

PUBLIC RIGHT OF WAY EVIDENCE FORM

43

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
(Block Capital)

Address
(Block Capital)

Date of Birth



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

From Corporation St. Main Hospital Entrance
To Goal Sq.

* Please delete as appropriate

1. How many years have you known the way? Perhaps 23 years or shortly after

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

No indication of use by horses. originally there was a car exit to think but hospital altered this when road over marsh made

3. How wide is the way?

a road way most of the way but 'islands' & a wall cut this down to 3 or 4 feet either side of the islands & wall

4. Have you used the above way?

•YES/NO

If so: (a) During which 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.

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?

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?

(b) If so, give particulars and dates.

**YES/NO* At one point the ^{local} newspaper reported that things were being stolen from the hospital kitchen, & that people going through the grounds would be regarded as suspects. (10 or 15 years ago?)

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

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

**YES/NO* (apart from the islands & wall to stop cars)

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

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

**YES/NO*

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

(b) If so, by whom?

**YES/NO*

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

There are several possible routes.

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*

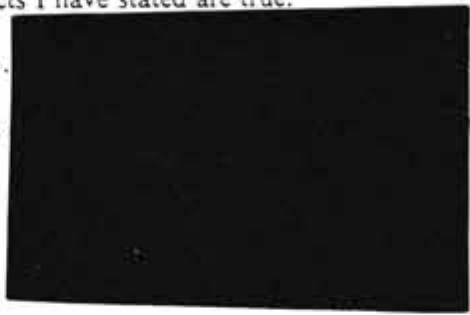
would prefer not to due to age.

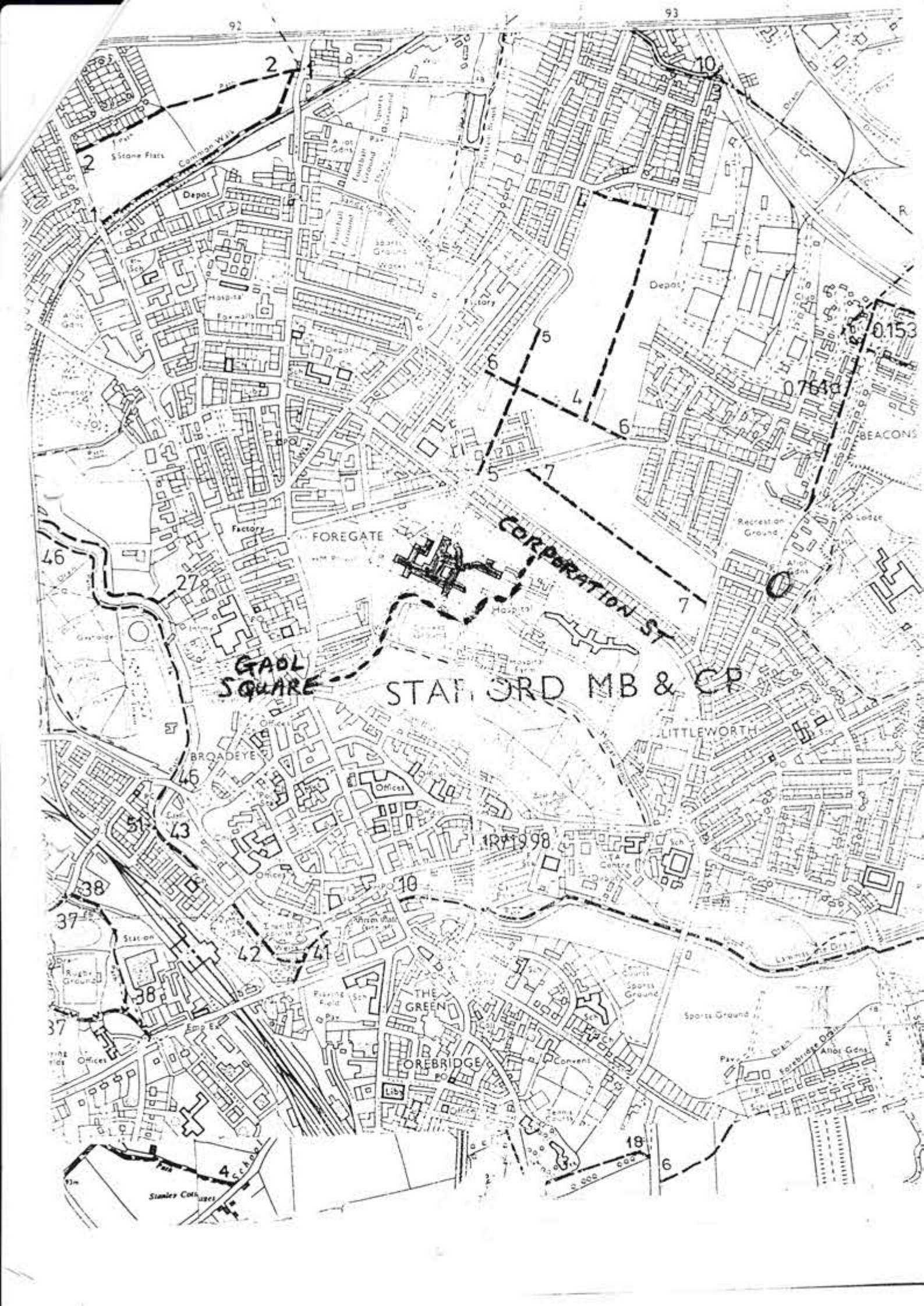
I certify that, to the best of my knowledge and belief, the facts I have stated are true.

Signature ..

Person taking this statement ..

Date... *3.12.97* ..





GARD SQUARE

STATION MB & CP

CORPORATION ST

FOREGATE

LITTLEWORTH

THE GREEN

FOREBRIDGE

Stanley Cottages

1841998

0153

07630

BEACONS

92

93

2

10

5

6

4

6

5

7

46

27

46

43

38

37

37

42

41

10

18

6

Common Walls

Depot

Hospital

Factory

Offices

Station

Lib

Football Ground

Work

Hospital

Offices

Green Walk

Park

Lib

Factory

Hospital

Centre

Convent

Depot

Recreation Ground

Littleworth

Sports Ground

Sports Ground

Forebridge

Forebridge

Forebridge

Forebridge

Forebridge

Forebridge

Lodge

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STAFFORD SHOWGROUND

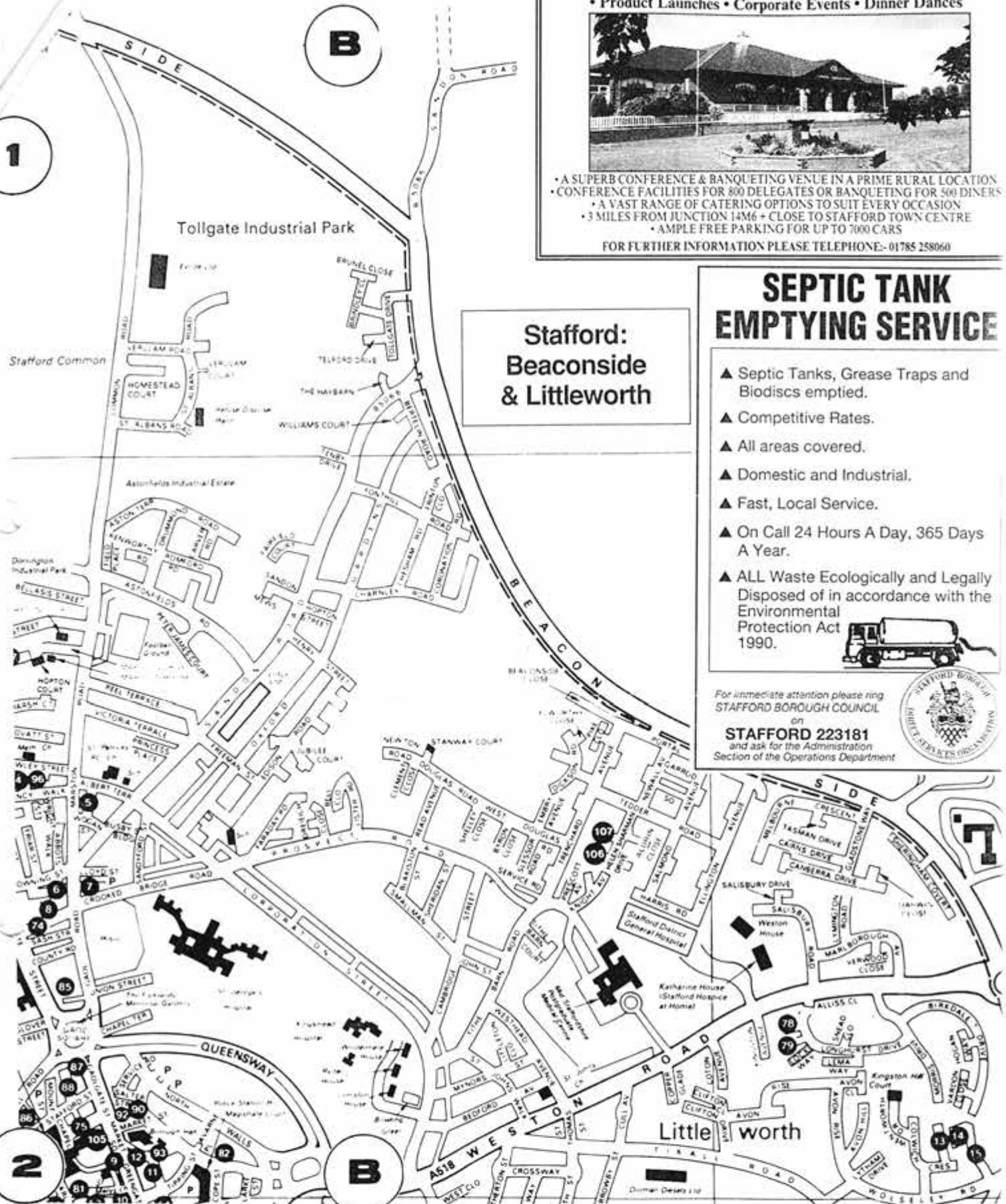
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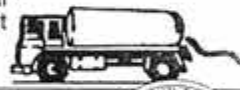
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PUBLIC RIGHT OF WAY EVIDENCE FORM

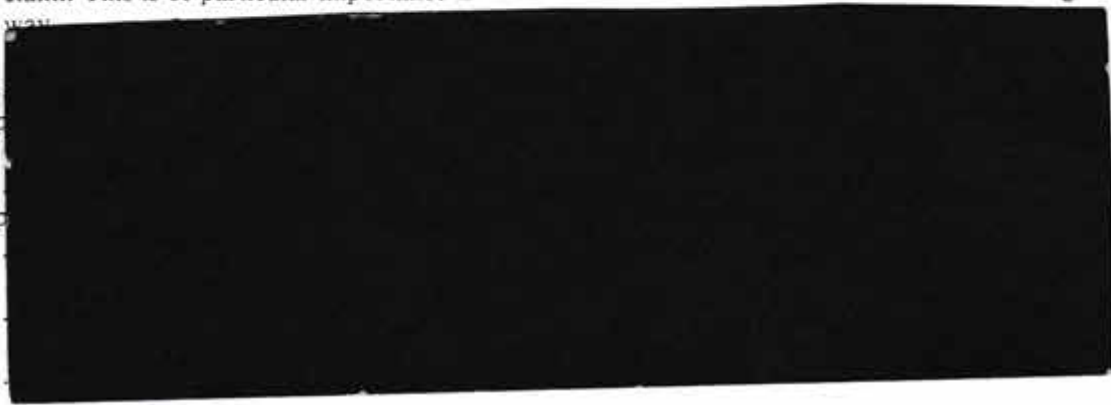
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Name of witness
(Block Capitals p

Address
(Block Capitals p

Date of Birth



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

* Please delete as appropriate

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

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? 13 FT

If so: (a) During which 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.

TO TOWN FROM TIMEBARK ROAD
SHOPPING - PLEASURE
DAILY CYCLE - WALK

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?

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).

AS FAR AS I KNOW IT HAS ALWAYS BEEN A RIGHT OF WAY

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

Signature . . .



Person taking this statement

Date

PUBLIC RIGHT OF WAY EVIDENCE FORM

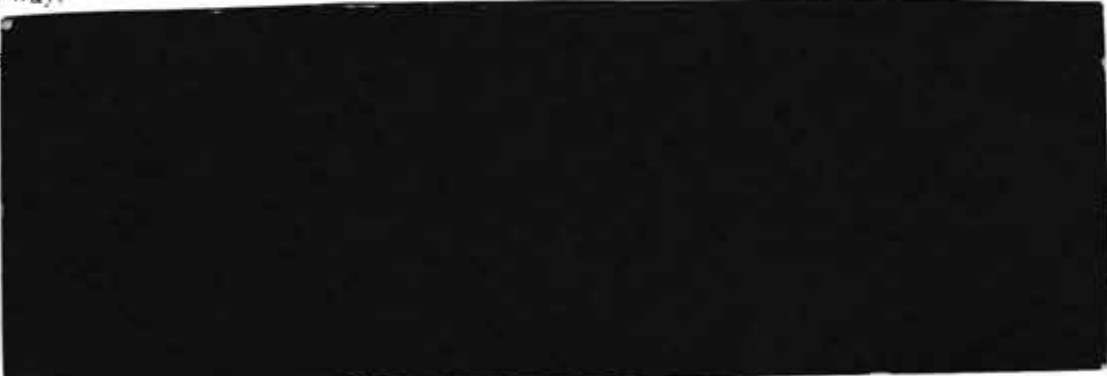
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Name of witness
(Block Capitals)

Address
(Block Capitals)

Date of Birth



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

From CORPORATION ST.

To TOWN

• Please delete as appropriate

-
- 1. How many years have you known the way? ~~10 yrs~~ 10 yrs. - 15 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 PART.

 - 3. How wide is the way? ROAD WIDTH. + FOOTPATH PART
-

If so: (a) During which years?

SINCE OPEN

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

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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~~•YES~~ NO

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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

Person taking this statement

Date: 25/11/97

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