

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name DAVID FOSTER

Address 3, WATKIN GREEN
ROBY MILL
SKELMERDALE
WV8 0QT Postcode

Year of Birth 1943

Have you lived at any other addresses during the time you have used the path or way?
If so, please provide details and years [full addresses are not required]

.....

.....

ABOUT THE APPLICATION ROUTE

1. How do you think the application route should be recorded?
- As a footpath (public rights on foot only)
 - As a bridleway (public rights on foot and on horseback or bicycle)
 - As a restricted byway (public rights on foot, on horseback or any non-motorised vehicle)
 - As a byway open to all traffic (public rights for all classes of use, including motor vehicles)

2. Describe the application route.

(Include start and finish points and provide OS grid references if you can. Also include details of the route itself and the points it runs between. This should be as precise as possible.

- e.g. "passing about 2 yards to the left of the large oak tree" rather than "past the tree".

- e.g. "through the metal field gate when it was open but sometimes it was closed and tied with twine so I climbed over the stile (about 4ft high with single cross-step) on the left hand side".
- e.g. "along the right hand side of the field about 1 metre from the hedge except about 100m in there was a metal water trough in the hedge and it was muddy so I walked further into the field to skirt round it; perhaps 10m from the hedge for about 25m along.)

As shown on attached map.

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please mark clearly on it the precise line of the route from start to finish, and mark and label any features – e.g. notices / signs, stiles, gates, fences / hedges, bridges etc. or any other information you think is relevant. Please also sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

1. In which years did you use the application route?

From 1980's To Present

2. Were there any extended periods during which you did not use the route at all? If so, please state when and why?

a period which I cannot now remember when access was denied

3. How did you use the application route and how often? [Please tick any that apply]

	Daily	Weekly	Monthly	Every few months	Once a year	Other (please describe)
On foot				✓		
On horseback						
By pedal cycle						
By car						
Other [please specify]						

4. For what purpose do/did you use the route? E.g. for pleasure, going to work etc.

Pleasure + dog walking

5. In what way/s have you noticed other people using the route? (Please tick)

- (a) on foot
- (b) on horseback
- (c) on bicycle/horse-drawn vehicle
- (d) with motorised vehicle
- (e) other, please specify

.....

6. Were they using exactly the same route as you? YES NO

If not please give provide details below: (please attach a separate sheet is necessary)

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

6. Has the application route always followed the same course?

- Yes
- Don't know
- No

If no – how and when was the route altered?

..... Deviation caused, presumably by
owners when pond was excavated
in an attempt to gain access (on limit)

7. Approximately how wide is the application route?

[Please give your estimate of the width across which you used the route including the width used when passing others or walking with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know']

..... Varying from a single car width
track to a single person footpath
defined by a "kissing gate"

8. What type of surface does the application route have? (for example grass, gravel, earth)

[For varying surfaces, please describe with reference to your map]

..... grass - mud - gravel
.....
.....

9. Have there ever been any of the following on the application route?

a. Stiles [state locations and show on your map]

~~stile +~~ (1) STILES at B
at the ~~gate~~ GATE at D
(2)

How long were they in place?

?

b. Gates [state locations, indicate whether locked – and when - and show on your map]

as above

c. Other barriers [state what they were and location, how long they were in place and show on your map]

extended pond 2018/19.

10. Did any of the above prevent you from using the application route?

No

Yes

If yes, please give details

pond appears to have been excavated
and extended to minimise footpath.

11. Have you ever seen any signs or notices suggesting whether or not the application route is a public right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted")

- No
- Yes
- Don't know

"Permissive footpath" sign installed
3 or 4 years ago

If yes – state when and give details, including when they were present and mark their location on your map

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.....
.....

12. Have you seen other people using the application route whilst you have been using it?

- No
- Yes

If yes, please provide any additional information about this

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

Land Ownership

13. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you then a tenant / licensee of any such owner?

- No
- Yes

If yes, provide details and dates

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

If yes, please give details including when this happened

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.....
.....

18. Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc)

No

Yes

If yes, please give full details, including who gave the permission, why and when

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

Other Information

19. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc)

No

Yes

If yes – please provide details

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.....
.....

20. Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way? [Continue on a separate sheet if necessary] [If you wish to provide a separate sketch map, please do so and attach to this statement]

.....
.....

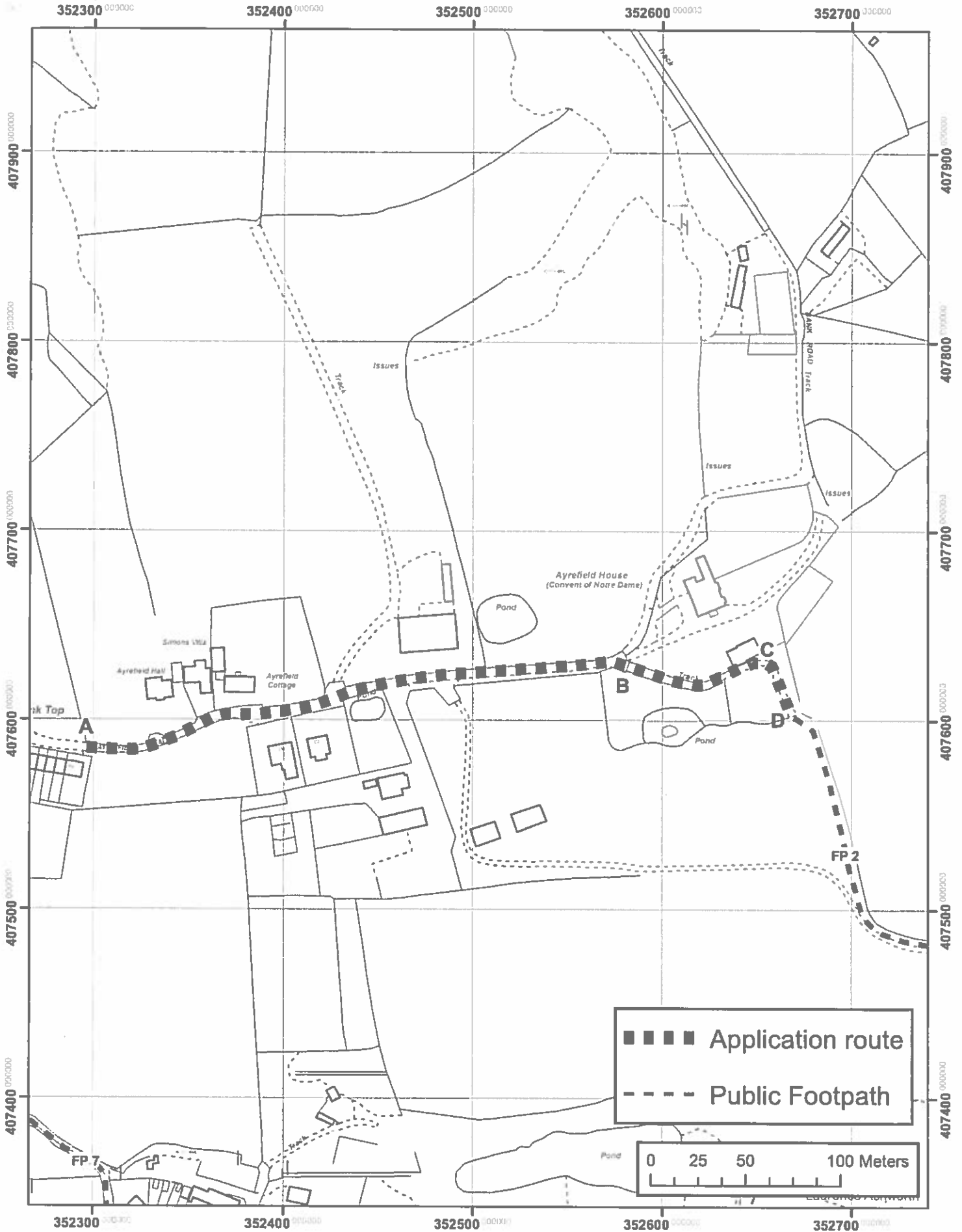
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21. During the investigation the OMA may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from the OMA about your knowledge of the application route?

- Yes
- No

22. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?

- Yes
- No



<p>Lancashire County Council</p>	<p>Andrew Mullaney Head of Planning and Environment</p>	<p>Wildlife and Countryside Act 1981 Addition of public footpath along Ayrefield Road to Footpath 2 Upholland at Ayrefield House</p>	<p>1:2,500</p>	
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