

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: Legal and Democratic Services Lancashire County Council.
of: PO Box 100, County Hall, Fishergate, Preston, Lancashire, PR1 0LD

I Mr Kenneth Sharp for and on behalf of the Open Spaces Society

of: 3 Town Green Gardens, Aughton, Ormskirk, L39 6UH

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

~~deleting the [footpath] [bridleway] [restricted byway] [byway open to all traffic]~~

from:

to:

adding the-restricted byway

from: SD 4199 1762 Junction with FP 08 16 22 near Mere Farm

to: SD 4260 1688 Wiggins Lane, Rufford

upgrading to restricted byway the footpath

from: SD 4212 1766 The Marshes Lane, Tarleton, FP 08 16 22

to: SD 4199 1762 Junction with FP 08 16 22 near Mere Farm

~~[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 this application.

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

List of Documents Provided:

Application Route, 2024, OS Explorer Map
Application Route junction with Marshes Lane looking toward junction with FP26
Application Route - Junction with FP26
Application Route toward Wiggins Lane
Application Route - Junction with FP22
Application Route from Wiggins Lane toward Mere Farm
OS 1in Map New Popular Edition, 100, 1947, National Library of Scotland (Web)
OS 1in Map 7th Series, 189, 1966, National Library of Scotland (Web)
OS 25 inch Map, Lancs LXXVI.9 North section, 1894, National Library of Scotland (Web)
OS 25 inch Map, Lancs LXXVI.9 South section, 1894, National Library of Scotland (Web)
OS 25 inch Map, Lancs LXXVI.9, 1928, National Library of Scotland (Web)
OS 6 inch Map, Lancs LXXVI.SW, 1908, National Library of Scotland (Web)
OS 1.25,000 Administrative Area Map, 34/41 B, 1947, National Library of Scotland (Web)
Inland Revenue Map, IR 133.5.127, 1910, National Archive
Tarleton Tithe Map, Tarleton, 1845, The Genealogist
Tarleton Apportionment, Plot 489, 1845, The Genealogist
Tarleton Tithe Apportionment - Original, Plot 489, 1845, The Genealogist
Rufford Tithe Map, Plot 985, 1839, The Genealogist
Rufford Tithe Apportionment, 985, 1839, The Genealogist
Rufford Tithe Apportionment Original, Plot 985, 1839, The Genealogist
Road Notice Mere Lane, 2024, OSS Applicant
Mere Lane from Wiggins Lane, 2024, OSS Applicant
List of Streets, Mere Lane Tarleton X9758, 2024, Lancashire CC Online Map
Historical Definitive Map, Lancashire CC Online Map
1940s aerial photograph showing the Application Route, 1940, Lancashire CC Online Map
1960s aerial photograph showing the Application Route, 1960, Lancashire CC Online Map
Mere Lane Aspire Map, 2024, HM Land Registry
Title LA81697, 2024, HM Land Registry
Title LA742152, 2024, HM Land Registry
Title LA742604, 2024, HM Land Registry
Title LA782197, 2024, HM Land Registry
Title LA805828, 2024, HM Land Registry
Title LA919631, 2024, HM Land Registry
LR Polygon Map, Gap, 2024, HM Land Registry
Appendix A 20 UEFs and usage chart



DATED: 21/2/2024

SIGNED:

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/SK)

NOTE: Please be advised that evidence supplied will be used in accordance with the processes under the Wildlife and Countryside Act 1981, 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 unwarranted damage distress to the applicant or to another person, please contact Lancashire County Council who may be able to remove these details from the register and from any documents contained on the register.



Ken Sharp OSS <kennethrsharp.oss@gmail.com>

DMMO Application 804.770.Mere Lane, Tarleton, West Lancs

1 message

Ken Sharp OSS <kennethrsharp.oss@gmail.com>

22 February 2024 at 09:52

To: Annabel Mayson <annabel.mayson@lancashire.gov.uk>

Cc: Jayne Elliott <jayne.elliott@lancashire.gov.uk>

Bcc: Ken Sharp OSS <kennethrsharp.oss@gmail.com>

Hi Annabel,

Please find the following documents.

1. Application Form; unsigned
2. Certificate of Landowner Notifications; unsigned
3. Evidence Report (provided as soft copy only)
4. Map of the Application Route

The application includes 20 UEFs. These I will deliver these by hand to County Hall later today Thursday 22nd February, marked for your attention. I anticipate receiving a few more UEFs from riders. These I will forward ASAP.

The signed copies of the Application Form and the Certificate of Landowner Notification I will submit with 20 UEFs.

There are 6 landowners affected by this application. I did not include a map of the application route; it's pretty obvious! I included a very brief cover letter using the Open Spaces Society office address, which I prefer to use for any communication with landowners and not my personal home address.

There is a very small gap in the application route that is not registered. Quite possibly a LR anomaly. Please advise re posting of an impersonal notice on the land.

Jayne,

I've not gone overboard with the historical evidence! Why this route omitted from the draft DM is interesting, possibly related to the council own farm?

Many thanks,

Ken Sharp
Open Spaces Society - Local Correspondent
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Mob: +44 7788 916291
Website: www.oss.org.uk

4 attachments

Appplication Route.v2.jpg
169K

 **LCC.DMMO.804.770.MereLane.Evidence Report.pdf**
2416K

 **Certificate of Served Notice to Landowners.804.770.MereLane.pdf**
187K

2/22/24, 9:54 AM

Gmail - DMMO Application 804.770.Mere Lane, Tarleton, West Lancs



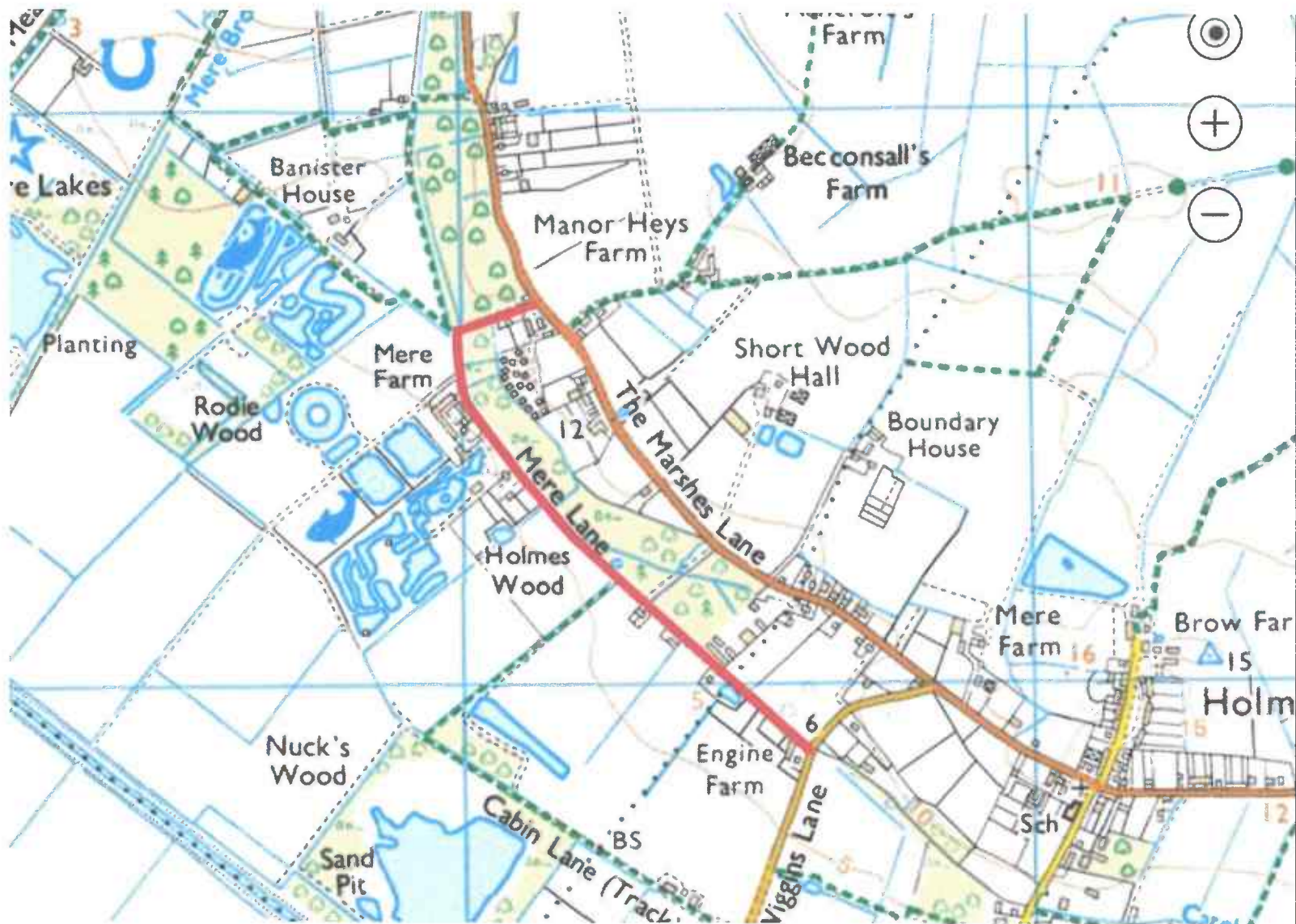
LCC.DMMO Application 804.770.21.02.2024.MereLane.pdf
223K

Appendix A User Evidence

20 User Evidence Forms are submitted in support of the application. The UEFs represent a substantial use of the route in excess 40 years. Pedestrian **XXXXX** Ridden **XXXXX** Possible permissive. **XXXXX** Incomplete **XXXXX**

1. Witness D also states its use between 1966 and 1984. Including cycling.
2. Witness E states use since 1964. Including cycling.
3. Witness F states use since 1970.
4. Witness L Including cycling.
5. Witness O Including cycling and walking.
6. Witness P Including walking.
7. Witness Q Including walking.

	1981-85	1986-90	1991-05	1996-00	2001-05	2006-10	2011-15	2016-20	2021-25
Witness A		XXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness B		XXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness C	XXXX	XXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness D ¹	XXXX							XXXXX	XXXX
Witness E ²	XXXXX	XXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness F ³	XXXXX	XXXXX	XXXXX	XXXXX					
Witness G						X	XXXXX	XXXXX	XXXX
Witness H		XXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness I				XXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness J				XXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness K					XXX	XXXXX	XXXXX	XXXXX	XXXX
Witness L ⁴			XX	XXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness M					X	XXXXX	XXXXX	XXXXX	XXXX
Witness N	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness O ⁵					XX	XXXXX	XXXXX	XXXXX	XXXX
Witness P ⁶					XXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness Q ⁷					XXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness R	XX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness S					XXXXX	XXXXX	XXXXX	XXXXX	XXXX
Witness T					XXXXX	XXXXX	XXXXX	XXXXX	XXXX



ROUTE OF HYDROGRAPHIC ROUTE
804.770