

Staffordshire
County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM
Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (Mr/Mrs/Miss/Ms) MR & MRS M. CALVERT
(Block Capitals please)

Address 127 AUNLEY ROAD CHERTON
(Block Capitals please)

Telephone No. 0182 562 966

Date of Birth 19.1.11.16.1 Occupation MECHANIC
HOUSEWIFE

Please attach a map showing the claimed way marked in red.

Description of claimed way:- (include grid references if known) PATH 53
From PATH 53 OLD CHAPEL OFF BLACKBANK RD

To PATH 52

*Please delete as appropriate

Please take time to answer the questions carefully and in full.

1. (a) How many years have you known the way? 32 YEARS
(b) Does the way have a popular name?

(c) Have you personally used the above way?

***YES/NO**

(d) Did you only use part of the way?

***YES/NO**

Please do not use vague terms such as "often".

(e) During which years have you used the way?

1970 - TILL OPERATOR CLOSURE

(f) Where were you going from/to?

RIDING APPROX AREA

(g) For what purpose? (e.g. work, pleasure)

PLEASURE

(h) How many times a year? (e.g. daily, weekly, seasonal)

ALL YEAR ROUND

(i) By what means? (e.g. on foot, horseback, motor vehicle etc)

HORSEBACK FOOT

(j) Is, or was, the way a short cut for you?

(k) If so why?

(l) Please show on the attached plan the route of the way you have used.

If you have only used part of the way please mark or indicate the part used.

(m) Do you still use the way? NO

(n) If not why not?

CLOSED BECAUSE OF OPERATING

2. When using the path where did you live?

If at different places please provide details and years.

MIMD GREEN 1970 - 1978
SILVERDALE 1978 - 1979
RADBUS LANE 1979 - 1983
HOLPHAR WALL 1983 - 1988
CHESTERTON 1988 - 2001

3. (a) How wide is the way?

ABOUT 3 1/2 METRES

- (b) Is it the same width throughout its length?

YES

4. If you have ridden a horse on the way

WHEREVER I WAS LIVING AT TIME

- (a) Where did you keep the horse?

- (b) Where did you start and finish your ride?

WHEREVER THE HORSE WAS STABLED

- (c) Were you ever riding with the hunt when you used the way?

NO

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way?

*YES/NO

- (b) If so, how often and what type of vehicle were they using?

- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way?

*YES/NO

- (d) If YES to (c),

- (i) How often was this?

- (ii) What type of vehicle were you in?

- (iii) For what purpose was it being used?

6. (a) Has the way always been on the same route?

*YES/NO

- (b) If not, please describe the original route, state when the way was diverted and show details on a plan.

- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow?

YES

- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route?

KEPT TO TRACK

7. (a) Have there, to your knowledge, ever been any stiles or gates on the way? *YES/NO

(b) If so, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.

(c) If any gates on the way were ever locked please state, how often, and if known, by whom?

Please mark on the attached plan the locations of the locked gates.

8. (a) Have you ever known of, excluding locked gates, any other obstructions to the way? *YES/NO

(b) If so, state (i) what type of obstruction was this?

(ii) When they were erected or removed?

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.

9. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO

If YES please give dates.

(b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO

If YES please give dates.

(c) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO

(d) If Yes to (c),

(i) What was your employment?

(ii) Between what years were you employed?

(e) If you were employed by the owner/ tenant

(i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO

(ii) If so, what were your instructions?

(f) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO

If so, what was their relationship to you?

10. (a) Have you ever been stopped or turned back when using the way? *YES/NO

(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO

(c) If yes to (a) or (b), please give details.

11. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO

(b) If so, please state (i) Who told you?

(ii) When you were told?

(iii) What were you told?

12. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO

(b) If so, please state what the notices said and show their approximate position on the attached plan.

13. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO

(b) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan.

14. (a) Have you ever been given permission to use the way? (Whether or not you asked for it) *YES/NO

(b) Have you ever asked permission to use the way? *YES/NO

(c) If so, who gave you permission?

(d) When were you given permission?

(e) For what purpose were you given permission to use the way?

15. (a) Have you seen other people using the way? ~~*YES/NO~~
- (b) How were they using the way (i.e. foot, horse)? *WALKING HORSES CYCLING*
- (c) Were they accompanying you? If so, please give details.
(i.e. companions, rambling club, family, etc.) *TRIGGERS FAMILY*
- (d) If they were not accompanying you, were these people known to you? *SOME*
- (e) How frequently did you see other people using the way?
(i.e. daily, weekly, seasonal etc.) *ALL YEAR THROUGH*
- (f) How many other people, approximately,
did you see on these occasions? *2-3*
- (g) Please give any further details of other people's use
of the way which you feel may be important.

-
16. Have you ever been charged a monetary sum for using the path? ~~*YES/NO~~
If so, by whom?

-
17. (a) Do you have any documentary evidence about the way? ~~*YES/NO~~
- (b) If so, in what form is this?
(i.e. maps, photos, etc. please attach a copy if possible)
- (c) Would you be willing to make the original document available if necessary? ~~*YES/NO~~

-
18. Can you give any further information about the way
(continue on a separate sheet of paper if necessary).

19. Would you be prepared to give evidence of your use of the way at a public inquiry or in a court of law, if necessary?

*YES/~~NO~~

Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

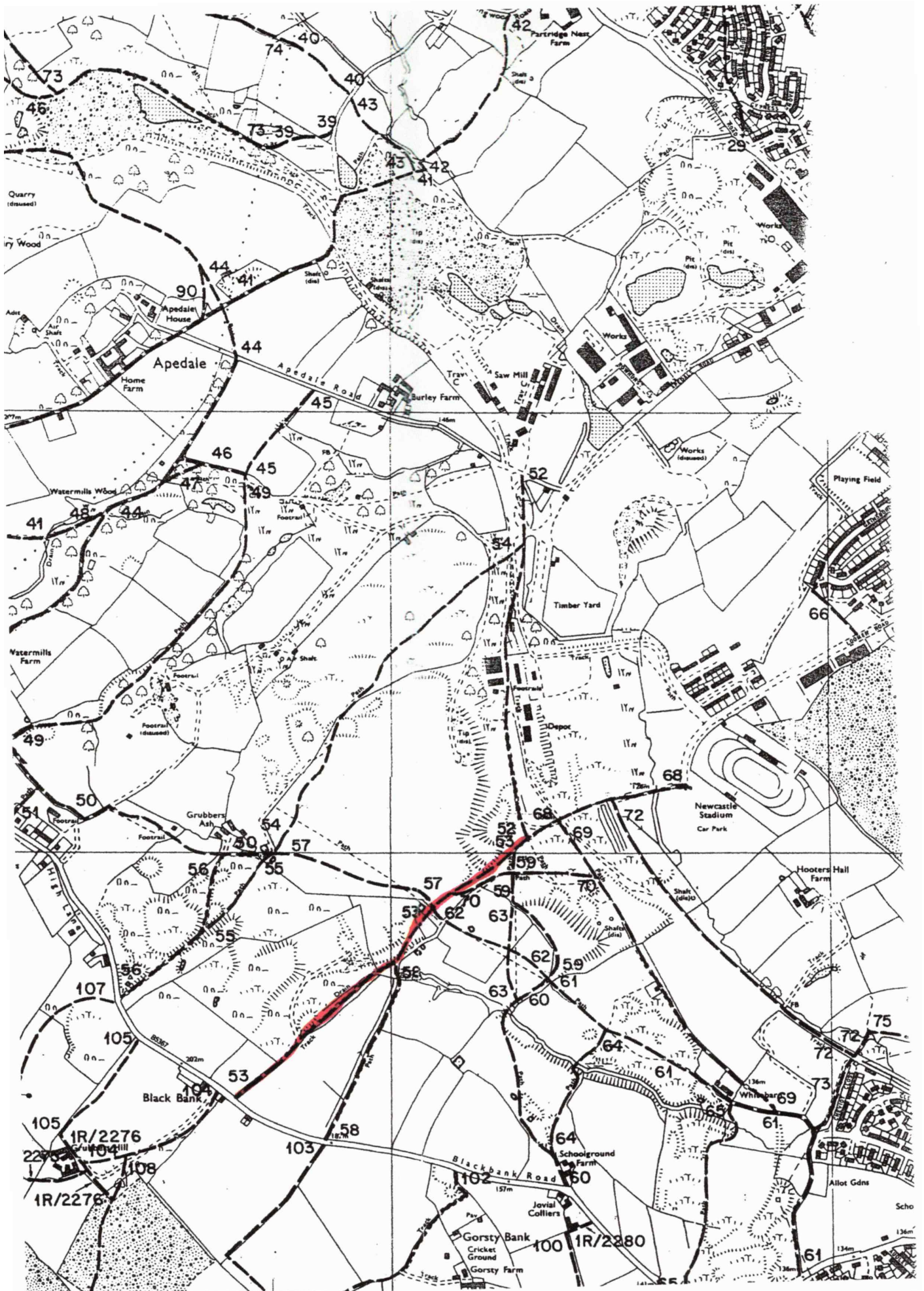
Signature

James M. Callan

Person taking this statement (if applicable).....

P. J. Whalley

Date *1.5.001*



Staffordshire
County Council

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PUBLIC RIGHT OF WAY EVIDENCE FORM
Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (Mr/Mrs/Miss/Ms) JOANNE GREEN
(Block Capitals please)

Address 23 EDDISBURY DRIVE WATERHAYS NEWCASTLE STAFFS
(Block Capitals please) ST5 7SL

Telephone No. 01782 560 520

Date of Birth 24/03/71 Occupation CHILDMINDER

Please attach a map showing the claimed way marked in red.

Description of claimed way:- (include grid references if known) PATH 53
From BLACKBANK RD. SIDE OF OLD CHAPEL
To PATH 52

*Please delete as appropriate

Please take time to answer the questions carefully and in full.

1. (a) How many years have you known the way? 30 YEARS
(b) Does the way have a popular name? NO

(c) Have you personally used the above way? *YES/NO

(d) Did you only use part of the way? *YES/NO

Please do not use vague terms such as "often".

(e) During which years have you used the way? 1975- UNTILL OPENCAST.

(f) Where were you going from/to? ON HACK.

(g) For what purpose? (e.g. work, pleasure) PLEASURE

(h) How many times a year? (e.g. daily, weekly, seasonal) WEEKLY

(i) By what means? (e.g. on foot, horseback, motor vehicle etc) HORSEBACK.

(j) Is, or was, the way a short cut for you? NO.

(k) If so why? WEEKLY HACK.

(l) Please show on the attached plan the route of the way you have used.
If you have only used part of the way please mark or indicate the part used.

(m) Do you still use the way? NO.

(n) If not why not? OPENCASE CLOSURE.

2. When using the path where did you live? *WOODLANE 1975 - 1978*
APEDALE 1978 - 1984
WOODLANE 1984 - 1993
WATER HAYS. 1993 - 1999
1999 - 2002.
- If at different places please provide details and years.

3. (a) How wide is the way? *4 MTS*
- (b) Is it the same width throughout its length? *YES.*

4. If you have ridden a horse on the way *WOODLANE*
- (a) Where did you keep the horse? *APEDALE*
- (b) Where did you start and finish your ride? *SPRINGWOOD*
AUDLEY.
- (c) Were you ever riding with the hunt when you used the way? *AS ABOVE*
NO.

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? **YES/NO*
- (b) If so, how often and what type of vehicle were they using?
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? **YES/NO*
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?

6. (a) Has the way always been on the same route? **YES/NO*
- (b) If not, please describe the original route, state when the way was diverted and show details on a plan.
- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow? *YES*
- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? *YES.*

7. (a) Have there, to your knowledge, ever been any stiles or gates on the way? *~~YES~~/NO

(b) If so, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.

(c) If any gates on the way were ever locked please state, how often, and if known, by whom?

Please mark on the attached plan the locations of the locked gates.

8. (a) Have you ever known of, excluding locked gates, any other obstructions to the way? *~~YES~~/NO

(b) If so, state (i) what type of obstruction was this?

(ii) When they were erected or removed?

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.

9. (a) Were you ever an owner or tenant of the land crossed by the way? *~~YES~~/NO

If YES please give dates.

- (b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *~~YES~~/NO

If YES please give dates.

- (c) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *~~YES~~/NO

(d) If Yes to (c),

(i) What was your employment?

(ii) Between what years were you employed?

(e) If you were employed by the owner/ tenant

- (i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *~~YES~~/NO

(ii) If so, what were your instructions?

(f) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *~~YES~~/NO
If so, what was their relationship to you?

10. (a) Have you ever been stopped or turned back when using the way? *~~YES~~/NO

(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *~~YES~~/NO

(c) If yes to (a) or (b), please give details.

11. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *~~YES~~/NO

(b) If so, please state (i) Who told you?

(ii) When you were told?

(iii) What were you told?

12. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *~~YES~~/NO

(b) If so, please state what the notices said and show their approximate position on the attached plan.

13. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *~~YES~~/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *~~YES~~/NO

(b) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan.

14. (a) Have you ever been given permission to use the way? *~~YES~~/NO
(Whether or not you asked for it)

(b) Have you ever asked permission to use the way? *~~YES~~/NO

(c) If so, who gave you permission?

(d) When were you given permission?

(e) For what purpose were you given permission to use the way?

15. (a) Have you seen other people using the way?

*YES/NO

(b) How were they using the way (i.e. foot, horse)? FOOT - BIKE - HORSE

(c) Were they accompanying you? If so, please give details. FRIENDS - RIDING HORSES
(i.e. companions, rambling club, family, etc.)

(d) If they were not accompanying you, were these people known to you? SOME OF THEM.

(e) How frequently did you see other people using the way? WEEKLY.
(i.e. daily, weekly, seasonal etc.)

(f) How many other people, approximately, did you see on these occasions? SEVERAL.

(g) Please give any further details of other people's use of the way which you feel may be important. CYCLING.

16. Have you ever been charged a monetary sum for using the path?
If so, by whom?

*YES/NO

17. (a) Do you have any documentary evidence about the way?

*YES/NO

(b) If so, in what form is this?
(i.e. maps, photos, etc. please attach a copy if possible)

N/A

(c) Would you be willing to make the original document available if necessary?

*YES/NO

18. Can you give any further information about the way
(continue on a separate sheet of paper if necessary).

19. Would you be prepared to give evidence of your use of the way at a public inquiry or in a court of law, if necessary?

*YES/~~NO~~

Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

Signature

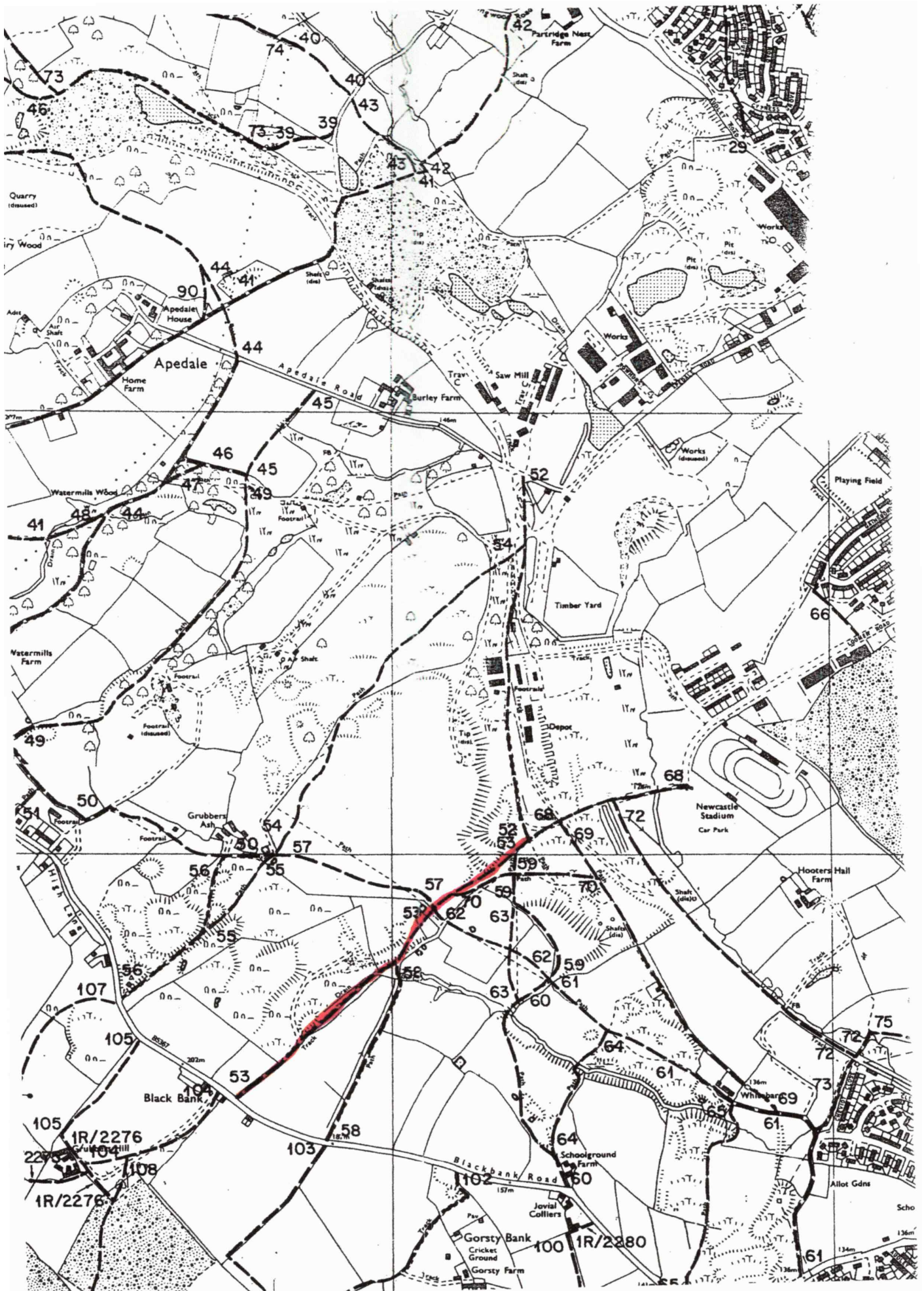
J. C. Green

Person taking this statement (if applicable).....

P. J. Whalley

Date

2002 JAN.



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Staffordshire
County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM
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Name of witness (Mr/Mrs/Miss/Ms) MRS JENNIFER HAMBLETON.
(Block Capitals please)

Address HILLTOP HOUSE, APEDALE, NEWCASTLE, STAFFS.
(Block Capitals please)

Telephone No. 0182 566805.

Date of Birth 23/10/50 Occupation DELIVER DRIVER (PART TIME)

Please attach a map showing the claimed way marked in red.

Description of claimed way:- (include grid references if known) PATH 53
From BESIDE OLD CHAPEL - BLACKBANK RD.
To PATH 52

*Please delete as appropriate

Please take time to answer the questions carefully and in full.

1. (a) How many years have you known the way? 33 YEARS
(b) Does the way have a popular name? NO

- (c) Have you personally used the above way?
(d) Did you only use part of the way?

~~*YES/NO~~

~~*YES/NO~~

Please do not use vague terms such as "often".

- (e) During which years have you used the way? 1967 - START OF OPENCAST.
(f) Where were you going from/to? ALBAGERS BACK - APEDALE.
(g) For what purpose? (e.g. work, pleasure) PLEASURE
(h) How many times a year? (e.g. daily, weekly, seasonal) SEVERAL TIMES PER WEEK.
(i) By what means? (e.g. on foot, horseback, motor vehicle etc) HORSEBACK.
(j) Is, or was, the way a short cut for you? NO - PART OF RDC.
(k) ~~If so why?~~

- (l) Please show on the attached plan the route of the way you have used.
If you have only used part of the way please mark or indicate the part used.
(m) Do you still use the way? NO

- (n) If not why not? CLOSED WHEN OPENCAST BEGAN.

2. When using the path where did you live?

If at different places please provide details and years.

WOOD LANE 67/80
ALSAGGS IBANIC 80/85,
APEDALE 1985-PRESENT.

3. (a) How wide is the way?

4 mtrs

(b) Is it the same width throughout its length? YES.

4. If you have ridden a horse on the way

(a) Where did you keep the horse?

WOODHANE & APEDALE.

(b) Where did you start and finish your ride?

" OR "

(c) Were you ever riding with the hunt when you used the way?

NO

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way?

*YES/NO

(b) If so, how often and what type of vehicle were they using?

(c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way?

*YES/NO

(d) If YES to (c),

(i) How often was this?

(ii) What type of vehicle were you in?

(iii) For what purpose was it being used?

6. (a) Has the way always been on the same route?

*YES/NO

(b) If not, please describe the original route, state when the way was diverted and show details on a plan.

(c) Is the way a clearly defined track or path which a stranger to the vicinity could follow?

YES.

(d) Have you always kept to the route of the way between the start and finish, ~~or have you wandered from the route?~~

YES.

7. (a) Have there, to your knowledge, ever been any stiles or gates on the way? ~~*YES/NO~~

(b) If so, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.

(c) If any gates on the way were ever locked please state, how often, and if known, by whom?

Please mark on the attached plan the locations of the locked gates.

8. (a) Have you ever known of, excluding locked gates, any other obstructions to the way? ~~*YES/NO~~

(b) If so, state (i) what type of obstruction was this?

(ii) When they were erected or removed?

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.

9. (a) Were you ever an owner or tenant of the land crossed by the way? ~~*YES/NO~~
If YES please give dates.

(b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? ~~*YES/NO~~
If YES please give dates.

(c) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? ~~*YES/NO~~

(d) If Yes to (c),
(i) What was your employment?
(ii) Between what years were you employed?

(e) If you were employed by the owner/ tenant
(i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? ~~*YES/NO~~
(ii) If so, what were your instructions?

(f) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? ~~*YES/NO~~
If so, what was their relationship to you?

10. (a) Have you ever been stopped or turned back when using the way? ~~YES~~/NO

(b) Do you know, or have you heard of, anyone else having been prevented from using the way? ~~YES~~/NO

(c) If yes to (a) or (b), please give details.

11. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? ~~YES~~/NO

(b) If so, please state (i) Who told you?

(ii) When you were told?

(iii) What were you told?

12. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? ~~YES~~/NO

(b) If so, please state what the notices said and show their approximate position on the attached plan.

13. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? ~~YES~~/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? ~~YES~~/NO

(b) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan.

14. (a) Have you ever been given permission to use the way? (Whether or not you asked for it) ~~YES~~/NO

(b) Have you ever asked permission to use the way? ~~YES~~/NO

(c) If so, who gave you permission?

(d) When were you given permission?

(e) For what purpose were you given permission to use the way?

15. (a) Have you seen other people using the way?

*YES/~~NO~~

(b) How were they using the way (i.e. foot, horse)? FOOT, HORSE, CYCLISTS.

(c) Were they accompanying you? If so, please give details.
(i.e. companions, rambling club, family, etc.)

SOMETIMES - RIDING
COMPANIONS.

(d) If they were not accompanying you, were these people known to you?

SOME OF THEM.

(e) How frequently did you see other people using the way?
(i.e. daily, weekly, seasonal etc.)

MOSTLY EVERY TIME I
RODE IT.

(f) How many other people, approximately,
did you see on these occasions?

TWO OR THREE.

(g) Please give any further details of other people's use
of the way which you feel may be important.

REGULARLY RIDDEN BY
HORSE RIDERS IN THE
AREA.

16. Have you ever been charged a monetary sum for using the path?
If so, by whom?

*~~YES~~/NO

17. (a) Do you have any documentary
evidence about the way?

*~~YES~~/NO

(b) If so, in what form is this?
(i.e. maps, photos, etc. please attach a copy if possible)

N/A

(c) Would you be willing to make the original document
available if necessary?

*YES/NO

18. Can you give any further information about the way
(continue on a separate sheet of paper if necessary).

REGULAR PATH FOR RIDER, CYCLISTS &
WALKERS.

19. Would you be prepared to give evidence of your use of the way at a public inquiry or in a court of law, if necessary?

*YES/~~NO~~

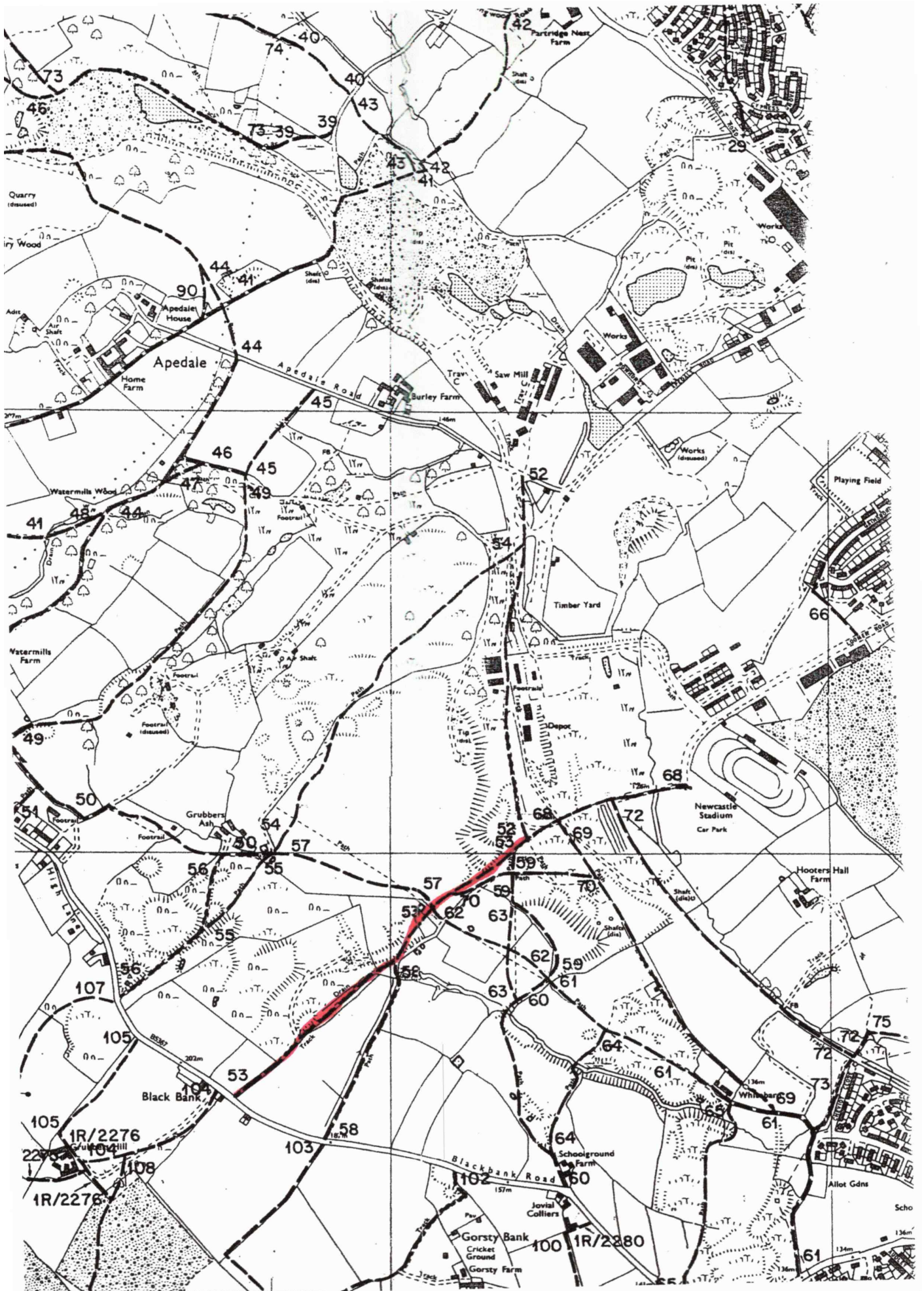
Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

Signature 

Person taking this statement (if applicable) P. J. Whalley

Date Nov 2000



Staffordshire
County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM
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Name of witness (Mr/Ms/Miss/Ms) SUSAN MOUNTFORD
(Block Capitals please)

Address WOODLANDS FARM, APEDALE, CHESTERTON STAFFS,
(Block Capitals please) ST5 6BW.

Telephone No. 01782 562838

Date of Birth 3/4/56 Occupation FARMER

Please attach a map showing the claimed way marked in red.

Description of claimed way:- (include grid references if known) PATH 53
From PATH 53 SIDE OF OLD CHAPEL OFF BLACKBANK ROAD
To PATH 52

*Please delete as appropriate

Please take time to answer the questions carefully and in full.

1. (a) How many years have you known the way? 43 YEARS
(b) Does the way have a popular name? NO
(c) Have you personally used the above way? *YES/~~NO~~
(d) Did you only use part of the way? *~~YES~~/NO
Please do not use vague terms such as "often".
(e) During which years have you used the way? 1962 UNTIL OPENCAST CLOSURE
(f) Where were you going from/to? WOODLANDS FARM, APEDALE
(g) For what purpose? (e.g. work, pleasure) PLEASURE
(h) How many times a year? (e.g. daily, weekly, seasonal) DAILY WEEKLY SEASONAL
(i) By what means? (e.g. on foot, horseback, motor vehicle etc) HORSEBACK
(j) Is, or was, the way a short cut for you? NO
(k) If so why? _____
(l) Please show on the attached plan the route of the way you have used.
If you have only used part of the way please mark or indicate the part used.
(m) Do you still use the way? NO
(n) If not why not? CLOSED FOR OPENCAST

2. When using the path where did you live?

WOODLANDS FARM, APEDALE

If at different places please provide details and years.

3. (a) How wide is the way?

4 METRES

- (b) Is it the same width throughout its length?

YES

4. If you have ridden a horse on the way

- (a) Where did you keep the horse?

WOODLANDS FARM, APEDALE

- (b) Where did you start and finish your ride?

WOODLANDS FARM

- (c) Were you ever riding with the hunt when you used the way?

NO

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way?

*YES/NO

- (b) If so, how often and what type of vehicle were they using?

N/A

- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way?

*YES/NO

- (d) If YES to (c),

- (i) How often was this?

N/A

- (ii) What type of vehicle were you in?

N/A

- (iii) For what purpose was it being used?

N/A

6. (a) Has the way always been on the same route?

*YES/NO

- (b) If not, please describe the original route, state when the way was diverted and show details on a plan.

N/A

- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow?

YES

- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route?

YES

7. (a) Have there, to your knowledge, ever been any stiles or gates on the way? *~~YES~~/NO
- (b) If so, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed. N/A
- (c) If any gates on the way were ever locked please state, how often, and if known, by whom? N/A
- Please mark on the attached plan the locations of the locked gates. N/A
-
8. (a) Have you ever known of, excluding locked gates, any other obstructions to the way? *~~YES~~/NO
- (b) If so, state (i) what type of obstruction was this? N/A
- (ii) When they were erected or removed? N/A
- (c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan. N/A
-
9. (a) Were you ever an owner or tenant of the land crossed by the way? *~~YES~~/NO
If YES please give dates.
- (b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *~~YES/NO~~ N/A
If YES please give dates.
- (c) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *~~YES~~/NO
- (d) If Yes to (c),
(i) What was your employment? N/A
(ii) Between what years were you employed? N/A
- (e) If you were employed by the owner/ tenant
(i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *~~YES/NO~~ N/A
(ii) If so, what were your instructions?
- (f) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *~~YES~~/NO
If so, what was their relationship to you?
-

10. (a) Have you ever been stopped or turned back when using the way? *~~YES~~/NO

(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *~~YES~~/NO

(c) If yes to (a) or (b), please give details. _____

11. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *~~YES~~/NO

(b) If so, please state (i) Who told you? _____

(ii) When you were told? _____

(iii) What were you told? _____

12. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *~~YES~~/NO

(b) If so, please state what the notices said and show their approximate position on the attached plan. _____

13. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *~~YES~~/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *~~YES~~/NO

(b) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan. _____

14. (a) Have you ever been given permission to use the way? (Whether or not you asked for it) *~~YES~~/NO

(b) Have you ever asked permission to use the way? *~~YES~~/NO

(c) If so, who gave you permission? N/A

(d) When were you given permission? N/A

(e) For what purpose were you given permission to use the way? N/A

15. (a) Have you seen other people using the way?

*YES/NO

(b) How were they using the way (i.e. foot, horse)?

FOOT HORSEBACK + CYCLISTS

(c) Were they accompanying you? If so, please give details.
(i.e. companions, rambling club, family, etc.)

FRIENDS, FAMILY + PUBLIC

(d) If they were not accompanying you, were these people known to you?

SOME

(e) How frequently did you see other people using the way?
(i.e. daily, weekly, seasonal etc.)

DAILY, WEEKLY, SEASONAL

(f) How many other people, approximately,
did you see on these occasions?

2 OR 3

(g) Please give any further details of other people's use
of the way which you feel may be important.

16. Have you ever been charged a monetary sum for using the path?
If so, by whom?

*YES/NO

17. (a) Do you have any documentary
evidence about the way?

*YES/NO

(b) If so, in what form is this?
(i.e. maps, photos, etc. please attach a copy if possible)

N/A

(c) Would you be willing to make the original document
available if necessary?

*YES/NO N/A

18. Can you give any further information about the way
(continue on a separate sheet of paper if necessary).

19. Would you be prepared to give evidence of your use of the way at a public inquiry or in a court of law, if necessary?

*YES/~~NO~~

Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

Signature

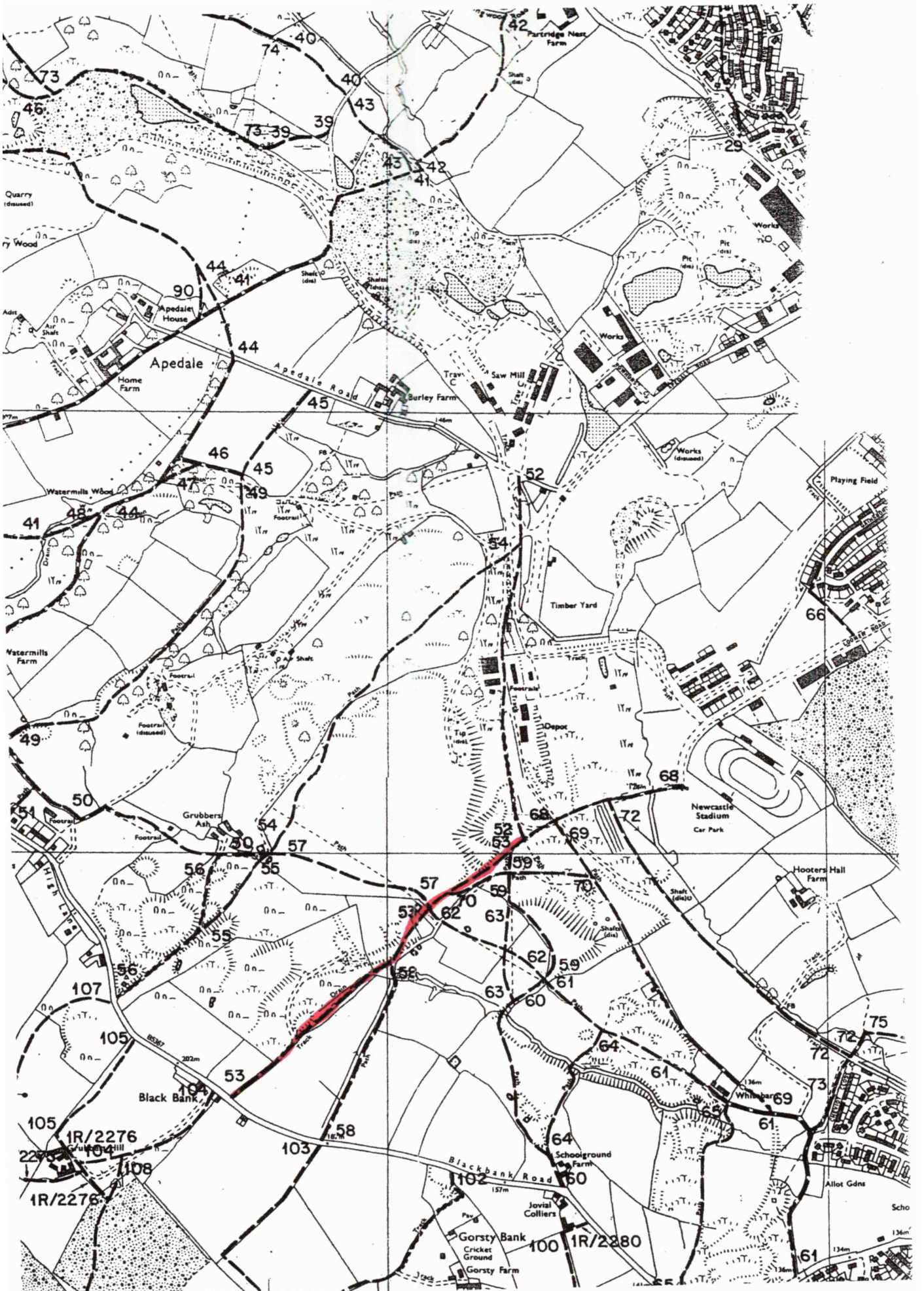
S. Matthews

Person taking this statement (if applicable)

P. J. Whalley

Date

2-4-01



Staffordshire
County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM
Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (Mr/Mrs/Miss/Ms) HELEN TAYLOR
(Block Capitals please)

Address THE UPLANDS, HIGH LANE, ALSAGERS BANK, S-O-T ST7 8BS
(Block Capitals please)

Telephone No. 634927

Date of Birth 17/1/44 Occupation HOUSE WIFE

Please attach a map showing the claimed way marked in red.

Description of claimed way:- (include grid references if known) PATH 53
From PATH 53 SIDE OF OLD CHAPEL OFF BLACKBANK ROAD,

To PATH 52

*Please delete as appropriate

Please take time to answer the questions carefully and in full.

1. (a) How many years have you known the way? 22 YEARS
(b) Does the way have a popular name? NO

- (c) Have you personally used the above way? *YES/NO
(d) Did you only use part of the way? *YES/NO

Please do not use vague terms such as "often".

- (e) During which years have you used the way? 1982 TILL OPENCAST CLOSURE

- (f) Where were you going from/to? FROM HOME HIGH LANE ALSAGERS BANK & BACK

- (g) For what purpose? (e.g. work, pleasure) PLEASURE

- (h) How many times a year? (e.g. daily, weekly, seasonal) WEEKLY

- (i) By what means? (e.g. on foot, horseback, motor vehicle etc) HORSEBACK

- (j) Is, or was, the way a short cut for you? NO

- (k) If so why?

- (l) Please show on the attached plan the route of the way you have used.
If you have only used part of the way please mark or indicate the part used.

- (m) Do you still use the way?

- (n) If not why not? CLOSED FOR OPENCASTING

2. When using the path where did you live?

THE UPLANDS HIGH LANE
ALSASERS BANK

If at different places please provide details and years.

3. (a) How wide is the way?

4 METRES

- (b) Is it the same width throughout its length?

YES

4. If you have ridden a horse on the way

- (a) Where did you keep the horse? AT HOME HIGH LANE ALSASERS BANK

- (b) Where did you start and finish your ride? FROM HOME

- (c) Were you ever riding with the hunt when you used the way?

NO

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way?

*YES/NO

- (b) If so, how often and what type of vehicle were they using?

- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way?

*YES/NO

- (d) If YES to (c),

- (i) How often was this?

- (ii) What type of vehicle were you in?

- (iii) For what purpose was it being used?

6. (a) Has the way always been on the same route?

*YES/NO

- (b) If not, please describe the original route, state when the way was diverted and show details on a plan.

- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow?

YES

- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route?

KEPT TO ROUTE

7. (a) Have there, to your knowledge, ever been any stiles or gates on the way? ~~*YES/NO~~

(b) If so, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.

(c) If any gates on the way were ever locked please state, how often, and if known, by whom?

Please mark on the attached plan the locations of the locked gates.

8. (a) Have you ever known of, excluding locked gates, any other obstructions to the way? ~~*YES/NO~~

(b) If so, state (i) what type of obstruction was this?

(ii) When they were erected or removed?

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.

9. (a) Were you ever an owner or tenant of the land crossed by the way? ~~*YES/NO~~

If YES please give dates.

(b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way?

If YES please give dates.

~~*YES/NO~~ N/A

(c) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way?

~~*YES/NO~~

(d) If Yes to (c),

(i) What was your employment?

(ii) Between what years were you employed?

(e) If you were employed by the owner/ tenant

(i) Did you receive any instructions from the owner/tenant as to the use of the way by the public?

(ii) If so, what were your instructions?

~~*YES/NO~~ N/A

(f) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? If so, what was their relationship to you?

~~*YES/NO~~

10. (a) Have you ever been stopped or turned back when using the way? *YES/NO

(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO

(c) If yes to (a) or (b), please give details.

11. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO

(b) If so, please state (i) Who told you?

(ii) When you were told?

(iii) What were you told?

12. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO

(b) If so, please state what the notices said and show their approximate position on the attached plan.

13. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO

(b) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan.

14. (a) Have you ever been given permission to use the way? (Whether or not you asked for it) *YES/NO

(b) Have you ever asked permission to use the way? *YES/NO

(c) If so, who gave you permission?

(d) When were you given permission?

(e) For what purpose were you given permission to use the way?

15. (a) Have you seen other people using the way?

*YES/~~NO~~

(b) How were they using the way (i.e. foot, horse)?

FOOT HORSEBACK

(c) Were they accompanying you? If so, please give details.

(i.e. companions, rambling club, family, etc.)

FRIENDS

(d) If they were not accompanying you, were these people known to you?

SOME OF THEM

(e) How frequently did you see other people using the way?

(i.e. daily, weekly, seasonal etc.)

WEEKLY

(f) How many other people, approximately,
did you see on these occasions?

2/3

(g) Please give any further details of other people's use
of the way which you feel may be important.

16. Have you ever been charged a monetary sum for using the path?
If so, by whom?

*YES/~~NO~~

17. (a) Do you have any documentary
evidence about the way?

*YES/~~NO~~

(b) If so, in what form is this?

(i.e. maps, photos, etc. please attach a copy if possible)

(c) Would you be willing to make the original document
available if necessary?

*YES/~~NO~~

N/A

18. Can you give any further information about the way
(continue on a separate sheet of paper if necessary).

19. Would you be prepared to give evidence of your use of the way at a public inquiry or in a court of law, if necessary?

*YES/~~NO~~

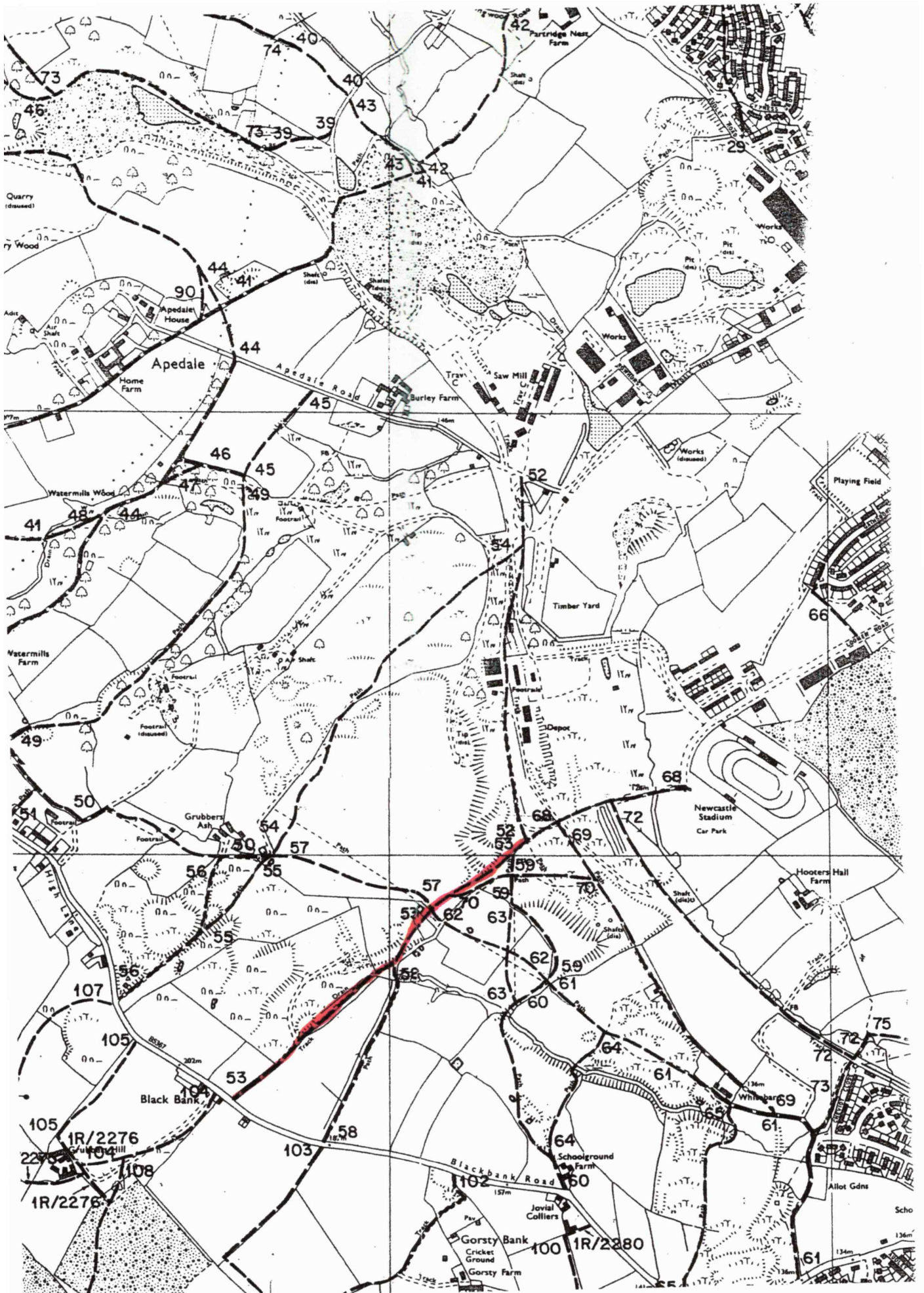
Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

Signature H. Taylor

Person taking this statement (if applicable) P. J. Whalley

Date 27/5/2002



Staffordshire
County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM
Important Note

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Name of witness (Mr/Mrs/Miss/Ms) PAULINE JOYCE WHALLEY
(Block Capitals please)

Address "FAIRACRE" THE DRIVE APEDALE CHESTERTON NEWCASTLE STAFFS ST5 6BW
(Block Capitals please)

Telephone No. 01782 563 1146

Date of Birth 31.1.10.1.44 Occupation WAREHOUSE ASSISTANT

Please attach a map showing the claimed way marked in red.

Description of claimed way:- (include grid references if known) PATH 53
From PATH 53 SIDE OF OLD CHAPEL OFF BLACKBANK RD.

To PATH 52.

*Please delete as appropriate

Please take time to answer the questions carefully and in full.

1. (a) How many years have you known the way? 52 YEARS
(b) Does the way have a popular name? 1953

- (c) Have you personally used the above way? *YES/NO
(d) Did you only use part of the way? *YES/NO

Please do not use vague terms such as "often".

- (e) During which years have you used the way? 1953 TILL OPENCAST CLOSURE.

- (f) Where were you going from/to? APEDALE - ALSAGERS BANK BACK TO APEDALE

- (g) For what purpose? (e.g. work, pleasure) PLEASURE

- (h) How many times a year? (e.g. daily, weekly, seasonal) DAILY WEEKLY SEASONAL.

- (i) By what means? (e.g. on foot, horseback, motor vehicle etc) HORSE BACK.

- (j) Is, or was, the way a short cut for you? /

- (k) If so why?

- (l) Please show on the attached plan the route of the way you have used.
If you have only used part of the way please mark or indicate the part used.

- (m) Do you still use the way? NO

- (n) If not why not? CLOSED FOR OPENCASTING.

- APEDALE 1948-1967
 BARTIMLEY 1967-1968
 WOODLANE 1968-1977
 APEDALE 1977-1983
 WOODLANE 1985-1996
 APEDALE 1996-2000
2. When using the path where did you live?
 If at different places please provide details and years.

3. (a) How wide is the way? FOUR METRES
- (b) Is it the same width throughout its length? YES

4. If you have ridden a horse on the way APEDALE & WOODLANE
- (a) Where did you keep the horse?
- (b) Where did you start and finish your ride? APEDALE & WOODLANE
- (c) Were you ever riding with the hunt when you used the way? NO

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If so, how often and what type of vehicle were they using?
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES/NO
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?

6. (a) Has the way always been on the same route? *YES/NO
- (b) If not, please describe the original route, state when the way was diverted and show details on a plan.
- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow? YES
- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? YES KEPT TO ROUTE

7. (a) Have there, to your knowledge, ever been any stiles or gates on the way? *~~YES~~/NO

(b) If so, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.

(c) If any gates on the way were ever locked please state, how often, and if known, by whom?

Please mark on the attached plan the locations of the locked gates.

8. (a) Have you ever known of, excluding locked gates, any other obstructions to the way? *~~YES~~/NO

(b) If so, state (i) what type of obstruction was this?

(ii) When they were erected or removed?

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.

9. (a) Were you ever an owner or tenant of the land crossed by the way? *~~YES~~/NO

If YES please give dates.

(b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *~~YES~~/NO

If YES please give dates.

(c) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *~~YES~~/NO

(d) If Yes to (c),

(i) What was your employment?

(ii) Between what years were you employed?

(e) If you were employed by the owner/ tenant
(i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *~~YES~~/NO
(ii) If so, what were your instructions?

(f) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *~~YES~~/NO
If so, what was their relationship to you?

10. (a) Have you ever been stopped or turned back when using the way? *YES/NO

(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO

(c) If yes to (a) or (b), please give details.

11. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO

(b) If so, please state (i) Who told you?

(ii) When you were told?

(iii) What were you told?

12. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO

(b) If so, please state what the notices said and show their approximate position on the attached plan.

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(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO

(b) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan.

14. (a) Have you ever been given permission to use the way? (Whether or not you asked for it) *YES/NO

(b) Have you ever asked permission to use the way? *YES/NO

(c) If so, who gave you permission?

(d) When were you given permission?

(e) For what purpose were you given permission to use the way?

15. (a) Have you seen other people using the way?

*YES/NO

(b) How were they using the way (i.e. foot, horse)? FOOT HORSEBACK - CYCLISTS.

(c) Were they accompanying you? If so, please give details. COMPANIONS FAMILY PUBLIC
(i.e. companions, rambling club, family, etc.)

(d) If they were not accompanying you, were these people known to you? SOME OF THEM.

(e) How frequently did you see other people using the way? DAILY WEEKLY SEASONAL.
(i.e. daily, weekly, seasonal etc.)

(f) How many other people, approximately, TWO OR THREE.
did you see on these occasions?

(g) Please give any further details of other people's use
of the way which you feel may be important.

16. Have you ever been charged a monetary sum for using the path?
If so, by whom?

*YES/NO

17. (a) Do you have any documentary
evidence about the way?

*YES/NO

(b) If so, in what form is this?
(i.e. maps, photos, etc. please attach a copy if possible)

(c) Would you be willing to make the original document
available if necessary?

*YES/NO N/A

18. Can you give any further information about the way
(continue on a separate sheet of paper if necessary).

19. Would you be prepared to give evidence of your use of the way at a public inquiry or in a court of law, if necessary?

*YES/NO

Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

Signature *P. J. Whalley*

Person taking this statement (if applicable) *P. J. Whalley*

Date *7/11/00*

