

## PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

### ABOUT YOU

Name

PETER RIBBY

Address

55 AYREFIELD ROAD,

ROBY MILL,

SKELMERSDALE

Postcode WN8 0QP

Year of Birth

NO 1947

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]

NO

### 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.)

THE PATHWAY LIES BEYOND A WOODEN FIVE BARRED GATE, ALONGSIDE A SMALLER GATE APPROX TWO FEET WIDE WITH A SPRING LOADED CLOSING MECHANISM. TO THE RIGHT SIDE OF THE PATH IS ~~A FENCE~~ CONT-

### 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 .....1947..... To .....ONGOING.....

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

.....NONE.....  
 .....  
 .....

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, WORK, .....

.....

.....

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?

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

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']

BEGINNING 30-40 MTS 3 MT WIDE  
END, 15-20 " 3 MT "  
MIDDLE, IRREGULAR, AN AVERAGE 15 MTS WIDE

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

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

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

..... NO .....

.....

.....

How long were they in place?

.....



.....

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

.....

.....

.....

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

.....

.....

.....

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

No

Yes

If yes, please give details

.....

.....

.....

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

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

.....

.....

.....

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

..... OF COURSE I HAVE ITS A RIGHT

..... OF WAY FOR ANYONE ON FOOT

.....

### 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

.....

.....

.....

14. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route?

No

Yes

If yes,

a. From whom?

.....

b. When?

.....

15. Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)?

No

Yes

If yes, by whom and when?

.....

.....

.....

16. Have you ever been stopped or turned back when using the application route?

No

Yes

If yes, please give details including when this happened

..IN..THE..LAST..FEW..MONTHS..WHEN..THE..GATE..  
HAS..HAD..A..SIGN.. "FOOTPATH CLOSED DUE TO FLOODING"  
FLOODING CAUSED BY THE OWNERS EXTENDING BOND ACROSS PATH

17. Has anyone else ever told you that they were prevented from using the application route?

No

Yes

If yes, please give details including when this happened

THE SAME REASON THAT I GAVE  
ALSO SOME PEOPLE ARE NERVOUS OF THE  
LIVESTOCK YOU MEET WHEN USING PATH

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

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

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]

A LIFETIME OF USING THIS WALKWAY  
WITHOUT ANY OBJECTION FROM PREVIOUS



OWNERS FOR 13½ YRS I WORKED FOR THE <sup>THEN</sup> OWNERS  
AS A GARDENER AND ONE OF MY DUTIES  
WAS TO KEEP THIS PATH SAFE TO USE  
FOR ANY RAMBLERS AND CASUAL WALKERS

21. During the investigation the OMA may want to interview some or all of the claimants order to gather additional information. Would you be willing to talk to an officer from 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

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Google Maps



THIS PATH HAS BEEN USED  
 IN THE PAST SCORES OF  
 YEARS FOR LEISURE, OR AS A  
 ROUTE FOR PEOPLE WALKING TO  
 WORK. WITHOUT THIS PATH  
 ANYONE ON FOOT WOULD BE  
 FORCED TO USE THE BUSY  
 MAIN ROAD. THIS BEING,  
 NOT AT ALL PRACTICAL DUE  
 TO DISTANCE.



Google Maps



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1. GATE
2. GATE
3. FLOODED AREA OVER  
WHERE PATH IS (WAS)

