



# Northumberland County Council

NORTH NORTHUMBERLAND LOCAL AREA COUNCIL  
RIGHTS OF WAY SUB-COMMITTEE  
17 December 2019

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## REVIEW OF THE DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY

### ALLEGED BYWAY OPEN TO ALL TRAFFIC No 24 PARISH OF WHITTINGHAM

Report of the Executive Director of Local Services  
Cabinet Member: Councillor Glen Sanderson, Environment and Local Services

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#### **Purpose of report**

In this report, the North Northumberland Local Area Council Rights of Way Sub-Committee is asked to consider all the relevant evidence gathered in support and in rebuttal of the existence of public vehicular rights over part of the U4002 road, from the C90 road south of Whittingham, south-eastwards to a junction with the U4004 road, south-west of Thrunton Farm.

#### **Recommendation**

**It is recommended that the sub-committee agrees that:**

- (i) there is sufficient evidence to indicate that public vehicular rights have been reasonably alleged to exist over the route E-F;**
- (ii) the Natural Environment and Rural Communities Act 2006 would not appear to have extinguished the public's motorized vehicular rights over the route;**
- (iii) the route be included in a future Definitive Map Modification Order as a byway open to all traffic.**

#### **1.0 BACKGROUND**

- 1.1 By virtue of section 53 of the Wildlife and Countryside Act, 1981 the County Council is required to keep the Definitive Map and Statement under continuous review and make modification orders upon the discovery of evidence, which shows that the map and statement need to be modified.

- 1.2 The relevant statutory provision which applies to adding a public right of way to the Definitive Map and Statement, based on historical documentary evidence, is Section 53(3)(c)(i) of the Wildlife and Countryside Act, 1981. This requires the County Council (as Surveying Authority) to modify the Definitive Map and Statement following:

“the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows:

“that a right of way which is not shown in the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map relates, being a right of way such that the land over which the right subsists is a public path, a restricted byway or, subject to section 54A, a byway open to all traffic;”

- 1.3 All the relevant statutory provisions and competing rights and interests have been considered in making this report. The recommendations are in accordance with the law and proportionate, having regard to individuals' rights and the public interest.

## **2.0 PUBLIC EVIDENCE**

- 2.1 In the late 1980s the County Council carried out consultations regarding proposals to add a number of unsealed tracks in the north of the County to the Definitive Map as byways open to all traffic on the basis that the routes were included in the County Council's "List of Streets" as unclassified County roads (UCR). The rationale for doing so was that it would not be obvious to members of the public (particularly horse riders, walkers and cyclists) that they were legally entitled to use routes such as these (which were considered to have vehicular status), because their physical appearance might suggest otherwise.
- 2.2 The view, held by those officers of the Council responsible for maintaining the 'List of Streets' for the County of Northumberland was (and still is) that only public roads (not public bridleways or public footpaths) were shown on this List. The only exceptions to this are the surfaced paths and alleyways providing pedestrian links between roads, in urban streets. Thus, tracks in rural settings, which have their own unique reference numbers (e.g. the 'U4002" road), were considered to be all-purpose public highways maintainable at public expense.
- 2.3 Shortly afterwards, the processing of applications from third parties seeking to record public footpath or public bridleway rights was afforded a higher priority. Later on, the process of recording UCRs as byways open to all traffic was effectively suspended because the Ordnance Survey indicated that they would be showing such routes on their published maps as being an "Other route with public access". Although, on that basis, members of the public would still be unclear as to precisely what rights they had over routes identified in this fashion.
- 2.4 The most recent advice from DEFRA (paragraph 4.42, Rights of Way Circular 1/09) is that inclusion on the List of Streets may provide evidence of vehicular rights but that this should be examined on a case by case basis. In view of

this advice, it is considered prudent to evaluate the status of the U4002 unclassified County road based upon more than simply its inclusion in the List of Streets.

### 3. LANDOWNER EVIDENCE

- 3.1 By note, received 23 February 2018, Mr & Mrs Howard of The Bield, The Lane, Whittingham, responded to the consultation stating:

“We have only witnessed walkers using this road other than residents.”

- 3.2 By letter, dated 16 March 2018, Mr R Holmes, owner of Anvil Cottage, The Lane, Whittingham, responded to the consultation stating:

“Parish of Whittingham BOAT No 24 (U4002 road)

“Thank you for your letter concerning the informal pre-order consultation for the above mentioned route.

“This route passes adjacent to the west facing gable-end of Anvil Cottage. We acquired this property in 2000 and have used it ever since as weekend cottage, it is not our permanent address.

“Consequently we are unable to comment on the weekday use of traffic over the last five years as we are only occasionally there during mid-week. Specifically at weekends in the summer half of the year I see, in order of frequency, walkers, motorised trailbike riders and a lesser number of off-road four-by-four vehicles using this route. In our experience cyclists and horse riders are the least frequent users of the route. Usage by all may have increased slightly over the last five years but not significantly. The trailbikes and 4x4 vehicles are the most noticeable due to a combination of engine noise and the fact that they almost always travel in groups.

“Concerning the period from May 2001 - May 2006 it is certain that public motor vehicle use of the paved portion of the route was greater than the combined public, pedestrian, equestrian and bicycle use because the surfaced road ends at the farm and is used for access.

“As requested I enclose a copy of the annotated plan with our name and address on the reverse ...”

- 3.3 By undated note and plan, Mr I Campbell of Thrunton Farm responded to the consultation indicating the extent of his interest in the route.

- 3.4 By letter, dated 26 April 2018, Mrs H Dinsdale of Sunnyside Cottage, The Lane, Whittingham, responded to the consultation stating:

“It is our understanding that the Lane is an adopted highway. We have lived here since 2002. The section from Point “E” to Lane End Farm is tarmaced & is well used by vehicles. The section from the Lane End Farm gate to point “F” is used mostly by walkers & horse riders, & occasionally vehicles.”

#### 4. CONSULTATION

4.1 In February 2018, the Council carried out a consultation with the Parish Council, known owners and occupiers of the land, the local County Councillor and the local representatives of the "prescribed and local organisations" listed in the Council's "Code of Practice on Consultation for Public Path Orders". Two replies were received and are included below.

4.2 By email, on 26<sup>th</sup> February 2018, Ms H Evans responded to the consultation, on behalf of Cycling UK, stating:

"Ted has now looked at these and come back to me with the attached and also the comment that "Most are standard changes to confirm existing BOATs but a few are really good gains to the access network. No comment means we support and no comments are necessary".

Cycling UK did not make any comments in relation to this particular proposal.

4.3 By email, on 13<sup>th</sup> April 2018, Ms S Rogers responded to the consultation, on behalf of the British Horse Society, stating:

"Alleged Byway Open to all Traffic 24 (Whittingham Lane)  
The section between E on plan 57 and Whittingham Farm is tarmac and is used by vehicles for access to the houses there. From the farm to F, it follows the fence line across several fields and is in a clear lane for its southern part. It was the line of the old turnpike road. It provides easy access to Thrunton Wood for horse riders, cyclists and walkers and is regularly used. The off-road section is occasionally used by 4x4 vehicles too. The BHS supports its addition to the definitive map as it forms part of the ridden network in that area."

#### 5. DOCUMENTARY EVIDENCE

5.1 A search has been made of archives relating to the area. Evidence of Quarter Sessions Records, Council Highways records, County Maps and O.S. Maps was inspected, and the following copies are enclosed for consideration.

1769 Armstrong's County Map

There is clear evidence of a road or track over the route of alleged Byway No 24.

1820 Fryer's County Map

There is clear evidence of a road or track over the route of alleged Byway No 24.

1827 Cary's Map

There is clear evidence of a road or track over the route of alleged Byway No 24.

1828 Greenwood's County Map

There is clear evidence of a road or track over the route of alleged Byway No 24.

c.1860 Ordnance Survey Map: Scale 1:2500

There is clear evidence of a mostly enclosed road / track over the route of alleged Byway No 24. North of Whittingham Lane farm it is identified as parcel number "20" in Whittingham township and east of Point F it is identified as parcel number "79" in Thrunton township. In the accompanying Book of Reference, both of these parcels are identified as "Public road".

c.1865 Ordnance Survey Map: Scale 1:10,560

There is clear evidence of an enclosed road / track over the route of alleged Byway No 24.

c.1897 Ordnance Survey Map: Scale 1:2500

There is clear evidence of an enclosed road / track over the northern end of route of alleged Byway No 24. The map sheet covering the middle and southern parts of the route was unavailable at Woodhorn.

1899 Ordnance Survey Map: Scale 1:10,560

There is clear evidence of a partly enclosed road / track over the route of alleged Byway No 24.

Finance Act 1910 plan

There is clear evidence of a partly enclosed road / track over the route of alleged Byway No 24. The enclosed sections of the route are identified as being separate from the adjacent land by coloured boundaries. This is a good indication that the road was considered to be public at that time. The central, unenclosed section is labelled "Public Bye Road".

1926 Ordnance Survey Map: Scale 1:10,560

There is clear evidence of a partly enclosed road / track over the route of alleged Byway No 24.

1951 Highways Map

The route of alleged Byway Open to All Traffic No 24 is coloured so as to identify it as a publicly maintainable road. It is labelled as being part of the "U4002".

c.1952 Definitive Map – original Survey Schedules & Map

The route of alleged Byway Open to All Traffic No 24 exists on the base map, and is coloured brown. Known public roads were generally

coloured brown to indicate what the extent of the road network was considered to be.

#### Draft Map

The route of alleged Byway Open to All Traffic No 24 exists on the base map. It is not identified for inclusion on the Definitive Map as either a public footpath, public bridleway or Road Used as a Public Path (RUPP).

#### Provisional Map

The route of alleged Byway Open to All Traffic No 24 exists on the base map. It is not identified for inclusion on the Definitive Map as either a public footpath, public bridleway or Road Used as a Public Path (RUPP).

#### 1957 Ordnance Survey Map: Scale 1:10,560

There is clear evidence of a partly enclosed road / track over the route of alleged Byway No 24.

#### 1962 Original Definitive Map

The route of alleged Byway No 24 exists on the base map, but is not identified as a public footpath, public bridleway or Road Used as a Public Path (RUPP), despite three public footpaths beginning or terminating on it.

#### 1964 Highways Map

The route of alleged Byway Open to All Traffic No 24 is coloured so as to identify it as a publicly maintainable road. It is labelled as being part of the "U4002".

#### 1982 Ordnance Survey Map: Scale 1:10,000

There is clear evidence of an enclosed road / track over the northern part of the route of alleged Byway No 24, and a mostly unenclosed track over the southern part of the route. There is no road or track identified over the middle section, however.

#### 2005 Ordnance Survey Explorer 332 Map: Scale 1:25,000

There is clear evidence of a mainly unenclosed track over the route of alleged Byway No 24. The section north of Whittington Lane farm is identified as a yellow road, but the section of route south of the farm is marked with green dots, signifying that it is an "Other route with public access" (i.e. an ORPA).

#### 2006 The Council's 'List of Streets' (2 May 2006)

The route of the alleged byway is clearly identified as publicly maintainable highway.

5.2 The entry for the U4002 road, in the 1958 County Road Schedule, states:

“U4002 Whittingham - Thrunton - Whittingham Station Road  
From C90 south-east of Whittingham Crossing A697 east of Thrunton to  
Class C90 east of Whittingham Station.”

The length of the U4002 road is identified as 2.38 miles.

5.3 The entry for the U4002 road, in the 1964 County Road Schedule, states:

“U4002 Whittingham - Thrunton - Whittingham Station Road  
From C90 south-east of Whittingham crossing A697 east of Thrunton to  
rejoin C90 east of Whittingham Station.”

The length of the U4002 road is identified as 2.38 miles.

5.4 The entry for the U4002 road, in the 1974 County Road Schedule states:

“U4002 Whittingham - Thrunton - Whittingham Station Road  
From C90 south-east of Whittingham (NU 075116) south-eastwards and  
north-eastwards crossing A697 east of Thrunton to rejoin C90 east of  
Whittingham Station (NU 093120).”

The length of the U4002 road is identified as 2.38 miles.

5.5 The original Definitive Statements for the public rights of way intersecting with the alleged byway open to all traffic state:

Public Footpath No 10

“From the Whittingham Lane - Thrunton Road north of Whittingham  
Lane in a north-easterly direction to join the Thrunton Mill Road west of  
Thrunton Mill.”

Public Footpath No 12

“From the Whittingham - Whittingham Lane Road north of Whittingham  
Lane in a south-westerly direction to join the Whittingham - Callaly  
Road south of the Whittonlea Quarry.”

Public Footpath No 15

“From the Battle Bridge - Howden Grange road east of Broome Hill in a  
north-westerly direction to join the public road to Abberwick.”

## 6. SITE INVESTIGATION

6.1 From Point E on the C90 road, 355 metres north-west of Whittingham Lane End farm, a 3 to 3.5 metre wide tarmac road, within a 9.5 to 12.8 metre wide corridor (briefly, 7.3 metres at Anvil Cottage) proceeds in a south-easterly direction for a distance of 335 metres to the entrance to Whittingham Lane End farm. Thereafter, a 2 metre wide stone surfaced track, within a 12 metre wide corridor continues in a south-easterly direction for a further 15 metres to a field gate. Continuing as a 2.5 metre wide grass surfaced track in a

south-easterly direction for 120 metres to another field gate. A 2.5 metre wide grassy track, adjacent to a 4.5 to 5 metre wide scrubby field margin continues in a south-easterly direction for a distance of 360 metres, to the Swine Burn. Then as a 2.5 metre wide grass / earth surfaced track, in a 12.5 metre wide, narrowing to 10 metre wide corridor in a south-easterly direction for 60 metres, then as a 2 metre wide grass track in a 17 metre wide, expanding to 21 metre wide corridor in a southerly direction for 140 metres, to another field gate. Thereafter as a 2 to 2.5 metre wide stone / earth / sand surfaced track in a 6 metre, expanding out to 12.19 metres wide corridor in a south-easterly direction for 395 metres to a junction with existing Footpath No 15. Finally, a 4 to 5.5 metre wide stone surfaced track, in a 12.19 metre wide corridor for 155 metres to a junction with the U4004 road, at Point F, at the north end of Thrunton Wood.

## **7. COMMENTS RECEIVED ON THE DRAFT REPORT**

- 7.1 In November 2019, a draft copy of the report was circulated to those landowners / occupiers who responded to the initial consultation for their comments. No further comments were received.

## **8. DISCUSSION**

- 8.1 Section 53 (3)(c)(i) of the Wildlife and Countryside Act 1981, requires the County Council to modify the Definitive Map when evidence is discovered which, when considered with all other relevant evidence available to them shows:

that a right of way, which is not shown in the Map and Statement, subsists or is reasonably alleged to subsist over land in the area to which the Map relates, being a right of way such that the land over which the right subsists is a public path, a restricted byway or; subject to section 54A, a byway open to all traffic.

- 8.2 When considering an application / proposal for a modification order Section 32 of the Highways Act 1980 provides for “any map, plan or history of the locality or other relevant document” to be tendered in evidence and such weight to be given to it as considered justified by the circumstances, including the antiquity of the tendered document, the status of the person by whom and the purpose for which it was made or compiled, and the custody in which it has been kept and from which it is produced.
- 8.3 The representation of a path or track on an Ordnance Survey Map is not evidence that it is a public right of way. It is only indicative of its physical existence at the time of the survey.
- 8.4 The route of alleged Byway Open to All Traffic No 24 is identified on the County Council’s current List of Streets as being part of the U4002 road. The whole route appears to have been identified on both the Council’s 1951 Highways Map and the later 1964 Highways Map. It was also included in the 1958, 1964 and 1974 County Road Schedules. No 1932 Handover Maps or Maps / Schedules produced under the Restriction of Ribbon Development Act



1935 appear to have survived for the former Rothbury Rural District Council area.

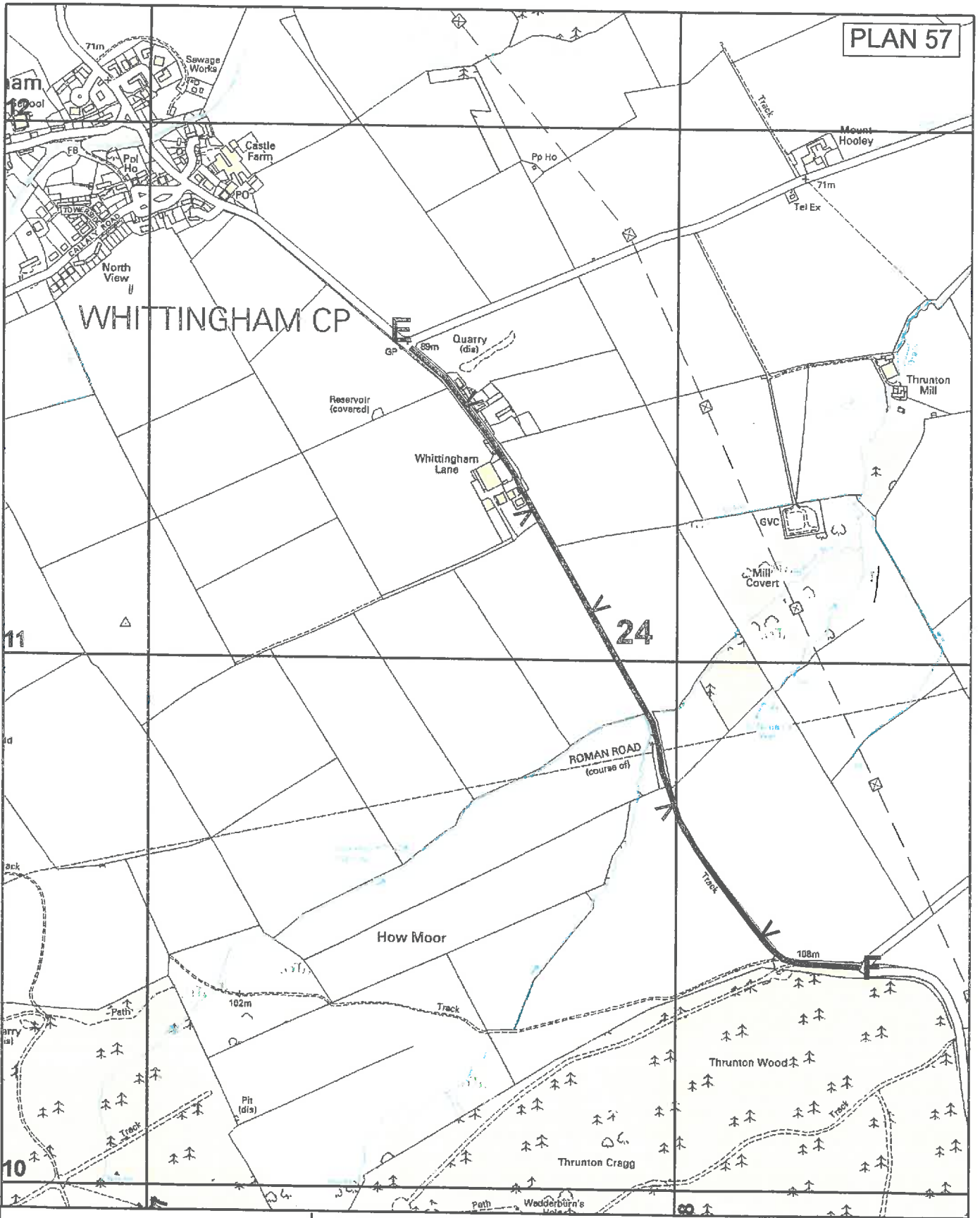
- 8.5 The route has been consistently identified as a mainly enclosed road / track on Ordnance Survey maps since c.1860. The route is clearly shown on Armstrong's, Fryer's and Greenwood's County Maps of 1769, 1820 and 1828, and on Cary's Map of 1827. During this period the route of the alleged byway appears to be the main north-south route - the modern day route of the A697 road, slightly further to the east, does not yet exist.
- 8.6 Although other public rights of way were identified nearby, and three public footpaths actually begin / terminate on the alleged byway route itself, that route was not included on the Draft, Provisional or original Definitive Maps as a footpath, bridleway or Road Used as Public Path (RUPP). On the Survey Map the route is coloured brown in the same way that other public roads were identified.
- 8.7 The County Council accepts that, given the way the regulations were written with regard to the way highway authorities could include publicly maintainable highways in the List of Streets, there was no impediment to public bridleways and public footpaths also being included. That is not to say that any bridleways or footpaths were so shown – just that they could be. It must, therefore, be entirely proper to consider each UCR on a case by case basis, but that does not mean that we should begin with the assumption that each UCR is no more than a public footpath unless higher rights can be proven by other means. In Northumberland there is no evidence to suggest that public footpaths and public bridleways were deliberately shown on the 1958, 1964 or 1974 County Road Schedules (forerunners of the modern day List of Streets). The fact that a route is shown on these schedules must, therefore, be evidence of some weight that public vehicular rights exist.
- 8.8 Letters from DEFRA, dated 2003 and November 2006, and Rights of Way Circular 1/09 set out the approach Inspectors and order making authorities should take in determining the status of routes included on the List of Streets. In summary, the guidance states that the inclusion of a route on the List of Streets is not a record of what legal rights exist over that highway but may provide evidence of vehicular rights. However, this must be considered with all other relevant evidence in order to determine the nature and extent of those rights. Highway Authorities are recommended to examine the history of such routes and the rights that may exist over them on a case by case basis in order to determine their status.
- 8.9 The Natural Environment and Rural Communities Act 2006 (NERC Act 2006) had a major impact upon the recording of byways open to all traffic based upon historical documentary evidence. Under section 67 of the Act, any existing, but unrecorded, public rights of way for mechanically propelled vehicles were extinguished unless one of the 'saving' provisions applied. In brief, these saving provisions were: (a) if the main lawful public use between 2001 and 2006 was with motor vehicles; (b) if the route was on the List of Streets (on 2 May 2006) and not also on the Definitive Map as something less than a byway open to all traffic; (c) the route was legally created expressly for motor vehicular use; (d) the route was a road deliberately constructed for public motor vehicular use; or (e) the vehicular highway came about as a result of unchallenged motor vehicular use before December 1930.

- 8.10 Of the saving provisions above, (b) will apply to the route of alleged Byway No 30. The public's motor vehicular rights would not have been extinguished by the NERC Act 2006.
- 8.11 For a route to be a byway open to all traffic, it has to be (i) a public motor vehicular right of way and (ii) a route which is nevertheless used (or is likely to be used) by the public mainly for the reasons which footpaths and bridleways are used.
- 8.12 The northern end of this route, as far as the entrance to Whittingham Lane End farm, has a drivable tarmac surface, and is clearly in regular use by occupiers of the eight dwellings along this lane, their visitors, and by farm traffic. The section south of Whittingham Lane End farm is grass / earth surfaced and we would not anticipate this section to be driven by 'normal' motor vehicles. The southern end of the route (along the north edge of Thrunton Wood) does have a driveable stone surface, but we would not expect this to be heavily used by motor vehicles. From the consultation responses, it seems clear that the route is well used by pedestrians and, to a lesser extent, by off-road vehicles, horse riders and cyclists too.
- 8.13 Advice from the Planning Inspectorate in their 'consistency guidelines' states that it is important to have the correct width, where known, recorded in the definitive statement. Where no width can be determined by documentary means (such as an Inclosure Award, Highway Order or dedication document), there is usually a boundary to boundary presumption for public highways. Where a highway is not enclosed, the Council generally adopts a standard default width of 5 metres (i.e. wide enough for two vehicles travelling in opposite directions to pass each other). In this instance, however, although the central section north of the Swine Burn is not enclosed, and much of the route south of the Swine Burn is only enclosed by temporary fencing, the historical map evidence (in particular the 1st edition OS map from c.1860) shows that this wasn't always the case. On this basis it is proposed to identify alleged Byway Open to All Traffic No 24 with a width varying from 7.3 to 12.8 metres, as identified in paragraph 6.1, above; the (now) unenclosed section along the field margins with a width of 12.19 metres (i.e. 40 feet); the enclosed section south of the Swine Burn with width varying from 10 to 21 metres, the enclosed with temporary fencing section south of this with a width of 12.19 metres (i.e. 40 feet) and the east-west section along the north edge of Thrunton Wood also with a width of 12.19 metres.

## **9. CONCLUSION**

- 9.1 In light of the documentary evidence submitted, it appears that public vehicular rights have been reasonably alleged to exist over the route of alleged Byway Open to All Traffic No 24.
- 9.2 The Natural Environment and Rural Communities Act 2006 would not appear to have extinguished the public's motor vehicular rights over the route.
- 9.3 The section of road north of the entrance to Whittingham Lane End farm may not satisfy the balance of user / character test for being recorded on the Definitive Map of public rights of way as a byway open to all traffic.





**Northumberland**

Northumberland County Council  
 Infrastructure  
 Local Services  
 County Hall Morpeth Northumberland  
 NE61 2EF  
 Telephone 0845 600 6400

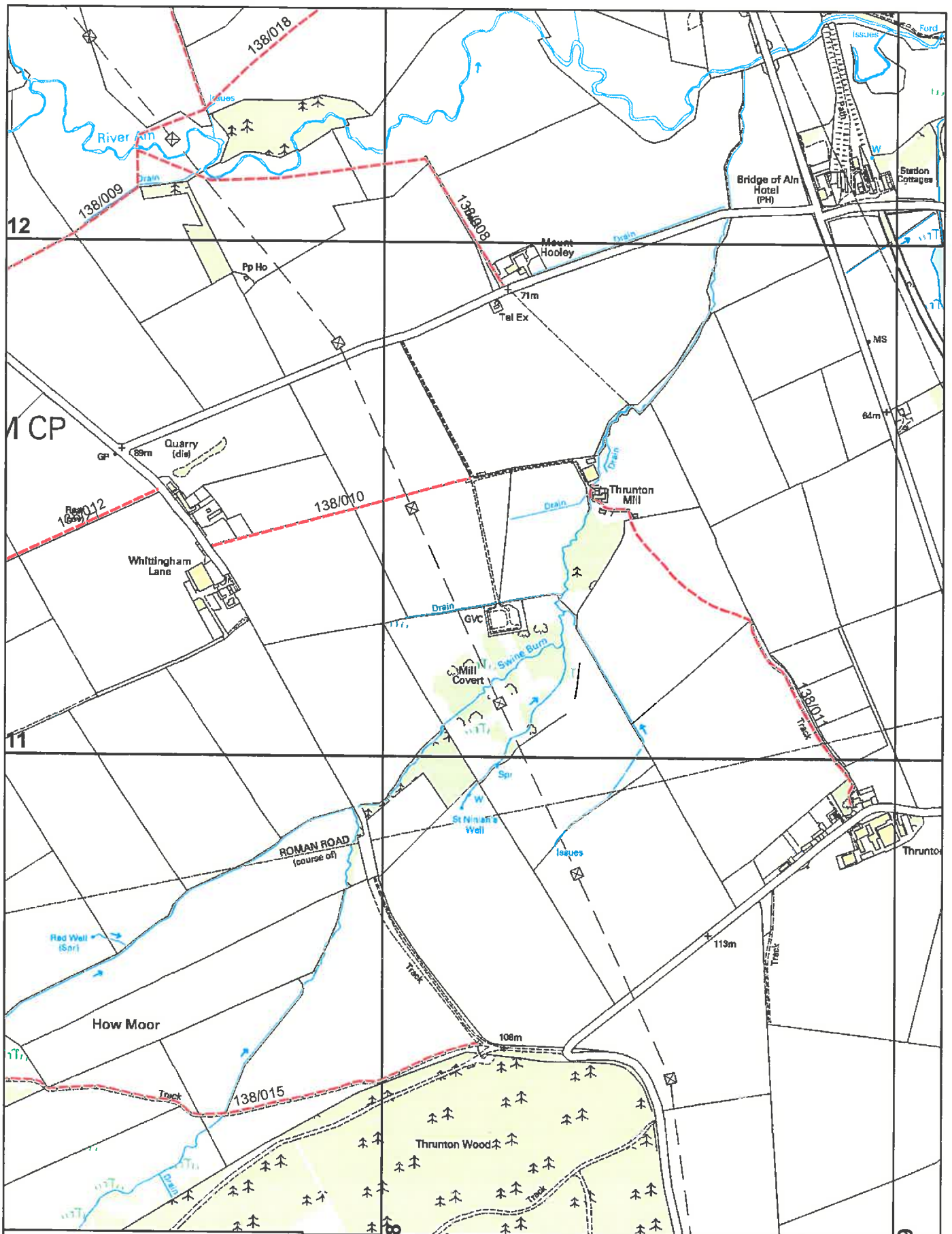
**Wildlife and Countryside Act 1981  
 Public Rights of Way**



Alleged Byway Open to All Traffic

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Former District(s) Alnwick	Parish(es) Whittingham	Scale 1:10,000
Def. Map No. 67	O.S. Map NU 01 SE	Date October 2016



**Northumberland**  
County Council

Contact: Alex Bell  
Telephone: 01670 624133  
Email: Alex.Bell@northumberland.gov.uk

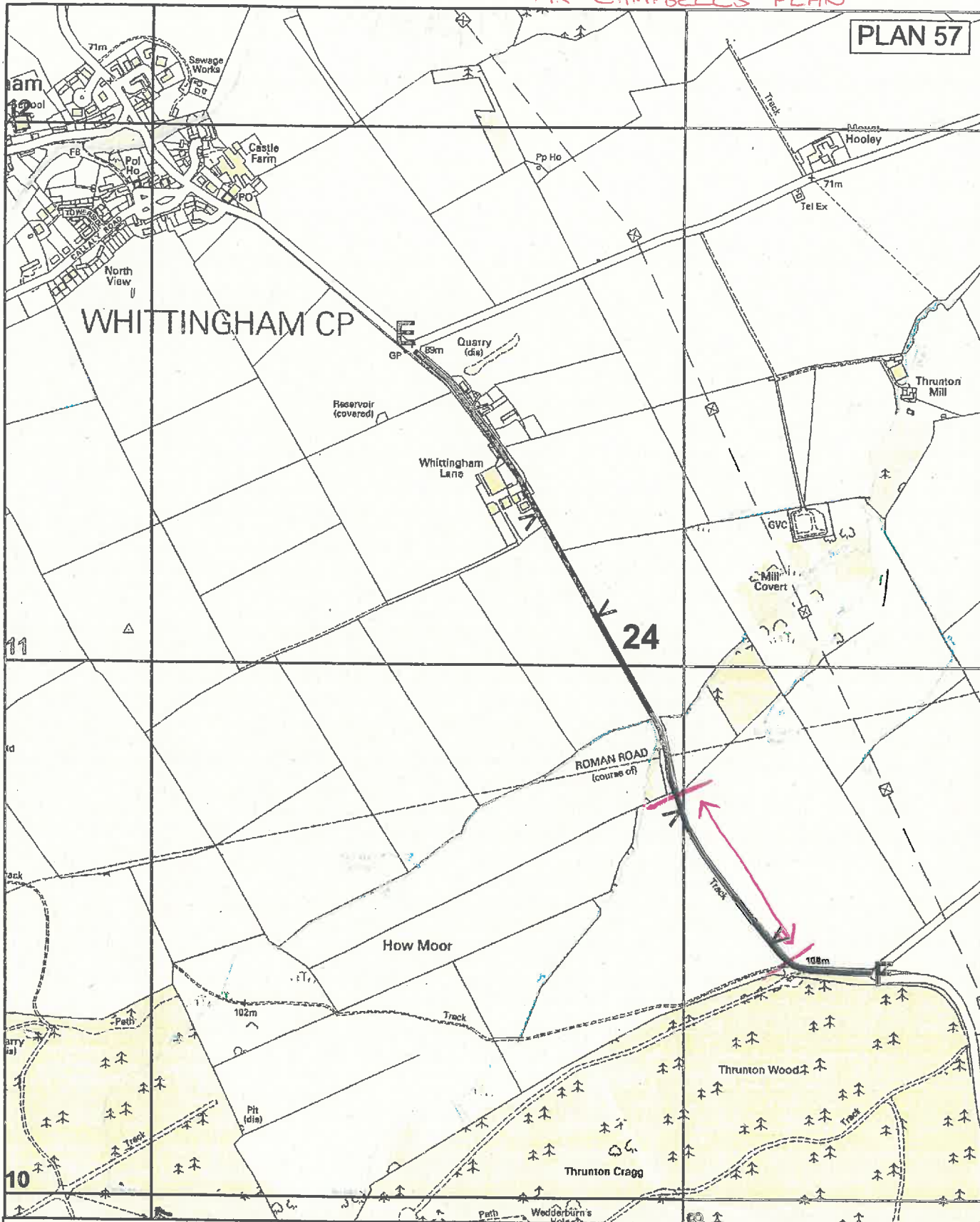
**Legend**

- Footpath
- Bridleway
- |-|- Restricted Byway
- Byway Open to All Traffic

This is a computer generated extract of the Working Copy of the Definitive Map of Public Rights of Way

Scale: 1:10,000

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Northumberland County Council  
 Infrastructure  
 Local Services  
 County Hall Morpeth Northumberland  
 NE61 2EF  
 Telephone 0845 600 6400

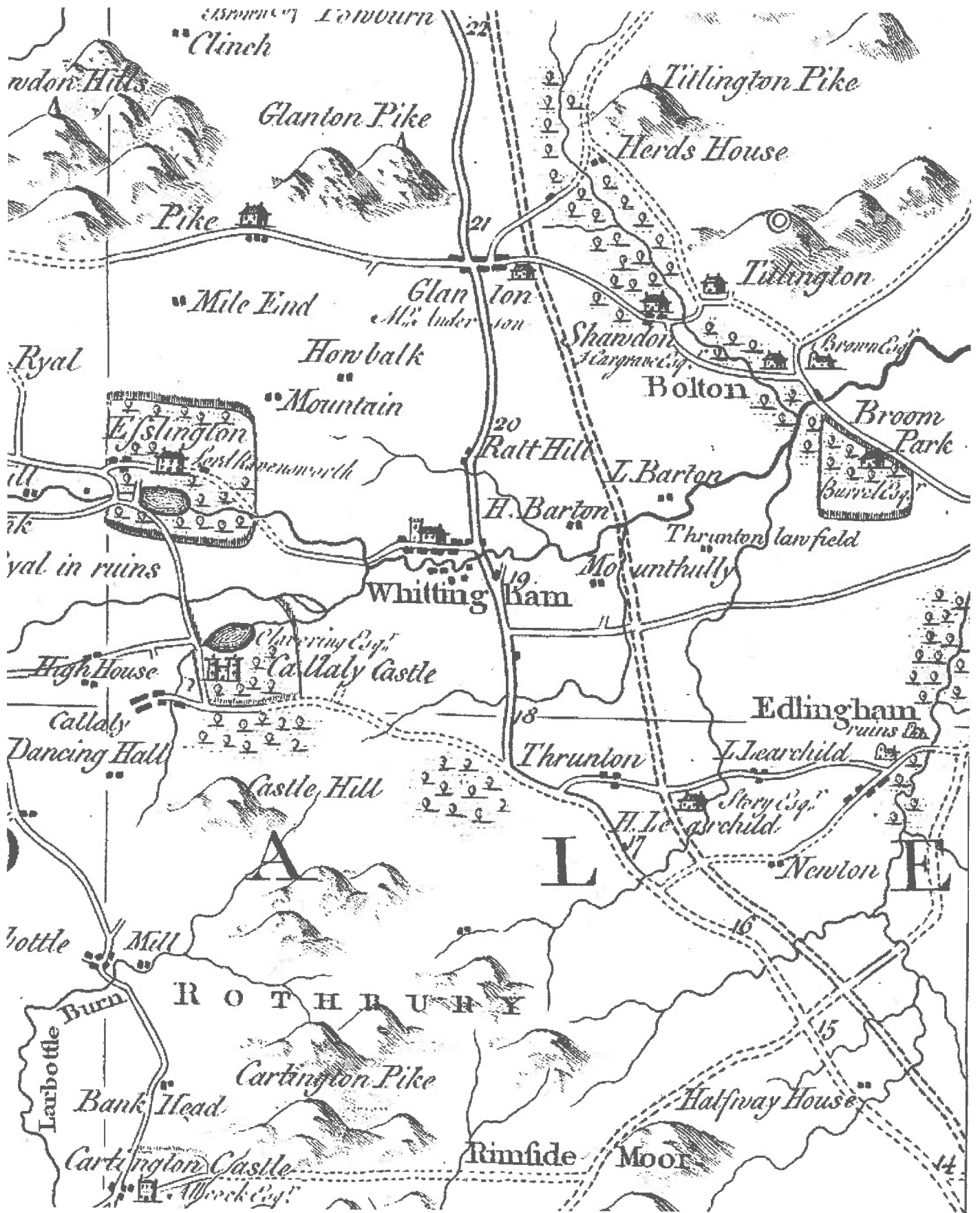
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**Wildlife and Countryside Act 1981  
 Public Rights of Way**

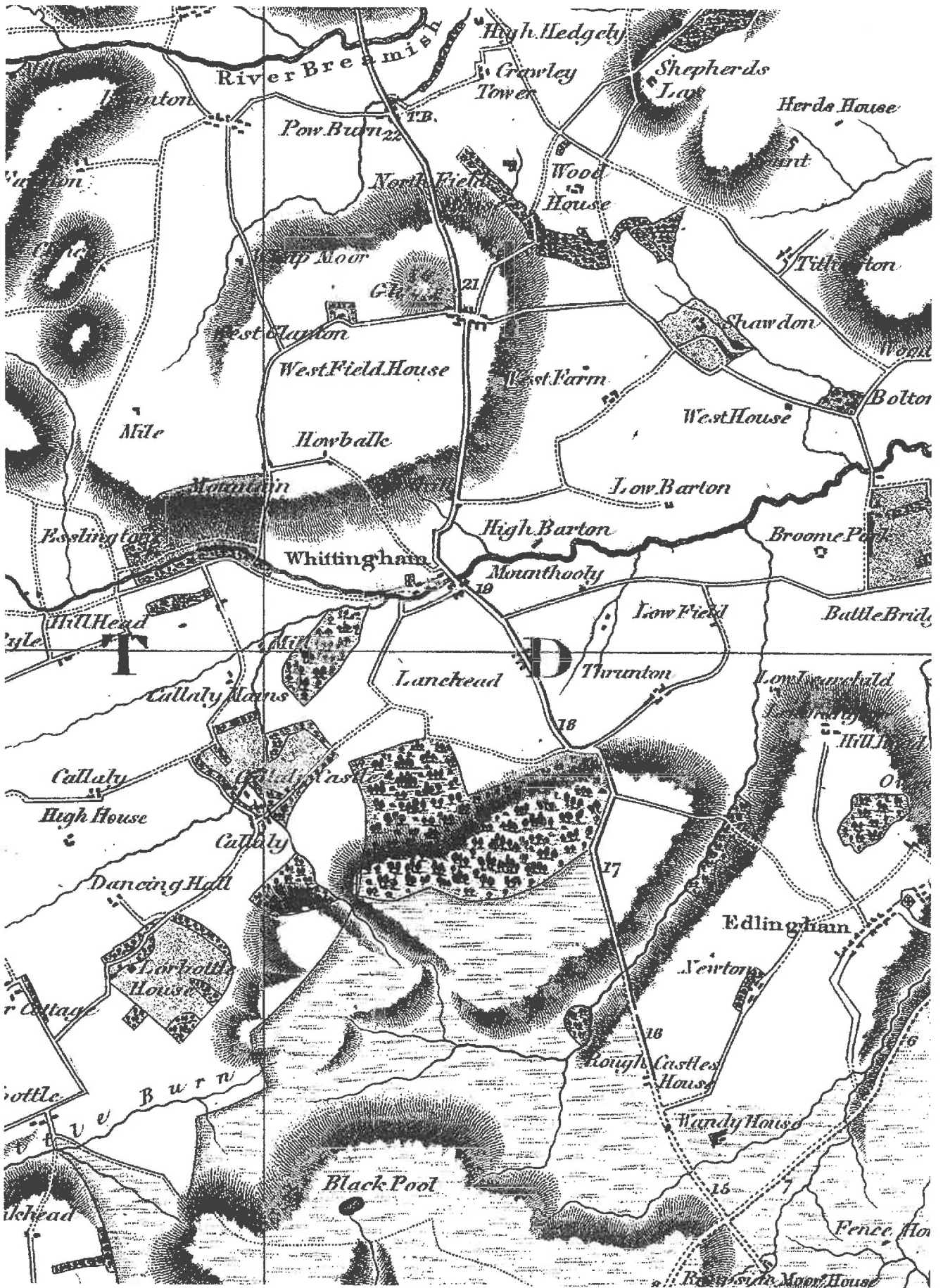


Alleged Byway Open to All Traffic

Former District(s) Alnwick	Parish(es) Whittingham	Scale 1:10,000
Def. Map No. 67	O.S. Map NU 01 SE	Date October 2016



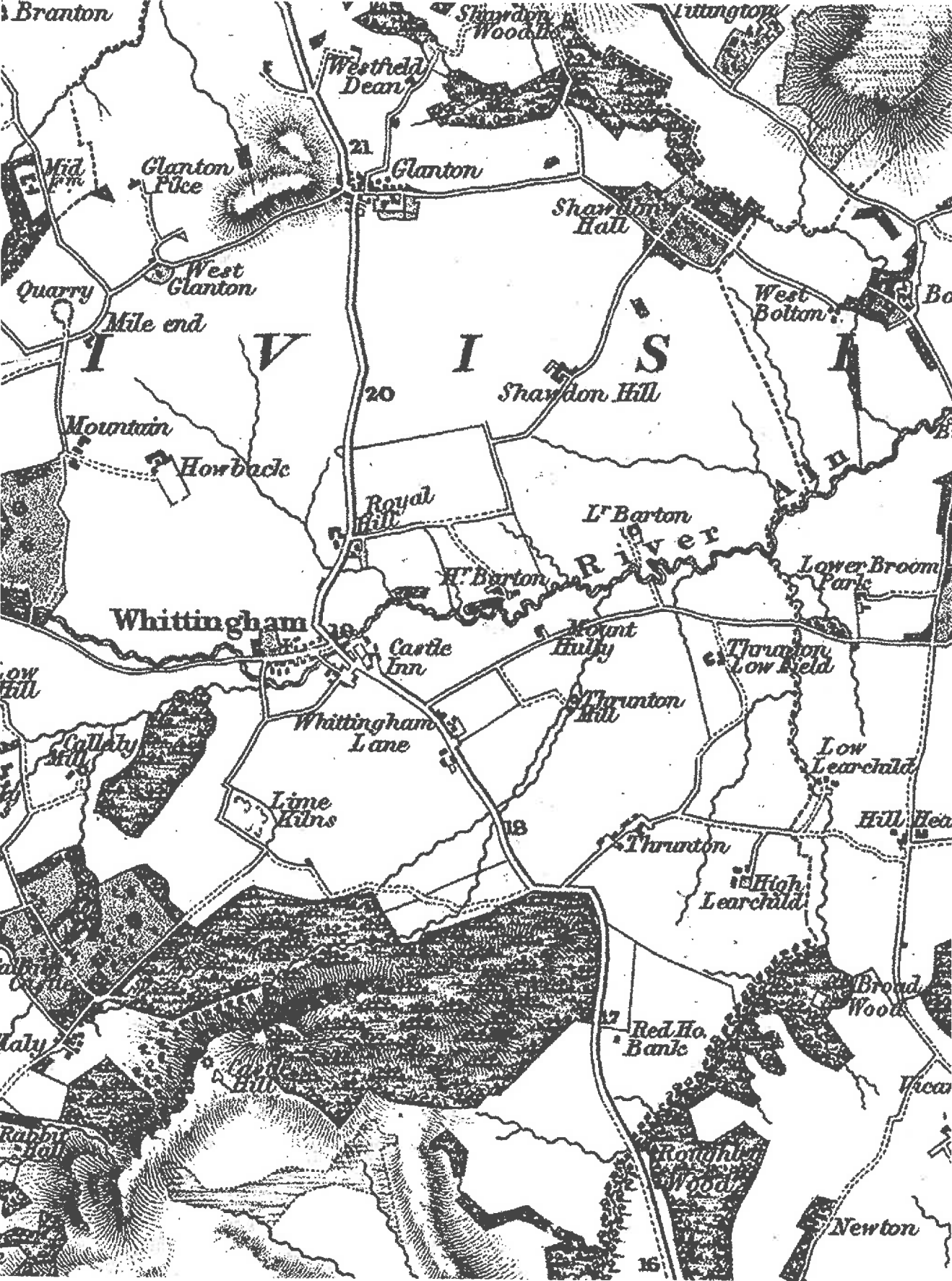
Fryer's County Map  
1820







Greenwood's County Map  
1828





PARISH OF WHITTINGHAM.

No. on Plan.	Area in Acres.	Remarks.	No. on Plan.	Area in Acres.	Remarks.
110	1113.356	Brought forward.	15	141.183	Brought forward.
111	24.245	Arable.	16	.180	Garden and shed.
112	1.396	Wood.	17	.038	Shed, &c.
113	23.391	Ornamental ground.	18	19.114	Pasture.
	430	House, gardens, &c. (Shawdonhill Cottage).	19	3.759	Pasture, &c.
114	.530	Pasture.	20	28.644	Arables, &c.
115	.432	Pasture, &c.		.087	Houses, &c. (Thrumton Mill, corn).
116	15.535	Pasture, &c.	21	.028	House.
117	224	Pasture.	22	.117	Stackyard.
118	26.227	Arable.	23	.152	Garden.
119	29.435	Arable.	24	4.213	Garden.
120	.369	Embankment.	25	7.623	Pasture, &c.
121	.214	Embankment.	26	13.818	Pasture, &c.
	1232.754		27	6.004	Arable.
			28	.049	Pasture, &c.
			29	4.241	Garden.
			30	1.229	Pasture, &c.
			31	21.230	Pond.
			32	22.506	Arable, &c.
			33	15.034	Pasture, &c.
			34	4.351	Arable.
			35	16.224	Public road.
			36	11.957	Arable, &c.
			37	19.034	Arable.
			38	.896	Public road.
			39	9.792	Wood, &c.
			40	8.022	Wood, &c.
			41	15.375	Pasture, &c.
			42	27.215	Pasture, &c.
			43	19.181	Arable, &c.
			44	24.286	Arable, &c.
			45	3.852	Public road.
			46	1.625	Arable.
			47	.792	Public road.
			48	3.910	Pasture, &c.
			49	31.025	Arable, &c.
			50	24.513	Pasture, &c.
			51	1.121	Garden.
			52	20.280	Arable.
			53	8.157	Pasture and trees.
			54	.105	Houses and yards.
			55	.008	Houses, &c.
			56	.110	Houses, &c.
			57	.071	Houses and yard.
			58	.624	Grass, &c.
			59	1.639	Houses, yards, gardens, &c.
			60	30.557	Arable, &c.
			61	20.668	Pasture, &c.
			588-044		Carried forward.

RECAPITULATION.

1205.748	Land.
25.235	Public roads.
1.771	Water.
1232.754	Total area of the Township of Shawdon and Woodhouse.

TOWNSHIP OF THRUNTON.

1	7.398	Arable, &c.
2	11.276	Pasture, &c.
3	21.954	Pasture, &c.
4	36.263	Pasture, &c.
5	2.520	Public road.
6	8.358	Pasture, &c.
7	2.105	Pasture, &c.
8	15.250	Pasture, &c.
9	.007	Pasture (island).
10	1.876	Pond.
11	.080	Wood.
12	.708	Wood, &c.
13	32.759	Pasture, &c.
14	.634	Houses, yards, &c. (Thrunton Low-field).
141.183		Carried forward.

PARISH OF WHITTINGHAM.

No. on Plan.	Area in Acres.	Remarks.	No. on Plan.	Area in Acres.	Remarks.
62	338.044	Brought forward.	100	2172.123	Brought forward.
63	4.052	Pasture.		29.790	Wood, &c. (Black-cock Plantation).
64	.261	Pasture.			
65	.031	Sheds.		2201.913	
66	.037	Houses and sheds (saw mill).			
67	2.272	Waste.			
68	.030	Gardens, &c.			
69	16.378	Rough pasture, furze, &c.			
70	34.604	Rough pasture, furze, &c.			
71	10.015	Rough pasture, furze, &c.			
72	.828	Public road.			
73	6.347	Pasture.			
74	6.697	Arable.			
75	19.331	Pasture, shed, &c.			
76	28.178	Arable, &c.			
77	38.863	Arable, &c.			
78	648.200	Wood, &c. (Howmoor Plantation).			
79	10.050	Public road.			
80	21.731	Pasture, &c.			
81	71.292	Pasture, rough pasture, &c.			
82	5.972	Wood.			
83	6.885	Wood.			
84	1.908	Wood, &c.			
85	19.650	Pasture.			
86	.289	Houses, garden, &c. (Thrunton Red House).			
87	.153	Garden.			
88	3.612	Pasture, &c.			
89	5.767	Rough pasture, &c.			
90	.168	Shed.			
91	.025	House, &c. (Thrunton Tile Works).			
92	.206	Houses, gardens, &c.			
93	.337	Public road.			
94	1.303	Arable, &c.			
95	.217	Wood.			
96	41.632	Rough pasture, furze, &c.			
97	20.587	Rough pasture, furze, &c.			
98	1.690	Wood, &c.			
99	561.940	Rough pasture, &c.			
2172.125		Carried forward.			
440.865		Carried forward.			

RECAPITULATION.

2175.782	Land.
23.026	Public roads.
3.105	Water.
2201.913	Total area of the Township of Thrunton.

TOWNSHIP OF WHITTINGHAM.

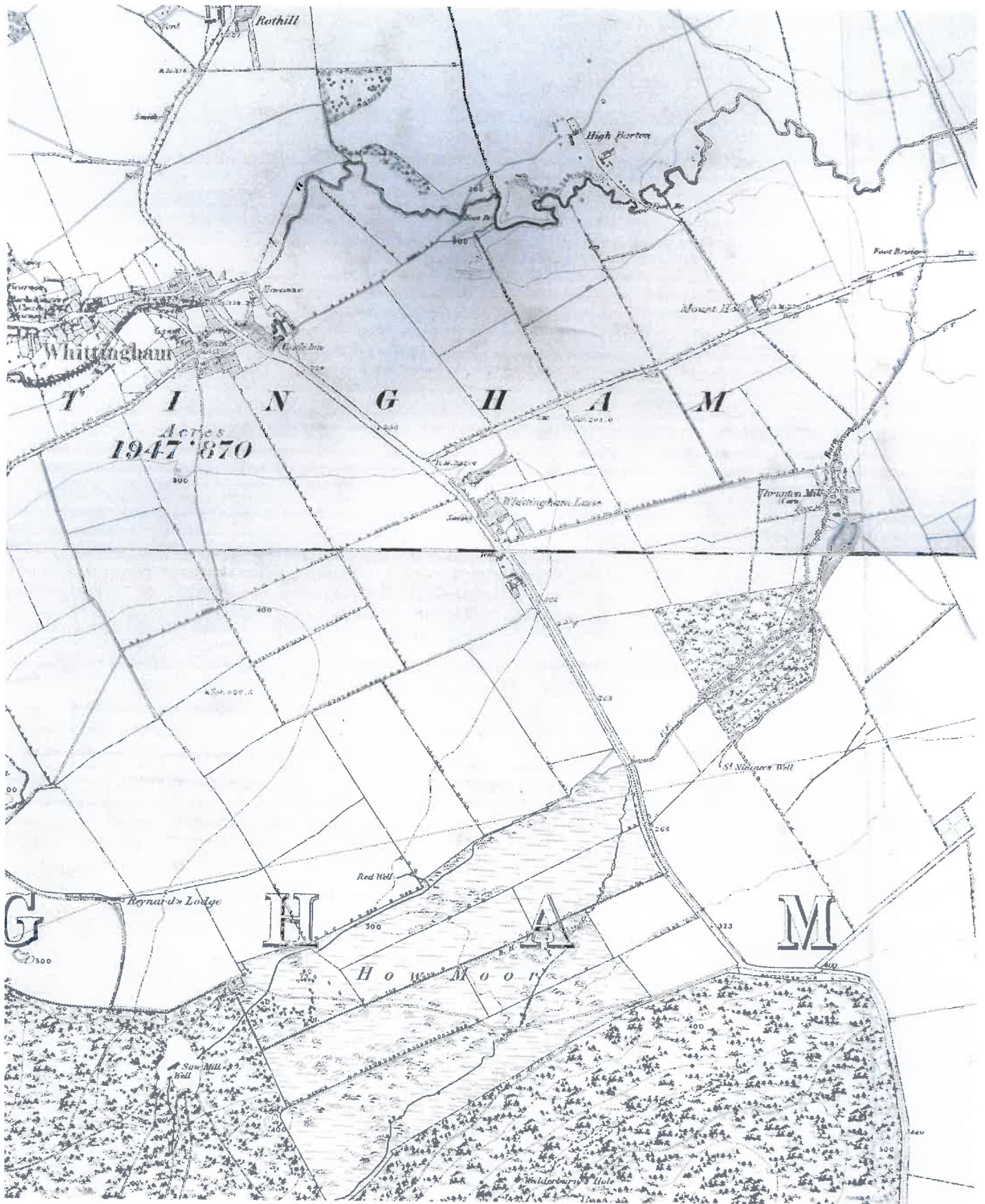
1	14.785	Arable, &c.
2	.888	Houses and gardens.
3	.931	Houses, yards, garden, &c. (Howbalt).
4	.801	Pasture.
5	16.057	Arable, &c.
6	17.691	Pasture.
7	.880	Pond.
8	13.909	Arable.
9	20.251	Arable.
10	20.320	Arable, &c.
11	2.708	Public road.
12	26.820	Arable, &c.
13	6.749	Pasture, &c.
14	18.035	Arable.
15	34.210	Arable.
16	18.830	Pasture, &c.
17	26.707	Pasture.
18	9.534	Arable, &c.
19	13.090	Arable, &c.
20	12.956	Public road.
21	21.649	Pasture.
22	18.546	Arable.
23	19.216	Pasture.
24	35.952	Arable.
25	31.655	Arable.
26	.979	Pasture.
27	37.863	Arable.
440.865		Carried forward.

No. on Plan.	Area in Acres.	Remarks.	No. on Plan.	Area in Acres.	Remarks.
28	443.855	Brought forward.	70	748.979	Brought forward.
29	10.655	Arable, &c.	71	.459	Houses, gardens, &c.
30	15.391	Arable, &c.	72	.787	Pasture, &c.
31	1.875	Wood.	73	.059	Garden.
32	14.203	Arable.	74	16.109	Pasture, &c.
33	27.529	Arable, &c.	75	14.840	Pasture, &c.
34	3.483	Pasture.	76	12.487	Pasture, &c.
35	.336	Garden.	77	12.568	Pasture, &c.
36	3.692	Pasture, &c.	78	7.153	Pasture, &c.
37	1.773	Houses, yards, &c.	79	14.570	Pasture, &c.
38	3.984	Pasture, &c.	80	16.940	Arable.
39	1.154	Houses, yard, gardens, &c. (Bothill).		.914	Houses, yard, gardens, &c. (Mount Holly).
40	2.087	Pasture, &c.	81	2.882	Arable.
41	3.879	Pasture, &c.	82	28.467	Pasture, &c.
42	1.454	Public road.	83	5.207	Public road.
43	16.819	Arable.	84	.970	Pasture, &c.
44	.120	House and garden (smithy).	85	6.300	Arable, &c.
45	12.715	Pasture, &c.	86	.298	Pasture, &c.
46	26.376	Pasture, &c.	87	1.071	Public road.
47	1.396	Wood.	88	11.519	Arable.
48	.189	Wood.	89	.679	Houses, yards, gardens, &c. (Bridge of Aln Inn).
49	2.507	Pasture and bushes.	90	1.514	Pasture, &c.
50	.098	Pasture, &c.	91	19.800	Pasture, &c.
51	1.378	Wood.	92	16.726	Arable, &c.
52	16.225	Pasture.	93	19.976	Arable, &c.
53	55.067	Pasture, &c.	94	15.990	Arable, &c.
54	8.910	Pasture, &c.	95	28.935	Pasture, &c.
55	3.739	Public road.	96	.695	Pasture, &c.
56	2.487	Pasture, &c.	97	.819	Pasture, &c.
57	4.783	Pasture, &c.	98	3.034	Pasture, &c.
58	19.472	Pasture, shed, &c.	99	3.862	Houses, yards, gardens, &c. (Whittingham, part of).
59	10.811	Pasture, &c.	100	2.622	Pasture.
60	.171	Wood.	101	2.483	Pasture, &c.
61	3.188	Houses, gardens, &c. (Vicarage).	102	1.169	Pasture and trees.
62	.308	Wood.	103	.688	Pasture.
63	.032	Pasture, &c.	104	1.507	Pasture.
64	2.645	Pasture, &c.	105	1.845	Pasture and shed.
65	.958	St. Bartholomew's Church (vicarage) and graveyard.	106	1.790	Pasture, &c.
66	.610	Pasture.	107	.566	Pasture.
67	13.196	Arable, &c.	108	.299	Gardens.
68	.840	Pasture.	109	.264	Gardens.
69	2.052	Houses, gardens, &c.	110	.614	Pasture.
70	.633	Pasture.	111	2.016	Houses, yards, gardens, &c. (part of Aln Inn).
71	.609	Pasture.	112	1.771	Houses, yards, gardens, &c.
72	1.405	Pasture and shed.			
73	748.979	Carried forward.	1026-687	Carried forward.	

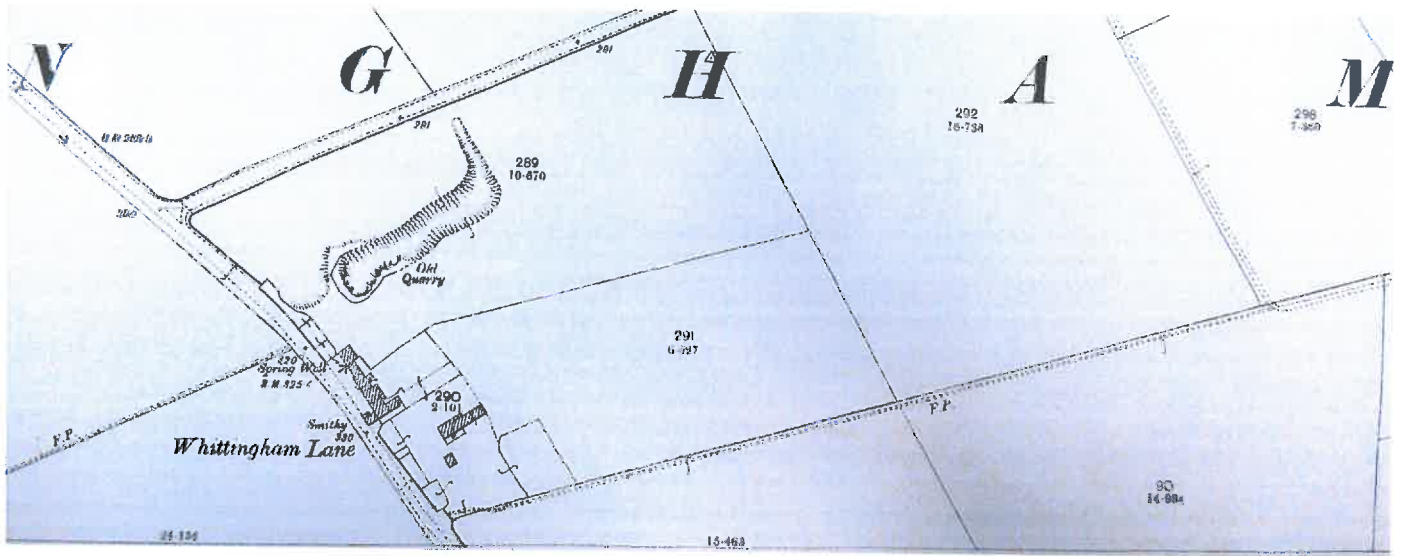
No. on Plan.	Area in Acres.	Remarks.	No. on Plan.	Area in Acres.	Remarks.
113	1026.637	Brought forward.	138	1504.397	Brought forward.
114	1.417	Pasture, &c.	139	15.027	Arable.
115	2.795	Houses, yards, gardens, &c.	140	10.072	Pasture, &c.
116	23.105	Pasture, &c.	141	19.191	Pasture, quarry, &c. (Whittingham Quarry).
117	10.085	Arable.	142	11.023	Arable.
118	11.921	Arable.	143	21.847	Arable, &c.
119	16.738	Arable.	144	11.413	Arable, &c.
120	6.617	Pasture.	145	26.077	Arable, &c.
121	7.360	Pasture.	146	9.330	Arable, &c.
122	8.996	Pasture.	147	9.790	Arable.
123	10.150	Arable.	148	17.275	Arable.
124	15.789	Arable, &c.	149	10.888	Arable.
125	.461	Wood, &c.	150	12.555	Arable, &c.
126	3.584	Pasture.	151	18.914	Arable, &c.
127	.888	Public road.	152	21.537	Pasture, arable, &c.
128	3.596	Pasture, shed, &c.	153	14.168	Pasture.
129	11.515	Arable.	154	16.410	Pasture and shed.
130	.203	Pasture.	155	10.351	Wood.
131	.045	Garden.	156	1.290	Wood, &c.
132	3.203	Arable, quarry, &c.	157	13.116	Pasture.
133	1.548	Arable.	158	12.061	Arable.
134	2.492	Houses, yards, gardens, &c. (Whittingham Lane).	159	11.774	Pasture, &c.
135	5.799	Arable.	160	13.759	Arable, &c.
136	6.307	Pasture, shed, &c.	161	13.189	Pasture, &c.
137	7.276	Pasture.	162	22.074	Arable, quarry, &c. (Reynard's Lodge).
138	3.081	Pasture.	163	.078	Garden.
139	.439	Pasture.	164	18.919	Arable.
140	.786	Public road.	165	7.545	Arable.
141	101.094	Whittingham Wood.	166	.052	Garden.
142	3.841	Pasture.	167	.152	House, garden, &c.
143	17.016	Arable.	168	10.337	Rough pasture, &c.
144	17.488	Public road.	169	1.231	Public road.
145	5.679	Arable.	170	15.572	Arable, &c.
146	10.856	Arable, &c.	171	10.821	Rough pasture.
147	11.955	Pasture.	172	24.280	Rough pasture, &c.
148	35.453	Pasture, &c.	173	9.363	Rough pasture, &c.
149	24.507	Pasture, &c.	1947-870		
150	28.713	Arable, &c.			
151	1.026	Houses, yards, gardens, &c.			
152	14.796	Arable.			
153	7.555	Pasture.			
154	4.151	Pasture, &c.			
155	1.480	Pasture.			
156	13.378	Pasture, &c.			
157	1504.397	Carried forward.			

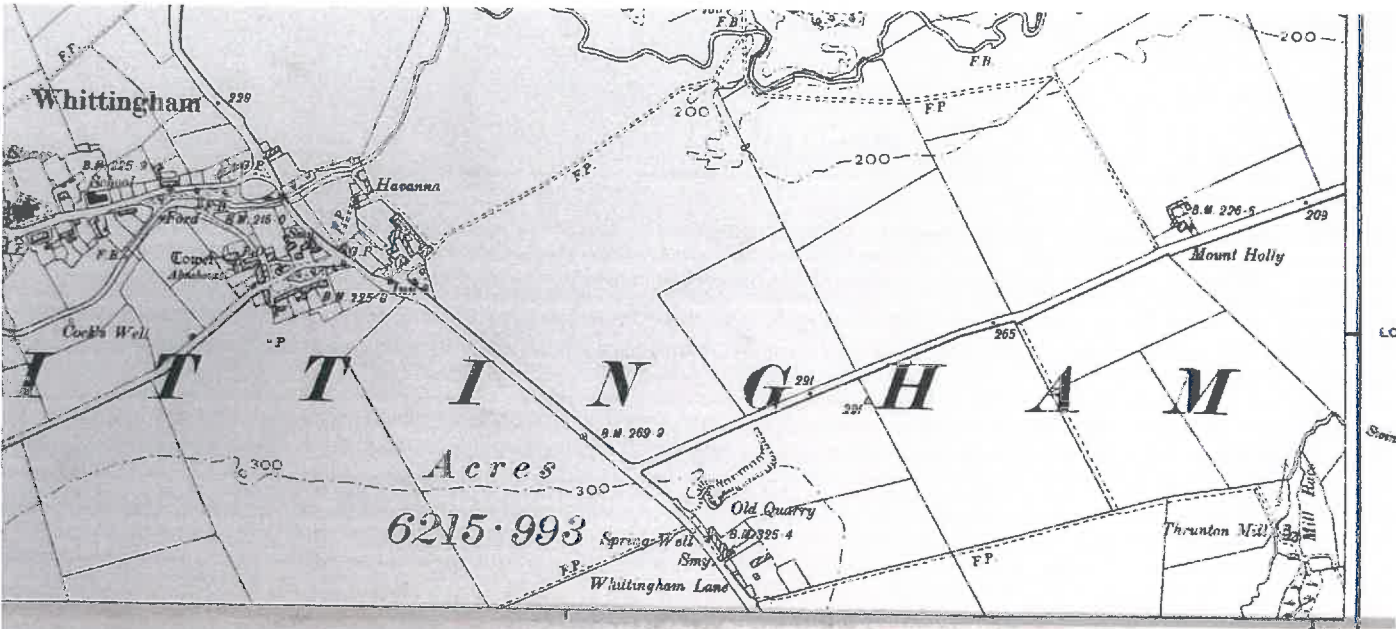
RECAPITULATION.

1911-771	Land.
35.719	Public roads.
.360	Water.
1947-870	Total area of the Township of Whittingham.



2nd Edition 25" O.S. Map  
c.1897



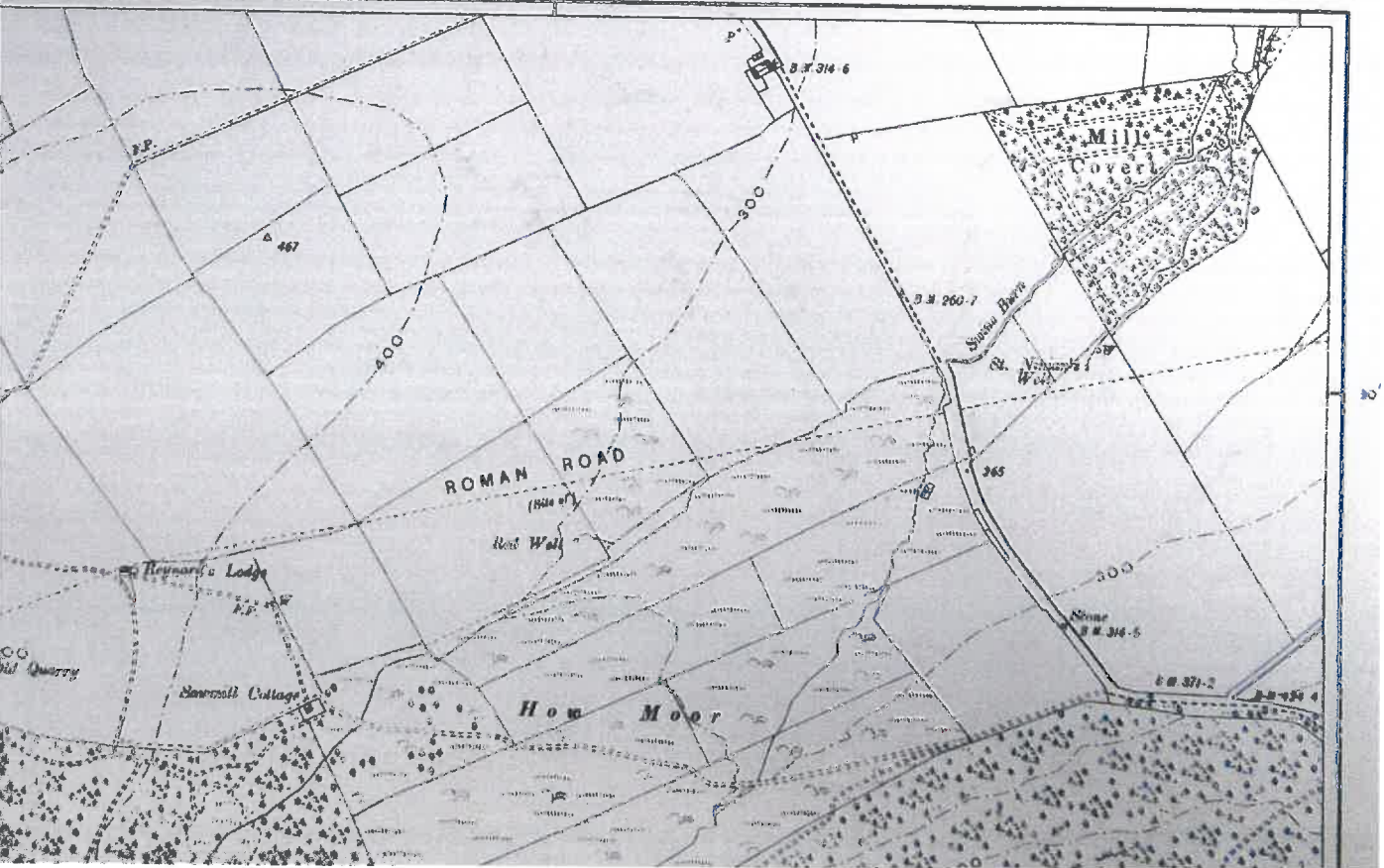


BURY UNION

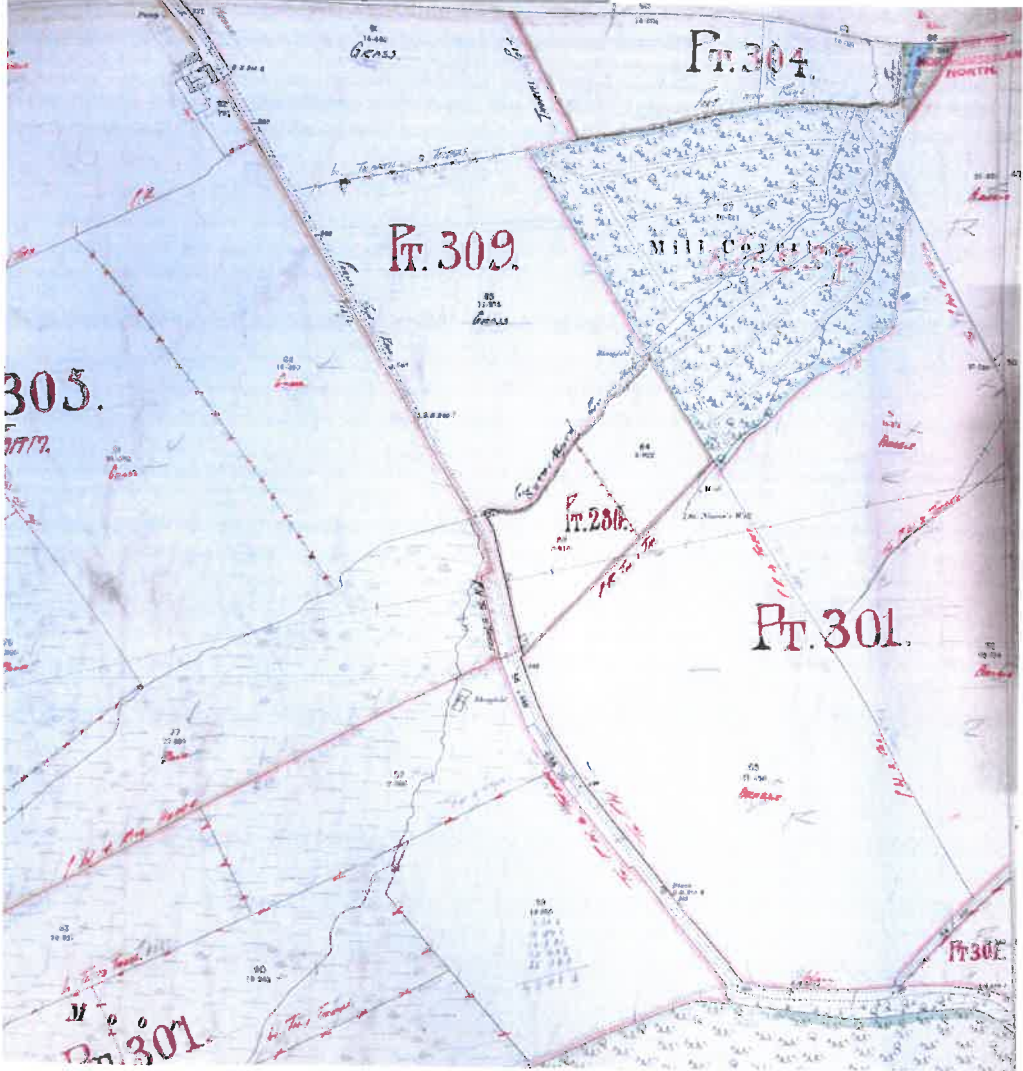
NORTHUMBERLAND. SHEET XXXVII. N. E.

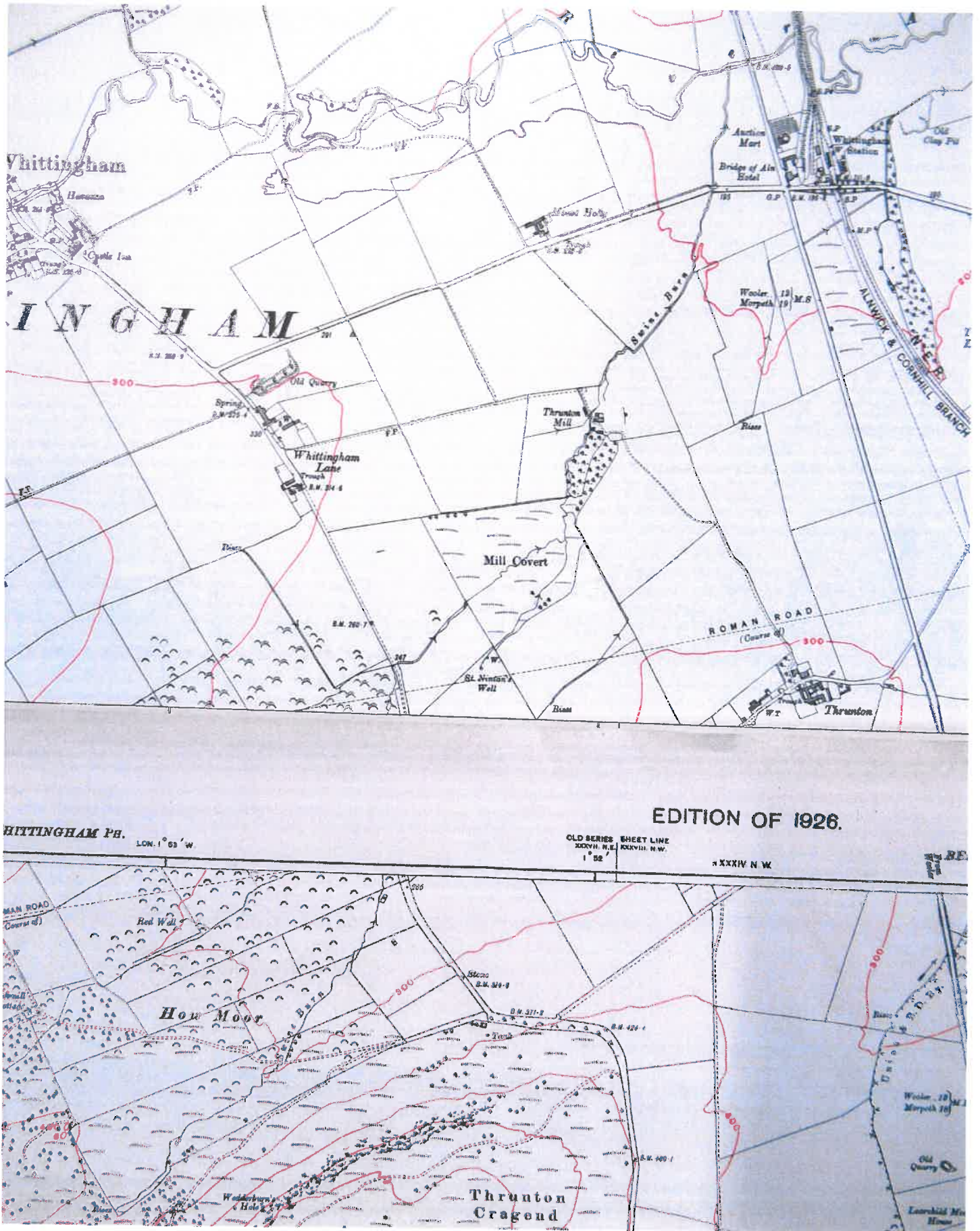
1° 50'

LONG 1° 52' W

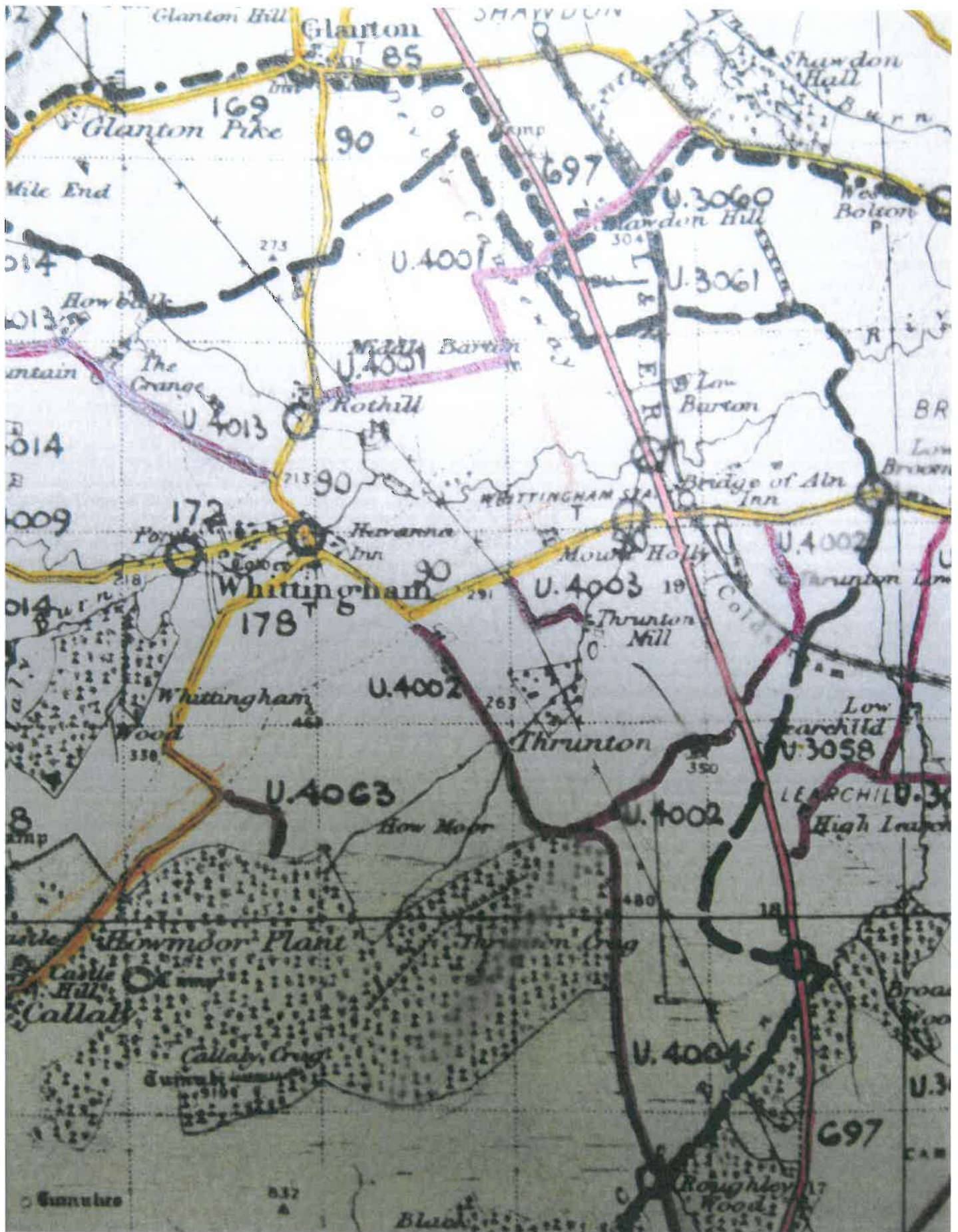




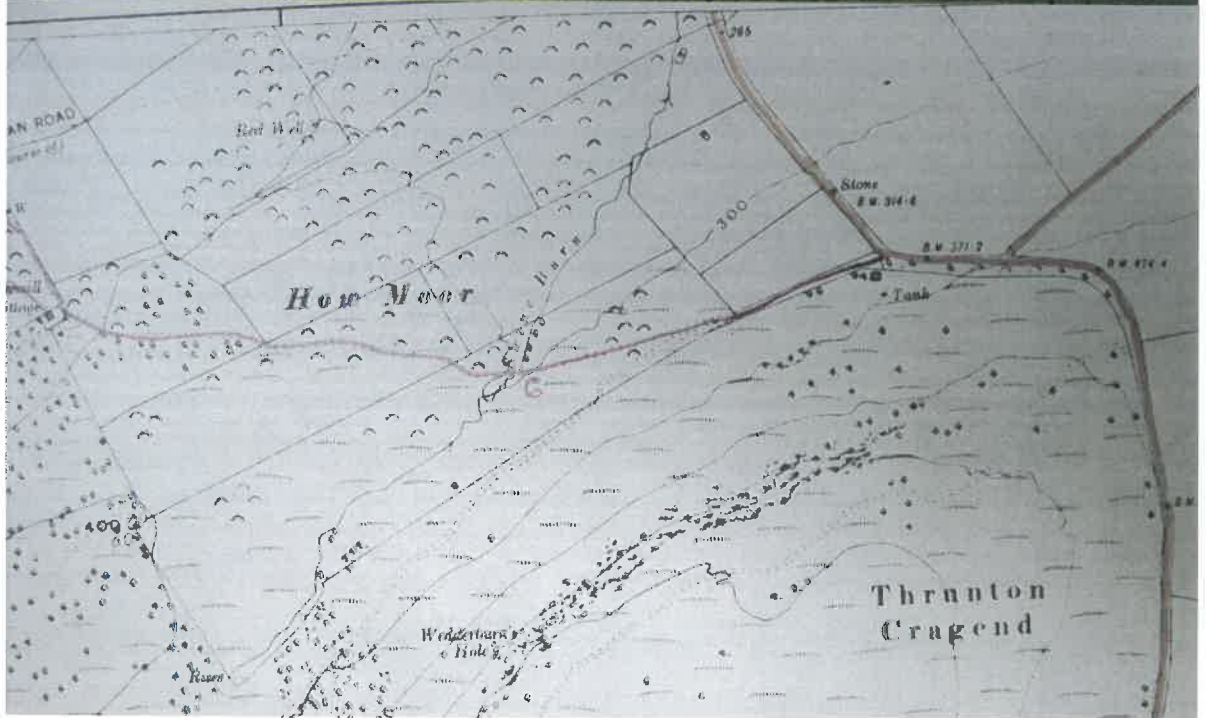
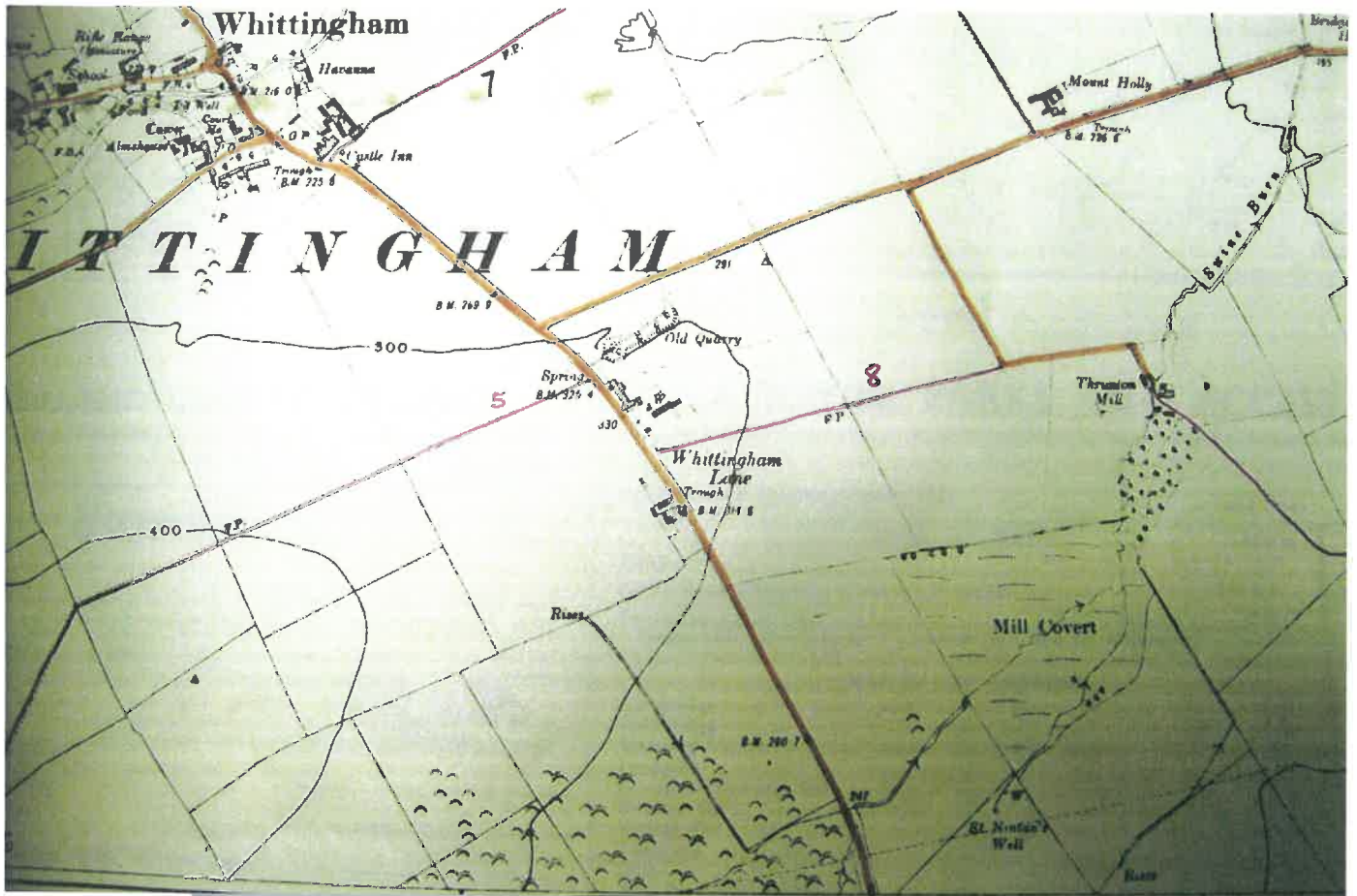


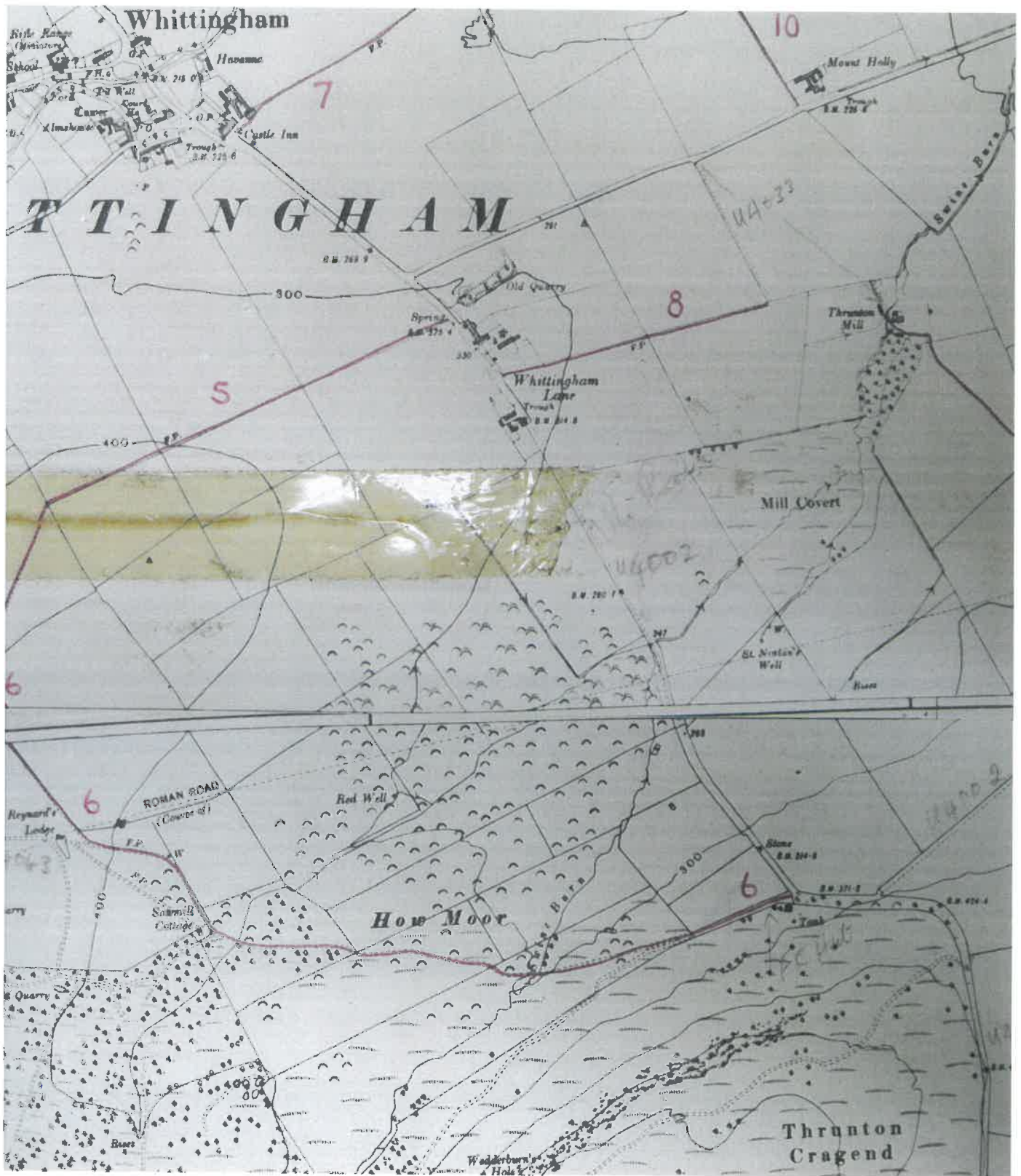


Extract from the Council's 1951 Highways Map

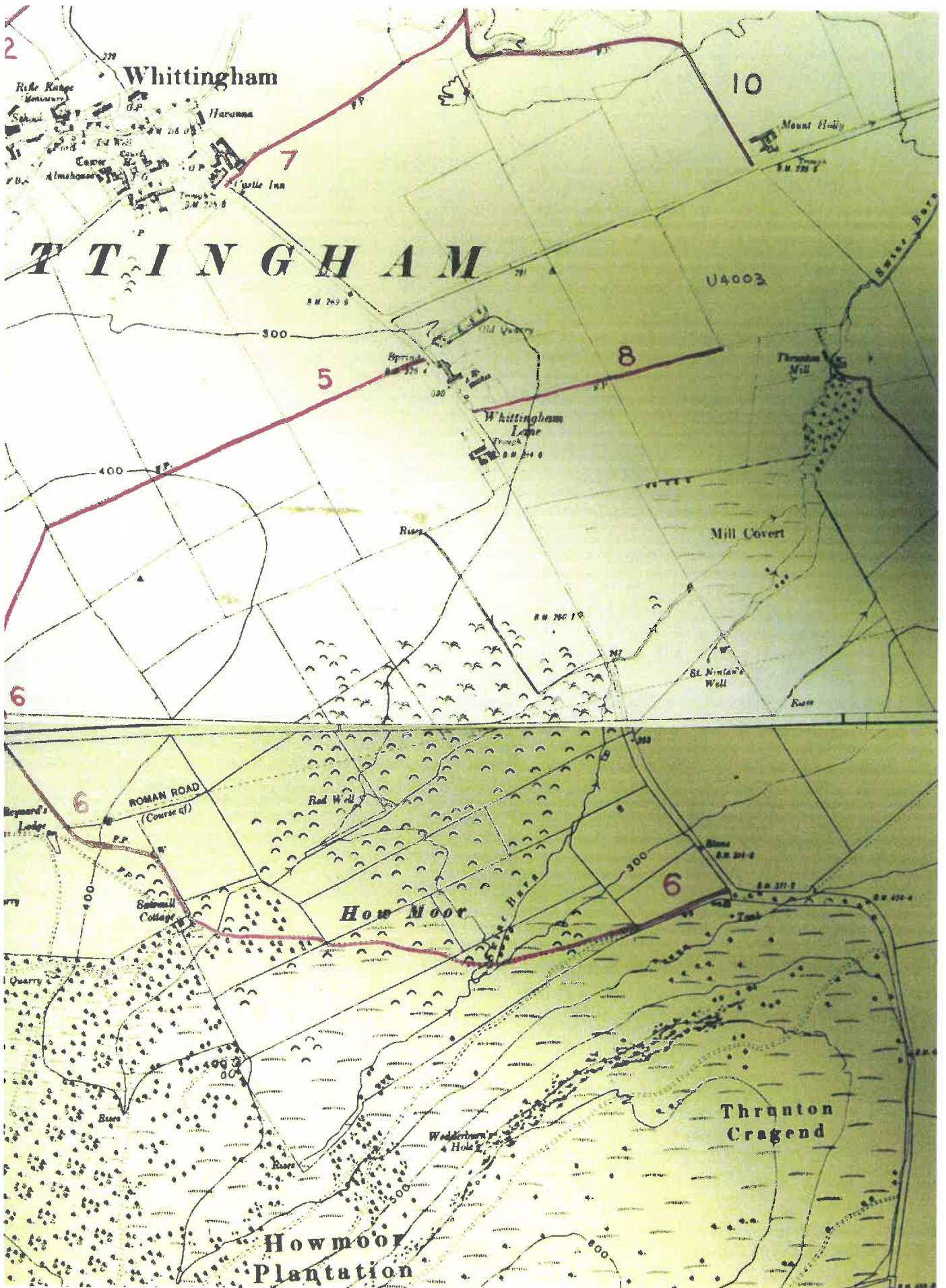


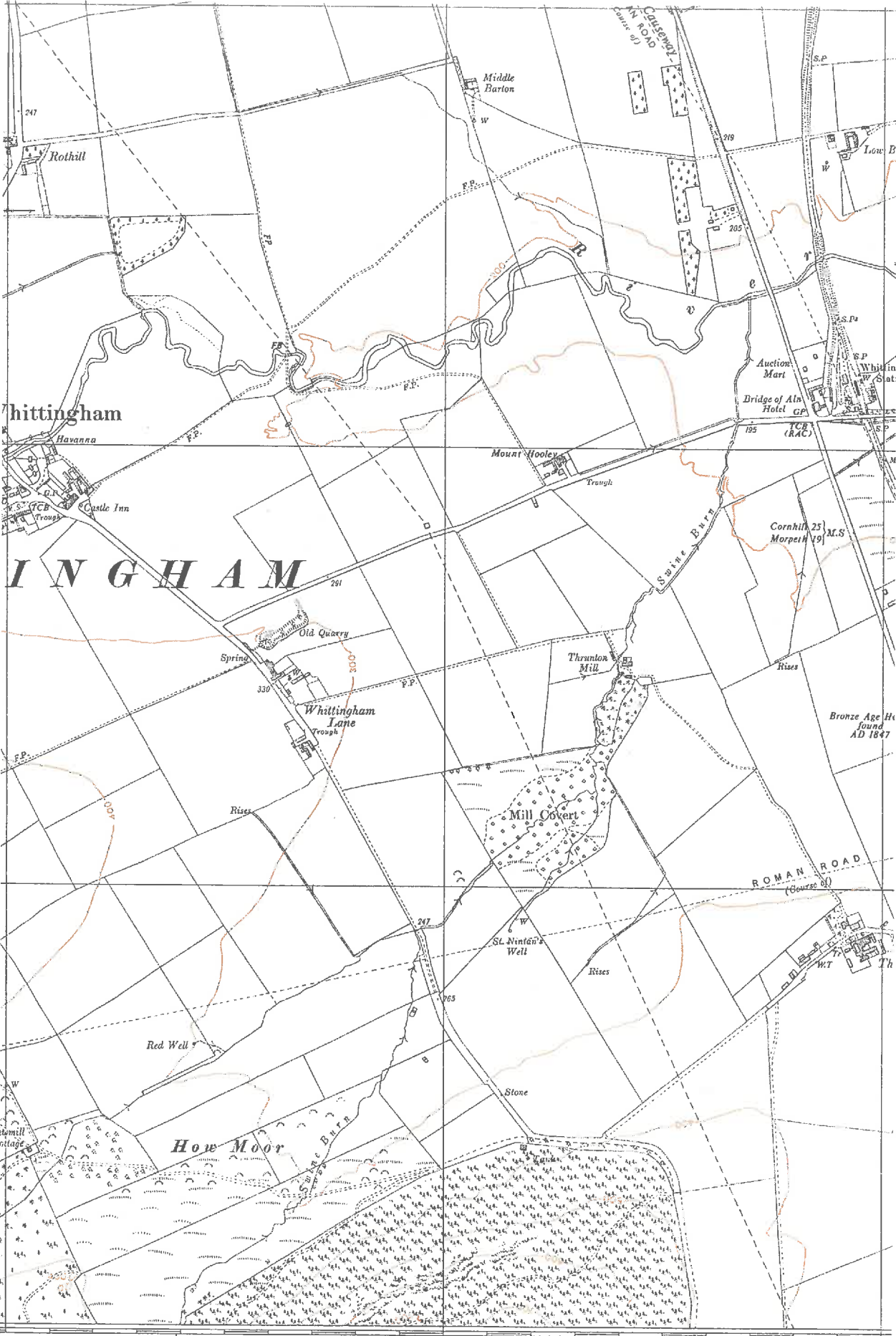
# Survey Map





# Provisional Map





# 1958 County Road Schedule

## ALWICK DIVISION

### Unclassified Roads in Rothbury Rural District

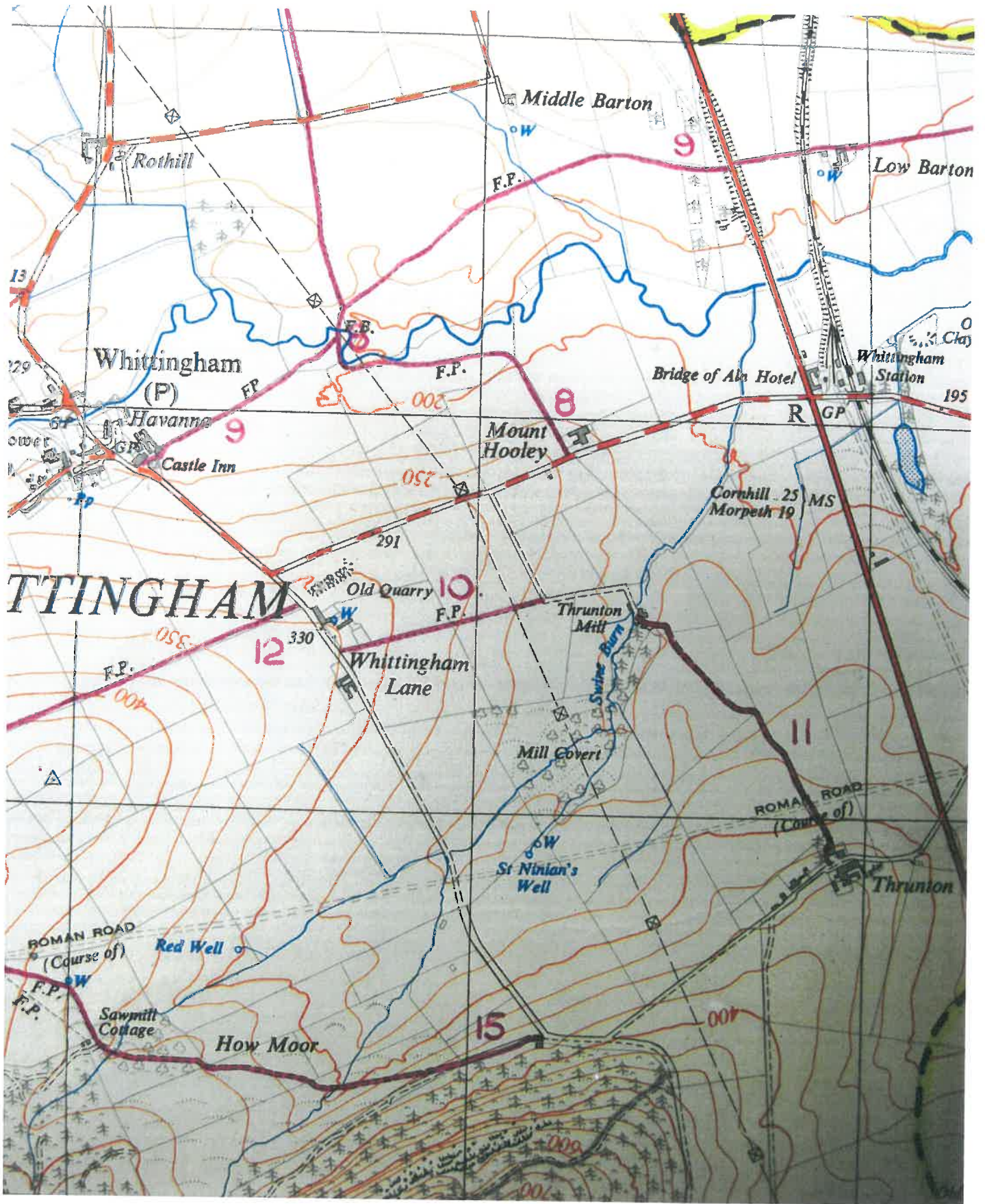
U.4001	Rothhill - Middle Barton Road	From C.90 at Rothhill via Middle Barton to the Rothbury and Alwicks R.D. boundary south-west of Shewdon Hill Cottage.	1.11
U.4002	Whittingham - Thrunton - Whittingham Station Road	From C.90 south-east of Whittingham Crossing A.697 east of Thrunton to Class C.90 east of Whittingham Station.	2.38
U.4003	Thrunton Mill Road	From C.90 west of Mount Holly to the Swine Burn at Thrunton Mill.	0.36
U.4004	Thrunton Red House - Mendysteads.	From U.4002 south-west of Thrunton via Thrunton Red House and Car Burn Bridge to A.697 north of Wandysteads.	2.40
U.4005	High Trehitt - Larbottle Road	From C.176 at High Trehitt to C.178 at Larbottle including the branch road to Larbottle West Steads.	2.35
U.4006	Larbottle - Mount Pleasant Road	From C.178 south-west of Larbottle Hall to Church at Mount Pleasant.	0.67
U.4007	Yetlington North Road	From C.174 at Yetlington northwards to C.172	0.37
U.4008	Callaly - Eslington Low Hill Road	From C.174 west of Callaly North Lodge to C.172 at Eslington Low Hill.	1.29
U.4009	Urchins Bank - Eslington Hall Road	From C.172 north-east of Urchins Bank via Little Ryal and Eslington Hall to C.172 east of Eslington Low Hill.	3.03
U.4010	Eslington Hall West Lodge - Mere Burn Road.	From C.172 at Eslington High Hill via Eslington Hall West Lodge to C.169 at its crossing at the Mere Burn.	0.88
U.4011	Great Ryal - Aln Fordway Road.	From C.169 at Great Ryal to U.4009 at the River Aln Fordway north of Little Ryal.	0.75
U.4012	Alnhem - Little Ryal Road	From C.169 north-east of Alnhem to U.4009 south of Little Ryal	1.48
U.4013	Whittingham - Mountain Road	From C.90 north-west of Whittingham to U.4014 at The Mountain.	1.20
U.4014	Eslington Low Hill - Mile End Road.	From C.172 at Eslington Low Hill to C.169 southwest of Mile End.	1.14

Forward

19.410 miles



# Original Definitive Map

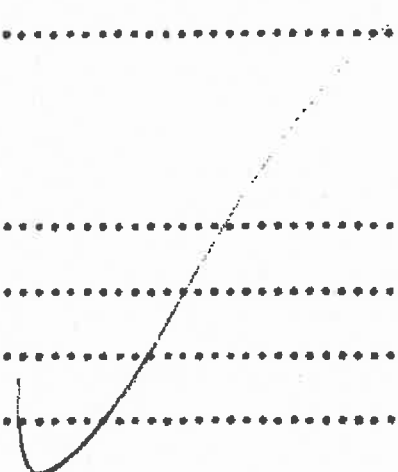


NORTHUMBERLAND COUNTY COUNCIL.

NATIONAL PARKS AND ACCESS TO THE COUNTRYSIDE ACT, 1949;  
PART IV.

PUBLIC RIGHTS OF WAY - STATEMENT.

1. Borough .....  
Urban district .....  
Rural district ..... ROTHBURY
  
2. Parish ..... WHITTINGHAM
  
3. Number of Footpath on Map ..... 10
  
4. Name of Path .....
  
5. Kind of Path (i.e. (FP/BR)) ..... F.P.
  
6. General Description of Path From the Whittingham Lane - Thrunton.....  
Road north of Whittingham Lane in a north-easterly direction to join the.....  
Thrunton Mill Road west of Thrunton Mill.....  
.....  
.....  
.....
  
7. Other relevant information .....  
.....  
.....  
.....  
.....  
.....

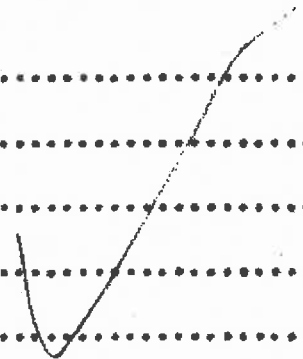


NORTHUMBERLAND COUNTY COUNCIL.

NATIONAL PARKS AND ACCESS TO THE COUNTRYSIDE ACT, 1949:  
PART IV.

PUBLIC RIGHTS OF WAY - STATEMENT.

1. Borough .....  
Urban district .....  
Rural district ..... ROTHBURY
  
2. Parish ..... WHITTINGHAM
  
3. Number of Footpath on Map ..... 12
  
4. Name of Path .....
  
5. Kind of Path (i.e. (FP/BR) ..... F.P.
  
6. General Description of Path From the Whittingham - Whittingham Lane .....  
Road north of Whittingham Lane in a south-westerly direction to join the .....  
Whittingham - Callaly Road south of the Whittonlea Quarry. ....  
.....  
.....  
.....
  
7. Other relevant information .....  
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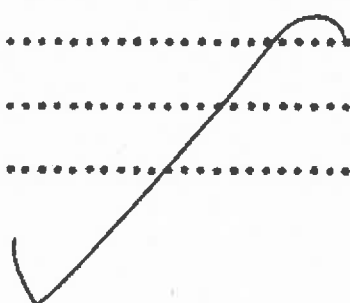


NORTHUMBERLAND COUNTY COUNCIL.

NATIONAL PARKS AND ACCESS TO THE COUNTRYSIDE ACT, 1949:  
PART IV.

PUBLIC RIGHTS OF WAY - STATEMENT.

1. Borough .....  
Urban district .....  
Rural district ..... ROTHBURY
  
2. Parish ..... WHITTINGHAM
  
3. Number of Footpath on Map ..... 15
  
4. Name of Path .....
  
5. Kind of Path (i.e. (FP/BR) ..... F.P.
  
6. General Description of Path From F.P. 12 east of the Whittonlea .....  
Quarry in a south-easterly and easterly direction by Sawmill Cottage .....  
and How Moor to join the Whittingham Lane - Thrunton Road at the north .....  
end of Thrunton Wood. ....  
.....  
.....
  
7. Other relevant information .....  
.....  
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.....

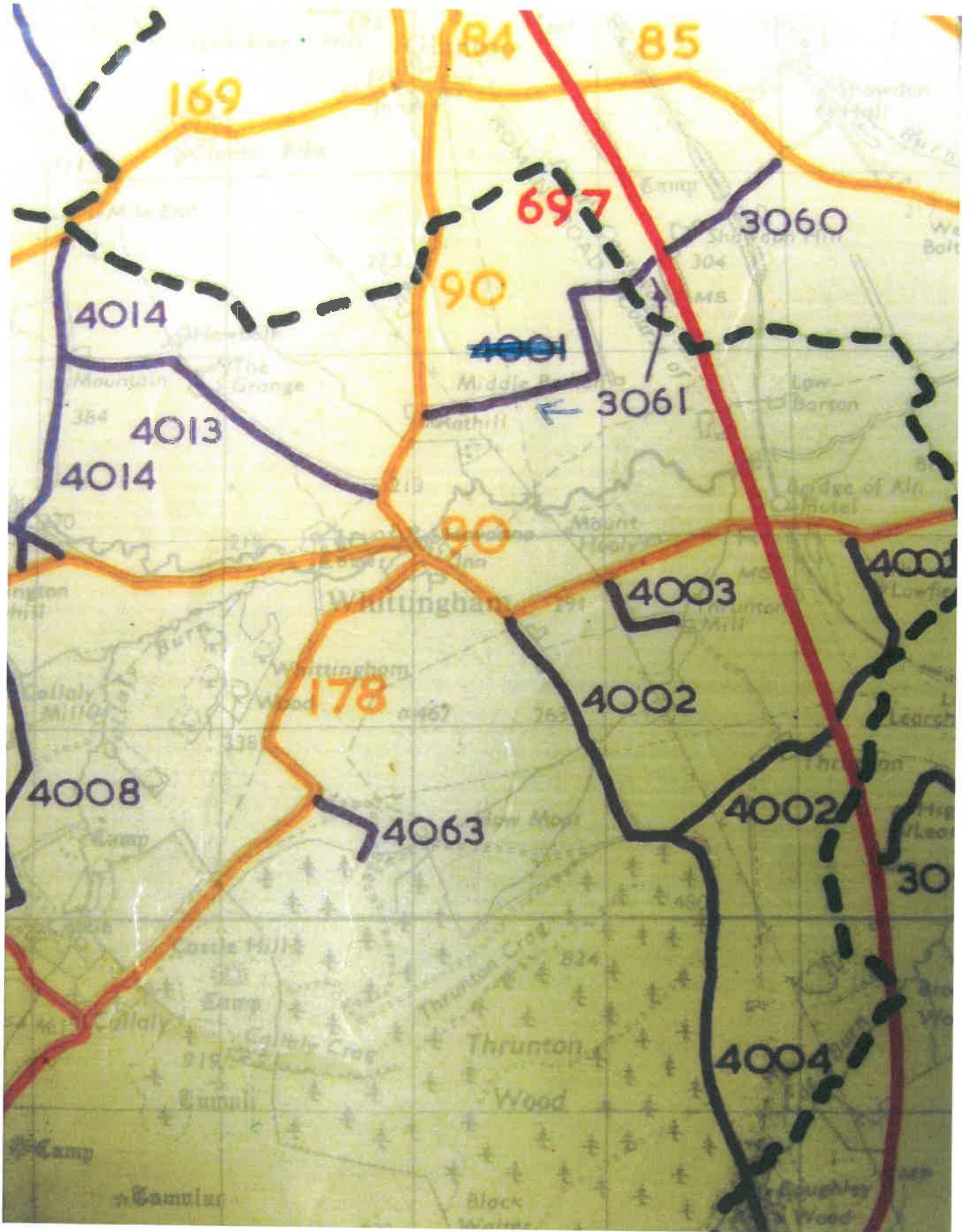


# 1964 County Road Schedule

- 88 -

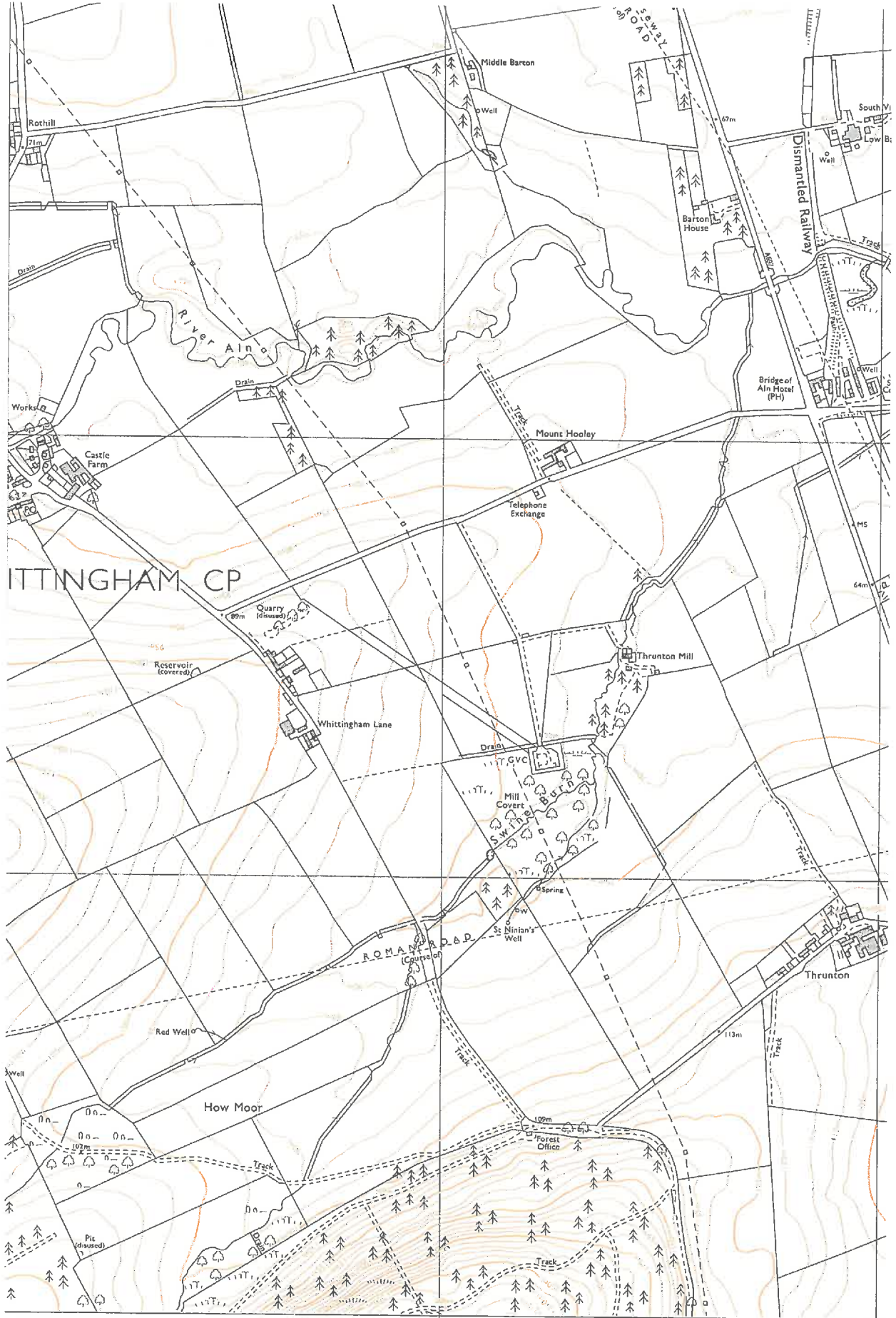
<u>Route No.</u>	<u>Name of Road.</u>	<u>Description.</u>	<u>Responsible Division or Authority.</u>	<u>Mileage.</u>	<u>Total Mileage.</u>
U.4001	Rothill-Middle Barton Road.	From C.90 at Rothill eastwards via Middle Barton to the Alnwick Rural District boundary south-west of Shawdon Hill Cottage. (Continues in Alnwick Rural District as U.3061).	Alnwick.	1.11	1.11
U.4002	Whittingham-Thrunton-Whittingham Station Road.	From C.90 south-east of Whittingham crossing A.697 east of Thrunton to rejoin C.90 east of Whittingham Station.	Alnwick.	2.38	2.38
U.4003	Thrunton Mill Road.	From C.90 west of Mount Hooly to the Swine Burn at Thrunton Mill.	Alnwick.	0.36	0.36
U.4004	Thrunton Red House-Mandysteads.	From U.4002 south-west of Thrunton via Thrunton Red House and Coe Burn Bridge to A.697 north of Wandysteads.	Alnwick.	2.40	2.40
U.4005	High Trehwitt-Lorbottle Road.	From C.176 at High Trehwitt eastwards to C.178 at Lorbottle including the branch road to Lorbottle Weststeads.	Alnwick.	2.35	2.35
U.4006	Lorbottle-Mount Pleasant Road.	From C.178 south-west of Lorbottle Hall north-westwards to the Church at Mount Pleasant.	Alnwick.	0.67	0.67
U.4007	Yetlington North Road.	From C.174 at Yetlington northwards to C.172.	Alnwick.	0.37	0.37
U.4008	Callaly-Eslington Lowhill Road.	From C.174 west of Callaly North Lodge to C.172 at Eslington Lowhill.	Alnwick.	1.29	1.29
U.4009	Urchin Bank-Eslington Hall Road.	From C.172 north-east of Urchin Bank via Little Ryle and Eslington Hall to C.172 east of Eslington Lowhill.	Alnwick.	3.03	3.03
U.4010	Eslington Hall West Lodge-Mere Burn Road.	From C.172 at Eslington High Hill via Eslington Hall West Lodge to C.169 at its crossing of the Mere Burn.	Alnwick.	0.88	0.88
U.4011	Great Ryle-Aln Fordway Road.	From C.169 at Great Ryle southwards to U.4009 at the River Aln Fordway north of Little Ryle.	Alnwick.	0.75	0.75
U.4012	Alnham-Little Ryle Road.	From C.169 north-east of Alnham eastwards to U.4009 south of Little Ryle.	Alnwick.	1.48	1.48

Extract from the Council's 1964 Highways Map



# 1974 County Road Schedule

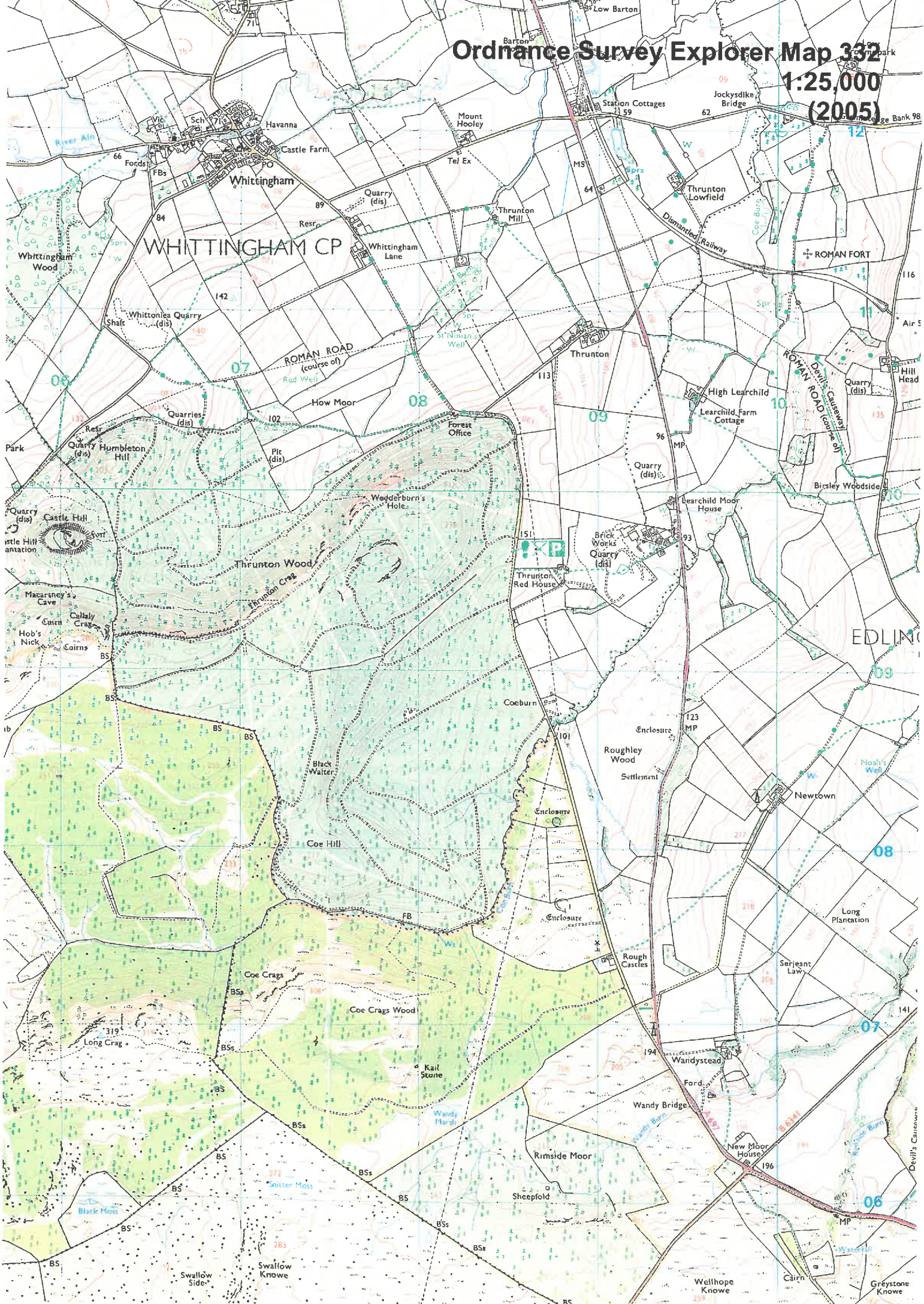
Route No.	Name of Road	Description	Responsible Division or Authority	Mileage	Total Mileage
U.4001		NOT ALLOCATED TO ANY ROAD.			
U.4002	Whittingham-Thrunton-Whittingham Station Road.	From C.90 south-east of Whittingham (NU 075116) south-eastwards and north-eastwards crossing A.697 east of Thrunton to rejoin C.90 east of Whittingham Station. (NU 093120).	Alnwick Division		2.38
U.4003	Thrunton Mill Road.	From C.90 west of Mount Hooly (NU 080117) southwards and eastwards to the Swine Burn at Thrunton Mill (NU 084116).	Alnwick Division		0.36





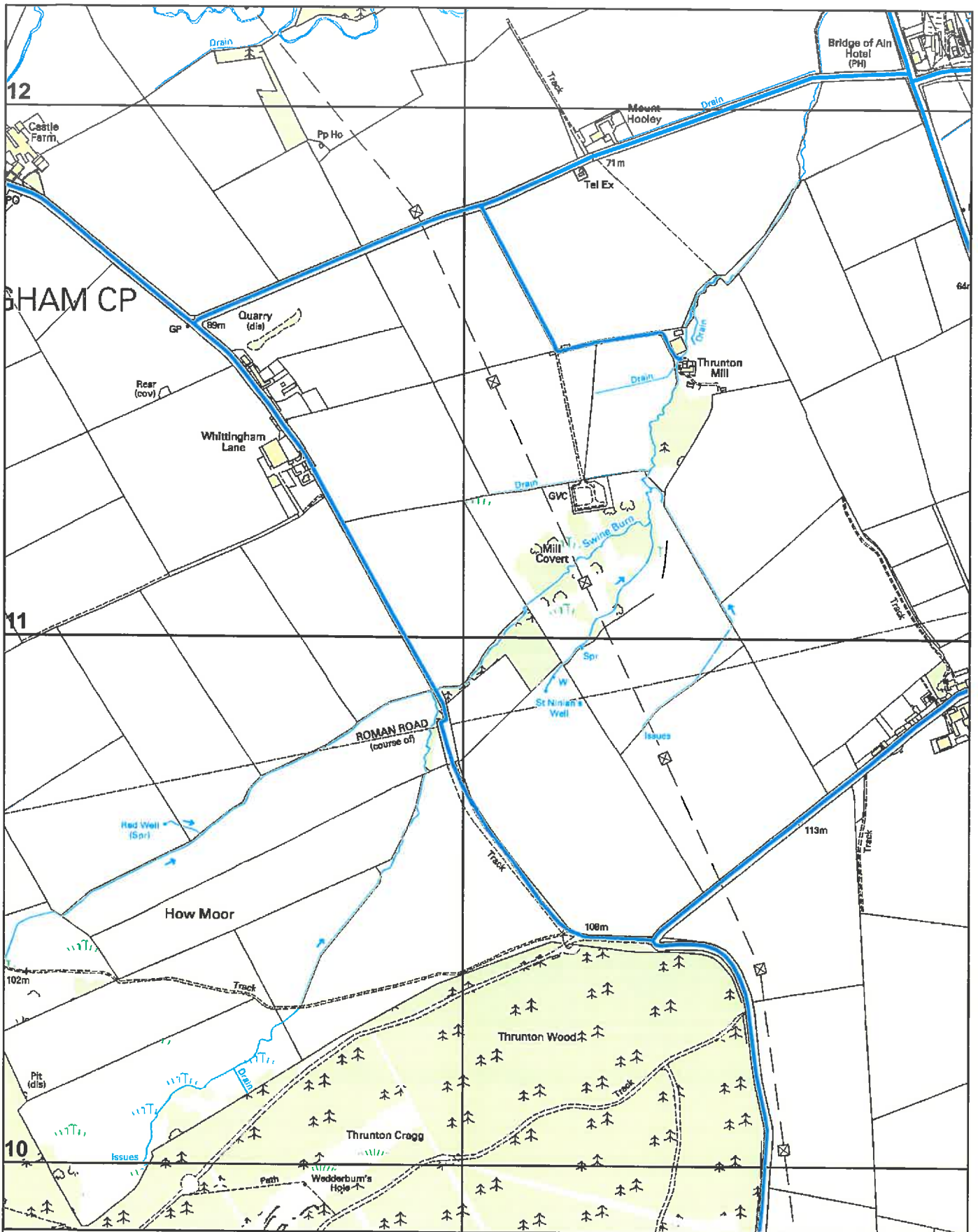
# Ordnance Survey Explorer Map 332

1:25,000  
(2005)



**Highways Act 1980 Section 36(6)**  
**County Of Northumberland**  
**List of Streets which are highways maintainable at the public expense**  
**As at 02-May-2006**

<b>Road Number</b>	<b>Description</b>	<b>Length - Metres</b>
<b>U40</b>		
	<i>Total length for U40</i>	549
<b>U4000</b>		
	HARDEN VIEW	22
	HARDEN VIEW	92
	<i>Total length for U4000</i>	114
<b>U4001</b>		
	THE GRANGE	89
	<i>Total length for U4001</i>	89
<b>U4002</b>		
	C90 JCT TO U4004 JCT	1,534
	U4004 JCT TO A697 JCT	1,074
	A697 JCT TO C90 JCT	1,262
	<i>Total length for U4002</i>	3,871
<b>U4003</b>		
	C90 JCT TO THRUNTON MILL	577
	<i>Total length for U4003</i>	577
<b>U4004</b>		
	A697 JCT TO U4002 JCT	3,860
	<i>Total length for U4004</i>	3,860
<b>U4005</b>		
	U4005 JCT TO C178 JCT	807
	U4005 JCT TO LORBOTTLE STEADS FARM	941
	C176 JCT TO U4005 LORBOTTLE STEADS	2,079
	<i>Total length for U4005</i>	3,827
<b>U4006</b>		
	C178 TO MOUNT PLEASANT CATTLEGRID	1,101



**Northumberland**  
County Council

**Network Management  
Information System**

Highways Act 1980 Section 36(6)  
County of Northumberland  
List of Streets which are highways  
maintainable at the public expense  
as at 02-May-2006

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