, including motor	SBELO EARTH vehicle) vehicles)
If so, please provide details NO ABOUT THE APPLICATION How do you think the applica □ As a footpath (public □ As a bridleway (public □ As a restricted byway ■ As a byway open to a Describe the application rour	and years [full addresses are no N ROUTE ation route should be recorded? rights on foot only) ic rights on foot and on horsebac y (public rights on foot, on horsel all traffic (public rights for all clas	ek or bicycle) back or any non-motorised ses of use, including motor	S BELO EARTH vehicle) vehicles) ences if yo
If so, please provide details NO ABOUT THE APPLICATION How do you think the applica □ As a footpath (public □ As a bridleway (public □ As a restricted byway N As a byway open to a Describe the application rour S IS SHOWN ON M	and years [full addresses are no N ROUTE ation route should be recorded? rights on foot only) ic rights on foot and on horsebac y (public rights on foot, on horsel all traffic (public rights for all class te (include start and finish points	t required] MAP REFERENCES FROM 600GLE B back or any non-motorised ses of use, including motor and provide OS grid reference ROAD, NOLFHAMP	Vehicle) vehicles) vehicles
If so, please provide details NO ABOUT THE APPLICATION How do you think the applica □ As a footpath (public □ As a bridleway (public □ As a restricted byway □ As a byway open to a Describe the application rou S IS SHOWN ON M WGRIDOLE, SHOWN ON M	and years [full addresses are no N ROUTE ation route should be recorded? rights on foot only) ic rights on foot and on horsebac y (public rights on foot, on horsel all traffic (public rights for all class te (include start and finish points N N 1 , THE TARMAC	t required] MAP REFERENCES FROM 600GLE E back or any non-motorised ises of use, including motor and provide OS grid refere ROAD, NOLFHAMP GATE Nº 1 TO R	Vehicle) vehicles) vehicles) ences if yo Core L
If so, please provide details NO ABOUT THE APPLICATION How do you think the applica □ As a footpath (public □ As a bridleway (publi □ As a bridleway (publi □ As a restricted byway □ As a byway open to a Describe the application rour S IS SHOWN ON M WORINGE, CHANGES	and years [full addresses are no N ROUTE ation route should be recorded? rights on foot only) ic rights on foot and on horsebac y (public rights on foot, on horsel all traffic (public rights for all class te (include start and finish points NP NA 1, THE TARMAC NA 1, THE TARMAC	AR REFERENCES FROM GOOGLE E ck or bicycle) back or any non-motorised ses of use, including motor and provide OS grid refere ROAD, WOLFHAMP GOTE Nº 1 TO R	Vehicle) vehicles) vehicles) ences if yc core l anned

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,



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4

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 (VRRENT 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	\checkmark					
On horseback						
By pedal cycle						
By car	\checkmark	V	\checkmark			
Other [please specify] SEE BELOW,	\checkmark	\checkmark	\checkmark			

LAND-GOVER SOMETIMES ANIMAL TRAILER, OR Laiso 4×4 ANIMA MANAGEMEN OTHER PROPRIETARY EHICI SHEPHERDING & BILLE AN FEEDIN U CROP MANGGEMEN URAL RA FOR 01 STRAW HARVESTING TRANSPORT HAV A RALED SILAGE GATHERING MANURE APPLICATION ANIMAL TRAILER INCLUSIVE ISER ACTIONS N User Evidence Form (Form 4) v5 May 2017 COLLECTION LOARIES WHEN NECCESSARY CONT FALLEN STOCK

4.	Ha	s the application route always followed the same course?
	Ц	Yes
		Don't know
		No
	lf n	o – how and when was the route altered?
	••••	
5.	[Plo wh	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']
	AP	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]
	<u>R</u> A	MMED STONE FOR THE MASDITITY OF IT, RED DERBYSHIRE
\langle	Re	WITE_
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?

		*	
	Appendix 42 KEY SHEET TO	Maps Nes 1,	283,
2	IN CONNECTION WITH ROAD, E 22890, (M 2019)	SAWBRIDGE TO	WOLFHAMPCOTÉ ALE MERSURE, FEBRIARY
	GATE NOS, & CORRESPON ROAD IN BETWEEN GAT	NDING AIR SPACE EPOSTS, AT GRO	WIDTHS ACROSS THE WND LEVEL, THIS
	CONSTITUTES AN INFOR TO CORRECTION BY - AVTHORITIES, AS DEEM AVTHORITIES.	THE APPROPRIATE	HIGHWAYS
-	PLEASE CROSS REFERE TO THEIR LOCATIONS	NCE THE GATE , ON THE MAPS,	NOS ON THIS LIST MEASUREMENTS IN IMPERIAL
	GATE NO.	HIDTH,	MAP SHEET NO
	1. 9 FÉI	ET 10 INCHES	I.
	2. 11 FEE	T 7 ZINCHES	1,
	3, 12"	6 INCHES	1.
	4, 12"		1
	5. Post LEET	CCESS, ONE HINGE	1.
	6 NO CATE, BUT 11 FER	AT LINCHES	1.
	7. Il FEET		2.
	8 11000-		2.
	9. POST LEFT, 18 FEET		3.
	10. Il FRET		3,
	* 11. 1 FEET		3.
)		I INCHES	
	* PLEASE CONTACT MY G (MR JAMES THOMPSON), NEILSEN) FOR CLARIFICE RIGHT OF WAY <u>ENDS</u> BY MY LATE FATHER TH & BRANNSTON IS DWINED	MR TED NEILSEA ATION AS TO JUST AT WOLFHAMPCO AT THE ROAD BES	NHERE THE PUBLIC TE, AS I AM TOLO WEEN WOLFRAMPCOTE
	BELIEVE THE PUBLIC RIGHT BRAUNSTON SIDE OF ST WRONG, PLEASE CLARIFY THIS FOR YOU, AS THEY	PETER'S CHURCHYAN, THE THOMPSON -	NEILSENS WILL CLARIE
0	Mr.P., Clean		
~			

	Appendix 42	
		*
-		
		<u></u>
,		
		424

D,

Mr P, Cleaner,

9.11.

MY FAMILY, GOING AS FOR DOCH 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 GRANDPATHER SAMES'S TIME HE RENTED THE BUILDINGS & SOME LAND, IT HAS ALWAYS BEEN OUR BRACTICE TO USE THE ROAD WHEN THE FIELDS BECOME TOO WET TO TRAVEL OVER, AS THIS IS A LOW-LYING PLACE PRONE TO FLOODING FROM THE RIVER LEAM.

JAMES'S TIME STARTED IN ROUGHLY 1900, WITH MY GRANDFATHER 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 & FORMING FOMILY USED THIS ROOD FROM THESE TIMES FORWARDS, AS WE ALSO RAN GRAZING AGREEMENTS WITH THE LATE ARTHUR TRUSLOVE, OF GOTE FARM, & WE, MYSELF INCLUDED, REGULARLY USED & CROSSED THIS ROOD IN CONSUNCTION WITH ANIMAL SHEPHERDING & CROP MANAGEMENT ISSUES (ON A DAILY BASIS!) FROM THE ERA WHEN I WORKED FOR MY LATE FATHER, 1976 TO 1990, THEN RAN THIS FORM IN PARTNERSHIP WITH MY MOTHER, 1990 TO DATE,

NY LATE FATHER, ANTHUN SESSE CLEAVER, RAN THESE GRAZING AGREEMENTS WITH THE LATE ARTHUR TRUSLOVE, IN HIS OWN RIGHT FROM 1974 TO 1990,

WE also HAD AN ARRANGEMENT WITH THE THOMPSON FAMILY AT WOLFHAMPCOTE, (WOLFHAMPCOTE FARMS) WHEARERY WE OBTAINED STROW LAYING IN -FIELD FROM AGTER COMBINING FROM THEM, AS THEY WERE THE AREA MAJOR GRAIN GROWERS, WE BALED & TRANSPORTED IT ALL, ALL OF IT UP THIS STONE ROOD, BY TRACTORS & TRANSPORTED IT ALL, ALL OF IT UP THIS STONE ROOD, BY TRACTORS & TRANSPORTED, OR EITHER DIRECTLY UP TO OVER BUILDINGS AT SAWBRIDGE, OR INTO STRATEGNEOUS PLACED RICKS FOR WINTER USE WE GOT

ON NERY WELL WITH THE THOMPSONS DOING THIS, & THERE ARE NOT MANY FIELDS IN THE BASIN BELOW THE CONVOL THAT WE HAVE NOT BALED FOR STRAW, ME PERSONALLY IN A GOOD NUMBER OF CASES, THIS GENERATES TRACTOR, BALERA SLEDGE, LAND-ROVER, THEN ALL THE LOT BACK TO OUR YARD, A THEN MANY TRACTOR, LOADER STRAILER MOVEMENTS UP & DOWN THIS ROAD, TO COMPLETE THE SOB, ITS ALL ROAD USE, NUE HAVE BOUGHT THE MASORITY OF THIS FARM SINKE

	Appendix 42
-	
-	
-	
	•
-	
	A.

Mr. P. cleaner Appendix 42 SAMES CLEANER'S TIME, OUR LAND EXTENDS DOWN TO THE BOTTOM OF THE HILL UP OVER THE CANAL INTO WOLFHOMPOOTE, WITH THE EXCEPTION OF ONE BLOCH OF FLOT FIELDS, OWNED BY THE THOMPSON'S, SO WE HAVE EXCELLENT REASONS TO USE THIS ROOM A LOT, & KNOW IT'S HISTORY. A BRIEF LIST OF COMPANIES THAT TRANSPORTED GOODS IN TO OUR MARD OR GOODS / PRODUCE OUT AGAIN, ASM FREIGHTLINE 2000-DOFE, ANIMAL TRANSPORT BURY'S TRANSPORT - 1960'S TO'S MILL (HURN'S BLAYES TRANSPORT - 1970'S BULK MILK SMITHBROS, BRAUNSTON - 1950-603 CATTLE TRANSPORTS LAMPREY & SON, BANBURY 1960'S - 80'S ANIMAL CAVE & BASIC SLOG. STOPFONDSHINE FARMENS, LVRTHONSH, 701-805 5.E. HEMMINUS, ALCESTER, 803 1 8019-903 DALGETY OUTIC LEICHSTER, η FSLBELLS - TOTAN SAG (Grantham) 80's - DOTE ANIMAL LIQVID FEEDS NUMENCO (TOTELLYLE) 11 1 DIESEL - PARAFFIN. CENTOS ENERGY 805-905 LAND NOVER L.P.G. Calor Gas BONBURY FM LAEN 11 - DATE, FENCING & ONIMAL FEEDERS the late teo archer, TO'S EARLY 805 FENCING G. MUMFORD SON ZOID - DATE ANIMOL TRANSPORT ALL THE ABOVE ON LORRIES, MINIMAL SIZE OF 7. STONNES, USVALLY 4 AXLE RIGIDS. ARTICS BACKWARDS WITH & GOOD Oniven

A	ppendix 42
	+
	and the second se

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 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)

M	No
Ľ	INO

□ 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

M Yes

If yes, please provide any additional information about this

THIS ROAD IS USED BY ALL TYPES OF TRAFFIC, FROM PEDESTRIANS, CYCLISTS,
MOTORSYCLISTS, 4X4 DRIVERS, HORSE RIDERS, THE FOX HUNTERS (HOUNDS, HOUSES, 4X4) ET
TRACTORS LASSENTED TRAILERS & MACHINERY, AS A DROVING ROAD FOR CATTLE & SHEEP TO GET ACCESS & BORRESS TO FROM LAND EITHER SIDE OF IT, & DELIVERY LORRIES TO PROTECTIES IT OCCESSES & SERVICES, EVERY VIABLE TYPE OF TRAFFIC USES IT Land Ownership (& ONE CONCHOOD OF DRIVINEN FISHERMEN, AGANDONED BY DRIVER!) 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
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 application route? No
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

V Yes

If yes, please give details including when this happened

CANNOT PROVÍCE ANY OBTAILS OR I WILL BE SVED AT EVERY ANGLE POSSIBLE BY THE AGGRESSORS THERE IS NO LAW HERE! &

YOU ARE PLACING THIS IN THE PUBLIC POMAIN.

- 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 POOVIDE ANY DETAILS OR WE ALL WILL BE SNEP AT EVERY ANGLE POSSIBLE BY THE AGARESSONS, THERE IS

- NO LAW WERE! & YOU ARE PLACING THIS IN THE PUBLIC DOMAIN
- **16.** Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc)

M No

□ Yes

If yes, please give full details, including who gave the permission, why and when

User Evidence Form (Form 4) v5 May 2017

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

M Yes

If yes - please provide details

FOOT-WAY BOOKLET ISSUED AROUND AVORY SHOWS & INCLUDES THIS ROAD AS PART OF A LARGE WALK AROUND THE DISTRICT, LEAM VALLEY WALLS'. GREEN LANE ASSOCIATION WILL HAVE SOMETHING TO ADD AS THEY USE IT WITH 4743. ST RETER'S CHURCH, WOLFHOMPCOTE IS THE PARISH CHURCH, & THIS AREA IS MADE UP

OF OLD PLAGUE VILLAGES, THERE WILL BE BURIAL RECORDS OF PEOPLE WHO LIVED IN SAWBRIDGE, (BAPTISMS & WEDDINGS ALSO!) PREDOMINANTLY SPENCERS & DROOMS, I'M THE LAST OF THE BROOMS! THESE PEOPLE GOT TO WOLFHAMP COTE CHURCH DOWN THIS ROAD!, ALSO MA 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 PARISHIONAL REASONS GIVEN ABOVE, AT ST PETER'S CHURCH, FOR ACCESS TO BRIDGE 98 ON THE CANAL LINK FOR THE EMERGENCY SERVICES, (FIRE BRIGADE, AMBRIANCE, POLICE) & FOR ACCESS & EGRESS FOR LOCALLY DOMICILE REORLE TO GET TO & FROM WORK, & BRAUNSTON FOR SUPPLIES,

PROVISIONS, DOCTOR ETC, ROAD TRAFFIC NOW USKS IT TO EVADE FLOODING DUE TO GLOBAL WARMING.

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 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 .

Appendi Rugby Police Station, Newbold Road. Rugby. Warwickshire, CV212DH 01788 541111 Voice mail : 10868. 4 April, 2010 Dear Mr Lee Rollinson.

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.

Unfortunatley 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.

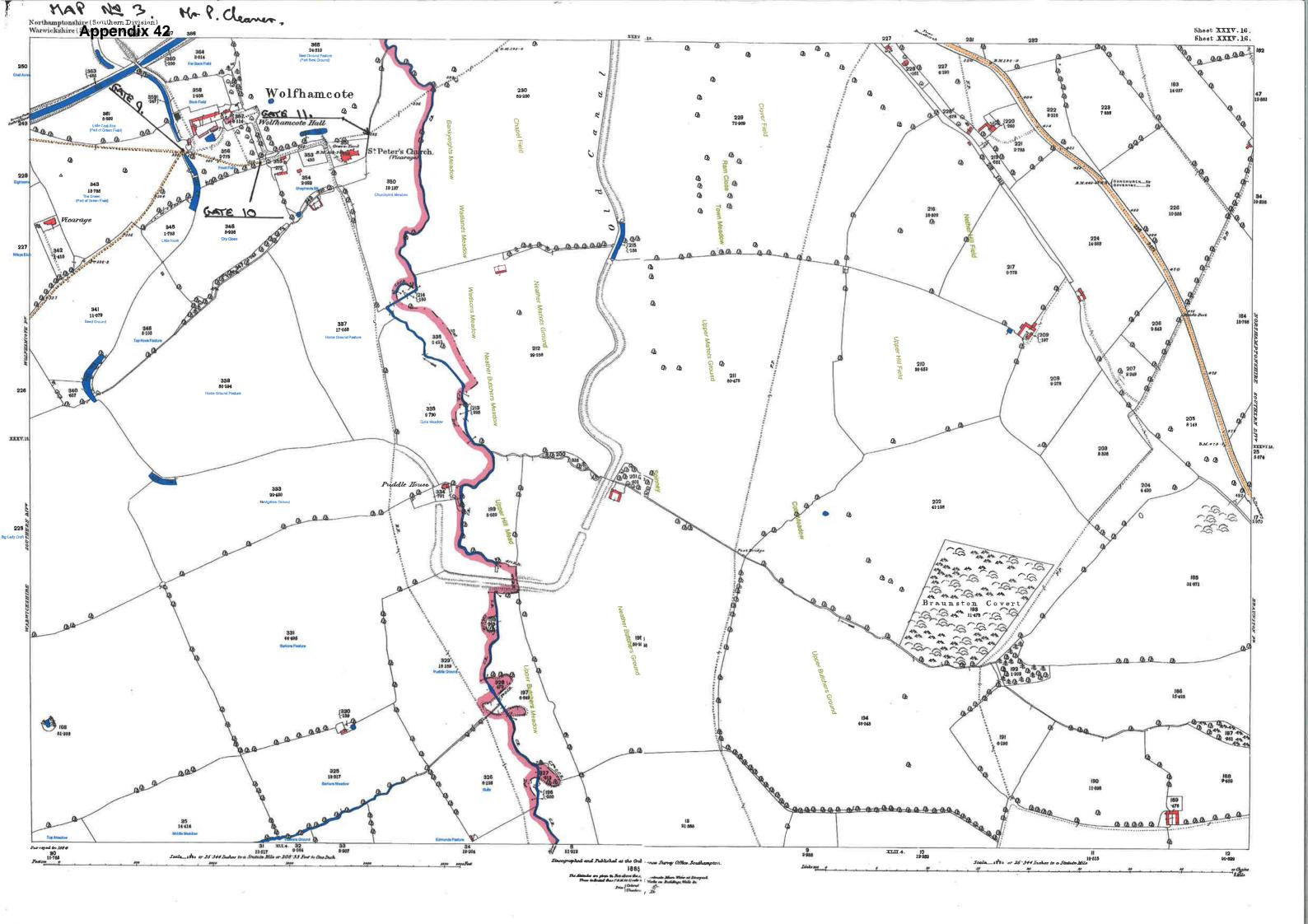
I will at some point try to get you a Google earth map showing you the boundaries of Mr Cleavers land.

Please could you also call 01788 541111 and leave me a message on my voice mail box number 10868 with your phone number.

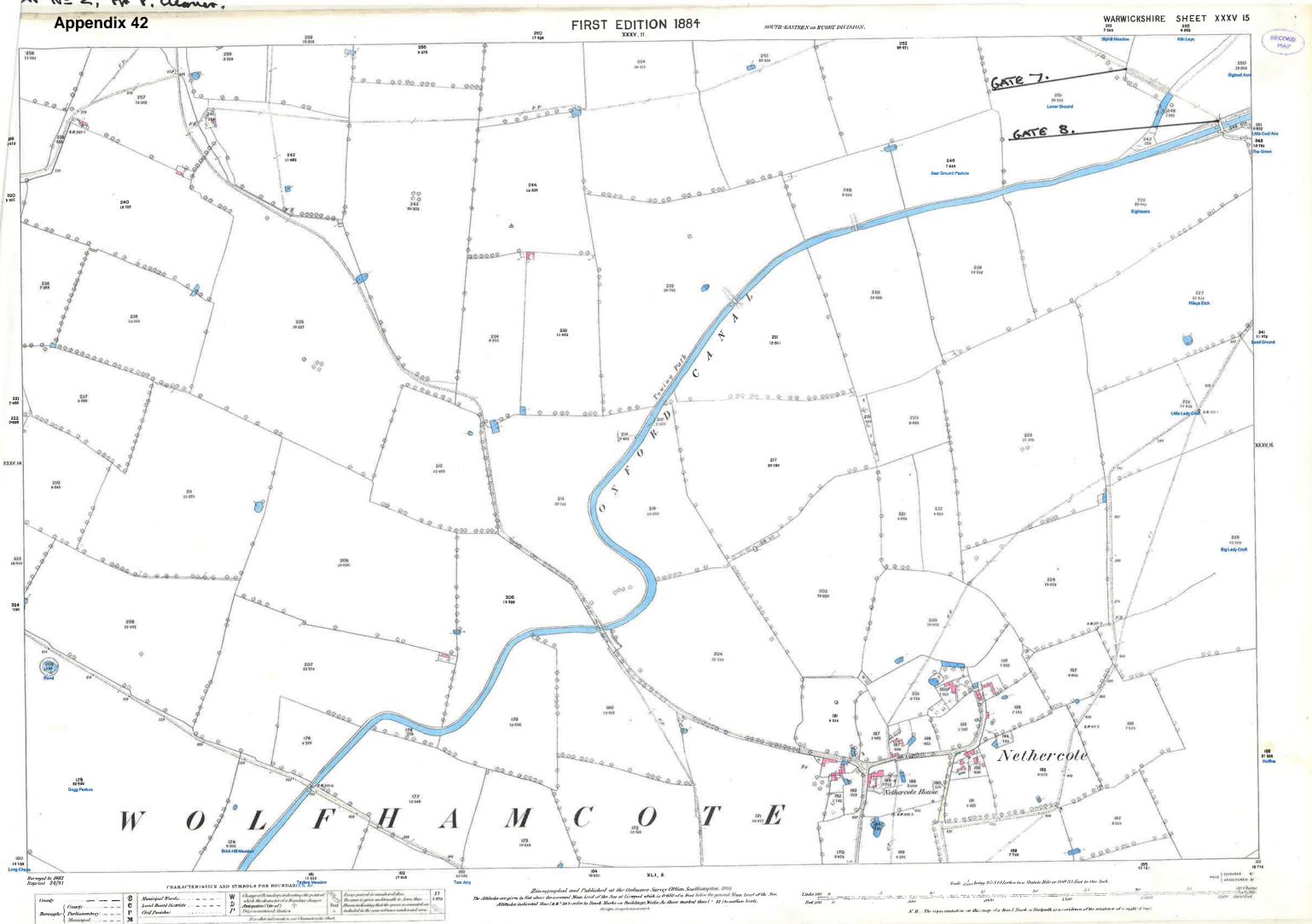
If you need to speak to me then let me know via my voice mail and I will call you back when I am next on duty,

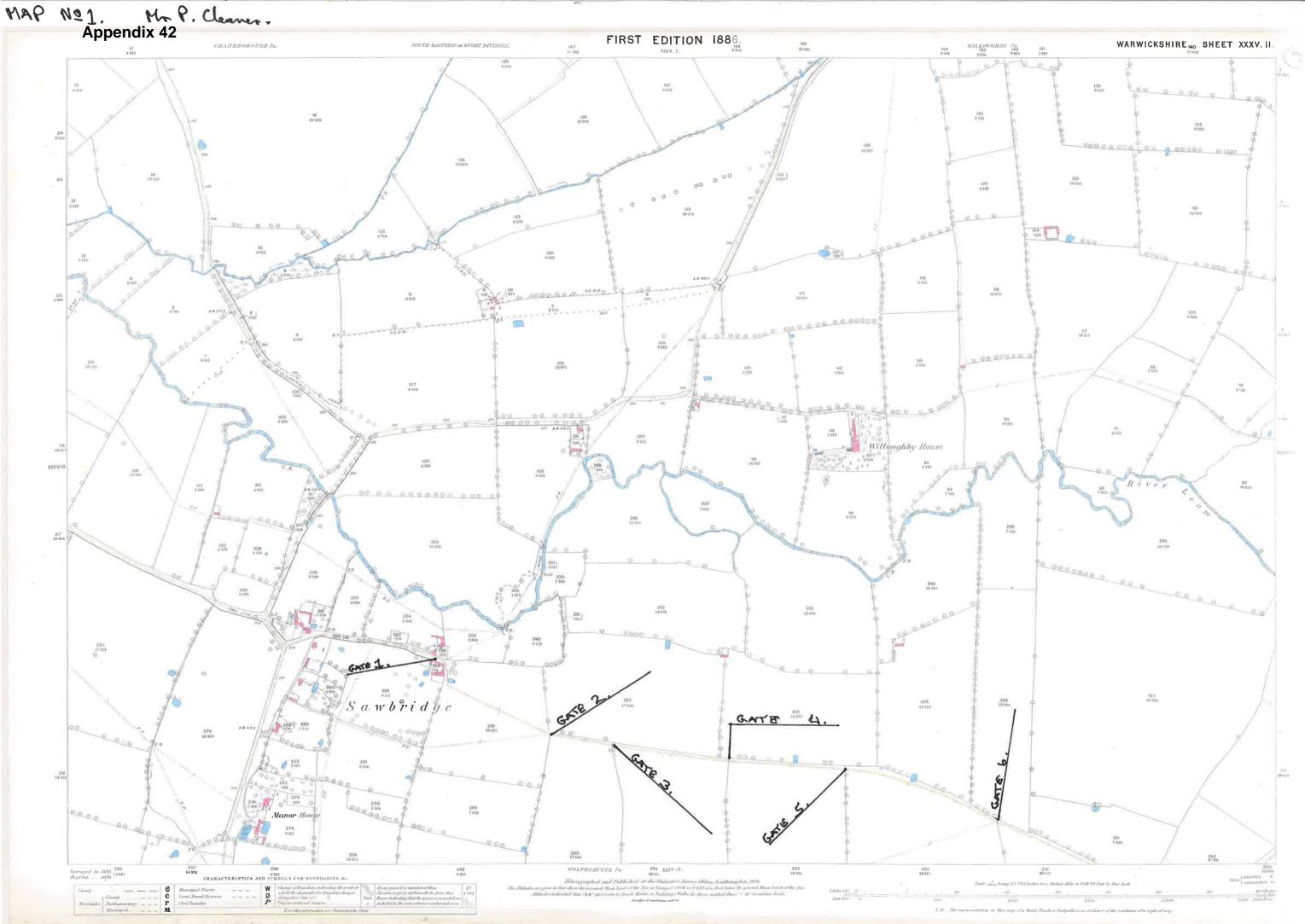
Many thanks,

PC 868 Busch









Hodsons Solicitors

Our Ref : JRG/CLE25/1

Your Ref: WK441869/A/110/MP/BNROSV

Date : 10 July 2009

ATT TO INU U41869 D 091

Mrs P J Powell Assistant Land Registrar Gloucester Land Registry DX 7599 Gloucester 3

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.

I WE Marsto

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

D .

1.1

Case Reference: REF/2009/0026

IN THE MATTER OF LAND ON THE EAST SIDE OF GATE FARM SAWBRIDGE RUGBY WARWICKSHIRE CV23 8BB

TITLE NUMBER WK441869

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

D Truslove,

DAVID TRUSLOVE

24

Case Reference: REF/2009/0026

IN THE MATTER OF LAND ON THE EAST SIDE OF GATE FARM SAWBRIDGE RUGBY WARWICKSHIRE CV23 8BB

TITLE NUMBER WK441869

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

ARPENDIXIST

alitestet (K. re



Proprietor/Applicant	Shirley Ann Marwcod and Malcolm John Frisby
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

Rebecca Baker Objecions Clerk Direct line 01452 511763 Direct fax 01452 511764

Land Registry Gloucester Office Twyver House Bruton Way Gloucester GL1 1DQ

Date

Our ref.

14 July 2009

Your ref: REF/2009/0026

WK441869/D/091/RB/BNROSV

DX 7599 Gloucester 3

Tel 01452 511111 Fax 01452 510050 gloucester.office @landregistry.gsi.gov.uk

www.landregistry.gov.uk

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 ROBER JOHN SCANTLEBURY

Your: Home Telephone Number. 01738 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:
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	30	8	1851	2010
174-02-194-12	10	G.	76211	2010

CONSTRUCTES RECORD

40 King Style Close

Crick

Re Proposed Clesure of gated read. 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 Soubridge. The farm buildings and some of the lord were sold to the present owners on the disposal of My Truslove's estate some years up. The Truslove family have always regested Soubridge to Braunsten unclassified read as a public rand for use by motor vehicles, harse miders and walkers. The road passes over at least thrace fields of the old Gate Farm in gated roach form. The road gives access to atleast one form, houses and and St Peters church Wolfhamcate. The church hes been renovated and annual Carof Services hade been held these for many years. The Walthamcote civil parish includes, Flecknee, Nethercote and Soubridge The road provides an alternative route to Flecknee and Nethercote.

Ordinance Survey Explorer Map Sheet 222 Rugby and Daventry shows a public right of way along the road. Yours Secneerely Kistarty

R J. SCANTLEBURY



Warwickshire County Council	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 ROGER JU	DHN SCANTHEBURY	
Address AND KING		
ORICK		
	PTON	
NORTHAN	PTON Postcode NN6 75T	
NORTHAN	PTON Postcode NN6 757	
<i>NのR 1HAN</i> ′ear of Birth … <i>I.9.4</i> ,1 lave you lived at any othe	PTON Postcode NN6 757	
VOR THAN Year of BirthI.9.44.1 Have you lived at any othe f so, please provide details	Postcode NN6 757	

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)

Sawbordge to 1	Brownston uncla	as ified road. Ord	enence Survey
Explorer Map.	Sheet 222 Rug	hy and Saventry n	10 ret 655 510
ta 6.5.5. 51.9		e/ 0	

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?

I used the voute for recreational walks, obviously more in the summer than the winter sad less Srequently as I have got older.

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]
		Reser to "Country Walles In The Rugby Aske" Walls Nº6 listed
		in 17. Gates are at field boundaries and are often laft man
		Refer to "Country Walles In The Reaging Area" Walls N=6 listed In 17. Gatas are at field boundaries and are often left open Not locked and have never seen any locks.
	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?
	ľ	
		Yes
	lf ye	es, please give details
9.	Hav righ etc)	e you ever seen any signs or notices suggesting whether or not the application route is a public t of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted"
		No
		Yes
		Don't know
	lf ye: your	s – state when and give details, including when they were present and mark their location on 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

.....

- **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

9

User Evidence Form (Form 4) v5 May 2017

strep over the canal bridge then swing left to case that has been attractively lean in from the right just before the railXay cross the bridge over the disused it is important that dogs be kept on pasture land. Because of sheep grazing, landscaped to complement the nearby Commue on along the track to reach leads and gates closed after use. Go and follow the unsurfaced road that farmhouse Wolfhampcote Hall one mile away. leads from the farm to the canal bridge Go through the farmyard directly ahead park your car by the common. Start The road crosses flat but pleasant tarmac road signposted to Wolfhampcote walking along the short section of 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 backwater of rural charm where a Turn left here to enter Sawbridge and T-junction 1½ miles further on. untended common. timbered cottages overlook the manor house, farm and a pair of unsuitable for motor vehicles but ideal along roads. But these roads have over Survey map it will appear to be entirely The walk starts at Sawbridge, a for pedestrians time become gated farm tracks, IF YOU trace this walk on an Ordnance h of water, a section of disused in from the right just before the 41/2 míles (7.2km) Walk 18 past the manor to enter Sawbridge. Follow it all the way. When you reach the tarmac road, turn right along it to go the canal and goes under the disused by the high brick wall. descends from Nethercote, passes over barns. This unsurfaced road gently Bear right here along the track past the 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 Nethercote. Boundary Farm on the way to reach the Follow this road, passing through open country, mainly arable, and rises a is just over one mile long. It traverses way from Wolfhampcote to Nethercote road and go past the handful of houses little towards Nethercote. with its beautiful church spire, to T-junction. Turn right into the narrow The gated tarmac road that winds its continue the walk. the distant view of Braunston village, 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 a track Turn your back on Wolfhampcote and Utfelmescote, as it was called in the gate seen ahead. continue straight on through the white and the site of the deserted village, 14th century church at Wolfhampcote The village disappeared in the 15th tarmac road, but if you wish to visit the The route to take is right along this Sawbridge-Nethercote Map OS 151 An attractive landscape sets off Wolfhampcote Hall Manior 1236.2 Sawbridge Willoughby = Nethercote Border Farm I Disused Rallway Site of Village Wolfhampcole mile Braunston

37

36

16/8/74

40 King Style Close, cruck northampton hn 6 TST. Dear Sir on Madam, Please find enclosed copy of a published walk along part of the Sandrudge to Braunston road via Woffhampeote which we understand is subject to a request for closure. yours suncerely R. J. Scantlebury RECEIVED 2 2 MAR 2019

COMMUNIT	TIES 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	RAYMOND ALANI SERIVENS
Your:	Home Telephone Number	61788 891384
	Mobile Telephone Number	07889759997
	Email Address	Rayscrivens @ BTINTORNET. 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:

717/19. 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

Vitness Number

(for office use only)

	stratuss want	OVERYAN EMEN
		UOY TUOAA
	User Evidence Form	Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX
torm torm	Wildlife & Count yside Actiments of Public Rights of Definitive Map and Statement of Public Rights of Way for Warwickshire	Marwickshire
	BECEIVED 18 FEB 2019	

Λ ROUTE	ABOUT THE APPLICATIO
	INON
addresses during the time you have used the path or way? and years [full addresses are not required]	
•••••••••••••••••••••••••••••••••••••••	Year of Birth 1948
Postcode NNN Postcode	

	/
ZTWAHTSVOL NOTZHUARET (32012	Address SAN PERS
RUAN SCRIVENS	OHONYAN SMEN

,

How do you think the application route should be recorded?

- (Vino foot on foot on foot only) As a 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)

3

	350188MAS LANY WART
CHURCH MOLFHAMCOTE TO	TRACK FROM ST PETERS
92639 8290595	ºL 98859 ZZ67935

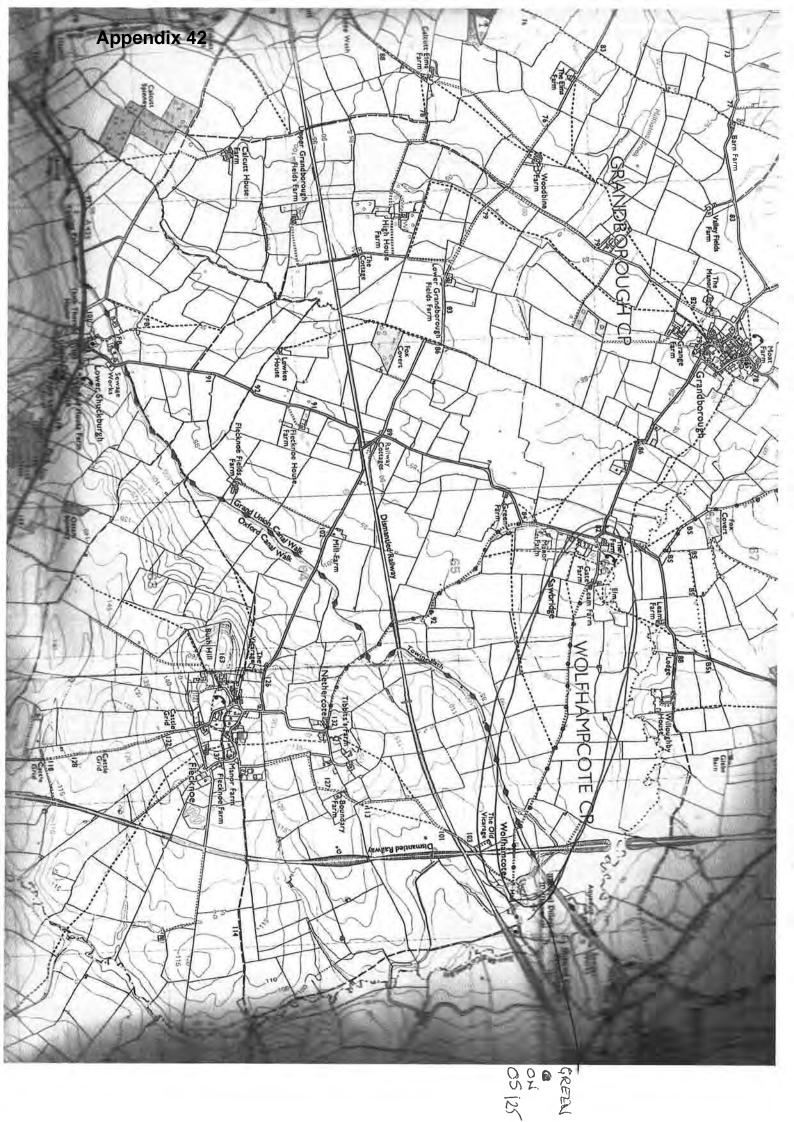
User Evidence Form (Form 4) v5 May 2017

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.



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	$T_0 = 2019$
	10

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.	Has	the application route always followed the same course?
	ď	Yes
		Don't know
		No
	lf no	o – how and when was the route altered?
5.	[Ple whe	proximately how wide is the application route? pase give your estimate of the width across which you used the route including the width used on 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']
		OVER A CAR WIDTH
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]
		GRAVEL ~ EARTY.
7.	Hav	ve there ever been any of the following on the application route?
	a.	Stiles [state locations and show on your map]
		Norte
		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]

NONE

- 8. Did any of the above prevent you from using the application route?
 - No 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

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

.....

Witness Number

Appendix 42

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
OFTEN USED BY WALKERS, CYCLISTS AND MORSE RIDENS

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?
I No
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)
12 No
□ Yes
If yes, please give full details, including who gave the permission, why and when
9 User Evidence Form (Form 4) v5 May 2017

Appendix 42 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 REGULARLY USE THIS ROUTE WITH OUR WALKING GROUP
"THE BRANNSTON WALKON' AND WHY DAVENTRY RAMBIENS,
USJALLY A CIRCULAR WARK FROM BRAUSSTON TO WOLFHAMOTE
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

Appreason number

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

Vatness Number

(for other use only).

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User Evidence Form From 4, v6 May 2017

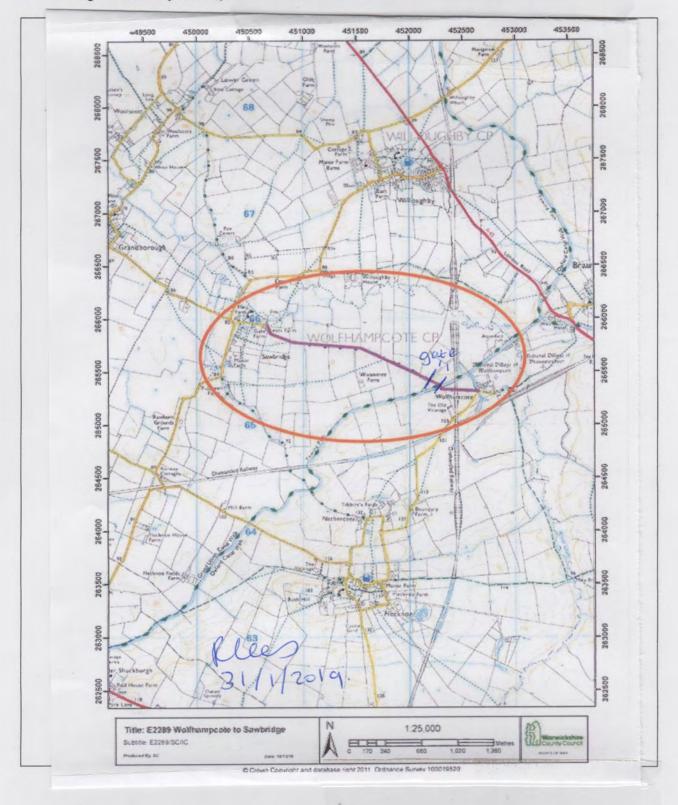
for office use only:

Warwickshire County Council	Wildlife & Countryside Act 1981formDefinitive Map and Statement of Public Rights of Way for Warwickshire4
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form
ABOUT YOU	
Name RICHARD	LEES
Address 23 G-R BRAUNST	EENWAY
DAVENTRY	
NORTHAMPT	ONSHIRE Postcode NNII 75T
Year of Birth	·
	ddresses during the time you have used the path or way? nd years [full addresses are not required]
nla.	
ABOUT THE APPLICATION	ROUTE
How do you think the applicat	ion route should be recorded?
□ As a footpath (public r	ights 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 al	I traffic (public rights for all classes of use, including motor vehicles)
Describe the application route can)	e (include start and finish points and provide OS grid references if you
Route betwe	en Sawbridge and Wolfamplote
As per plan	en Sawbridge and Wolfamplote reference E2289/SC/Location
0/5 100	
	3
Usia Evidence Form (Form 4)	- V6 May 2017

A 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.



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
1 10111	10	

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



 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			\times			
On horseback						
By pedal cycle		X				
By car						
Other [please specify]			-			

4.	На	s the application route always followed the same course?
	ĺ2′	Yes
		Don't know
		No
	lf n	o – how and when was the route altered?
5.	[Pl use rou	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']
	(vidth of approx 1.2 cars
		· · · · · · · · · · · · · · · · · · ·
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]
		Starts with road surface at both
		Saubride and Wolfampeore ends and
		ravel in between. The majority of route is
7.	Ha	ve there ever been any of the following on the application route? $Graver.$
	a.	Stiles [state locations and show on your map]
		No - gates that are openable however
		How long were they in place?
		n/a.

b. Gates [state locations, indicate whether locked - and when - and show on your map]

Yes - See map NONE locked

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

<u>() / (,)</u>

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

2 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

If yes, please provide any additional information about this

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.	id the owner or occupier ever give you permission (or did you seek permission) to use the pplication route?
] Yes
	yes,
	. From whom?
	. 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)?

	E 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

2 Yes

If yes - please provide details

Shows	UD 60	Part	m: nor	Foad	port
Fracie		ADRA SE	restmo	_	а
		er goden in with	ineren interar.		

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]

Shows up on GPS as public
So never thought twice about
Using Ir. Clearly 15/wool Should be
a public right of axy

- 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 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 RICHARD LEES
Your:	Home Telephone Number 07922 172747
	Mobile Telephone Number 07922 172747
	Email Address SPO Bitservices.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:				
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

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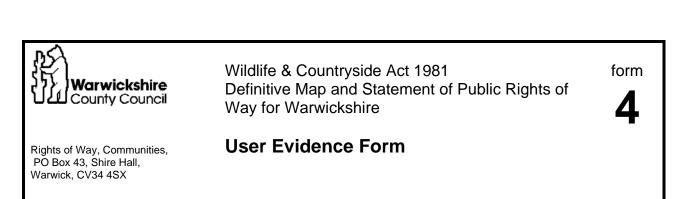
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ABOUT YOU

Name Sally Thompson				
Address 1 School Close				
Braunston				
Daventry				
Northants	Postcode NN11 7JD			
Year of Birth 1965				
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 from 1986 to present	NN11 3AE			

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)

Whole route i have 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



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.

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 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]						

4.	Ha	s the application route always followed the same course?
		Yes
		Don't know
		No
	lf n	o – how and when was the route altered?
	Alt	hough ticked don't know, i believe so, surroundings change
5.	[Ple use	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']
	jus	st over a car width
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]
	gra	avel, earth & grass
7	На	ve there ever been any of the following on the application route?
		Stiles [state locations and show on your map]
	u.	
		How long were they 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 where

.....

.....

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

gate was padlocked on 1 occasion

.....

.....

- **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

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

Have met other walkers & bike riders. Once a car which was interesting passing

.....

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
	lf y	res, by whom and when?
	A	lady back in October
14	Ha	ve you ever been stopped or turned back when using the application route?
		No
		Yes
	lf y	es, please give details including when this happened
	-	opped but i didn't turn backin October
15	На	s anyone else ever told you that they were prevented from using the application route?
10		No
		Yes
		res, 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
		res, 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]

Lovely walk, bike ride. Seems a shame that something i have always had access to suddenly being removed

.....

.....

.....

.....

- **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

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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 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 <u>not</u> made publically available

Application Number

DECLARATION

Data Protection Act 2018

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Please	e print your name here
Your:	Home Telephone Number
	Mobile Telephone Number
	Email Address Sarah fawarey o 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: Plandey -				
Date: 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

11

Appendix 42	Witness Number		τe ηse only)			
hppendixinz	VARIE 55 FULLISO	RECEIVED 0 5 FEB 2019	o (se orny)			
		COMMUNITIES GROUP				
		LEADERSHIP TEAM				
(25)	Wildlife & Country	reide Act 1081	form			
Warwickshire County Council	Definitive Map and	Wildlife & Countryside Act 1981 for 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						
		ety				
Address	ONLEY	PARK, WILLODGHRY,				
W.AR.K.S.						
		·····				
		Postcode CV23 PAN				
Year of Birth	1973					
Have you lived at any other a lf so, please provide details a		time you have used the path or way? ses are not required]				
9.4, HIGH ST.	BRAUNSTON	1, CASTLE COTT	A.G.C.)			
BRAUNSTON,	N.N.I.I. 71	HR				
ABOUT THE APPLICATION	ROUTE					
How do you think the applica	tion route should be r	ecorded?				
□ As a footpath (public r	ights on foot only)					
As a bridleway (public	rights on foot and or	n horseback or bicycle)				
As a restricted byway	(public rights on foot,	, on horseback or any non-motorised	vehicle)			
As a byway open to a	Il traffic (public rights	for all classes of use, including motor	[·] vehicles)			
can)	·	nish points and provide OS grid refere				
	HOWN ON	LOCATION	FALENCE			
PLAN	=ZZ PY/ SC	1. LO.CATION	*****			

()

.....

......

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 NLAN REFERENCE, E2289 |SC/LOCATION

4

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 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 RONNING						
On horseback						
By pedal cycle		1				
By car						
Other [please specify]						

- 4. Has the application route always followed the same course?
- Ves 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'] 4 metres 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] IT HAS A GRAVEL SURFACE, STONE TOO IN PLACES WITH GRASS ALONG THE CENTRE 7. Have 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?

8.

9.

b. Gates [state locations, indicate whether locked - and when - and show on your map]

5 GATES IN TOTAL RECALC.
THE FIRST TWO FROM WOLFHAMPCOTE, TO
c. Other barriers [state what they were and location, how long they were in place and show on
your map]
Did any of the above prevent you from using the application route?
⊠ No
□ Yes
If yes, please give details
i 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)
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?

Ves

If yes, please provide any additional information about this

HORSE PIDERS, DOG WALKERS,
RAMBLERS, RUNNERS ALSO LAND OWNERS
ACCENING THEIR OWN FILLAS. PEOPLE ALS
ACCESSING FOOTPATTHS LINKED TO THIS ROUTE. 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?
E No
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 WHO LIVES IN THE HOUSE OBJECTING TO THE ROUTE, 2017, 2018 . (HOUSE WOLFAMPLOTE SIDE 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, LADY TOLD ME TO PUT MY DOGS ON A LEAD, ALTHOUGH BOTH BY ME. ITOLD HER TO READ THE COUNCIL SIGNS ON GATE, WHICH STATE DOGS ON LEAD, ONLY IF A HOMAGE WIANCE TO LIVESTOCK. SHE WAS VERY RODE TO ME 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, BOT CA PUBLIC RIGHT OF WAY, 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 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

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 DE THN RONTE REGULARLY. BRAUNSTO	N
SCHOOL HAS VISITED THIS ROUTE AS PART	
OF THEIR FIELD STUDY PROGRAM IN THE	
SOMMER MONTHS. ITS A LINK TO OTHER	
UNCLASSIFIED TRACKS TOD, 1.E. SAWRRIDGE TO	
WOOLSCOTT, SAWREIDGETO 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?

I 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 079777279834

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: AManacod

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 <u>not</u> made publically available

11



Warwickshire County Council	Wildlife & Countryside Act 1981formDefinitive Map and Statement of Public Rights of Way for Warwickshire4
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form
ABOUT YOU	
Name MS S.M	1APWOOD
Address FOX FR	
SAUBRID	G-E
RUGBY	
WARWICKE	HIRE Postcode CV23 3BB
Year of Birth1.5.6.5	
	ddresses during the time you have used the path or way? nd years [full addresses are not required]
DUNCHURCH	RUGBY 1975-2008
	ROUTE

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 PARTOF GATE FARM UNTILL 2007

FINISHES AT WOLFHAMPCOTE HALL

.....

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.

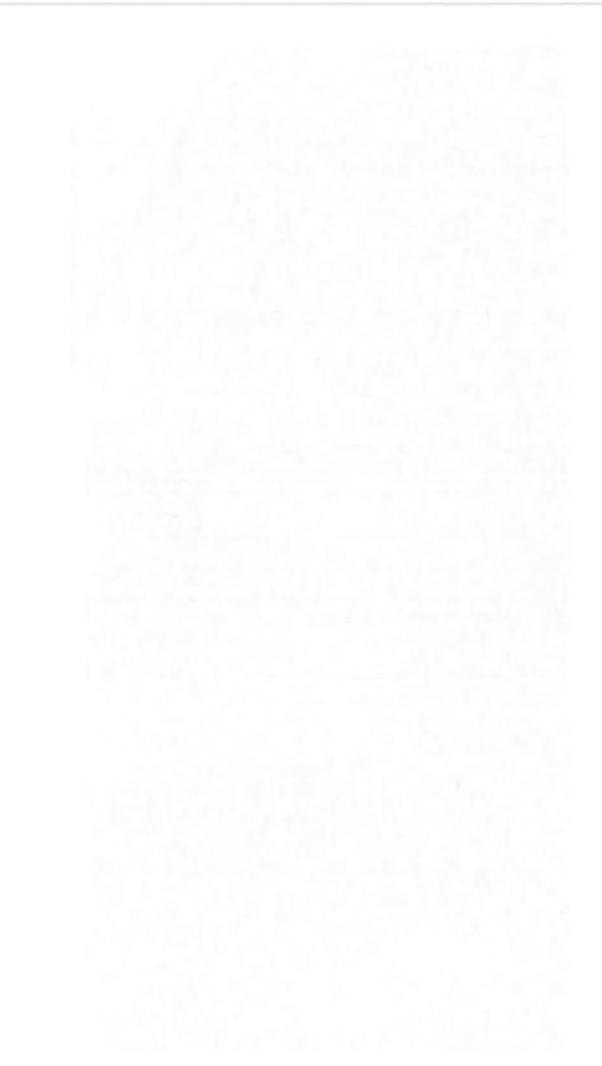
Coogle Maps

Appendix 42

06/02/2019, 11:25



https://www.googie.co.uk/maps/@52.2856768,-1.2466611,1433m/data=!3m11te3





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	\checkmark					
On horseback			/			
By pedal cycle				\checkmark		
By car						
Other [please specify] LEADING HORSES	\checkmark					

4.	Has	s the application route always followed the same course?
		Yes
		Don't know
		No
	lf n	o – how and when was the route altered?
	····	
	in an	
	••••	
5.	[Ple whe	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']
	J.C) FOOT
6.		at type of surface does the application route have? (for example grass, gravel, earth) r varying surfaces, please describe with reference to your map]
	\subseteq	RASS STONE, EARTH
	-	
7.	Ha	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

b. Gates [state locations, indicate whether locked - and when - and show on your map]

GATES 625 REMOVED BY OWNER IN 2009

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

GATES HE3 LEFT OPEN PUSHED BACK AND DAMAGED 2009

GATES 2 21 LEFT OPEN SINCE 2009 EVEN THOUGH OWNERS

OBJECTS AND CONSTANTLY REQUEST THAT THEY ARE CLOSED GATE 2 TIED CLOSED FOR ONE DAY DUE TO CRIMINAL DAMAGE TO SIGN. SIGN READ "PLEASE CLOSE THE GATE.

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

No 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

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

UP UNTILL 2008 SIGN READ " HORSES PLEASE

KEEP TO THE ROAD" SIGN WAS TAKEN DOWN

WHEN BUILDING WORK COMMENCED AT FOX FARM.

10. Have you seen other people using the application route whilst you have been using it?

□ No

V Yes

If yes, please provide any additional information about this

HORSE RIDERS, WALKERS, CYCLIST

OWNERS OF WIXAMTREE IN CARS, AND DRIVERS

DEILVERING TO WIXAMTEE FARM IN VECHICLES UP TO 18.5 TON SINCE 2009.

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

LAND OWNER SINCE JAN 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?

ë j	Application Number Appendix 42	Witness Number	(for office use only)
	13. Has anyone ever told you the land or by anyone in their em	e application route was not public (including b ployment)?	y an owner, tenant of the
	□ No		
	□ Yes		
	If yes, by whom and when?		
	14. Have you ever been stopped	or turned back when using the application ro	ute?
	□ No		
	□ Yes		
	If yes, please give details incl	uding when this happened	
1	5. Has anyone else ever told yo	u that they were prevented from using the ap	plication route?
	🗆 No		
	⊡ Yes		
	If yes, please give details incl	uding when this happened	
	south Collisian Statis		

1	6. Have you ever had a private right of access, licence, etc)	right to use the application route? (for exam	ple, an easement, private

🗆 No

☑ Yes

If yes, please give full details, including who gave the permission, why and when

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

Ves

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?



🗆 No

- 20. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?
 - V 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

[11] M. K. K. K. S. M. P. Sonset and "Antiput State of the state of

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Appendix 42

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

1 9 NOV 2019

County Highways

SOUTH

lodde

PEM No

RECEIVED 18 NOV 2019

EADERSHIP TEAM

GROUP

COMMUNITIES GROUP

We act for Mr M Frisby and Ms S Marwood, the owners of has sedereast side of Gate Farm, Sawbridge ("the Property"). Our clients' title is regisment the 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



A reference to a partner of Lodders Solicitors LLP means a member of Lodders Solicitors LLP or an employee with Partner status Lodders Solicitors is a trading name of Lodders Solicitors LLP, a Limited Liability Partnership Registered in England Partnership No OC306995 Authorised and Regulated by the Solicitors Regulation Authority, SRA no. 00465376 A list of members is available for inspection at the registered office

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. 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

41**9**0

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.

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.

mat

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

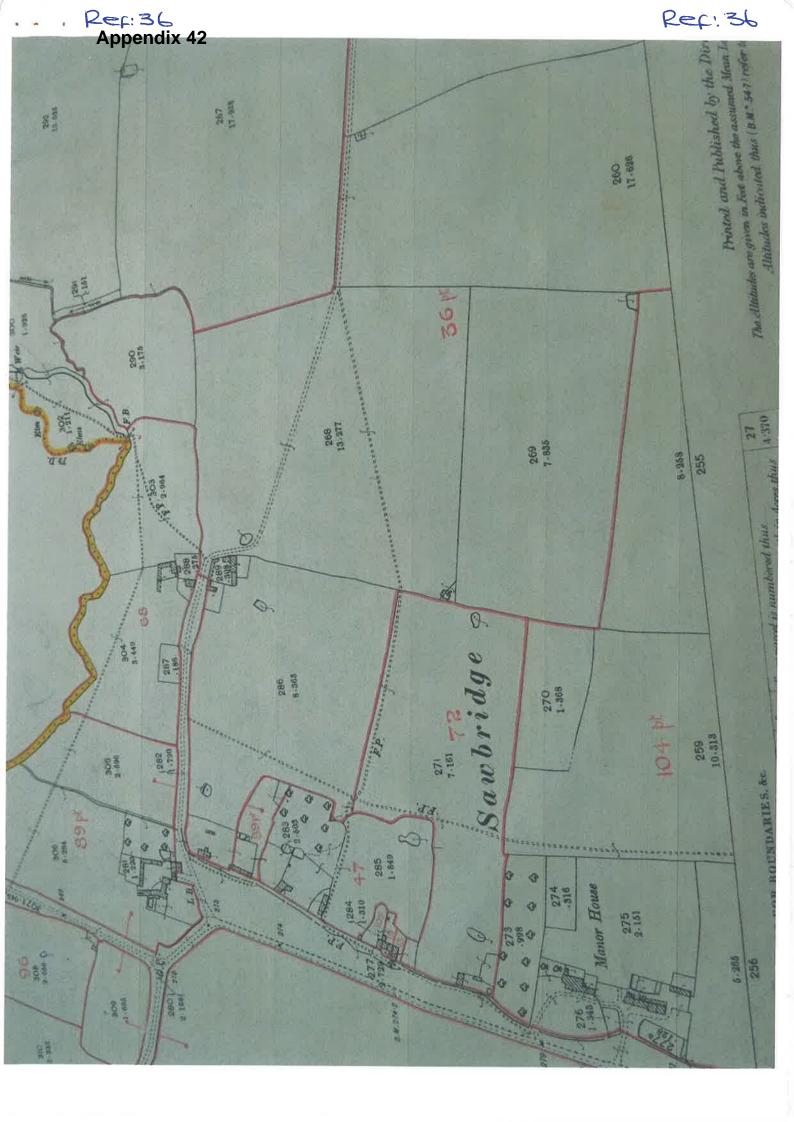
List of Evidence

- 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



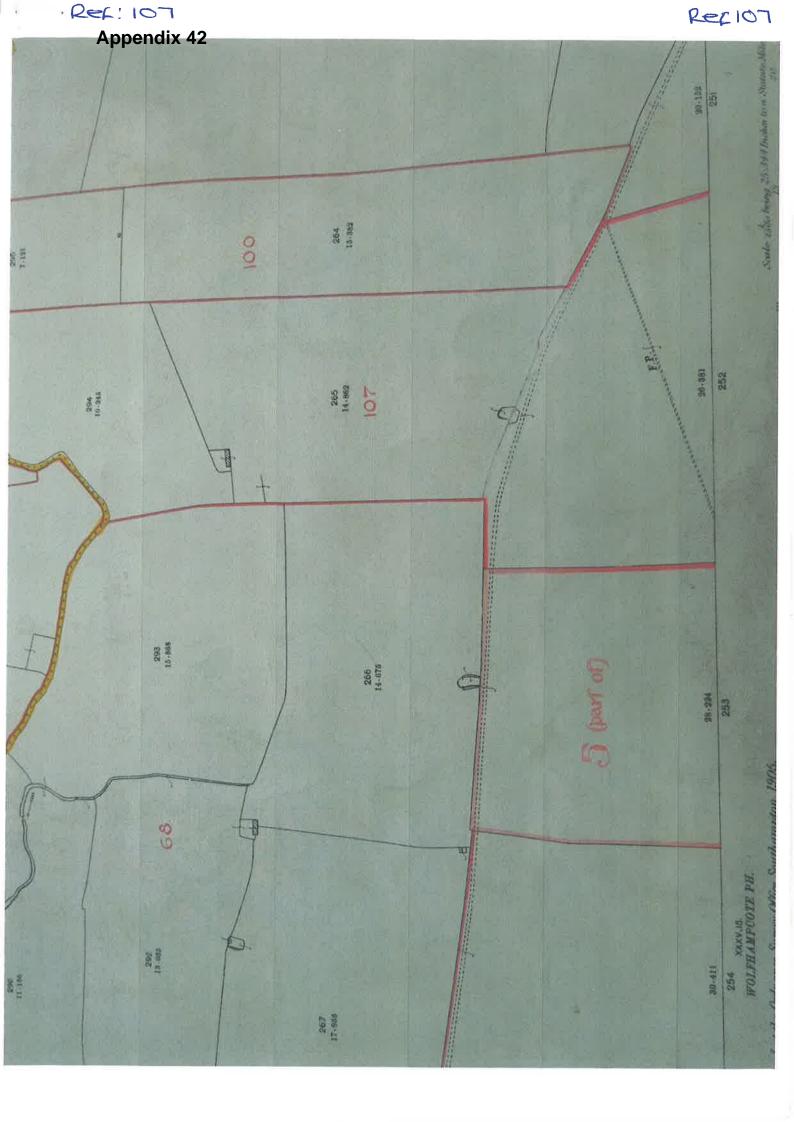
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Amounts

PROV. VAL. ISSUED

30 AUG 1913

Intendence Nos 33, 37 7 38 Reference No. Intendence description, and notes made on inspection 12/9/3 consolars, description farministicated at Day 1/9/3 and and the form actuated at same buildings and We have only fair water all for are only fair water appears sufficient. and appears rather Charges, Ensaments, and Restrictions affecting market value of Fee Simple Faluation. Market Value of Fee Simple in possession of whole property ple in pulat al rentat Culgorings 7 48 7 48 7 467 5 49 in its present condition durnal rental Land lax 10 0.0 Je law Renk 0 - 16 8 Repairs etc 15% 35 0 0 Deduct Market Value of Site undersimilar circumstances, but if divested of structures, timber, fruit trees, and other things growing on the land 11 Jacres (about) @ 235 her acre & 4090 Difference Balance, being portion of market value attributable to structures, timber, &c. £ 835 Divided as follows :---Buildings and Structures£ #35 Machinery£ ·····£ 250 Timber Fruit Trees Other things growing on land Junces £ 150 Market Value of Fee Simple of Whole in its present condition£ 4925 (as before) 6..... Add for Additional Value represented by any of the following for which any deduction may have been made when arriving at Market Value: Je far Read 16/11/25 yf £ 20 Charges (excluding Land Tax) £ 70 Restrictions Bridle Road 1. Fost parts \$ 50 CROSS VALUE ... £ #995



etwal land contractings Extense Value / Land & 3,74 % o Rateable Value (Buildings & 66 150 U.L. Response No. no Villa, Willes Rª Learnington Gross Annual Value, Schedule A. & Owner this of Freehold. Interest of Owner Superior interests Occupier's tenancy, Term Yearly Aq & from 25 March. 1898 Actual (or Estimated) Rent, £72.16.0 Any other Consideration paid paid by our Outgoings-Land Tax, £ 3. 5. 9 paid by Tithe, £ Who pays (a) Rates and Taxes (b) Insurance (a) Occ Who is liable for repairs Owner finds materials Dec. Keeps Fixed Charges, Easements, Common Rights and Restrictions Former Sales. Dates Interest Consideration Subsequent Expenditure Owner's Estimate. Gross Value Full Site Value Total Value Assessable Site Value, Site Value Deductions claimed PROV. VAL. ISSUED 30 AUG, 1913

Roads and Sewers. Dates of Expenditure Amounts Messelamh

20

Particulars, description, and notes made on inspection 13/803 Roferensee No. 1107 pasture lan g willoughly Al welfhampaste a \$ 294 265 コムビ 14 862 Old RB+ J+ 252

26 381 Charges, Easements, and Restrictions affecting market value of Fee Simple

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Faluation .- Market Value of Fee Simple in possession of whole property in its present condition annual rental 72. 16 0 hand las 3. 5 st. automas

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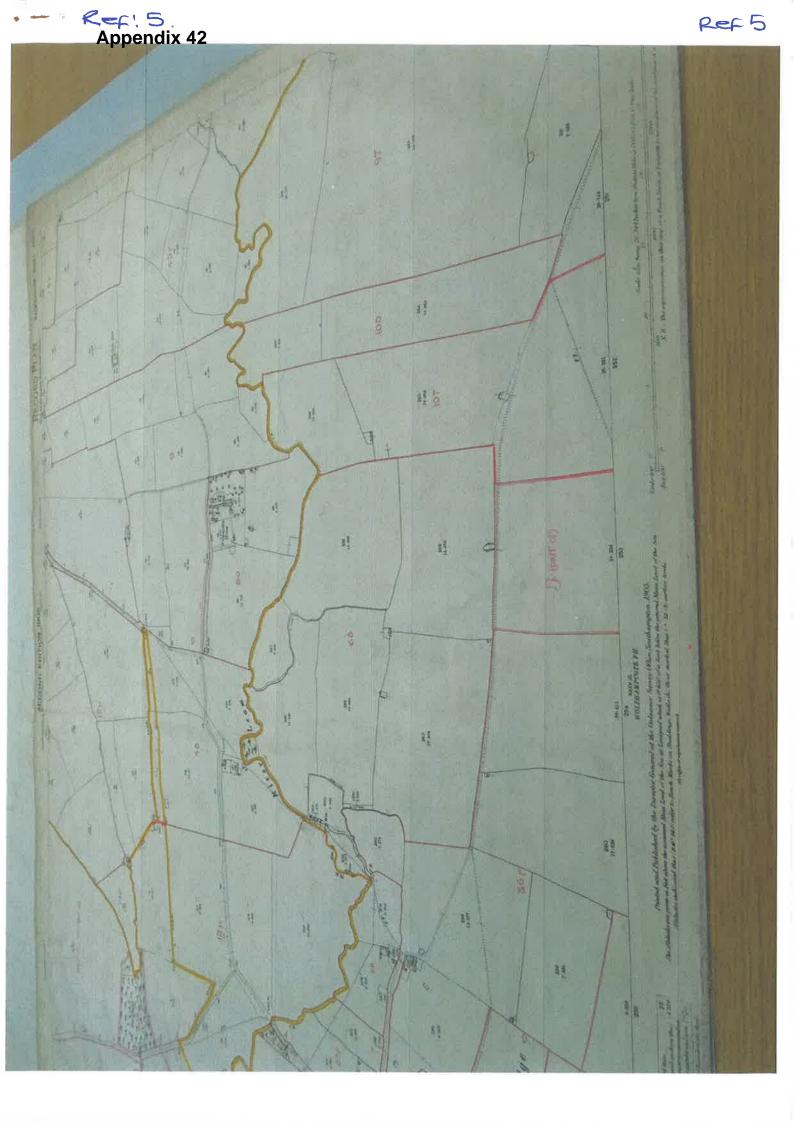
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Deduct Market Value of Site under similar circumstances, but if divested of structures, timber, fruit trees, and other things growing on the land

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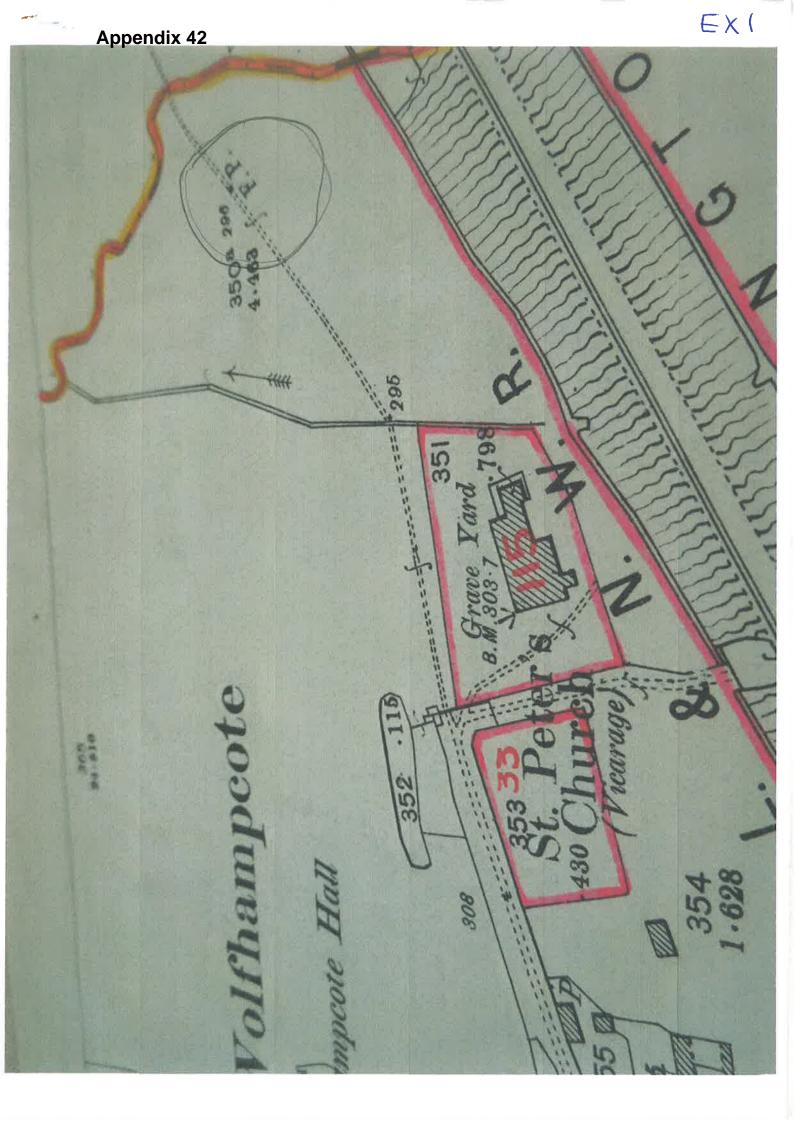
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able to structures, timber, &c£ /#	o
Divided as follows:	
Buildings and Structures£ 50	
Machinery£	
Timber£ 30	
Fruit Trees£	
Other things growing on land	
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for which any deduction may have been made when	
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graging farm deald near the hamled of the allow has is rather foor, many of the good are inadequalt. " the house . stat & meansurely situated. Charges, Eastments, and Restrictions affecting market value of Fee Simple erve Formy 33. Valuation .- Market Value of Fee Simple in possession of whole property in its present condition dunnal rental Culto ungo tre paires 21: 17-0 57 17.16. 1. 1 to - Cos y Fort sold their Deduct Market Value of Site undersimilar circumstances but if divested of structures, timber, fruit trees, and other things growing on the land Difference Balance, being portion of market value attributable to structures, timber, &c.£ 14 Divided as follows :---Buildings and Structures£ 290 Machinery£ Timber£ 35-Fruit Trees Other things growing on land hence £ 135ket Value of Fee Simple of Whole in its present condition as before) ... or Additional Value represented by any of the following which any deduction may have been made when iving at Market Value :harges (excluding Land Tax)£ strictions ... Brudle Road

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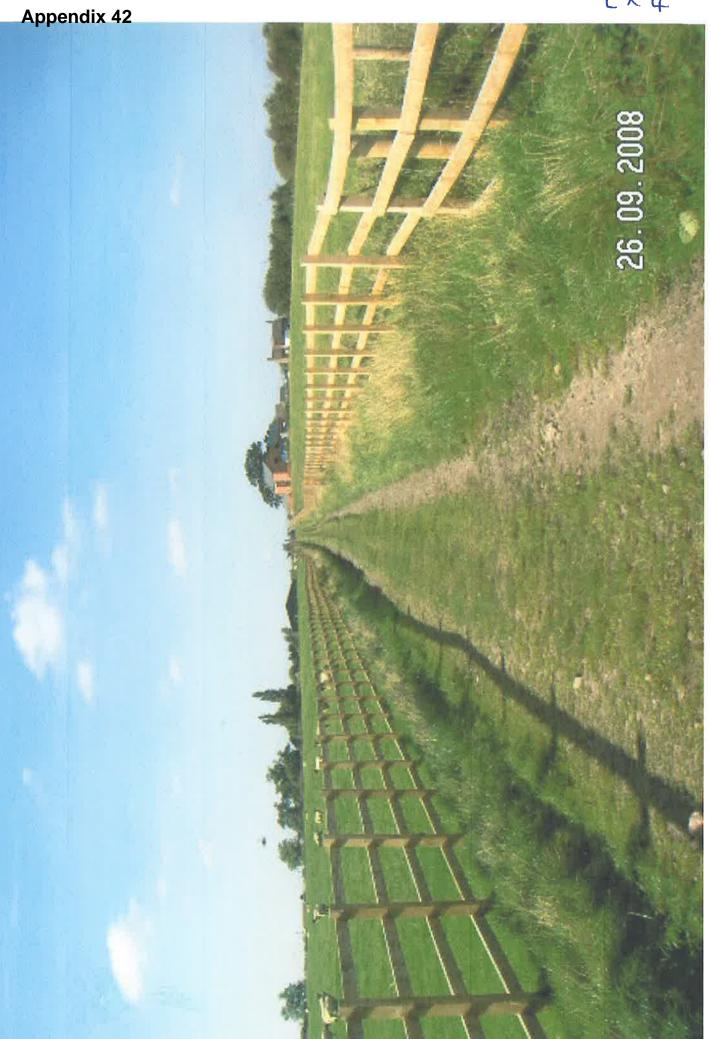






Image capture: Feb 2018 Images may be subject to copyright.

Street View - Feb 2018

11











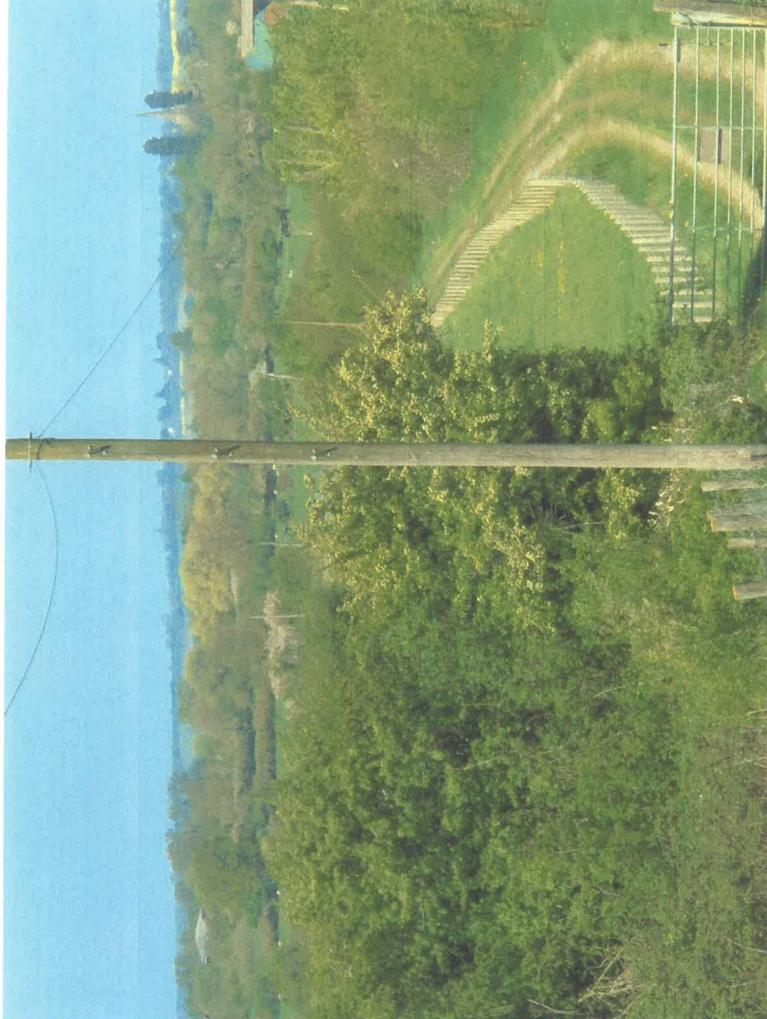




EX 10





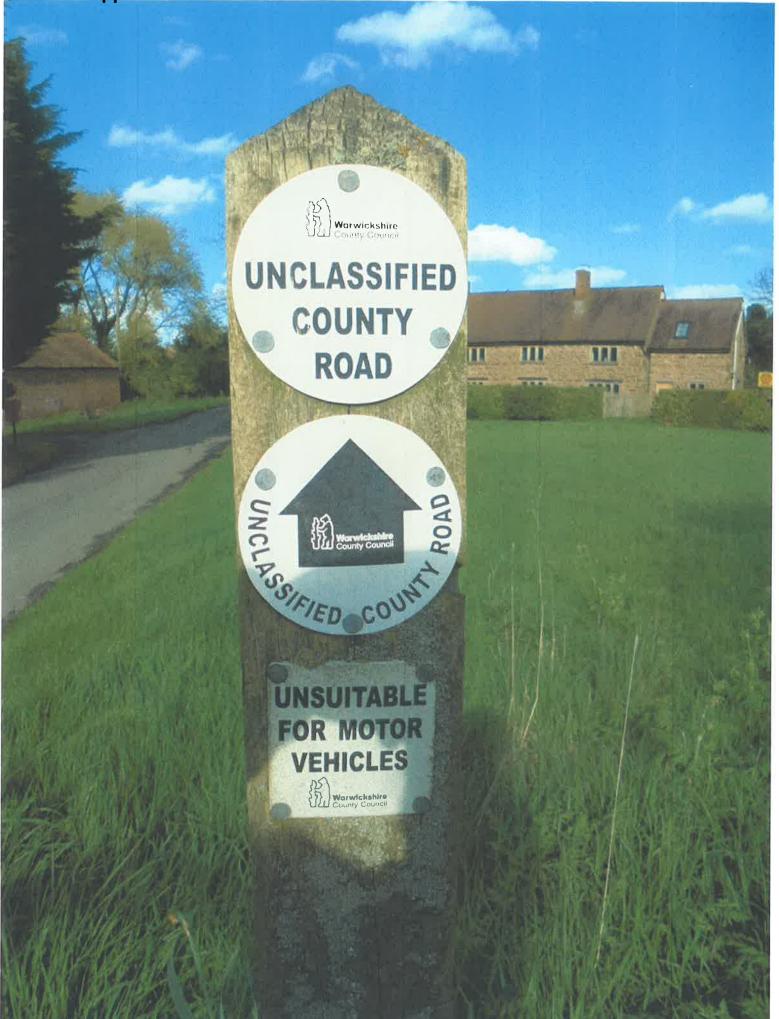


EXIZ

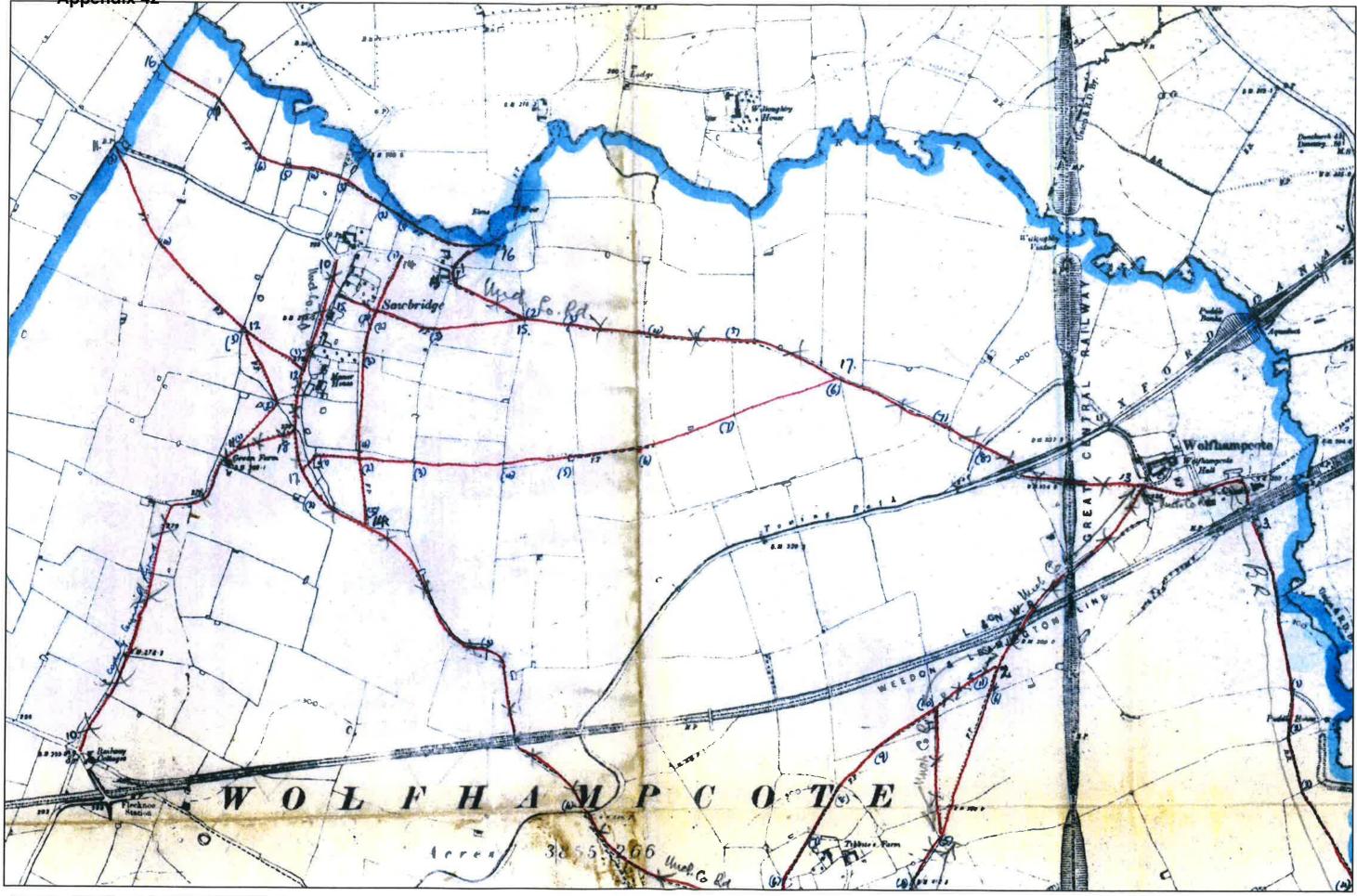












Title: Wolfhampcote Parish Survey		N	N1:10,000						15
Subtitle: 1950s			E					Metres	Warwickshire County Council
Produced By:	Date: 28/6/18	N	0	65	130	260	390	520	RIGHTS OF WAY

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.

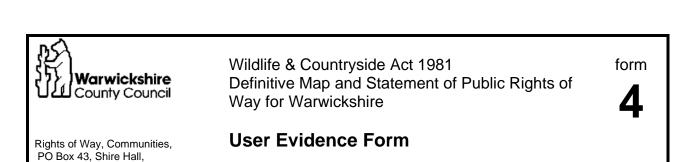
Confidentiality – Please Read Carefully

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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ABOUT YOU

Warwick, CV34 4SX

Name Simon Pollard
Address
Braunston
Daventry
Postcode NN11 7HW
Year of Birth .1974
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

.....

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.

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		Most week since we ge				
On horseback						Never
By pedal cycle			es a month It this time			
By car				F	robably on a year	e
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'] Approx 3 m wide. I have never needed to pass anything whilst in a vehicle (although there are several gateways). Obviously no problem passing when on foot or pedal cycle. 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] Mud and stone. Grass in the centre between the wheel ruts. 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]
 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. 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

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

I see other cyclists, runners and walkers (with and without dogs) regularly along this route.

Vehicles are less frequent but there is obviously a fair amount of agricultural traffic

and some property access.

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
	□ 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]

- **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 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 <u>not</u> made publically available

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	STUART	BUNN
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Your: Home Telephone Number.....

Mobile Telephone Number 07546 443 844

Email Address Stuartburn & 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: SBB			
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) RECEIVED 0 6 FEB 2019
	COMMUNITIES GROUP LEADERSHIP TEAM
Warwickshire County Council	Wildlife & Countryside Act 1981 form Definitive Map and Statement of Public Rights of Way for Warwickshire 4
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form
ABOUT YOU	
Name MR STU,	ART BUNN
Address 5 MAKEPEA	CE HOUSE, GASTFIELDS,
BRAUNSTON	, DAVENTRY, NORTHANTS
	Postcode NN117JN
Year of Birth 1964	
Have you lived at any other ac If so, please provide details ar	ddresses during the time you have used the path or way? nd years [full addresses are not required]
15 SCHOOL CLOSE,	BRAUNSTON, 1997- 2017
8 ARCHER AVE, BR	HUNSTON 1965 - 1997
ABOUT THE APPLICATION	ROUTE
How do you think the application	on route should be recorded?
As a footpath (public right)	ghts on foot only)
□ As a bridleway (public i	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)

AS SHOWN	ON YOUR OWN	PLAN REPERENCE	E2289 SC/LOCATION
			7
			••••••

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 1975 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?

.....

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				\checkmark		
On horseback				÷		
By pedal cycle		DAT	Summer	WINTER		
By car						
Other [please specify]				р.		
••••••				с.		

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'] 3 - 4 METLES
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]
	IT HAS GRASS, GRAVEL & CARTH
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 ARE S GATES APREDIMATELY. 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. 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 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

I'VE MET	, WALKERS,	CYCLISTS AND	HORSE RIDERS	0150
	,			
	••••••	••••••••••••••••••••••••••••••••		••

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,

а.	From whom?
	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)?Image: 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?
 - E 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)

MO 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

1 HAVE	OS EXPLOREN	2222,	AHICH .	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 ROUTE 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 SUSIE JONES Your: Home Telephone Number 01788 890842 Mobile Telephone Number. 07971 194 187 Email Address Eusien jones 20 12 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

 \hat{z}_{ij}

Application Number

Witness Number

(for office use only)

Appendix	42
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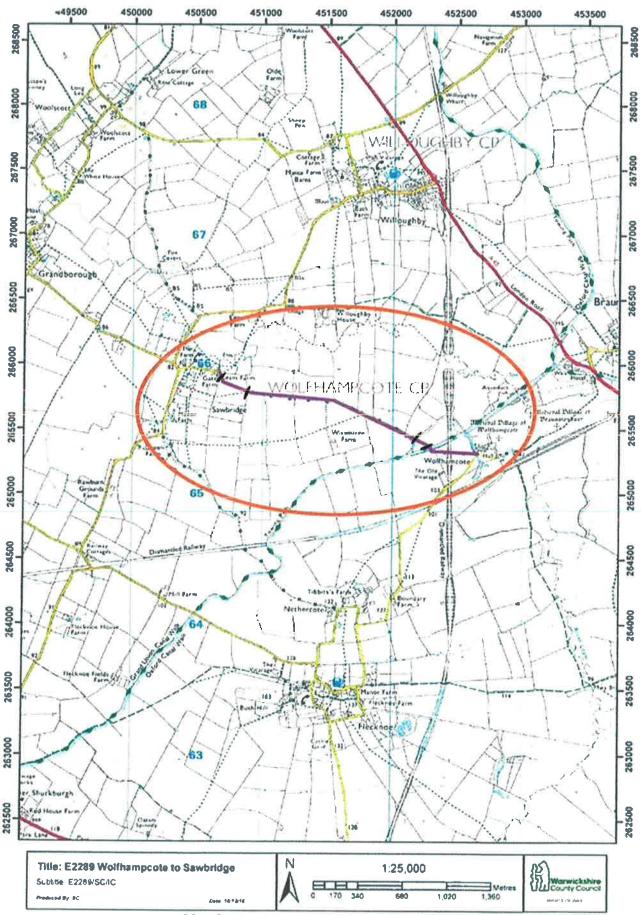
Warwickshire County Council	Wildlife & Countryside Act 1981 Definitive Map and Statement of Public Rights of Way for Warwickshire	form 4
Rights of Way, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX	User Evidence Form	
ABOUT YOU		
Name Susie		
Address 15 TTill	Close, Braunston Dave	ntry

	Postcode NAII71+	Y
Year of Birth	·H&	
	addresses during the time you have used the path or way? and years [full addresses are not required]	
Yes. Flee	Knoe Farm, Flecknoe	*·····
50 yrs.	EV23 8A	<u>.</u>
ABOUT THE APPLICATION	ROUTE	
How do you think the applica	tion route should be recorded?	
□ As a footpath (public	rights on foot only)	
As a bridleway (public	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	Ill traffic (public rights for all classes of use, including motor	vehicles)
	e (include start and finish points and provide OS grid refere	nces if you can
	``````````````````````````````````````	
	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.



© Grown Convirant and database right 2011. Orthance Survey 100019520

enes. 26:2:19. 5

**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 - walking dogs. Tractor a vehicle access to the farm + land Mr. Hard. q. M. Cleaver.

### 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

lf yes,

- a. From whom? .....
- b. When? .....

- b. Gates [state locations, indicate whether locked and when and show on your map]
  A.Z. gates never locked left open on occasions closed for stock but never 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 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

.....

# Appendix 42

- 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']

3 metres approx

- 7. Have there ever been any of the following on the application route?
  - a. Stiles [state locations and show on your map]

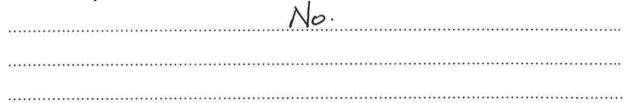
No: How long were they in place?

### 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 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?



**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]						

Application Number

Witness Number

## Appendix 42

**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 No

□ Yes

If yes, please give full details, including who gave the permission, why and when

.....

9

User Evidence Form (Form 4) v5 May 2017

### Other Information

Appendix 42

**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 hudband was born in Hecknoe in 1947 - has always Known the route to be an established toack regularly used by riders i walker cyclists & vehicle access to the land. But I Thompson odd the land to The flaved the toack was never funced + the gates that semain were dust to perfort stock Staying but never locked. Continued on separate 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?
  - ǾYes
  - 🗆 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 is question for generations. The people who now live in the receivily converted barns the oure were aware of the free access to the track when they purchased, therefore is it reasonable that the very few should deny the anaien given right of others?

	and the contained of the many second second spectra between the
5	

## 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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Warwickshire County Council	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 Trines Ward		
Address26 Greenway, B	raunston, Daventry	
	Postcode NN11.7JT	
	addresses during the time you have used the path or way? 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.



### 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.

**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 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. Has the application route always followed the same course?
- VZ 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'] Don'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 canal bridges. 7. Have 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. Did any of the above prevent you from using the application route?

## V 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 🔽

SSlightly

□ 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

VZ Yes

If yes, please provide any additional information about this

Horse riders, ramblers, other car users (particularly cars belonging to canal boat

owners who need to use this road for access to their residential moorings).

.....

### 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?

V 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)?

	V No
	□ Yes
	If yes, by whom and when?
14	. Have you ever been stopped or turned back when using the application route?
	V 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?
	V 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)
	V 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)

□ Yes

If yes - please provide details

| <br>      | ••••• | <br> |  |
|-----------|-------|------|------|------|------|------|------|------|--|
| <br>      |       | <br> |  |
| <br>••••• |       | <br> |  |

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]

None

**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

VZ 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 TRINES ANTONIA WARD

Your: Home Telephone Number...01788 899105

Mobile Telephone Number 07969 168612 (very poor or nil reception in Braunston!)

Email Address Trines@Braunston.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:

 Junuary 2019

 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,

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

## 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.

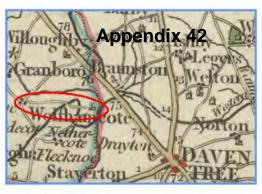
I understand these two settlements go back to at least Anglo-Saxon times, both being mentioned and valued in the Domesday Book and worth the princely sums of £1 and £2.5s.0d !! It is surely inconceivable these two closely adjacent villages have not had a publicly used roadway between them along this 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** 

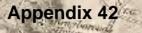
Virus-free. www.avast.com



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.



1806 C Smith's New Map of GB & Ireland clearly showing road (circled in red)from Wolfhampcote to Sawbridge and crossing the newly straightened line of Oxford Canal



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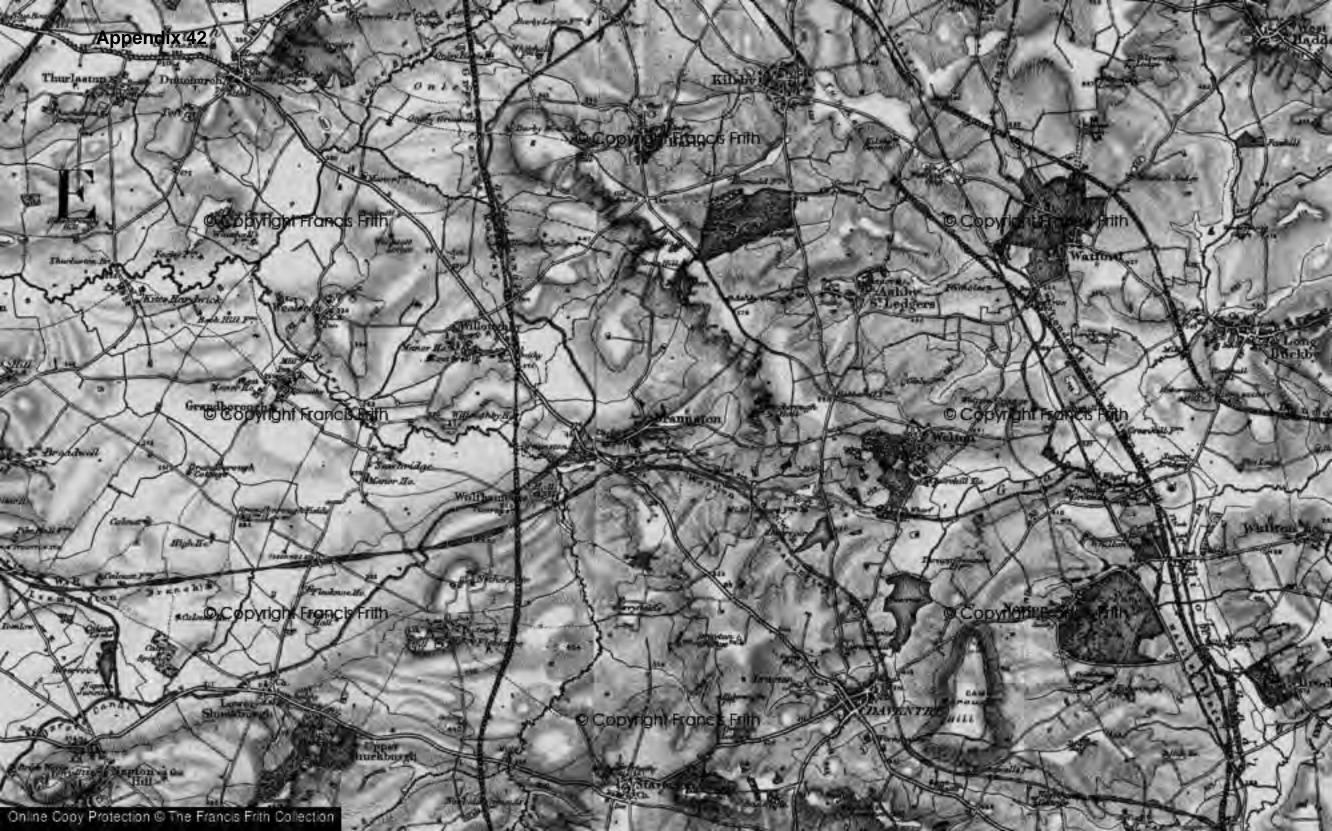
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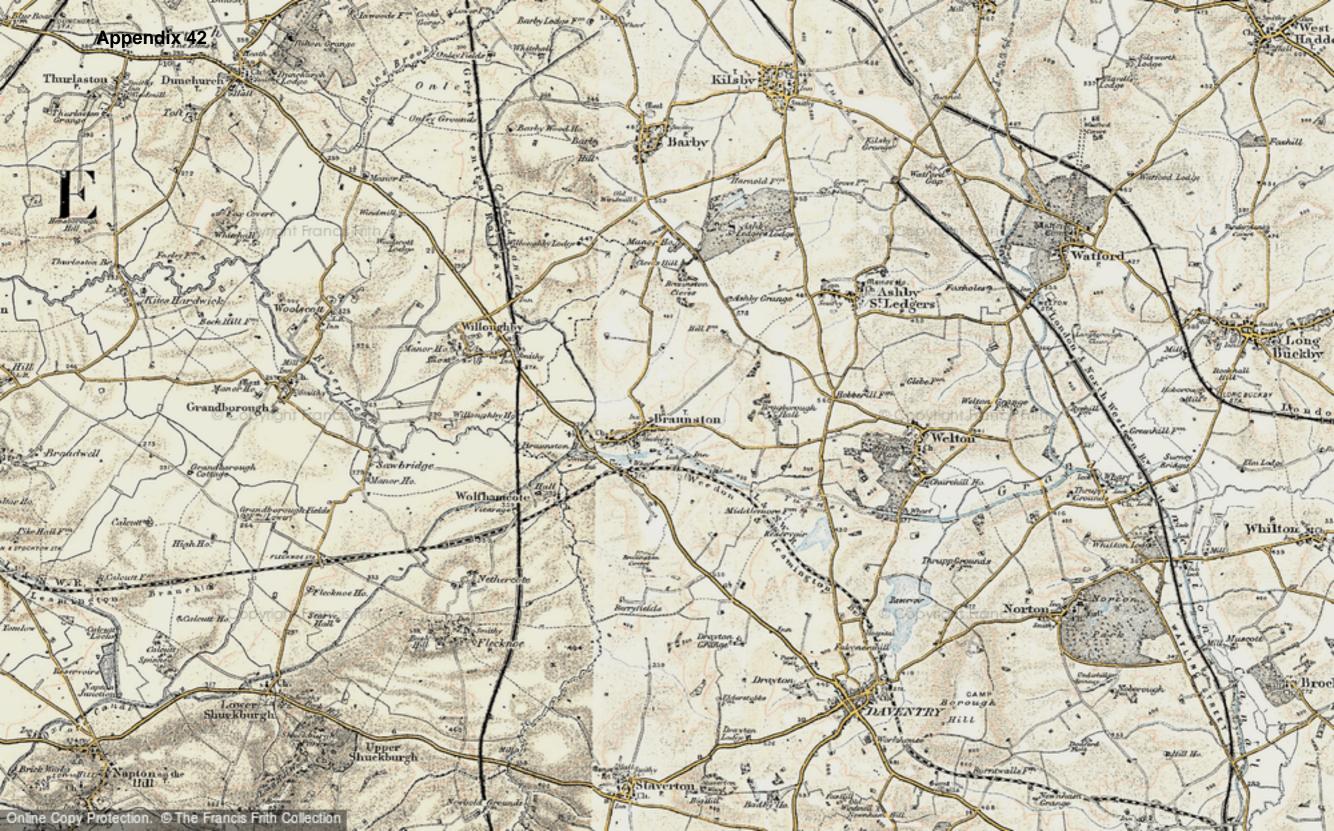
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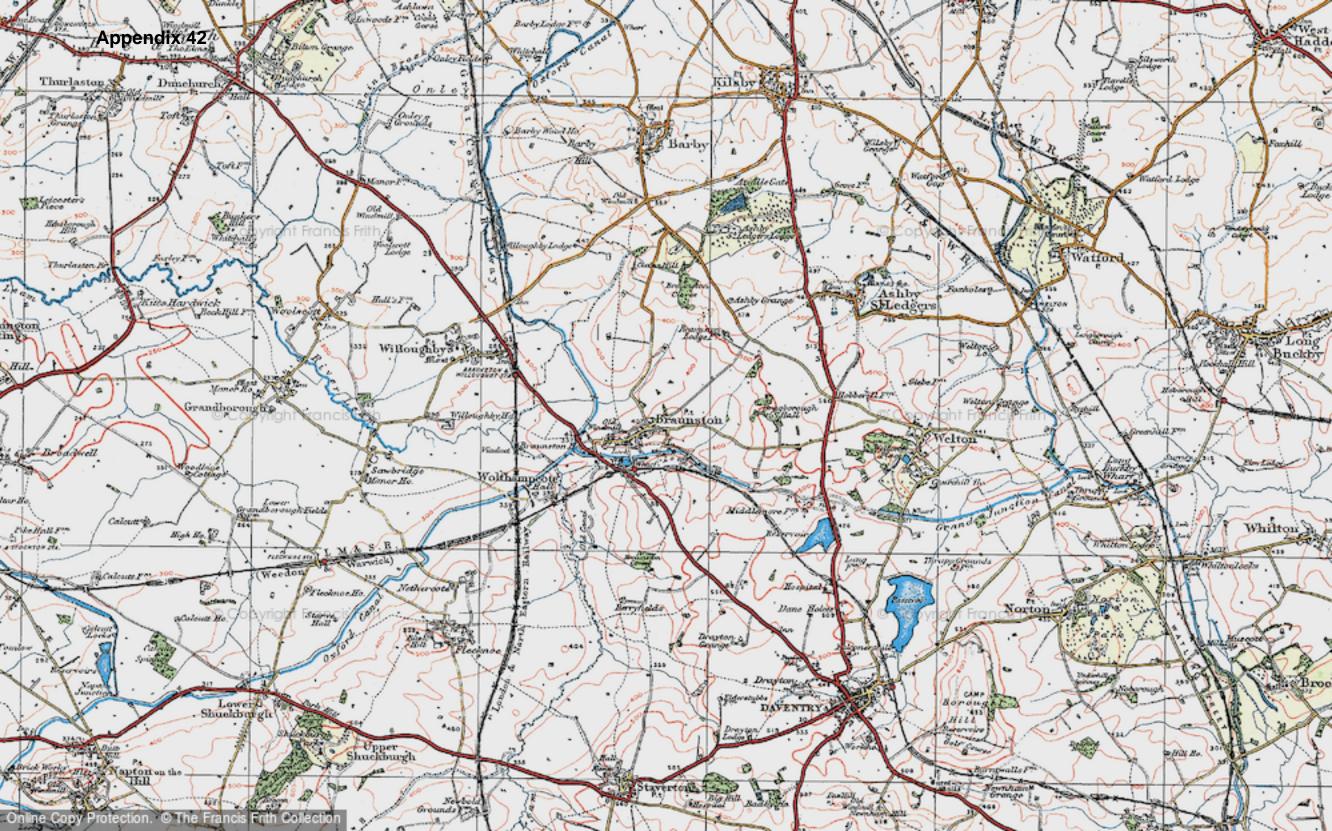
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		winter president	0.017001	
J.C. Barger	r:	3- ju		
te		·		

# 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 termination at Wolfhamcote, the last 100m or so being a Tared road as one would encounter on any public carriageway in Warwickshire

Do y		his road to be public? or how many years?	Yes As I	ong as I can	remember
4.		egard it as: ootpath (i.e for walkers only)			NO
	A public b	oridleway (i.e. for walkers and hor	se riders/cyclists)		NO
		estricted byway (i.e. for walkers, nechanically propelled vehicles -			NO
	A public C	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	.2000
		b).When did you last use it?		Year	.2017
	During thi	is period have there been any ye	ars when you have	not used it?	No
	lf yes, wh	ich years were they and why? Ye	ears		
	Reason:_				
6.	Do you s	till use the Road?			Yes
7.	How have	you used the path?			
	On foot		Years	to	

On horseback	Years		to	
By bicycle	Years		to	
By non-mechanically-propelled vehicles	Years		to	
With mechanically-propelled vehicles (e.g. motor-bike or car)	Years 18	As above	to	As Above

8. Where were you going 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		Daily	Once a week	Once a month	Less than once a month *
	throughout the period you	On foot				
	have stated in	On horseback				
	question 6?	By bicycle				-
		With non-mechanically- propelled vehicles				
		With mechanically- propelled vehicles				Yes circa 6 per vear

*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

- 12. 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?
- 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.
- 14. Have you ever seen any signs or notices on the road?
   No

   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 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? _____ Public

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? No

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 motorcycle 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:

#### wmcintyr

e

Date:

05/01/2019

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

#### 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. PEWTRESS
Your:	Home Telephone Number いんがう
	Mobile Telephone Number. 07841249840
	Email Address bopewtress @ Bozmail.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

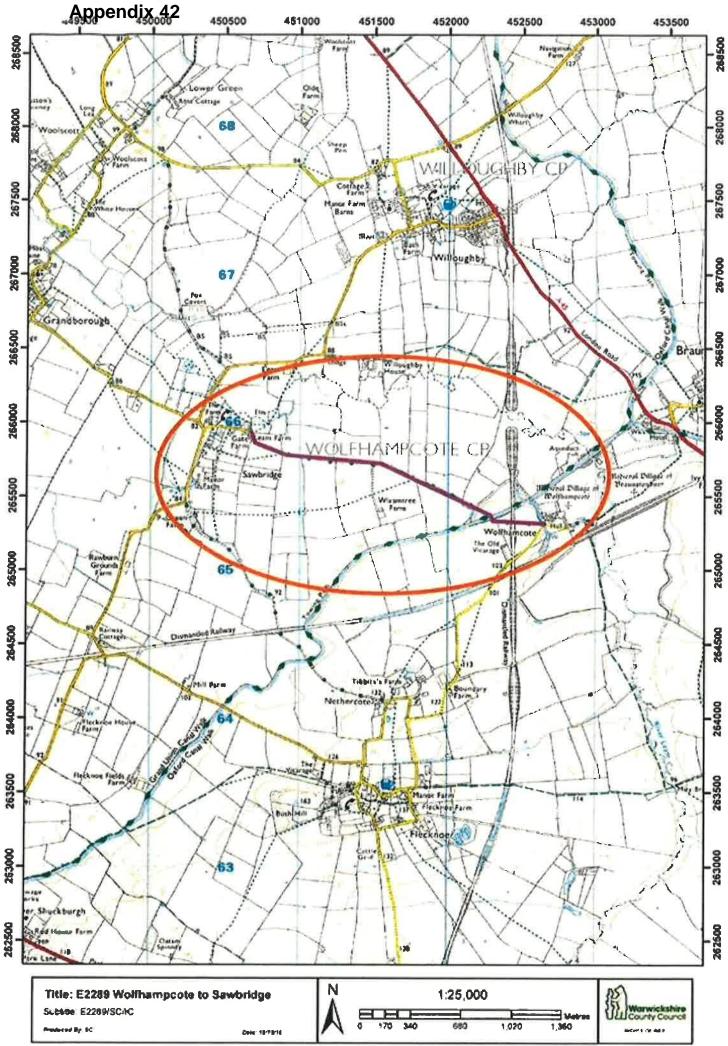
11

Appendix 42

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(for office use only)

Warwickshire County Council	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 ZUE REW	TRESS	
	GE RUAD	
	Ē	
	Postcode CVQ3 8A4	
Year of Birth 1993	~~, (	
Have you lived at any other ac	dresses during the time you have used the path or way?	
	nd years [full addresses are not required]	
<u>N0</u>		
ABOUT THE APPLICATION I	ROUTE	
How do you think the application	on route should be recorded?	
As a footpath (public right)	ghts 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 can)	(include start and finish points and provide OS grid refere	nces if you
(mealing	thankete Farm to Sambrid	JC
	3	
User Evidence Form (Form 4)	v5 May 2017	



O Crown Convright and detabase right 2011. Ordnance Survey 100019529



#### .....

#### 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 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?

N0

**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				$\searrow$		
On horseback			$\searrow$			
By pedal cycle					$\searrow$	
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'] NOT KNOWN ...... ..... 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] BROKEN STONE ..... ..... 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]

YES THERE ARE GATES TO LEEP
LIVESTOCK IN. THEY HAVE NEVER
BEEN 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?
  - VQ 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

VI Yes

If yes, please provide any additional information about this

RORE	WALKING	CYCLING	3 HORSE	
RIDING				
Normal Sector Se				••••

#### 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?

V No
------

□ Yes

lf yes,

a.	From whom?
b.	When?

Appendix 42

**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
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?
<u>∕</u> Q∕No
□ Yes
If yes, please give details including when this happened
<b>16.</b> 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
9

#### **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)

NO1	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 RUDE HORSES
	AS IT'S OFF ROAD
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?
19	claimants in order to gather additional information. Would you be willing to talk to an officer
19	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?
	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