

**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. GEORGE SHUKKLESOTHA  
(Block Capitals please)

Address [REDACTED]  
(Block Capitals please)

Telephone No. [REDACTED]

Date of Birth [REDACTED] Occupation [REDACTED]

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

From AS1  
To INGESTRE

\* Please delete as appropriate

1. How many years have you known the way? 10 YRS

2.(a) Do you believe the way to be a public right of way? \*YES/~~NO~~

(b) If so, is the way

(i) a footpath? (pedestrians only) \*YES/NO

(ii) a bridleway? (pedestrians, horse riders and pedal cyclists) \*YES/NO

(iii) a by-way open to all traffic? (all uses including vehicles) \*YES/~~NO~~

3. How wide is the way? APPROX 5 METERS IN PLACES

4. Have you used the above way?

\*YES/NO

If so: (a) During which years?

FROM 1990 TO PRESENT

(b) Where were you going from/to?

DOING DIFFERENT WALKS

(c) For what purpose? (eg work, pleasure)

PLEASURE

(d) How many times a year? (eg daily)

ONCE ~~PER~~ A YEAR

(e) By what means? (eg on

foot, horseback,  
motor vehicle etc)

FOOT

(f) Please show the route of  
the way used on the  
attached plan.

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

\*YES/NO

(b) If not, please give details  
of original route, date of diversion and  
show details on a plan.

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6. Have there, to your knowledge,  
ever been on the way  
any stiles or gates?

\*YES/NO

If so, state (with details  
of location) where the stiles  
or gates stood.

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7.(a) Were you working for any  
owner or tenant of land  
crossed by the way at the time  
when you used it.

\*YES/NO

(b) If so, give particulars and say whether you received  
any instructions from the owner/tenant as to the  
use of the way by the public? If  
so, what were they?

---

8.(a) Have you ever been stopped or  
turned back when using the way  
or do you know, or have you heard,  
of anyone else having been prevented  
from using the route?

\*YES/NO

(b) If so, please  
give particulars.

9.(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, give particulars and dates.

10.(a) Have you ever known of any locked gate or obstruction to the way?

~~YES/NO~~

(b) If so, state when and where and show its approximate position on the attached plan.

HIGH LIGHTED

11.(a) Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted', on or near the way?

~~YES/NO~~

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

12.(a) Have you ever been given permission to use the way?

~~YES/NO~~

(b) If so, by whom?

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

14. 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~~

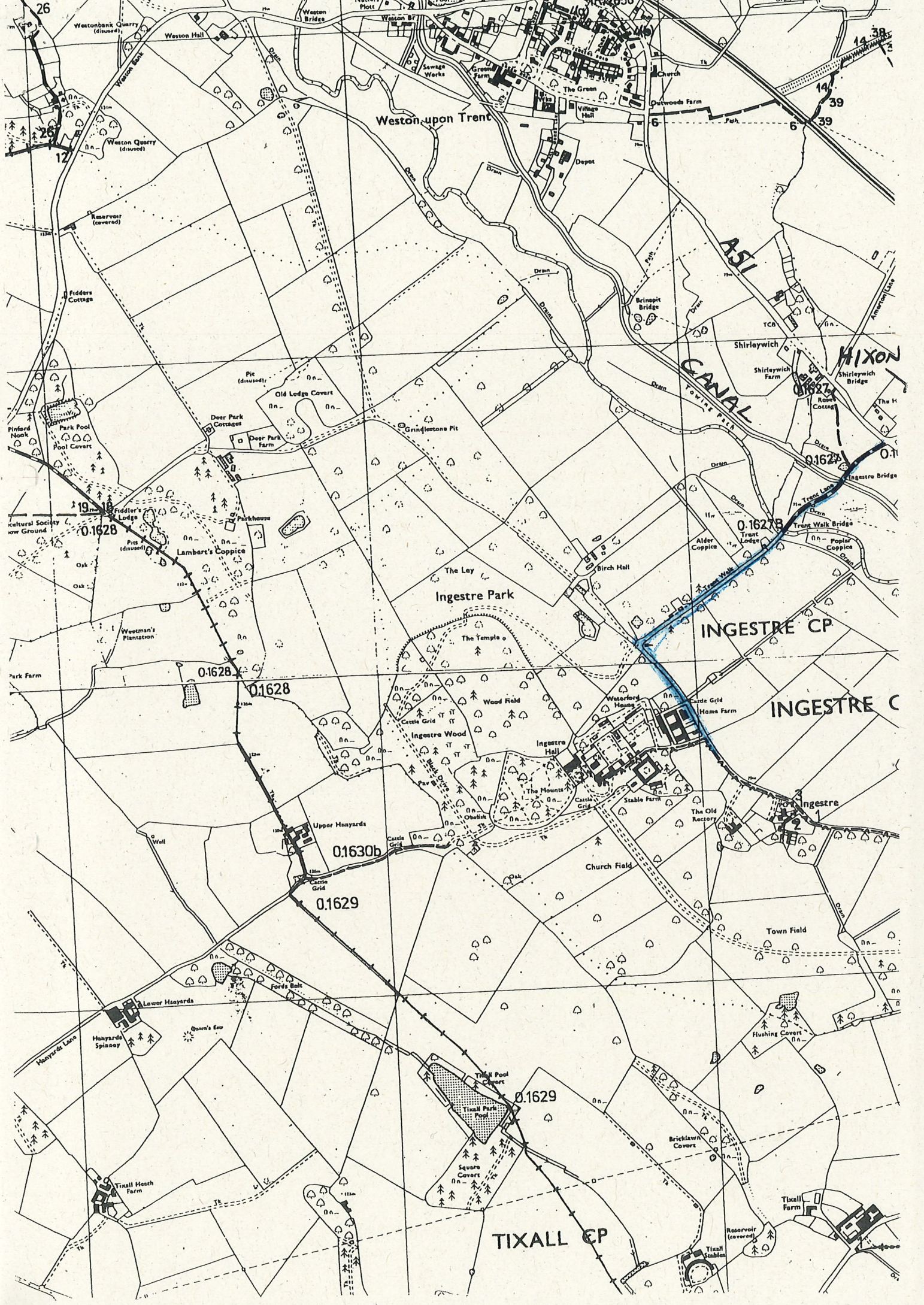
I certify that, to the best of my knowledge and belief, the facts I have stated are true.

Signature G. R. Shuffharter .....

Person taking this statement .....

Date 20.10.99 .....





Weston-upon Trent

Ingestre Park

INGESTRE CP

INGESTRE C

TIXALL CP

AS1 CANAL

HIXON

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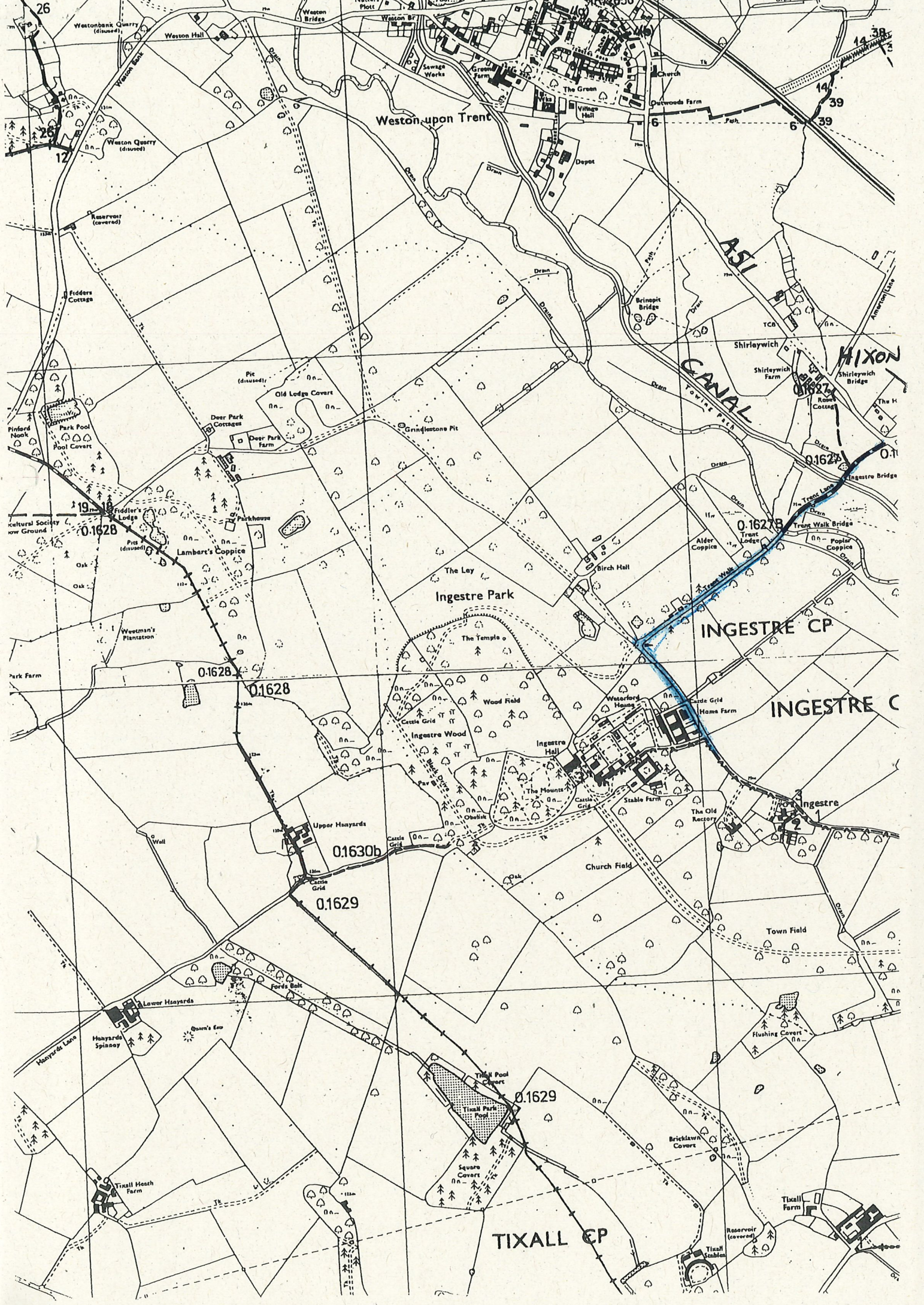
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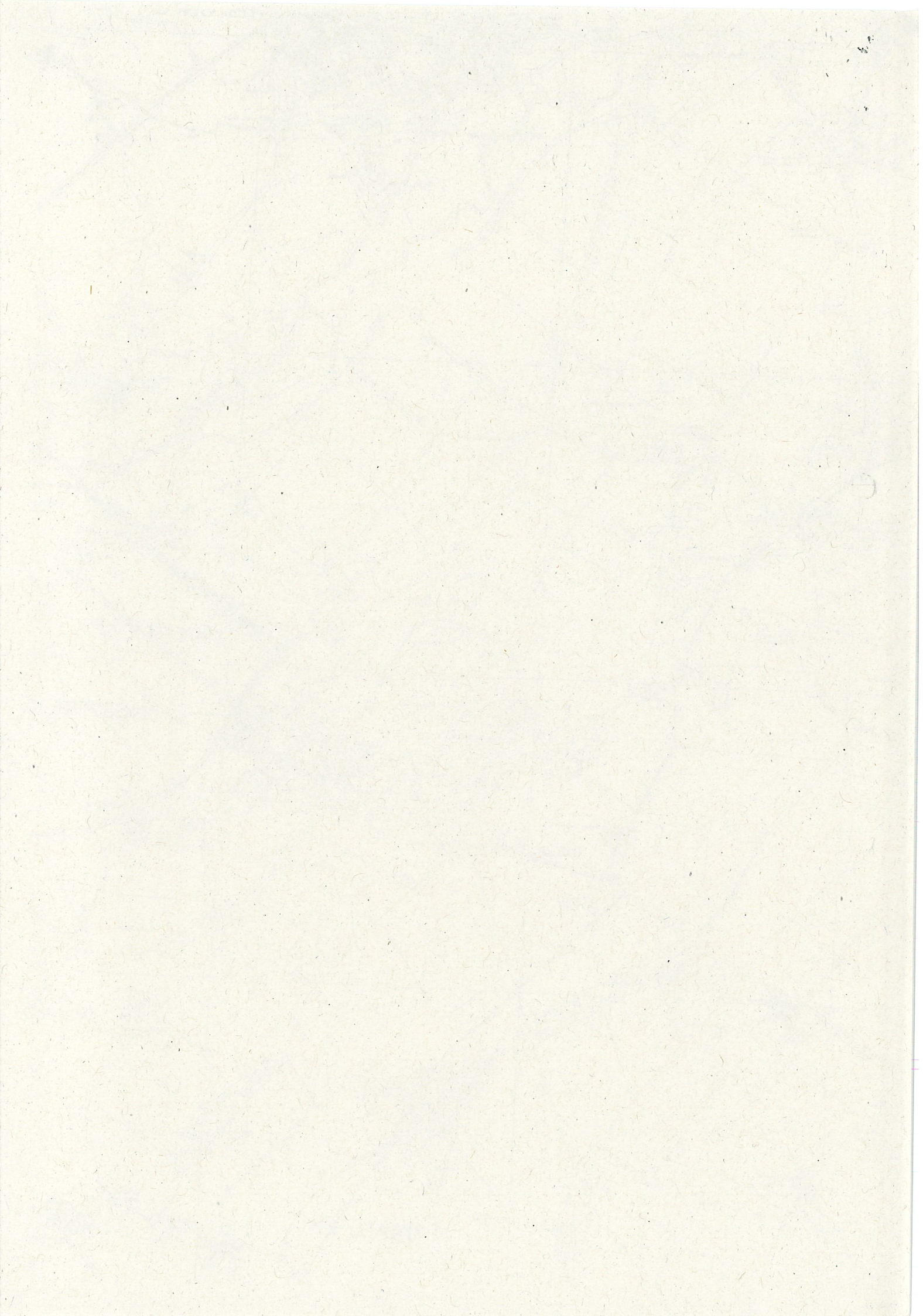
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Name of witness..... ROSEMARY JILL BUSS.....  
(Block Capitals please)

Address .....  
(Block Capitals please)

Telephone No. ....

Date of Birth ..... Occupation.....

Description of way (include grid references if known):-  
From ASI JUNCTION WITH HIXON 'NEW ROAD'  
To INGESTRE VILLAGE.

\* Please delete as appropriate

1. How many years have you known the way? 35 YEARS

2.(a) Do you believe the way to be a public right of way? \*YES/~~NO~~

(b) If so, is the way

(i) a footpath? (pedestrians only) \*YES/NO

(ii) a bridleway? (pedestrians, horse riders and pedal cyclists) \*YES/~~NO~~

(iii) a by-way open to all traffic? (all uses including vehicles) \*YES/NO

3. How wide is the way?  
WIDE ENOUGH TO DRIVE A TRACTOR DOWN.

4. Have you used the above way?

\*YES/NO

If so: (a) During which years?

1960s TO 1990s

(b) Where were you going from/to?

HAYWOOD TO HIXON

(c) For what purpose? (eg work, pleasure)

PLEASURE

(d) How many times a year? (eg daily)

SIX TIMES A YEAR

(e) By what means? (eg on foot, horseback, motor vehicle etc)

BICYCLE | ON FOOT.

(f) Please show the route of the way used on the attached plan.

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

\*YES/NO

(b) If not, please give details of original route, date of diversion and show details on a plan.

---

6. Have there, to your knowledge, ever been on the way any stiles or gates?

\*YES/NO

If so, state (with details of location) where the stiles or gates stood.

---

7.(a) Were you working for any owner or tenant of land crossed by the way at the time when you used it.

\*YES/NO

(b) If so, give particulars and say whether you received any instructions from the owner/tenant as to the use of the way by the public? If so, what were they?

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8.(a) Have you ever been stopped or turned back when using the way or do you know, or have you heard, of anyone else having been prevented from using the route?

\*YES/NO

(b) If so, please give particulars.



9.(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, give particulars and dates.

10.(a) Have you ever known of any locked gate or obstruction to the way?

~~YES~~/NO

(b) If so, state when and where and show its approximate position on the attached plan.

11.(a) Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted', on or near the way?

~~YES~~/NO

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

12.(a) Have you ever been given permission to use the way?

~~YES~~/NO

(b) If so, by whom?

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

14. 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

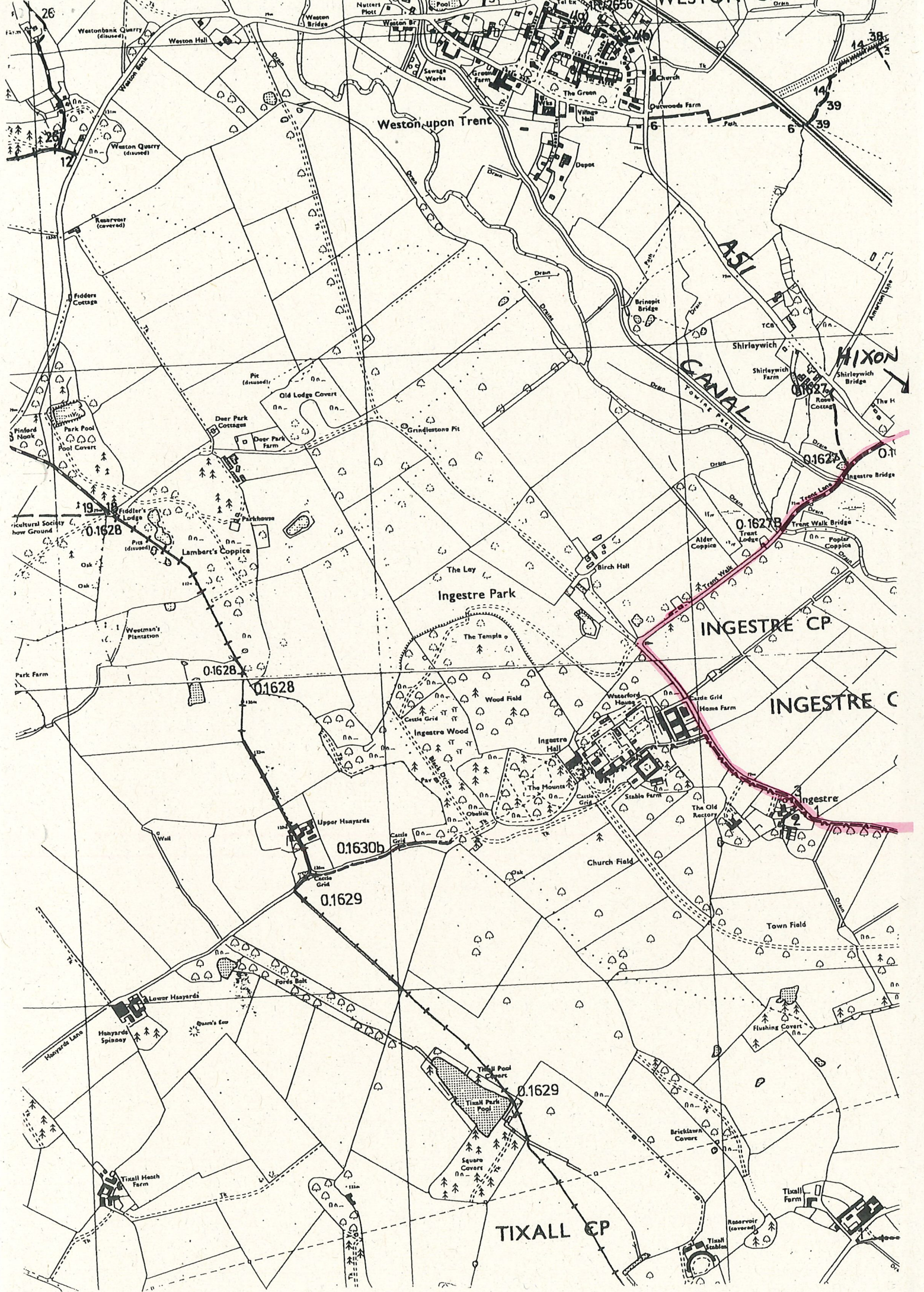
I certify that, to the best of my knowledge and belief, the facts I have stated are true.

Signature ..... *J. Swad* .....

Person taking this statement .....

Date ..... *22/10/99* .....





Weston upon Trent

WESTON CP

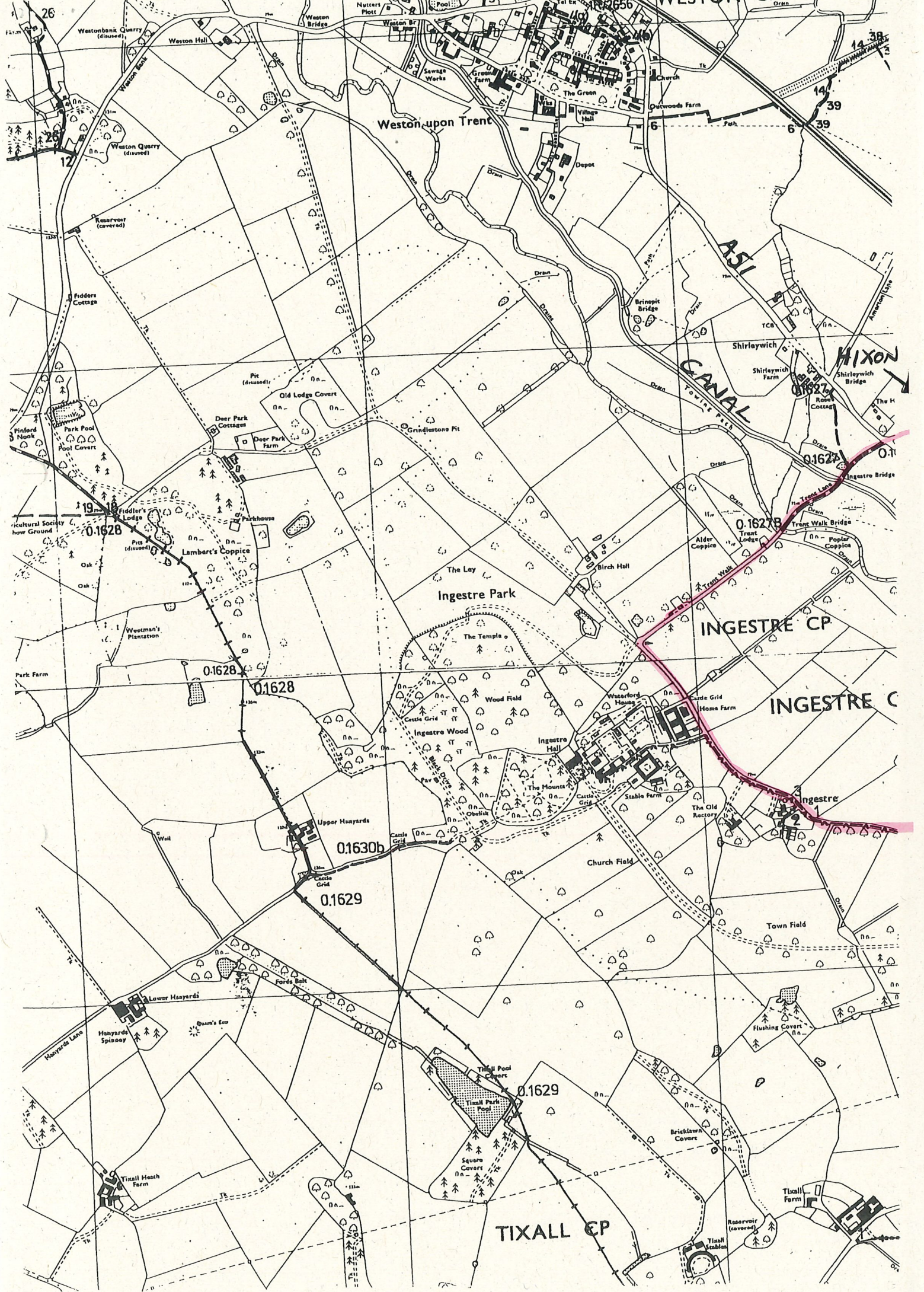
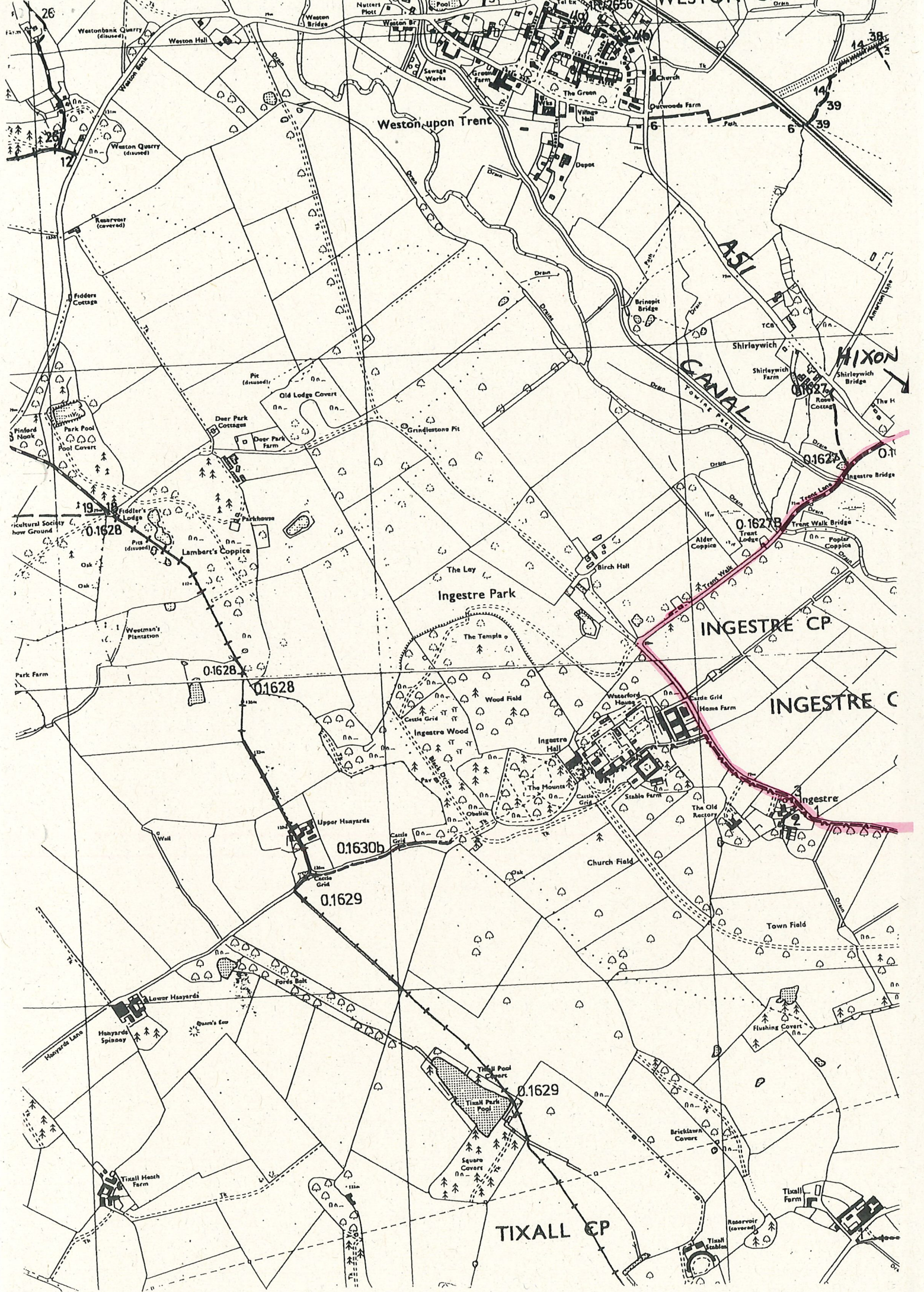
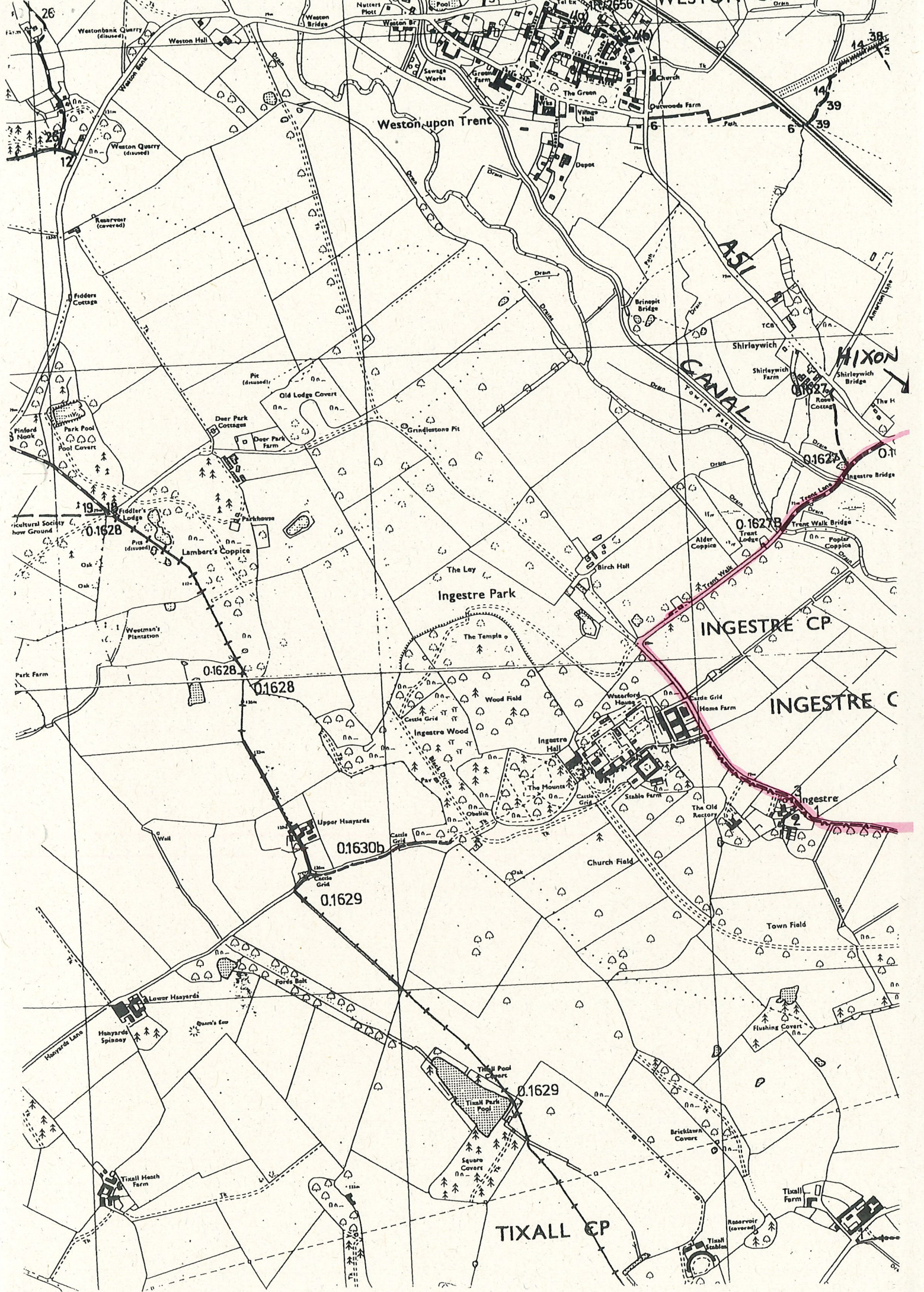
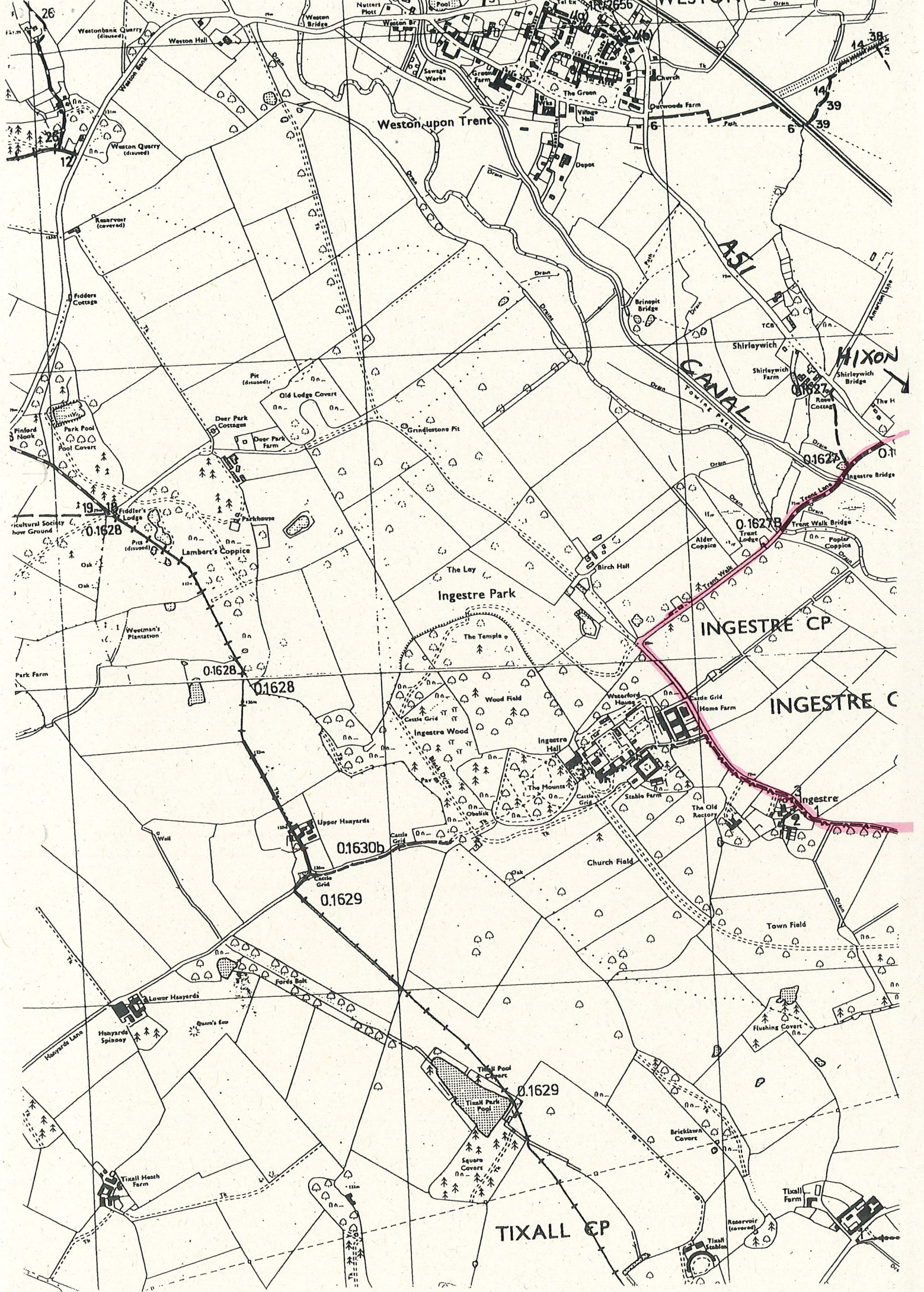
HIXON

INGESTRE CP

INGESTRE C

TIXALL CP

ASU  
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Name of witness..... HARRY SCOTT.....  
(Block Capitals please)

Address .....  
(Block Capitals please).....

Telephone No. ....

Date of Birth ..... Occupation .....

Description of way (include grid references if known):-  
From ASI  
To INGESTRE

\* Please delete as appropriate

1. How many years have you known the way? 25

2.(a) Do you believe the way to be a public right of way? \*YES/NO

(b) If so, is the way  
(i) a footpath? (pedestrians only) \*YES/NO  
(ii) a bridleway? (pedestrians, horse riders and pedal cyclists) \*YES/NO  
(iii) a by-way open to all traffic? (all uses including vehicles) \*YES/NO

3. How wide is the way?  
8 TO 10 FEET.

4. Have you used the above way?

~~\*YES/NO~~

If so: (a) During which years?

OVER THE LAST 25 YEARS

- (b) Where were you going from/to?
- (c) For what purpose? (eg work, pleasure)
- (d) How many times a year? (eg daily)
- (e) By what means? (eg on foot, horseback, motor vehicle etc)
- (f) Please show the route of the way used on the attached plan.

INGESTRE TO ASI  
PLEASURE  
4  
ON FOOT

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

~~\*YES/NO~~

(b) If not, please give details of original route, date of diversion and show details on a plan.

---

6. Have there, to your knowledge, ever been on the way any stiles or gates?

~~\*YES/NO~~

If so, state (with details of location) where the stiles or gates stood.

---

7.(a) Were you working for any owner or tennant of land crossed by the way at the time when you used it.

~~\*YES/NO~~

(b) If so, give particulars and say whether you received any instructions from the owner/tennant as to the use of the way by the public? If so, what were they?

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8.(a) Have you ever been stopped or turned back when using the way or do you know, or have you heard, of anyone else having been prevented from using the route?

~~\*YES/NO~~

(b) If so, please give particulars.

9.(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, give particulars and dates.

10.(a) Have you ever known of any locked gate or obstruction to the way?

~~\*YES/NO~~

(b) If so, state when and where and show its approximate position on the attached plan.

11.(a) Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted', on or near the way?

~~\*YES/NO~~

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

12.(a) Have you ever been given permission to use the way?

~~\*YES/NO~~

(b) If so, by whom?

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

14. 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~~

I certify that, to the best of my knowledge and belief, the facts I have stated are true.

Signature .....

*H. W. Scott*

Person taking this statement .....

*HARRY WILLIAM SCOTT*

Date .....

*2/10/99*





