

Application for a Modification Order

Wildlife and Countryside Act 1981

The Definitive Map and Statement of Public Rights of Way for the County of Lancashire

To: The County Secretary and Solicitor, Lancashire County Council.
Of: PO Box 78, County Hall, Fishergate, Preston, Lancashire, PR1 8XJ

I/We: (Name of applicant) MR. B. HOWARD
Of: (address of applicant) CLERK, NEWBURN PARISH COUNCIL
AVILION HILLOCK LANE,
DALTON, WIGAN WN8 7RJ

Hereby apply for an order under section 53(2) of the Wildlife and Countryside Act 1981 modifying the Definitive Map and statements for the area by:

1. Deleting the [footpath] [bridleway] [restricted byway] [byway open to all traffic]
FROM:

TO:

2. Adding the [footpath] [bridleway] [restricted byway] [byway open to all traffic]

FROM: GRID REFERENCE 487093 MARKED A } on the
TO: GRID REFERENCE 489091 MARKED B } attached
map.

3. [Upgrading] [downgrading] to a [footpath] [bridleway] [restricted byway] [byway open to all traffic] the [footpath] [bridleway] [restricted byway] [byway open to all traffic]

FROM:

TO:

4. [Varying] [adding to] the particulars relating to the [footpath] [bridleway] [restricted byway] [byway open to all traffic]

FROM:

TO:

BY PROVIDING THAT:

AND SHOWN ON THE MAP ACCOMPANYING THE APPLICATION

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

LIST OF DOCUMENTS PROVIDED:

1. EXPLANATORY STATEMENT
2. LEAFLET AND MAP PRODUCED BY NEWBURN PARISH COUNCIL IN 1986 - SEE HIGHLIGHTED SECTION ON PAGE 2.
3. RIGHTS OF WAY EVIDENCE FORMS:

MRS. M. L. COOK

MR. W. COPPELEV

MRS. C. DEAN

MR & MRS P. FLETCHER

MR. G. HALTON

MR. F. G. JARVIS

MR. B. KENNEDY

MS. S. MARSDEN

MR. A. MILLER

MR. A. RICHARDSON

MRS. R. RICHARDSON

MR. T. RICHARDSON

MR. M. ROUGHNEEN

MRS. M. SUDWORTH

MR. J. THOMPSON

MR. T. TURNER

MR. N. WALLS

MR. J. B. YOUNG

DATED: 25 September 2008

SIGNED: B Howard

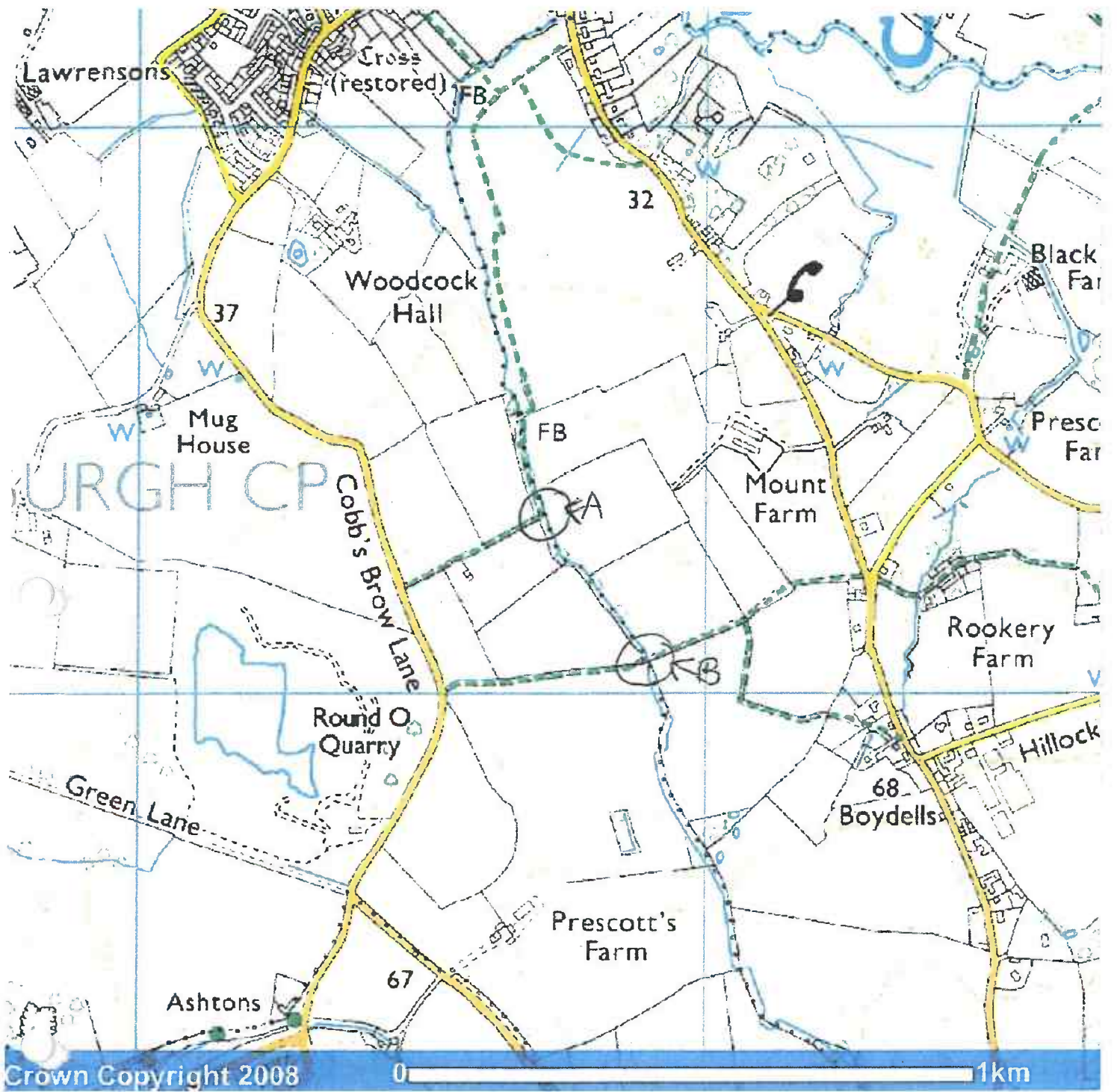
THE FOLLOWING DOES NOT MAKE UP PART OF THE ABOVE FORM

Please return the completed application form to:

The County Secretary and Solicitors Group, Lancashire County Council, PO BOX 78
County Hall, Fishergate, Preston, PR1 8XJ (REF: LSG4/PROW/AKL)

NOTE: Please be advised that evidence supplied will be used in accordance with the processes under the Wildlife and Countryside Act, it will not be confidential and may be disclosed to third parties. Those supplying any evidence should be informed of this.

NOTE: Lancashire County Council is obliged to put a copy of the application on a register available to the public. If you consider that the inclusion of the applicants name and address would, or would be likely to, cause substantial damage distress to the applicant or to another person and such damage would be unwarranted, please contact Lancashire County Council who can remove these details from the register and from any documents contained on the register.



Explanatory statement

The footpath for which this application is made runs from the junction of Newburgh footpaths 33 and 40 to the junction of Newburgh footpaths 39 and 34 (See maps enclosed).

The points A and B on the maps submitted are at these junctions. They relate to Grid References SD487093 and SD489091 respectively.

The footpath provides a link between these points and avoids the use of a very busy road without pavement either side, when walking between Newburgh and Dalton or on a circular route from either village.

The application is made on the basis that there has been regular use of the path without challenge for a long period, in some cases well beyond the twenty years required to establish it as a right of way.

Brian Howard
Newburgh Parish Council

This leaflet and map, produced by the Footpaths Committee of Newburgh Parish Council, is intended to provide the necessary information for local walkers. It is hoped that as a result more people will use the footpaths, and reports of any problems would be appreciated.

The parish is bounded to the west by the River Tawd, to the north by Deans Lane and the railway, to the east by the River Douglas and Higher Lane, and to the south by Beacon Lane and Vale Lane. The old county constituency boundary passes through the parish, and follows the 'boundary brook' through Cobbs Clough ('top woods' or 'bluebell woods') to the River Douglas.

Official Footpaths

There are fourteen numbered footpaths in the parish, on the County Council's definitive map. The numbering reveals that five of them (31 to 35) were originally in the old Wigan Rural District, and the other nine (39 to 47) are from the old Ormskirk Urban District. Not all are in good condition, and diversions have been proposed for two of them; details of each are given below.

The canal towpath, not strictly a footpath, and the property of the Water Authority, has recently been restored, and provides a useful path in excellent condition.

'Unofficial' Footpaths

Not numbered on the definitive map, but clearly marked on many published maps, these have been regularly used in the past. The Footpaths Committee will seek their inclusion on the definitive map, and would appreciate details of their current use.

There is a rough track from the end of Tears Lane, along Lowes Lane and on to Cobbs Brow Lane. There is also a footpath from the sharp corner of Tabby's Nook which emerges on Tears Lane, one from the playing field up to 'bluebell woods' in Cobbs Clough, and another from the quarry on Cobbs Brow Lane across to the farm on Beacon Lane.

A Tour of the Official Footpaths

This can be conveniently done in two sections, which may be combined as indicated.

(A) In the centre of the village, take the signposted path by the side of the Saddlery. This is footpath 46 which passes through the gate, along the left side of the hedge, to a dilapidated footbridge over the 'boundary brook', at the other side of which footpath 31 begins. This is usually obscured by cultivation, but strike out across the field in the same direction as 46, until a path travelling at right-angles is reached. If you turned left here, you would continue on 31 to Higher Lane, and from that path footpath 32 branches off south-east to emerge higher up Higher Lane, at a broken metal stile. However, turn right instead, on to footpath 33, and head for the old tree standing in mid-field.

At the tree, 33 turns left (south) along a discernible track to the field boundary, there going right and then left to follow the edge of the woods in Cobbs Clough, until it drops down to a crude but solid footbridge across the brook, at one of the pleasantest spots in the parish. Over the bridge begins footpath 40 (currently with a proposed diversion); it goes at an angle up the bank and then follows the opposite side of the woods, south to the point where it turns sharp right (west) along a field boundary to Cobbs Brow

Lane. There is however an 'unofficial' footpath continuing south along the edge of the woods, down to footpath 39. 39 actually begins on Cobbs Brow Lane, by the quarry, and it follows the left (north) side of the field boundary to another footbridge over the brook.

Footpath 34 begins at the other side of the bridge, up the bank, but is then totally obscured by cultivation. Strike out across the field, and aim for the right hand end of a hedge, where a broken metal stile marks the point where two paths diverge. Footpath 35 goes south, then east, emerging on Higher Lane by Crofts Nurseries; ahead, 34 continues, also to Higher Lane, emerging at the Dungeon Lane junction. From here, walk down Higher Lane back to the village. The walk is about 2½ miles in total. Alternatively, use the Parbold parish footpaths to the canal bank and join the walk described next.

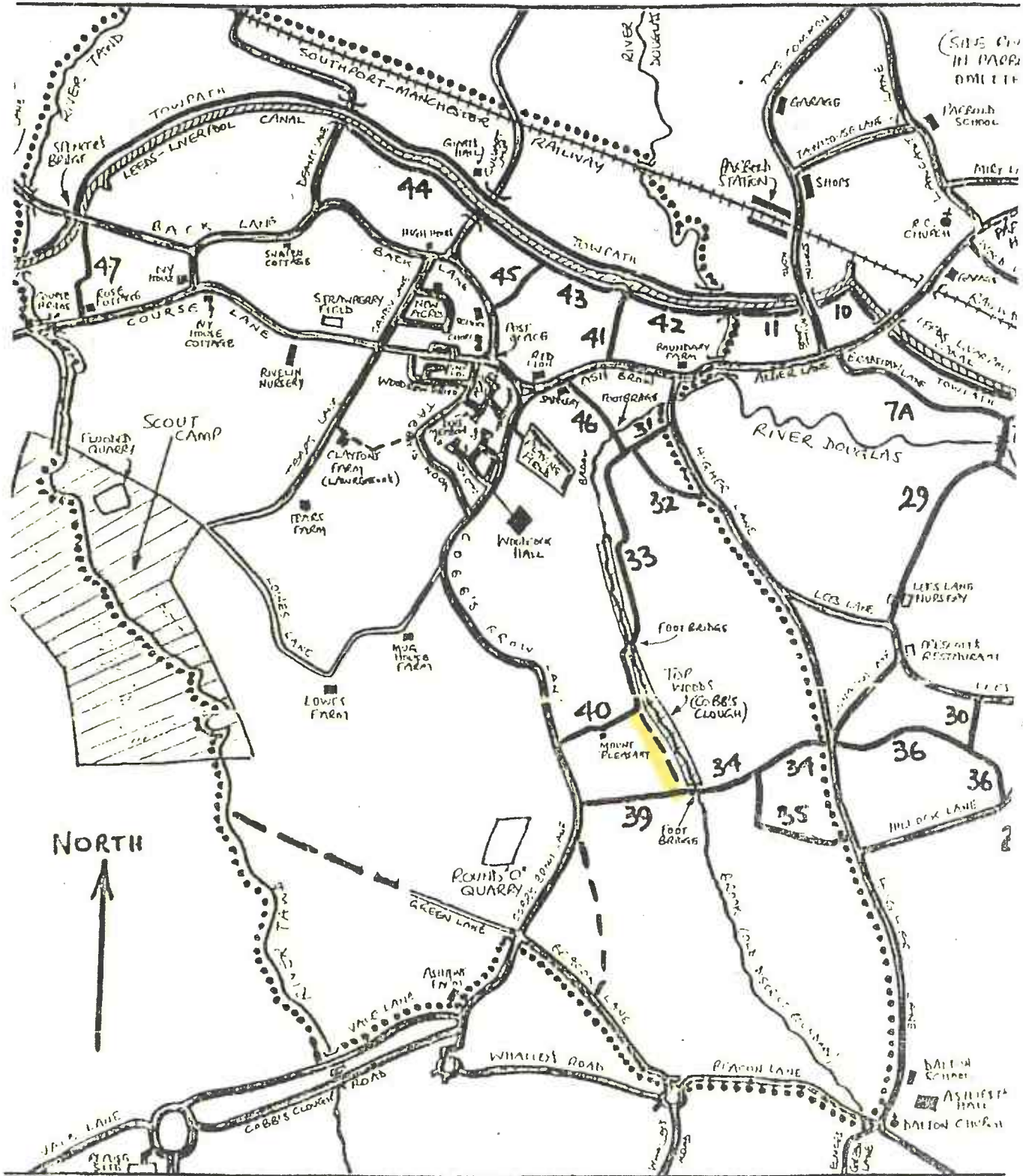
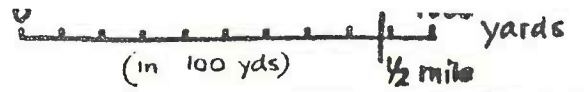
(B) From the village, walk into Parbold, and at the windmill take the left (south) bank of the canal, past the moored boats. This is actually Parbold footpath 11, which becomes Newburgh footpath 42 at the point where it crosses the River Douglas and enters our parish. It is badly overgrown with brambles, and a detour to the left may be necessary, but it leads to the point where the canal narrows, and where once stood a bridge. From here footpath 41 would take you to Ash Brow, whilst footpath 43 continues along the canal bank to the point where footpath 45 (unclear) strikes out across a cultivated field to Back Lane, and would bring you to the footpath sign almost opposite the school. Continue the canal route on footpath 44; after Culvert Lane it is very obscured but continues as far as Deans Lane, where to continue to Spencers Bridge it is necessary to cross under the canal to use the towpath on the opposite bank.

At Spencers Bridge, cross the road bridge; footpath 47 is signposted on the right, and leads across a field to Course Lane at Rose Cottage. The house extension actually obstructs this path, and a diversion is being negotiated; skirt the house to the right and join Course Lane by the bridge. Ahead is Tawd Vale Scout Camp, with many excellent paths, but at the time of writing no public right of way. Return along Course Lane with care, into the village. This walk is about 3¾ miles; the two together about 5½ miles.

Details of Official Footpaths

<u>Number</u>	<u>From</u>	<u>To</u>	<u>(yds)</u>	<u>Length (m)</u>
31	Wellside, Higher Lane	Boundary brook	246	225
32	Woodside, Higher Lane	Footpath 31	299	274
33	Footpath 31	Footbridge (a), Cobbs Clough	669	611
34	Pinfold, Higher Lane	Footbridge (b), Cobbs Clough	458	418
35	Old schoolhouse, Higher Lane	Footpath 34	510	467
39	Cobbs Brow Lane (quarry)	Footbridge (b), Cobbs Clough	387	354
40	Cobbs Brow Lane	Footbridge (a), Cobbs Clough	510	467
41	Wayside, Ash Brow	Canal, site of old bridge	282	257
42	Junction 41/43	River Douglas	370	338
43	Junction 41/42	Junction 44/45	264	241
44	Junction 43/45	Deans Lane	634	579
45	Junction 43/44	Back Lane, opposite school	282	257
46	Saddlery, Ash Brow	Boundary brook	246	225
47	Rose Cottage, Course Lane	Spencers Bridge, Back Lane	774	708

Scale 1:10,000



ROAD OR TRACK		CANAL	
OFFICIAL FOOTPATH		RIVER/STREAM	
OTHER FOOTPATH		WOODLAND	
PARISH BOUNDARY		BRIDGE/FOOTBRIDGE	

Certificate of Service of Notice of an Application for a Modification Order

Wildlife and Countryside Act 1981

The Definitive Map and Statement of Public Rights of Way for the County of Lancashire

To: The County Secretary and Solicitor, Lancashire County Council
(REF: LSG4/PROW/AKL)
Of: PO Box 78, County Hall, Fishergate, Preston, Lancashire, PR1 8XJ

~~It~~ We: (Name of applicant) MR. B. HOWARD
CLERK, NEWBURGH PARISH COUNCIL
Of: (address of applicant) AVILION HILLER LANE
DALTON, WIGAN WN9 7RJ.

Hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife and Countryside Act 1981 have been complied with.

DATED: 25th SEPTEMBER 2008

SIGNED: B Howard

Additional information

NOTE: You are required to notify all owners and occupiers of any land to which the application relates and a failure to do so will invalidate your application.

Details of Modification

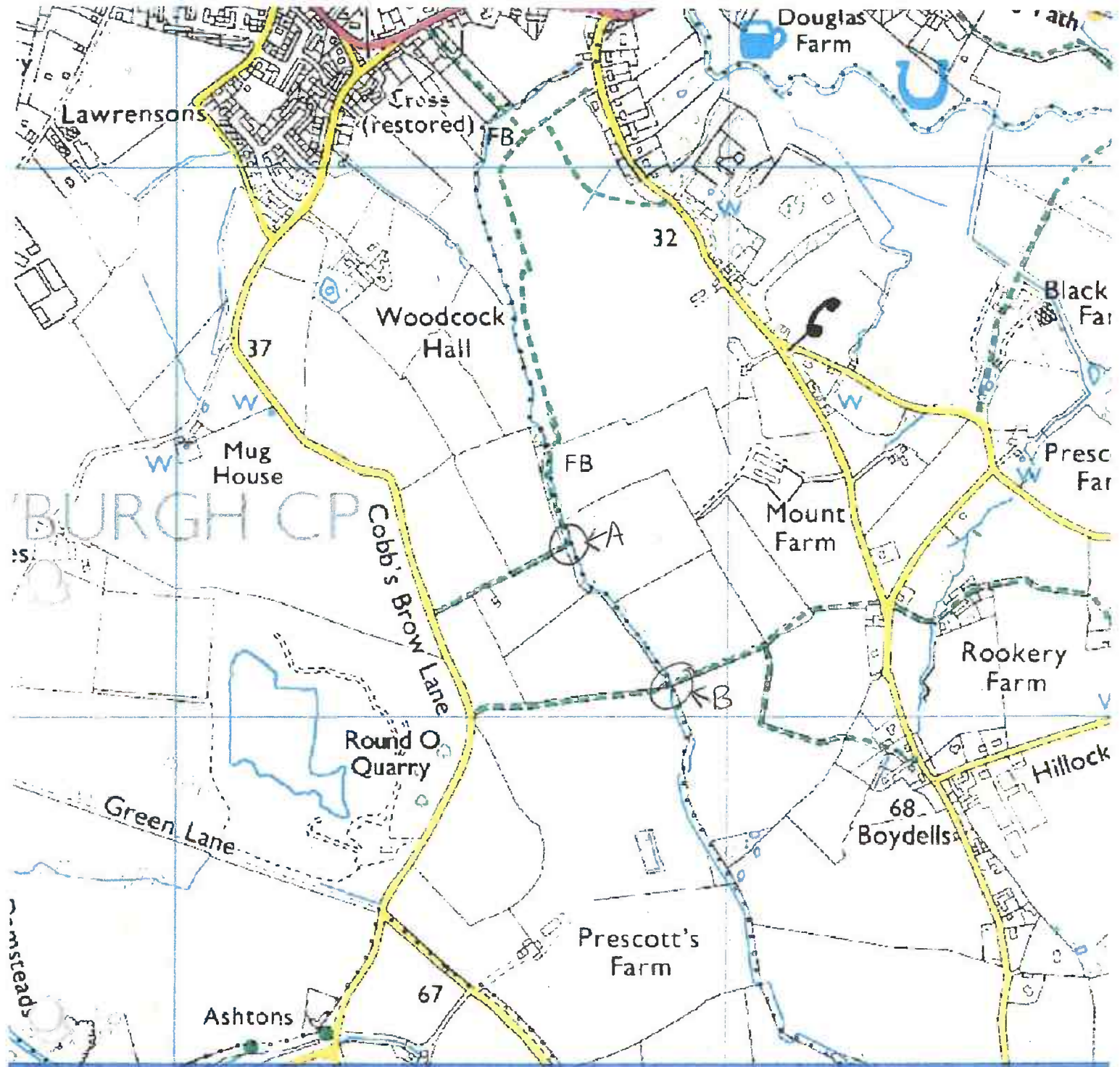
Addition of Footpath Grid Reference A 487093 to Grid Reference 489091
(A to B on the attached map)

List of Landowners Notified

MR. M. J. AINSCOUGH
GIANTS HALL, CULVERT LANE
NEWBURGH WN9 7XA

Method of Service of Notice

Registered post (Recorded delivery)



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22 User Evidence forms were submitted with the application:

1	Ronald Cheetham	12	Alan Richardson
2	Margaret Loraine Cook	13	Rebecca Richardson
3	Wally Coppelov	14	Tony Richardson
4	Catherine Dean	15	Mike Roughneen
5	Ann & Peter Fletcher	16	Cyril Sockett
6	G Halton	17	Mavis Sudworth
7	F G Jarvis	18	John Thompson
8	Brian Kennedy	19	T Turner
9	Alan Madeley	20	Nigel Walls
10	Sylvia Marsden	21	W G Wright
11	Alexander Miller	22	J B Young

PUBLIC RIGHTS OF WAY

EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: RONALD CHEETHAM

ADDRESS: 24 MILL DAM WANE, BURSLOUGH,
ORMSKIRK, LANCASHIRE

DATE OF BIRTH: 29-10-30 OCCUPATION: RETIRED SOLICITOR'S CLERK

Route of Way

From: 487093 (Grid Reference) A ON MAP ATTACHED

Via:

To: 489091 (Grid Reference) B ON MAP ATTACHED

1. How long have you known the route?

25 YEARS

2. Have you used the above way on foot? YES

If so:

(a) During which years? 1983 - 2008

(b) Where were you going to and from? CIRCULAR WALKS AROUND
NEWBURGH, DALTON & PARBOLD AND ALSO INSPECTING PATHS

(c) For what purpose? PLEASURE, PATH INSPECTIONS
AND RECONNOITERING

(d) How many times a year? VARIED BETWEEN 3 OR 4 TIMES
AND UP TO ABOUT 10 TIMES

<p>(e) Have you used the way by other means? NO</p> <p>Please fill in all that apply</p> <p>On horseback</p> <p>On motorcycle/in vehicle</p> <p>Other</p>	<p>During which years?</p>
<p>3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan</p> <p>YES</p>	
<p>4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan. NO</p> <p>4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan. N/A</p> <p>4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when? N/A</p>	
<p>5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer. NO</p> <p>5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan. NO</p>	
<p>6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?</p> <p>N/A</p>	

7. a) Have you ever been stopped or turned back when using this way on foot?
NO

b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars.
NO

8. 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 a public right of way on foot? If so, state when and give particulars and dates.
NO

9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan.
NO

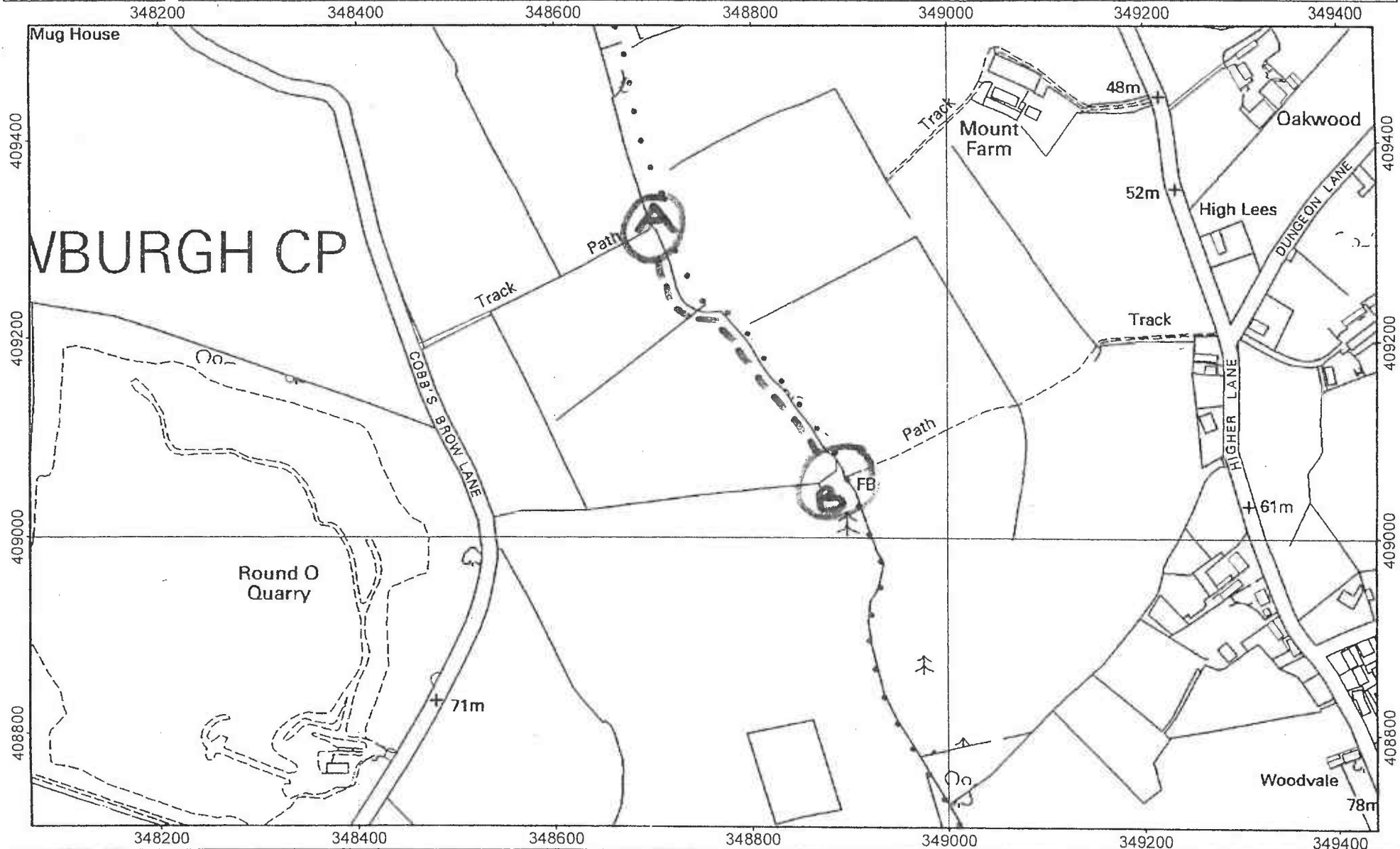
10. Have you ever asked permission to use the way? If so, who did you ask?
NO

11. Please give any other information that you think is relevant. Use a separate sheet, if necessary. OVER THE YEARS I HAVE WALKED THE PATH ON MY OWN AND IN THE COMPANY OF OTHERS ON GROUP WALKS. I RECALL WALKING THE PATH ON A NUMBER OF OCCASIONS IN THE COMPANY OF JIMMY SWIFT AND OTHERS. I RECALL THAT MR SWIFT WAS A PARISH COUNCILLOR AND HE SAID THAT THE PATH WAS PUBLIC. THE PATH HAS ALWAYS BEEN A WELL TRODDEN PATH ALONG DAM GROUND AND THIS IS TESTIMONY TO THE FACT THAT OVER THE YEARS IT HAS BEEN WELL USED. THE TRODDEN ROUTE EXTENDED OVER A WIDTH OF ABOUT 3 METRES.

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

I am/ ~~am not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: R. C. Chetlam Date: 24th OCTOBER 2008.



Scale 1:5000

LCC Map Ref: 57574

Created: 09/06/2008

(Scale correct when printed on A4 Landscape)

By Anne Taylor

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SIGNATURE: *R. C. [Signature]*

PUBLIC RIGHTS OF WAY

EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: MARGARET LOZAINF COOK

ADDRESS: THE GARIES
NEWBURGH
WIGAN WNS 7NF

DATE OF BIRTH: 2.11.1939 OCCUPATION: SOLICITOR

Route of Way

From: Newburgh (Grid Reference) A on map 487093
Playup field
Via: Bluebell Wood
To: Higher Lane Jct (Grid Reference) B on map 489091

1. How long have you known the route? 43 years

2. Have you used the above way on foot? YES/NO

If so:

- (a) During which years? Until early this year 2005 when fence prevented access.
- (b) Where were you going to and from? Home + back.
- (c) For what purpose? Walking for pleasure.
- (d) How many times a year? Numerous! Say approx 20

(e)	Have you used the way by other means? NO	During which years? NA
Please fill in all that apply		
On horseback	NA	
On motorcycle/in vehicle	NA	
Other	NA	
3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan		
Yes.		
4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan.		
No.		
4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.		
No.		
4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?		
NA		
5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer.		
No.		
5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.		
No.		
6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?		
NA		

<p>7. a) Have you ever been stopped or turned back when using this way on foot? No</p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. No</p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. No</p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. No</p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? No</p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary.</p> <p><i>This has been a popular walk especially for parents and grandparents with young children as it is relatively short peaceful and not too taxing for small children. My children were taken by Cub leaders Brownie leaders and as Guides and Scouts when young.</i></p>

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

I am/~~am~~ not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

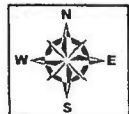
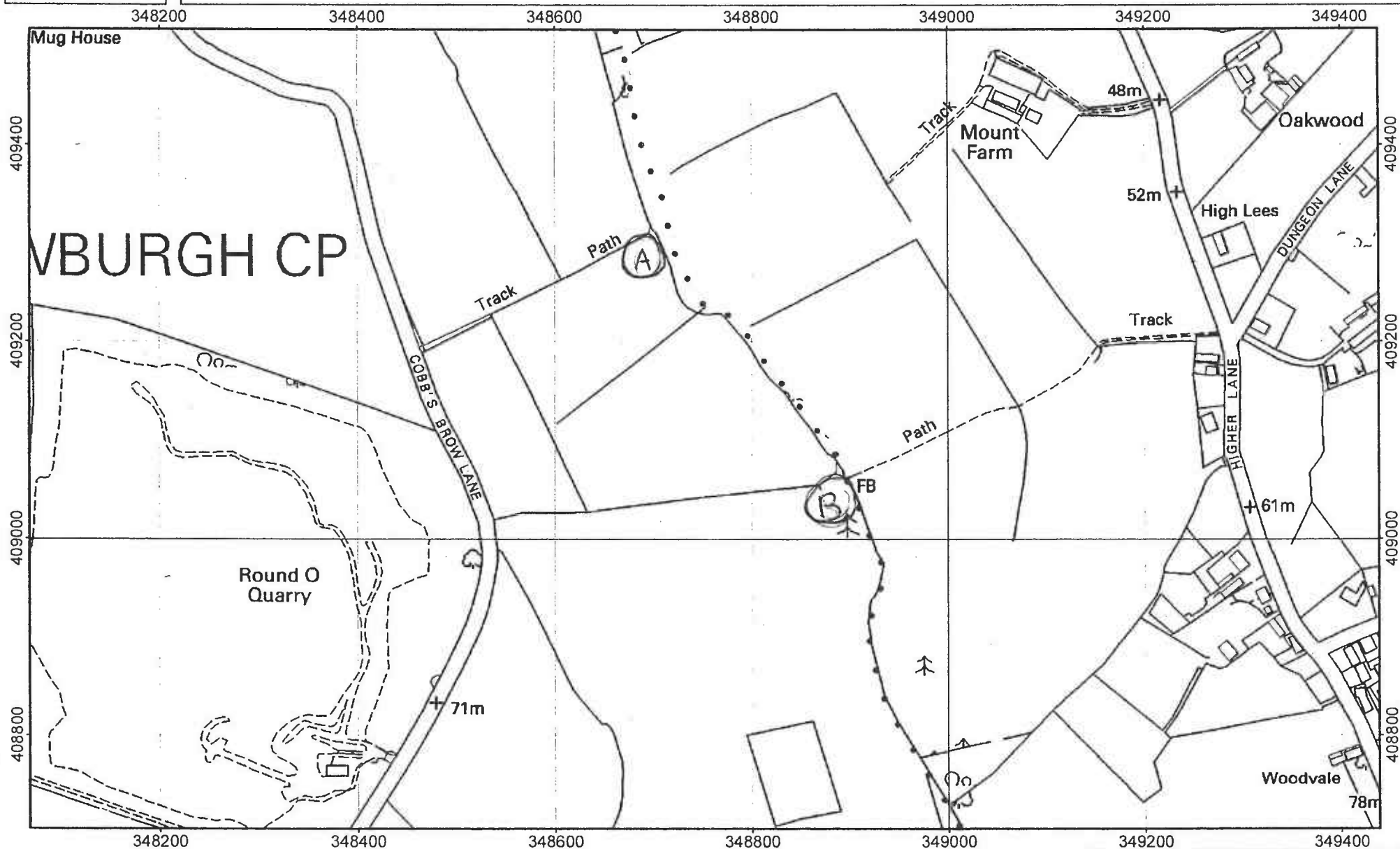
Signature: *M. Colson* Date: *11.08.2005*

SIGNATURE :

M. J. Cook



Newburgh



Scale 1:5000 LCC Map Ref: 57574 Created: 09/06/2008

(Scale correct when printed on A4 Landscape) By Anne Taylor

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PUBLIC RIGHTS OF WAY
EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: WALLY COPPELSON
ADDRESS: 56 CLAREMONT DRIVE
ORMSKIRK
DATE OF BIRTH: 25/9/1955 OCCUPATION: ENGINEER

Route of Way

From: A (Grid Reference) 487093
Via:
To: B (Grid Reference) 489091

1. How long have you known the route?

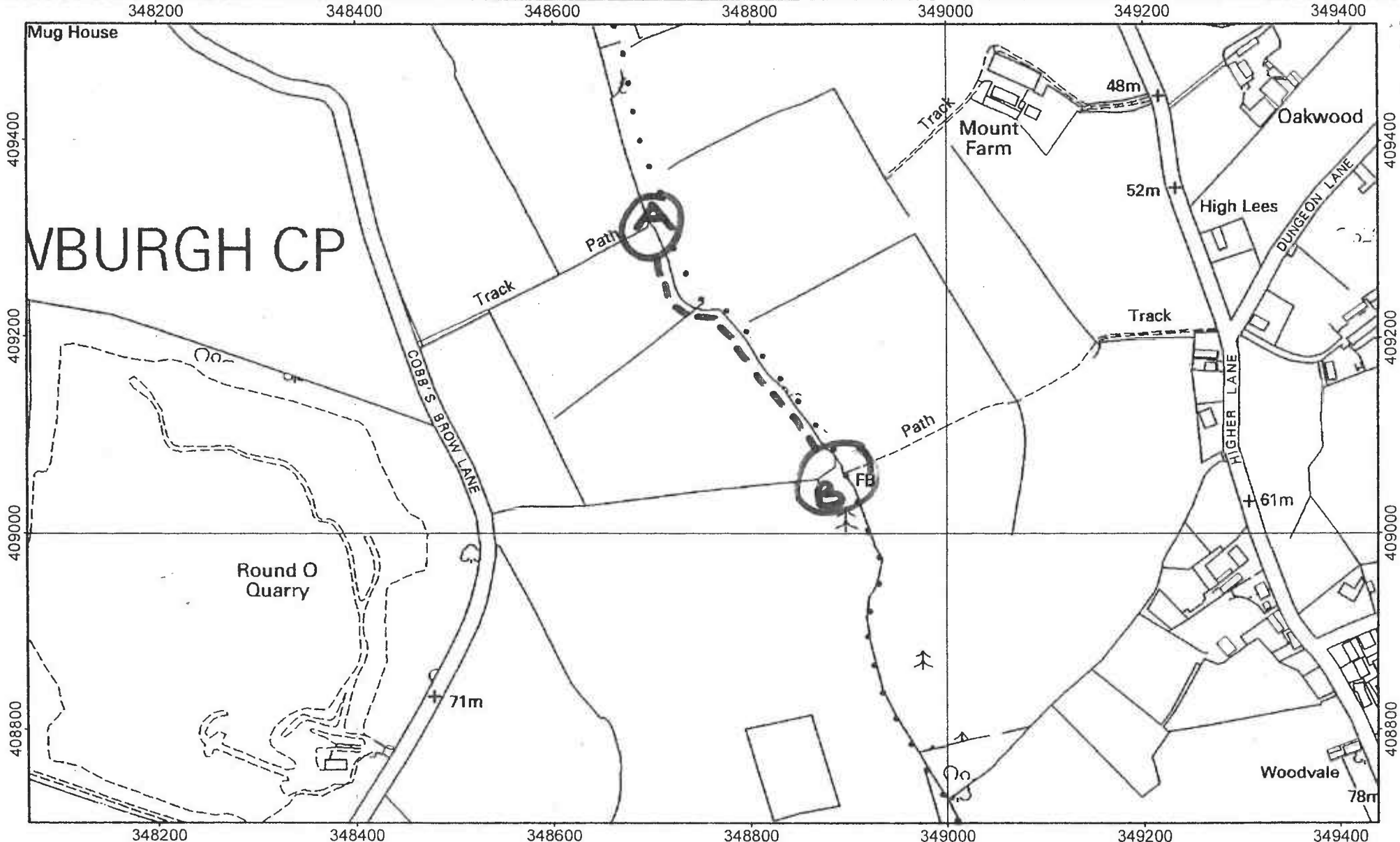
APPROX 18 YEARS

2. Have you used the above way on foot? YES/NO

If so:

- (a) During which years? 1990 - DATE
- (b) Where were you going to and from? NEWBURN TO HIGHER LANE
- (c) For what purpose? RUNNING
- (d) How many times a year? 10 - 12

	<p>(e) Have you used the way by other means?</p> <p>Please fill in all that apply</p> <p>On horseback</p> <p>On motorcycle/in vehicle</p> <p>Other</p>	<p>NO During which years?</p>
<p>3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan</p> <p>YES</p>		
<p>4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan.</p> <p>NO</p> <p>4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.</p> <p>N/A</p> <p>4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?</p> <p>NO</p>		
<p>5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer.</p> <p>NO</p> <p>5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.</p> <p>NO</p>		
<p>6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?</p> <p>N/A</p>		



Scale 1:5000
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SIGNATURE: *M Lhu*

PUBLIC RIGHTS OF WAY

EVIDENCE OF USE ON FOOT

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NAME: MRS. CHRISTINE DEAN

ADDRESS: HATHERLOW BACK LANE NEWBURGH

DATE OF BIRTH: 22.02.40 OCCUPATION: RETIRED

Route of Way

From: NEWBURGH (Grid Reference) 487093 ~~489~~

Via: DALTON

To: NEWBURGH (Grid Reference) 489091

1. How long have you known the route?

30 years +

2. Have you used the above way on foot? YES/NO

If so:

(a) During which years? 1978 - 2008

(b) Where were you going to and from? ^{To} DALTON from NEWBURGH

(c) For what purpose? RECREATION

(d) How many times a year? approx 12

(e) Have you used the way by other means?	NO	During which years?
Please fill in all that apply		
On horseback		
On motorcycle/in vehicle		
Other		
3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan		
YES		
4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan.		
NO		
4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.		
NO		
4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?		
NO		
5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer.		
NO		
5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.		
NO		
6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?		

A. Dea
2008 *

7. a) Have you ever been stopped or turned back when using this way on foot?

NO

b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars.

YES. END OF MAY*, ON A SATURDAY, FRIEND STOPPED IN 'BLUE - BELL WOOD', AND TOLD BY MAN WITH DOG - ONLY TO TAKE PATH TO COBBS BROW LANE. (BARBED WIRE WAS ACROSS)
NORMAL ROUTE

8. 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 a public right of way on foot? If so, state when and give particulars and dates.

NO

9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan.

NO

10. Have you ever asked permission to use the way? If so, who did you ask?

NO

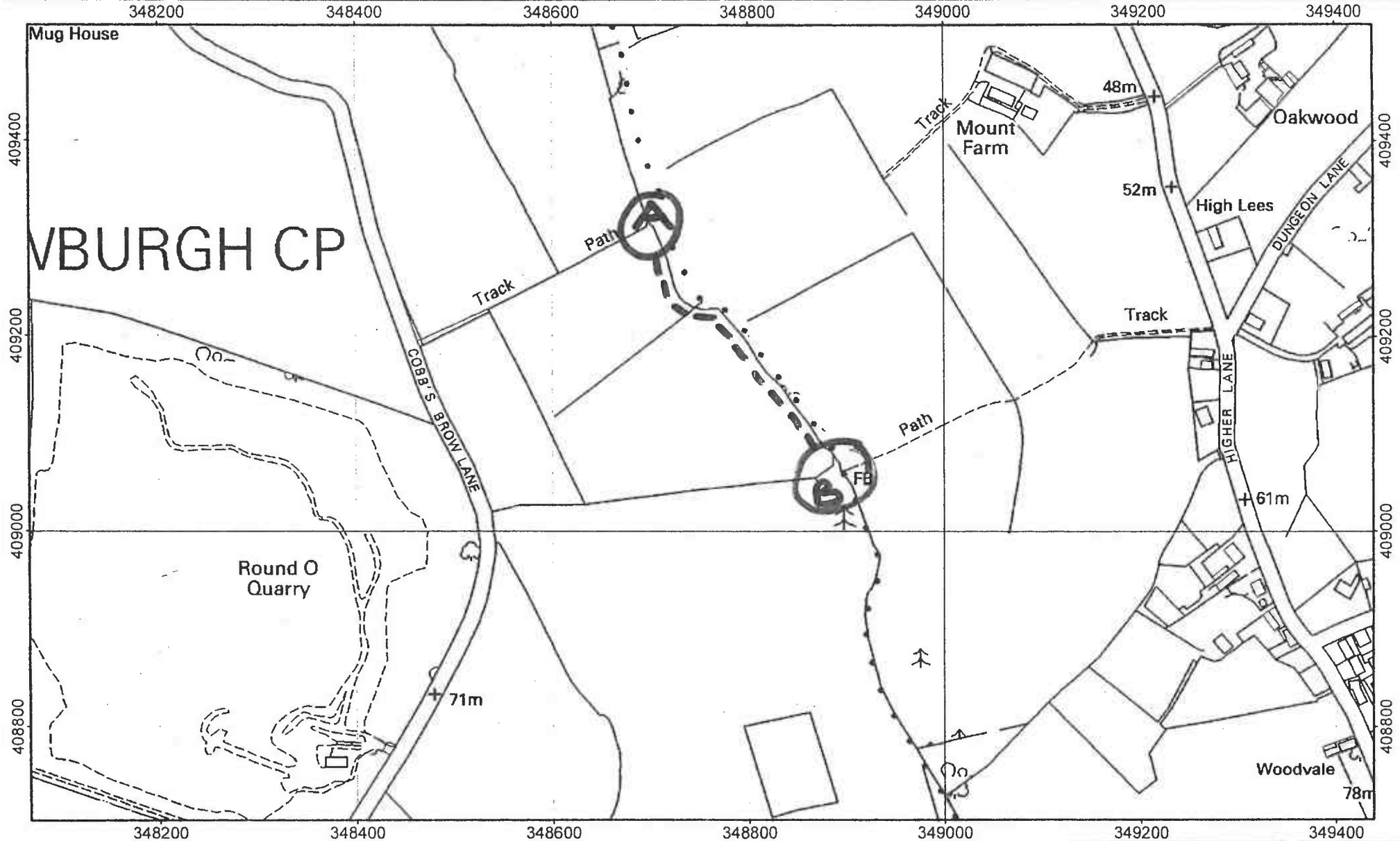
11. Please give any other information that you think is relevant. Use a separate sheet if necessary.

ACCESS WAS NEVER AN ISSUE WITH THE TWO PREVIOUS OWNERS

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

I am/~~am not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: *A. Dea* Date: 10-07-08



Scale 1:5000

LCC Map Ref: 57574

Created: 09/06/2008

(Scale correct when printed on A4 Landscape)

By Anne Taylor

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SIGNATURE: *A. Taylor*

PUBLIC RIGHTS OF WAY

EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: (ANN &) PETER FLETCHER

ADDRESS: 66 NEW ACRES
 NEWBURGH
 WIGAN WNB 7TU

DATE OF BIRTH: 28/11/43 OCCUPATION: RETIRED

Route of Way

From: 487093 (Grid Reference) (A on map)

Via:

To: 489091 (Grid Reference) (B on map)

1. How long have you known the route? 32 years

2. Have you used the above way on foot? YES NO

If so:

- (a) During which years? Since 1975
- (b) Where were you going to and from? Bluebell Wood to Higherhane, Dalton
- (c) For what purpose? Rambling
- (d) How many times a year? 3 or 4 times

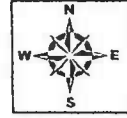
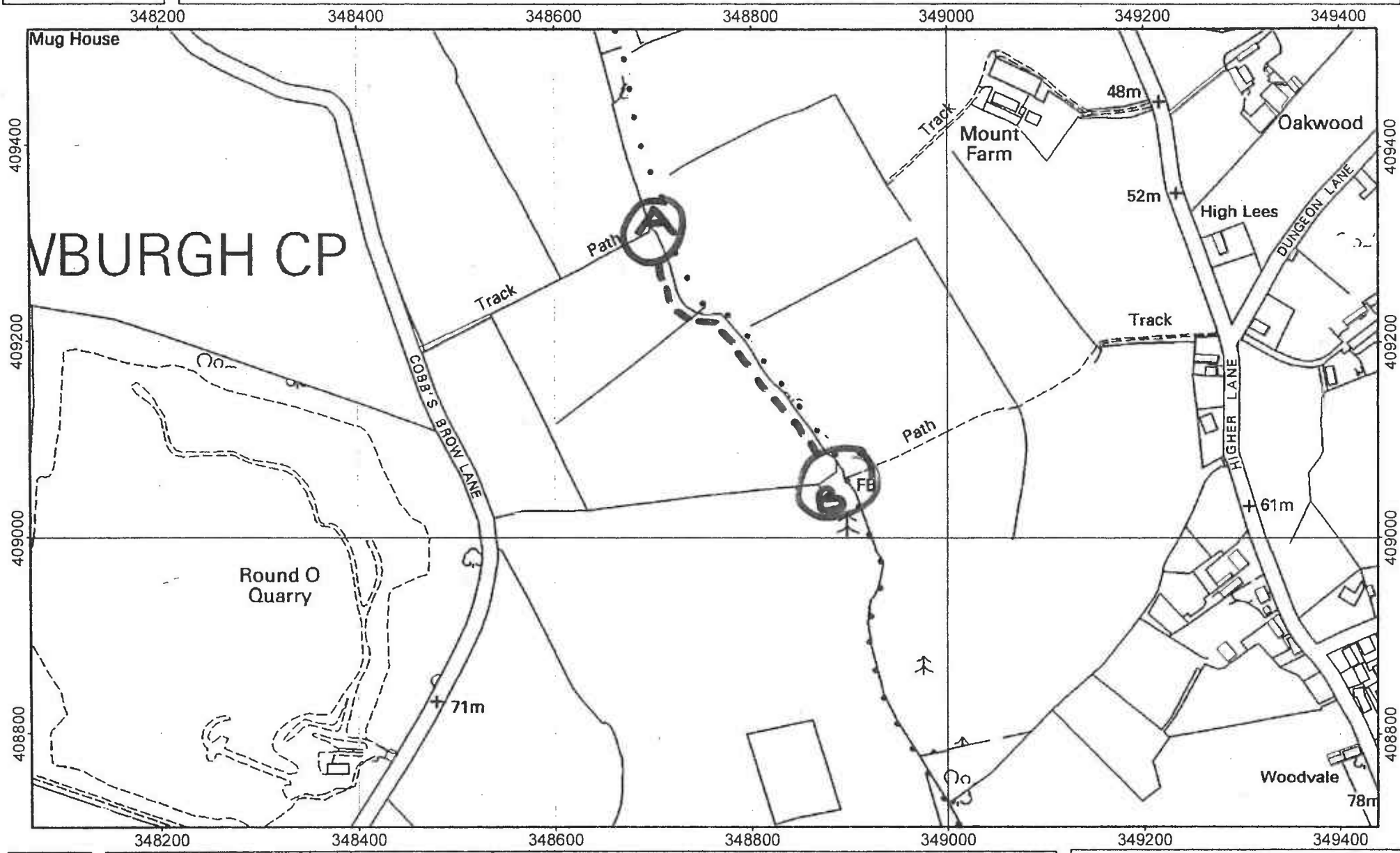
(e) Have you used the way by other means? <i>No</i>	During which years?
Please fill in all that apply	
On horseback	
On motorcycle/in vehicle	
Other	
3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan	
↓ <i>yes</i>	
4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan.	
4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.	
4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?	
5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer.	
<i>No</i>	
5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.	
6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?	

<p>7. a) Have you ever been stopped or turned back when using this way on foot? <i>No</i></p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. <i>No</i></p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. <i>No</i></p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. <i>Not until recently - signs erected in the last few months indicating this is not a public path</i></p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? <i>No</i></p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary. <i>The route using the agreed rights of way requires a diversion on to the Cobs Brow lane and back again. This is an unsafe route - the road is very busy without any walkway and is especially busy because of the high volume of quarry traffic.</i></p>

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

I am/~~am not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: P.V. Flehler Date: 9/7/08



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SIGNATURE: *P.V. Flecker*

PUBLIC RIGHTS OF WAY

EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: *Mr G. Galton*

ADDRESS: *48 Colts Brow Lane,
Newburgh, N^w Wigan,
Lancashire*

DATE OF BIRTH: *03/08/1930* OCCUPATION: *Retired*

Route of Way

From: *348800* (Grid Reference) *Newburgh Village
opposite Red Lion*

Via:

To: *409000* (Grid Reference) *Bluebell Wood*

1. How long have you known the route?

12 years.

2. Have you used the above way on foot? YES NO

If so:

- (a) During which years? *Many.*
- (b) Where were you going to and from? *From home to Bluebell Wood.*
- (c) For what purpose? *Pleasure as a child, now walking the dog.*
- (d) How many times a year? *Perhaps 25 times*

(e) Have you used the way by other means?	During which years?
Please fill in all that apply	
On horseback	No
On motorcycle/in vehicle	No
Other	Just walking
3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan	
YES.	
4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan.	
YES, A STILE ON THE FOOTPATH FROM NEWBURN VILLAGE PAST DEBY HOUSE	
4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.	
NO	
4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?	
NO	
5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer.	
NO	
5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.	
NO	
6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?	

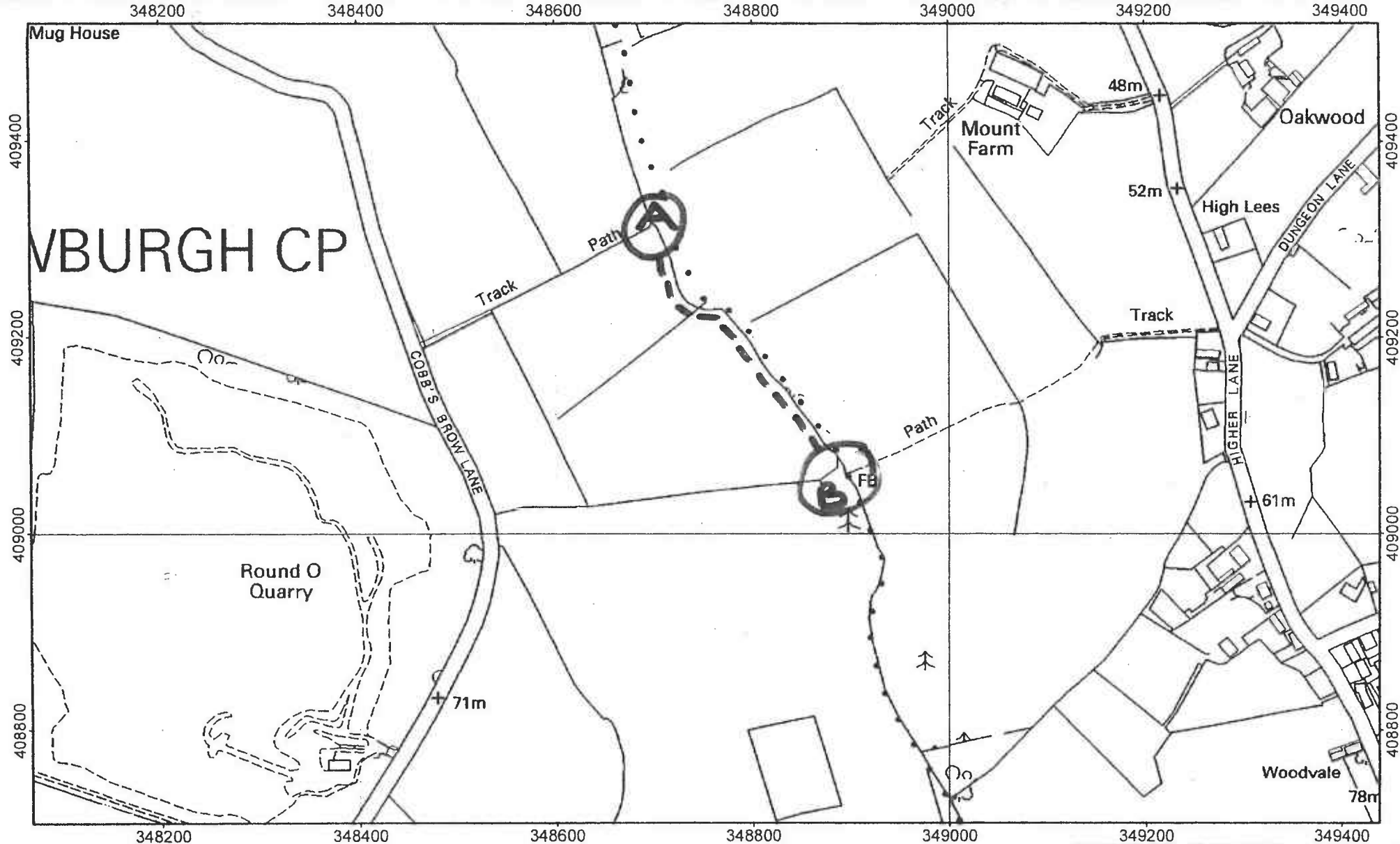
<p>7. a) Have you ever been stopped or turned back when using this way on foot? <i>No</i></p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. <i>Yes. Recently in the last 4 months</i></p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. <i>No.</i></p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. <i>No</i></p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? <i>No, no need if being a public footpath.</i></p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary. <i>I have used these public footpaths since being a child when my father took me and our dog regularly through Top Wood, and since.</i></p>

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

I am/am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: *G. Walton* Date: *29th July 2008*

The public footpaths and the Top Wood have always been public areas for walking, and children playing and picking Bluebells, the changing seasons and fresh air in the wood is appreciated.



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SIGNATURE :

Handwritten signature

8/8/08

PUBLIC RIGHTS OF WAY

EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: Mr F.G. JARVIS

ADDRESS: 4, ACRESFIELD
NEWBURGH,
LANCS

DATE OF BIRTH: 29/04/20 OCCUPATION: RETIRED ENGINEER

Route of Way

From: 487093 (Grid Reference) A on Map

Via: 489091

To: (Grid Reference) B on Map

1. How long have you known the route?

20 YEARS APPROX

2. Have you used the above way on foot? YES/~~NO~~

If so:

- (a) During which years?
- (b) Where were you going to and from?
- (c) For what purpose?
- (d) How many times a year?

} I HAVE WALKED
THIS FOOTPATH
MANY TIMES ON
MY FREQUENT
RAMBLINGS OVER
NEWBURGH FOOTPATHS.

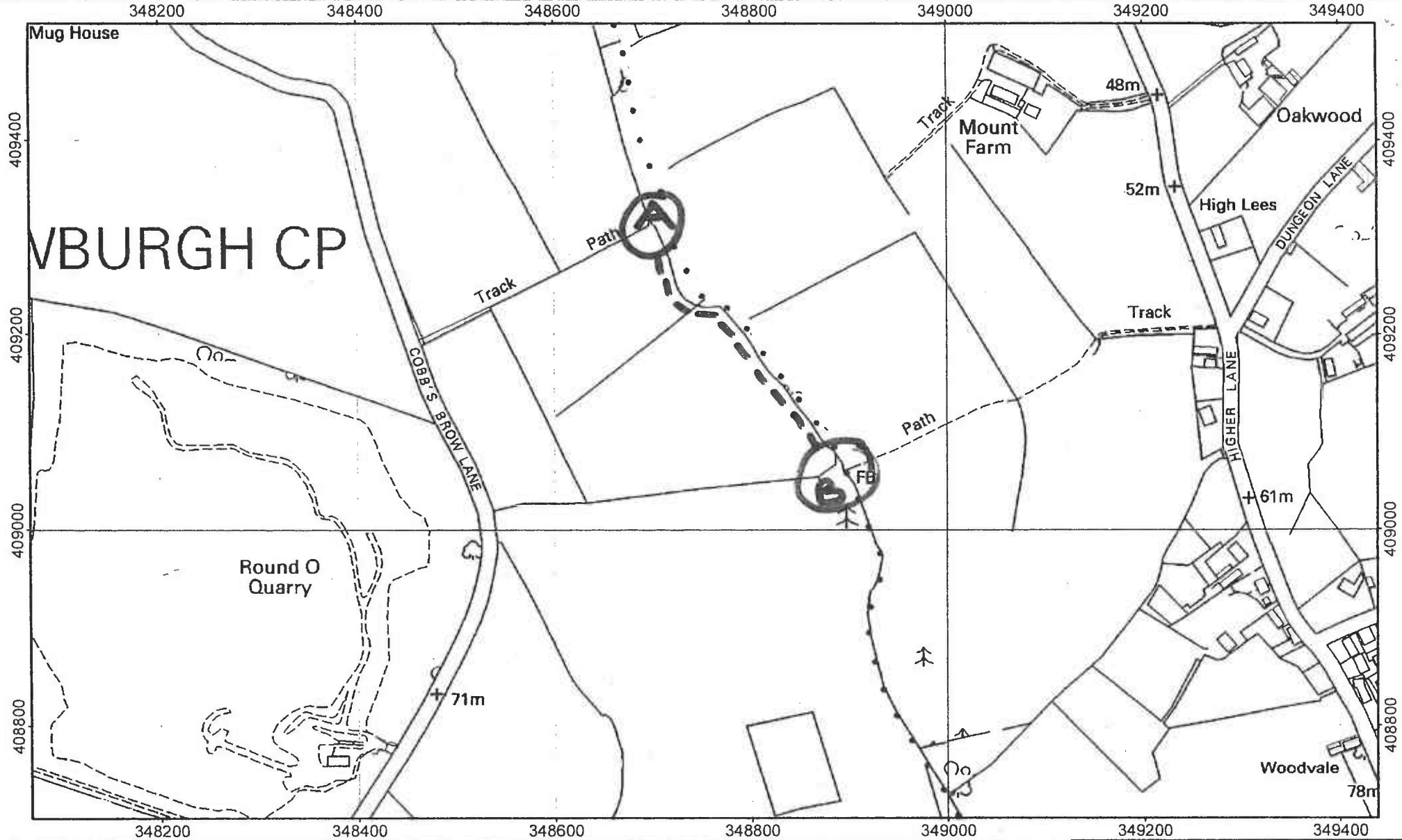
<p>(e) Have you used the way by other means? <i>No</i></p> <p>Please fill in all that apply</p> <p>On horseback</p> <p>On motorcycle/in vehicle</p> <p>Other</p>	<p>During which years?</p>
<p>3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan</p> <p style="text-align: center;"><i>yes.</i></p>	
<p>4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan.</p> <p style="text-align: center;"><i>No</i></p> <p>4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.</p> <p style="text-align: center;"><i>No</i></p> <p>4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?</p> <p style="text-align: center;"><i>No</i></p>	
<p>5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer.</p> <p style="text-align: center;"><i>No</i></p> <p>5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.</p> <p style="text-align: center;"><i>No</i></p>	
<p>6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?</p>	

<p>7. a) Have you ever been stopped or turned back when using this way on foot? <i>No</i></p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. <i>No</i></p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. <i>No</i></p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. <i>No</i></p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? <i>No</i></p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary.</p>

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

I am/~~am not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: *[Handwritten Signature]* Date: *15/07/08*



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SIGNATURE: *Angela's*

PUBLIC RIGHTS OF WAY

EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: BRIAN KENNEDY

ADDRESS: 37 WEAVER AVENUE,
BURSCOUGH
LANES. L30 4LE.

DATE OF BIRTH: 10.7.49 OCCUPATION: QUANTUM SURVEYOR.

Route of Way

From: A 487093 (Grid Reference)

Via:

To: B 489091 (Grid Reference)

1. How long have you known the route?

20 years.

2. Have you used the above way on foot? YES/NO

If so:

(a) During which years? 1988-2008.

(b) Where were you going to and from? NEWBURGH VILLAGE TO
HIGHER LANE DALTON.

(c) For what purpose? RUNNING ROUTE.

(d) How many times a year? 10 TIMES

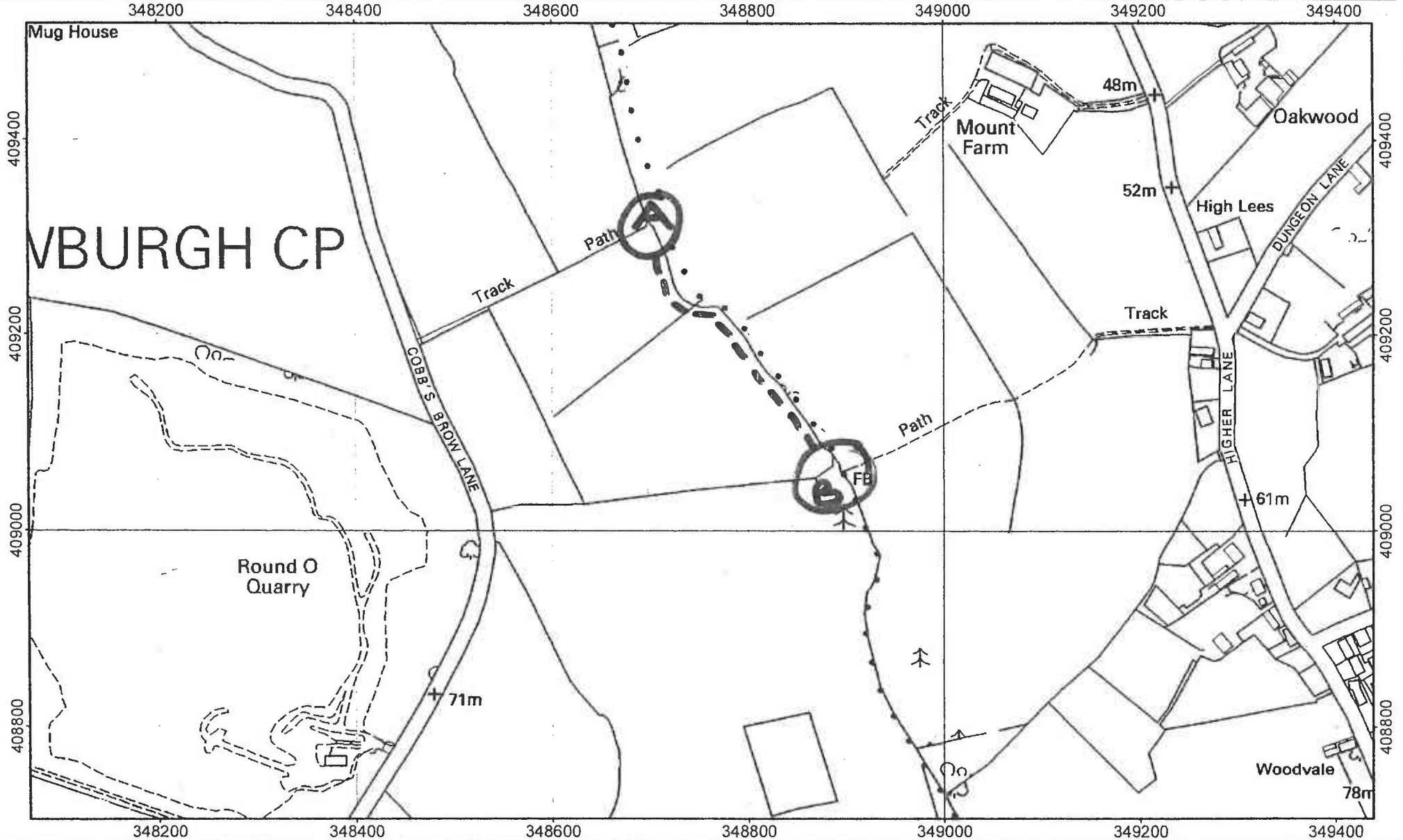
(e)	<p>Have you used the way by other means? NO.</p> <p>Please fill in all that apply</p> <p>On horseback</p> <p>On motorcycle/in vehicle</p> <p>Other</p>	<p>During which years?</p>
<p>3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan</p> <p>YES.</p>		
<p>4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan. NO STILES OR GATES.</p> <p>4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan. N/A.</p> <p>4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when? N/A.</p>		
<p>5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer. N/A.</p> <p>5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan. N/A.</p>		
<p>6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they? N/A.</p>		

<p>7. a) Have you ever been stopped or turned back when using this way on foot? <p style="text-align: center;">NO</p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. <p style="text-align: center;">No</p> </p></p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. <p style="text-align: center;">No</p> </p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. <p style="text-align: center;">NO</p> </p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? <p style="text-align: center;">No</p> </p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary. <p style="text-align: center;">-</p> </p>

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

I am/am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature:  Date: 



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SIGNATURE: *B Kennedy*

PUBLIC RIGHTS OF WAY

EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: MR ALAN MADELEY

ADDRESS: 191 KESTREL PARK
 SKELMERSDALE
 LANCAIRE WN8 6TA

DATE OF BIRTH: 14/6/56 OCCUPATION: BUILDING SURVEYOR

Route of Way

From: 487093 (Grid Reference)

Via:

To: 489091 (Grid Reference)

1. How long have you known the route?
 21 YEARS (SINCE I MOVED INTO THE ABOVE ADDRESS ABOUT 1 MILE FROM THE PATH).
2. Have you used the above way on foot? YES ~~NO~~
 - If so:
 - (a) During which years? 1987 TO DATE
 - (b) Where were you going to and from? HOME TO NEWBURGH & PARBOLD.
 - (c) For what purpose? LEISURE
 - (d) How many times a year? GENERALLY ONE OR TWICE BUT APPROXIMATELY 10-12 YEARS AGO I USED THE PATH SAY TWICE A MONTH.

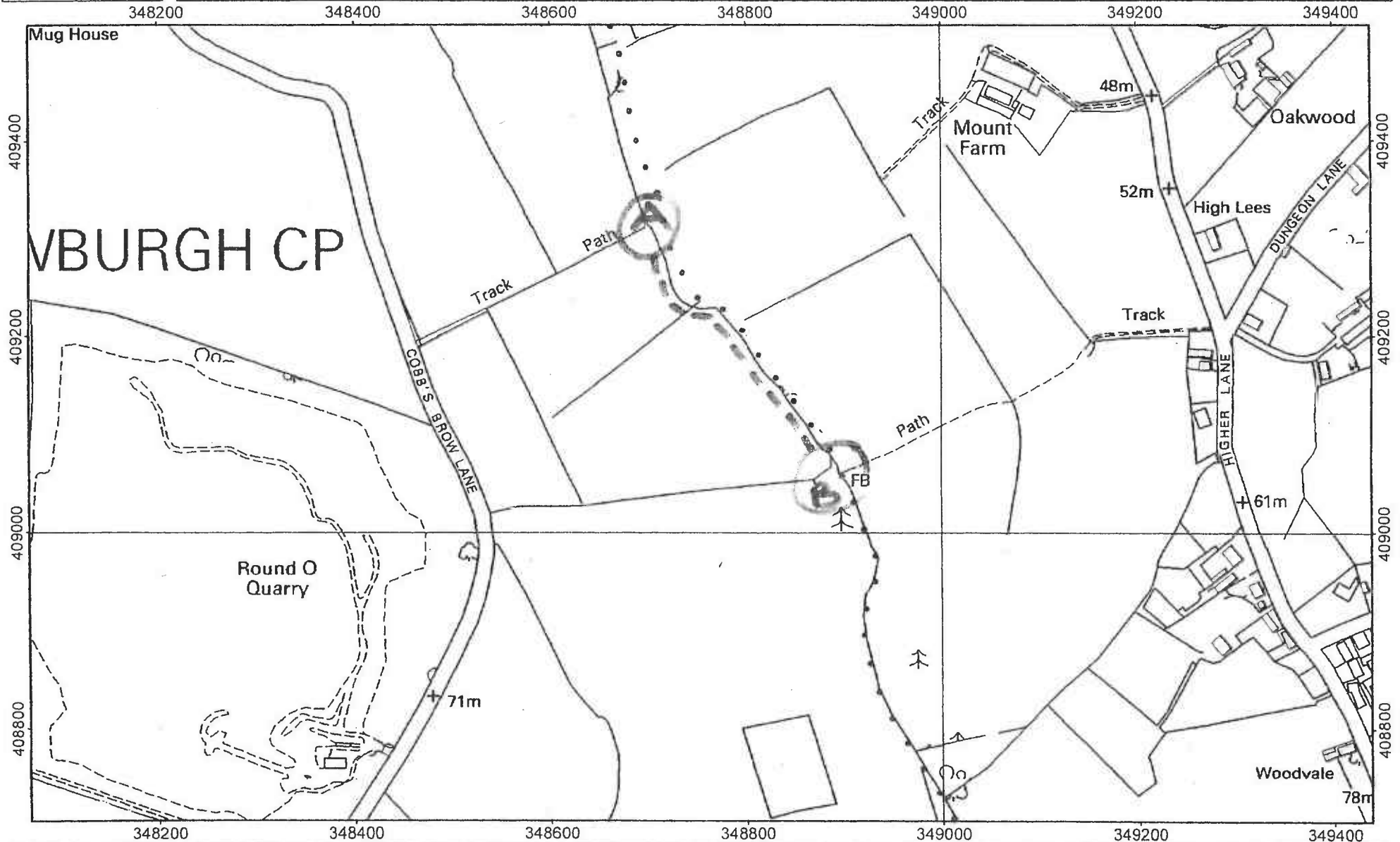
<p>(e) Have you used the way by other means? <i>No</i></p> <p>Please fill in all that apply</p> <p>On horseback</p> <p>On motorcycle/in vehicle</p> <p>Other</p>	<p>During which years?</p>
<p>3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan</p> <p><i>Yes</i></p>	
<p>4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan. <i>No</i></p> <p>4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan. <i>N/a</i></p> <p>4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when? <i>N/a</i></p>	
<p>5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer. <i>No</i></p> <p>5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan. <i>No</i></p>	
<p>6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?</p> <p><i>N/a.</i></p>	

<p>7. a) Have you ever been stopped or turned back when using this way on foot?</p> <p style="text-align: center;">No</p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars.</p> <p style="text-align: center;">No</p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates.</p> <p style="text-align: center;">No</p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan.</p> <p style="text-align: center;">No</p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask?</p> <p style="text-align: center;">No</p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary.</p> <p style="text-align: center;">THIS PATH IS USED AS IT HELPS REDUCING ROAD WALKING ALONG COBBE'S BROW LANE THAT IS NARROW, HAS BENCH AND NO FOOTWAY. I CAN WALK TO NEWBURGH FROM DALTON ON FOOTPATH. THIS WAY.</p>

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

I am/am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: *A Moddy* Date: *19/9/08*



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By Anne Taylor

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SIGNATURE: *A Madley*

PUBLIC RIGHTS OF WAY
EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: SYLVIA MARSDEK
ADDRESS: 44 COBBS BROW LANE
NEWBURGH
WNS 7ND
DATE OF BIRTH: 13.11.36 OCCUPATION: RETIRED NURSE

Route of Way

From: NEWBURGH (Grid Reference) 487093
Via: SPORTS FIELD
To: BLUE BELL WOOD (Grid Reference) 849091

1. How long have you known the route?

11 YEARS

2. Have you used the above way on foot? YES/NO

If so:

- (a) During which years? 1997 - 2008
- (b) Where were you going to and from? AS ABOVE
- (c) For what purpose? DOG WALKING
- (d) How many times a year? 52 +

(e) Have you used the way by other means?	During which years?
Please fill in all that apply	
On horseback	NO.
On motorcycle/in vehicle	
Other	
3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan	
YES	
4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan.	
NO.	
4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.	
NO.	
4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?	
NO	
5a. Have you worked for any landowner over which the route passes? if so, give dates of employment and name of employer.	
NO.	
5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.	
NO.	
6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?	

7. a) Have you ever been stopped or turned back when using this way on foot?
NO.

b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars.
YES - MAY. 2008

8. 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 a public right of way on foot? If so, state when and give particulars and dates.
NO -

9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan.
NO -

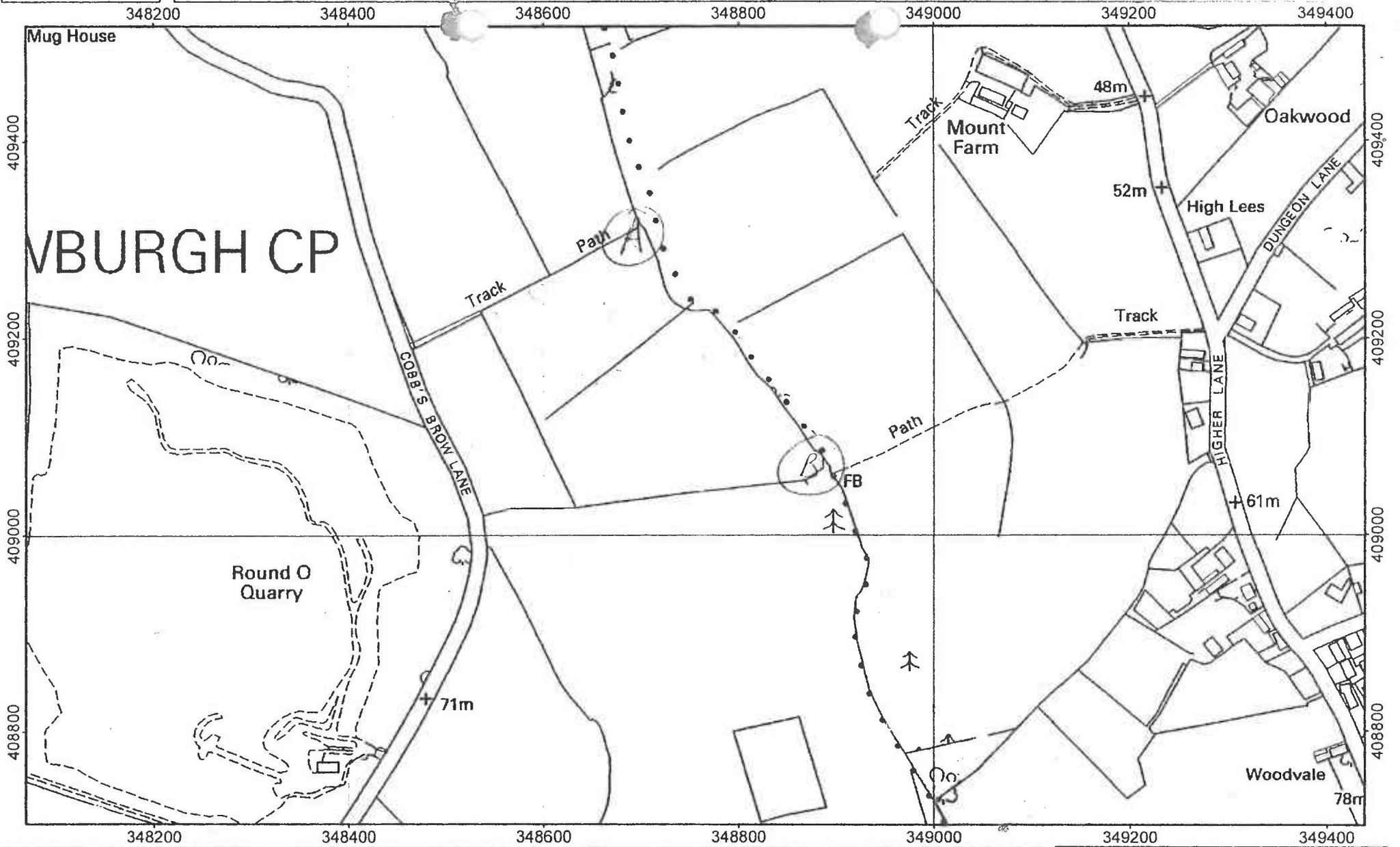
10. Have you ever asked permission to use the way? If so, who did you ask?
NO -

11. Please give any other information that you think is relevant. Use a separate sheet if necessary.
*BARBED WIRE USED
 ALL AROUND RECENTLY
 INSTALLED*

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

I am/~~am not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: *D. E. Marshall* Date: *1-8-08*



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 By Anne Taylor

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SIGNATURE: 

Duttons Barn (3)487(4)093

(3)489(4)091

11

PUBLIC RIGHTS OF WAY

EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: Alexander Miller

ADDRESS: 40 Mount Howe Rd
Family
Lurepool L37 3LB

DATE OF BIRTH: 29/4/50 OCCUPATION: Engineer

Route of Way

From: A (Grid Reference) 487093

Via:

To: B (Grid Reference) 489091

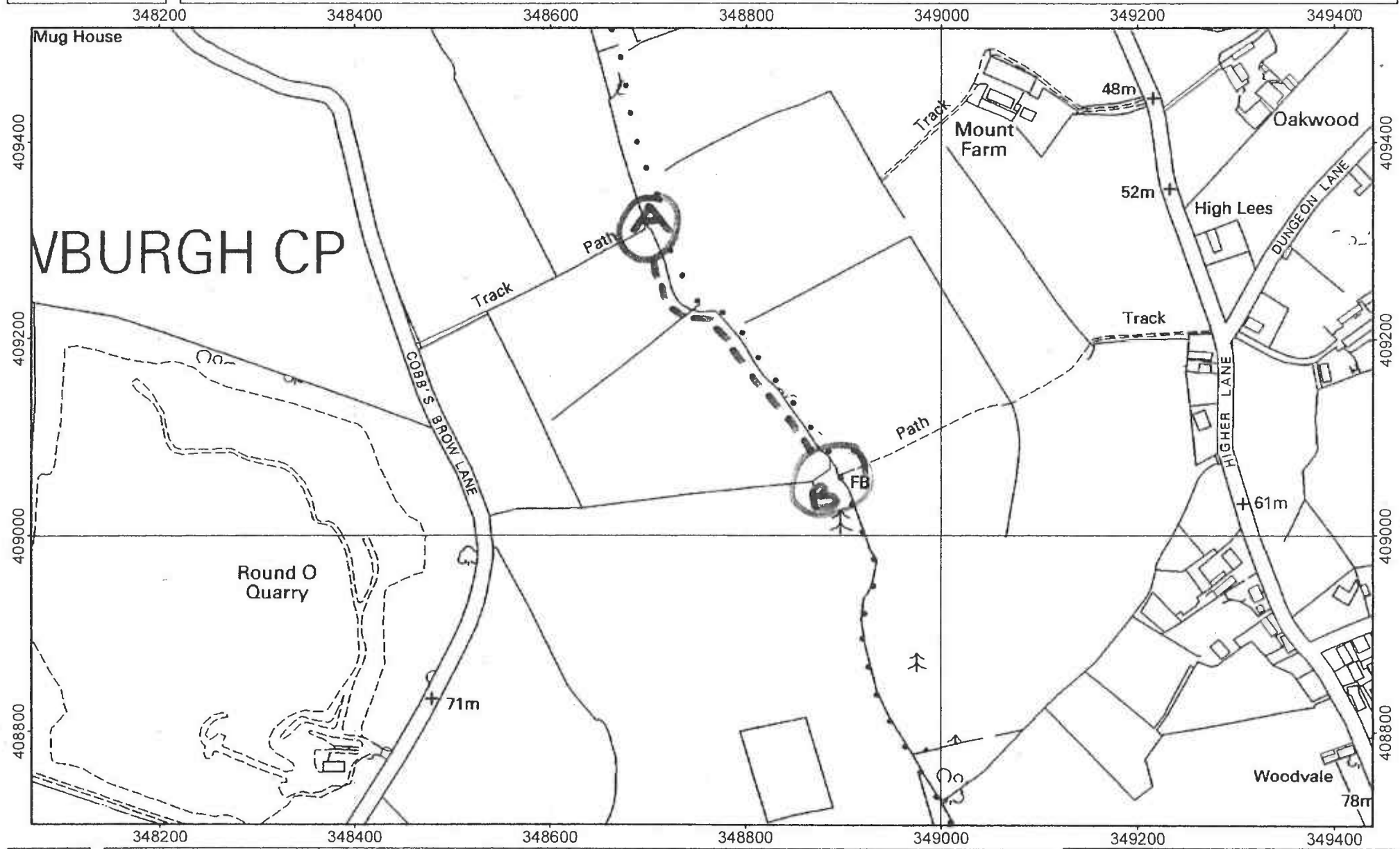
1. How long have you known the route?
20 year

2. Have you used the above way on foot? YES/NO

If so:

- (a) During which years? 1988 - 2008
- (b) Where were you going to and from? Newbygh - Hym Lane
- (c) For what purpose? Running training with Newbygh
- (d) How many times a year? 10 times Nonads

<p>(e) Have you used the way by other means? No</p> <p>Please fill in all that apply</p> <p>On horseback <input type="checkbox"/></p> <p>On motorcycle/in vehicle <input checked="" type="checkbox"/></p> <p>Other <input checked="" type="checkbox"/></p>	<p>During which years?</p>
<p>3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan</p> <p style="text-align: center;">Yes</p>	
<p>4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan. No</p> <p>4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan. NA</p> <p>4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when? NA</p>	
<p>5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer. No</p>	
<p>5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan. No</p>	
<p>6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they? NA</p>	



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SIGNATURE: *AG Miller*

PUBLIC RIGHTS OF WAY

EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: ALAN RICHARDSON

ADDRESS: GREENACRE HILLOCK LANE
DALTON
WN 8 7RJ

DATE OF BIRTH: 02.11.1934 OCCUPATION: LECTURER (RET'D).

Route of Way

From: B SD 489091 (Grid Reference)

Via:

To: A S8 487093 (Grid Reference)

1. How long have you known the route?

23 YEARS

2. Have you used the above way on foot? YES/NO

If so:

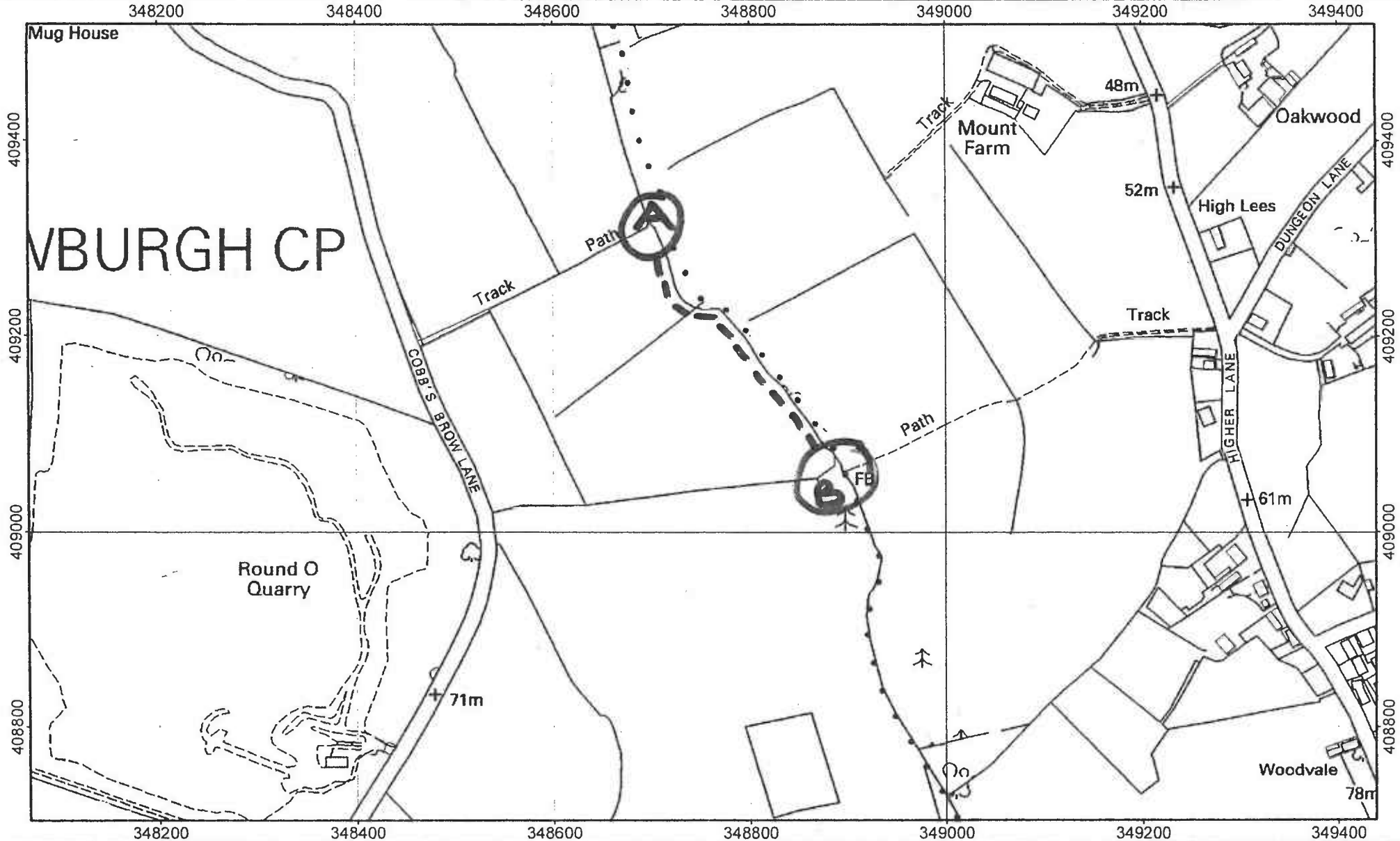
(a) During which years? 1985 - 2008

(b) Where were you going to and from? WALKING FROM MY HOME

(c) For what purpose? RECREATION

(d) How many times a year? 100 - 150 APPROX.

<p>(e) Have you used the way by other means? <i>no</i></p> <p>Please fill in all that apply</p> <p>On horseback</p> <p>On motorcycle/in vehicle</p> <p>Other</p>	<p>During which years?</p>
<p>3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan</p> <p><i>YES</i></p>	
<p>4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan.</p> <p><i>NO</i></p> <p>4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.</p> <p><i>—</i></p> <p>4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?</p> <p><i>—</i></p>	
<p>5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer.</p> <p><i>NO</i></p> <p>5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.</p> <p><i>NO</i></p>	
<p>6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?</p>	



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SIGNATURE: *A. R. ...*

PUBLIC RIGHTS OF WAY

EVIDENCE OF USE ON FOOT

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NAME: REBECCA RICHARDSON

ADDRESS: DUTTONS BARN
 BACK LANE
 NEWBURGH WNR 7XB

DATE OF BIRTH: 27/07/44 OCCUPATION: RETIRED

Route of Way

From: A (Grid Reference) 487093

Via:

To: B (Grid Reference) 489091

1. How long have you known the route?
 SINCE APRIL 1987

2. Have you used the above way on foot? YES NO

If so:

(a) During which years? FROM 1987 - 2008

(b) Where were you going to and from? NEWBURGH

(c) For what purpose? RECREATION

(d) How many times a year? 6-7

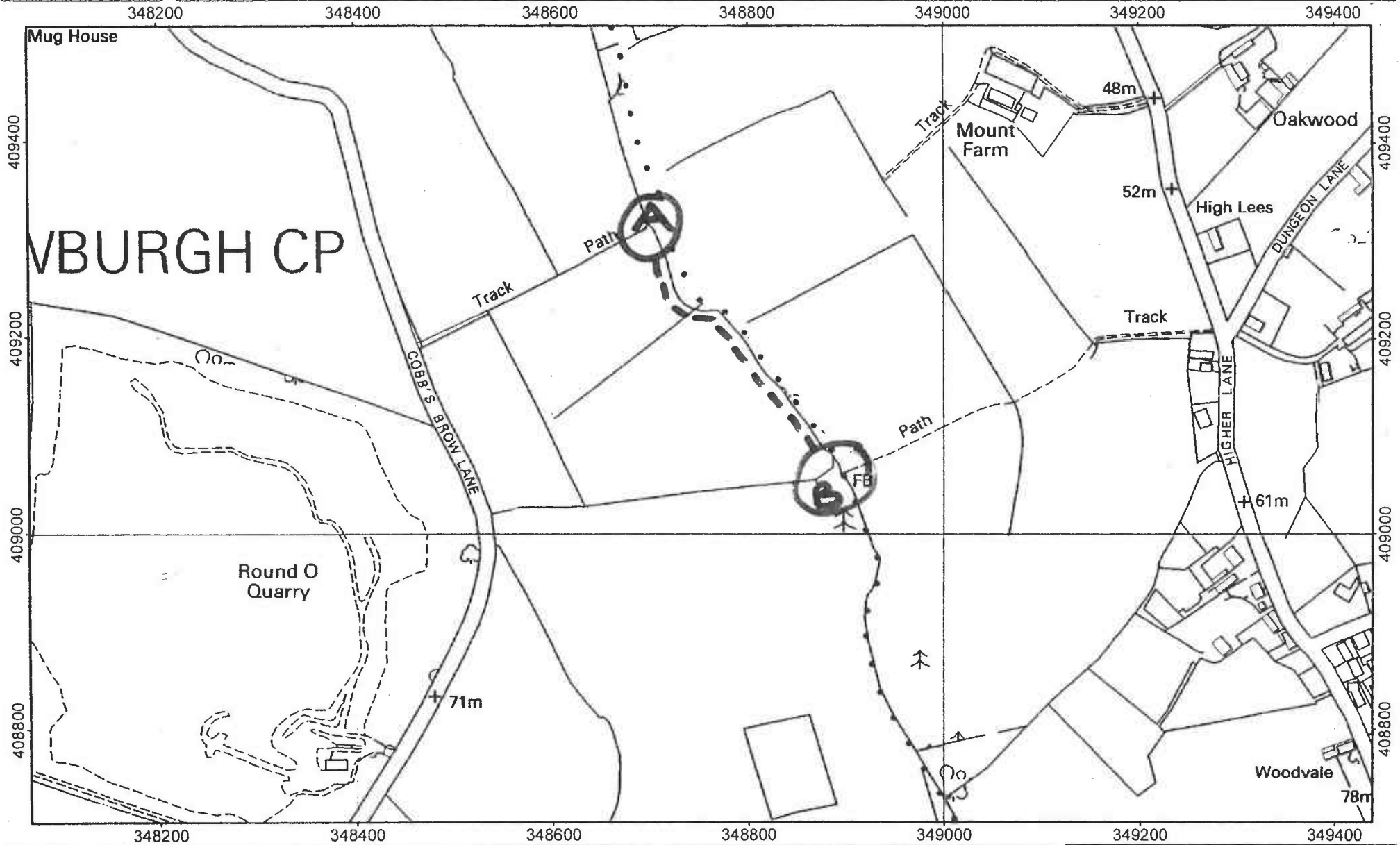
(e)	<p>Have you used the way by other means? NO</p> <p>Please fill in all that apply</p> <p>On horseback</p> <p>On motorcycle/in vehicle</p> <p>Other</p>	<p>During which years?</p>
<p>3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan</p> <p style="text-align: center;">YES</p>		
<p>4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan. NO</p> <p>4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.</p> <p>4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?</p>		
<p>5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer. NO</p> <p>5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan. NO</p>		
<p>6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?</p>		

<p>7. a) Have you ever been stopped or turned back when using this way on foot? NO</p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. EARLY 2008 - SIGNS FOR 'NO ACCESS' APPEARED</p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. NO</p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. ARROWS INDICATING FOOTPATH / RIGHT OF WAY AT POINTS A AND B - early 2008</p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? NO</p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary.</p>

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

I am/am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: *P. J. [unclear]* Date: *07.08.08*



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SIGNATURE : *R. Richardson*

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NAME: Tony Richardson

ADDRESS: Duthous Barn
Bark Lane
Newburgh Laureston W18 7YB

DATE OF BIRTH: 01/01/1942 OCCUPATION: Retired school teacher

Route of Way

From: 487093 (Grid Reference) (A on map)

Via:

To: 489091 (Grid Reference) (B on map)

1. How long have you known the route?
21 years

2. Have you used the above way on foot? YES/~~NO~~

If so:

(a) During which years? 1987-2008

(b) Where were you going to and from? Newburgh - Dalko

(c) For what purpose? Recreation, pleasure

(d) How many times a year? 10-20 times per year

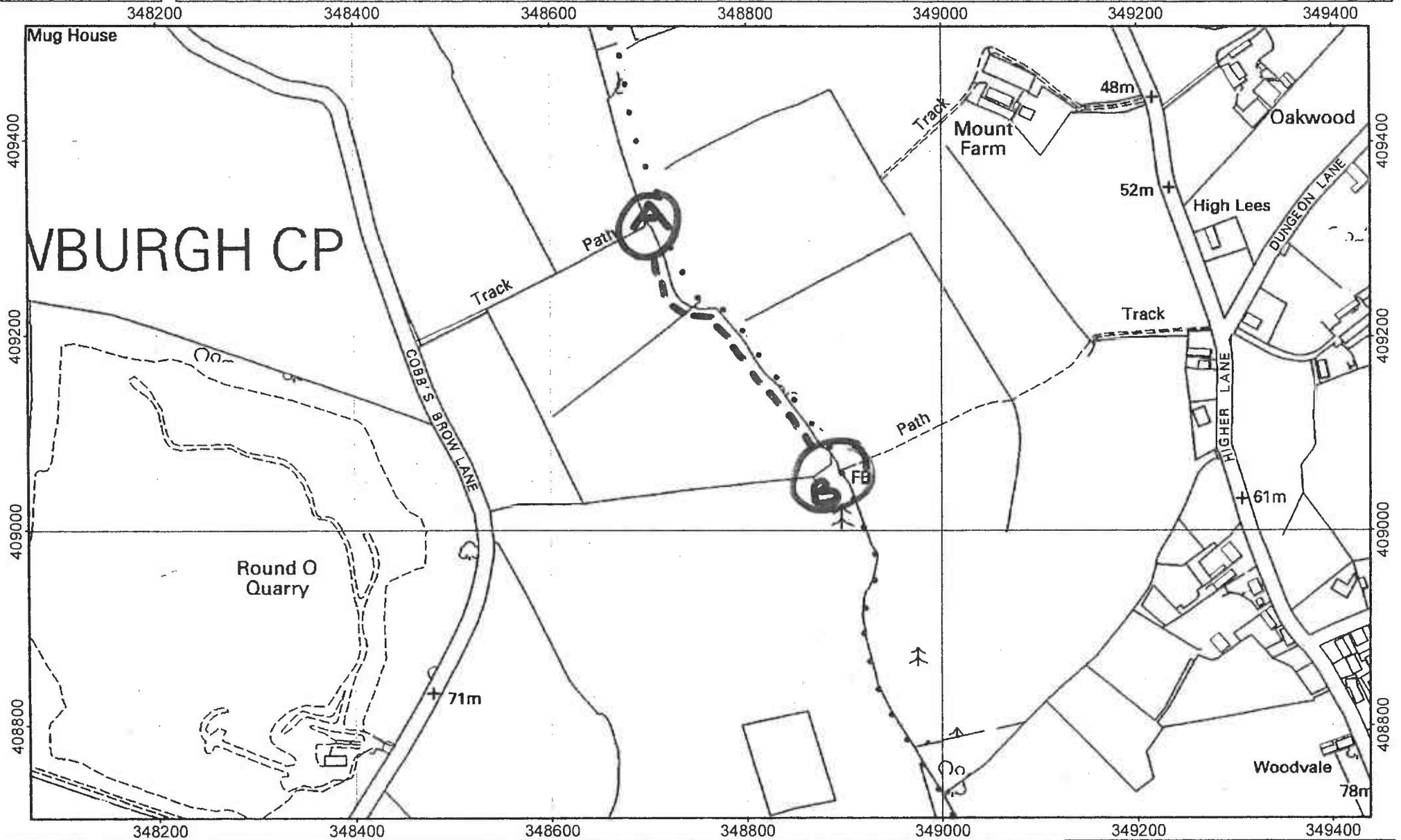
	<p>(e) Have you used the way by other means? No</p> <p>Please fill in all that apply</p> <p>On horseback</p> <p>On motorcycle/in vehicle</p> <p>Other</p>	<p>During which years?</p>
<p>3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan</p> <p style="text-align: center;">Yes</p>		
<p>4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan. No</p> <p>4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan. No</p> <p>4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when? No</p>		
<p>5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer. No</p> <p>5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan. No</p>		
<p>6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?</p>		

<p>7. a) Have you ever been stopped or turned back when using this way on foot? <i>No</i></p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. <i>Only in the past month or so</i></p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. <i>No</i></p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. <i>No</i></p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? <i>No</i></p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary.</p>

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

I am/~~am not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: *Richard* Date: *7/8/08*



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SIGNATURE: *[Handwritten Signature]*

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NAME: MIKE ROUGHNEEN

ADDRESS: 4 SANDY LANE, NEWBURGH LANE WNS 7TT

DATE OF BIRTH: 21/12/1952 OCCUPATION: HANDYMAN

Route of Way

From: A 487093 (Grid Reference)

Via:

To: B 489091 (Grid Reference)

1. How long have you known the route?

20 YEARS

2. Have you used the above way on foot? YES/NO

If so:


- (a) During which years? 1988 - 2008
(b) Where were you going to and from? NEWBURGH VILLAGE TO HIRHER LANE DALTON
(c) For what purpose? RUNNING ROUTE
(d) How many times a year? 10 TIMES

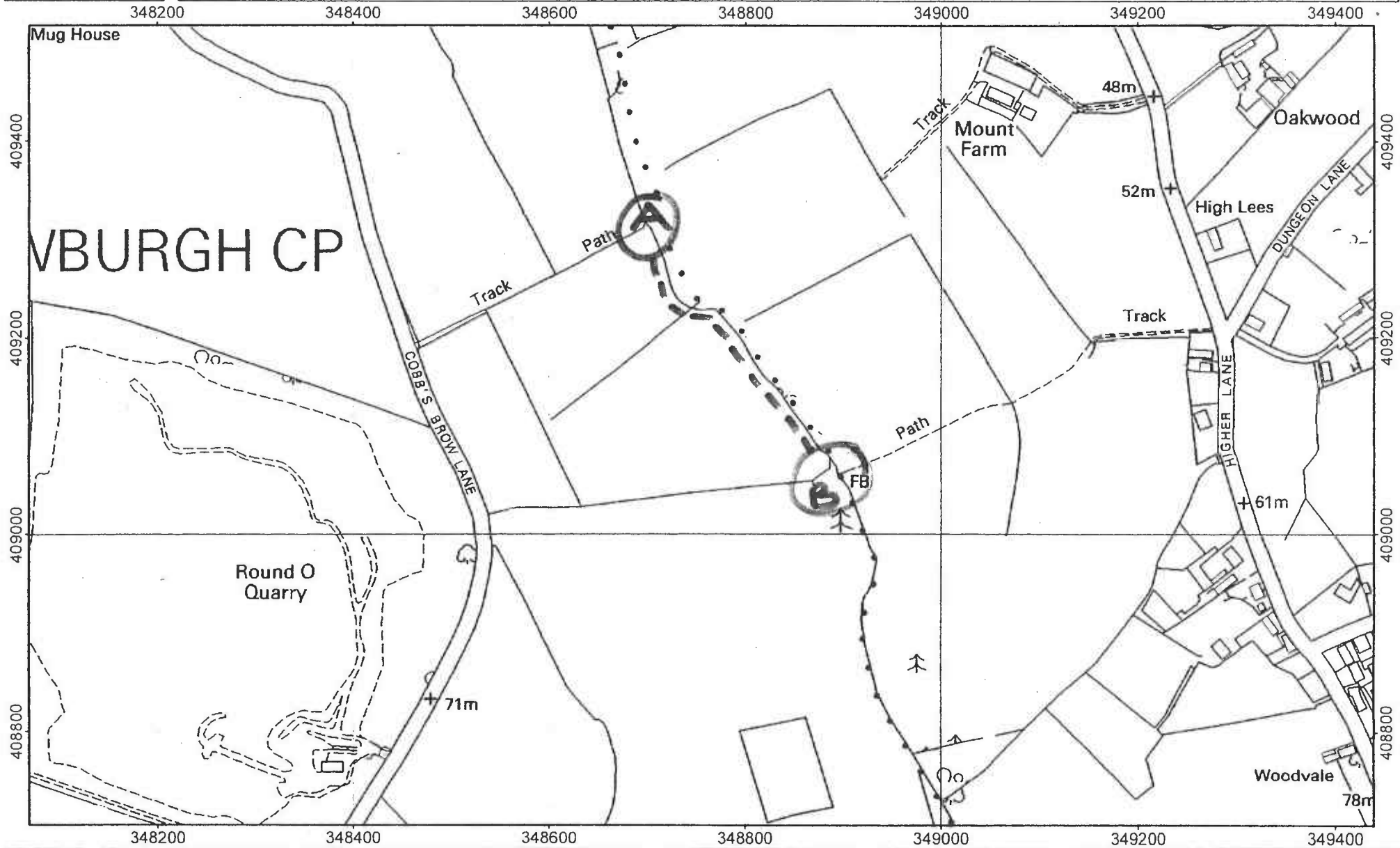
<p>(e) Have you used the way by other means? NO</p> <p>Please fill in all that apply</p> <p>On horseback</p> <p>On motorcycle/in vehicle</p> <p>Other</p>	<p>During which years?</p>
<p>3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan</p> <p style="text-align: center;">YES</p>	
<p>4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan.</p> <p style="text-align: center;">NO STILES OR GATES</p> <p>4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.</p> <p style="text-align: center;">N/A</p> <p>4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?</p> <p style="text-align: center;">N/A</p>	
<p>5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer.</p> <p style="text-align: center;">N/A</p> <p>5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.</p> <p style="text-align: center;">N/A</p>	
<p>6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?</p> <p style="text-align: center;">N/A</p>	

<p>7. a) Have you ever been stopped or turned back when using this way on foot? <p style="text-align: center;">NO</p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. <p style="text-align: center;">NO</p> </p></p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. <p style="text-align: center;">NO</p> </p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. <p style="text-align: center;">NO</p> </p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? <p style="text-align: center;">NO</p> </p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary. <p style="text-align: center;">THIS ROUTE IS PART OF MANY FOOTPATH ROUTES THAT IS RUN BY NEWBURN NOMADS RUNNING CLUB DURING THE SUMMER ROUTES.</p> </p>

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

I am/am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature:  Date: 12/8/08



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SIGNATURE: *M. R. [Signature]*

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NAME: CYRIL SOCKETT

ADDRESS: 38 LEESWOOD, ASHURST,
SKERMERSDALE
NW8 6TH

DATE OF BIRTH: 21-9-37 OCCUPATION: RETIRED

Route of Way

From: SD 487 093 (Grid Reference) A ON MAP ATTACHED

Via:

To: 489 091 (Grid Reference) B ON MAP ATTACHED

1. How long have you known the route?

70 YEARS

2. Have you used the above way on foot? YES/NO

If so:

- (a) During which years? 1937 - 2005
- (b) Where were you going to and from? LEISURE WALKING
- (c) For what purpose? LEISURE AND HEALTH
- (d) How many times a year? ON OCCASIONS 3 OR 4 TIMES ANNUALLY

(e) Have you used the way by other means? *NO* During which years? *N/A*

Please fill in all that apply

On horseback

On motorcycle/in vehicle

Other

3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan

YES

4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan. *NO*

4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan. *N/A*

4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?

N/A.

5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer.

NO

5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.

NO


6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?

N/A

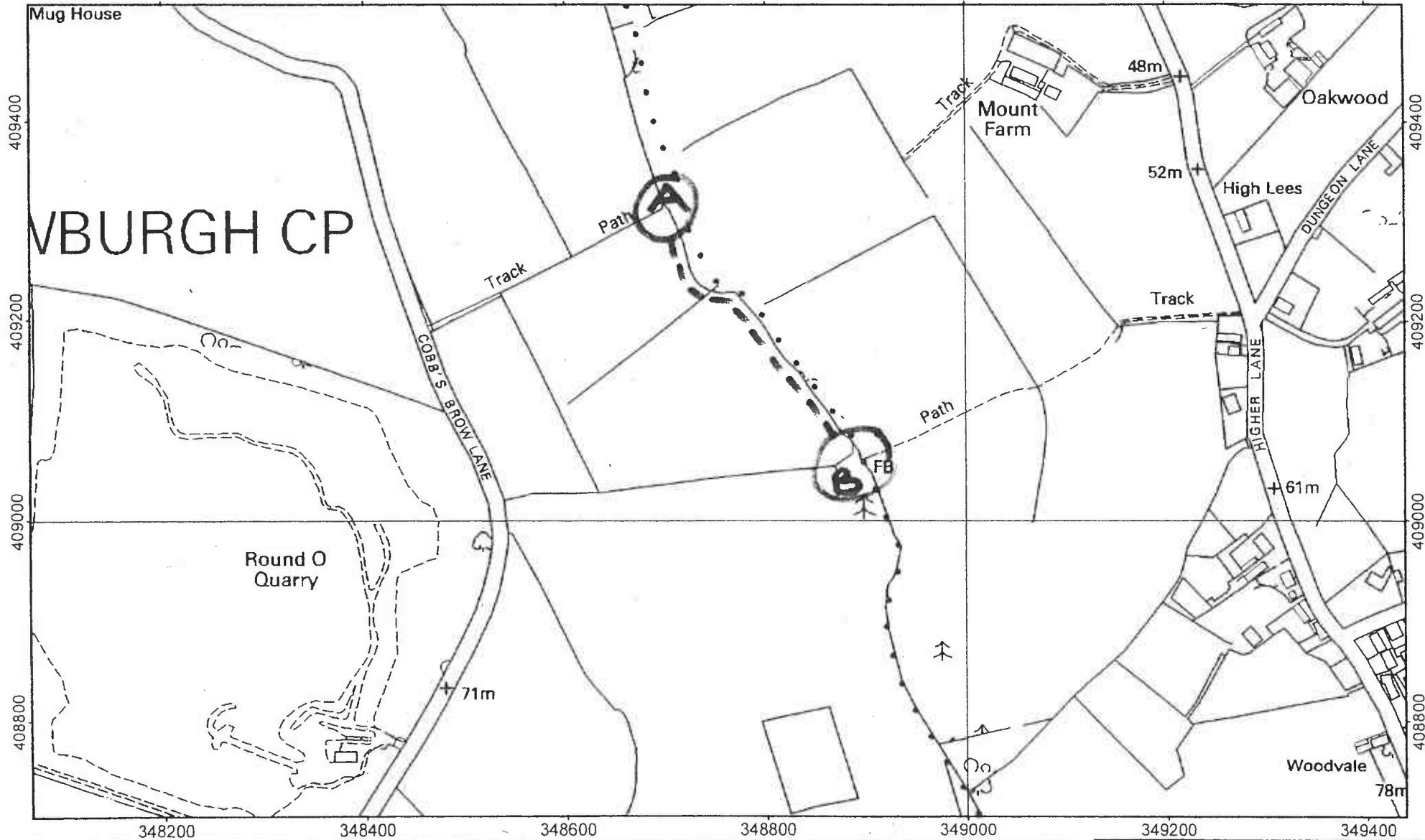
<p>7. a) Have you ever been stopped or turned back when using this way on foot? NO</p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. NO</p>
<p>8. Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not a public right of way on foot? If so, state when and give particulars and dates. NO</p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. NO</p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? NO</p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary.</p>

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

I am/am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature:  Date: 25.9.08.....

348200 348400 348600 348800 349000 349200 349400



348200 348400 348600 348800 349000 349200 349400



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SIGNATURE

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EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: MAVIS SUDWORTH.....

ADDRESS: 6, The HAWTHORNS.....

..... NEWBURGH.....

..... No. WIGAN W.N.B. T.L.L.....

DATE OF BIRTH: 15.8.40 OCCUPATION: Retired.....

Route of Way

From: ~~348700~~ (Grid Reference) 487093 M.S.

409300

Via: edge of field bounding stream/bank.

To: ~~348900~~ (Grid Reference) 489091 M.S.

409100

1. How long have you known the route?

30 years.

2. Have you used the above way on foot? YES/NO

If so:

(a) During which years? 1978 - 2008

(b) Where were you going to and from? Newburgh to Dungeon Lane and Ashurst Beach

(c) For what purpose? country walking

(d) How many times a year? 6

(e) Have you used the way by other means? <i>No.</i>	During which years?
Please fill in all that apply	
On horseback	
On motorcycle/in vehicle	
Other	
3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan	
<i>Yes</i>	
4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan. <i>No</i>	
4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan. <i>No</i>	
4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?	
5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer. <i>No</i>	
5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan. <i>No</i>	
6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?	

7. a) Have you ever been stopped or turned back when using this way on foot?
No

b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. *No*

8. 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 a public right of way on foot? If so, state when and give particulars and dates. *No*

9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan.
No ... only Footpath pointing to detour on very busy road.*

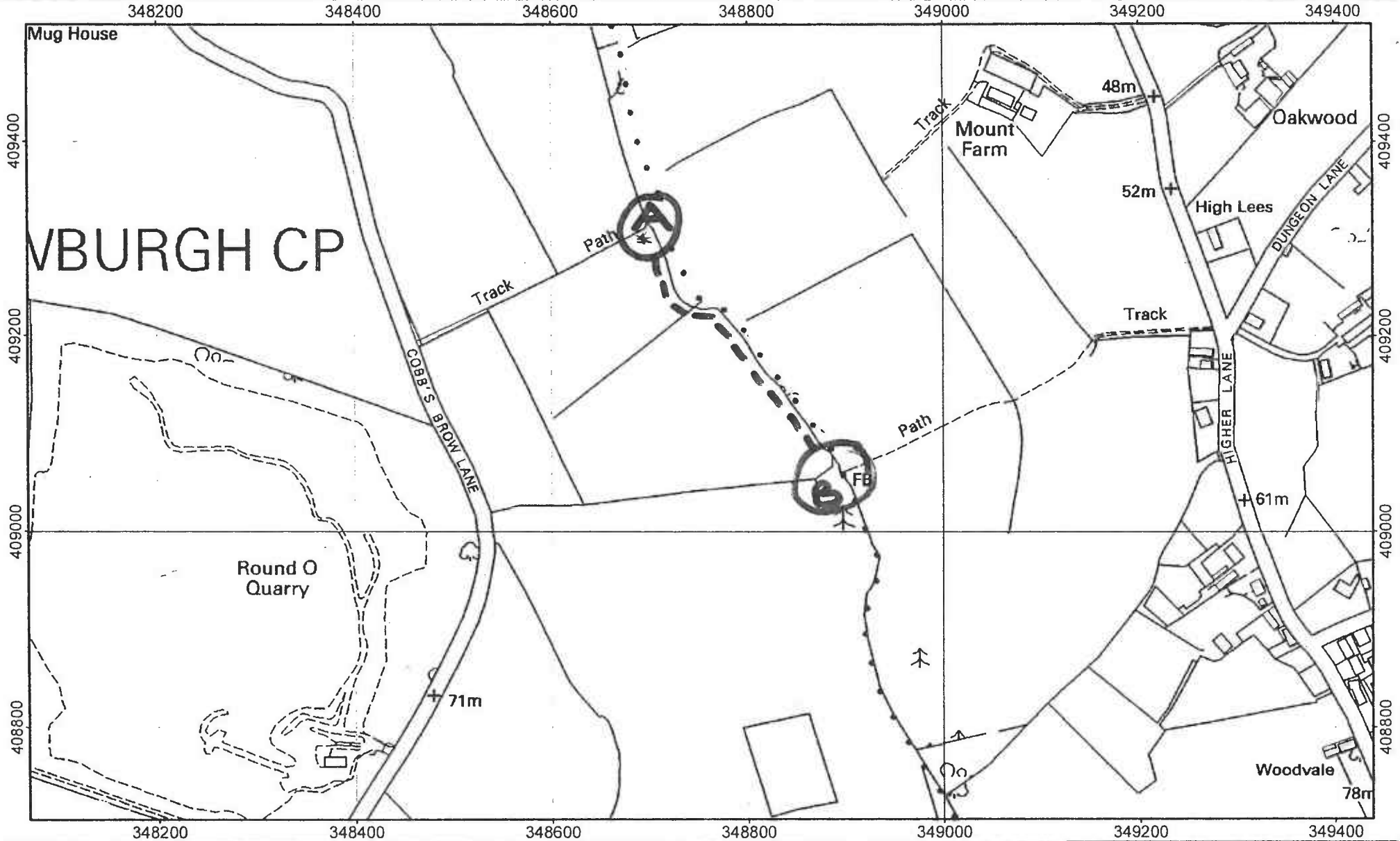
10. Have you ever asked permission to use the way? If so, who did you ask?
No.

11. Please give any other information that you think is relevant. Use a separate sheet if necessary.
I have always used this route by myself, with my husband, and children and now with my grand-children. It avoids taking children along a dangerous section of Cobbs Brow Lane, frequented by lorries, which has no pavement and is quite narrow. It also adds pleasure to our walk. I have also led to walking groups on this path.

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

I am/~~am not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: *M. Sudworth* Date: *16.7.08*



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SIGNATURE: M. Sutcliffe

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EVIDENCE OF USE ON FOOT

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NAME: JOHN THOMPSON

ADDRESS: 2, MARTLAND COTTAGES, TOWNGATE,
ECCLESTON, CHORLEY, LANC
PR7 5QS

DATE OF BIRTH: 22/08/1968 OCCUPATION: IT MANAGER

Route of Way

From: A (Grid Reference) 487093

Via:

To: B (Grid Reference) 489091

1. How long have you known the route?

5 YEARS

2. Have you used the above way on foot? YES/~~NO~~

If so:


- (a) During which years? 2003-2008
- (b) Where were you going to and from? RUNNING
- (c) For what purpose? RUNNING
- (d) How many times a year? FREQUENTLY OVER SUMMER

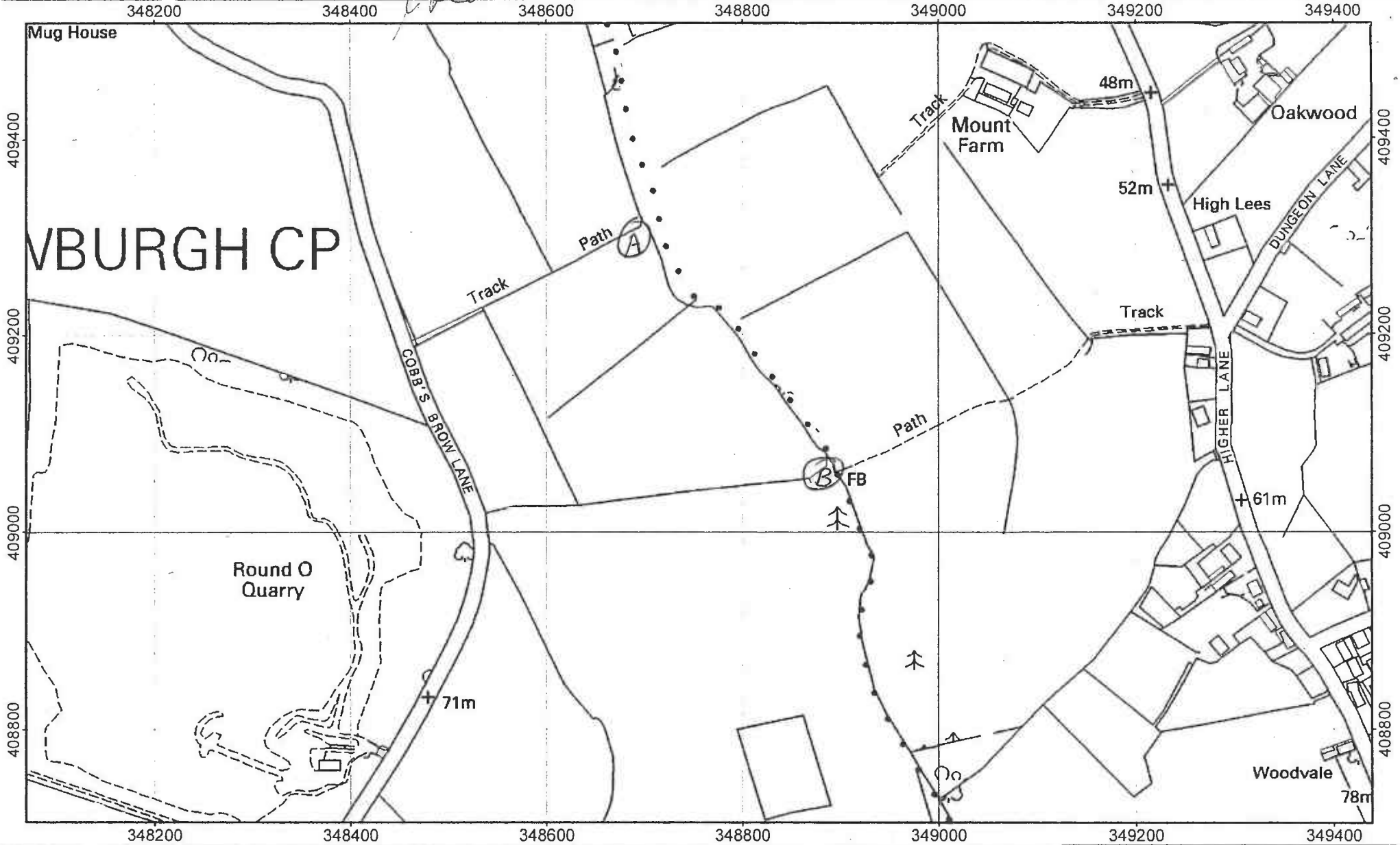
(e) Have you used the way by other means?	During which years?
Please fill in all that apply	
On horseback	
On motorcycle/in vehicle	
Other	
3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan	
YES	
4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan. NO	
4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan. NO	
4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when? NO	
5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer. NO	
5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan. NO	
6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?	

<p>7. a) Have you ever been stopped or turned back when using this way on foot? NO</p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. NO</p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. NO</p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. NO</p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? NO</p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary.</p>

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

I am/am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature:  Date: 12-08-2008



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PUBLIC RIGHTS OF WAY
EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: T. TURNER
ADDRESS: 26, COURSE LANE,
NEWBURGH
WISAN WN8 7LA
DATE OF BIRTH: 20/7/40... OCCUPATION: RETIRED

Route of Way

From: A (Grid Reference) 487093
Via:
To: B (Grid Reference) 489091

1. How long have you known the route?

35 years

2. Have you used the above way on foot? YES/NO

If so:

- (a) During which years? VARIABLE OVER 35 YEARS
- (b) Where were you going to and from? DALTON FROM NEWBURGH
- (c) For what purpose? WALKING PLEASURE
- (d) How many times a year? WEEKLY

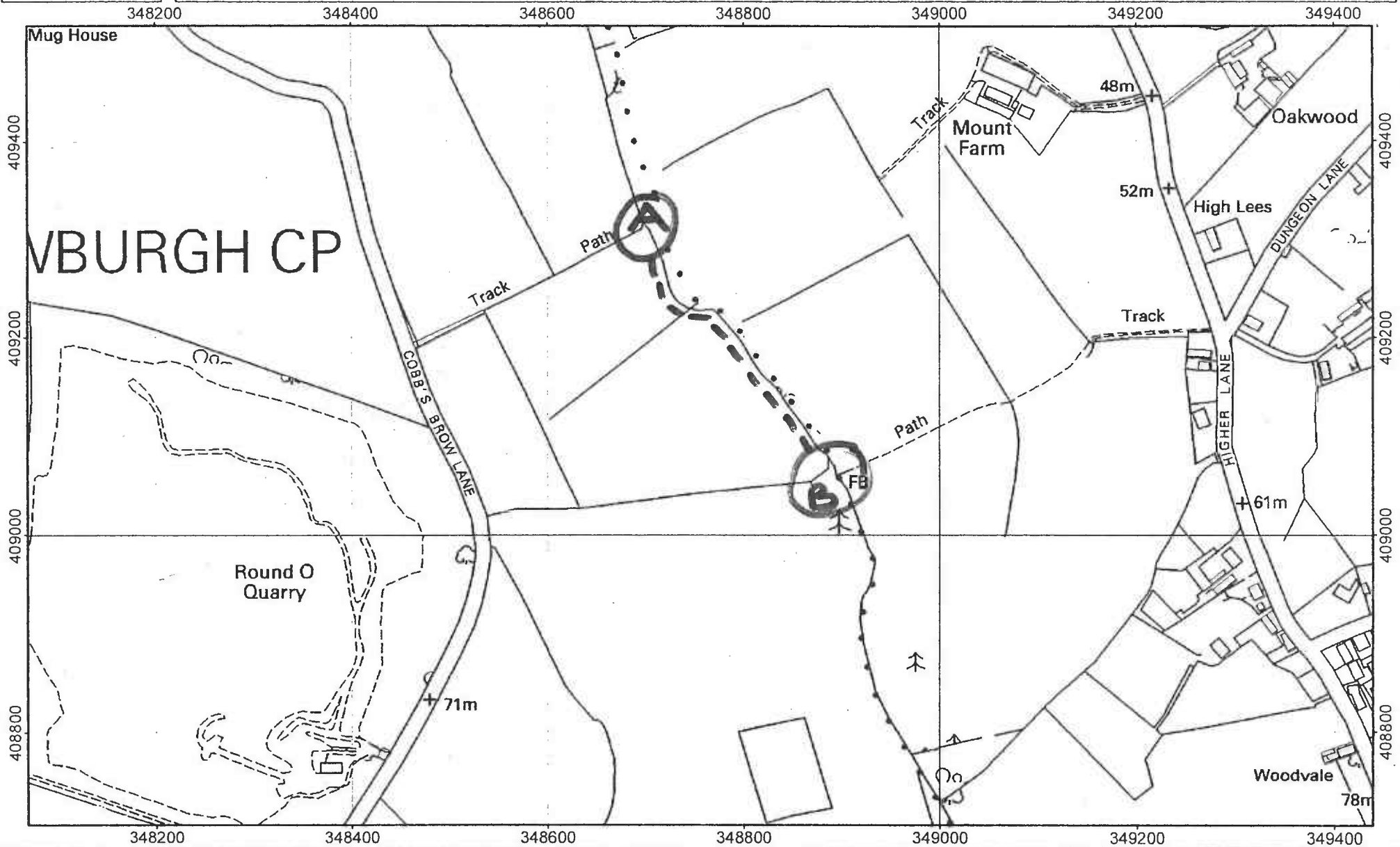
(e) Have you used the way by other means?	No	During which years?
Please fill in all that apply		
On horseback		
On motorcycle/in vehicle		
Other		
3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan		
YES UNTIL END OF 2007		
4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan. FENCE (HEDGE)		
4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.		
4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when? END OF 2007		
5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer. No		
5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan. No		
6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?		

<p>7. a) Have you ever been stopped or turned back when using this way on foot? YES</p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. YES. EARLY 2008. PERSON TOLD THEY CANNOT USE THIS PATH IN THE FUTURE.</p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. PERSON EMPLOYED BY OWNER SAID THIS WAS NOW NOT A PUBLIC PATH.</p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. PRIVATE.</p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? NO</p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary.</p>

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

~~I am~~ am not willing to attend a hearing public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: J. Dunning Date: 14/7/08



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SIGNATURE : *[Handwritten Signature]*

PUBLIC RIGHTS OF WAY

EVIDENCE OF USE ON FOOT

Please note that information supplied will be used in accordance with the processes under Statute and will not be confidential. It may be disclosed to third parties.

NAME: NIGEL WALLS

ADDRESS: 64 NEW ACRES,

..... NEWBURGH,

..... WIGAN, LANCES, WN8 7TU

DATE OF BIRTH: 23-07-1936 OCCUPATION: Retired College Lecturer.....

Route of Way

From: 487093 (Aon map) (Grid Reference)

Via:

To: 489091 (B on map) (Grid Reference)

1. How long have you known the route?
 Since moving to the village in 1969

2. Have you used the above way on foot? YES/~~NO~~

If so:

(a) During which years? Since 1969

(b) Where were you going to and from? Newburgh/Dalton

(c) For what purpose? Pleasure / Birdwatching

(d) How many times a year? Several.

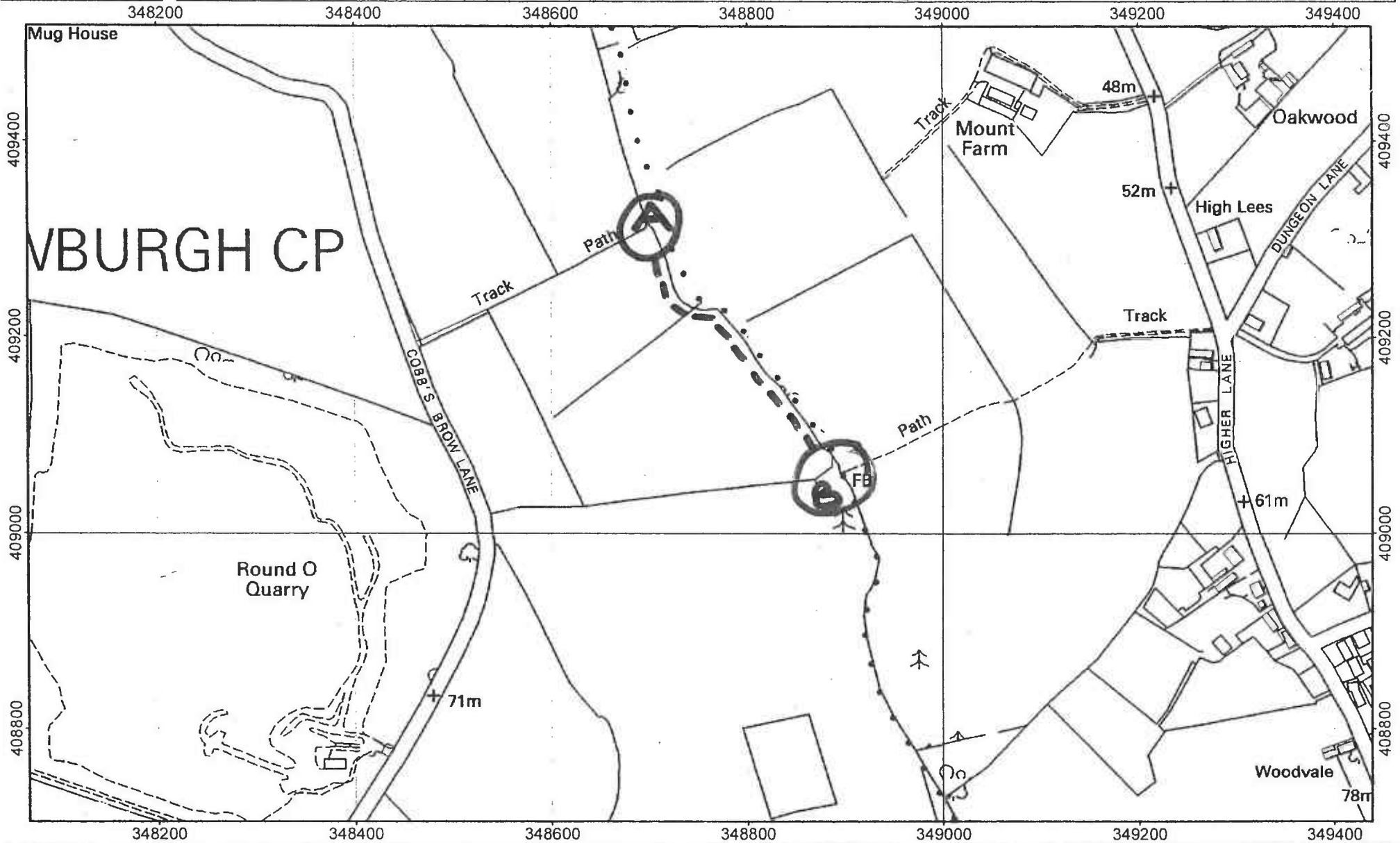
<p>(e) Have you used the way by other means?</p> <p>Please fill in all that apply</p> <p>On horseback</p> <p>On motorcycle/in vehicle</p> <p>Other</p>	<p>During which years?</p>
<p>3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan</p> <p><i>yes</i></p>	
<p>4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan.</p> <p>4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.</p> <p>4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?</p>	
<p>5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer.</p> <p>5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.</p>	
<p>6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?</p>	

<p>7. a) Have you ever been stopped or turned back when using this way on foot? NO</p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. NO</p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. NO</p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. NO</p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? NO</p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary.</p> <p>I have followed the path on the ground, as walked by villagers before me.</p>

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

I am/~~am not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: Miguel Wells Date: 9-07-2008



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SIGNATURE: *Nigel Walls.*

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NAME: Mr. W. G. Wright
ADDRESS: 49 River View
Tarleton
Preston PR4 6ED

DATE OF BIRTH: 14-11-45 OCCUPATION: Retired Teacher

Route of Way

From: SD 487093 (Grid Reference) A on map

Via:

To SD 489091 (Grid Reference) B on map

1. How long have you known the route?

20 + years

2. Have you used the above way on foot? YES NO

If so:

- (a) During which years? I led parties of walkers along this path. 26-02-05 }
15-08-07 }
- (b) Where were you going to and from? Parbold circular walk via Newburgh
- (c) For what purpose? 26/12/05 W.L. Ramblers Association: 15/08/07 WL
- (d) How many times a year? walking Festival

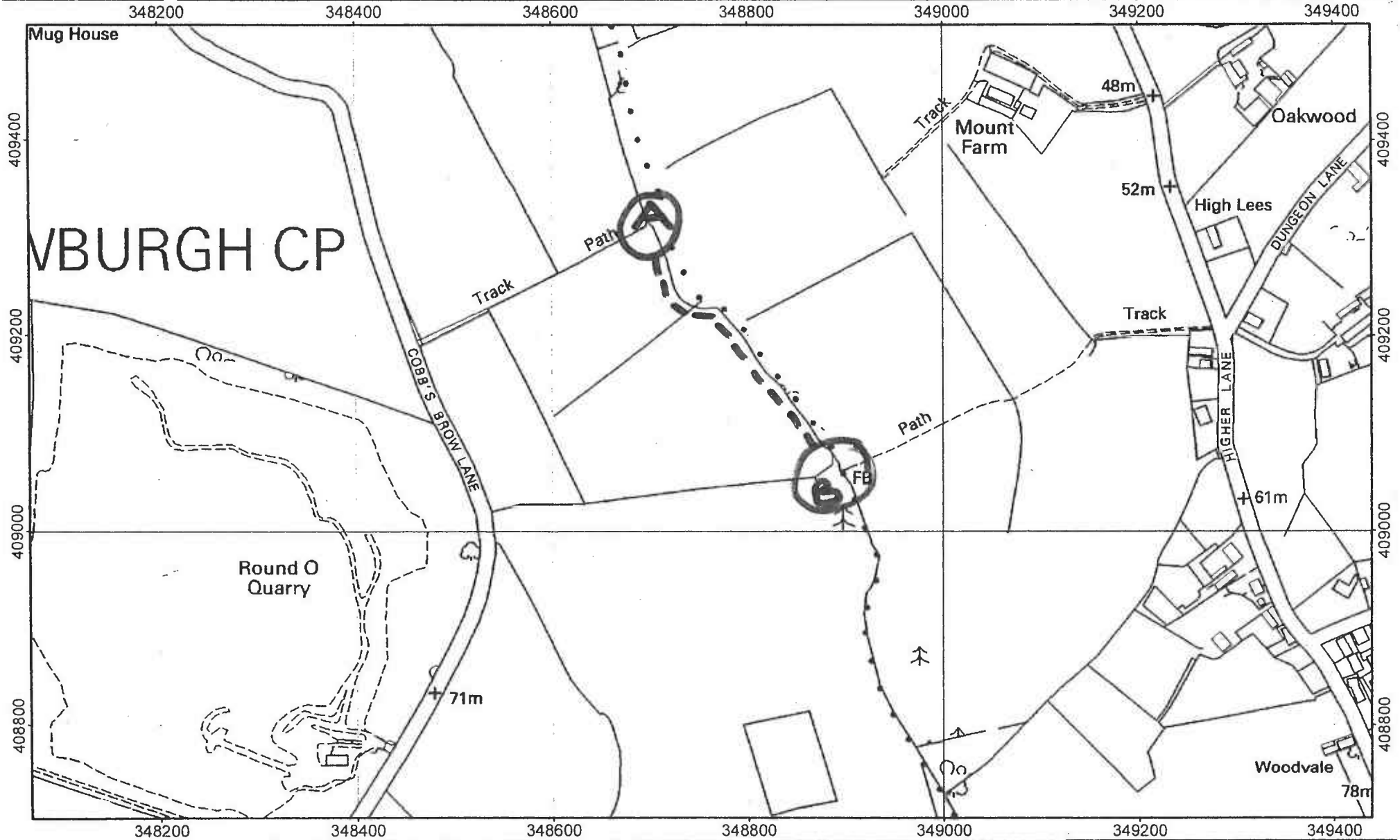
(e)	Have you used the way by other means?	During which years?
	No	
	Please fill in all that apply	
	On horseback	
	On motorcycle/in vehicle	
	Other	
3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan		
Yes		
4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan.		
No		
4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.		
—		
4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?		
—		
5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer.		
No		
5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.		
No		
6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?		
—		

<p>7. a) Have you ever been stopped or turned back when using this way on foot? No</p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. No</p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. No</p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. No</p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? No</p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary. This path allows a circular walk from Newburgh / Parkside without having to join the busy (+ hazardous) Cubb's Brow Lane</p>

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

I ~~am~~ am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: W. E. Wright Date: 4-12-08



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SIGNATURE: W.G. Wright

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NAME: MR. J. B. YOUNG
ADDRESS: KEEPERS COTTAGE,
..... LEES LANE,
..... DARTON
DATE OF BIRTH: ... 6-11-46 ... OCCUPATION: RETIRED

Route of Way

From: B (Grid Reference) 489091
Via:
To: A (Grid Reference) 487093

1. How long have you known the route?
40 - 50 YEARS

2. Have you used the above way on foot? YES/

If so:


- (a) During which years? 1960's - 2008
- (b) Where were you going to and from? KEEPERS COTTAGE
BLUE BELL WOOD
~~DUNGEON~~ LANE
- (c) For what purpose? WALK
- (d) How many times a year? UP TO 250

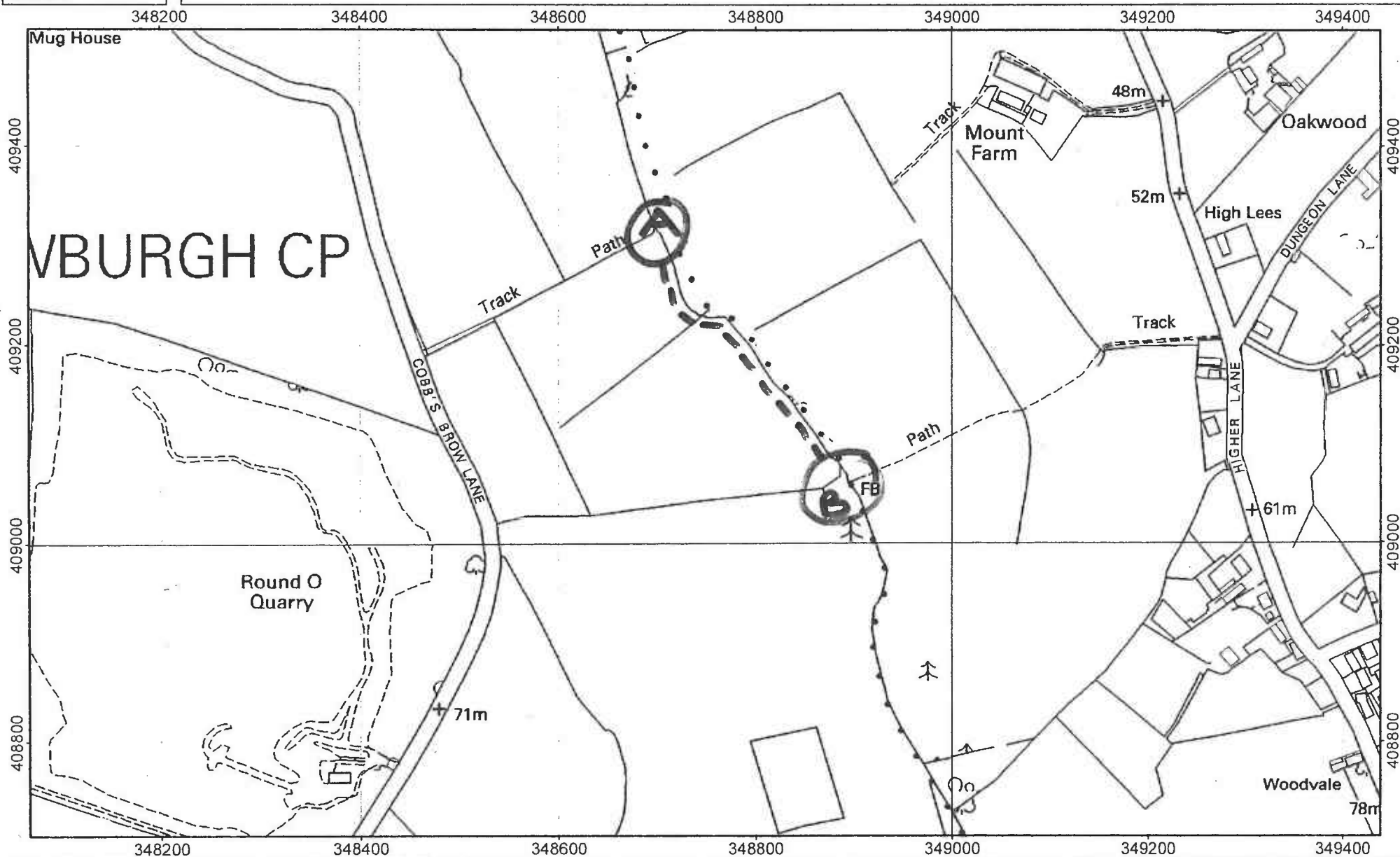
(e)	Have you used the way by other means?	During which years?
	Please fill in all that apply	NO
	On horseback	
	On motorcycle/in vehicle	
	Other	
3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan		
YES		
4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan.		
NO		
4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan.		
4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when?		
5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer.		
NO		
5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan.		
NO		
6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?		

<p>7. a) Have you ever been stopped or turned back when using this way on foot? NO</p> <p>b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars. NO</p>
<p>8. 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 a public right of way on foot? If so, state when and give particulars and dates. NO</p>
<p>9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan. NO</p>
<p>10. Have you ever asked permission to use the way? If so, who did you ask? NO</p>
<p>11. Please give any other information that you think is relevant. Use a separate sheet if necessary.</p>

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

I am/~~am not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature:  Date: 25/7/2008



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SIGNATURE: *A. E. Madge 8.8.08*