

**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~~) H. TAYLOR  
(Block Capitals please)

Address THE UPLANDS, HISH LANE, ALSABERS 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) 46  
From WATERMILLS LANE HH

To THE CHIMNEY - MONUMENT

\*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? WATERMILLS

(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 -

(f) Where were you going from/to? HOME + WATERMILLS 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? NO

(n) If not why not? OBSTRUCTED ACCESS WITH GATE + STILE

2. When using the path where did you live? *THE UPLANDS. HIGH LANE  
ALSABERS 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*
- (b) Where did you start and finish your ride? *HOME AND BACK*
- (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? *ALWAYS 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 N/A

(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 - CYCLISTS
- (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? 3/4
- (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~~

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~~

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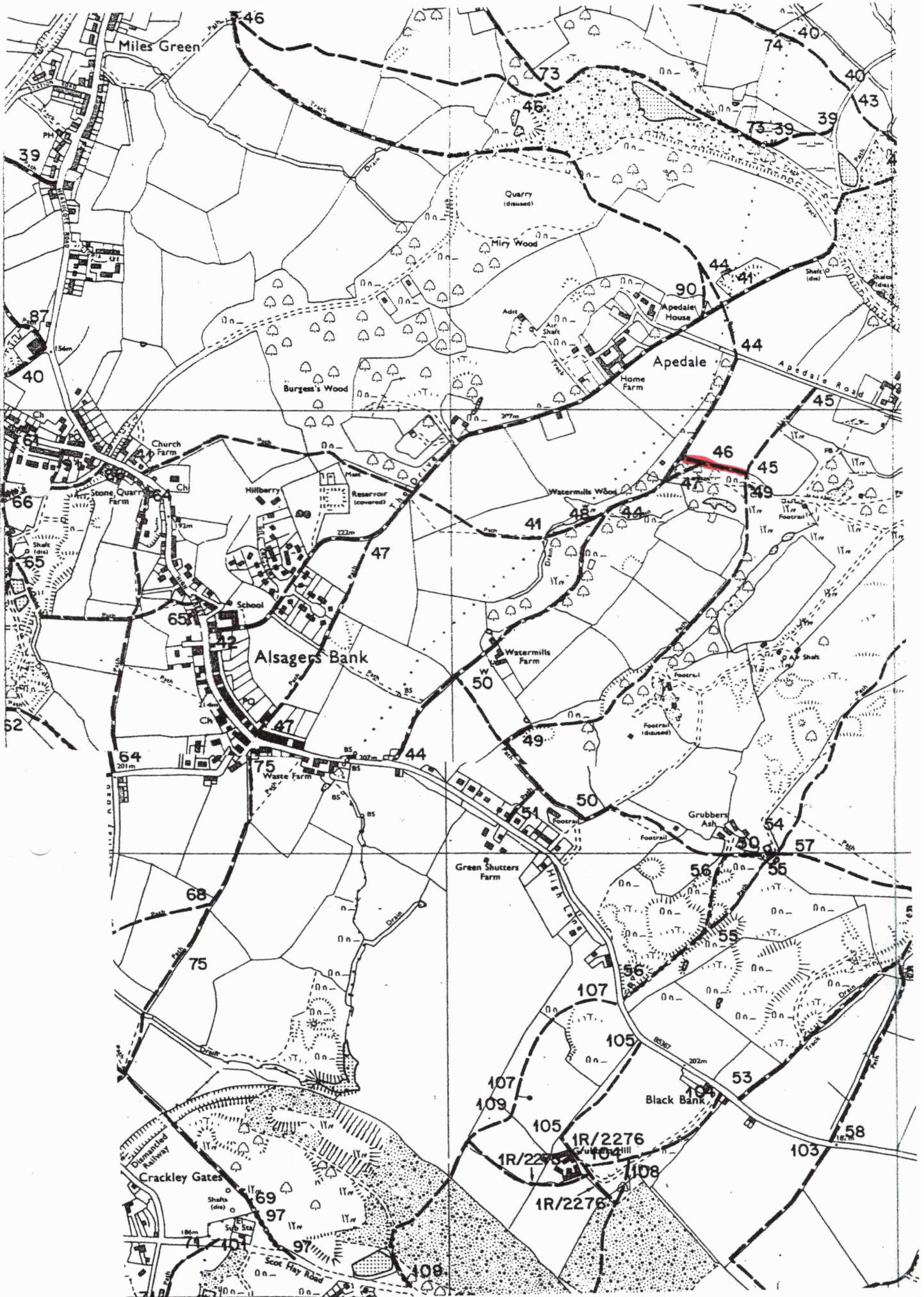
**Please note** that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

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**

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) ..... 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 46  
From WATERMILLS LANE 44

To THE CHIMNEY / MONUMENT

\*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? WATERMILLS  
(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 / 2000  
(f) Where were you going from/to? WOODLANDS FARM + BACK  
(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) FOOT HORSEBACK CYCLISTS  
(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? S.C.C. BLOCKED THE WAY



2. When using the path where did you live? **WOODLANDS FARM APEDALE**  
 If at different places please provide details and years.

N/A

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**  
 (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 ALWAYS 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. 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. \_\_\_\_\_

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  
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 N/A  
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?

N/A

(ii) When you were told?

N/A

(iii) What were you told?

N/A

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.

N/A

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.

N/A

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
- (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 OF THEM
- (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? 3 OR 4
- (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) 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~~

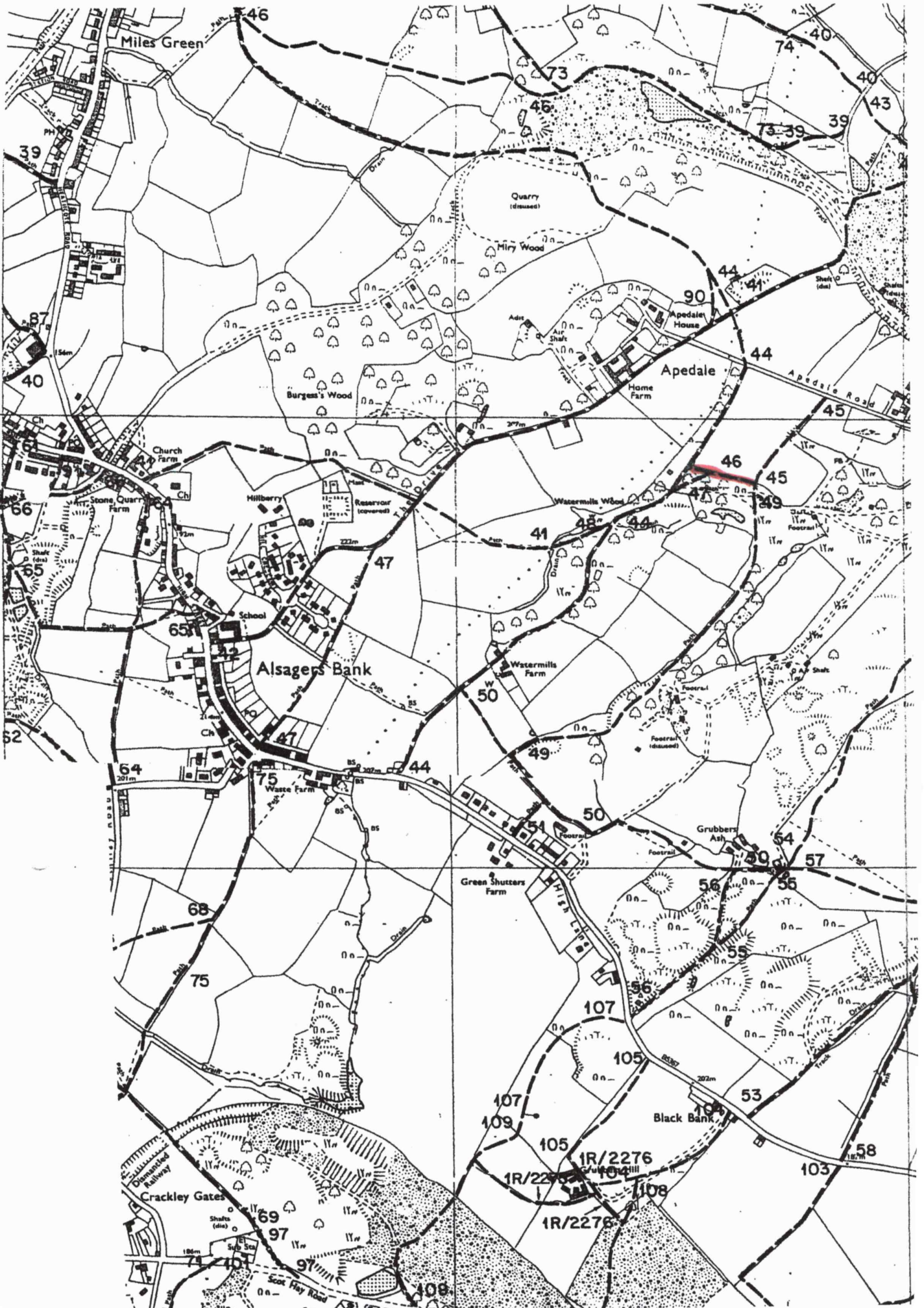
**Please note** that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

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

Signature S. Moutford

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

Date 2-4-01



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

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

Telephone No. 01782 366805

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

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

Description of claimed way:- (include grid references if known) H6  
From PATH 44 (WATERMILLS LANE)

To THE MONUMENT (CHIMNEY)

\*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? WATERMILLS.
- (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? 1967/2000.
- (f) Where were you going from/to? APEDALE-RIDING AROUND.  
(g) For what purpose? (e.g. work, pleasure) PLEASURE.  
(h) How many times a year? (e.g. daily, weekly, seasonal) A FEW TIMES A 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 A CIRCULAR RIDE.  
(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? OBSTRUCTED BY COUNCIL WITH GATE -  
STYLE IN SEPT. 2000

APPENDIX D - USER EVIDENCE (LM630G)

WOOD LANE 67/80

ALSAGERS BANK 80/85

APEDALE 85/DATE

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?

huts. (approx)

(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?

WOOD LANE & 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 - BICYCLE.
- (c) Were they accompanying you? If so, please give details. SOME OF THEM.  
(i.e. companions, rambling club, family, etc.) 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? DAILY  
(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. POPULAR WITH RIDERS,  
AS PART OF CIRCULAR RIDE.

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? N/A  
(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).

WELL USED BY RIDERS & WALKERS.

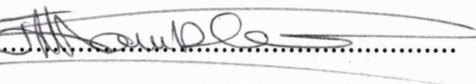
19. Would you be prepared to give evidence of your use of the way at a public inquiry or in a court of law, if necessary?

\*YES/~~NO~~

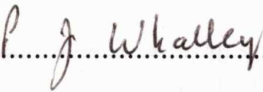
**Please note** that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

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

Signature .....

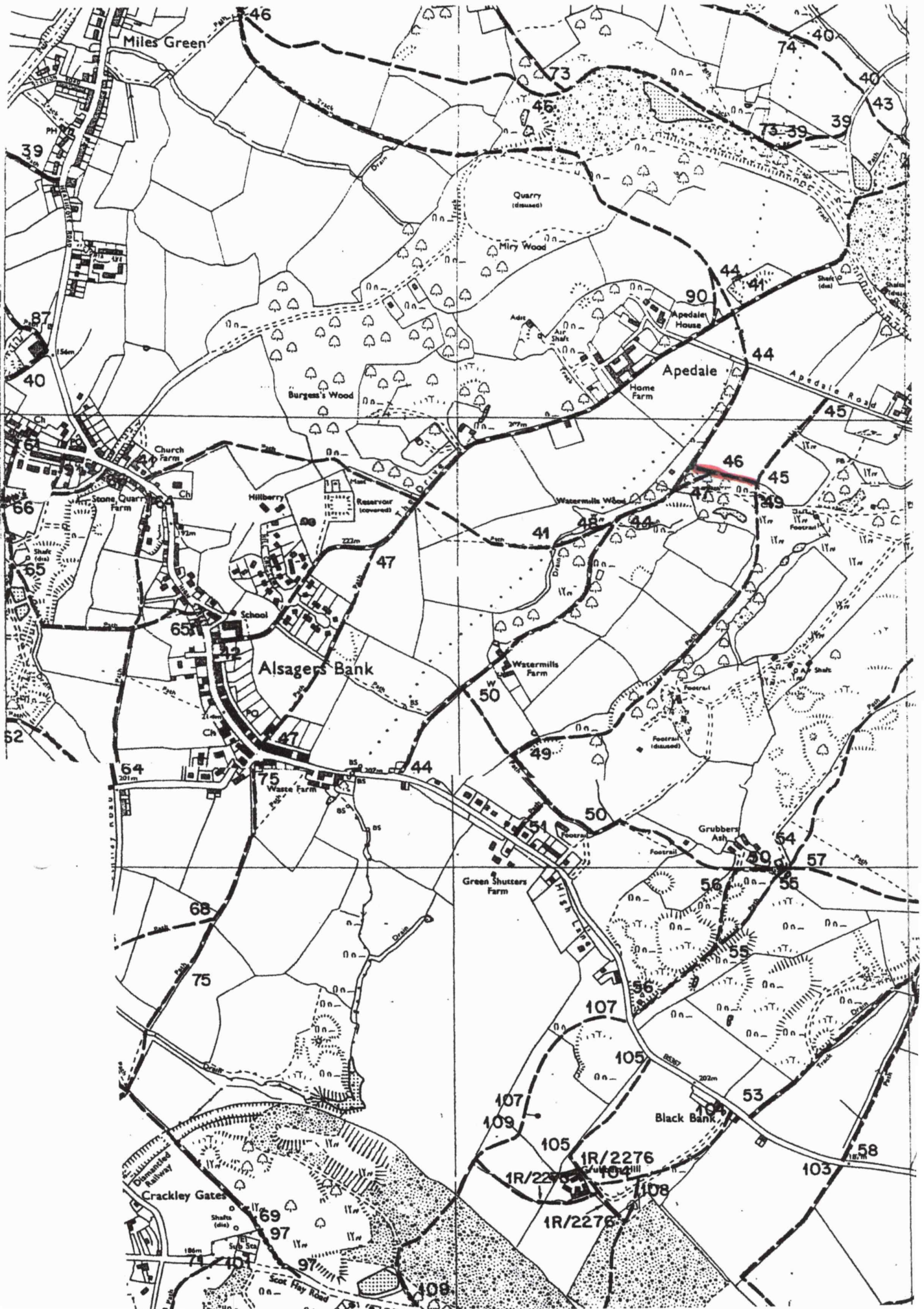


Person taking this statement (if applicable) .....



Date .....

Nov 2000



5

**Staffordshire**  
County Council

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Name of witness (Mr/Mrs/Miss/Ms) Joanne Green  
(Block Capitals please)

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

Telephone No. 01782 560 520

Date of Birth 24/03/71 Occupation CHILD MINDER

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

Description of claimed way:- (include grid references if known) 46  
From PATH 44 (WATERMILLS LANE)

To THE CHIMNEY.

\*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?  
(b) Does the way have a popular name? WATERMILLS.
- (c) Have you personally used the above way? ~~\*YES/NO~~  
(d) Did you only use part of the way? ~~\*YES/NO~~ NO.
- Please do not use vague terms such as "often".**
- (e) During which years have you used the way? 1995 - 2001.
- (f) Where were you going from/to? HACKING AROUND WOODS.
- (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. PART OF HACK.
- (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?

STILE / GATE PUT ON BY STAFFS C.C.

APPENDIX D - USER EVIDENCE (LM630G)

WOODLANE 1975 - 1978  
 APEDALE 1978 - 1984  
 WOODLANE 1984 - 1993  
 RED ST 1993 - 1999  
 WATERHAYS 1999 - 2002.

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? 4 MTS.

(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?

WOODLANE  
 APEDALE  
 SPRINGWOOD  
 AUDLEY.

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

AS ABOVE

(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.

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?

(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.

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 - BIKE - HORSE

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

FRIENDS - RIDING HORSE

(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?

SEVERAL.

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

~~SEVERAL~~ 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)

(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~~2~~

---

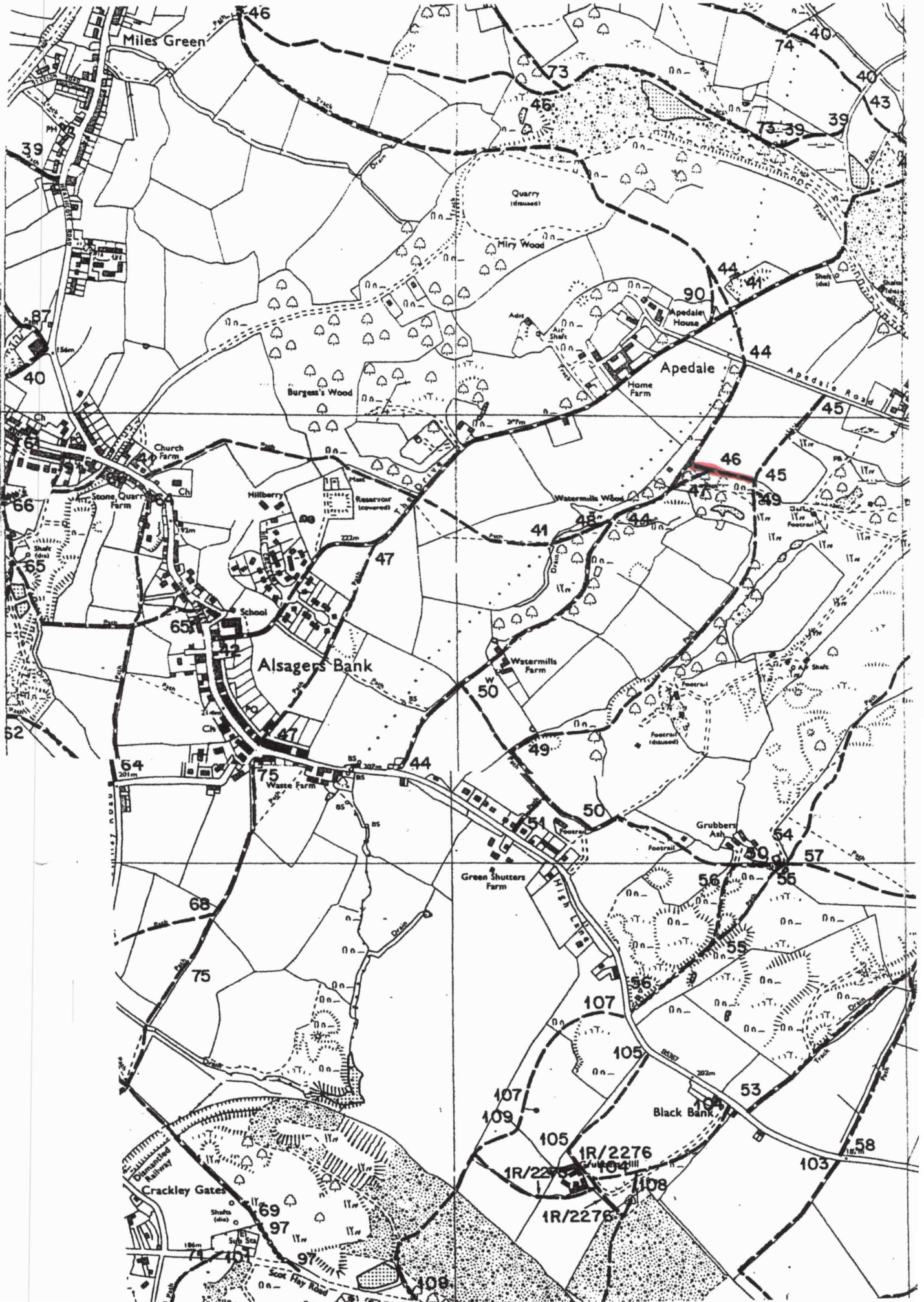
**Please note** that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

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 ..... *JAN 2002* .....





**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 PALMISTON .....  
(Block Capitals please)

Address ..... 127 AWDLEY Rd CHESTERBN .....  
(Block Capitals please)

Telephone No. .... 01782 562966 .....

Date of Birth ..... 19 12 59 ..... Occupation ..... MECHANIC .....  
19 11 61 ..... HOUSEWIFE .....

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

Description of claimed way:- (include grid references if known) 46  
From WATERMILLS LAWF 44  
To THE CHIMNEY MONUMENT

\*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? WATERMILLS
- (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 - 2000
- (f) Where were you going from/to? AROUND AWDLEY
- (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
- (j) Is, or was, the way a short cut for you? NO
- (k) If so why? PART OF RIDE
- (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? STARTS CC. OBSTRUCTED ACCESS WITH GATE & STYLE  
IN SEPTEMBER 2000

APPENDIX D - USER EVIDENCE (LM630G)

MILES GREEN 1970-1978  
SILVERDALE 1978-1979  
RAVENS LANE 1979-1983  
HOUGHERRHILL 1983-1988  
CHESTERKTON 1988-2001

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

(a) Where did you keep the horse?

APPEADALE & WHEREVER IT WAS STABLED

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

WHEREVER IT WAS STABLED AT TIME

(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?

ALWAYS 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.

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 CYCLING
- (c) Were they accompanying you? If so, please give details.  
(i.e. companions, rambling club, family, etc.) FAMILY & FRIENDS
- (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 ROUND
- (f) How many other people, approximately,  
did you see on these occasions? TWO TO THREE
- (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~~

---

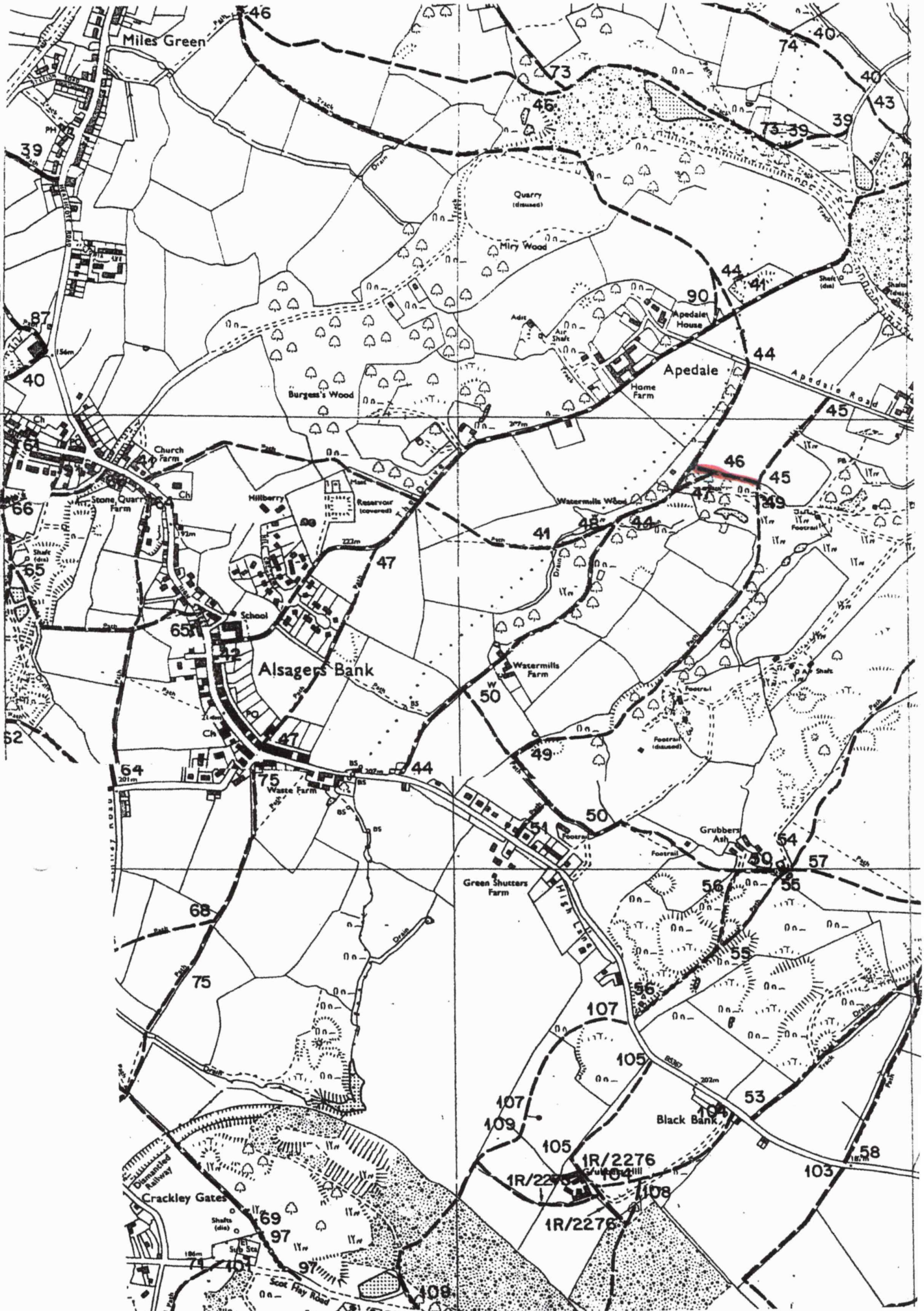
**Please note** that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

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 ..... *1-5-2001* .....





**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) MRS. PAULINE JOYCE WHALLEY  
(Block Capitals please)

Address FAIRACRE THE DRIVE APEDALE CHESTERTON NEWCASTLE STAFFS STS 66W.  
(Block Capitals please)

Telephone No. 01782 563146

Date of Birth 31/1/44 Occupation WAREHOUSE ASSISTANT

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

Description of claimed way:- (include grid references if known) 46.  
From WATERMILLS LANE 44.

To THE CHIMNEY - MONUMENT

\*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? WATERMILLS

(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 - 2000.

(f) Where were you going from/to? APEDALE + BACK.

(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? PART OF RIDE

(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? STAFFS. C.C. OBSTRUCTED ACCESS WITH GATE + STILE  
IN SEPTEMBER 2000.

APEDALE 1948-1967  
 BARTHOMLEY 1967-1968  
 WOODLANE 1968-1977  
 APEDALE 1977-1985

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

(a) Where did you keep the horse? APEDALE + WOODLANE.

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

ALWAYS 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 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?

(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 + CYCLING*
- (c) Were they accompanying you? If so, please give details. *COMPANIONS + FAMILY.*  
(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, 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.

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? *N/A*  
(i.e. maps, photos, etc. please attach a copy if possible)
- (c) Would you be willing to make the original document available if necessary? *N/A*  
**\*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 *P. J. Whalley*

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

Date *7/11/00*

