



Northumberland

County Council

NORTH NORTHUMBERLAND LOCAL AREA COUNCIL
RIGHTS OF WAY SUB-COMMITTEE
29 June 2022

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

ALLEGED PUBLIC FOOTPATH No 28 PARISH OF LESBURY

Report of the Executive Director of Local Services
Cabinet Member: Councillor Jeff Watson, Healthy Lives

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 footpath rights over a route between the old Alnwick Road and the Lealands Estate, in Lesbury.

Recommendation

It is recommended that the sub-committee agrees that:

- (i) there is sufficient evidence to indicate that public footpath rights have been reasonably alleged to exist over the route E-F;**
- (ii) the route be included in a future Definitive Map Modification Order as a public footpath.**

1.0 BACKGROUND

- 1.1 The relevant statutory provisions which apply to adding a public right of way to the Definitive Map and Statement based on 20 years user evidence are Sections 53(3)(b) and 53(3)(c)(i) of the Wildlife and Countryside Act, 1981, which require the County Council (as Surveying Authority) to modify the Definitive Map and Statement following:

“The expiration, in relation to any way in the area to which the map relates, of any period such that the enjoyment by the public of the way during that period raises a presumption that the way has been dedicated as a public path or restricted byway” [s53(3)(b)]

or

“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;” [s53(3)(c)(i)]

- 1.2 It is an unresolved question whether it is permissible to invoke section 53(3)(c)(i) in a case to which section 53(3)(b) applies. There is a case (Bagshaw), which is indirect authority to the effect that in any case of deemed dedication reliance on paragraph (c)(i) is perfectly acceptable. Members are therefore invited to apply the lower test.
- 1.3 Section 31 of the Highways Act 1980 (HA80) provides for the presumption of dedication of a public right of way following 20 years continuous use. Sub-section (1) states:

“Where a way over any land, other than a way of such a character that use of it by the public could not give rise at common law to any presumption of dedication, has been actually enjoyed by the public as of right and without interruption for a full period of 20 years, the way is deemed to have been dedicated as a highway unless there is sufficient evidence that there was no intention during that period to dedicate it.”
- 1.4 It is necessary to show that there has been uninterrupted use, as of right, by the public over a period of 20 years or more. ‘As of right’ means openly, not secretly, not by force and not by permission. The public must have used the way without hindrance (e.g. objections, verbal / written warnings, etc.) or permission from the landowner or his agents. The 20 year period may be shown at any time in the past and is generally taken to run backwards from the date when the use of the path was first “brought into question”, whether by a notice or otherwise.
- 1.5 The Sub-Committee must consider whether there is sufficient evidence to allege that the presumption is raised. The standard of proof is the civil one that is the balance of probabilities. Members must weigh up the evidence and if, on balance, it is reasonable to allege that there is a public right of way, then the presumption is raised. The onus is then on the landowner to show evidence that there was no intention on their part to dedicate.
- 1.6 Such evidence may consist of notices or barriers, or by the locking of the way on one day in the year, and drawing this to the attention of the public, or by the deposit of a Declaration under section 31(6) HA80 to the effect that no additional ways (other than any specifically indicated in the Declaration) have been dedicated as highways since the date of the deposit.
- 1.7 All the relevant statutory provisions and competing rights and interests have been considered in making this report. The recommendation is in accordance with the law and proportionate, having regard to individuals’ rights and the public interest.

2.0 PUBLIC EVIDENCE

- 2.1 In February 2020, Lesbury Parish Council submitted evidence in support of a public footpath from a point marked E on the U3127 Alnwick Road, south-west of Alnbrig, in an easterly then northerly direction to a point marked F, on the Lealands Estate road, north-west of number 3 Lealands Estate.
- 2.2 The proposal is supported by user evidence from 14 local people, 8 of whom claim to have used the route on foot for periods in excess of 20 years.
- 2.3 The 'application' has been accepted, consulted upon, and will be properly determined, but it is not without its shortcomings. Firstly, although user evidence was submitted, accompanied by Form B (identifying the landowners served with notice), it does not appear that a Form A application form (or anything equivalent) was submitted with this. Secondly, although the applicant identified five owner / occupiers that were potentially affected by the application (and, presumably, served notice on each of them), the owners of two-thirds of the alleged footpath route, at Bay Tree House, were not served with notice; nor were the owners of Larch House. When Northumberland County Council became aware of these omissions, it also consulted the owners of these two properties.

3. LANDOWNER EVIDENCE

- 3.1 By letter, dated 4 February 2021, The Northumberland Estates responded to the consultation stating:

"Thank you for your letter of 28th January 202, which refers to an application to add a footpath no.28 Points E-F on the Definitive Plan.

"With regard to your email, I can confirm that none of the land between points F to E other than the mines and minerals beneath the surface of the land, are now retained by the Estate. I attach a plan illustrating in blue, land that was included in the original sale of Lealands to Bowey Group in 1973 and in green, land that was conveyed with the land now occupied as Bay Tree House, which was sold by the Estate in May 2018 to the developer of the house.

"Please note the original transfer to Bowey Group in 1973 held an easement over the route being claimed, which was for drainage and installation of manholes for the drains serving the development. Other properties were granted rights over this land with maintenance responsibility being Brockgate Lodge and Larch House. The property known as Alnbrig may also have rights.

"I hope that this clarifies ownership and occupation matters."

- 3.2 By email, on 10 May 2021, Mr R Burn of Brockgate Lodge responded to the consultation stating:

"I emailed you (copy below) on 12 Feb 2021 regarding the public footpath at the side of my home. At the time I advised that I had no real objections although I would, in an ideal world, prefer that the path not be there. I was recently in conversation with neighbours and the matter of the path came up. They made me aware that there is a possibility

that the path in question could become a formally-designated public footpath or similar, appearing on OS maps, on Public Footpath lists and suchlike. If that is the intention, I would have much greater concerns. My understanding – which now seems perhaps to have been wrong – is that the formalisation of the existing path would amount to no physical changes to the path itself, and that it would remain as it is – a non-signposted, rarely-used, pedestrian access route, only serving a the very small number of occupants within the Lealands housing development who require a shortcut to the bus stop. If that is the intention then my previous comments would still apply. Alternatively, if the intention is to make physical changes to the path (eg an upgrading of the path's surface; or of the public lighting) or signposting of it, or formally designating it a Public Footpath, I would wish to raise strong objection. I think such changes would be wholly unnecessary and pointless – the only people who have any purpose to use this route are the small number of Lealand residents I refer to above. What possible purpose is to be served making this footpath more accessible to other parties – it runs from the bus-stop to a small, private housing development which has only one access road. I would also strongly object to any costs being incurred on such a change – particularly as there are so many other pressing demands on limited Council resources.”

3.3 In his earlier, 12 February 2021 response to the consultation, Mr R Burn of Brockgate Lodge had previously indicated:

“You wrote me regarding the planned formalisation of a public footpath which adjoins my property. I have no grounds for objection to the proposed footpath – in an ideal world I would prefer that it were not there – such paths do have the potential to attract vandalism – but there has been no evidence of that that I am aware of. So, while that does not make me a supporter of the proposal, I am not an objector. I hope that is sufficient for your purposes?

“One matter I should mention, in case it has a bearing. There is a timber electricity pole sited in the front corner of my garden area, adjacent to the path. A light is attached to light the footpath at night. It does not provide much in the way of light for pedestrians. I had hoped that this and a similar pole further up the lane might have been removed when the two houses were being constructed at the rear, and a proper lamp-post erected in the lane, but that did not occur. At some stage I plan to erect a fence or similar in the gravel strip at the front of my house and the existing pole will present an obstacle. If, in the process of the footpath being adopted it proves necessary to upgrade the facilities, I should very much support the removal of the pole and the siting of a light in a better position for lighting the footpath.

“You asked that I indicate the extent of my ownership on the plan you sent. I attach this for your info. Where I previously had a vehicular exit onto the footpath, I replaced this with an entry directly on to the main road – you will find details if needed in the associated planning permission issued by the Council. The previous exit is now blocked off, per your Council's conditions in granting the Permission.”

3.4 By letter, dated 18 May 2021, Mr A Farquharson of Bay Tree House, responded to the consultation, stating:

"Further to our conversation and your subsequent email, I am writing in regard to the Lesbury PCC proposal to designate this private access to my house, which I own, as a Public Right of Way.

"I should, from the outset, state that I strongly object to this. As far as I am aware, the previous owners of this track of land, essentially Northumberland Estates and briefly, James Chapple, were willing (possibly passively but that doesn't matter), to this track being used by local pedestrians. I see no reason why this general willingness should not continue in the same spirit, and with this status quo I am content.

"However, I am not content with any proposal to make this more 'official'. I bought my house because it was reasonably secluded, away from the main road and general noise, in a quiet part of Lesbury. I have put up with the people who use the track, without complaint from me, albeit that they have had and still do have, an incredible interest in my house and my routine. Frequently people stop and stand at my entrance, and it is not unknown for them to actually enter my driveway and get closer. The front of my house has a substantial central glass wall, which creates a goldfish bowl effect, which seems to be even more appealing.

"As a consequence, I have had to spend a lot of money on having gates made that, when it is convenient to close them, reduces, but does not entirely negate, this voyeurism appeal.

"To upgrade this path to a Public Right of Way will only increase this issue, and encourage more people to use the path, compromising both privacy and level of noise, given that it will have signage and also be recorded on OS maps. I do not want this to occur.

"On researching this, I found information on why an application might be needed, as follows:

You found one day that it is threatened by development
You see new notices which states there is no right of way
You meet someone who tells you not to use it
You find the way is obstructed, such as by a fence or locked gate
– perhaps following a change of ownership.

"I would suggest that none of the above apply, indeed I would be interested to know what is driving the PCC to pursue this, where actually there is no issue. As I say above, I am more than willing for the path to be used in the same spirit as it has been heretofore, but no more than this.

"Thank you for considering my objections, and I look forward to hearing from you in due course. (For information, it looks like my house is not actually plotted on the map you sent to me)."

3.5 By letter, dated 25 May 2021, Mrs T McCartney of Larch House, responded to the consultation stating:

"I am writing in connection in regard to the Lesbury PCC proposal to designate a footpath between Lealands and Alnwick Road.

"Although we have been in possession of the house from January 2020 we have received no notification of the PCC's plans which is rather a surprise as we and our neighbour, Mr Farquharson of Bay Tree House, are the principle people affected by this proposal.

"Although we are aware that there has been some sort of access between Lealands and Alnwick Road prior to the construction of Larch House and Bay Tree House we do not know what form this access took and appears to be an informal path over rough ground.

"As I understand access needs to be demonstrated over 20 years prior to a Public Right of Way being established. Whilst Lealands looks like it has been built for longer than 20 years we would require to see strong evidence that there has been continuous use by individuals resident over that time period. This would need to be more than apocryphal statements such as access has always been used.

"We do strongly object to the establishment of a Public Right of Way especially when the nature of the lane has changed from rough ground to housing and vehicular driveway. As far as we are aware, the previous owners of this tract of land, being Northumberland Estates allowed some sort access over rough ground being used by local pedestrians. We see no reason why this general willingness should not continue in the same spirit but see no reason to extend and publicise the use of the lane to others from outside the village.

"To upgrade this access to a Public Right of Way will only encourage more people to use it, compromising both privacy and level of noise, given that it will have signage and also be recorded on OS maps. We do not want this to occur as we are the house that would be directly affected by an increase in foot traffic and onto a vehicular driveway which in itself could pose a safety issue. This will also have an impact on security at our house.

"On researching this, we found information on why an application might be needed, as follows:

"You found one day that it is threatened by development
You see new notices which states there is no right of way
You meet someone who tells you not to use it
You find the way is obstructed, such as by a fence or locked gate – perhaps following a change of ownership.

"We would suggest that none of the above apply, indeed I would be interested to know what is driving the PCC to pursue this matter, where actually there is no issue. We are happy for the path to be used in the same spirit as it is now.

"Thank you for considering my objections, and I look forward to hearing from you in due course."

4. CONSULTATION

4.1 In January 2021, 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 24th February 2021, Lesbury Parish Council responded to the consultation, stating:

"Lesbury Parish Council had its monthly meeting last night and this was discussed and I confirm the Parish Council is in full support of the proposed modification to add a public footpath as this has been requested by a number of residents and parishioners. Lesbury Parish Council is aware that this route has been used ever since the Lealands housing estate was built giving access from Lealands to the A1068."

4.3 By email, in March 2021, the British Horse Society responded to the consultation indicating they had no comment to make about this particular proposal.

5. DOCUMENTARY EVIDENCE

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

1957 Ordnance Survey Map: Scale 1:10,560

There is no evidence of a path / track over the route of alleged Footpath No 28.

1977 Ordnance Survey Map: Scale 1:10,000

There is no evidence of a path / track over the route of alleged Footpath No 28.

1982 Highways Dedication by Ralph Bowey & Son Limited

Although primarily concerned with the roads and pavements within the estate, there is clear evidence that the tarmac section of path comprising part of the north-south section of alleged Public Footpath No 28 was dedicated as public highway (presumptively public footpath, based upon the width) by the developer, in August 1982.

1998 Section 31(6) deposits by the Northumberland Estates (extract)

The alleged public footpath route was not identified as being part of the Northumberland Estates' land holding for the purposes of these deposits.

6. SITE INVESTIGATION

- 6.1 From Point E, on the (old) Alnwick Road, between Alnbrig and Brockgate Lodge, a 5 metre wide tarmac track proceeds in an easterly direction for about 5 metres. Thereafter, a 4.7 to 4.9 metre wide stone chippings surfaced track continues in an easterly direction for a distance of 65 metres. Then a 1.7 metre wide tarmac path, in a 2.3 to 2.4 metre wide corridor proceeds in a northerly direction for a distance of 25 metres, to join the western end of the Lealands Estate road, immediately north-west of number 3 Lealands.

7. COMMENTS RECEIVED ON THE DRAFT REPORT

- 7.1 In May 2021, a draft copy of the report was circulated to those landowners / occupiers who responded to the initial consultation for their comments.
- 7.2 By letter, dated 7 June 2022, Mrs McArtney made the following comments in relation to the draft report:

"I am writing in response to your letter and report of 27th May. I noted that the conclusion of the report indicated that there was insufficient evidence required to declare lane as a public right of way but now you say that was a mistake. Given this and that myself and Mr Farquharson were the only people not consulted about the alleged Right of Way in the first instance - despite being the only people impacted by traffic past our respective houses, we are concerned about the process being followed.

"I am surprised that Northumberland County Council would choose to spend money opening a 250 yard right of way for 8 people to use when there is a good well maintained and well, lit tarmac pavement which leads from Lealands via the B1339 to the A1068 and in fact would be quicker to use that route to the station and only marginally longer to the bus stop. Neither Mr Farquharson or myself had indicated there would be a change to the current status quo which allows individuals to use the driveway between Lealands and Alnwick Road.

"Having reviewed the report I note that only 8 people have said that they have used the area for 20 years, one of which was from Steppey Lane which is odd as it would be easier to walk along the pavement on the B1339 (South End) to the station and the bus stop on the A1068 rather than deviate through Lealands. One respondent also mentioned that they use a bicycle on the drive. There does not appear to be supporting evidence as to the respondent use of the path between Lealands and Alnwick Road (such as photographs, knowing where the alleged path actually was i.e the centre or left or right hand side of the area). They also mention that the postman walks the drive but this is not the case as he delivers post to both houses by van.

"According to your report you would be directing people to walk down the middle of the drive as none of the respondents could give a proper indication of where the alleged footpath was or its correct width both of which you require in your report.

"I also note that Northumberland Estates did not recognise any Right of Way on the land during their ownership. The drive is now used for vehicular traffic by both houses, the postman in a van, tradesmen for both houses and as we use online shopping etc, deliveries by vans.

"The drive is not well lit (one light at one end of the drive near Lealands and one light on Alnwick Road) with one of the lights being damaged in the recent storms, and not as yet repaired. The driveway is in complete darkness for the whole of its length. You will also be aware that there is red stone gravel covering the driveway with no tarmac. This is a rough surface to walk across in the dark. We did not observe any tarmac on this part of the land during building works. Photographic evidence for this can be provided.

"You have indicated that NCC would not maintain the alleged footpath so you are therefore directing people to use an unlit footpath which would potentially be more dangerous than using the well maintained council tarmac pavement which is at the bottom of the driveway from both Bay Tree House and Larch House (Alnwick Road) and also leads off directly from Lealands.

"Just to confirm our understanding of Public Rights of Way:

In the event that a member of the public has an accident on land which has been adopted, then the legal liability will fall to the relevant authority. We therefore understand by that in the case of an accident to a member of the public on the footpath that the legal liability for any injury resulting from the use of the lane will fall to Northumberland County Council.

A footpath is a Right of Way that allows the public to walk or run along it together with use of mobility scooters or powered wheelchairs. It should not be used by horse riders or bicycles.

"Should the designation go forward we would obviously expect that the public not ride bicycles on the drive and would expect you to make this clear in your report. This may impact the one cyclist who said he has ridden on it.

"We also note that –

This land was never intended to be used for public use by Northumberland Estates or ourselves, although we have not objected to its use.

"Larch House was purchased as it was down a quiet drive, away from the main road.. There would be extra security implications for us if the driveway was declared a public footpath."

7.3 By email, on 14 June 2022, Mr Farquharson made the following comments in relation to the draft report:

"It seems to me, from your report, that this is a done deal, which is disappointing. So whilst there is probably not much point in my now raising any further objections, I have a few comments to make as follows:

"1. I have seen the letter that Tracy McCartney has recently sent you and I agree with all the points she has made - I support her comments.

"2. I am slightly surprised that the PCC did not follow the necessary process in making this application. For that reason alone I would believe that the application should be dismissed, for them to reapply should they so wish. Slightly pointless in having agreed processes if they are ignored. I am sure they were aware of them and if they were not, they should have checked.

"3. As has been pointed out, there is an appropriate route provided by the council which is suitably paved and lit and which avoids this driveway which is not. It probably takes two more minutes to walk the distance. No great hardship and avoids any hazards. It seems unnecessary therefore to designate a relatively unsuitable driveway - uneven and badly lit - as an official footpath when there is a totally appropriate alternative.

"4. Therefore, it is wholly unnecessary to designate this an official public footpath when there is a completely more than adequate alternative. As has also been mentioned, the goodwill of Northumberland Estates, James Chapple and now me, as legal owners of this driveway, have never had an issue with local residents using this drive, in a gesture of neighbourly goodwill. It appears that this aggressive application lacks any reflected goodwill or appreciation of what has been readily available for some time, which is a shame.

"5. As a tax payer, I have an issue with the amount of time that this unnecessary application has taken, and indeed the cost to the tax payer. NCC, as with all other councils, lacks funds and this sort of action costs money which the council can ill afford and which would be far better spent on more important needs. Since, as I say, there is a perfectly good alternative, this is bureaucracy at its finest, and disappointing.

"I have no doubt that my comments will have no effect on the outcome of this application, but thank you however for your work on it, even if it wont result as I had hoped."

Following Mrs McCartney's observation in relation to the Draft report - that the Council was seemingly identifying the footpath as running down the centre of the lane, due to a lack of detailed evidence provided by those alleging the public right of way - those users who had supplied an email address were contacted for more information.

7.4 By email, on 14 June 2022, Susan J Dodd responded stating:

"The original wide gravel path was hard up against the Brockdale Lodge stone wall boundary with a single wide grass verge up to the Alnbrig boundary fence."

7.5 By email, on 14 June 2022, Mike Norris responded stating:

"The path was on the southern edge of what is now a full width driveway to the two new houses. There was a wide grassy verge along

the northern boundary as far as what was the vehicular exit from Brockdale (Brockdale's drive was changed to its current position when development started on the building plot now occupied by the two new houses). The grass verge was approximately twice as wide as the footpath."

7.6 By email, on 15 June 2022, Stephen Quinlan responded stating:

"From memory the path was adjacent to the left wall as you walked from Lealands towards the Alnwick road. It was a narrow path alongside a grassed area."

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 Under Section 31 of the Highways Act 1980, a particular way may be presumed to be a highway if it can be shown that there has been twenty years uninterrupted use by the public, as a right of way, and that the landowners have not taken steps to rebut this presumed dedication during that twenty year period.

8.5 The proposal is supported by user evidence from 14 local people, 8 of whom claim to have used the route on foot for periods in excess of 20 years. Two of the users have also indicated occasional bicycle use of the route.

8.6 Many of the path users indicate that they have been walking the path on a daily or weekly basis. Although two of the evidence providers also claim to have used the route, occasionally, on bicycles this is not considered sufficient to raise a presumption of anything higher than public footpath rights over the route.

8.7 If the date the public's right to use the alleged paths was called into question is taken to be February 2020, the date the application was submitted, then 8 of

the user evidence providers claim to have walked the path for the 20 year period prior to this date. If the date of challenge is taken to be 2018/ 2019, when temporary builders' barriers obstructed the east-west section of the alleged footpath, then 7 of the user evidence providers claim to have walked the path for the 20 year period prior to this date. The frequency and purpose of this use is considered to be sufficient to raise a presumption of dedication.

- 8.8 The historical map evidence would suggest that a physical route may not have existed over the claimed route until the Lealands Estate was built in the mid-1970s. Although building work may have begun in the 1970s, it appears it was not until August 1982 that the owner / developer of the land (Ralph Bowey & Son Ltd) dedicated the estate roads and some footpaths as "public highways". The north - south section of tarmac path proceeding southerly from the western end of the estate (part of alleged Footpath No 28) was a part of this highway dedication. Given the width of the tarmac being dedicated as public highway, it is safe to assume that nothing more than public footpath rights were being dedicated over this part of alleged Footpath No 28. The landowner is only capable of dedicating highway rights over their own land. Public rights over the east west section cannot be inferred based upon the Bowey dedication alone.
- 8.9 None of the evidence providers have acknowledged ever having been given permission to use the route, and none of them claim to have been prevented from using the route, prior to temporary barriers being erected around 2018 / 2019, when building work (at Bay Tree House and Larch House) was taking place. It may be that public passage wasn't obstructed altogether and that only the available width was temporarily reduced.
- 8.10 None of the evidence providers have acknowledged the existence of any 'private' signs and none of the current or former landowners appear to be claiming that any such signs were in place along the route.
- 8.11 Mr Burn, Mr Farquharson and Mrs McArtney have voiced concerns in relation to the desirability of this route being recorded as a public footpath. Whilst some of these concerns are entirely understandable, viewed from their perspective, none of them are relevant when determining whether or not public footpath rights can have been acquired on the basis of presumed dedication. There are no plans to upgrade the surface of the route. Although public footpath rights may exist over the route, coming about through presumed dedication, neither the east – west section of path, nor the non-tarmac element of the north – south section, will be publicly maintainable public footpath, so it is very unlikely that the County Council would wish to spend any money 'improving' it. Whether or not the route is signposted as a public footpath or identified as a public footpath on Ordnance Survey maps, given its location, length and character, it seems unlikely that it will be used much more, by the public, than it is at present. Mr Farquharson and Mrs McArtney have both identified a list of circumstances that might prompt someone to make an application to record a public right of way. There is nothing wrong with the list per se, but this shouldn't be considered an exhaustive list, and the motives for someone making an application (unless, perhaps, they have a direct bearing on the accuracy of the evidence being adduced) are not relevant.
- 8.12 In 1998, The Northumberland Estates deposited a Map and Statement under section 31(6) of the Highways Act 1980. They followed this up, later the same year, with a Statutory Declaration and then lodged further Statutory Declarations in 2003 and 2013. Properly made section 31(6) deposits are an

effective means by which landowners can prevent the public acquiring 'new' public rights of way based upon presumed dedication (i.e. otherwise unchallenged user). The first stage involves the landowner depositing a Map and Statement setting out the extent of their land holding (or as much of it as they wish to protect by this process) and the existing public rights of way which they acknowledge to exist. Had The Northumberland Estates' deposit covered the land over which the public footpath rights are being alleged to exist, this might have been fatal to the application. The Northumberland Estates deposit does identify ownership of a significant amount of land in the Lesbury area, including the parallel track south of Brockgate Lodge but, significantly, it does not identify ownership of any part of the E-F route.

- 8.13 Taking either 2020 (the date of the application) or 2018 / 2019 (when the route was at least partially obstructed by site safety fencing) as the likely first date of challenge to public use of alleged Public Footpath No 28, there are at least 8 user evidence providers (or composite user evidence providers) claiming to have walked the route, without challenge for periods of time exceeding 20 years. From this, in the absence of any evidence of any other acts of rebuttal, it would be appropriate to conclude that public footpath rights have been reasonably alleged to exist over the route.
- 8.14 Commenting on the Draft report, Mrs McCartney has concerns (echoed by Mr Farquharson) that by recording this route as a public footpath, the County Council would be directing people to use an unlit route that is less safe than the existing pavement adjacent to the roads. The County Council isn't 'directing' people to use any route. The Council is following due process to determine whether or not public footpath rights have been established. Nothing more. The east – west gravel section of this path will not be an 'adopted path'; as explained, above, this part of the path will not be publicly maintainable. Mr Farquharson has expressed misgivings about the application being progressed, despite there being procedural irregularities. Even if no formal application had been made – if just the user evidence forms had been submitted – the County Council would still have a responsibility to investigate the evidence. Because the application was not properly made, the applicant may not have the usual right of appeal to the Secretary of State against any County Council refusal to make a Definitive Map Modification Order. Opinions regarding the perceived utility of the path, given the availability of an alternative route are noted, but the availability of an alternative isn't relevant, when determining whether or not a public right of way has been created on the basis of presumed dedication.
- 8.15 From the information supplied by Susan Dodd, Mike Norris and Stehen Quinlan, it would appear that the original walked route along what is now a wide gravel lane was primarily confined to a narrower strip of land along the southern boundary of that lane. On that basis, it is recommended that the public footpath be similarly identified as proceeding along the southern boundary of the lane (not the middle of it, as had previously been suggested, in the Draft version of this report).
- 8.16 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. Most of the user evidence providers have identified a difference in width between the east – west section of path and the north-south section of path, and some of them have indicated that the east-west track used to be narrower (albeit flanked by grass verges) than it is now. If the path is included in a future Definitive Map Modification Order, it would seem

appropriate to record a width of between 2.3 and 2.4 metres for the north – south section, based upon the width of the corridor which seems to have existed since the Lealands Estate was built, and a width of 2 metres for the east – west section, based upon the user evidence supplied. For the east - west section, this will create an unusual state of affairs, whereby the public footpath will be identified with a width which is less than half that of the lane itself, and the 2 metre footpath part will be indistinguishable from the rest of the lane. It may be appropriate to specify that the public footpath runs (based on the route that was, historically, walked) adjacent to the southern boundary of the lane.

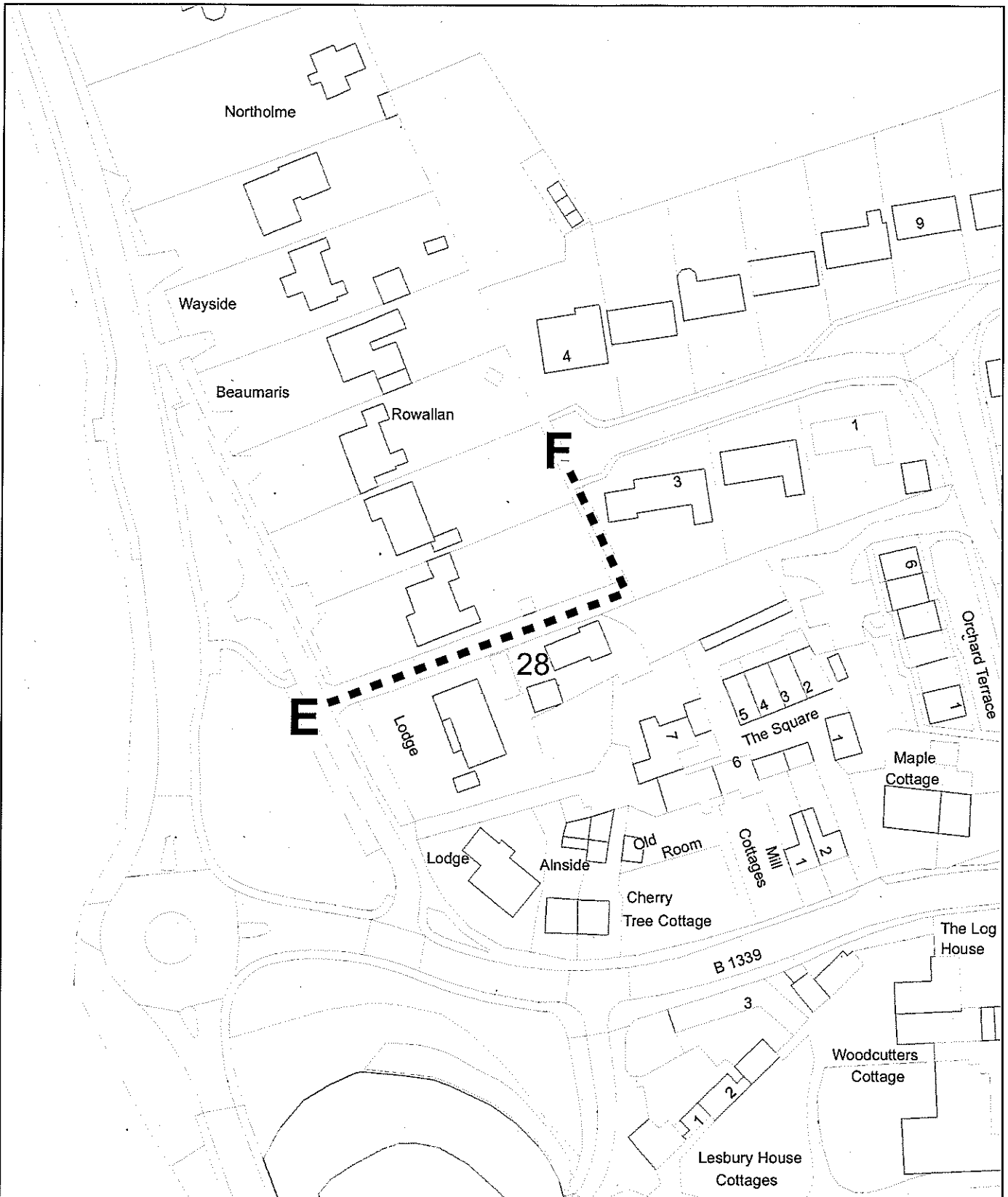
9. CONCLUSION

- 9.1 In the light of the evidence submitted, it appears that there is sufficient evidence to justify that public footpath rights have been reasonably alleged to exist over the claimed route.

BACKGROUND PAPERS

Local Services Group File: A/22/28z

Report Author Alex Bell – Definitive Map Officer
 (01670) 624133
 Alex.Bell@Northumberland.gov.uk



Northumberland
County Council

Infrastructure Records, Local Services
County Hall Morpeth Northumberland
NE61 2EF Telephone 0345 600 6400

Wildlife & Countryside Act, 1981

— — — — — Alleged Public Footpath

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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S. Map	NU21SW	Date	December 2020

PARISH OF LESBURY ALLEGED PUBLIC FOOTPATH No 28

	1960	1970	1980	1990	2000	2010	2020	Frequency and Type of Use	Prevented from using the route?
M Ball								Daily on foot	No
S Dodd								Monthly to 2017 then daily on foot	No
M Dodd								Daily on foot	No
A Lord								Two times a month on foot	No
S Hill								Weekly on foot	No
A Vass								Daily on Foot & occasional bike use	No
J Malloy								Monthly on foot	No
A Myers								Daily / Weekly on foot	No
C L Jones								Every few months on foot	No
I Woods								Daily on foot & occasional bike use	No
M Norris								Weekly on foot	No
J Norris								Weekly on foot	No
A August								Daily on foot	No
S Quinlan								Daily on foot	No

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name MARY J. BALL

Address 3 LEAWARDS
LESBURY

Postcode NE663QM

Year of Birth 1932

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

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

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

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 sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

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

From May 1988 To Oct. 2012

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

.....

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 []						

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

Yes Don't know No

If no – how and when was the route altered?

how much wider

5. 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']

.....

6. 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 & gravel

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

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

/

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]

/

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

No Yes

If yes, please give details

.....

9. 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")

Yes Don't know No

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

.....

10. 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

other local residents

Land Ownership

11. 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

.....
.....

12. 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?

13. 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?

.....

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

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

18. 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]

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

19. 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?

No

Yes

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

No

Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

Signature (of the person making the statement of truth):

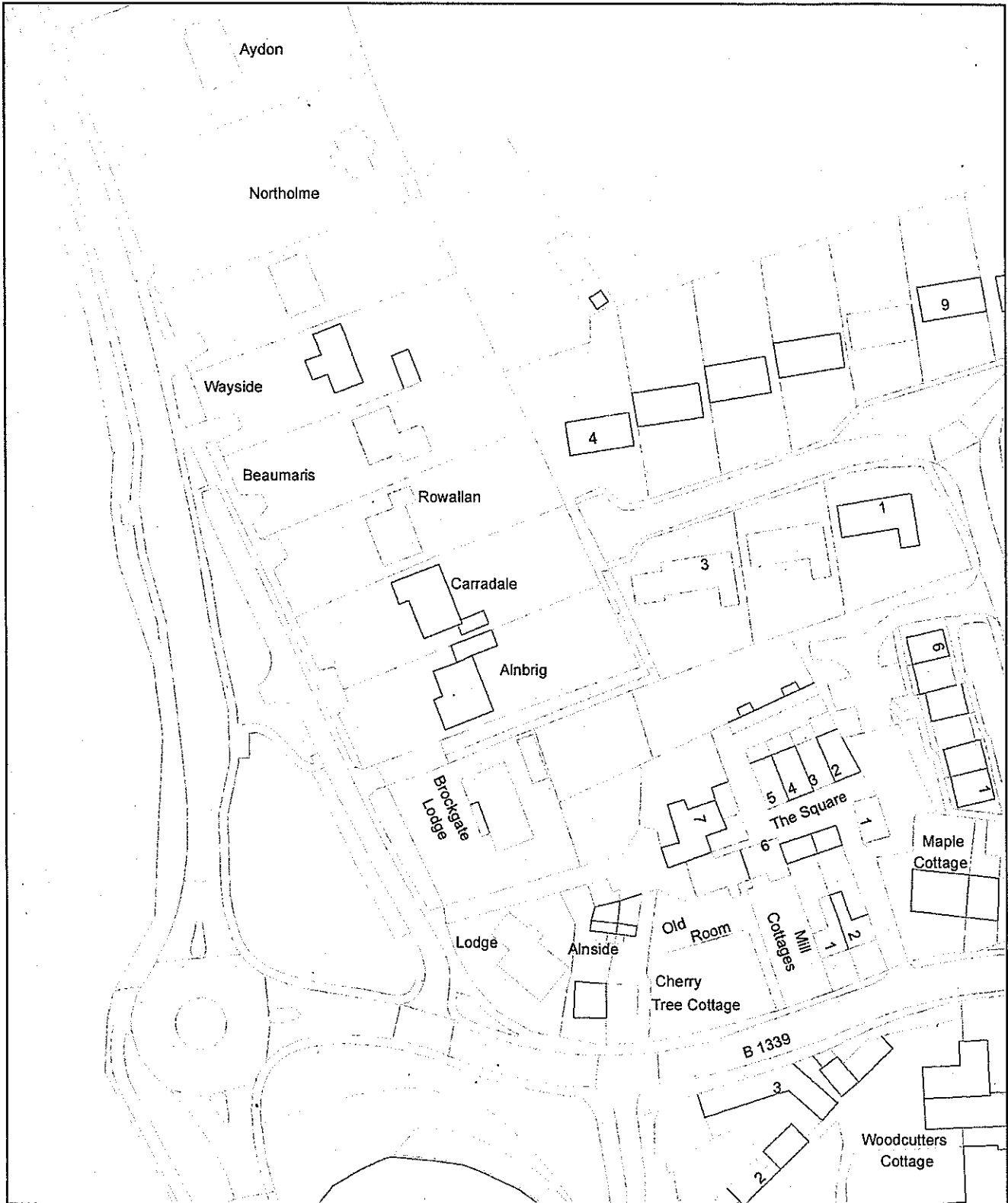


Print full name: **MARY JOYCE BATH.**

Date: **20-1-20.**

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.




Northumberland
 County Council

Infrastructure Records, Local Services
 County Hall Morpeth Northumberland
 NE61 2EF Telephone 0345 600 6400

Wildlife & Countryside Act, 1981



Claimed Public Right of Way

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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S. Map	NU21SW	Date	July 2019

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name SUSAN J. DODD

Address A LEALANDS

LESBRUY

ALNRICK Postcode NE66 3QN

Year of Birth 1953

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]

Since 1984 have used the path walking around the village visiting friends & relatives. Live on Longborough Road since 1984 - 2014

ABOUT THE APPLICATION ROUTE

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

(*) FOOT PATH FROM END OF DUL-DESAC AT WEST END of No 3 LEALANDS, SOUTH ALONGSIDE GARDEN FENCE OF " " " , 90° TURN WEST ALONGSIDE SOUTH BOUNDARY OF ALNRICK MEETING PUBLIC ROAD BETWEEN ALNRICK AND BROCKGATE LODGE. [X]

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 sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

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

From 1984 To 2020

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

..... NO

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

DAILY SINCE 2017 MONTHLY
LIVING AT 4 LEALANDS PRK TO 2017

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

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

Yes

Don't know

No

If no – how and when was the route altered?

.....
.....

5. 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']

Shorter portion of pathway along No 3 Lealand ~ 2.3 M wide
 Jammed with ~ 0.5 m of earth along one side
 Longer portion of pathway between AlnCrig + Brodga
 Lodge ~ 4.3 M wide. 3 M of grass and 1.3 M of hardcore
 originally. The grass was removed/ruined by bulldozer
 work + now whole 4.3 M is hardcore.

6. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

Jarmac & earth

Jarmac, grass & Hardcore

—grass has been removed in 2019 and replaced by Hardcore

7. 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]

No

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

Temporary Builders metal barriers 2019

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

No

Yes

Temporary Blockage of the e/w
half of the pathway between Glenbegg & Brookgate Lodge
If yes, please give details when heavy vehicles accessing the building
sites A & B on map. Workers would open barriers for us
if they were around

9. 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")

Yes

Don't know

No

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

10. 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

Constantly in use by neighbour walking dogs,
school children walking to bus stop. People cut thru
to walk to the railway station, bus stop & main
road. Part of a circular walk around Kealands

Land Ownership

11. 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

.....
.....

12. 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?

13. 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?

.....

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

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

18. 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]

This footpath is an important local route for school children ^{+ residents} walking from ^{at the end of} Kenlind to ^{or a mile} Alnwick, on local roads, also access to walk to station. It is also an important pathway for all residents, particularly the more elderly who need traffic free areas ^{to walk}.

19. 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?

No

Yes

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

No

Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

Signature (of the person making the statement of truth):



Print full name:

SUZAN JEAN ~~XXXX~~

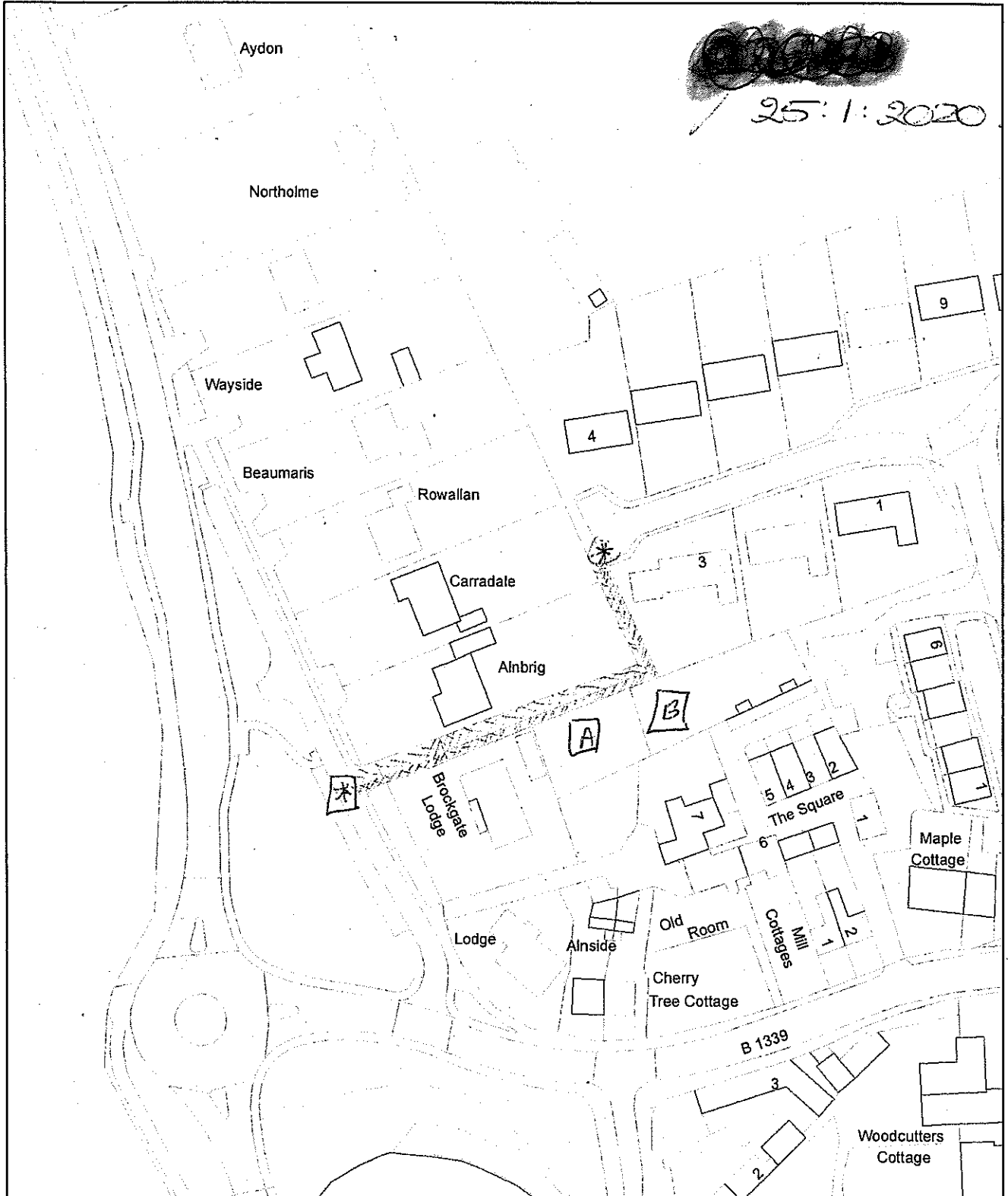
Date:


24 : 1 : 2020

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

25:1:2020



 Northumberland County Council Infrastructure Records, Local Services County Hall Morpeth Northumberland NE61 2EF Telephone 0345 600 6400	<h2 style="margin: 0;">Wildlife & Countryside Act, 1981</h2> <p style="margin: 0; font-size: 1.2em;"> Claimed Public Right of Way </p>			
	Former District <p style="text-align: center; font-weight: bold;">Alnwick</p>	Parish <p style="text-align: center; font-weight: bold;">Lesbury</p>	Scale <p style="text-align: center; font-weight: bold;">NTS</p>	
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PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name MICHAEL DOBS

Address 4 LEALANDS LESSBURY

..... ALDWICK

..... Postcode NE66 3QH

Year of Birth 1950

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]

YES. whilst living on Bayborough Road (1984-2017)
visiting relatives at No 2 Lealands

ABOUT THE APPLICATION ROUTE

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

Footpath is from end of west end Lealands
(No 3 & 4) meeting public road in front of
Brookgate Lodge and Alving and onto
BUS STOP on B1339 See [redacted]
on 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 sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

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

From 1984 To 2020

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

..... No

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 []						

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

Yes Don't know No

If no – how and when was the route altered?

.....

5. 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']

..... 2.5 m wide widening to 4.3 m

6. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

Tarmac

7. 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]

No

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

No

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

n/a.

No

Yes

If yes, please give details

9. 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")

Yes

Don't know

No

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

10. 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

Frequently – access to bus stop on B1339
and en route to ⁴ Almarah Station

Land Ownership

11. 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

.....
.....

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

No Yes

N/A

If yes,

a. From whom?

b. When?

13. 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?

.....

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

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

18. 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]

This route is essential for access from village and headlands to Bus Stop / school buses, also a traffic free route for elderly to walk (circular route back to headlands & village)

19. 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?

No

Yes

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

No

Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

Signature (of the person making the statement of truth):

Print full name: MICHAEL DODD

Date: 31/1/20

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.



30/1/20

Aydon

Northholme

Wayside

Beaumaris

Rowallan

Carradale

Alnbrig

Brockgate Lodge

Lodge

Alnside

Old Room

Cherry Tree Cottage

B 1339

Woodcutters Cottage

Maple Cottage

The Square

Cottages Mill



Northumberland
County Council

Infrastructure Records, Local Services
County Hall Morpeth Northumberland
NE61 2EF Telephone 0345 600 6400

Wildlife & Countryside Act, 1981



Claimed Public Right of Way

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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S. Map	NU21SW	Date	July 2019

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name ANN LORD

Address 7 LEALANDS LESBURY ALNWICK,

NORTHUMBRELAND

Postcode NE66 3QN

Year of Birth 1966

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

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

FROM LEALANDS TO ALNWICK ROAD
The route passes between the right hand side of
no 3 Lealands and the end of the garden of Alnbrig
and then turns 90° right between the sides of
Alnbrig & Brockgate Lodge

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 sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

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

From 2015 To 2020 (present)

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

NO

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 []						

a couple of times a month

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

Yes

Don't know

No

but there used to be a grass verge to the side of Alnbrig
 If no – how and when was the route altered?

5. 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']

The route is approx 1.5m wide to the side of 3 Lealand and approx 3m wide to the side of Backgate Lodge

6. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

Tarmac to the side of 3 Lealands
Gravel to the side of Brockgate Lodge

7. 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]

No

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

ONLY TEMPORARY BUILDERS BARRIERS REDUCING THE WIDTH OF THE GRAVEL PART OF THE ROUTE WHILST BUILDING WORK GOING ON - LAST COUPLE OF YEARS TO PRESENT.

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

No

Yes

If yes, please give details

9. 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")

Yes

Don't know

No

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

10. 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

Have seen neighbours, other people, dog walkers and schoolchildren using the route

Land Ownership

11. 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

.....
.....

12. 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?

13. 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?

.....

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

.....
Conveyancing Document dated 1974 shows pathway in existence.
.....

18. 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]

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

19. 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?

No

Yes

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

No

Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

Signature (of the person making the statement of truth):

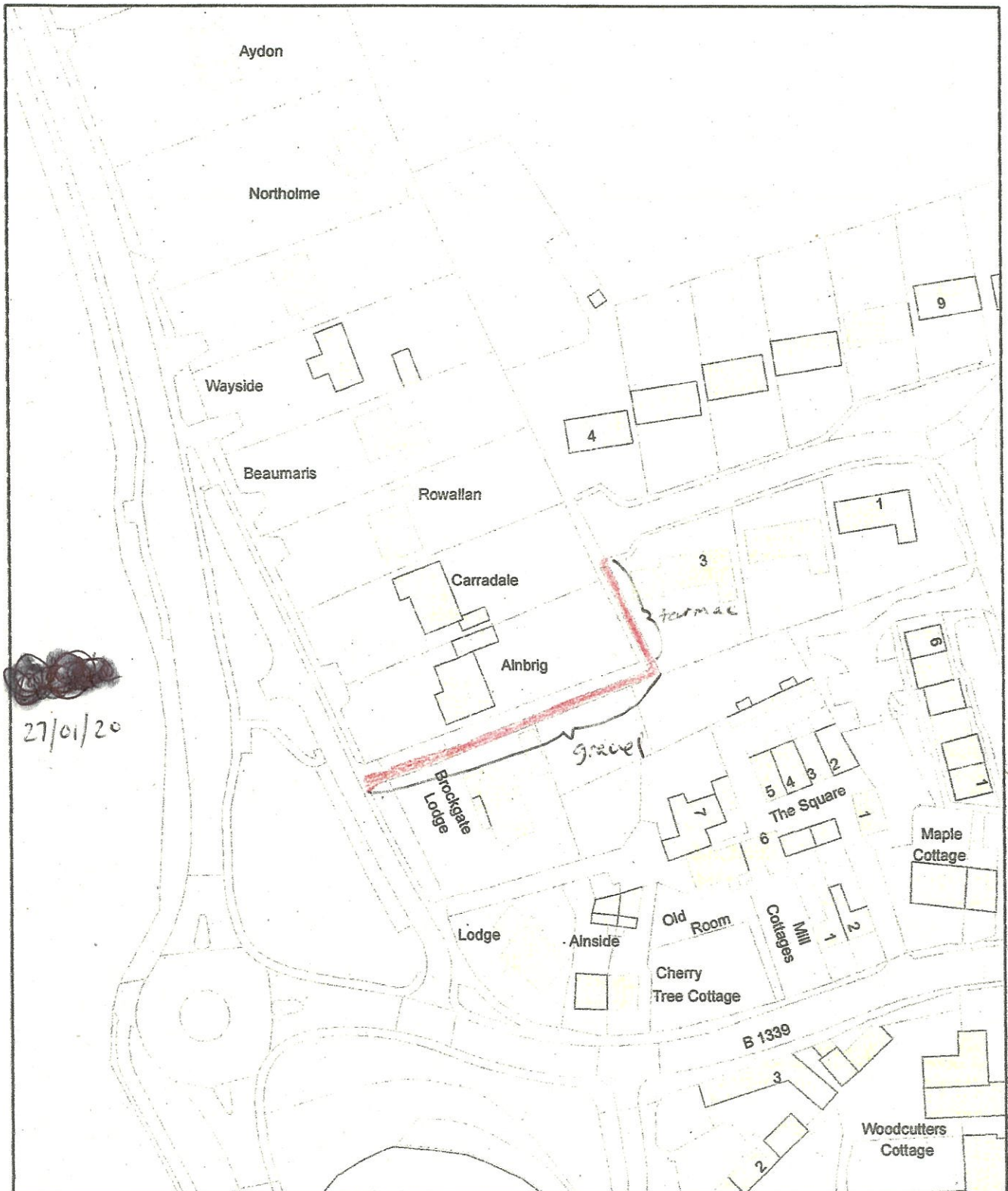


Print full name: ANN LOUISE LORD

Date: 27/01/20

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.




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Wildlife & Countryside Act, 1981

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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S. Map	NU21SW	Date	July 2019

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name SIMON HILL
Address 9 LEALANDS
..... LESBURY
..... ALNWICK Postcode NE66 3DN
Year of Birth 1955

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

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

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

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 sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

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

From July 2016 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?

NOVEMBER 2018 TO MARCH 2019 AWAY ON HOLIDAY

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 []						

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

Yes

Don't know


No

If no – how and when was the route altered?

.....

5. 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']

2.3m 

4.3m 

6. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

GRAVEL

7. 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]

NO

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

NO

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

No

Yes

If yes, please give details

9. 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")

Yes

Don't know

No

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

10. 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

LOCAL PEOPLE, RESIDENTS OF LEALANDS

Land Ownership

11. 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

.....
.....

12. 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?

13. 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?

.....

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

No

Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

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

18. 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]

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

19. 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?

No Yes

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

No Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

Signature (of the person making the statement of truth):



Print full name:

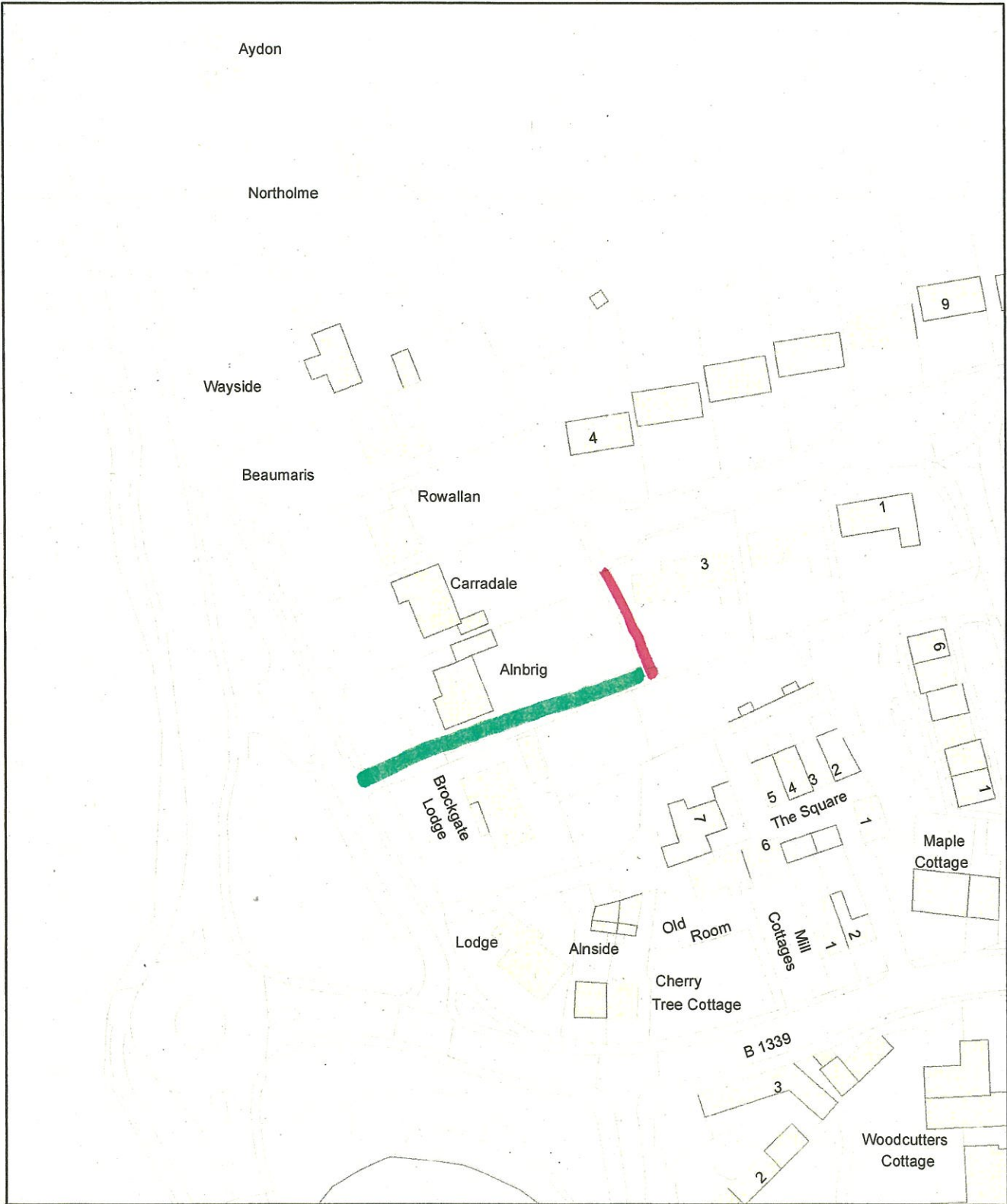
SIMON HILL

Date:


21 January 2020

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.




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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S. Map	NU21SW	Date	July 2019


 21 JAN 2020

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name ADRIAN VASS

Address 10 LEALANDS, LESBURY, AFNWICK

Postcode NE66 3QN

Year of Birth 1955

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

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

The route starts at the corner of healand's next to
N°3 and opposite N°4 healand's Map Reference
NU 233117 turns right along a gravel road (past
3 houses and comes to a cul-de-sac - crossing this road brings you
to the bus stop.

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 sign and date your map.

Map attached to the rear.

YOUR USE OF THE APPLICATION ROUTE

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

From 1992 To 2020

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 []						

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

Yes Don't know No

If no – how and when was the route altered?

.....
.....

5. 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']

8m
.....
.....

6. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

Gravel and tarmac

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

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

None

How long were they in place?

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

None

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

Recently Steel barriers which have reduced the width.

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

No

Yes

If yes, please give details

9. 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")

Yes

Don't know

No

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

10. 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

Pedestrians walking to the bus stop (there and back)

Land Ownership

11. 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

.....
.....

12. 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?

13. 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?

Not on the Definite Map

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

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

18. 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]

This is a very important route for Village children returning from the bus stop after being dropped off by the school bus. Important route for dog walkers walking up to Itips ham.

.....

19. 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?

No

Yes

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

No

Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

Signature (of the person making the statement of truth)

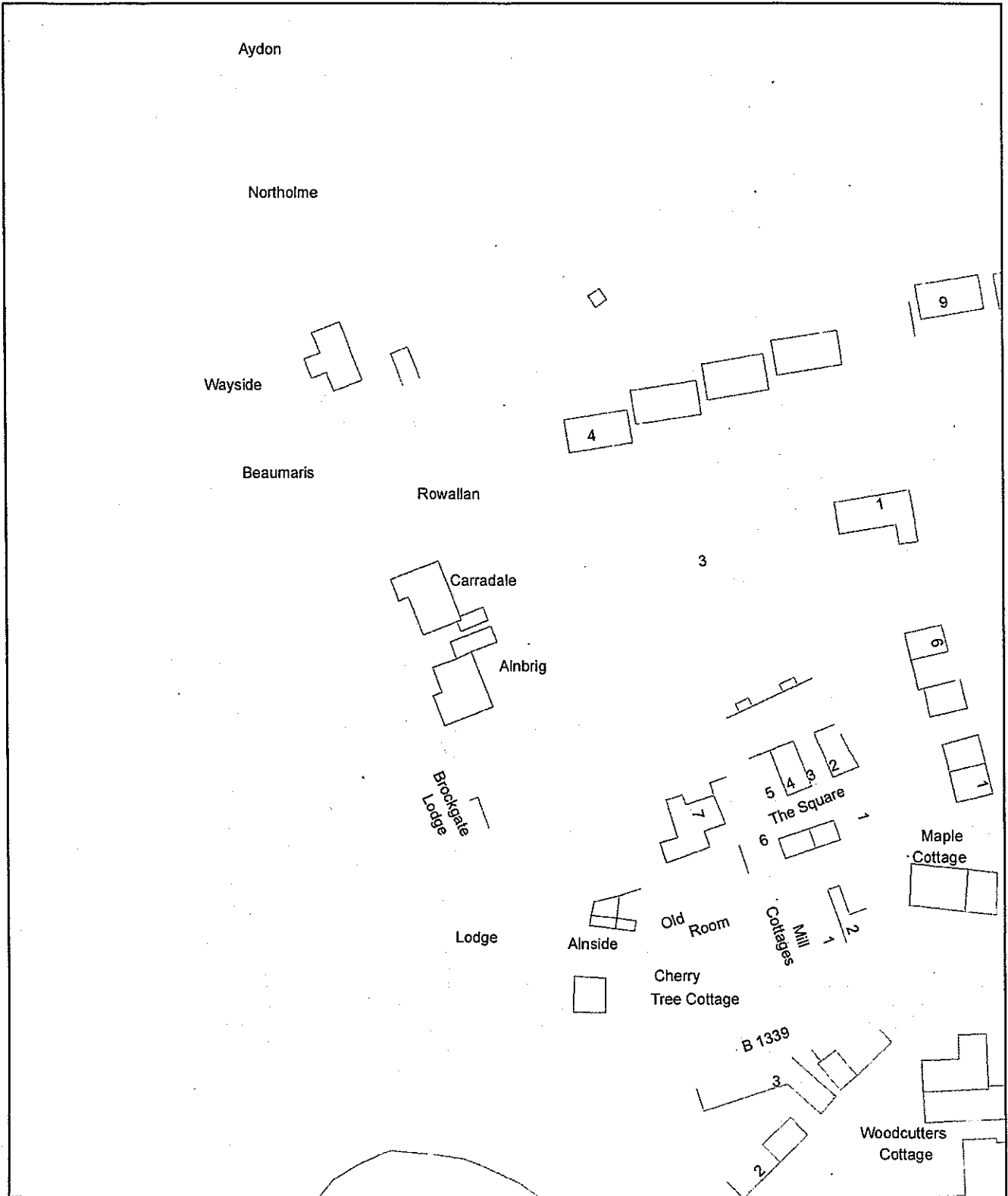


Print full name: **ADRIAN VASS**

Date: **21 January 2020**

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.



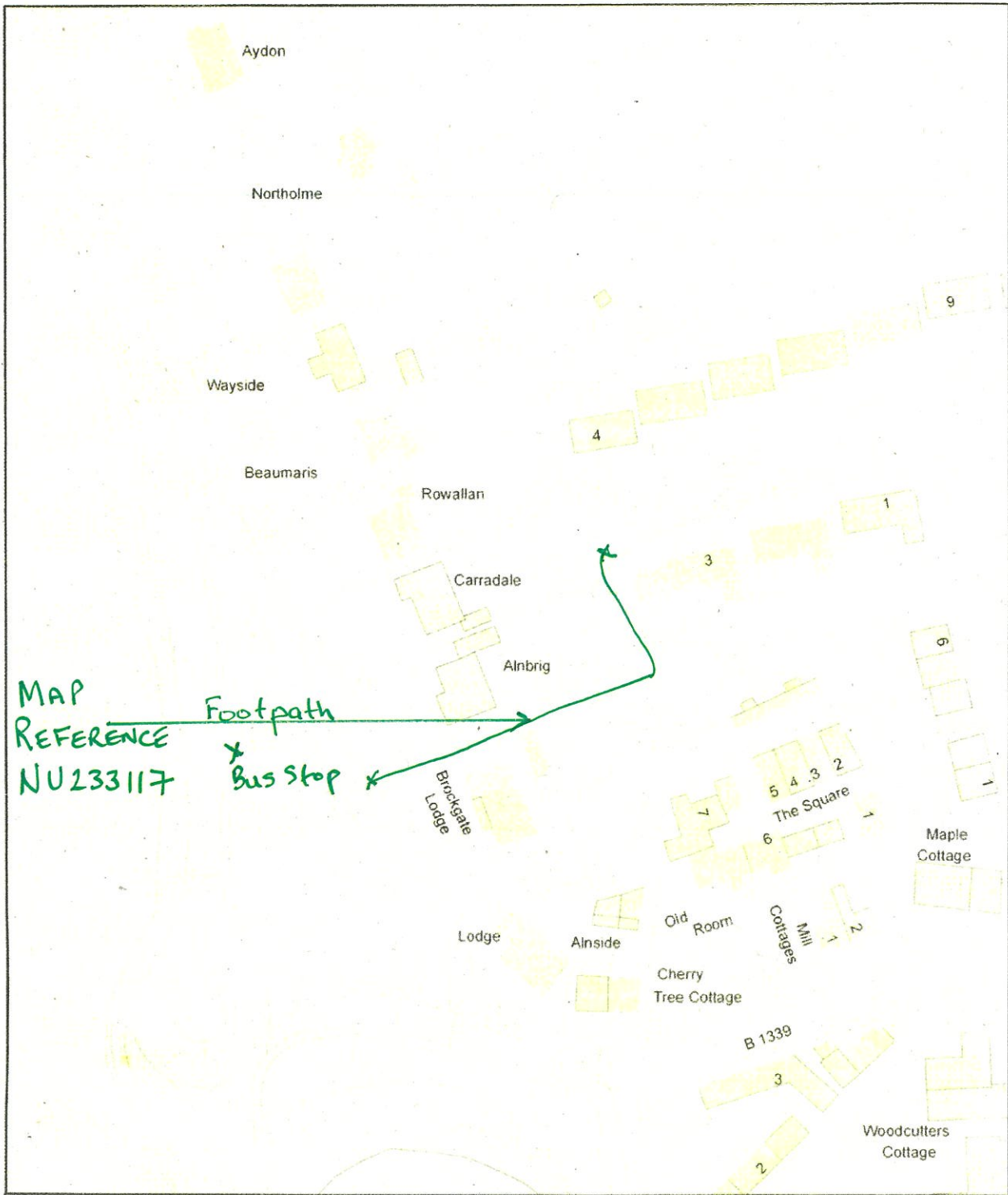

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Wildlife & Countryside Act, 1981

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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S.Map	NU21SW	Date	July 2019




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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def Map No	22	O S Map	NU21SW	Date	July 2019

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name JOHN MALLOY

Address 12 LEALANDS

..... LESBURY

..... ALNWICK Postcode NE66 3QN

Year of Birth 1961

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

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

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

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 sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

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

From 2014 To 2019

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

.....

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 []						

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

Yes

Don't know

No

If no – how and when was the route altered?

.....

5. 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']

3 metres except when narrowed during the course
of building two houses

6. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

Tarmac then gravel when walking out of
lealands - see map

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

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

N/A

How long were they in place?

.....

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

N/A

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

N/A

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

No Yes

If yes, please give details

.....

9. 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")

Yes Don't know No

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

.....

10. 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

it is a frequently used route to/from the main road
from/to Lealands

Land Ownership

11. 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

.....
.....

12. 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?

13. 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?

.....

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

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

18. 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]

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

19. 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?

No

Yes

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

No

Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

Signature (of the person making the statement of truth):

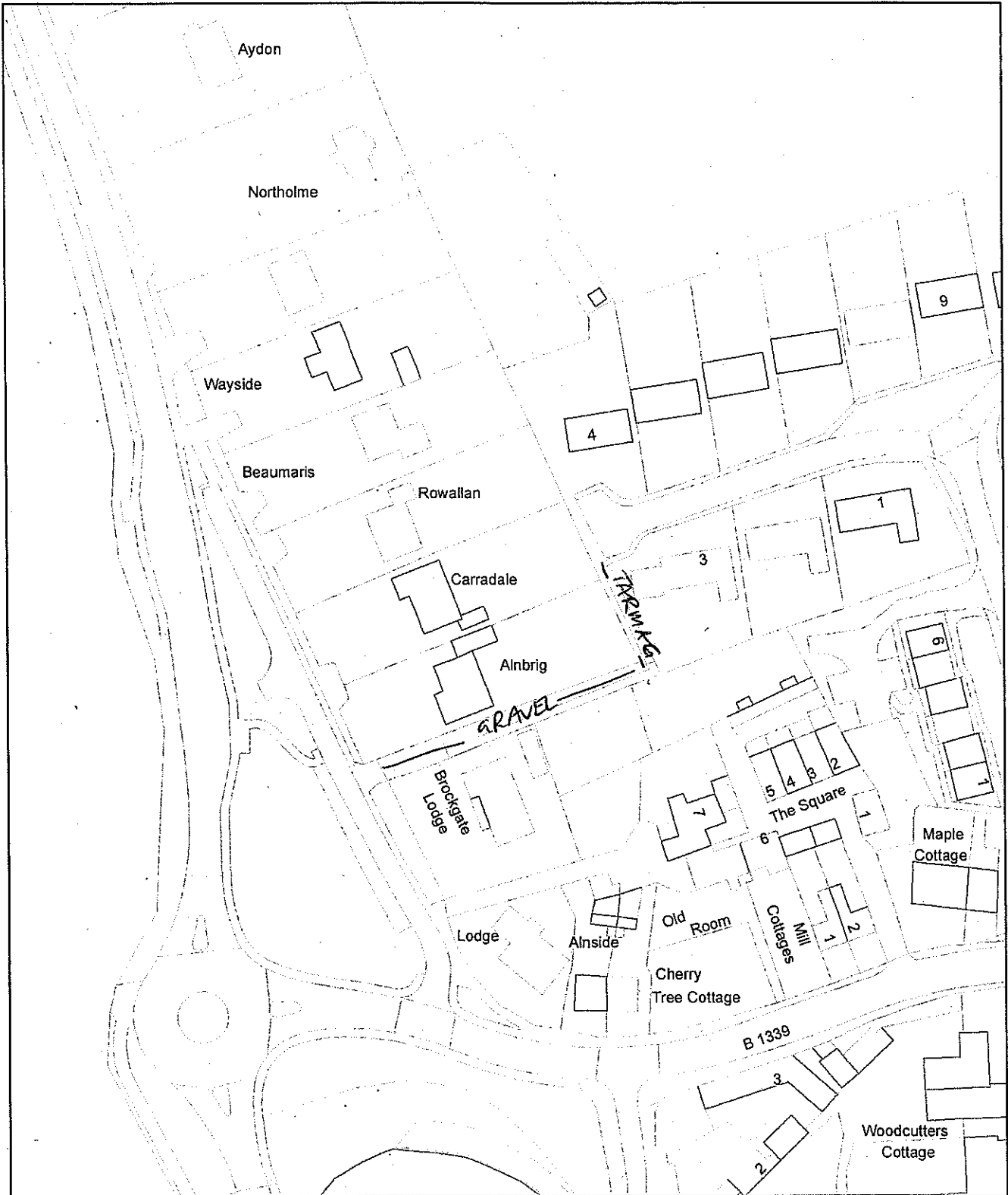




Print full name: JOHN MALLOY

Date: 21/9/19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.



 Northumberland County Council Infrastructure Records, Local Services County Hall Morpeth Northumberland NE61 2EF Telephone 0345 600 6400	<h2 style="margin: 0;">Wildlife & Countryside Act, 1981</h2> <p style="margin: 0;">  Claimed Public Right of Way </p> <p style="margin: 0; font-size: 1.2em;">21/9/19</p>		
<p style="font-size: 0.8em; margin: 0;"> This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationary Office Crown Copyright. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings. License No. 100049048 (2013). </p>	<p style="margin: 0;">Former District Alnwick</p> <p style="margin: 0;">Def. Map. No. 22</p>	<p style="margin: 0;">Parish Lesbury</p> <p style="margin: 0;">O.S. Map NU21SW</p>	<p style="margin: 0;">Scale NTS</p> <p style="margin: 0;">Date July 2019</p>

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name CHARLES..... LEONARD..... JONES.....

Address 14, HEALANDS, LESBURY.....

..... ALNWICK, NORTHUMBERLAND.....

..... Postcode .. N.E 66 3QN.....

Year of Birth 1932.....

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

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

..... WEST END OF HEALANDS LEADING TO MAIN ROAD.....

..... A1068.....

.....

.....

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 sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

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

From 1973 To 2019.....

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

PERIODS 1975 - 1997 WHEN WORKING ON OVERSEAS
CONTRACTS.....

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				<input checked="" type="checkbox"/>		
On horseback						
By pedal cycle						
By car						
Other []						

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

Yes Don't know No

If no – how and when was the route altered?

.....
.....

5. 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']

APPROX 8'-0" TOTAL WIDTH FIRST SECTION
" 3' - 6" PATH WIDTH: 2ND "
APPROX 10 FT.

6. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

FIRST SECTION FROM LEALANDS HARD FINISH.....
SECTION TO AIDES GRAVEL/EARTH.....

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

a. Stilés [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]

NONE.....

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

NONE.....

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

No

Yes

If yes, please give details

.....

9. 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")

Yes

Don't know

No

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

.....

10. 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

11. 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

.....
.....

12. 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?

13. 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?

.....

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

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

18. 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]

..... YES, QUICK ROUTE TO BUS STOPS FOR LEALAND RESIDENTS
..... AND RIVER ALN WALKS

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

19. 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?

No Yes

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

No Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

Signature (of the person making the statement of truth):



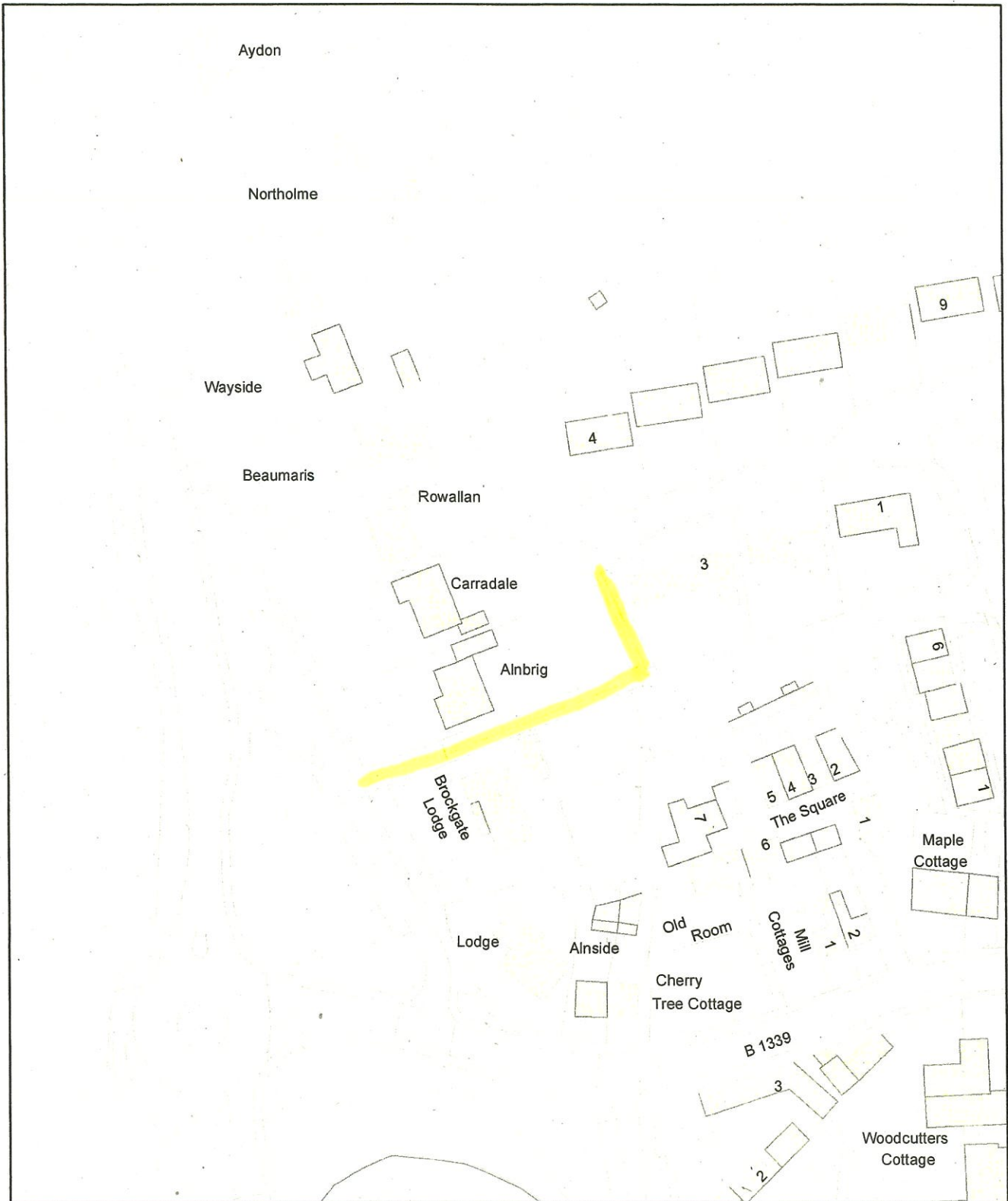
Print full name:

CHARLES LEONARD JONES


Date: 16th SEPT 2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.




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Wildlife & Countryside Act, 1981
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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S. Map	NU21SW	Date	July 2019

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name ALAN MITCHELL

Address 13 LEALANOS

..... LESBURY

..... ALDWICK Postcode NE66 3QN

Year of Birth 7/11/47

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

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

..... FROM ROAD ON LEALANOS ESTATE RUNNING ADJACENT

..... TO NO 3 LEALANOS TO EXIT POINT OF PUBLIC PATH

..... BESIDE BROCKGATE LODGE LESBURY

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 sign and date your map. ✓

YOUR USE OF THE APPLICATION ROUTE

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

From 1980 To 2020

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 []						

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

Yes Don't know No

If no – how and when was the route altered?

.....

.....

5. 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']

..... c. 8' - 10' (FEET)

.....

6. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

..... ORIGINAL GRASS AND STONE CHIPPIINGS
.....

7. 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]

..... NO

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

..... NONE

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

No Yes

If yes, please give details

.....

9. 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")

Yes Don't know No

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

.....

10. 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

..... ROUTE THROUGH TO BUS STOPS AND DANWICK ROAD HOUSES

Land Ownership

11. 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

.....
.....

12. 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?

13. 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?

.....

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

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

18. 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]

..... THIS ROUTE HAS CONSTANTLY BEEN USED BY A CONSIDERABLE
..... NUMBER OF PEOPLE, PARTICULARLY SCHOOL CHILDREN
..... AND SENIOR CITIZENS. THE FORMER ARE PROTECTED FROM
..... TRAFFIC AND THE LATTER FIND IT REDUCES WALKING
..... DISTANCES - BOTH USES, DAILY, ARE FOR BUSES.....

19. 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?

No Yes

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

No Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

Signature (of the person making the statement of truth):



Print full name:

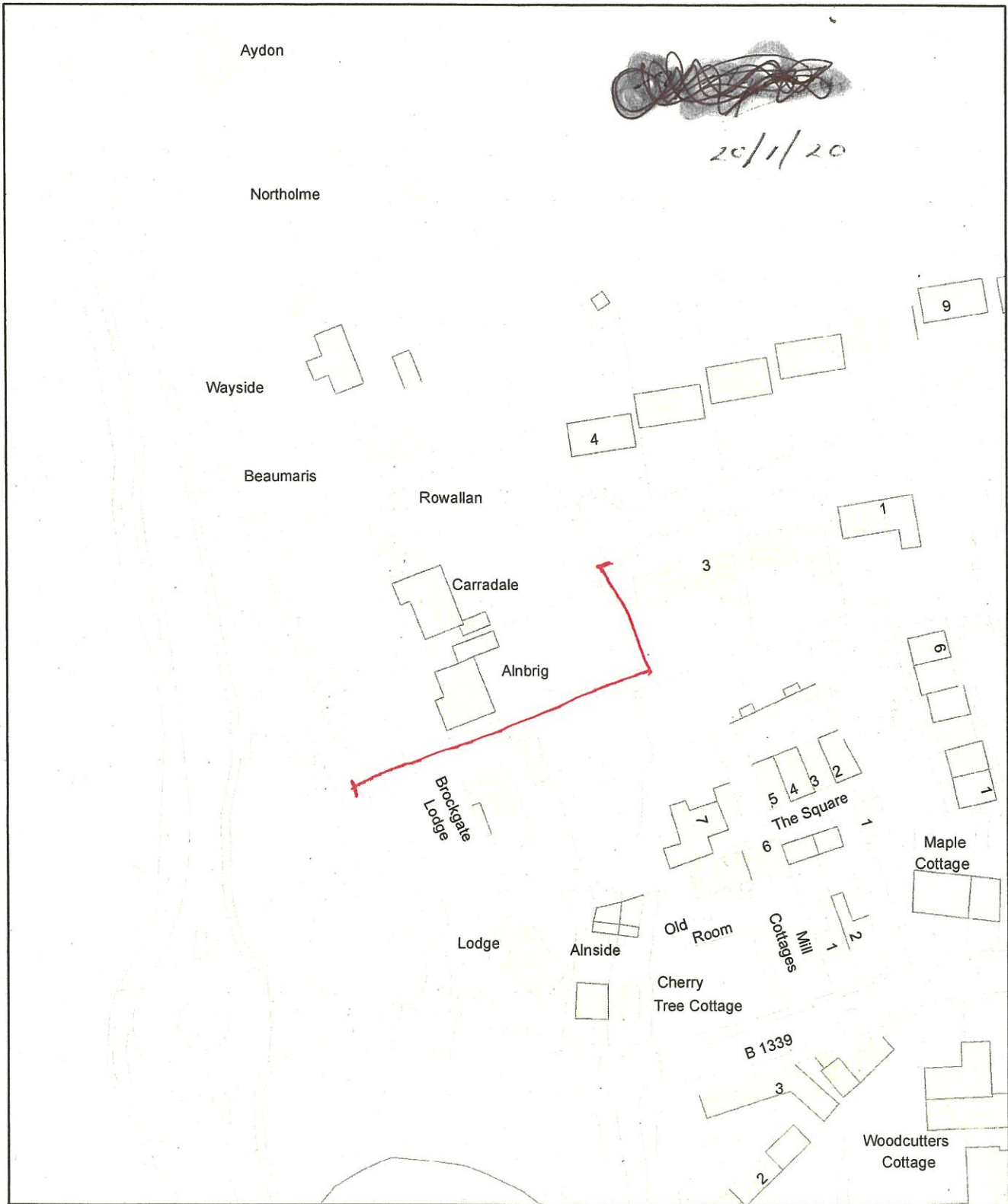
ALAN MYERS

Date:

20/1/20

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.



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County Hall Morpeth Northumberland
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Wildlife & Countryside Act, 1981



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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S. Map	NU21SW	Date	July 2019

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name Ivor Woods

Address 15 Lealands

Lesbury

Alwidge Postcode NE66 3DN

Year of Birth 1950

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

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

My home at 15 Lealands to the bus stop on the main Alwidge Rd.

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 sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

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

From 1988 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?

No
.....
.....

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	<u>couple of days</u>					
By car						
Other []						

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

Yes

Don't know

No

If no – how and when was the route altered?

.....
.....

5. 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']

Approx 4m (pass 6m at widest point)
.....

6. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

Gravel

7. 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]

No

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

No

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

No Yes

If yes, please give details

9. 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")

Yes Don't know No

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

10. 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

Neighbours, parked + delivery purposes.

Land Ownership

11. 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

.....
.....

12. 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?

13. 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?

.....

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

.....
See worked route on back of
page 7.
.....

18. 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]

.....
This has been a valued public
right of way since the creation
of the new housing development
known as Lealands. NE 66302
.....

19. 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?

No

Yes

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

No

Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

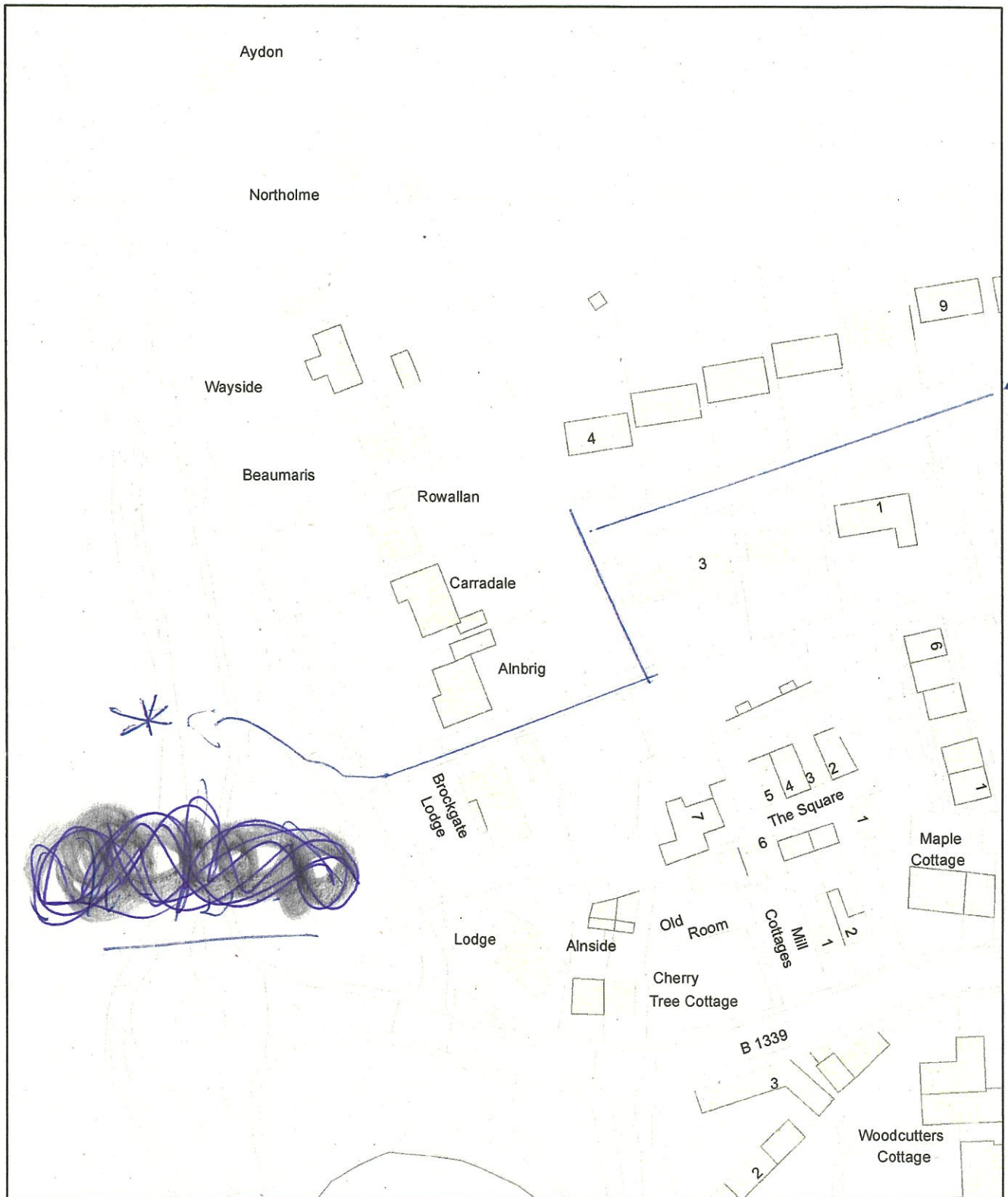
Signature (of the person making the statement of truth):

Print full name: Ivar Doodis

Date: 22/01/2020


You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.




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Wildlife & Countryside Act, 1981

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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S. Map	NU21SW	Date	July 2019

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name MICHAEL NORRIS

Address 17 LEALANDS

..... LESBURY, AENWICK

..... NORTHUMBERLAND Postcode NE 66 3DN

Year of Birth 1948

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

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

..... from turning area between 3 and 4 LEALANDS

..... then between Brookgate Lodge and Albion thne'

..... to main road (A1068)

.....

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 sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

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

From 2009 To 2019

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 []						

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

Yes Don't know No

If no – how and when was the route altered?

.....
.....

5. 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']

Average width over all length – about 2 metres.
Restricted access at moment (Sept 2019) due to
building work.

6. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

Gravel between Brockgate Lodge + Alibonig,
remainder is tarmac

7. 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]

NONE

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

NONE

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

No

Yes

If yes, please give details

.....

9. 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")

Yes

Don't know

No

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

.....

10. 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

OTHER PEDESTRIANS

Land Ownership

11. 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

.....
.....

12. 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?

13. 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?

.....

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

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

18. 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]

Quick route to bus stops on A1068 (to Alnwick, Berwick + Newcastle). Also walks to River Atn and access (on pavements) to houses on Alnwick Road (I think this is the A1068)

.....

19. 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?

No

Yes

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

No

Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

Signature (of the person making the statement of truth):



Print full name:

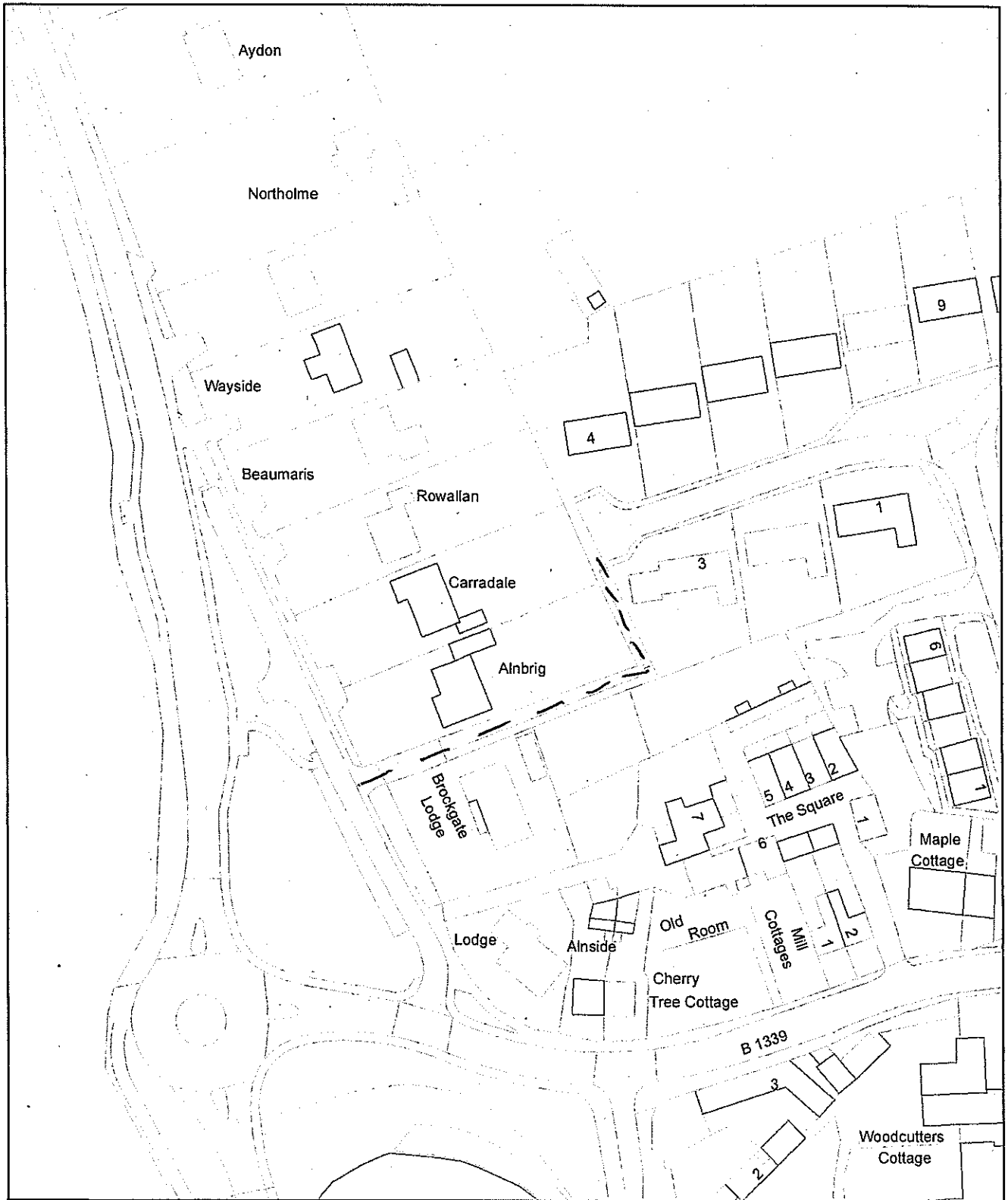
MICHAEL NORRIS

Date:

23 Sept 2019

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.



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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S. Map	NU21SW	Date	July 2019

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name JANE NORRIS

Address 17 WEALANDS

..... WESSBURY

..... NE66 3QN Postcode

Year of Birth 1948

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]

..... N/A

.....

ABOUT THE APPLICATION ROUTE

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

..... THE PATH LINKS THE EASTERN END OF WEALANDS

..... WITH THE A1068

.....

.....

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 sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

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

From 2009 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?

.....
 N/A

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		✓				REGULARLY & FREQUENTLY
On horseback						
By pedal cycle						
By car						
Other []						

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

Yes Don't know No

If no – how and when was the route altered?

.....

5. 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']

..... 2-3m

6. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

GRAVEL - IT USED TO BE GRASSED AS

WELL UNTIL THE BULDERS MOVED IN!

7. 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]

NO

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

NONE

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

No

Yes

If yes, please give details

9. 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")

Yes

Don't know

No

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

10. 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

OTHER RESIDENTS OF NEALANDS, DOG WALKERS,

SCHOOL CHILDREN, PEOPLE USING BUSES

Land Ownership

11. 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

.....
.....

12. 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?

13. 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?

.....

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

.....
I UNDERSTAND THE FIRST RESIDENTS OF WEAWARDS,
.....
WHEN THE ESTATE WAS BUILT, WERE CONSULTED
.....
REGARDING FOOT PATH ACCESS

18. 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]

.....
THIS PATH IS USED FREQUENTLY, REGULARLY AND
.....
ROUTINELY BY ANY NUMBER OF PEDESTRIANS.
.....
IT IS ESPECIALLY BENEFICIAL TO USERS OF THE
.....
REGULAR BUS SERVICES TO & FROM ANNWICK
.....
AND ALL POINTS SOUTH TO NEWCASTLE

19. 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?

No

Yes

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

No

Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

Signature (of the person making the statement of truth):



Print full name:

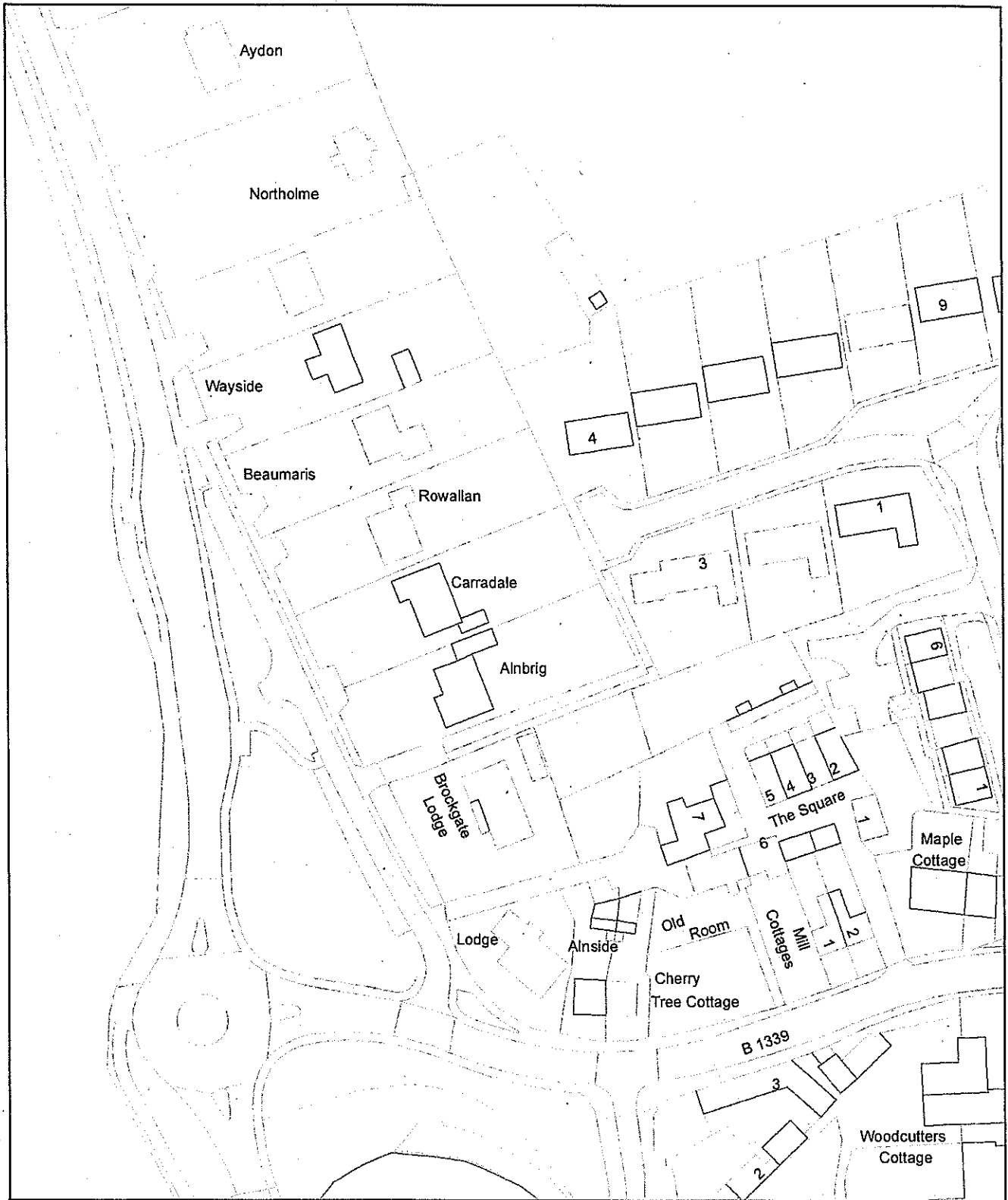
JANE NORRIS

Date:

13.09.19

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.




Northumberland
 County Council

Infrastructure Records, Local Services
 County Hall Morpeth Northumberland
 NE61 2EF Telephone 0345 600 6400

Wildlife & Countryside Act, 1981

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Former District	Ainwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S. Map	NU21SW	Date	July 2019

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name ANN AUGUST

Address 18 LEALANDS, LESBURY

.....

..... Postcode NE66 3DN

Year of Birth 1942

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

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

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

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 sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

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

From 2000 To 2019

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

NO

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 []						

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

Yes Don't know No

If no – how and when was the route altered?

.....

5. 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']

DON'T KNOW

.....

6. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

Gravel

7. 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]

NO

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

NO

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

No

Yes

If yes, please give details

9. 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")

Yes

Don't know

No

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

10. 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

Dog walkers and people going to bus stop.

Land Ownership

11. 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

.....
.....

12. 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?

13. 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?

.....

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

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

18. 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]

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

19. 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?

No

Yes

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

No

Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

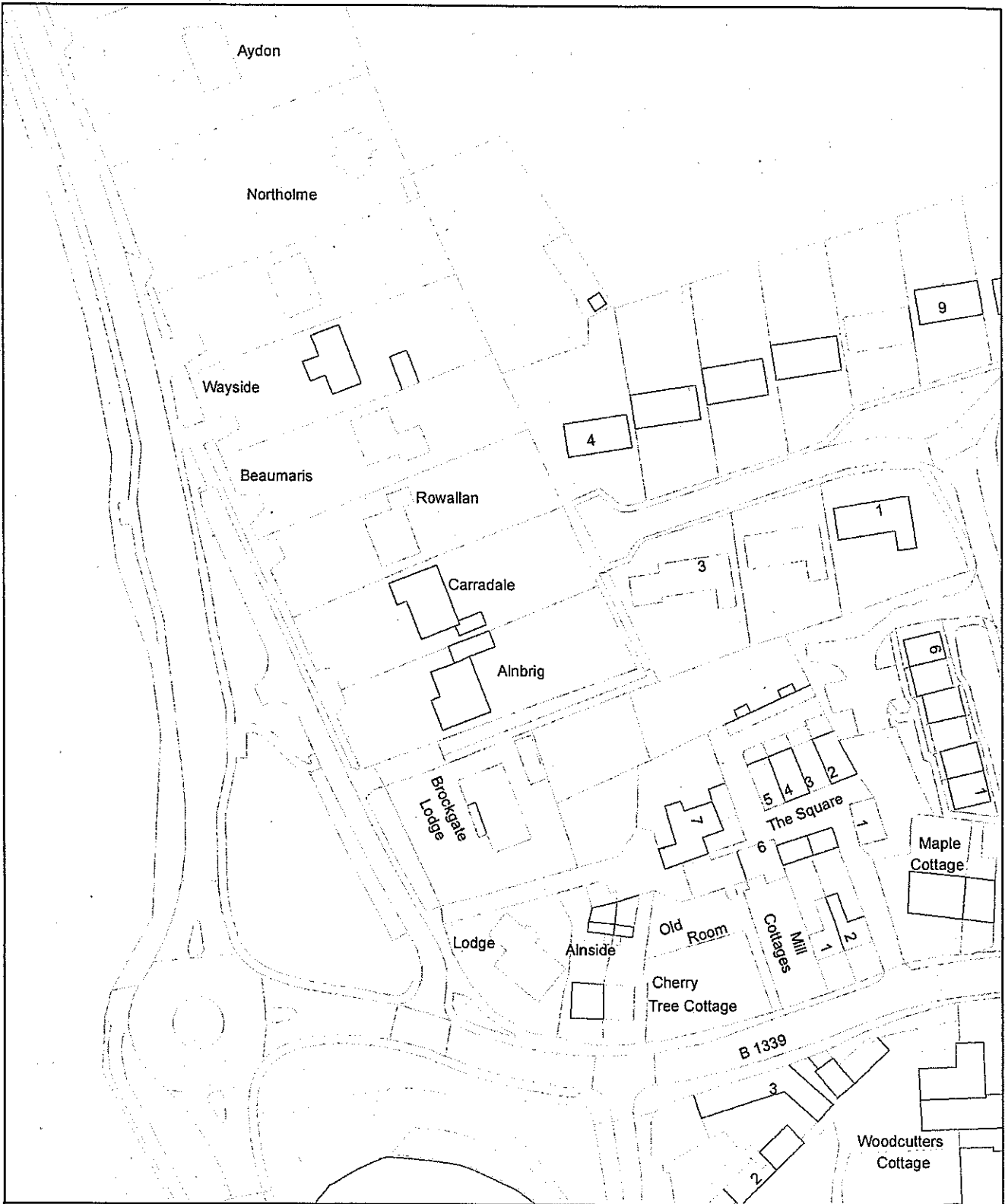
Signature (of the person making the statement of truth): 

Print full name: ANN AUGUST

Date: 11.9.2019.

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.



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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S. Map	NU21SW	Date	July 2019

PUBLIC RIGHT OF WAY USER EVIDENCE STATEMENT

ABOUT YOU

Name STEPHEN QUINLAN

Address SUNNYSIDE, STEPPEY LANE,

LESBURY, ALNWICK,

NORTHUMBRELAND Postcode NE66 3PU

Year of Birth 1953.

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]

4 LEALANDS.

1996 - 2016.

ABOUT THE APPLICATION ROUTE

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)

Describe the application route (include start and finish points and provide OS grid references if you can)

See 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 sign and date your map.

YOUR USE OF THE APPLICATION ROUTE

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

From 1949 To PRESENT DAY

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

No

.....

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 []						

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

Yes Don't know No

If no – how and when was the route altered?

.....

.....

5. 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']

2.3m - 4.3m

.....

6. 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 and gravel.....
.....

7. 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]

No.....
.....

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

No.....
.....

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

No

Yes

If yes, please give details
.....

9. 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")

Yes

Don't know

No

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

10. 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

A well-used route to the bus stop.....
.....

Land Ownership

11. 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

.....
.....

12. 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?

13. 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?

.....

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

No Yes

If yes, please give details including when this happened

.....
.....

15. 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

.....
.....

16. 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

17. 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

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

18. 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]

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

19. 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?

No

Yes

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

No

Yes

PART F: Statement of Truth
(all applicants must complete this Part)

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE

Signature (of the person making the statement of truth):



Print full name:

STEPHEN QUINLAN

Date:

1/2/20

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Aydon



1/2/20.

Northolme

Wayside

Beaumaris

Rowallan

Carradale

Alnbrig

Brockgate Lodge

Lodge

Alnside

Old Room

Cherry Tree Cottage

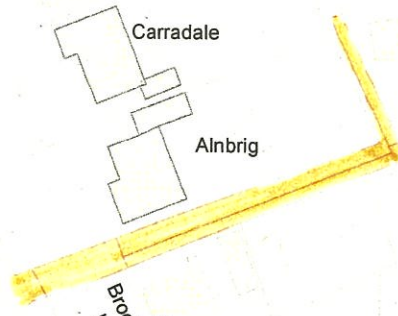
B 1339

Woodcutters Cottage

Maple Cottage

Cothages Mill

The Square



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Former District	Alnwick	Parish	Lesbury	Scale	NTS
Def. Map. No.	22	O.S. Map	NU21SW	Date	July 2019

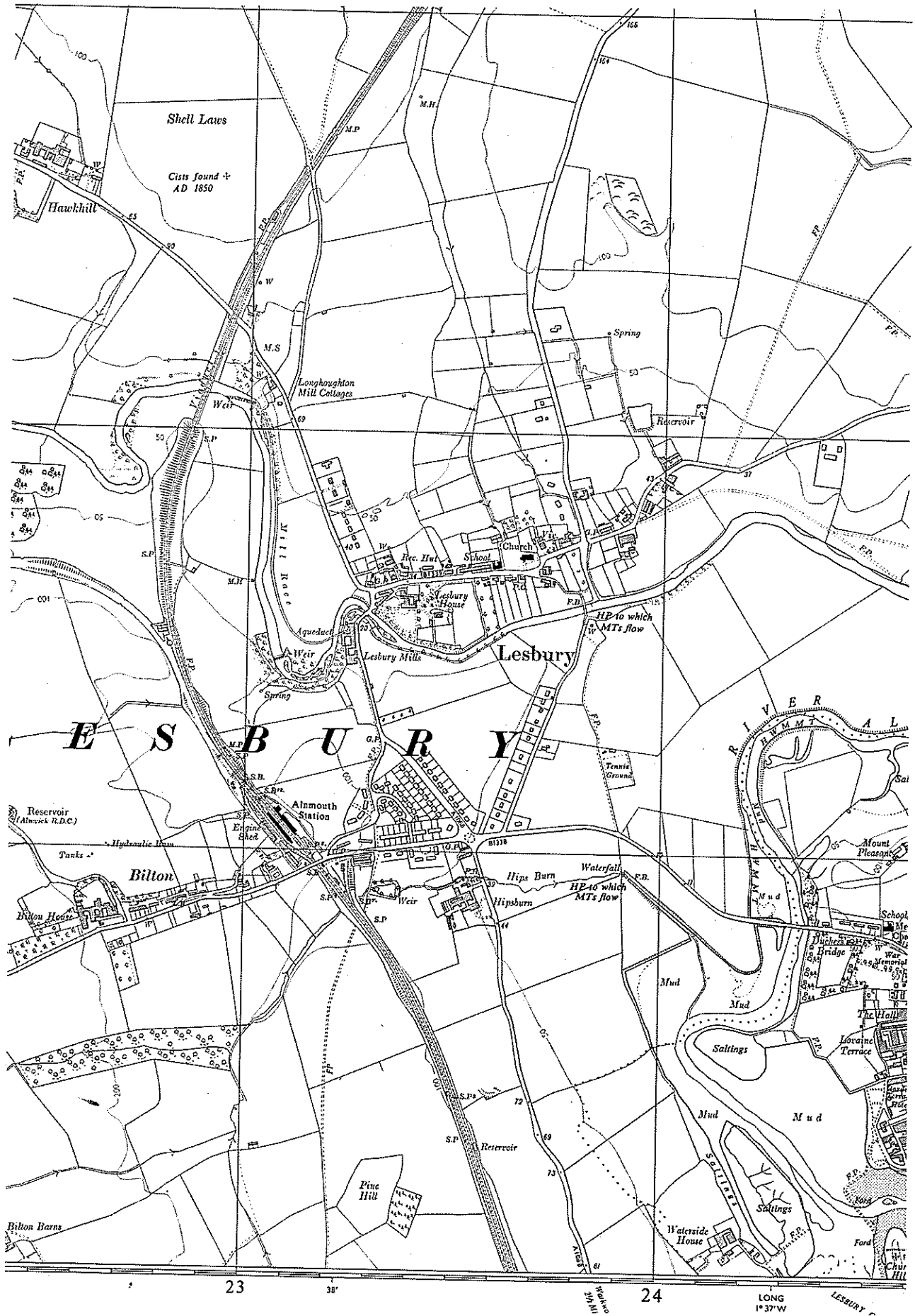
PLAN ACCOMPANYING NORTHUMBERLAND ESTATES' RESPONSE

Title: Lesbury
Date: 02 February 2021
Printed By: Julia Robson (MAPPING)

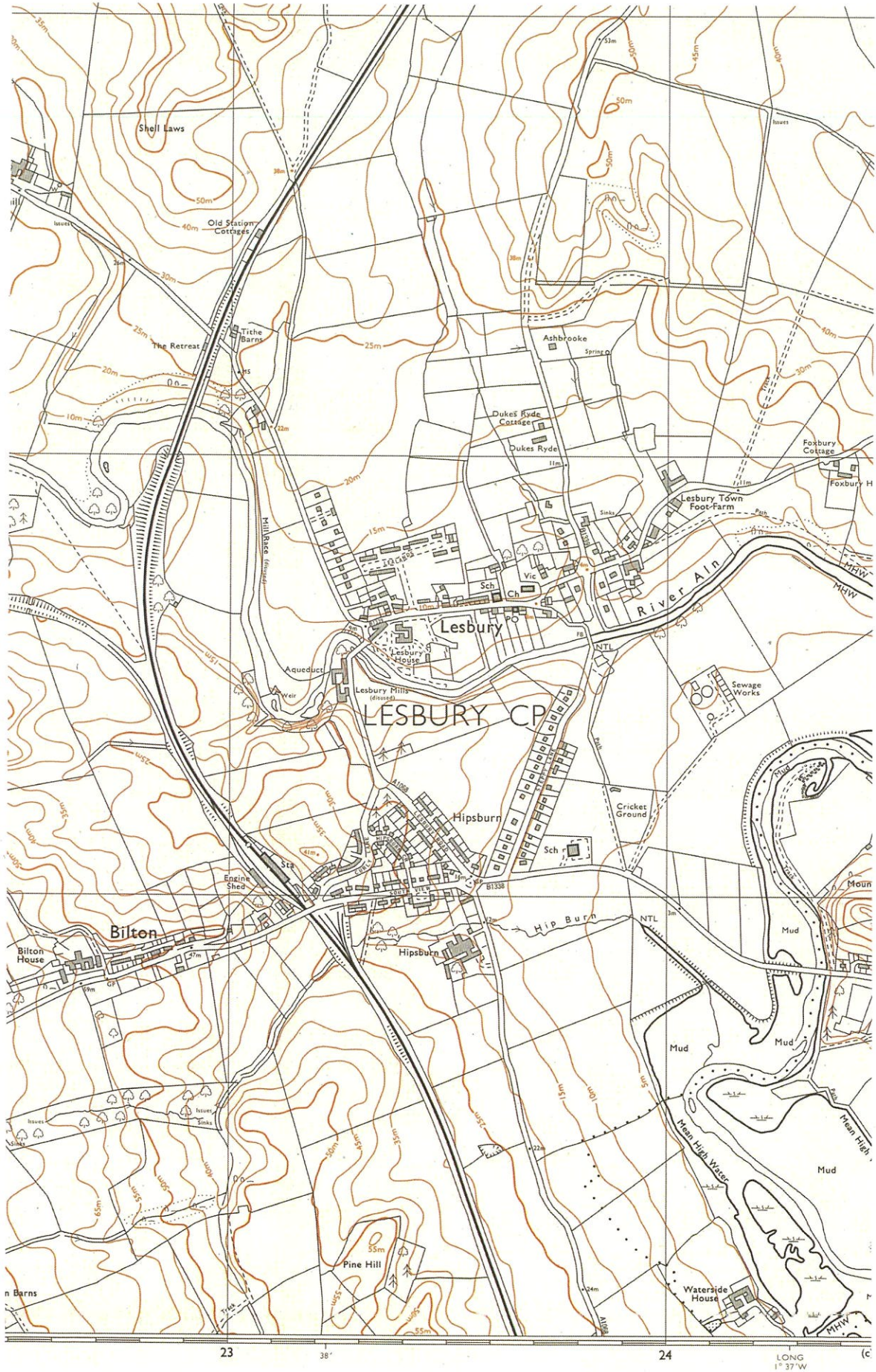


0 | 80m
Map Scale: 1:1000
Estate: Alnwick

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1:10,000 O.S. Map
1977



Northumberland Estates' Section 31(6) Deposit (1998)

