

FORM OF APPLICATION FOR MODIFICATION ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981

Definitive Map and Statement - Staffordshire County Council

District of STAFFORD

Parish of COLWICH

To: Staffordshire County Council
PO Box 11
County Buildings
Stafford
ST16 2LH

I/We M. REAY
of 53 TITHE BARN RD STAFFORD

hereby apply for an order under Section 53(2) of the Wildlife and Countryside Act 1981 modifying the definitive map and statement for the area by

~~* deleting the (footpath)(bridleway)(byway open to all traffic) from [scribble] to [scribble]~~

* adding the (footpath)(bridleway)(byway open to all traffic) from BRIDLEWAY AT 008206 to BRIDLEWAY AT 003204

~~* upgrading)(downgrading) to a (footpath)(bridleway)(byway open to all traffic) the (footpath)(bridleway)(byway open to all traffic) from [scribble] to [scribble]~~

~~* (varying)(adding to) the particulars relating to the (footpath)(bridleway)(byway open to all traffic) from [scribble] to [scribble]~~
by providing that [scribble]

and shown on the map accompanying this application.

I/We attach copies of the following documentary evidence (including statements of witnesses) in support of this application

*delete as appropriate.

List of Documents

THIS FOOTPATH APPEARS ON DEPOSITED RAIL
PLAN + BOOK OF REFERENCE Q/Rum 132 (1840)
THE SECTION AT ASIS END ~~■~~ APPEARS AS 'PUBLIC
CARRIAGE RD.' 'FOOTWAY TO BROCTON' CONTINUES
FROM PUBLIC CARRIAGE RD SOUTHWARDS.

THE CONTINUATION EVIDENCE APPEARS ON 2 IN O.S. STREET.
WHICH INDICATES THE ROUTE CONTINUING TO BROCTON.

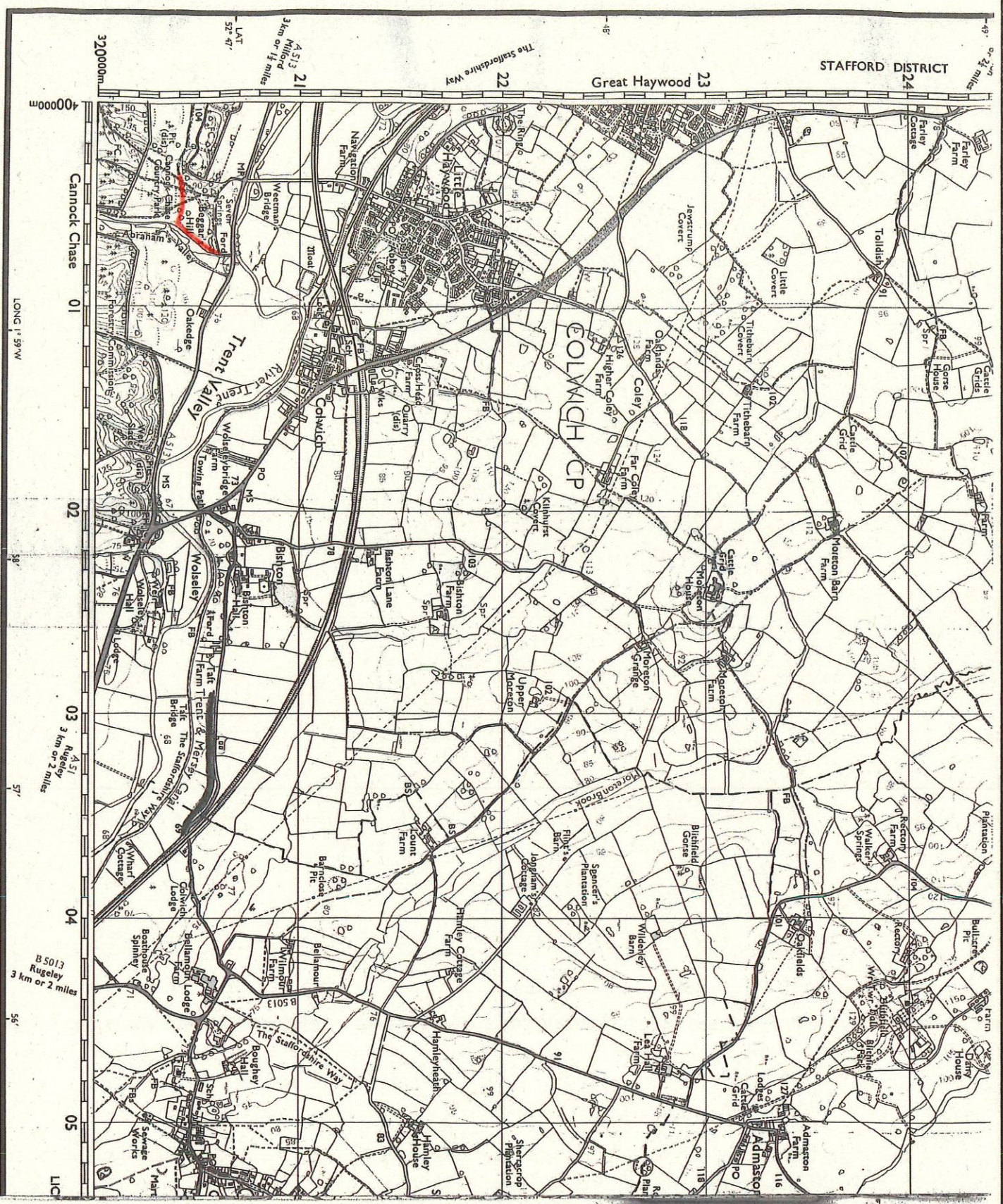
Date

14/9

19 98

signed.....

M. Ray.....



STAFFORD DISTRICT

Great Haywood 23

The Staffordshire Way
22

A 513
Millop
3 km or 2 miles
LAT
52° 47'

370000m

400000m

Cannock Chase 01

02

03

04

05

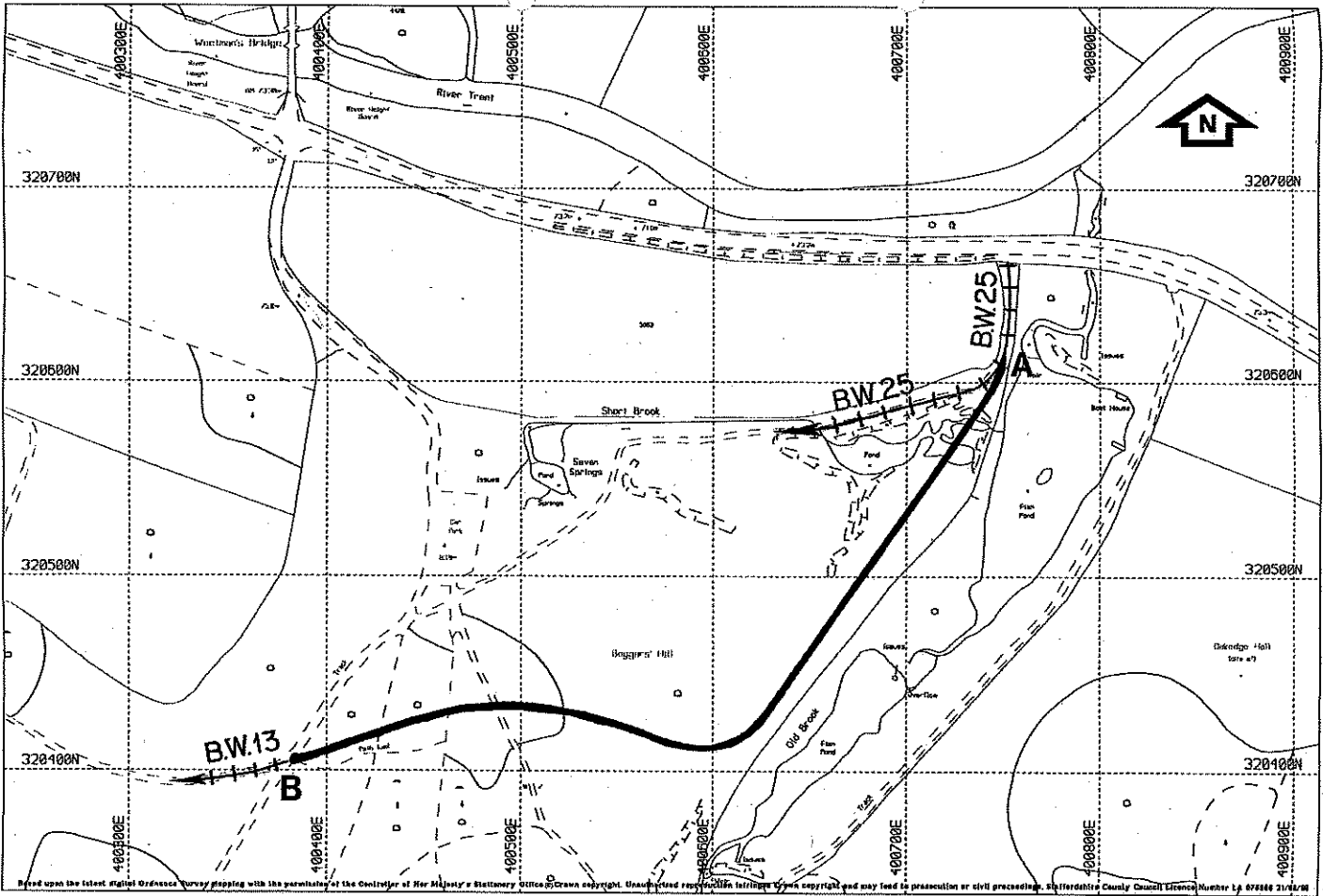
A 51
Rugeley
3 km or 2 miles

LONG 1° 59' W

B 5013
Rugeley
3 km or 2 miles

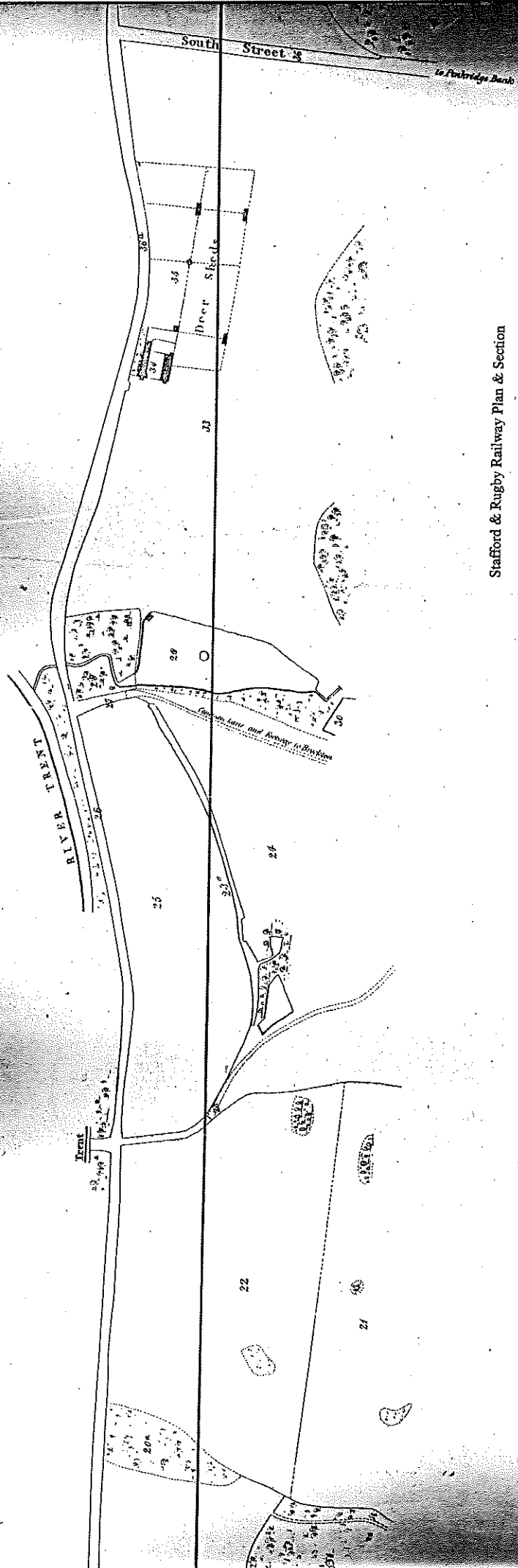
LIC

Appendix B



Based upon the latest Ordnance Survey mapping with the permission of the Controller of Her Majesty's Stationary Office. Crown copyright. Unauthorised reproduction is illegal. Crown copyright and may lead to prosecution or civil proceedings. Staffordshire County Council Licence Number LA 67486 21/02/01

Appendix C

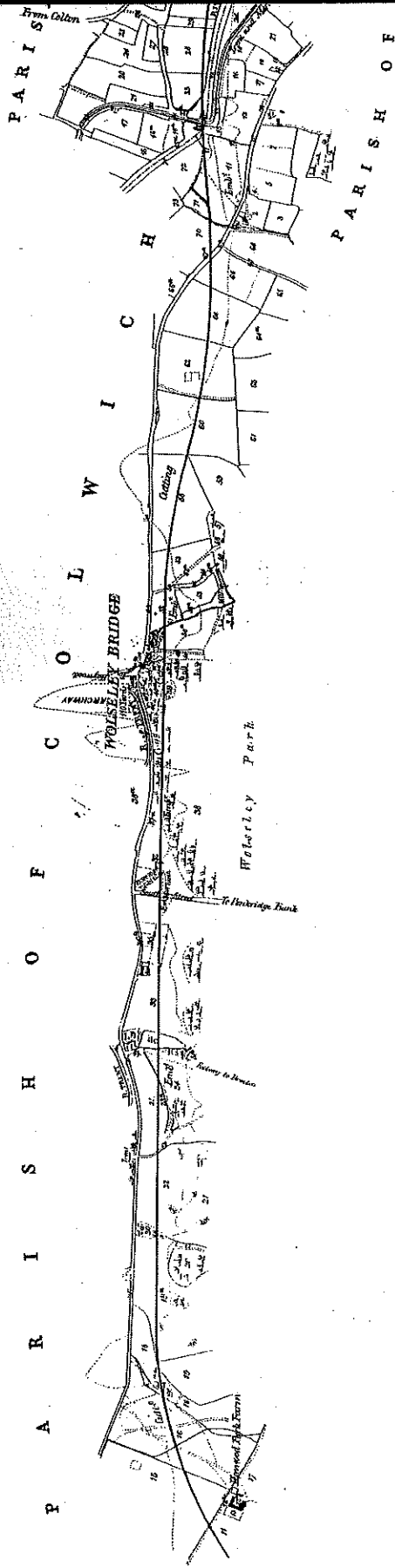


Stafford & Rugby Railway Plan & Section

Stafford Record Office document ref. Q/Rum 132.

Y

11



SCALES FOR PLAN AND SECTIONS.

Horizontal



Vertical



SCALE FOR ENLARGED PLANS



Stafford & Rugby Railway Plan & Section

Stafford Record Office document ref. Q/Rum 132

Stafford and Rugby Railway with a branch
Book of Reference

Stafford Record Office document ref: Q/Rum 132

[47]

PARISH OF COLWICH, COUNTY OF STAFFORD,

Parish of

No Property is intended to be taken where not shewn upon the Plan :
 Or if shewn upon the Plan, not numbered thereon :
 Or if numbered thereon, not contained and described in the Book of Reference.
 Where Property is situate in more than One Parish, the Number and Description are limited in each Parish to the particular Portion of the Property comprised in such Parish :
 And where Lands are shewn upon the Plan, either wholly or partially, and comprise Buildings either shewn or not shewn thereupon, the Number upon the Plan designates only such Part of the Property as is described in the Book of Reference, and as is within either the general Limits of Deviation by Measurement intended to be applied for, or the special Limit of Deviation denoted upon the Plan, as the Case may be.

No. on Plan	Description of Property.
-------------	--------------------------

No. on Plan	Description of Property.	Owner or Reputed Owner.	Lessee or Reputed Lessee.	Occupier.
1	Common land, part of Concock Chase	Earl of Lichfield, Marquis of Anglesey, Sir Thomas Aston Clifford Constable, Earl Ferrers, Sir Charles Walsley, William Moore, Earl Talbot, Mrs. Till, Mrs. Elizabeth Hall, Henry Churchill, Elizabeth Arkoll, Ann Collett, George Webb, James Dale, Thomas Denvoll, Joseph Dugma, Samuel Fellhouse, Jesse Turnock, John Preston, William Lamer, Ann Fox, Ann Shelley, Joseph Nixon, Alice Shaw, James Shaw, Charles Suffolk, Thomas Stevenson, George Stevenson, Staffordshire and Worcestershire Canal Company, Ann Ehemore, James Whittle, William Elmore, sen., William Elmore, jun., Mrs. Hill, Robert Stanley, John Yates, Charlotte Sparrow, Elizabeth Sparrow, James Ollham Oldham, Rev. William Hicken, Isaac Charles, Hannal Charles, James Trubshaw, William Duffee, Richard Yates, Thomas Cox, Lord Bagot, Robert Hanbury, Charles Bunford, Rev. George Hodson, Frances Knight, Thomas Whitgrave, Richard Grouse, James Porter, Hugo Chadwick, Edward Smith, Charles Thorne, Trent and Mersey Canal Company, William Dakewell, William Winfield, William Yates, Samuel Yates, Alexander Glass, Walter Yates, Ann Lovett, Representatives of Catherine Knight, Representatives of the late Charles Yates, John Boylan, Thomas Byrd, John Cotgrave, Charles Brockhouse, Representatives of the late Thomas Denvoll, Richard Dukes, James Emery, William Osborne, John Parkinson, Representatives of William Preston, Aecessal, Hannah Thorne, Susan Thorne, Samuel Thorne, Charles Tooth, Charles Thompson, George Keeling, Rev. Anthony Hamilton, Sampson Shelley, James Shelley, William Hanbury.		Earl of Lichfield, John Deakin, Henry Cox, Thomas Denvoll, Charles Heywood, Thomas Stamford, Miss Tyndale, Edward Tyndale, Robert Winfield, George Winton, William Clark, William Hudson, Sarah Vicarstaff, Thomas Vicarstaff, Mary Holding, William Carter, Samuel Fulker, William Harriman, John Smith, Andrew Horton, George Nixon, Thomas Duntton, William Baker, Richard Mitchell, Mary Tomlinson, John Wright, William Leadbetter, James Herbert, Birch, Margaret Biddle, Benjamin Bishop, Elizabeth Beardmore, William Potts, William Owen, John Carter, Elizabeth Bickley, Thomas Keeling, John Hays, John Sargeant, Mary Halfpenny, John Vicarstaff, Henry Hudson, John Nixon, John Jamieson, John Beardmore, James Tamms, Ann Robins, Leonard Tamms, Thomas Falkner, Samuel Wood, James Oran, John Cockerill, William Duncombe, John Weston, John Markham, John Brown, John Robinson, Sampson Tomlinson, Alexander McCulloch Milligan, John Hübner, John Lubran, Joseph Tomlinson, John Beaves, George Walklate, Samuel Harriman, Thomas Ingram, Elizabeth Keeling, Thomas Wenlock, John Newton, Richard Emery, William Vicarstaff, Joseph Robins, Thomas Myatt, Marquis of Anglesea, John Cockayne, Walter Yates, John Curvey, Catherine Hollins, Richard Huxton, Ann Tooth, Abenham Holding, Thomas Holding, William Deane, John Felthouse, William Lakin, Thomas Betts, James Greattholder, John Walker, Henry Yates, Mary Granger, James Hawthorn, Sampson Emery, George Prosser, Sir T. A. C. Constable, John Braddock, Benjamin Bond, Ann Bond, Elizabeth Bond, John Bould, George Collier, Ann Collett, Thomas Cape, William Corvear, Stephen Dale, Richard Farnor, Samuel Felthouse, John Hassell Gardner, William Hill, Joseph Harris, Richard Mottershaw, James Mills, Joseph Nixon, Charles Suffolk, James Ward, Richard Webb, George Winsfield, John Walklate, John Wood, John Shelley, William Daniel, William Lakin, John Dale, junior, William Deby or Debery, Richard Ash, John Dale, Thomas Holding, William Walker, William Dunn, Samuel Fradley, William Webb, Mary Heaton, Thomas Middleton, Joseph Wooley, William Yates, Joseph Oran, Thomas Ansell, Thomas Bettsou, William Biddulph, James Dale, Henry Elmore, Elizabeth Elmore, George Falkin, James Fradley, Thomas Fowler, Thomas Horobin, William Hill, John Leadbetter, Joseph Leadbetter, Ann Moore, Thomas Middleton, Benjamin Potts, James Sutton, Jesse Turnock, James Williams, James Walthoe, Thomas Wright, Frederick Horobin, Joseph Richardson, Sir Charles Walsley, William Arnold, George Arnold, James Allen, Thomas Birch, Thomas Bradshaw, Peter Birch.

Stafford and Rugby Railway with a branch
Book of Reference

Stafford Record Office document ref: Q/Rum 132

49

Parish of Colwich, County of Stafford—(continued).

No. on Plan	Description of Property.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
				Elizabeth Boyden, John Leaver, Edward Acton, Thomas Robins, George Hill, William Bradshaw, George Blithers, James Wood, James Heath, John Fulkner, Richard Hitchener, William Tooth, John Johnson, Jane Okey, John Hall, Brillannah Biddle, Thomas Mathers, Hannah Bentley, William Hollis, James Hayward, William Jackson, Hannah Thomas, James Nutt, Benjamin Brough, George Caldwell, Joseph Evans, Thomas Reeves, John Nixon, John Kent, John Lyon, George Potts, Sampson Shelley, James Shelley, Edward Askey, James Warsey, William Hanbury.
2	Public highway	Surveyor of Highways of Shugborough		Walter Yates
3	Part of field	Marquis of Anglesea		Marquis of Anglesea
3A	Brook	Marquis of Anglesea		Walter Yates
6	Plantation and water-courses	Marquis of Anglesea		Marquis of Anglesea
7	Plantation and private road	Marquis of Anglesea		Walter Yates
8	Field and private road	Marquis of Anglesea		Walter Yates
9	Field and plantations	Marquis of Anglesea		Marquis of Anglesea
10	Plantation and private roads	Marquis of Anglesea		Walter Yates
11	Field and private carriage road	Marquis of Anglesea		Walter Yates
12	Farm buildings and yards	Marquis of Anglesea		Walter Yates
13	House, garden, and yard	Marquis of Anglesea		Walter Yates
13A	Field and private road	Marquis of Anglesea		Walter Yates
14	Plantation	Marquis of Anglesea		Marquis of Anglesea
15	Field	Marquis of Anglesea		Walter Yates
16	Field, plantations, and private roads	Marquis of Anglesea		Walter Yates
17	Field	Marquis of Anglesea		Walter Yates
18	Plantation and private road	Marquis of Anglesea		Marquis of Anglesea, and as to road Walter Yates
19	Field and plantations	Marquis of Anglesea		Walter Yates
19A	Field and plantations	Marquis of Anglesea		Walter Yates
20	Plantation	Marquis of Anglesea		Marquis of Anglesea
20A	Plantation or underwood	Marquis of Anglesea		Marquis of Anglesea and Walter Yates
21	Field and plantations	Marquis of Anglesea		Walter Yates
22	Field and plantations	Marquis of Anglesea		Walter Yates
23	Public road	The surveyor of highways for Shugborough		Walter Yates
23A	Brook or stream	Marquis of Anglesea		Marquis of Anglesea
24	Common land, part of Cauceck chase	The owners of No. 1		The Occupiers of No. 1
25	Field	Marquis of Anglesea		Walter Yates
26	Public highway	Surveyor of Highways for Shugborough		
27	Public road	Surveyor of Highways for Shugborough		
27	Pool of water, and building	Earl of Lichfield		Earl of Lichfield
28	Plantation and brook	Earl of Lichfield		Earl of Lichfield
30	Pool of water and plantation	Earl of Lichfield		Earl of Lichfield
33	Park and plantations	Earl of Lichfield		Earl of Lichfield
34	House, stables, and other out-buildings	Earl of Lichfield		Earl of Lichfield and John Labran
35	Paddocks and buildings	Earl of Lichfield		Earl of Lichfield
36	Public road	Surveyors of highways of Walsley		
36A	Public highway	Surveyors of highways of Walsley		
37	Field	Sir Charles Walsley		The Rev. Thomas Lane Green
37A	Land	Sir Charles Walsley		Sir Charles Walsley
38	Park and plantation	Sir Charles Walsley		William Arnold
38A	Field	Sir Charles Walsley		Sir Charles Walsley
39	Plantation	Sir Charles Walsley		Edward Dunn, Sir Charles Walsley, or the dowager Lady Fitzgerald
39A	Plantation, and river	Sir Charles Walsley		Joseph Mullor & Sir Charles Walsley
40	Cottage and yard	Sir Charles Walsley		Sir Charles Walsley
40A	Park	Sir Charles Walsley		John Ditchell, Joseph Barker
41	Cottages, outbuildings, and gardens	Sir Charles Walsley		Sir Charles Walsley, or Thomas Potts, William Lawrence, Joseph Mullor, John Ditchell, Joseph Barker
42	Gardens and buildings	Sir Charles Walsley		Anthony Lockley, Hubert Sharp, and Sir Charles Walsley
44	Cottage, stables, outbuilding, and garden	Sir Charles Walsley		Anthony Lockley
44A	Garden	Sir Charles Walsley		William Bould, William Brooks
45	Cottages, outbuildings, and gardens	Sir Charles Walsley		Edward Dunn
46	House, stables, outbuildings and yard	Sir Charles Walsley		Edward Dunn
47	Plantation, yard, and buildings	Sir Charles Walsley		Edward Dunn and Sir Charles Walsley
47A	Plantation and building	Sir Charles Walsley		Edward Dunn
48	Garden	Sir Charles Walsley		Sir Charles Walsley, Edward Dunn, Charles Barker, William Walker, Richard Harvey, John Allen, and James Allen
49	Occupation road	Sir Charles Walsley		Edward Dunn
50	Field	Sir Charles Walsley		John Yates, and the dowager Lady Fitzgerald, (as to waterhouse)
50A	Field	Sir Charles Walsley		John Yates and as to road Sir Charles Walsley and Robert Harvey
51	Brook	Sir Charles Walsley		Edward Dunn
52	Field and waterhouse	Sir Charles Walsley		John Yates
52A	Occupation road, and public foot-road	Sir Charles Walsley		John Yates and John Willott, James Affen, Sir Charles Walsley and John Biddulph as to occupation road
53	Field, brook, and rick-stead	Sir Charles Walsley		John Biddulph
53A	Brook-courses, or mill-sitings	Sir Charles Walsley		
54	Occupation road, and public bridle road	Sir Charles Walsley, and the Surveyor of Highways of Walsley		
55	Cottage, garden, and outbuildings	Sir Charles Walsley		

Parish

No. on Plan	Description of Property
55A	Buildings, yards, and land
56	Plantation
56A	Plantation
57	Plantation
58	Field
59	Field and farm buildings
60	Field
61	Field
62	Field and private road
63	Field
64	Field
64A	Field
65	Field
66	Field
66A	Field
67	Occupation road
67A	Pool and land
68	Field and road
69	Turnpike road
70	Field and brook
71	Field and brook
72	Field
73	Field
74	River

Appendix D

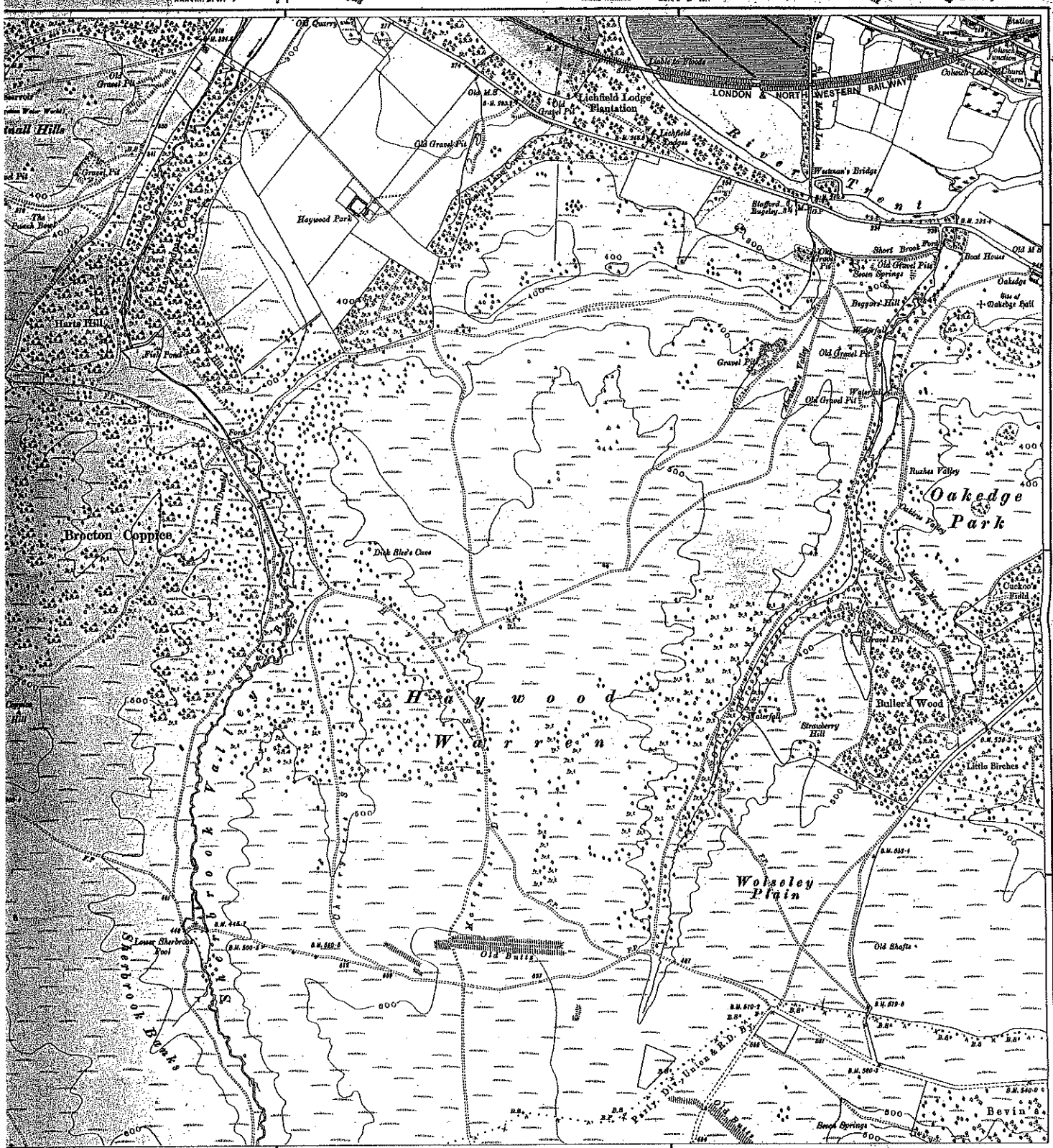
ROUTE OF APPLICATION (Footway to Buxton)

21005



STAFFORD UNION

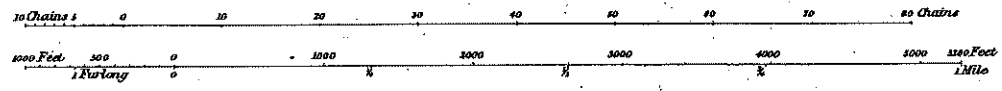
STAFFORD R.D.



O A N N O G K LICHFIELD DIVISION LICHFIELD UNION LICHFIELD R.D. BREERETON PH.

Scale Six Inches to One Statute Mile or 880 Feet to One Inch = 1000

Price 2 net.



Published by the Director General at the Ordnance Survey Office, Southampton.

N.B.—The representation on this map of a Road, Track or Footpath, is no evidence of the existence of a right of way.

Heights are given in Feet above the mean level of the sea at Newlyn, and are based on the revised primary levelling of 1912-21.

(+/-) refer to bench marks on buildings, walls, &c., those marked thus (+) preceded or followed by the height, to surface levels.

* level at Liverpool, and are not based on the revised primary levelling of 1912-21. There may thus be discrepancies of some inches between the contours and the bench marks and spot levels.

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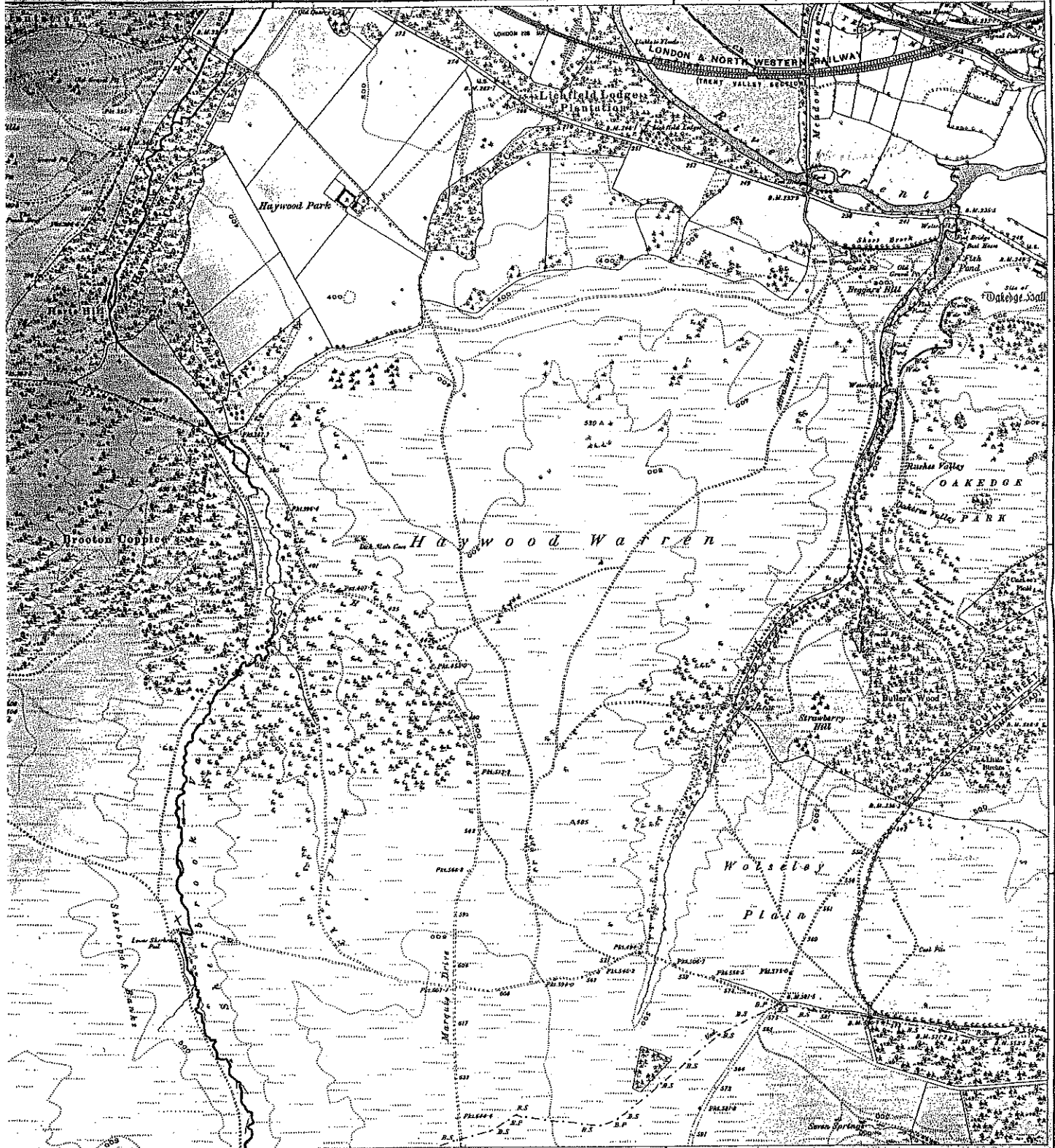
45. N.W

Staffordshire Sheet XLV. N.W.

Western Division
XXXVIII.S.W
to Rugby

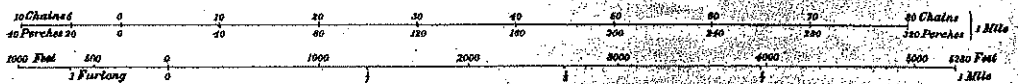
SHUGBOROUGH PARK Trent Valley SHUGBOROUGH PARK
100.2 11.0 W.

45 N.W



XLV.S.W. CANNOCK CHASE 100.2 11.0 W. RUCLEY Lichfield Division

Scales—Six Inches to One Statute Mile or 80 Feet to One Inch = 10000



Price 1s.

Photographed from 1866 Plans and Published at the Ordnance Survey Office, Southampton.

N.B.—The representation on this map of a Road, Track, or Footpath, is no evidence of the existence of a right of way.

above the assumed Mean Level of the Sea at Liverpool, which is 0.000 of a Foot below the general Mean Level of the Sea.
e.g., refer to Bench-Marks on Buildings, Walls, &c., those marked thus (·) preceded or followed by the height, to surface level.

Sheet XLV.

N.E.	N.W.
S.E.	S.W.

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SECOND EDITION, 1902.

45 N.W.

STAFFORDSHIRE. SHEET XLV. N.W.

STAFFORD UNION

STAFFORD R.D.

SHUGBOROUGH PARK

Lon 2° 0' W.

NORTH STAFFORDSHIRE RAILWAY

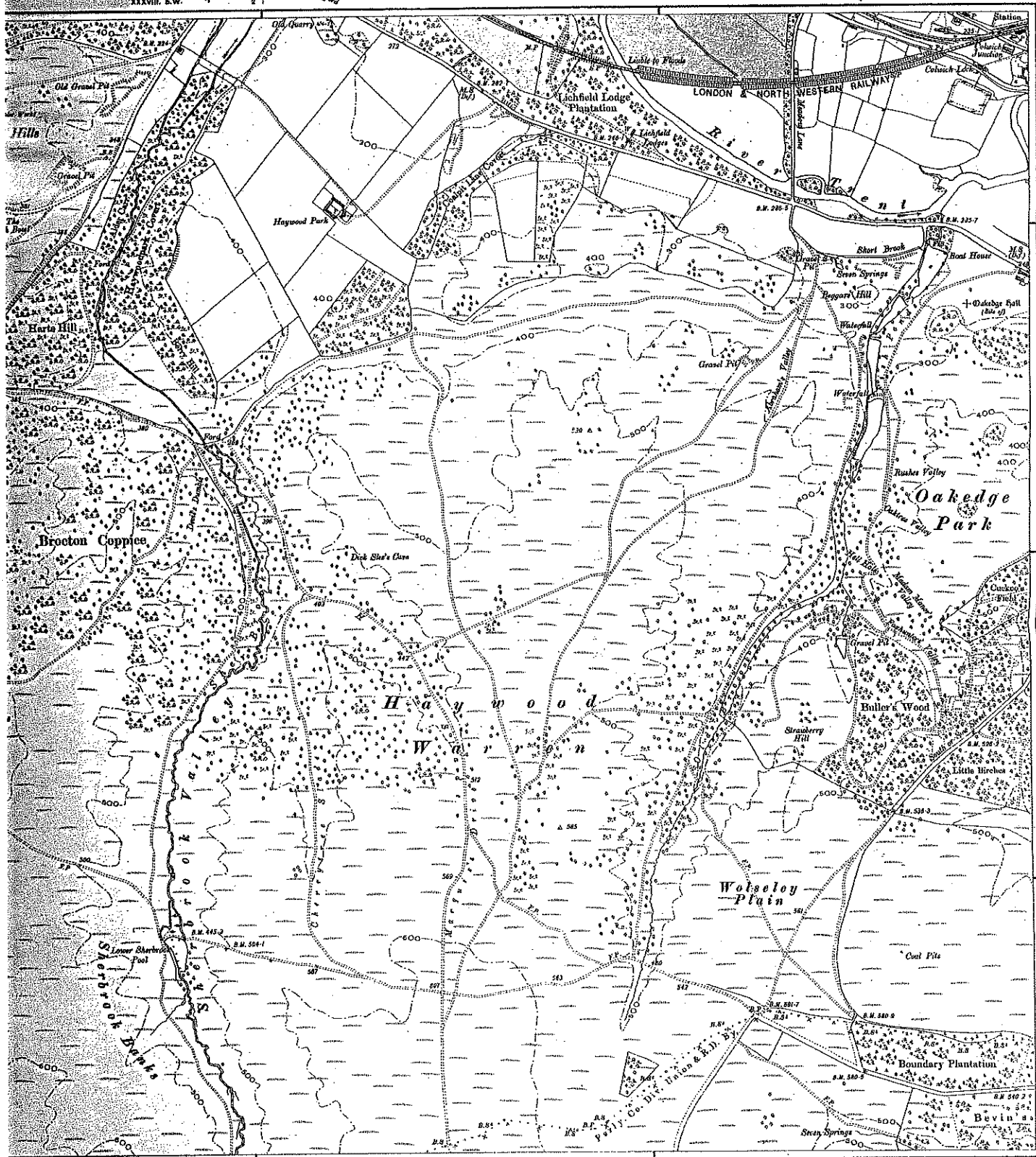
TRENT & MERSEY CANAL

From Stone Little Haywood

XXXVIII. E.W.

2 1/2'

From Stafford



CHESHIRE
TREET VALLEY
LAT. 52° 47'
75 Feet
COLTCH PH.
30"
XLV. N.E.
500 Feet
LAT. 52° 45'
500 Feet
WILKIN

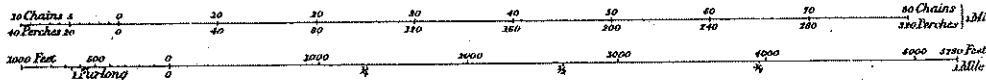
XLV. S.W.

2 1/2'

Lon 2° 0' W.

O A N N O C K LICHFIELD DIVISION LICHFIELD UNION LICHFIELD R.D. BRERETON PH.

Scales — Six Inches to One Statute Mile or 880 Feet to One Inch — 1875



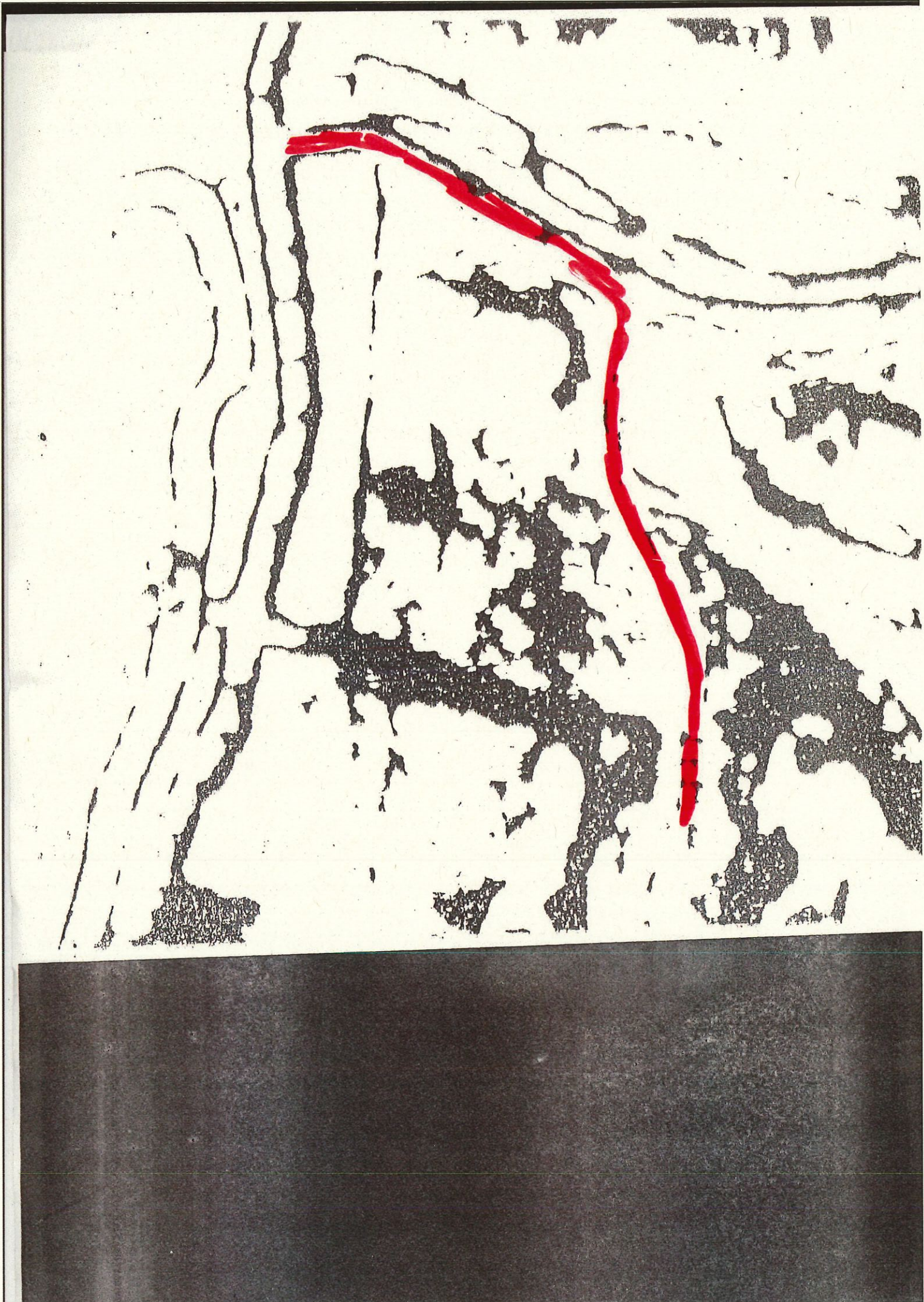
Price 1/6 net.

Published by the Director General at the Ordnance Survey Office, Southampton.
 van to Feet above Ordnance Survey Datum. (approximate Mean Sea Level at Liverpool.)
 no bench marks on buildings, walls, &c. those marked thus () preceded or followed by the height to surface levels.
 Crown Copyright Reserved.

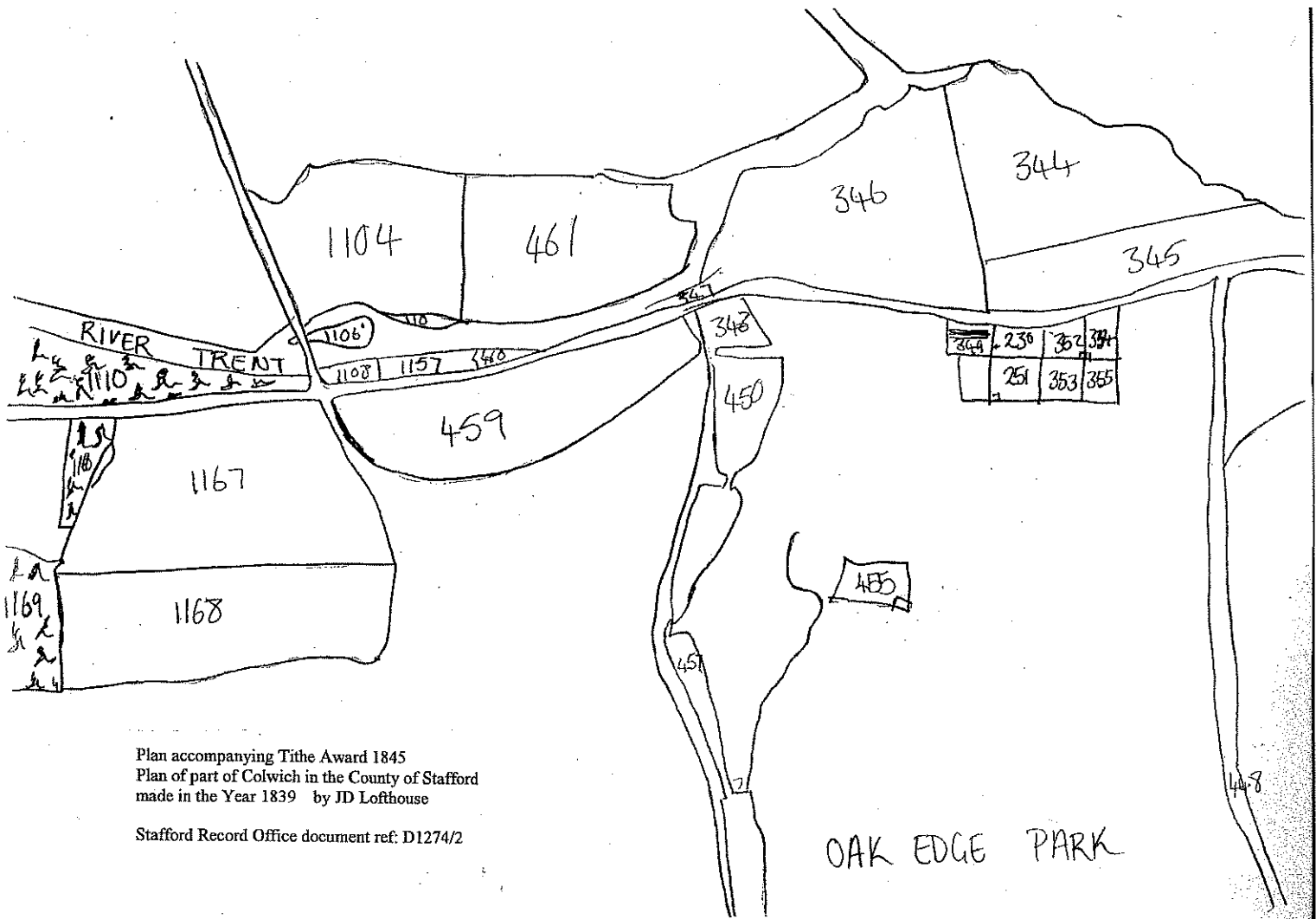
N.B.—The representation on this map of a Road, Track, or Footpath, is no evidence of the existence of a right of way.

SHEET XLV
 N.C.
 S.W. S.E.

Appendix E



Appendix F

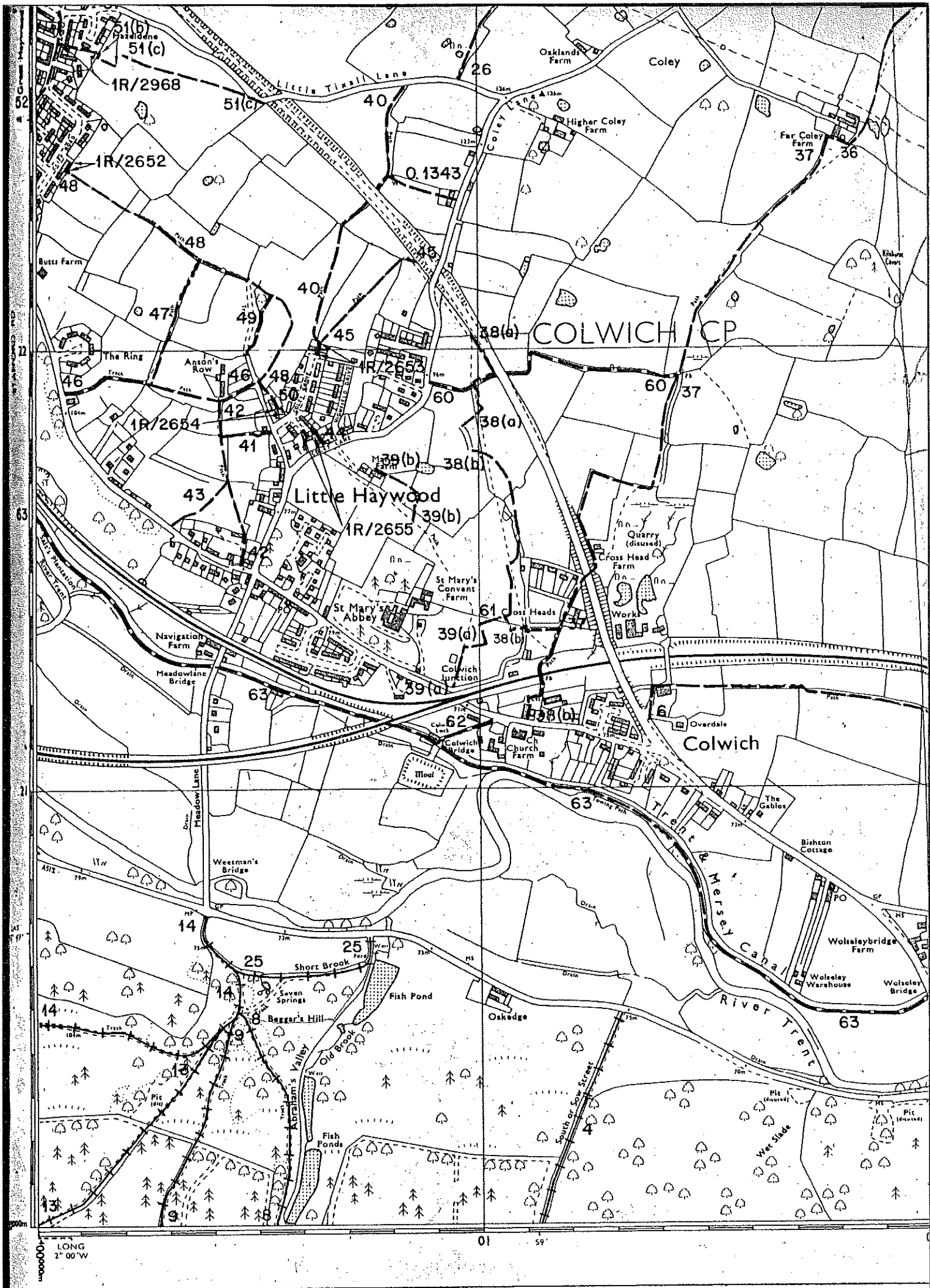


Plan accompanying Tithe Award 1845
 Plan of part of Colwich in the County of Stafford
 made in the Year 1839 by JD Lofthouse

Stafford Record Office document ref: D1274/2

OAK EDGE PARK

Appendix G



LONG
2" 00' W

01 59

Appendix H

Plan accompanying Tithe Award 1845
Plan of part of Colwich in the County of Stafford
made in the Year 1839 by JD Lofthouse

Stafford Record Office document ref: D1274/2

Tithe Plan accompanying Tithe Award 1845
Plan of part of Colwich in the County of Stafford
made in the Year 1839 by JD Lofthouse

Stafford and Rugby Railway with a branch
Book of Reference

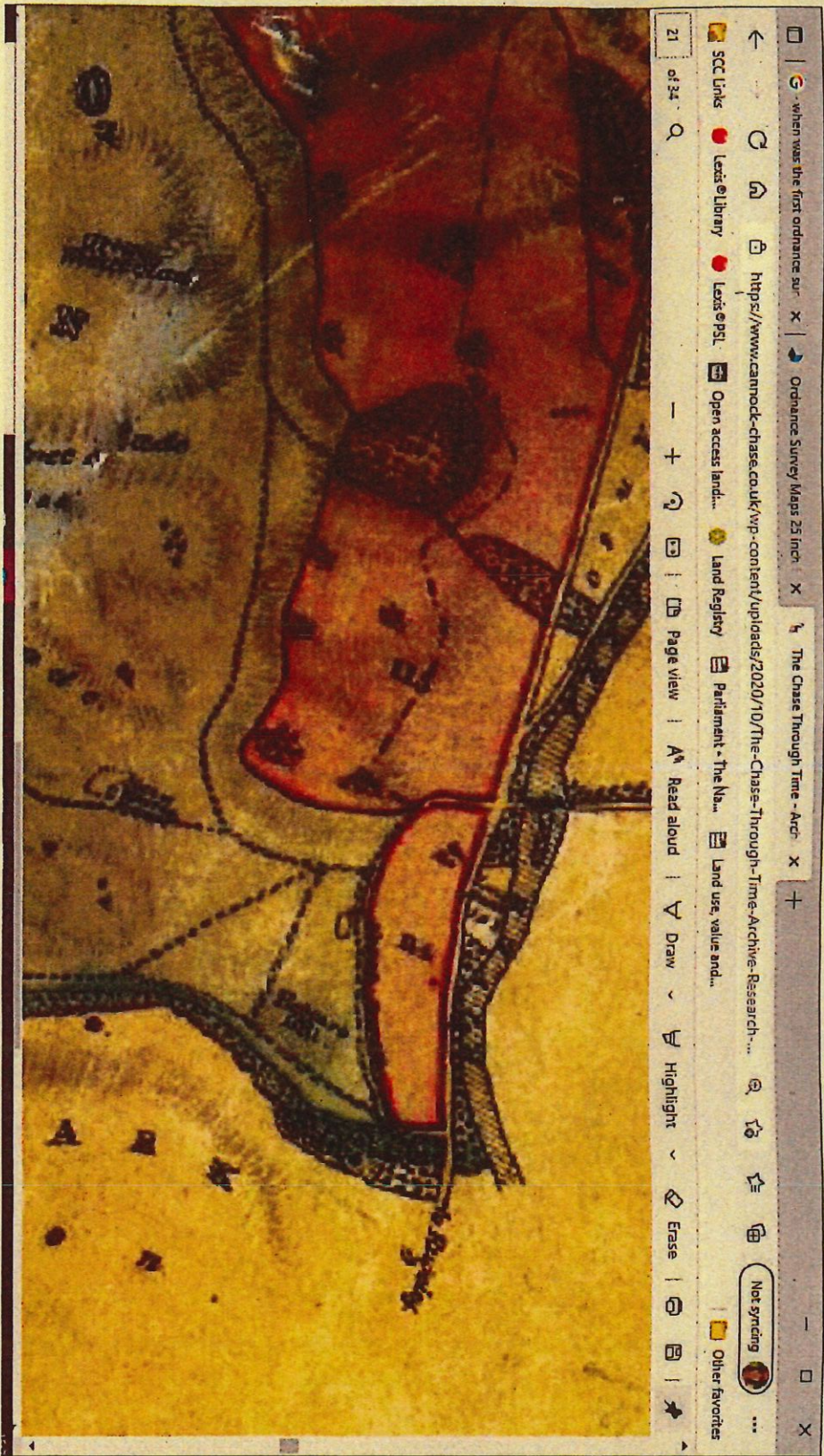
Stafford Record Office document ref: Q/Rum 132

Stafford & Rugby Railway Plan & Section

Stafford Record Office document ref: Q/Rum 132

2" Ordnance Map 1817

Appendix I



Appendix J

PARISH OF COLWICH,
COUNTY OF STAFFORD,

Parish of

No Property is intended to be taken where not shown upon the Plan :
Or if shewn upon the Plan, not numbered thereon :
Or if numbered thereon, not contained and described in the Book of Reference.
Where Property is situate in more than One Parish, the Number and Description are limited in each Parish to the particular Portion of the Property comprised in such Parish :
And where Lands are shewn upon the Plan, either wholly or partially, and comprise Buildings either shown or not shown thereupon, the Number upon the Plan designates only such Part of the Property as is described in the Book of Reference, and as is within either the general Limits of Deviation by Measurement intended to be applied for, or the special Limit of Deviation denoted upon the Plan, as the Case may be.

No. on Plan	Description of Property.	Owner or Reputed Owner.	Lessee or Reputed Lessee.	Occupier.	
1	Common land, part of Cannock Chase	Earl of Lichfield, Marquis of Anglesey, Sir Thomas Aston Clifford Constable, Earl Farnham, Sir Charles Wolsey, William Moore, Earl Talbot, Mrs. Tull, Mrs. Elizabeth Hall, Henry Chicheil, Elizabeth Arkoll, Ann Collett, George Webb, James Dale, Thomas Deavoll, Joseph Huggins, Samuel Felthous, Jesse Furness, John Preston, William Luner, Ann Fox, Ann Shelley, Joseph Nixon, Alce Shaw, James Shaw, Charles Suffolk, Thomas Stevenson, George Slowl Company, Staffordshire and Worcestershire Canal Company, Ann Elmore, James Whittle, William Elmore, sen., William Elmore, jun., Mrs. Hill, Robert Stanley, John Yates, Charlotte Sparrow, Elizabeth Sparrow, James Oldham Oldham, Rev. William Hicken, Isaac Charles, Hannah Charles, James Trubshaw, William Dunfee, Richard Yates, Thomas Cox, Lord Bagot, Robert Hanbury, Charles Bamford, Rev. George Hodson, Frances Knight, Thomas Whitgreave, Richard Greene, James Porter, Hugo Chadwick, Edward Smith, Charles Thorne, Trent and Mersey Canal Company, William Bakewell, William Winfield, William Yates, Samuel Yates, Alexander Glass, Walter Yates, Ann Lovell, Representatives of Catherine Knight, Representatives of the late Charles Yates, John Boydon, Thomas Byrd, John Cotgrave, Charles Brockhouse, Representatives of the late Thomas Deavoll, Richard Dukes, James Emery, William Osborne, John Parkinson, Representatives of William Preston, deceased, Hannah Thorne, Samuel Thorne, Samuel Thorne, Charles Tooth, Charles Tompson, George Keeling, Rev. Anthony Hamilton, Sampson Shelley, James Shelley, William Humby.			Earl of Lichfield, John Deakin, Henry Cox, Thomas Deavoll, Charles Heywood, Thomas Stanford, Miss Tylecote, Edward Tylecote, Robert Winfield, George Welch, William Clark, William Hodson, Sarah Vicarstaff, Thomas Vicarstaff, Mary Holdings, William Carter, Samuel Falkner, William Harriman, John Smith, Andrew Horton, George Nixon, Thomas Boulton, William Baker, Richard Marshall, Mary Farnham, John Wright, William Leadbetter, James Herbert, Birch, Margaret Biddle, Benjamin Bishop, Elizabeth Beardon, William Potts, William Owen, John Carter, Elizabeth Bickley, Thomas Keeling, John Hony, John Sergeant, Mary Halpin, John Vicarstaff, Henry Huxton, John Nixon, John Jamieson, John Handmore, James Thorne, Ann Holins, Isaac Tomms, Thomas Falkner, Samuel Wood, James Crane, John Cockerill, William Duncombe, John Wotton, John Markham, John Brown, John Robinson, Sampson Tomlinson, Alexander McCulloch Milligan, John Hilder, John Labman, Joseph Tomlinson, John Heavey, George Walklate, Samuel Harriman, Thomas Langman, Elizabeth Keeling, Thomas Waddock, John Newton, Richard Emery, William Vicarstaff, Joseph Robins, Thomas Myatt, Marquis of Anglesey, John Cockayne, Walter Yates, John Conway, Catherine Holhus, Richard Heaton, Ann Tooth, Abraham Holding, Thomas Holding, William Deans, John Felthouse, William Lukin, Thomas Dotts, James Grestholder, John Walker, Henry Yates, Mary Granger, James Hawthorn, Sampson Emery, George Fresser, Sir T. A. C. Constable, John Bradlock, Benjamin Bond, Ann Bond, Elizabeth Bond, John Bould, George Collier, Ann Collett, Thomas Cape, William Corvear, Stephen Dale, Richard Furnor, Samuel Felthous, John Hassell Gardner, William Hill, Joseph Harris, Richard Mettershaw, James Mills, Joseph Nixon, Charles Suffolk, James Ward, Richard Webb, George Winfield, John Walklate, John Wood, John Shelley, William Daniel, William Lukin, John Dale, Junior, William Debuy or Debery, Richard Ash, John Dale, Thomas Holding, William Walker, William Dunn, Samuel Fradley, William Webb, Mary Heaton, Thomas Middleton, Joseph Wadley, William Yates, Joseph Oxen, Thomas Arnell, Thomas Batsou, William Biddah, James Dale, Henry Elmore, Elizabeth Elmore, George Folkin, James Fosdy, Thomas Fowler, Thomas Horokin, William Hill, John Leadbetter, Joseph Leadbetter, Ann Moore, Thomas Middleton, Benjamin Potts, James Sutton, Jesse Turack, James Williams, James Walhoe, Thomas Wright, Frederick Herbin, Joseph Richardson, Sir Charles Wolsey, William Arnold, George Arnold, James Allin, Thomas Birch, Thomas Bradshaw, Peter Birch,

No. on Plan	Description of Property.
-------------	--------------------------

No. on Plan	Description of Property.	Owner or Reputed Owner.	Lesser or Reputed Lessee.	Occupier.
				Elizabeth Boyden, John Leaver, Edward Acton, Thomas Hobins, George Hill, William Drulshaw, George Mathers, James Wood, James Henth, John Falkner, Richard Hitchener, William Tooth, John Johnson, Jane Okey, John Hall, Brillmann Biddle, Thomas Mathers, Hannah Bentley, William Hollis, James Hayward, William Jackson, Hannah Thorne, James Nutt, Benjamin Brough, George Caldwell, Joseph Evans, Thomas Reeves, John Nixon, John Kent, John Lyon, George Potts, Sampson Sholley, James Sholley, Edward Askey, James Worsey, William Hanbury.
2	Public highway	Surveyor of Highways of Shugborough		
3	Part of field	Marquis of Anglesea		Walter Yates
3a	Brook	Marquis of Anglesea		
6	Plantation and water-courses	Marquis of Anglesea		Marquis of Anglesea
7	Plantation and private roads	Marquis of Anglesea		Marquis of Anglesea
8	Field and private road	Marquis of Anglesea		Walter Yates
9	Field and plantation	Marquis of Anglesea		Walter Yates
10	Plantation and private roads	Marquis of Anglesea		Marquis of Anglesea
11	Field and private carriage road	Marquis of Anglesea		Walter Yates
12	Farm buildings and yards	Marquis of Anglesea		Walter Yates
13	House, garden, and yard	Marquis of Anglesea		Walter Yates
13a	Field and private road	Marquis of Anglesea		Walter Yates
14	Plantation	Marquis of Anglesea		Marquis of Anglesea
15	Field	Marquis of Anglesea		Walter Yates
16	Field, plantations, and private roads	Marquis of Anglesea		Walter Yates
17	Field	Marquis of Anglesea		Walter Yates
18	Plantation and private road	Marquis of Anglesea		Marquis of Anglesea, and as to road Walter Yates
19	Field and plantations	Marquis of Anglesea		Walter Yates
19a	Field and plantations	Marquis of Anglesea		Walter Yates
20	Plantation	Marquis of Anglesea		Marquis of Anglesea
20a	Plantation or underwood	Marquis of Anglesea		Marquis of Anglesea and Walter Yates
21	Field and plantations	Marquis of Anglesea		Walter Yates
22	Field and plantations	Marquis of Anglesea		Walter Yates
23	Public road	The surveyor of highways for Shugborough		
23a	Brook or stream	Marquis of Anglesea		
24	Common land, part of Cotnuck chase	The owners of No. 1		Marquis of Anglesea The Occupiers of No. 1
25	Field	Marquis of Anglesea		Walter Yates
26	Public highway	Surveyor of Highways for Shugborough		
27	Public road	Surveyor of Highways for Shugborough		
28	Pond of water, and building	Earl of Lichfield		Earl of Lichfield
29	Plantation and brook	Earl of Lichfield		Earl of Lichfield
30	Pond of water and plantation	Earl of Lichfield		Earl of Lichfield
33	Park and plantations	Earl of Lichfield		Earl of Lichfield
34	House, stables, and other out-buildings	Earl of Lichfield		Earl of Lichfield and John Lubran
35	Paddocks and buildings;	Earl of Lichfield		Earl of Lichfield
36	Public road	Surveyors of highways of Wolsley		
36a	Public highway	Surveyors of highways of Wolsley		The Rev. Thomas Lane Green
37	Field	Sir Charles Wolsley		
37a	Land	Sir Charles Wolsley		Sir Charles Wolsley
38	Park and plantation	Sir Charles Wolsley		William Arnold
38a	Field	Sir Charles Wolsley		Sir Charles Wolsley
39	Plantation	Sir Charles Wolsley		Edward Duns, Sir Charles Wolsley, or the dowager Lady Fitzgerald
39a	Plantations, and river	Sir Charles Wolsley		Joseph Alder & Sir Charles Wolsley
40	Cottage and yard	Sir Charles Wolsley		Sir Charles Wolsley
40a	Park	Sir Charles Wolsley		John Satchell, Joseph Barker
41	Cottages, outbuildings, and gardens	Sir Charles Wolsley		Sir Charles Wolsley, or Thomas Potts, William Lawrence, Joseph Mullor, John Satchell, Joseph Barker
42	Gardens and buildings	Sir Charles Wolsley		Anthony Lockley, Robert Sharp, and Sir Charles Wolsley
44	Cottage, stables, outbuilding, and garden	Sir Charles Wolsley		Anthony Lockley
44a	Garden	Sir Charles Wolsley		William Bould, William Brooks
45	Cottages, outbuildings, and gardens	Sir Charles Wolsley		
46	House, stables, outbuildings and yard	Sir Charles Wolsley		Edward Dunn
47	Plantation, yard, and buildings	Sir Charles Wolsley		Edward Dunn
47a	Plantation and building	Sir Charles Wolsley		Edward Dunn and Sir Charles Wolsley
48	Garden	Sir Charles Wolsley		Edward Dunn
49	Occupation road	Sir Charles Wolsley		Sir Charles Wolsley, Edward Dunn, Charles Barker, William Walker, Richard Harvey, John Allen, and James Allen
50	Field	Sir Charles Wolsley		Edward Dunn
50a	Field	Sir Charles Wolsley		Edward Dunn
51	Brook	Sir Charles Wolsley		
53	Field and waterhouse	Sir Charles Wolsley		John Yates, and the dowager Lady Fitzgerald, (as to waterhouse)
52a	Occupation road, and public foot-road	Sir Charles Wolsley		John Yates and as to road Sir Charles Wolsley and Robert Harvey
53	Field, brook, and rick-sted	Sir Charles Wolsley		Edward Dunn
53a	Brook-courses, or mill-streams	Sir Charles Wolsley		John Yates
54	Occupation road, and public bridle road	Sir Charles Wolsley, and the Surveyor of Highways of Wolsley		John Yates, and John Willott, James Allen, Sir Charles Wolsley and John Hildulph as to occupation road
55	Cottage, garden, and outbuildings	Sir Charles Wolsley		John Hildulph

No. on Plan	Description of Property
55a	Buildings, yards, and land
56	Plantation
56a	Plantation
57	Plantation
58	Field
59	Field and Farm buildings
60	Field
61	Field
62	Field and private road
63	Field
64	Field
64a	Field
65	Field
65a	Field
66	Field
67	Occupation road
Q2a	Pond and land
68	Field and road
69	Turpentine road
70	Field and brook
71	Field and brook
72	Field
73	Field
74	River

1. Select a category: Only show maps with more detail than the current zoom level - (15)
[Zoom to extent](#)

2. Select a map series:

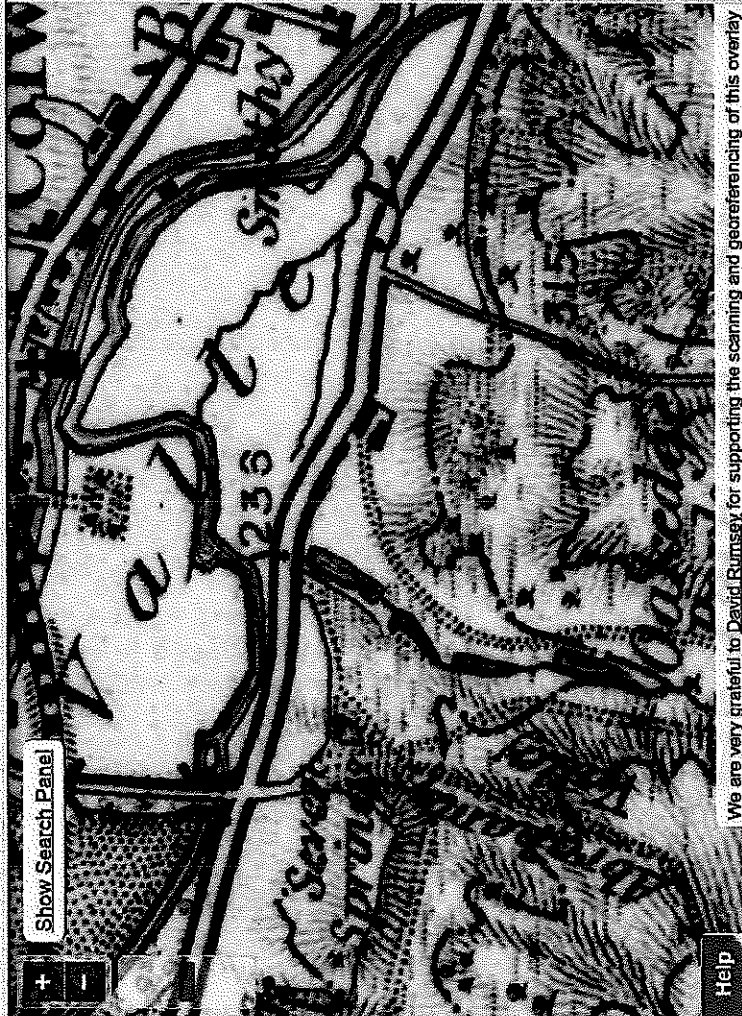
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[Zoom to extent](#)

2. Select a map series:



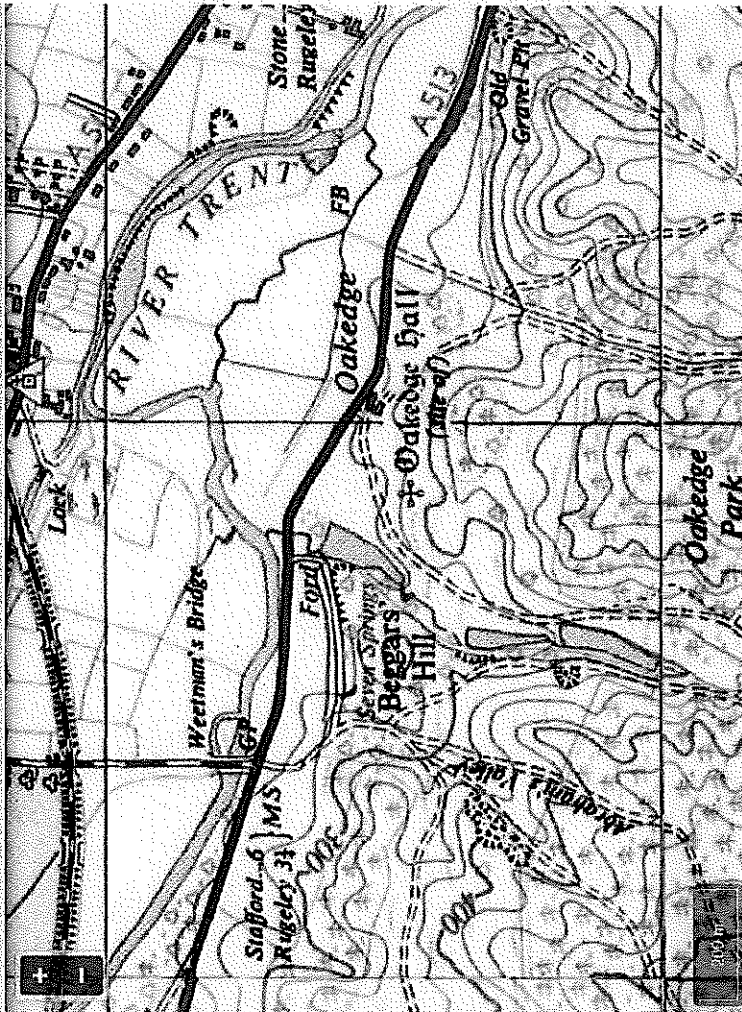
1. Select a category: **Great Britain** Only show maps with more detail than the current zoom level - (15) **Zoom to extent**

2. Select a map series: **OS One-Inch, 1885-1903 - Hills** Only show maps with more detail than the current zoom level - (15) **Zoom to extent**



1. Select a category: **England and Wales** Only show maps with more detail than the current zoom level - (15) **Zoom to extent**

2. Select a map series: **OS 1:25,000, 1937-61** Only show maps with more detail than the current zoom level - (15) **Zoom to extent**



We are very grateful to David Rumsey for supporting the scanning and georeferencing of this overlay

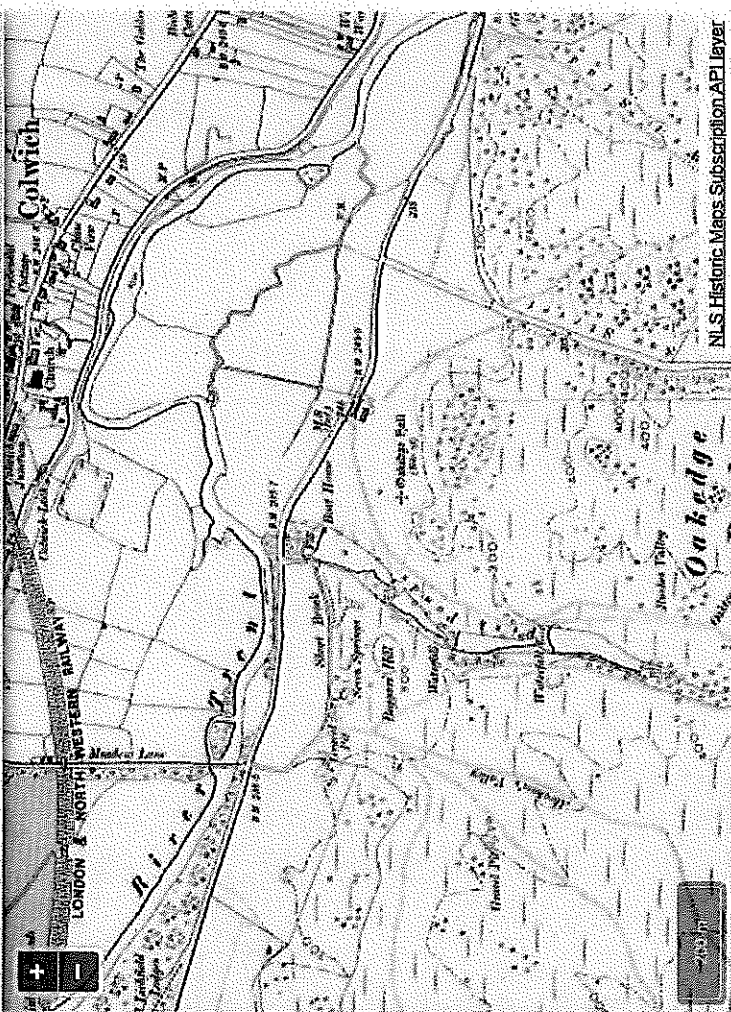
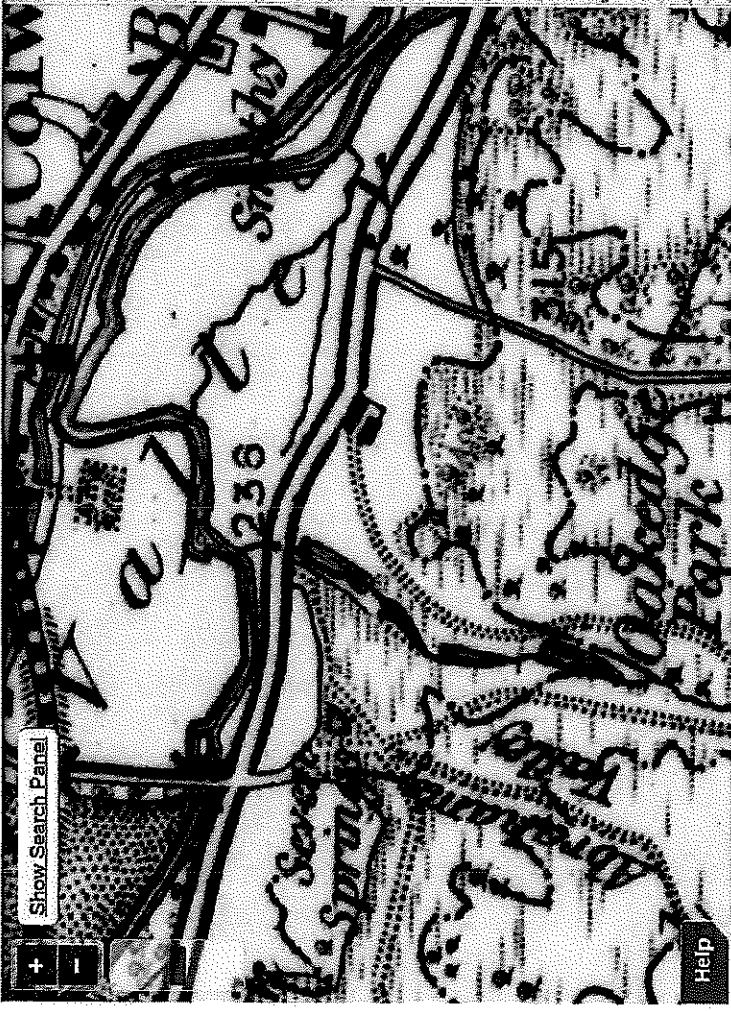
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2. Select a map series: OS Six Inch, 1888-1913

1. Select a category: Only show maps with more detail than the current zoom level - (15)
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2. Select a map series: OS One Inch, 1885-1900 - Outline



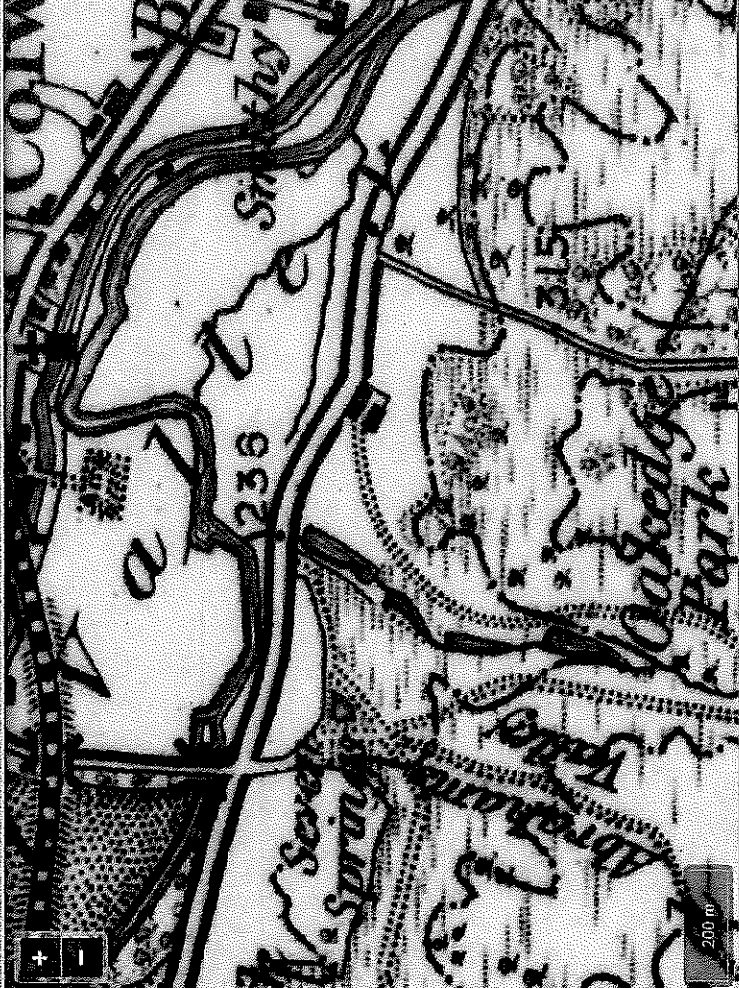
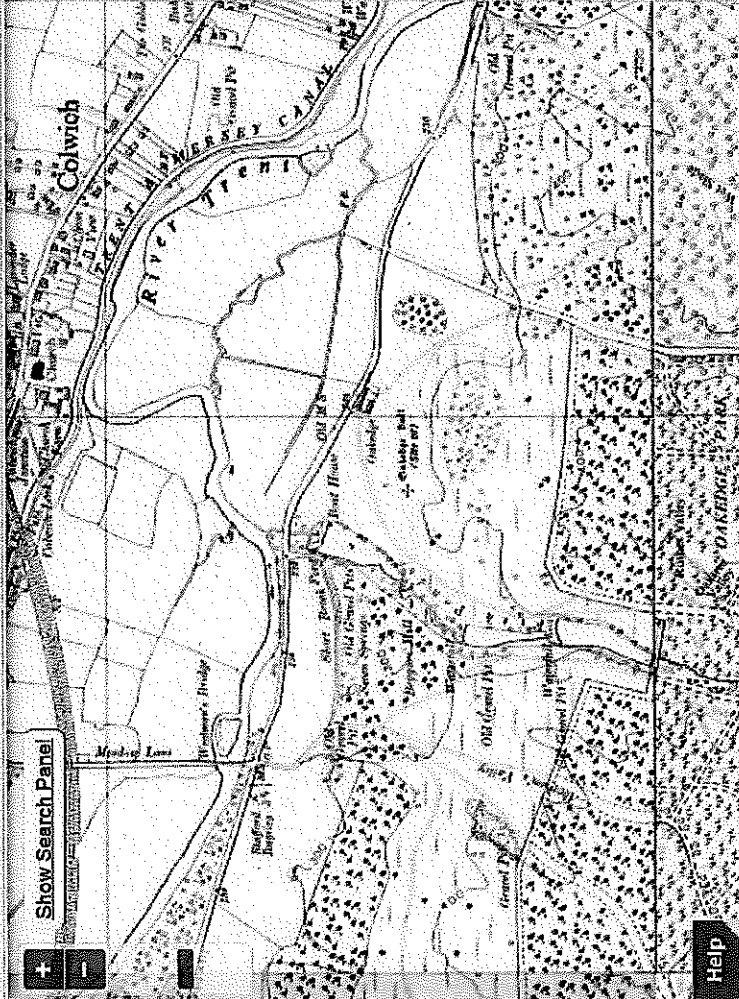
NLS Historic Maps Subscription API Layer

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1. Select a category: Only show maps with more detail than the current zoom level - (15) Zoom to extent

1. Select a category: Great Britain

2. Select a map series: OS One Inch, 1885-1900 - Outline



Show Search Panel

Great Britain

OS 1:10,560, 1949-1970

Great Britain

OS One Inch, 1885-1900 - Outline

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Surveyed 1878-1872 Revised 1900

National Library of Scotland
 Staffordshire XLV.NW (includes: Baswich; Brocton; Colwich.)
 Revised: 1900, Published: 1902
 Size: map 31 x 46 cm (ca. 12 x 18 inches), on sheet ca. 43 x 58 cm (ca. 17 x 23 inches)

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Surveyed 1880-1881

National Library of Scotland
 Staffordshire XLV.NW (includes: Baswich; Brocton; Colwich.)
 Surveyed: 1880 to 1881, Published: 1884
 Size: map 31 x 46 cm (ca. 12 x 18 inches), on sheet ca. 43 x 58 cm (ca. 17 x 23 inches)

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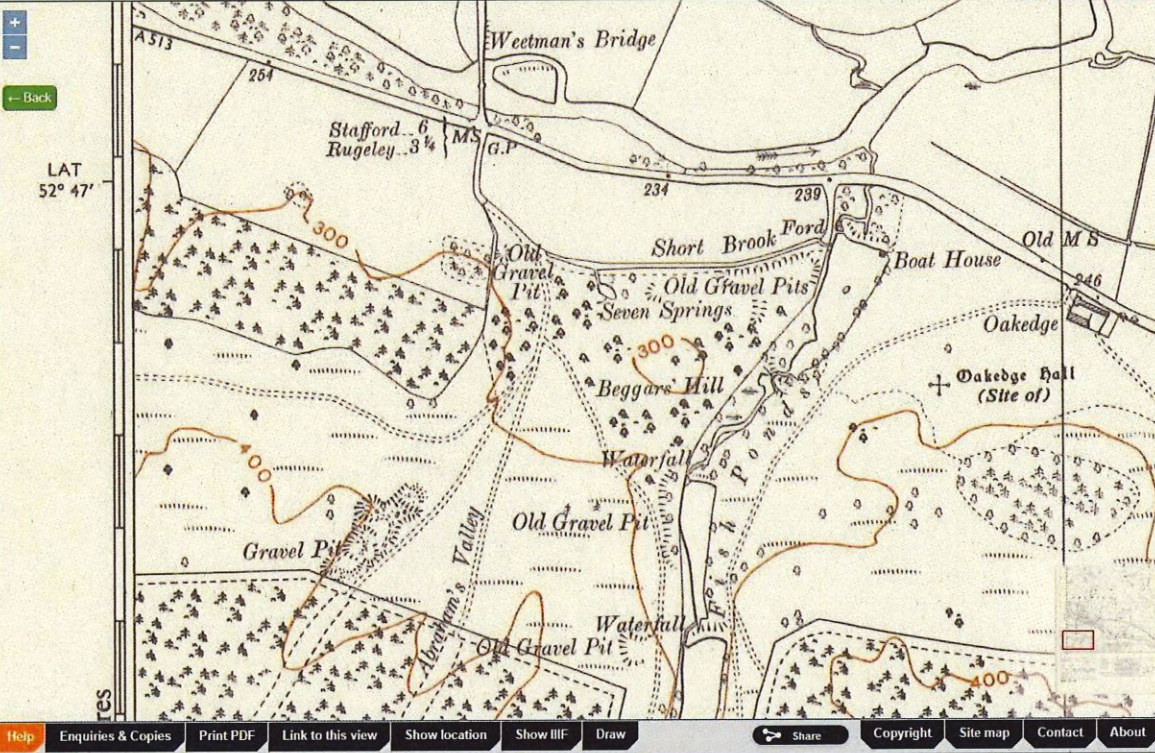
SK02SW - A (Includes: Blithfield; Colton; Colwich; Stowe)
Surveyed / Revised: Pre-1930 to 1954, Published: 1955
Size: map 47.50 x 47.50 cm (ca. 19 x 20 inches), on sheet ca. 68 x 58 cm (27 x 23 inches)

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**APPLICATION FOR ALLEGED FOOTPATH FROM BRIDLEWAY 25
TO BRIDLEWAY 13 COLWICH**

RESPONSE BY PETER TILL TO THE REPORT TO COMMITTEE

Birketts

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London
www.birketts.co.uk

APPLICATION FOR ALLEGED FOOTPATH FROM BRIDLEWAY 25 TO BRIDLEWAY 13
COLWICH

RESPONSE BY PETER TILL TO THE REPORT TO COMMITTEE

1. INTRODUCTION

- 1.1 This representation is made on behalf of Peter Till who owns part of the land crossed by the claimed route and land which is adjacent to the claimed route.
- 1.2 He is concerned with the application where it does not cross his land because he uses his land as a shooting school and the addition of a public right of way adjacent to his boundary would represent a hazard to users and increase the risk of an accident from the point of view of his customers.
- 1.3 We acknowledge that this is not material to the application but it is relevant to explain his interest given that the route does not cross his land.

2. EXECUTIVE SUMMARY

- 2.1 We do not agree with the recommendation to make an Order for the reasons set out below. We submit that the Council should reconsider its position and that the Order should not be made.
- 2.2 The test at this stage is that the route can reasonably be alleged to exist. This test would have to be satisfied for the whole of the route in order for the Order to be made for the whole of the route. In this case there is insufficient evidence in respect of the whole of the route for the Order to be made.

3. THE CLAIM

- 3.1 This claim for the addition of a public footpath was made in 1998 and is based purely on historical evidence. No user evidence has been provided. The historical evidence provided by the applicant was slight and poorly presented, consisting of a "deposited rail plan and book of reference 132 (1840)" and "2 in OS Sheet" for which no date is given or identifiable.
- 3.2 It appears from the report that, whilst the Ramblers Association and Byways and Bridleways support the application, no reason for that support is given and no additional evidence has been provided. It can be no surprise that these interest groups support the potential addition of a right of way to the Definitive Map.

4. THE ROUTE

4.1 For convenience we have divided the route into sections W to X (the existing stretch of Bridleway 25 included in the claim) X to Y (the extension in a broadly southerly direction) and Y to Z (a broadly westerly section to Colwich 13).

4.2 There was no justification for the inclusion of W to X in the claim as it is already a bridleway on the Definitive Map.

5. THE EVIDENCE

5.1 OS map (1817)

5.1.1 The OS map referred to is said to date from the 1817 but no evidence has been provided to indicate why that is asserted. We have no reason to challenge it and no basis to accept it.

5.1.2 Ordnance Survey maps do not give any indication of the legal status of a route. They indicate the physical existence of features on the ground at the time of the survey, but that is all.

5.1.3 This map provides no evidence of the existence of the route, save that the first short section W to X is shown depicted in the same way as the road. The remainder of the route is not shown at all. A boundary line is depicted to the west of the fishponds (which remains visible on modern OS maps) but the route cannot be discerned as a physical feature on the poor quality copy which we have seen.

5.1.4 The arrow which is marked on the map in manuscript is in significantly the wrong location. There is a line drawn in highlighter on the map in roughly the location of the route but it appears not to relate to any discernible feature on the map. The map offers no evidence of the existence or status of the route.

5.2 Beau Desert Estate Map

5.2.1 This is said to date from the 1820s but no evidence has been provided to indicate why that is asserted. We have no reason to challenge it and no basis to accept it.

5.2.2 Whatever its date, this is an estate map prepared for a private purpose by the landowner. Whilst it may provide evidence of the reputation of a route, or of the existence of a feature on the ground at the time of the survey, it can provide no evidence of the status of the route. There is nothing on this map to indicate that the claimed route was a public right of way.

5.2.3 The first section W to X appears to be depicted in the same manner as the Rugeley Road and that part is already on the DM as Colwich 25. The

continuation south (equated roughly to X to Y) is shown by a pecked line and there is nothing to suggest that it was more than a private track within the estate. No conclusion as to its status can be drawn from the map but see the comments below at paragraph 5.3.9 with reference to the implications of the land being common land. It is most likely that it was not public.

5.2.4 There is no evidence at all on this map of any route which equates to Y to Z of the claimed route. There is a pecked line shown in an east-west orientation but it is not close to the location of the claimed route, being significantly further north than the claimed route and not reaching the location of the modern Colwich 13. Its status is not indicated so there is no reason to assume that it was public.

5.3 Railway Maps

5.3.1 These are said to date from the 1840s but no evidence has been provided to indicate why that is asserted. We have no reason to challenge it and no basis to accept it.

5.3.2 Two maps have been included. They have the same Records Office reference number, but they appear to be of different scales and the information included is not the same. As set out below, it seems that the larger scale plan is the one referred to in the book of reference. No reliance can be placed on the smaller scale plan unless or until its origin is established and the discrepancies between that and the book of reference are explained.

5.3.3 The report refers to the book of reference but does not set out what it says and a copy was not included with the report. The book is essential to fully understand the maps and having been requested, copies have now been provided by the Council and are appended at Appendix 1 for ease. Page 49 of the book of reference indicates that parcels 27 and 23 are public highway. This numbering makes sense when compared to the map on the larger scale and those parcels equate to BR25. The numbers do not make sense when referenced to the smaller scale plan so it cannot be the plan that is referred to in the book of reference. Page 47 appears not to assist the matter one way or the other as it relates to parcel 1 which is not numbered on the plan.

5.3.4 On the larger scale plan parcel 27 is enclosed at its southern end and there is a distinct difference between that and the narrow pecked line extending South, which crosses the common and has been given no separate parcel number. It cannot be concluded from the map and book of reference that there is any public right of way extending South from the parcel which is now part of BR25 (parcel 27).

5.3.5 It is notable that the map apparently resulting from the railway survey does not support the alignment of any feature X to Y as claimed and shows no

evidence of the existence on the ground of a feature on alignment Y to Z. It is not possible to extrapolate from the information and to assume that there is any continuation of the route shown or make any assumption as to its alignment. It does not contain evidence that the indicated route was public.

5.3.6 The larger scale map (apparently referred to in the book of reference) shows present day Colwich 25 depicted in a similar manner to the Rugeley Road, and a continuation to the South with pecked lines i.e. depicted distinctly differently from the highway. It is aligned to the SSW (unlike the claimed route) and is much narrower than the Colwich 25 section. It shows the legend "Common Lane and Footway to Brockton". This feature extends only to the southern end of the first fishpond to the west and does not include the claimed section Y to Z at all. It is impossible to draw any conclusion as to its continuation (see paragraph 18 of the report) and most certainly, there is no reason to assume that it bends to the west and follows the route Y to Z.

5.3.7 "Common Lane" has no accepted meaning, but may refer to an access to the common. This does not, however, indicate that the route was or was likely to be, a public route. The conclusion drawn by the officer that because the land was common land at the time that these maps were made, it is reasonable to assume that the route was public, is seriously in error. Common land was not owned in common by the public, it was private land and there was no general right of access for the public. Common rights holders (not the general public) would have a right to take certain benefits from the common, often grazing, firewood or similar. The common rights holders were a limited group of people and it may be that "Common Lane" was a route for the use of the landowner and/or the common rights holders to access areas which they were entitled to use, not a route for public use.

5.3.8 The railway map provides no evidence of the existence of Y to Z. and no evidence that any route approximating to X to Y was public. On the contrary, the distinction from parcel 27 (W to X), suggests that it had a different (very likely non-highway) status.

5.3.9 On the smaller scale plan (origin and status unknown) the legend "footway to Brocton" appears (roughly X to Y) but there is no indication as to its status and absolutely no suggestion that it turned to the west to join the present day Colwich 13. The alignment is SSW and it is not adjacent to the boundary with the land to the east where the fishponds are located.

5.4 Additional Map Evidence not Identified by the Council

5.4.1 OS Maps 1880 to 1881, 1878-1872 Revised 1900, 1885-1900, 1888- 1913, 1937 to 1961, 7th Series 1955-1961 and 1945-1970 (All attached at Appendix 2)

- 5.4.1.1 There is no evidence of the route on these maps except for W to X, which is already a bridleway.
 - 5.4.1.2 This indicates that from at least 1880 there was no feature on the ground representing the line of the claimed route.
 - 5.4.1.3 The line extending south from W to X is a boundary line which continues to be depicted on OS maps today; it is not a track or path.
- 5.4.2 Bartholomew Map Half Inch 1897-1907 (Appendix 2)
- 5.4.2.1 There is no indication of the claimed route on this map.
 - 5.4.2.2 Bartholomew's maps became a trademark series. The maps were popular and influential, especially for recreation, and the series sold well, particularly with cyclists and tourists. If the route had been for public use and in existence it is likely that it would be shown on the map.

6. CONCLUSION

- 6.1 There is insufficient evidence to determine that the route is reasonably alleged to exist.
- 6.2 The evidence is weakest in respect of Y to Z in respect of which there is nothing to indicate any feature.
- 6.3 In respect of X to Y there is some evidence that there was at times a feature on approximately that alignment, but there is no evidence that it has ever been a public right of way.
- 6.4 This route cannot be reasonably alleged to exist and Order should not be made.

Birketts LLP

13 October 2021

Appendix K

Email from Ramblers Association

From: A Bell

To: Stephanie Clarkson

Date 3/6/2021

**Alleged Public Footpath between Public Bridleway 25 and Public
Bridleway 13, Stafford**

Hi Stephanie

Regarding a proposed upgrade for a footpath between Bridleway 25 and 13 we support this amendment.

Regards Alan Bell.

Appendix L

Email from Byways and Bridleways Trust

From: M Rowley

To: Stephanie Clarkson

Date 6/7/2021

**Alleged Public Footpath between Public Bridleway 25 and Public
Bridleway 13, Stafford**

Dear Ms Clarkson,

Thank you for your letter of the 3rd June, and apologise for the delay in responding. I support Mr.Reay's application.

Regards,

Michael Rowley