

Legal Services Unit

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) ELSIE FINNEY

(Block Capitals please)

Address 19 EDDISBURY DRIVE CHESTERTON

(Block Capitals please)

STAFFORDSHIRE

Telephone No. 0182960386 Post Code ST5 7SL

Date of Birth 20.03.1942 Occupation OFFICE WORKER (RETIRED)

(If retired, what was your previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible **ONLY** the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and **ONLY** the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. **Please note** The Freedom of Information Act 2000 provides a general right of access to all information held by Staffordshire County Council. The Environmental Information Regulations 2004 provide a similar right of access to environmental information held by the Council. This means that the information that you supply may be disclosed to any individual making the appropriate request

*Please delete as appropriate

1

Legal Services Unit

Description of claimed way:- (include grid references if known)
From

To

Please mark clearly 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.

Please take time to answer the questions carefully and in full

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

1. (a) Have you personally used the above way? *YES/NO
 (b) During which years have you used the way?
 From 1948 To 2008
 (c) Does the way have a popular name? SPRING WOOD ROAD
 (d) Did you only use part of the way? *YES/NO
 (e) Where were you going from/to? WOODLANE TO CHESTERTON
OR CHESTERTON TO WOODLANE OR APEDALE VALLEY
 (f) For what purpose? (eg work, pleasure) PLEASURE

 (g) How many times a year? (eg daily, weekly, seasonal) WEEKLY
 (h) By what means? (eg on foot, horseback, motor vehicle etc) ON FOOT
 (i) Is, or was, the way a short cut for you? YES
 (j) If so why? SHORTER AND MORE PLEASANT THAN
THE MAIN ROAD
 (k) Do you still use the way? YES
 (l) If not why not?
 (n) How many years have you known of the existence of the way? 60 yrs

2. When using the path where did you live? WOODLANE OR CHESTERTON

 If at different places please provide details and years. WOODLANE 50 yrs
CHESTERTON 16 yrs

3. (a) How wide is the way? 12 FEET *Feet/Metres
 (b) Is it the same width throughout its length? *YES/NO
 If NO please state width From 15 FEET To 12 FEET *Feet/Metres wide

PTO

*Please delete as appropriate

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Legal Services Unit

- 4. If you have ridden a horse on the way
 - (a) Where did you keep the horse?
 -
 - (b) Where did you start and finish your ride?
 -
 - (c) Were you ever riding with a hunt when you used the way?

- 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 YES, how often and what type of vehicle were they using?
OCCASIONALLY MOTOR VEHICLE
- (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? ...OCCASIONALLY
 - (ii) What type of vehicle were you in? ...MOTOR CAR
 - (iii) For what purpose was it being used? ...PLEASURE

- 6. (a) Has the way always been on the same route? *YES/NO
- (b) If NO when was the way diverted?
- (c) Why was the way diverted?
-
- Please show details of the original route and the diversion on the plan.**
- (d) Is the way a clearly defined track or path which a stranger to the vicinity could follow? YES
- (e) 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 on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way? *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates.
- (d) When were the gates or stiles erected or removed?
-
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom?
-

PTO

*Please delete as appropriate

Legal Services Unit

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

(b) If YES, state (i) what type of obstruction was this? TRAILER ACROSS ROAD AT SCHOOL HOUSE

(ii) When they were erected or removed? 2008

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

9. (a) Has your usage ever been hindered or prevented in any way? *YES/NO

(b) If so by whom or what?

(c) Have you continued to use the way despite hindrances or obstructions *YES/NO

(d) How did you do this? (ie diversion)

(e) Is the hindrance or obstruction still in existence *YES/NO

10. (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.

11. Was the land ever owned or tenanted by a relative of yours? *YES/NO

If so, what was their relationship to you?

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

If YES (i) What was your employment?

(ii) Between what years were you employed?...From.....To.....

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?

*Please delete as appropriate

Legal Services Unit

14 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?

15. (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 including dates.
MY HUSBAND, SONS AND MY SONS FRIENDS

16. (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 YES, please state:
(i) Who told you?
(ii) When were you told?
(iii) What were you told?

17. (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 YES please state what the notices said
"PRIVATE ROAD" "PLEASE DON'T PARK"
PRIVATE ROAD (SEPT 2008)

Please show their approximate position on the attached plan.

18. (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~~

(c) If YES to (a) or (b) please state what the notices said
PUBLIC FOOT PATH

Please show their approximate position on the attached plan.

PTO

*Please delete as appropriate

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Legal Services Unit

27. 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

If No please state reasons.....

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

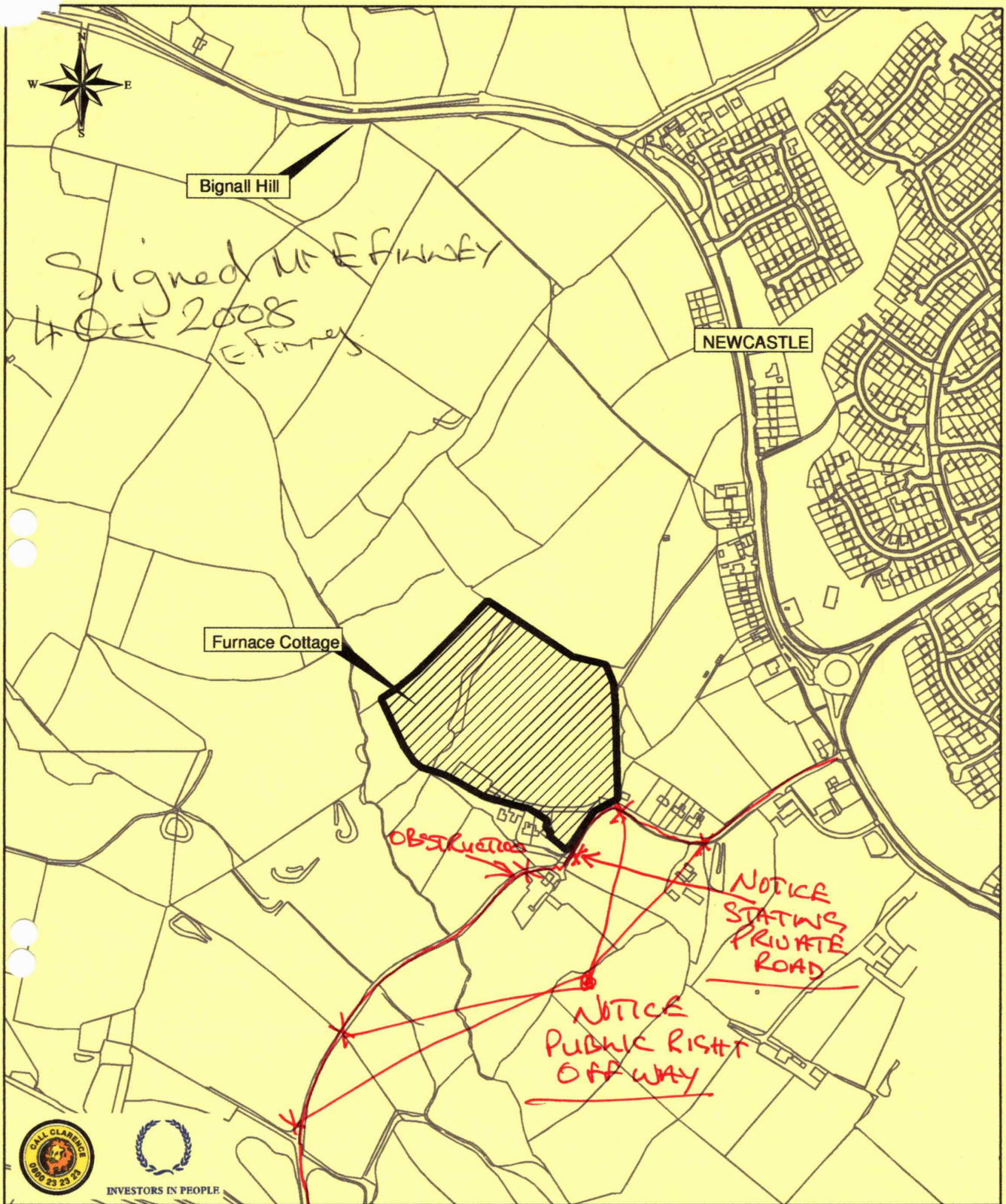
Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

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

Signed: E. Finney Date: OCTOBER 20.08

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

*Please delete as appropriate



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**Staffordshire
County Council**

Development Control Unit,
Development Services,
Riverway, Stafford, ST16 3TJ
Telephone (01785) 223121
Fax (01785) 211279

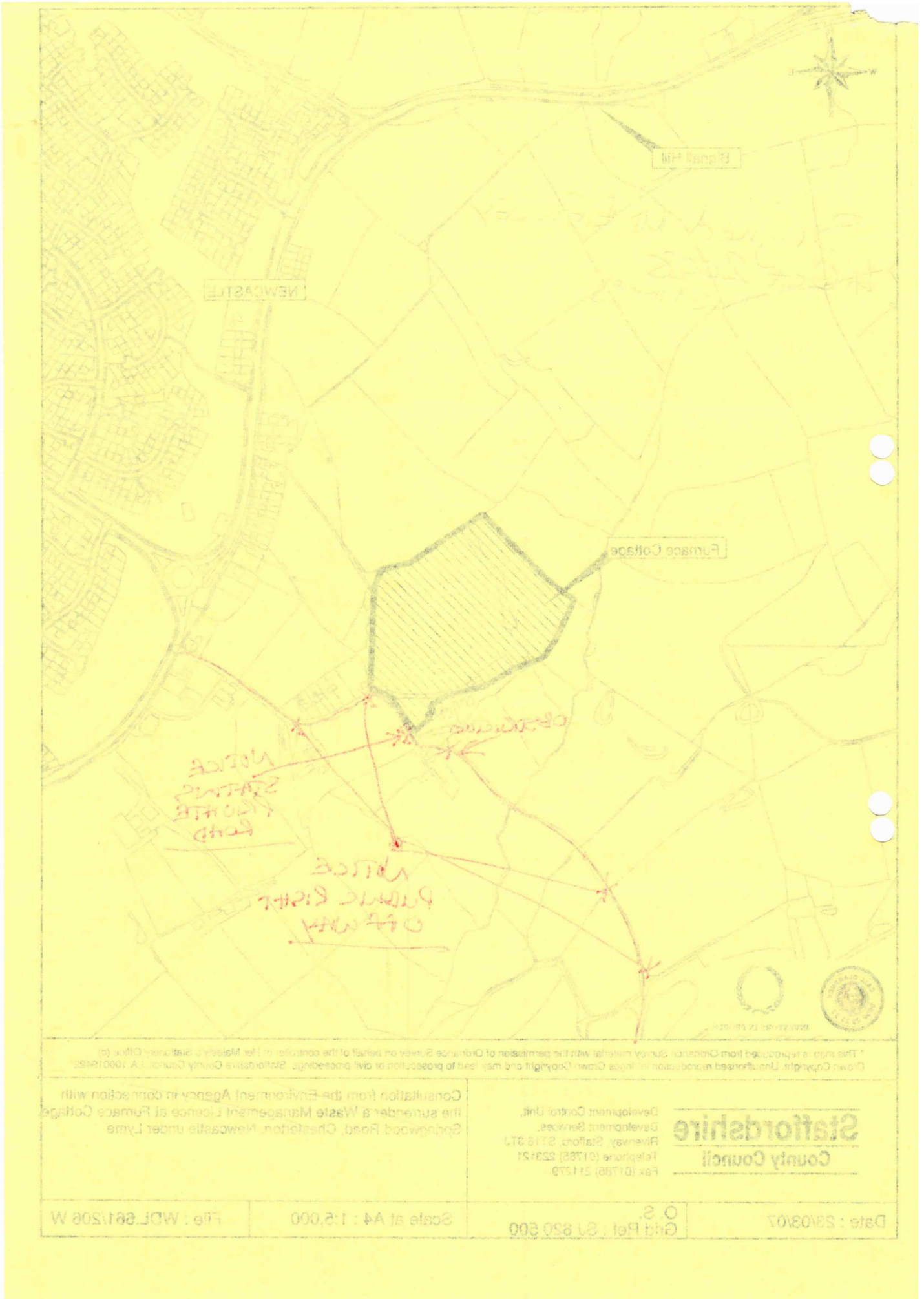
Consultation from the Environment Agency in connection with
the surrender a Waste Management Licence at Furnace Cottage,
Springwood Road, Chesterton, Newcastle under Lyme

Date : 23/03/07

O. S.
Grid Ref : SJ 820 500

Scale at A4 : 1:5,000

File : WDL.661/206 W



Legal Services Unit

Staffordshire

County Council

DIRECTOR OF LAW

07 OCT 2008

AND GOVERNANCE

PUBLIC RIGHT OF WAY EVIDENCE FORM

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Name of witness (*Mr/Mrs/Miss/Ms) WILLIAM MICHAEL FINNEY

(Block Capitals please)

Address 19 EDDISBURY DRIVE, CHESTERTON,

(Block Capitals please) STAFFS ST5 7SL

Telephone No. 01782 560386 Post Code ST5 7SL

Date of Birth 17/03/1941 Occupation MINER "RETIRED"

(If retired, what was your previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

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3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
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*Please delete as appropriate

1

Legal Services Unit

Description of claimed way:- (include grid references if known)
From

To

Please mark clearly 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.

Please take time to answer the questions carefully and in full

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

1. (a) Have you personally used the above way? YES *YES/NO
- (b) During which years have you used the way?
From 1948 To 2008
- (c) Does the way have a popular name? SPRINGWOOD ROAD
- (d) Did you only use part of the way? NO *YES/NO
- (e) Where were you going from/to? CHESTERTON; THE BURIA POOL; WOODHANE; AND SPRINGWOOD PROPERTIES
- (f) For what purpose? (eg work, pleasure) WORK and PHEASURE
- (g) How many times a year? (eg daily, weekly, seasonal) WEEKLY
- (h) By what means? (eg on foot, horseback, motor vehicle etc) MOTOR VEHICLE/FOOT
- (i) Is, or was, the way a short cut for you? SOMETIMES
- (j) If so why? SHORT CUT TO AND FROM WOODHANE, BIGWASHEND.
- (k) Do you still use the way? YES
- (l) If not why not?
- (n) How many years have you known of the existence of the way? 60 YRS

2. When using the path where did you live? CHESTERTON AND WOODHANE

If at different places please provide details and years. FROM WOODHANE 32 YRS. FROM CHESTERTON 28 YRS

3. (a) How wide is the way? 12 FEET *Feet/Metres

(b) Is it the same width throughout its length? *YES/NO

If NO please state width From 15 FEET To 12 FEET *Feet/Metres wide

PTO

*Please delete as appropriate

2

Legal Services Unit

4. If you have ridden a horse on the way
- (a) Where did you keep the horse? NEVER RODE HORSE
-
- (b) Where did you start and finish your ride?
-
- (c) Were you ever riding with a hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? YES *YES/NO
- (b) If YES, how often and what type of vehicle were they using? MOTOR VEHICLE; TRACTOR; HORSE
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? YES *YES/NO
- (d) If YES to (c),
- (i) How often was this? FOR ABOUT 20 YRS DAYEY
- (ii) What type of vehicle were you in? MOTOR CAR
- (iii) For what purpose was it being used? WORK OR PLEASURE

6. (a) Has the way always been on the same route? YES *YES/NO
- (b) If NO when was the way diverted?
- (c) Why was the way diverted?

Please show details of the original route and the diversion on the plan.

- (d) Is the way a clearly defined track or path which a stranger to the vicinity could follow? YES
- (e) 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 THE ROUTE

7. (a) Have there, to your knowledge, ever been any stiles on the way? NO *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way NO *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates.
- (d) When were the gates or stiles erected or removed?
-
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom?
-

PTO

*Please delete as appropriate

Legal Services Unit

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

(b) If **YES**, state (i) what type of obstruction was this? **TRAILER, LARGE MOTOR VEHICLE,**

(ii) When they were erected or removed? **2008**

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

RESIDENT OF SCHOOL HOUSE

9. (a) Has your usage ever been hindered or prevented in any way? **YES** *YES/NO

(b) If **so** by whom or what? **PERSON FROM SCHOOL HOUSE AND TRAILER FROM SCHOOL HOUSE**

(c) Have you continued to use the way despite hindrances or obstructions

YES *YES/NO

(d) How did you do this? (ie diversion) **CONTINUED ON FOOT**

(e) Is the hindrance or obstruction still in existence **YES** *YES/NO

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

11. Was the land ever owned or tenanted by a relative of yours? **NO** *YES/NO

If **so**, what was their relationship to you?

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

If **YES** (i) What was your employment?

(ii) Between what years were you employed?...From.....To.....

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?

*Please delete as appropriate

Legal Services Unit

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

If so, what was their relationship to you?

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

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

(c) If YES to (a) or (b), please give details including dates.

DONT HAVE DATES, PEOPLE INCLUDING MYSELF HAVE BEEN CHALLENGED OVER THE LAST TWO YEARS BY PERSON FROM SCHOOL HOUSE

16. (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 *YES/NO

(b) If YES, please state:

(i) Who told you? PERSON FROM SCHOOL HOUSE
(ii) When were you told? 2007 to 2008
(iii) What were you told? ROAD FOR RESIDENTS ONLY

17. (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 *YES/NO

(b) If YES please state what the notices said PRIVATE ROAD

PLEASE DO NOT PARK, RESIDENTS ONLY
NOTICE ERECTED CLOSE TO SCHOOL HOUSE

Please show their approximate position on the attached plan. SEPT 2008

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

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

(c) If YES to (a) or (b) please state what the notices said THERE ARE

FOUR FOOTPATH NOTICES BRANCHING OFF SPRINGWOOD ROAD AT DIFFERENT POINTS

Please show their approximate position on the attached plan.

PTO

APPENDIX D - USER EVIDENCE (LM635G)

Legal Services Unit

19. (a) Have you ever been given permission to use the way? NO *YES/NO
 (Whether or not you asked for it)
- (b) Have you ever asked permission to use the way? NO *YES/NO
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?

20. (a) Have you seen other people using the way? YES *YES/NO
- (b) How were they using the way (ie foot, horse)? ON FOOT, HORSE, AND MOTOR CAR
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)? FAMILY, OR WORKMATES.
- (d) If they were not accompanying you, were these people known to you? YES
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc) FOR ABOUT 20YRS WEEKLY. FOR 100 YEARS WEEKLY.
- (f) How many other people, approximately, did you see on these occasions? UP TO 10
- (g) Please give any further details of other people's use of the way which you feel may be important FOR AS LONG AS I CAN REMEMBER PEOPLE HAVE USED TO ROAD FOR PLEASURE, SOME TO GET WORK AT THE FOOTRAILS AND THE BURLY POOL TO FISH

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

PTO

*Please delete as appropriate

6

Legal Services Unit

27. 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** *YES/NO

If No please state reasons.....
.....

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

I have used Springwood Road for pleasure to get to Afedale Valley for 60 yrs to travel to Woodlane on foot for over 30yrs. I have Springwood Road for about 40yrs with a motor vehicle to get to the Barby Pool, To Mrs Cumberland who leased land at the Barby, To get to Mr R James and Mr S Hector who leased land next to school house, To pick up Mr T Scragg in my motor vehicle to take him to work. To get to the workshop half way down Springwood Road to carry out work on Mr C Bagdleys, Mr T Scragg and my own motor vehicle. At which times I have parked my motor vehicle at various points shown by a P on my map enclosed.

Please note that this form may be available 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.

Signed: W. W. Finney Date: 4 October 2008

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

Legal Services Unit

22. (a) Do you have any documentary evidence about the way? *YES/NO

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

.....
.....

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

*YES/NO

23. (a) Do you consider the route to be historical? *YES/NO

(b) If Yes what type of route is or was it? (eg bridleway, footpath etc)

FOOTPATH/ROAD THERE USED TO BE HOUSES
AT THE BOTTOM OF THE ROAD/OLD STAGE ROUTE

(c) Are you aware of any evidence/documents to support this? (excluding OS Maps)

*YES/NO

(d) If Yes please give details of this evidence or documents.....

SHOWN ON OLD MAPS AT NEWCASTLE
LIBRARY

24. Do you know who owns the land? *YES/NO

If YES please can you provide names and contact details.....

.....
.....

25. Do you know of any previous landowners? *YES/NO.

If YES please can you provide names and contact details.....

.....
.....
.....

26. Are you prepared to be interviewed? *YES/NO

If No please state reasons.....

.....
.....

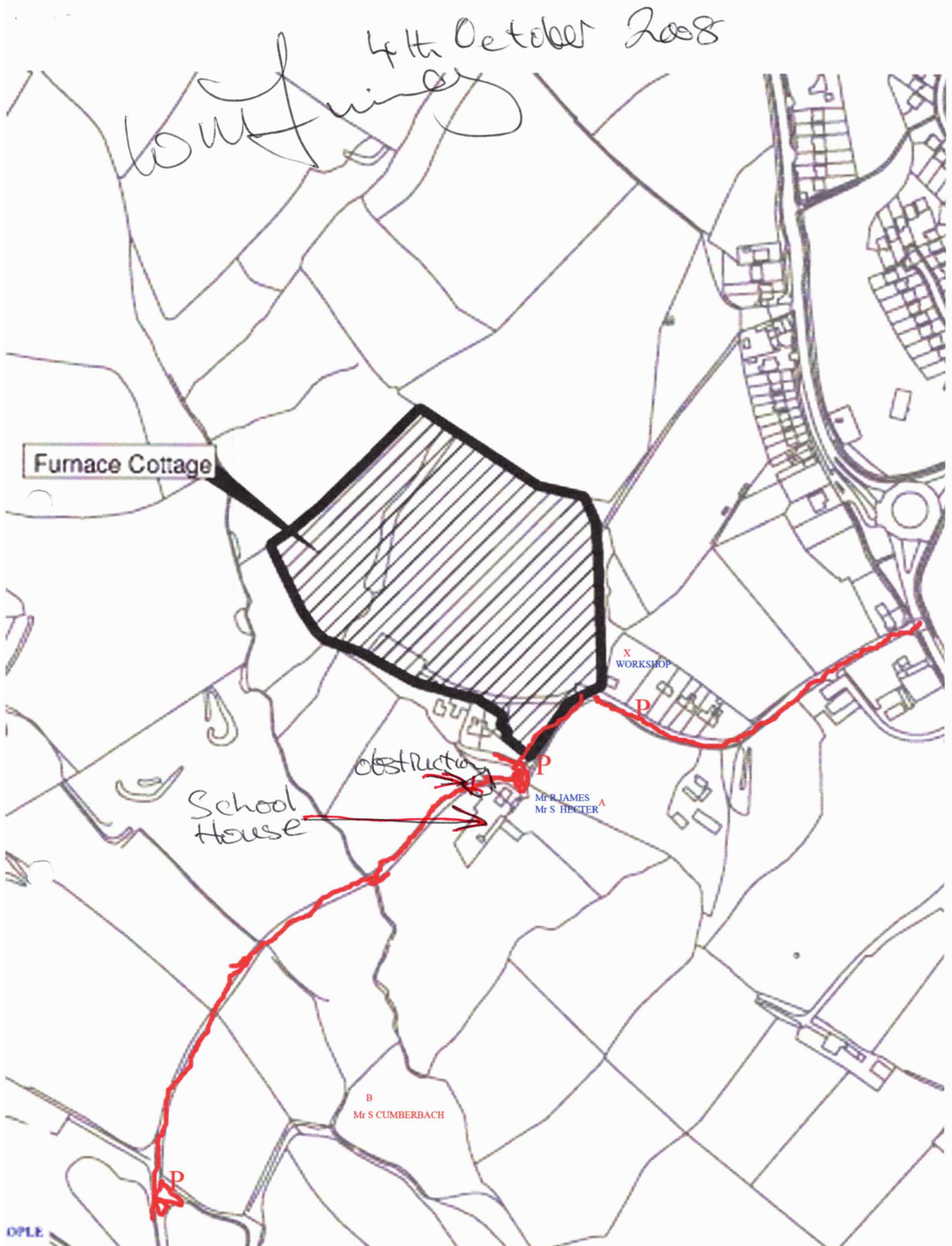
If YES would you be prepared to be interviewed over the phone? *YES/NO

.....
.....

PTO

*Please delete as appropriate

7



I have used the route marked 'Red' for about
boys on foot and about 40 yrs with a motor vehicle
W.M. Finney

Point marked X is where I ~~parked~~ carried out work on motor vehicles, for about 15 yrs

Point marked A is where I parked when visiting Mr R. James or Mr Steven Hector using area of road in front of School House as a turning point. This was over a period of about 20 yrs

Point marked B I used to park when visiting Mrs Cumberland in the 1960s and when visiting the Barby Pool or going for a walk in Airedale valley. This was upto the 2000s.

W. M. Finney

4 Oct 2008

Staffordshire
County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM
Important Note

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Name of witness (Mr/Mrs/Miss/Ms) KAREN BOSWORTH
(Block Capitals please)

Address SCHOOL HOUSE, SPRINGWOOD RD, CHESTERTON, NEWCASTLE,
(Block Capitals please) ST5 6BP

Telephone No. 01782-566565

Date of Birth 10.1.61 Occupation HOUSEWIFE

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

Description of claimed way:- (include grid references if known) SPRINGWOOD RD,
From AUDLEY RD, CHESTERTON, NEWCASTLE, CROSSING OVER THE
MAINTRAK TO PATH 41
To THE DRIVE, APEDALE

*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? 27 YRS
(b) Does the way have a popular name? SPRINGWOOD TO APEDALE
(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? 1974 - 2000
(f) Where were you going from/to? SPRINGWOOD TO APEDALE
(g) For what purpose? (e.g. work, pleasure) PLEASURE
(h) How many times a year? (e.g. daily, weekly, seasonal) weekly + sometimes daily
(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? STAFFORDSHIRE COUNTY COUNCIL BLOCKED IT OFF

2. When using the path where did you live? *CROSS HEATH NEWCASTLE.
+ SPRINGWOOD RD, CHESTERTON
VIC.*
If at different places please provide details and years.

1974 - 1997 - 1997 - 2000

3. (a) How wide is the way? *APPROX 12 FT*

(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? *SPRINGWOOD RD,*

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

(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? *TRACTOR.*

(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)? WALKERS, HORSEBACK CYCLISTS,
- (c) Were they accompanying you? If so, please give details. (i.e. companions, rambling club, family, etc.) FAMILY + FRIENDS + THE PUBS
- (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.) WEEKLY + SOMETIMES DAILY
- (f) How many other people, approximately, did you see on these occasions? SOMETIMES TWO OR THREE
- (g) Please give any further details of other people's use of the way which you feel may be important. WALKING TO SEE FRIENDS + RELATIVES

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).

IT USED TO BE A MAIN ROUTE FROM SPINGWOOD RD UP TO ALSAGERS BANK

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~~

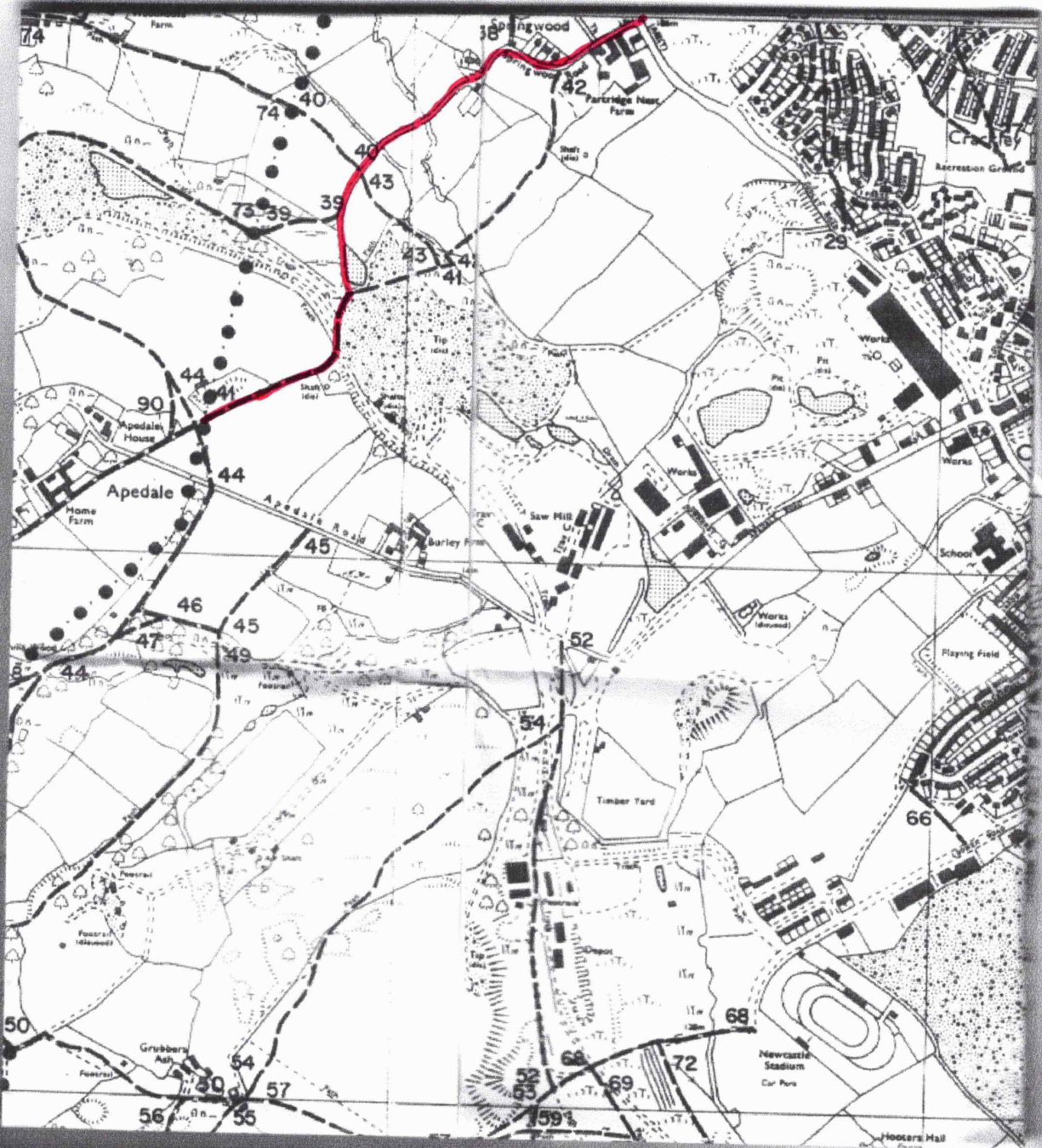
Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

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

Signature *A. Bennett*

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

Date .. *19-5-01*



Staffordshire
County Council

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

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

Telephone No. 634927.....

Date of Birth 17.1.41.49 Occupation HOUSEWIFE.....

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

Description of claimed way:- (include grid references if known) SPRINGSWOOD ROAD
From AUDLEY Rd, CHESTERTON NEWCASTLE STAFFS
JOIN WITH OLD RAILWAY LINE
To PATH HI 'OLD ROAD' TO APEDALE

*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? SPRINGSWOOD ROAD
(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 / 2000
(f) Where were you going from/to? HOME / APEDALE 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) HORSE BACK
(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? THE ROAD IS BLOCKED OFF

2. When using the path where did you live? THE UPLANDS HIGH LAWE
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
(b) Where did you start and finish your ride? 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? 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 BACK
- (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? YES
- (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? 4/5
- (g) Please give any further details of other people's use
of the way which you feel may be important. WALKERS / CYCLISTS

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). NO

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~~

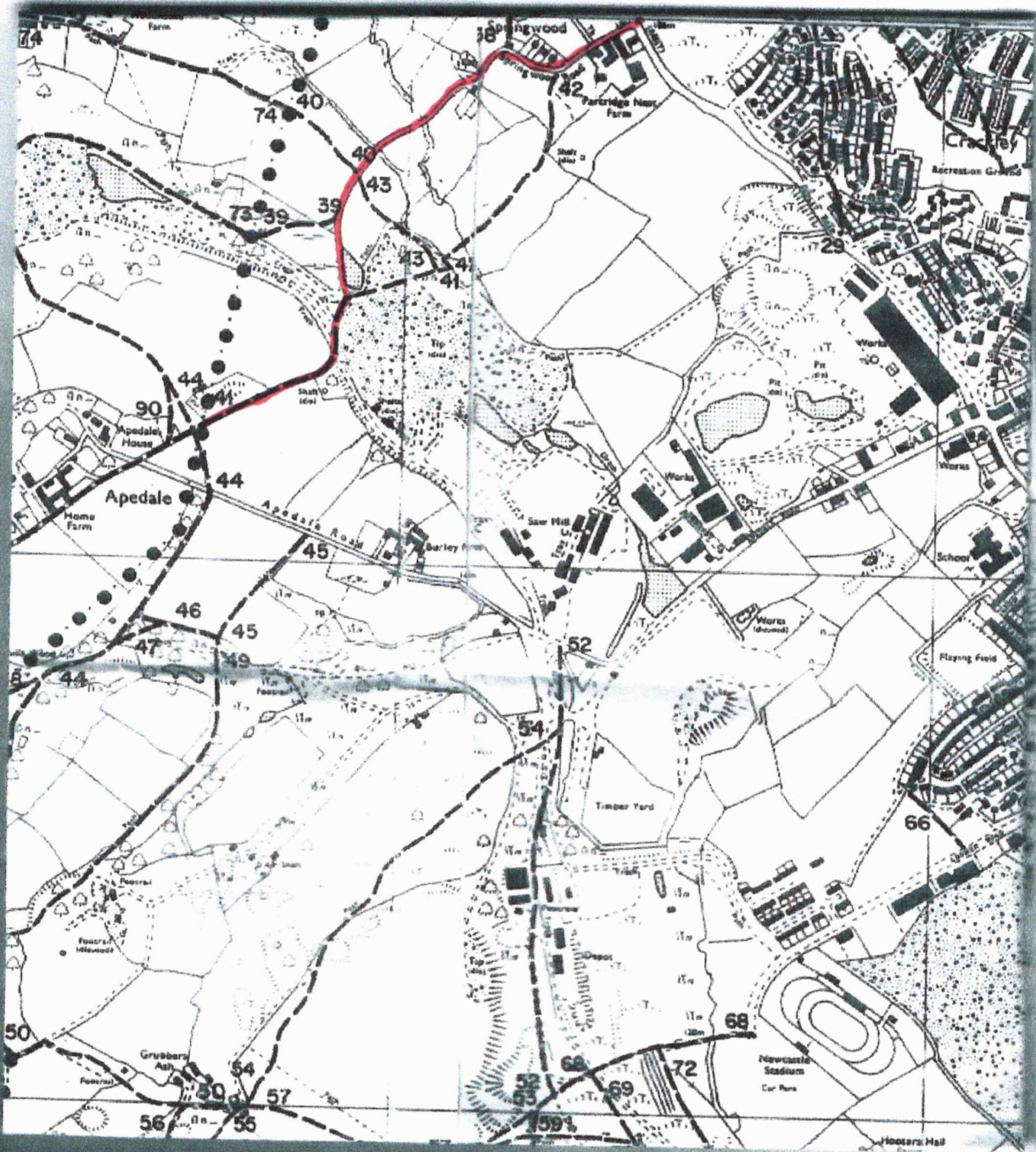
Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

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 *27/5/2000*



Staffordshire
County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM
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Name of witness (Mr/Mrs/Miss/Ms) JOANNE GREEN
(Block Capitals please)

Address 23 EDDISBURY DRIVE WATGRHAYS,
(Block Capitals please) NEWCASTLE STAFFS
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) 41 SPRINGWOOD RD
From AUDLEY RD CHESTERTON.
To "THE LINE"

*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? SPRINGWOOD RD.
(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 - 2001.
(f) Where were you going from/to? AUDLEY RD - APEDALE
(g) For what purpose? (e.g. work, pleasure) PLEASURE
(h) How many times a year? (e.g. daily, weekly, seasonal) WEEKLEY.
(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 WEEKLEY'S 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? STAFFS CC. BLOCKED RIGHT OF WAY.

APPENDIX D - USER EVIDENCE (LM635G)

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 METS (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?

WOODLANE
 APEDALE
 SPRING WOOD
 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? TRACTORS.

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

*YES/NO NO

~~TRACTORS~~

(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?

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 STAYED
 ON 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 N/A
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 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 N/A
(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? N/A

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 HORSES
- (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. CYCLING.

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).

ROAD INTO APEDALE VALLEY.

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~~

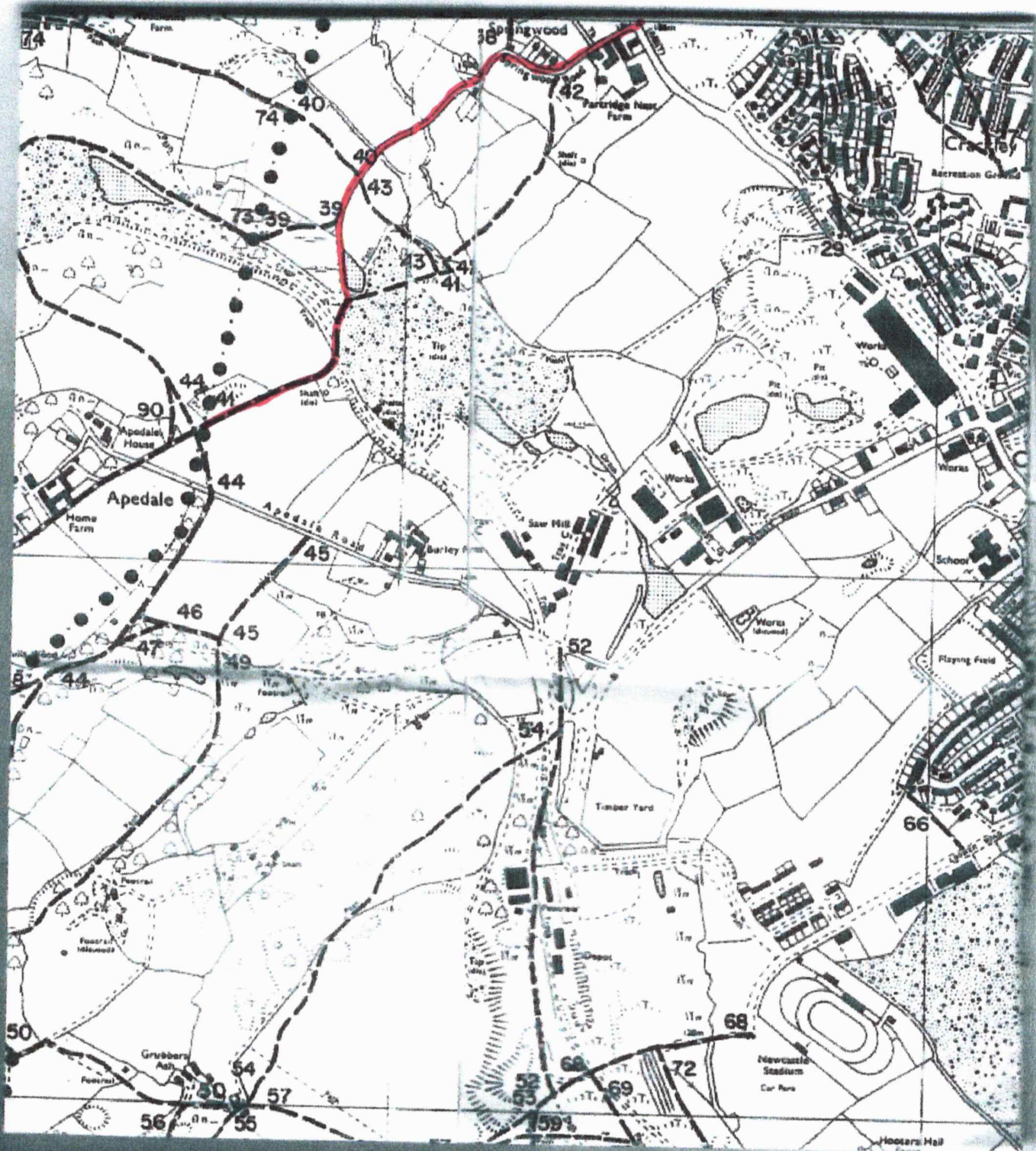
Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

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 *JAN 2002*



Staffordshire
County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM
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Name of witness (Mr/Mrs/Miss/Ms) M + Y M CULLINAN
(Block Capitals please)

Address 127, Audley Road Chesterton S.O.5
(Block Capitals please)

Telephone No. 562966

Date of Birth 19/12/59 Occupation Mechanic

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

Description of claimed way:- (include grid references if known) Springwood Road,
From Aspoall, Railway lines & Old Road to
To Audley Road Chesterton.

*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? 35
(b) Does the way have a popular name? Springwood Road.
(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? 1964 - present day
(f) Where were you going from/to? Aspoall to Audley Road
(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) FOOT, M/BACK VEHICLE
(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? YES

(n) If not why not?

2. When using the path where did you live? *Apedale & Chesterton*
 If at different places please provide details and years.

3. (a) How wide is the way? *12 FEET*
 (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 House Apedale & Robin Hood Farm Chesterton*
 (b) Where did you start and finish your ride? *Apedale on Chesterton*
 (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? *occasionally / TRACTORS. HANDCARRIED.*
 (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? *Fairly Regular*
 (ii) What type of vehicle were you in? *VAN.*
 (iii) For what purpose was it being used? *Delivering Firewood.*

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, VANS, M/CYCLES

(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.)

DAILY - WEEKLY
ALL YEAR/ROUND

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

4 TO 500

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

USED TO BE A WAY
TO WORK FOR MINERS

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).

USED TO BE A MAIN ROAD TO
AHEAD FOR PIT WORKERS & POST
OFFICE VEHICLES


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

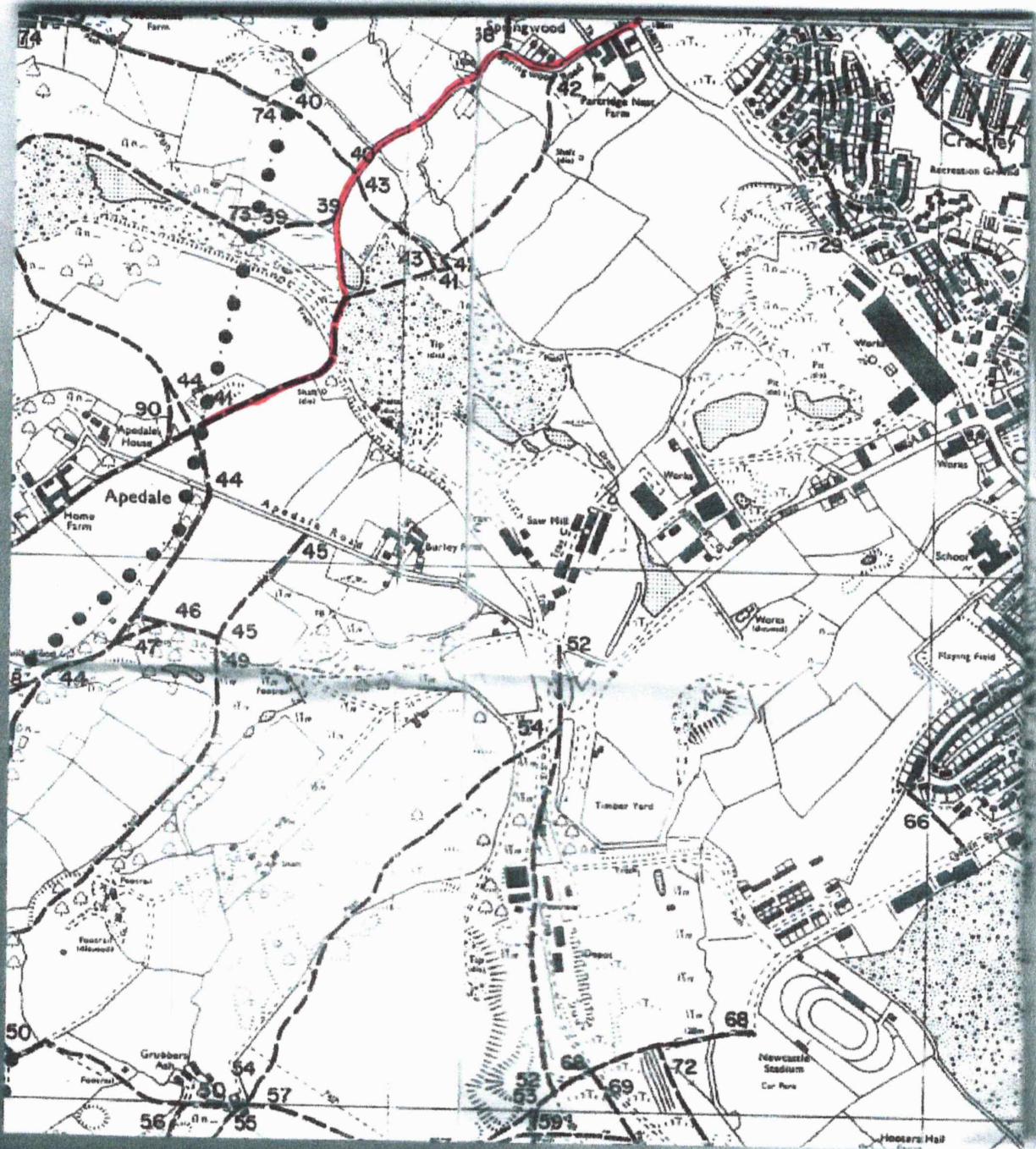
Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

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 7-5-01





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~~) JENNIFER HAMBRETON
(Block Capitals please)

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

Telephone No. 01782 566805

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) SPRINGWOOD ROAD, 41
From AUDLEY RD. CHESTERTON.

To THE LINE.

*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? SPRINGWOOD RD.
- (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? AUDLEY RD INTO APEDALE VALLEY
(g) For what purpose? (e.g. work, pleasure) PLEASURE.
(h) How many times a year? (e.g. daily, weekly, seasonal) SEVERAL 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
(k) If so why? PART OF CIRCULAR RIDE ON NETWORK OF PATHS
- (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. HAVE OBSTRUCTED ALL ENTRANCES & EXITS, ON PATH 41, & PATH 73 & AT THE SAWMILL.

2. When using the path where did you live? *WOODLANE 67/80*
ALBAGERS BANK 80/85
APEDALE, 85/DATE.
 If at different places please provide details and years.

3. (a) How wide is the way? *4 Mts. (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? *WOODLANE - 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? *TRACTORS*

(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. (i.e. companions, rambling club, family, etc.) SOME OF THEM - 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.) DAILY
- (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. VERY POPULAR ROUTE WITH ALL HORSE RIDERS IN THE AREA.

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

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

THIS WAS USED DAILY BY HORSE RIDERS ENTERING APEDALE VALLEY JOINING THE OLD RAILWAY LINE WHICH IN TURN JOINED TO A NETWORK OF PATHS PROVIDING SAFE, OFF ROAD RIDING.

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~~

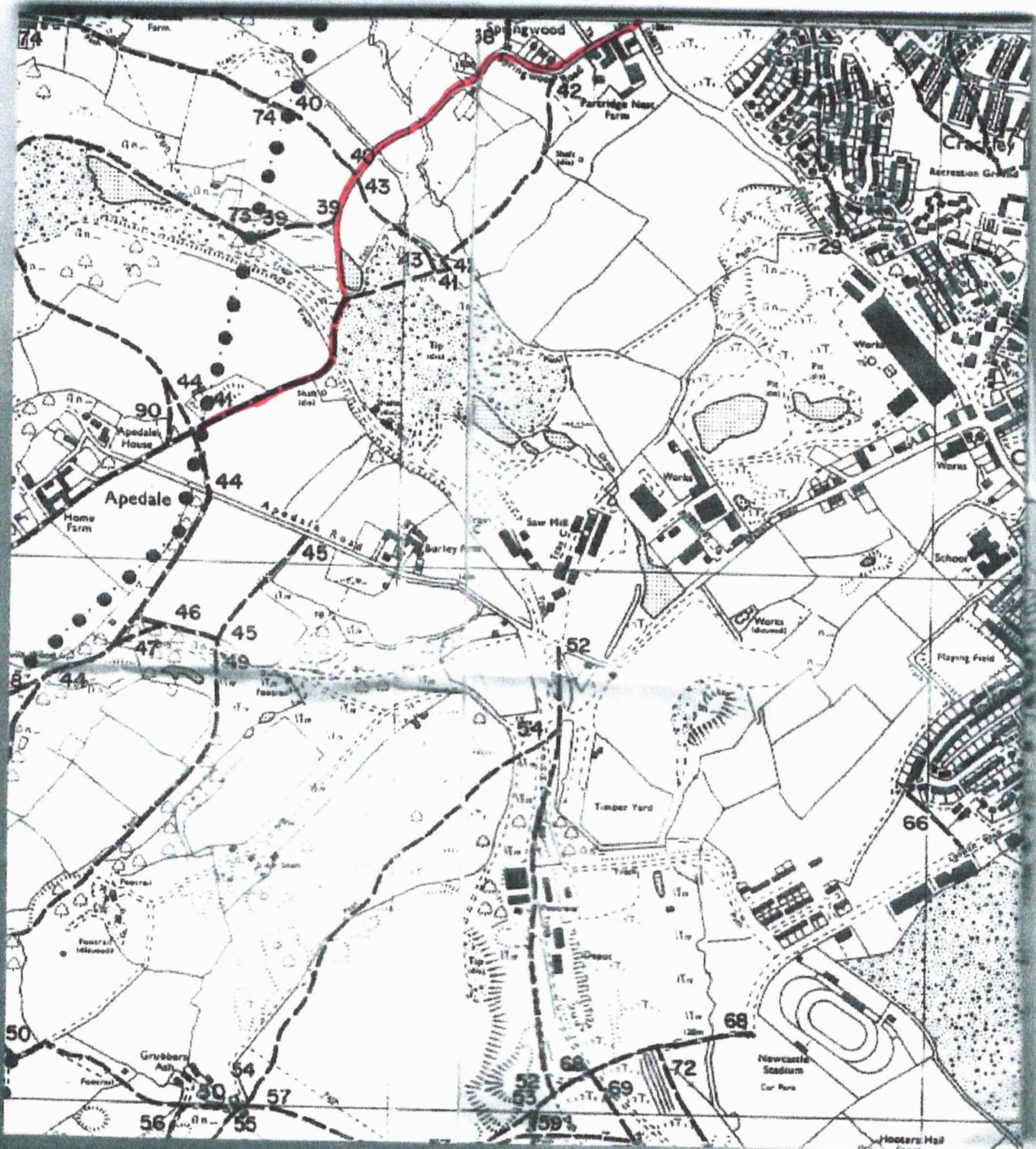
Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

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

Important Note

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Name of witness (Mr/Mrs/Miss/Ms)..... SUSAN MOUNTFORD.....
(Block Capitals please)

Address WOODLANDS FARM THE DRIVE APEDALE
(Block Capitals please) STAFFS 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) SPRING WOOD ROAD
From AUDLEY RD CHESTERTON STAFFS
To CROSSING THE "LINE"
PATH HI "OLD RD" TO APEDALE

*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? SPRING WOOD RD
- (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? APEDALE TO AUDLEY RD AND
- (g) For what purpose? (e.g. work, pleasure) PLEASURE BACK.
- (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? N/A
- (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 CLOSED OFF

2. When using the path where did you live?

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?

APEDALE

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

APEDALE

(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?

TRACTOR

(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
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? 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

(c) 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 CYCLING
HORSE BACK
- (c) Were they accompanying you? If so, please give details.
(i.e. companions, rambling club, family, etc.) PUBLIC FRIENDS + 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.) DAILY WEEKLY
SEASONAL
- (f) How many other people, approximately,
did you see on these occasions? 2 or 3 25-25 IN SUMMER
- (g) Please give any further details of other people's use
of the way which you feel may be important. WALKING TO WORK
PLUS WALKING FOR PLEASURE

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). IT WAS MAIN ROAD
FROM SPRING WOOD TO ALSAGERS BANK
ALONG PATH 41.

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~~

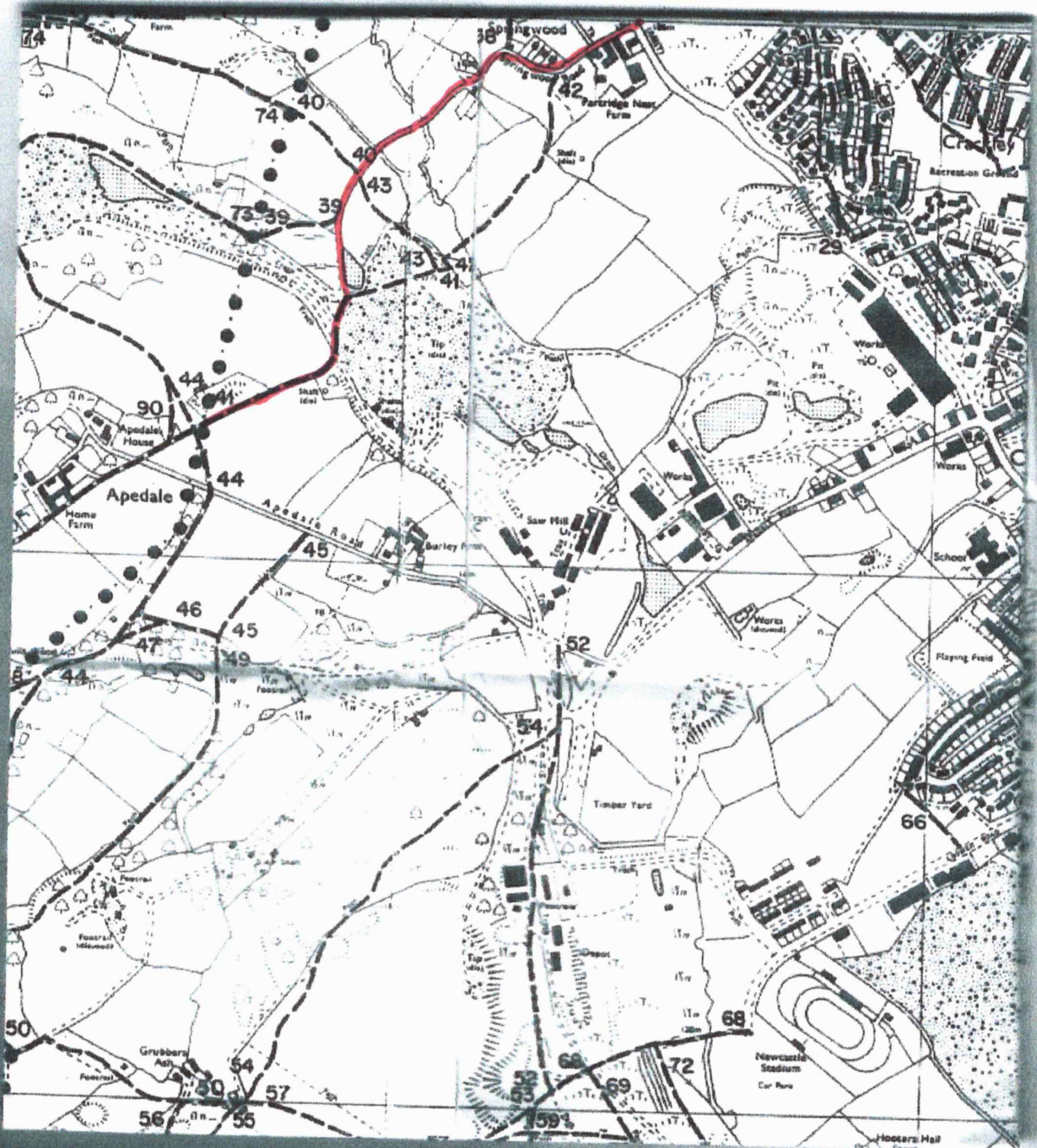
Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.

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

Signature *S. Muntlow*

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

Date *2-4-01*



Staffordshire
County Council

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

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

Telephone No. 01782 563146

Date of Birth 31/10/44 Occupation WAREHOUSE ASSISTANT

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

Description of claimed way:- (include grid references if known) SPRINGWOOD ROAD.
From AUDLEY RD CHESTERTON NEWCASTLE STAFFS
JOIN WITH OLD RAILWAY LINE
To PATH 41 "OLD ROAD" TO APEDALE.

*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? SPRINGWOOD ROAD
- (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 TO 2000
- (f) Where were you going from/to? AUDLEY RD CHESTERTON INTO APEDALE WOODS
- (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? HORSE ROUTE FOR RIDING
- (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. COUNTY COUNCIL HAVE OBSTRUCTED ALL OPENINGS AND EXITS ON PATH 41 PATH 73 & THE SAWMILL EXIT

APPENDIX D - USER EVIDENCE (LM635G)

BARTHOMLEY 1967 - 1968
WOODLANE 1968 197
APEDALE 197 1985
WOODLANE 1996 - 2000
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? WOODLANE & APEDALE

(b) Where did you start and finish your ride? WOODLANE & APEDALE.

(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? TRACTOR FOR FARMWORK

(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 & HORSEBACK & CYCLING.

(c) Were they accompanying you? If so, please give details. COMPANIONS FAMILY & THE 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? DAILY WEEKLY SEASONAL.
(i.e. daily, weekly, seasonal etc.)

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

(g) Please give any further details of other people's use of the way which you feel may be important. WALKERS & CYCLISTS TRAVELLING TO WORK & BACK.

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).

THIS ROAD WAS A MAIN TRACK FROM AUDLEY ROAD CHESTERTON INTO APEDALE CROSSING THE OLD RAILWAY LINE & UP ONTO PATH 41 INTO APEDALE. THROUGH TO HASAGERS BANK.

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*

