
APPLICATION FORM

FOR A MODIFICATION TO THE DEFINITIVE MAP AND STATEMENT WILDLIFE AND COUNTRYSIDE ACT 1981

To: The Outdoor Recreation Manager, Outdoor Recreation, Shropshire Council, Shirehall,
Abbey Foregate, Shrewsbury. SY2 6ND

I, **Will Steel**, for and on behalf of the **British Horse Society**, of Abbey Park, Stareton, Kenilworth,
Warwickshire. CV8 2XZ.

hereby apply for an order under Section 53(2) of the Wildlife and Countryside Act 1981
modifying the Definitive Map and Statement for the area by:-

Adding the *bridleway* which runs from Point A (OSGR SJ5591 2899) to Point B (OSGR SJ5615
2869) **and** shown on the map accompanying this application.

I attach copies of the following documentary evidence [including statement of witnesses] in support of this
application:-

- **Natural England Discovering Lost Ways Case File SH/189/002BHS which contains copies of the following documents or extracts thereof:**
 - Non-Ordnance Survey Commercial Map, SHR R BAUGH 1808 sheet 2, entitled "To the Right Honourable EDWARD EARL OF POWIS (...) dated 1808
 - Non-Ordnance Survey Commercial Map, SHR GREENWOODS 1827, entitled "Map of the County of SALOP FROM AN ACTUAL SURVEY Made in the Years 1816 & 1827 (...)", dated 1827
 - Ordnance Survey Surveyors Drawings, SHR 320 (E), entitled "PART of SHROPSHIRE", dated 1827
 - Ordnance Survey 1" Old Series, SHR Ordnance Survey Old Series 1": 1mile, entitled "Folder 1 1833 - 1835", dated 1833 – 1835
 - Tithe Map, SHR IR/30/29/160, entitled "Chapelry of WESTON AND WIXHILL in the District of Hodnet SALOP.", dated 1840
 - Ordnance Survey 25" 1st Edition, BL Vol 687 (48), entitled "Shropshire (Northern Division) Sheet XV.13 - Weston and Wixhill under Redcastle, Wem and Prees Parishes", dated 1880
 - Ordnance Survey 25" 1st Edition, BL Vol 689 (40), entitled "Shropshire Sheet (Northern Division) Sheet XXII.1 - Weston and Wixhill under Redcastle, Stanton Upon Hine Heath, Lee Brockhurst and Wem Parishes", dated 1880
 - Ordnance Survey 25" 2nd Edition, BL 1601 (17-32), entitled "SECOND EDITION 1901/1902 SHROPSHIRE SHEETS XXII. 1.-16.", dated 1900
 - Finance Act Survey Map, TNA IR 132/4/223, entitled "SHROPSHIRE SHEET XXII.1 - SECOND EDITION 1901", dated 1910
 - Finance Act Survey Map, TNA IR 132/4/146, entitled "Shropshire Sheet XV.13 - Second Edition 1902", dated 1910

I/We understand that the information I/we have provided may be imparted to third parties.

Signed:



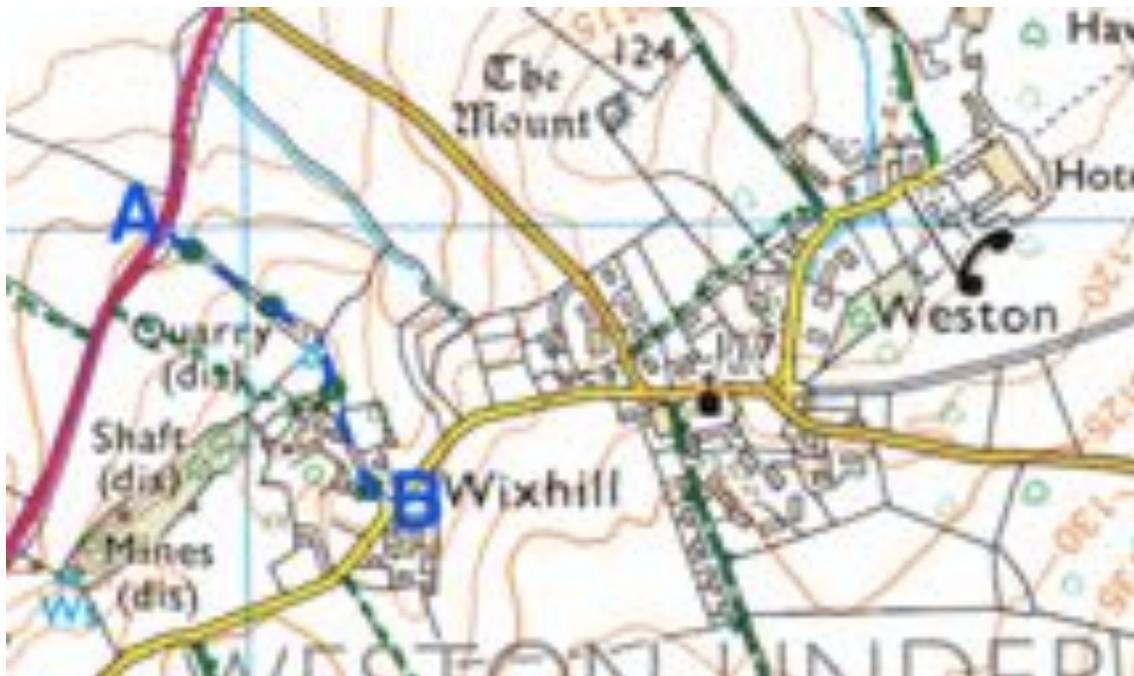
Date: 23/09/2020

Wildlife and Countryside Act 1981

**Map to Accompany
Definitive Map Modification Order Application**

For a route at Wixhill in the Parish of Weston-under-Redcastle, Shropshire to be shown
as a Public Bridleway

Applicant's Reference: DLW SH/189/002



23 / 09 / 2020

Map produced from extract of Ordnance Survey 1:25,000 scale mapping. When printed on A4 paper, the scale will be not less than 1:25,000 and thus meets the requirement of regulation 2 and regulation 8(2) of The Wildlife and Countryside (Definitive Maps and Statements)



Client:

**Natural England
Discovering Lost Ways Project**

Case File Ref. No.	SH/189/002
Name	
Historic County	Shropshire
Sub-Unit	Shropshire Sub-unit 1
Parish(es)	Weston-under-Redcastle
Surveying Authority	Shropshire County Council
Definitive Map Ref. No.	None
Other Designation(s) Ref. No.	List of Streets (U2745/10)
Route Length	409 metres
OS 1:10,000 Sheet(s)	SJ52NE
Grid Ref (start)	SJ5591 2899
Grid Ref (end)	SJ5615 2869
ARU ASSESSMENT OUTCOME	
Status/Class	Public bridleway
Strength	Strong
Comment	Shown uncoloured and excluded in hereditaments on the Finance Act Map

Date:

02 May 2008

LandAspects
Rowan House
Lloyd Drive
Ellesmere Port
Cheshire CH65 9HQ

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1. Summary of Findings

Case file SH/189/002 was included in the research scope by the Discovering of Lost Ways Project as the route is shown on the Ordnance Survey Explorer Mapping as an “Other Route with Public Access”. The route is not currently recorded on the Definitive Map and Statement, but is part adopted by Shropshire County Council and recorded on the List of Streets (U2745/10).

From the documents examined it is possible to establish that the case file route is shown in the Finance Act Survey Map. The route is shown uncoloured and excluded from hereditaments on both maps. This suggests that the route was considered to be a public highway at the time of the Finance Act survey, but does not in itself provide evidence about the class of rights that existed over it. The route is also shown on the Tithe Survey Map and on the supporting Ordnance Survey maps.

The route is shown on the Greenwoods Non-Ordnance Survey Commercial Map as “Cross Roads”. For the purposes of DLW research, the identification of a route as a cross road is taken as evidence of reputation of the route as a highway, but is not taken in itself to provide evidence of the class of these rights above that of a bridleway. No other evidence was found that suggest any other rights exist over the route, therefore public bridleway is suggested as being appropriate. In the absence of evidence of stopping up, these rights can be assumed to exist today.

The evidence found meets the standards set out in Section 53 of the Wildlife & Countryside Act, 1981 that a public right of way subsists or is reasonably alleged to subsist and has therefore been categorised as “Strong”, supporting the making of a Definitive Map Modification Order application to add the route to the Definitive Map.

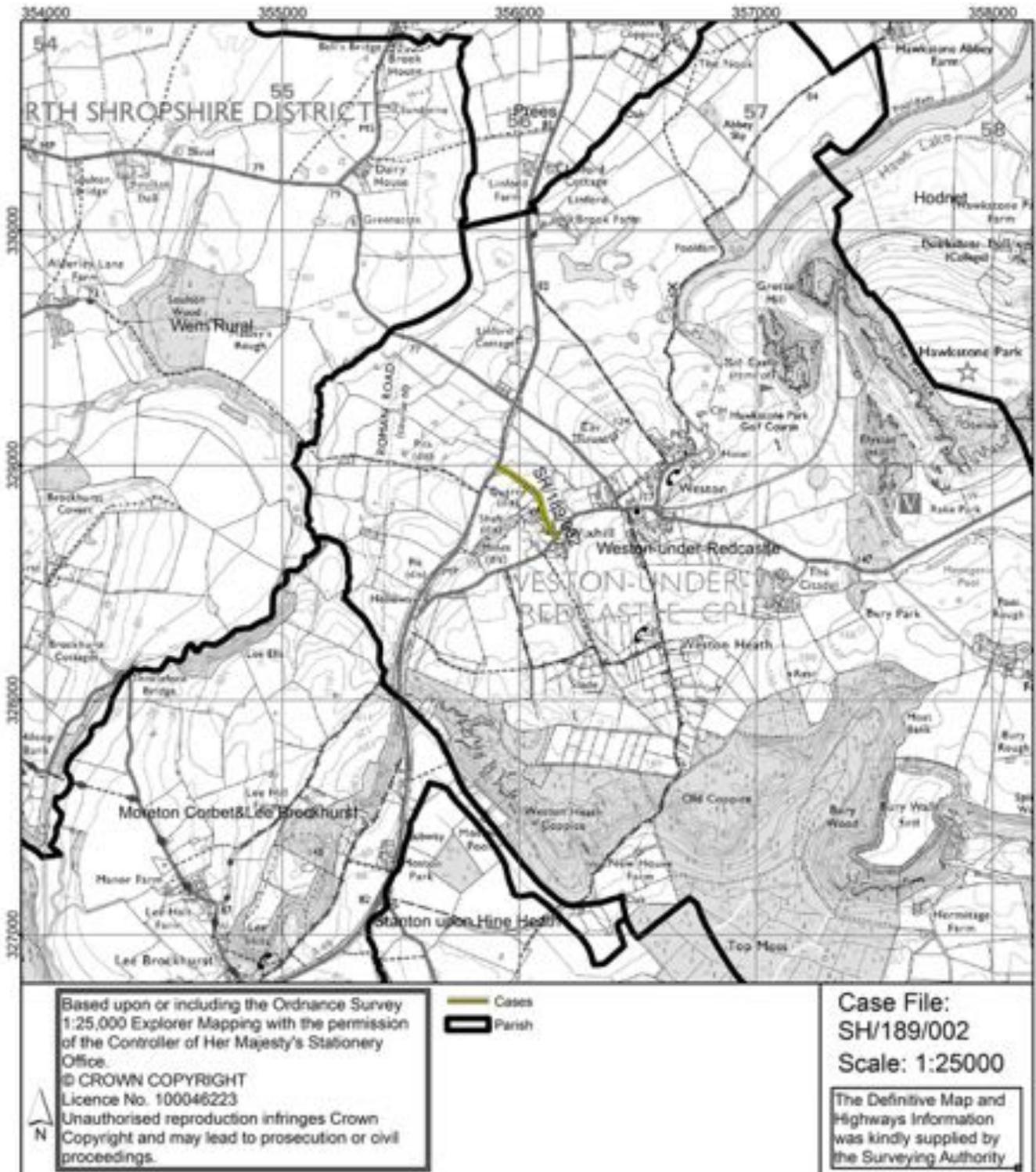
2. Description of Route

The route begins at the junction with A49/160 at coordinates SJ5591 2899 (point A on the Case File Route Map), and continues in a south-easterly direction along Wixhill Lane where it terminates at the junction with U2733/10 at coordinates SJ5615 2869 (point B on the Case File Route Map).

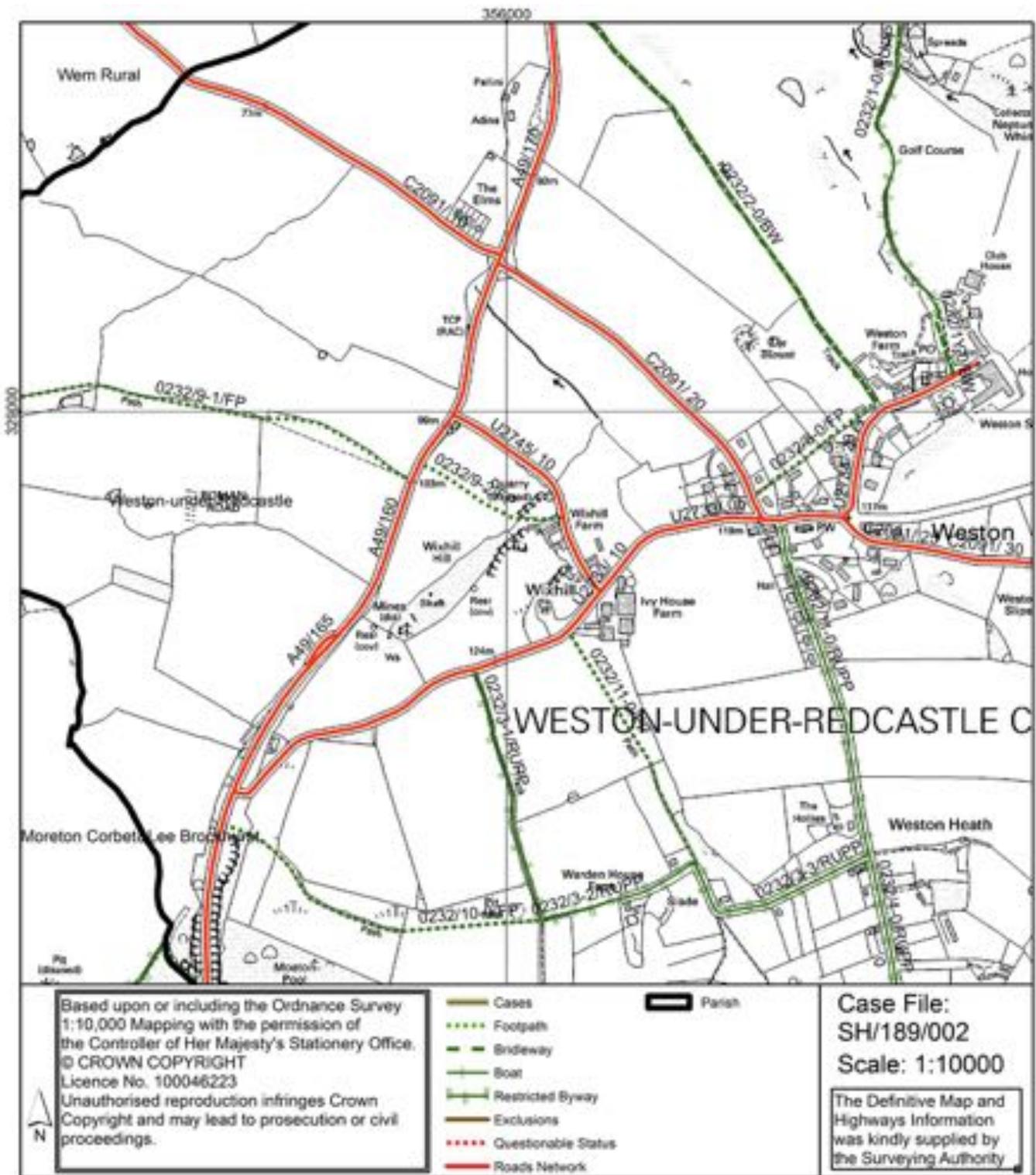
The route has a length of 409 metres.

During the research process, the whole of the case file route SH/189/002 was identified with the research case reference T000708. The reference is used in section 6 of this report. Where documents are considered to contain relevant evidence the case route number is used (in bold). Where there is no evidence the case file reference number is used (plain text).

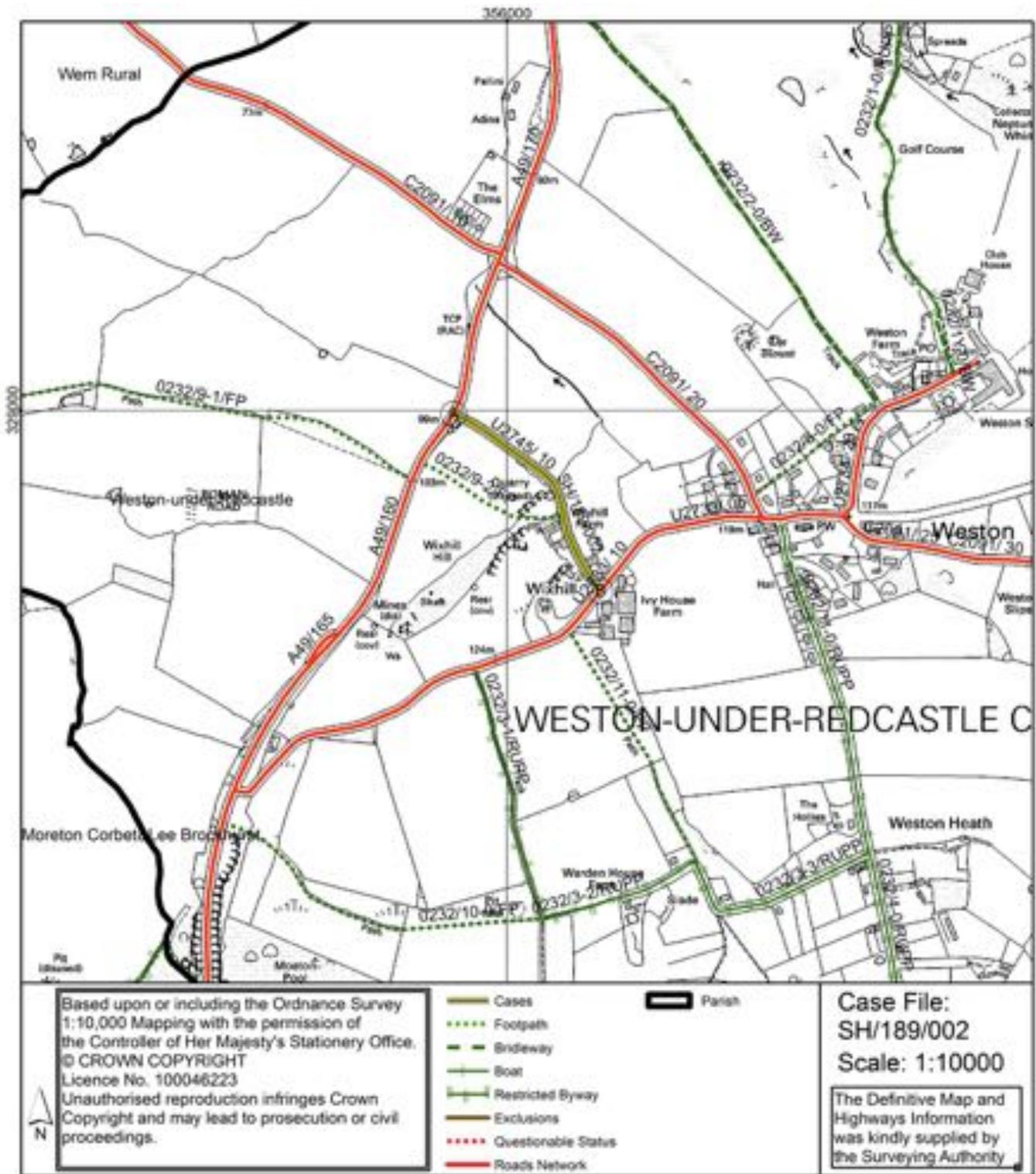
3. Location Plan



4. Current Definitive Paths



5. Case File Route Map



6. Details of Documentary Evidence

Records were examined at the locations detailed in the following table. A reference code has been allocated to each archive.

Archive	Address	Reference code
British Library	The British Library, St Pancras, 96 Euston Road, London, NW1 2DB	BL
Shropshire Record Office	Castle Gates, Shrewsbury, SY1 2AQ.	SHR
House of Lords Records Office	Parliamentary Archives, HLRO, London, SW1A 0PW, United Kingdom	HLRO
LandAspects	LandAspects, Rowan House, Lloyd Drive. Ellesmere Port, Cheshire, CH65 9HQ	LA
The National Archives	The National Archives, Kew, Richmond, Surrey, TW9 4DU	TNA

The following records were examined as part of the research programme. The documents are listed in chronological order. Those documents that are considered to contain relevant evidence for case SH/189/002 are shown in **bold**. This information is arranged in a standard format as follows:

Document Type, the Archive Reference Code, followed by the Document Reference Code, the Title and Date.

Where a document was researched at the British Library (with an archive reference code BL) no digital image was captured.

The Ordnance Survey 25" 1st and 2nd Edition image tiles (© And database right "Crown copyright and Landmark Information Group Ltd" all rights reserved 2007) included within each case file may not, on occasions, exactly reflect the original versions that have been used for research purposes. The original maps held at the British Library may not always be identical in extent and content to the image tiles

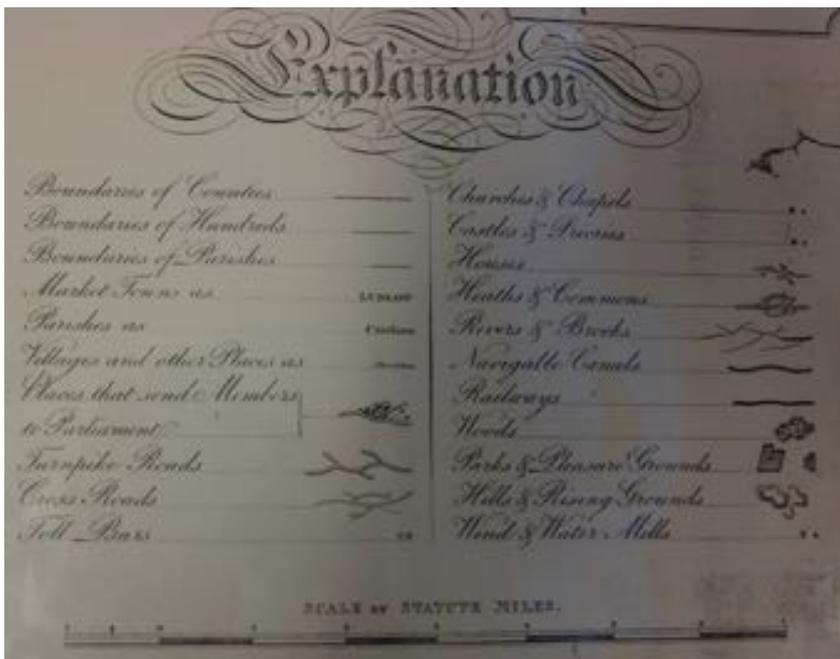
provided by Landmark. The image tiles can therefore only be used as a guide as to what the original document held at the British Library depicted. If the reader of the case files wishes to qualify any statements that have been in the file then they should consult versions held at the British Library.

1. Non-Ordnance Survey Commercial Map, SHR R BAUGH 1808 sheet 2, entitled "To the Right Honourable EDWARD EARL OF POWIS Lord Lieutenant and Custos Rotulorum of the Counties of SALOP AND MONTGOMERY This MAP of SHROPSHIRE is humbly and respectfully dedicated by his LORDSHIPS obliged and obedient Servant ROBERT BAUGH", dated 1808, demonstrates evidence for part of route T000708. The route is observed to commence at a point east of the "n" of "Weston" printed on the map. The route is described in a manner which fails to confer any indication of status, i.e. as "By-roads" (Key) in the legend and is depicted as consisting of two parallel solid black lines. The route is observed to terminate at a junction north west of the word "Citadel" on the map.





2. Non-Ordnance Survey Commercial Map, SHR GREENWOODS 1827 , entitled "Map of the County of SALOP FROM AN ACTUAL SURVEY Made in the Years 1816 & 1827 BY C. & J. GREENWOOD, Most Respectfully Dedicated To The NOBILITY, CLERGY & GENTRY OF Shropshire, By THE PROPRIETORS GREENWOOD, PRINGLE & Co. Regent Street. Pall Mall.... ", dated 1827, demonstrates evidence for all of route T000708. The route is observed to commence at a junction south west of the "W" of "Weston" on the map. The route is described in a manner which fails to confer any indication of status, i.e. as "Cross Roads" (Key) in the legend and is depicted as consisting of two parallel solid black lines. The route is observed to terminate at a junction south of the "s" of "Weston" on the map.



3. Ordnance Survey Surveyors Drawings, SHR 320 (E), entitled "PART of SHROPSHIRE", dated 1827, demonstrates evidence for all of route T000708. The route is observed to commence at a point west of that labelled "Weston" on the plan. The route is shown uncoloured on the Ordnance Surveyor's Drawings and is depicted as consisting of two parallel solid black lines. The

route is shown un-named on the Ordnance Surveyor's Drawing. The route is observed to terminate at a position south east of the commencement point.



4. Ordnance Survey 1" Old Series, SHR Ordnance Survey Old Series 1": 1mile, entitled "Folder 1 1833 - 1835", dated 1833 - 1835, demonstrates evidence for all of route T000708. The route is observed to commence at a junction north east of the number "11" on the map. The route is shown on the map and is depicted as consisting of two parallel solid black lines. The route is observed to terminate at a junction west of the letter "W" of the word "Wixhill" written on the map.



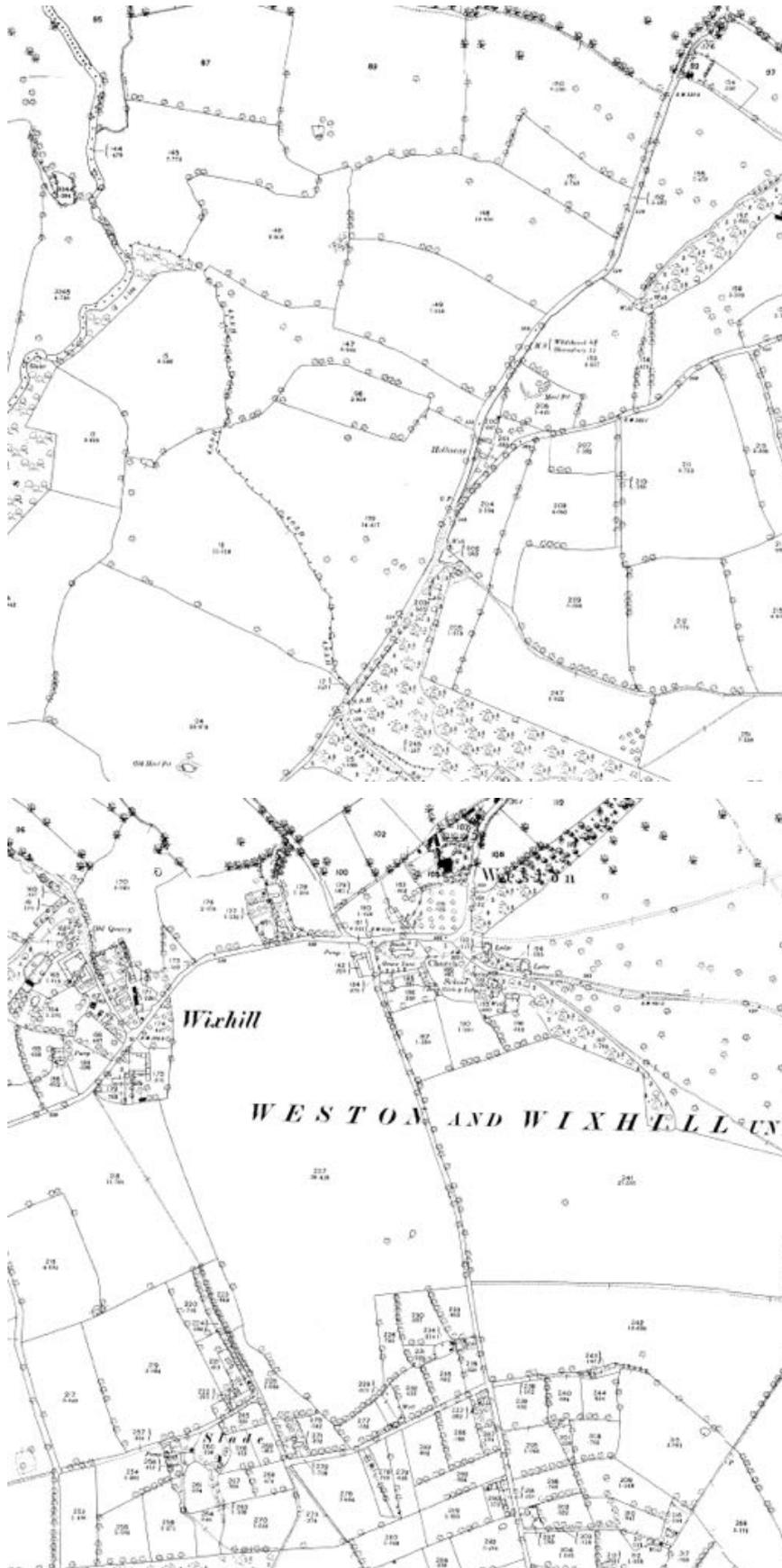
5. Tithe Map, SHR IR/30/29/160, entitled "Chapelry of WESTON AND WIXHILL in the District of Hodnet SALOP.", dated 1840, demonstrates evidence for all of route T000708. The route is observed to commence at a junction at the north west corner of parcel "f 149" on the map. The route is shown but is un-numbered and not within a numbered parcel and is depicted as consisting of two parallel solid black lines (in-filled). The route is observed to terminate at a junction with another route to the east of parcel "f144" on the map.



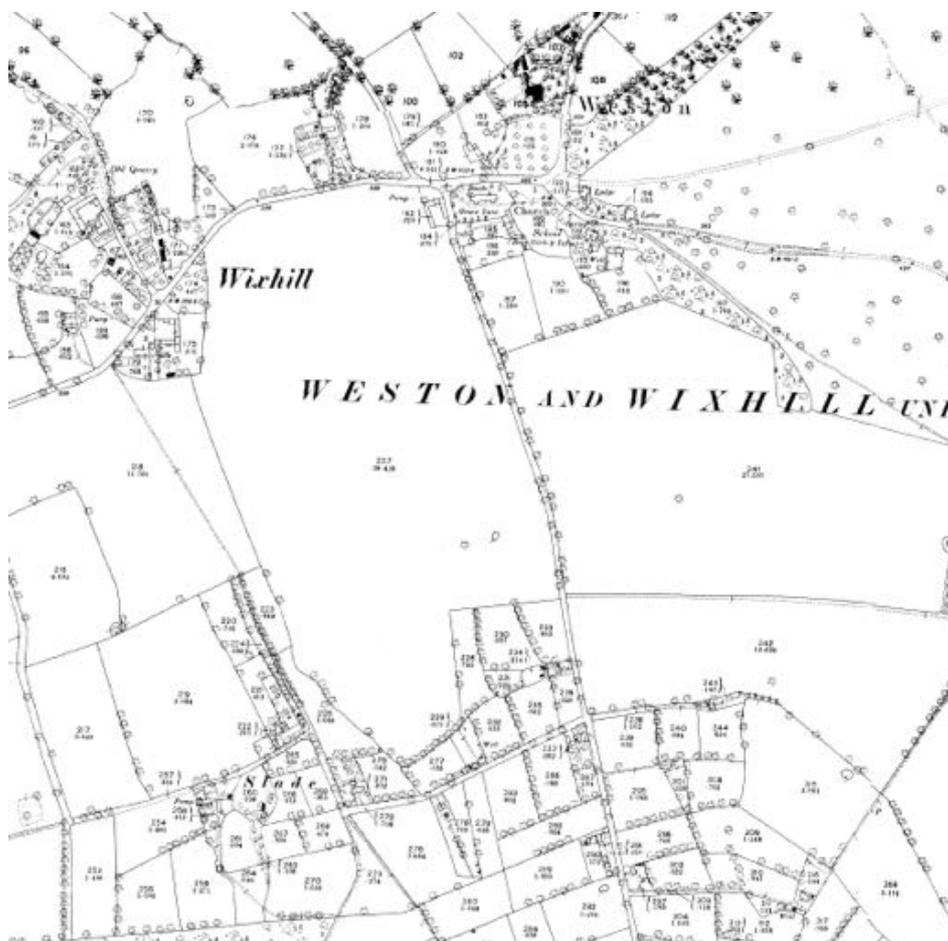
6. Tithe Apportionment, SHR IR/29/29/160, entitled " Chapelry of WESTON AND WIXHILL in the District of Hodnet SALOP.", dated 1841, covers the area but demonstrates no evidence for case SH/189/002.

7. Ordnance Survey 25" 1st Edition, BL Vol 687 (48), entitled "Shropshire (Northern Division) Sheet XV.13 - Weston and Wixhill under Redcastle, Wem and Prees Parishes", dated 1880, demonstrates evidence for part of route T000708. The route is observed to commence at the north west corner of parcel "97" on the map. The route is shown specifically numbered on the plan as "160" and is depicted as consisting of two parallel solid black lines. The route is observed to change in physical characteristics to the north of parcel "97" from here the route is depicted as consisting of two parallel solid black lines with a single dashed line running along the centre. The route is again observed to change to the south east of parcel "96" from here the route is depicted as

consisting of two parallel dashed black lines. The route is observed to terminate on this document at the south east corner of parcel "96" on the map.

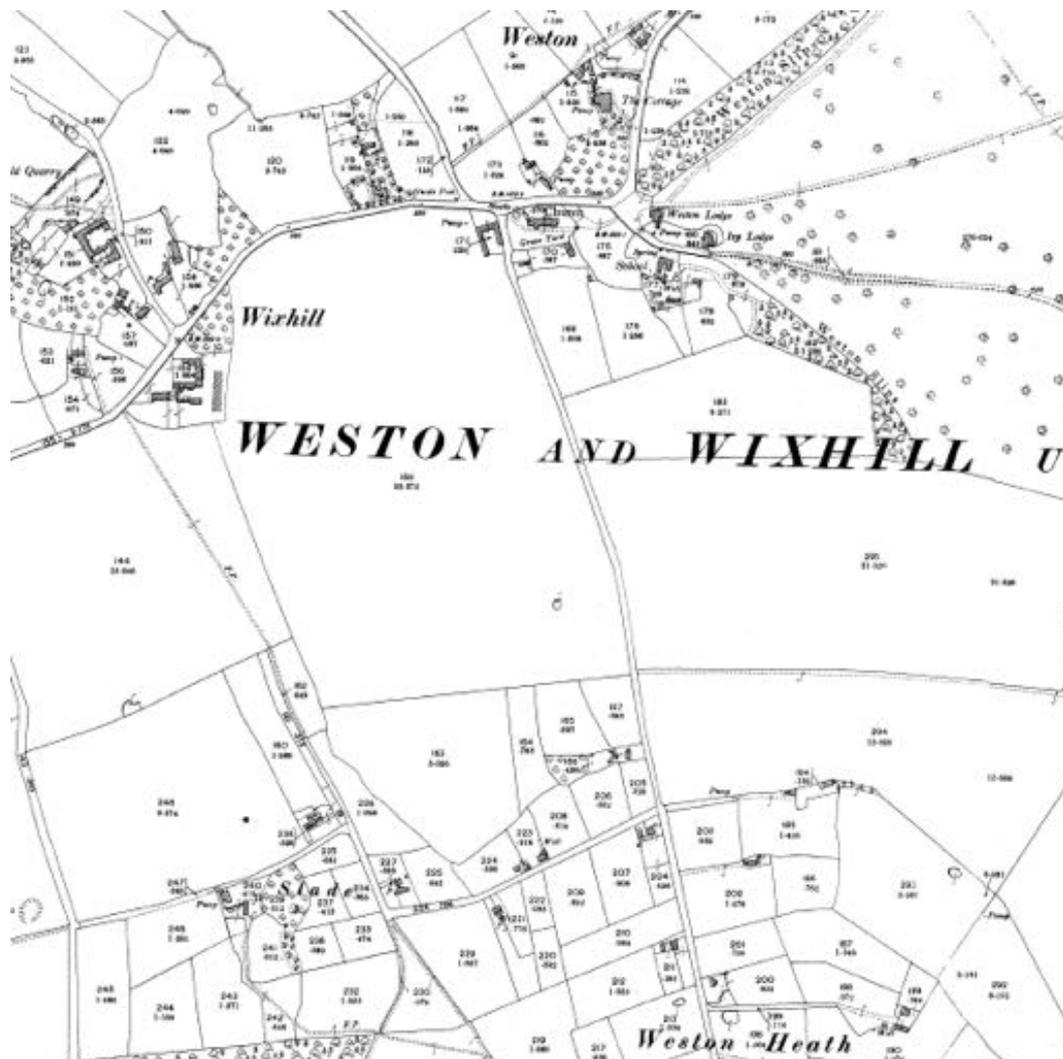


8. Ordnance Survey 25" 1st Edition, BL Vol 689 (40), entitled "Shropshire Sheet (Northern Division) Sheet XXII.1 - Weston and Wixhill under Redcastle, Stanton Upon Hine Heath, Lee Brockhurst and Wem Parishes", dated 1880, demonstrates evidence for part of route T000708. This route is observed to commence at the south west corner of parcel "96" on the map. The route is shown specifically numbered on the plan as "160" and is depicted as consisting of two parallel dashed black lines. This route changes physical characteristics but not parcel number at the north of parcel "167" the route is depicted as consisting of two parallel solid black lines. The route is observed to terminate at a junction with another route to the east of parcel "168" on the map.



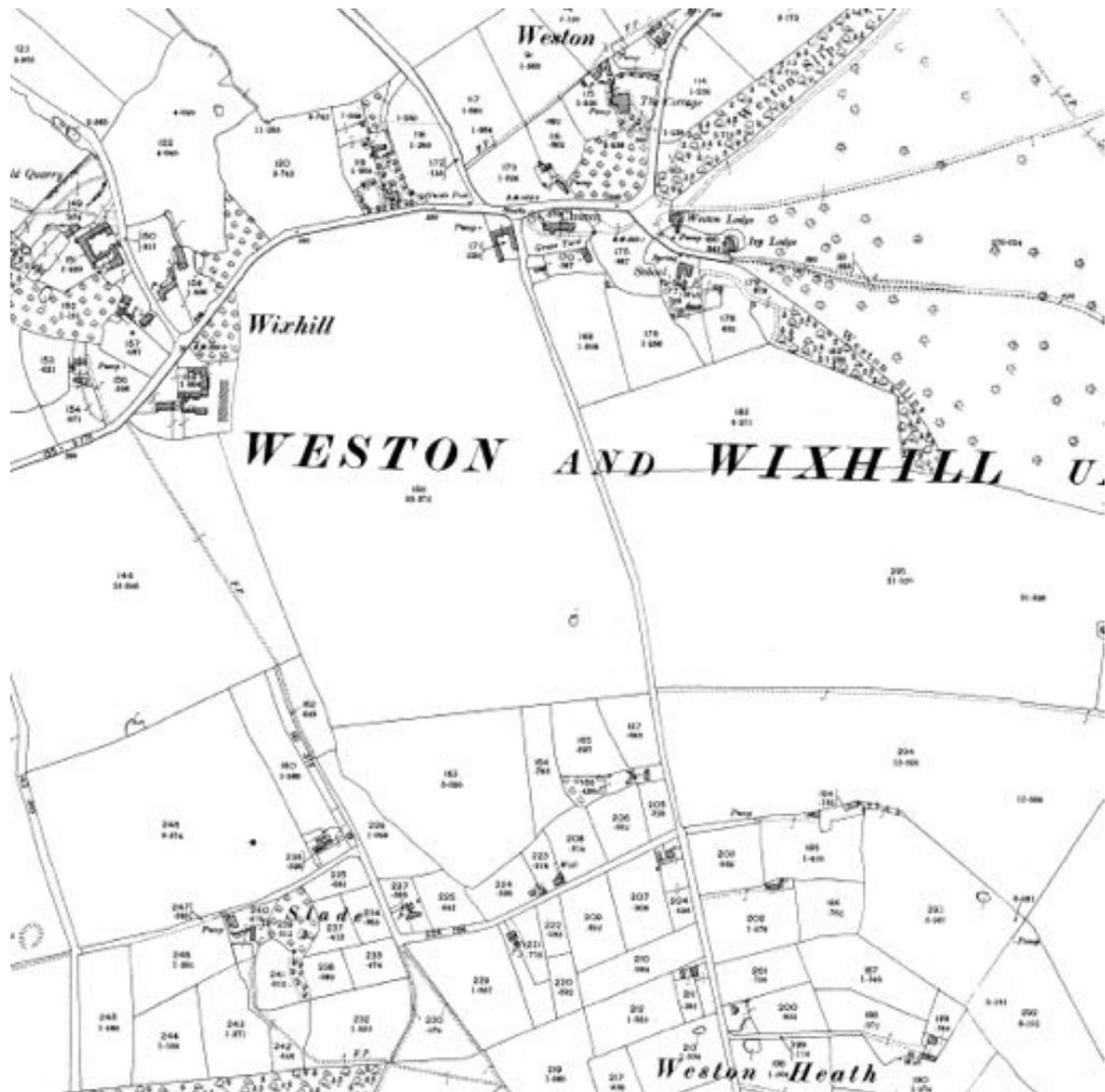
9. Ordnance Survey 25" 1st Edition Book of Reference, BL None, entitled "Book of Reference to the Plan of the Parish of Weston and Wixhill under Redcastle, Shropshire (Northern Division)", dated 1881, covers the area but demonstrates no evidence for case SH/189/002.

10. Ordnance Survey 25" 2nd Edition, BL 1699(45), entitled "SECOND EDITION 1902 SHROPSHIRE SHEET XV. 13.", dated 1900, demonstrates evidence for part of route T000708. The route is observed to commence at a junction with another route at the north west corner of parcel "124" on the map. The route is shown on the map and is depicted as consisting of two parallel solid black lines. The route is observed to terminate at the south east corner of parcel "123" on this map.





11. Ordnance Survey 25" 2nd Edition, BL 1601 (17-32), entitled "SECOND EDITION 1901/1902 SHROPSHIRE SHEETS XXII. 1.-16.", dated 1900, demonstrates evidence for part of route T000708. The route is observed to commence at the south east corner parcel "123" on this map. The route is shown on the map and is depicted as consisting of two parallel black lines (dashed and solid). The route is observed to change in physical characteristics to the east of parcel "151" and is depicted as consisting of two parallel solid black lines. The route is shown on the map but is un-named. The route is observed to terminate at a junction with another route to the south of parcel "158" on the map.



12. Ordnance Survey 25" 2nd Edition ONB, TNA OS/35/5988, entitled "Name Book sheet 22 SE - sheets 11,12,15,16", dated 22/04/1901, covers the area but demonstrates no evidence for case SH/189/002.

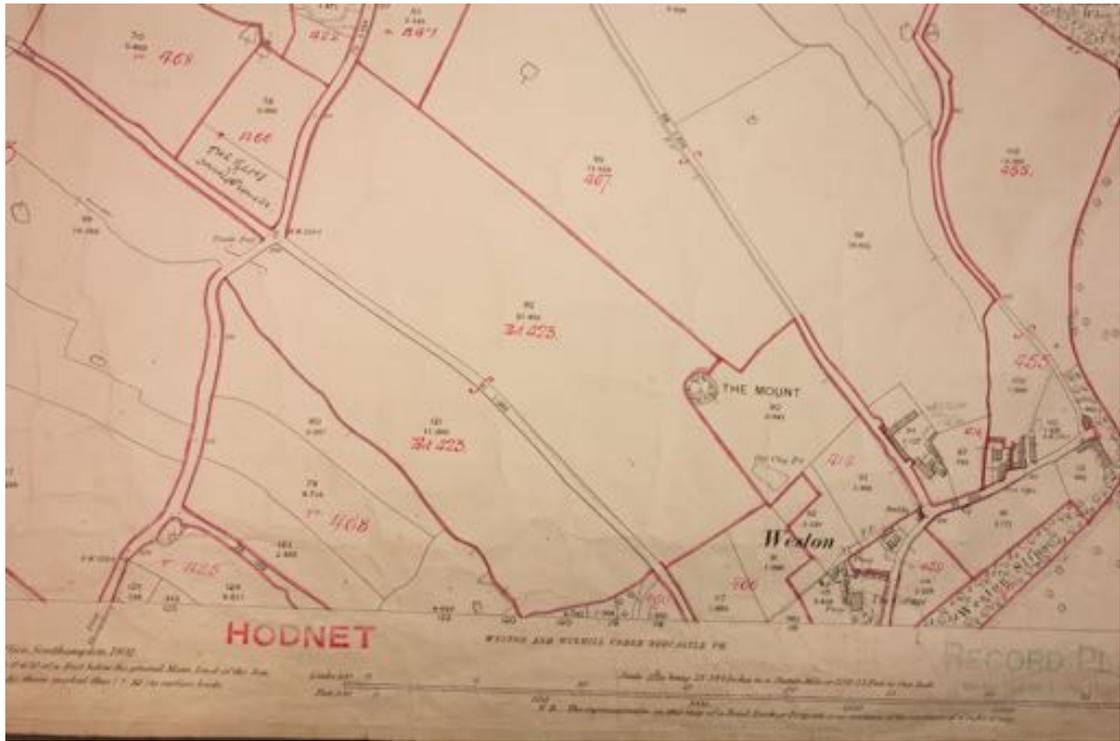
13. Ordnance Survey 1" New Series, BL Maps 1175 (134.) sheet 138, entitled "OS of England WEM", dated 1902, demonstrates evidence for all of route T000708. The route is observed to commence at the "W" of "Weston". The route is shown on the map consisting of two solid or pecked fine parallel black lines and is described in the key as 'Unmetalled Roads' and is depicted as consisting of two parallel solid black lines. The route is shown on the map but is un-named. The route is observed to terminate at a point south of the "s" of "weston".

14. Finance Act Survey Map, TNA IR 132/4/223, entitled "SHROPSHIRE SHEET XXII.1 - SECOND EDITION 1901", dated 1910, demonstrates evidence for part of route T000708. This route is observed to commence on this document at the north east corner of OS parcel "124" on the map. The route is shown uncoloured and excluded from hereditaments. This route is observed to terminate at a junction to the south east of land parcel "158" on the map.



15. Finance Act Survey Map, TNA IR 132/4/146, entitled "Shropshire Sheet XV.13 - Second Edition 1902", dated 1910, demonstrates evidence for part of route T000708. This route is observed to commence at a junction with another excluded route in the northwest corner of OS parcel "124". The route is shown uncoloured and excluded from hereditaments. This route is observed to terminate on this document at the south east corner of "124" on the map.





7. Interpretation of Evidence from Individual Records

Evidence of status:

This evidence concerns the existence of a public right of way. The ARU's research establishes whether a way is described as "public" or "private" and whether public rights can be inferred from other information provided within the documentary source.

Evidence of status is categorised as follows:

Category	Name	Significance
A	Express Dedication	Supporting evidence
B(i)	Surveyor's Opinion / Strong Reputation	
B(ii)	Inferred Dedication / Reputation	
C	Neutral	Status neutral
D	Private	Contradictory evidence
E	Stopping Up	

The individual pieces of evidence which singly or together lead to a particular categorisation vary depending on the particular source being considered and are described in detail in Section 5 of the relevant Research Standard for that source.

The following items of evidence were found to relate to the status of the case file route:

Document Group	Evidence Cat.	Document	Date	See Section	Code	Code Description
Non-OS Commercial Mapping	C	SHR Map R BAUGH 1808 sheet 2 - To the Right Honourable EDWARD EARL OF POWIS Lord Lieutenant and Custos Rotulorum of the Counties of SALOP AND MONTGOMERY This MAP of SHROPSHIRE is humbly and respectfully dedicated by his LORDSHIPS obliged and obedient Servant ROBERT BAUGH	1808	6.1	NOS10	Route shown on map fits generic description of non-status specific routes as described in legend

Non-OS Commercial Mapping	B(ii)	SHR Map GREENWOODS 1827 - Map of the County of SALOP FROM AN ACTUAL SURVEY Made in the Years 1816 & 1827 BY C. & J. GREENWOOD, Most Respectfully Dedicated To The NOBILITY, CLERGY & GENTRY OF Shropshire, By THE PROPRIETORS GREENWOOD, PRINGLE & Co. Regent Street. Pall Mall....	1827	6.2	NOS16	Route shown on map described as "Cross Roads" in legend
Ordnance Survey Records Surveyors Drawings	C	SHR 320 (E) - PART of SHROPSHIRE	1827	6.3	OSD1	Route shown un-coloured on Ordnance Surveyors Drawing Route shown un-coloured on Ordnance Surveyors Drawing
					OSD4	Route un-named on Ordnance Surveyor's Drawing
Ordnance Survey Records 1" Old Series	C	SHR Ordnance Survey Old Series 1": 1mile - Folder 1 1833 - 1835	1833 - 1835	6.4	OSM5	Route shown on OS 1" Old Series map
Tithe Survey Records	C	SHR Map IR/30/29/160 - Chapelry of WESTON AND WIXHILL in the District of Hodnet SALOP.	1840	6.5	TM3	Route shown on map not numbered specifically or within numbered parcel
Ordnance Survey Records 25" 1st Edition	C	BL Vol 687 (48) - Shropshire (Northern Division) Sheet XV.13 - Weston and Wixhill under Redcastle, Wem and Prees Parishes	1880	6.7	OSM23	Route specifically numbered on plan
					OSM6	Route Shown on OS 1st Edition 25" Map
Ordnance Survey	C	BL Vol 689 (40) -	1880	6.8	OSM23	Route specifically

Records 25" 1st Edition		Shropshire Sheet (Northern Division) Sheet XXII.1 - Weston and Wixhill under Redcastle, Stanton Upon Hine Heath, Lee Brockhurst and Wem Parishes				numbered on plan
					OSM6	Route Shown on OS 1st Edition 25" Map
					OSM23	Route specifically numbered on plan
Ordnance Survey Records 25" 2nd Edition	C	BL 1699(45) - SECOND EDITION 1902 SHROPSHIRE SHEET XV. 13.	1900	6.10	OSM12	Route Shown on OS 2nd Edition 25" Map
					OSM9	Route un-named on map
Ordnance Survey Records 25" 2nd Edition	C	BL 1601 (17-32) - SECOND EDITION 1901/1902 SHROPSHIRE SHEETS XXII. 1.-16.	1900	6.11	OSM12	Route Shown on OS 2nd Edition 25" Map
					OSM9	Route un-named on map
Ordnance Survey Records 1" New Series	C	BL Maps 1175 (134.) sheet 138 - OS of England WEM	1902	6.13	OSM27	Route described as 'Unmetalled Roads' on key or Characteristics Sheet
					OSM20	Route un-named on map
Finance Act Survey Records	B(i)	TNA Map IR 132/4/223 - SHROPSHIRE SHEET XXII.1 - SECOND EDITION 1901	1910	6.14	FA1	Route excluded from Hdtmt
Finance Act Survey Records	B(i)	TNA Map IR 132/4/146 - Shropshire Sheet XV.13 - Second Edition 1902	1910	6.15	FA1	Route excluded from Hdtmt

Evidence of class:

This evidence refers of the type of rights enjoyed over the case file route. Evidence is recorded according to the traditional classes of public right of way recorded in documentary evidence: i.e. footpath, bridleway or carriageway. The status and class together may be identified clearly in a document (e.g. public footpath, private carriageway, etc.), but in other cases information on class may not be specified (e.g. "highway").

The following items of evidence were found to relate to the class of the case file

route:

Document Group	Document	Date	Code	Code Description
Non-OS Commercial Mapping	SHR Map R BAUGH 1808 sheet 2 - To the Right Honourable EDWARD EARL OF POWIS Lord Lieutenant and Custos Rotulorum of the Counties of SALOP AND MONTGOMERY This MAP of SHROPSHIRE is humbly and respectfully dedicated by his LORDSHIPS obliged and obedient Servant ROBERT BAUGH	1808	RC12	Road
Non-OS Commercial Mapping	SHR Map GREENWOODS 1827 - Map of the County of SALOP FROM AN ACTUAL SURVEY Made in the Years 1816 & 1827 BY C. & J. GREENWOOD, Most Respectfully Dedicated To The NOBILITY, CLERGY & GENTRY OF Shropshire, By THE PROPRIETORS GREENWOOD, PRINGLE & Co. Regent Street. Pall Mall....	1827	RC12	Road
Ordnance Survey Records Surveyors Drawings	SHR 320 (E) - PART of SHROPSHIRE	1827	RC14	Unspecified
Ordnance Survey Records 1" Old Series	SHR Ordnance Survey Old Series 1": 1mile - Folder 1 1833 - 1835	1833 - 1835	RC14	Unspecified
Tithe Survey	SHR Map	1840	RC14	Unspecified

Records	IR/30/29/160 - Chapelry of WESTON AND WIXHILL in the District of Hodnet SALOP.			
Ordnance Survey Records 25" 1st Edition	BL Vol 687 (48) - Shropshire (Northern Division) Sheet XV.13 - Weston and Wixhill under Redcastle, Wem and Prees Parishes	1880	RC14	Unspecified
Ordnance Survey Records 25" 1st Edition	BL Vol 689 (40) - Shropshire Sheet (Northern Division) Sheet XXII.1 - Weston and Wixhill under Redcastle, Stanton Upon Hine Heath, Lee Brockhurst and Wem Parishes	1880	RC14	Unspecified
Ordnance Survey Records 25" 2nd Edition	BL 1699(45) - SECOND EDITION 1902 SHROPSHIRE SHEET XV. 13.	1900	RC14	Unspecified
Ordnance Survey Records 25" 2nd Edition	BL 1601 (17-32) - SECOND EDITION 1901/1902 SHROPSHIRE SHEETS XXII. 1.-16.	1900	RC14	Unspecified
Ordnance Survey Records 1" New Series	BL Maps 1175 (134.) sheet 138 - OS of England WEM	1902	RC12	Road
Finance Act Survey Records	TNA Map IR 132/4/223 - SHROPSHIRE SHEET XXII.1 - SECOND EDITION 1901	1910	Unspecified	
Finance Act Survey Records	TNA Map IR 132/4/146 - Shropshire Sheet XV.13 - Second Edition 1902	1910	Unspecified	

Evidence of physical characteristics:

This evidence relates to the physical appearance of the case file route as recorded in documentary sources, even if these sources do not themselves contain evidence of the route's status or class.

Items of evidence relating to physical characteristics are recorded using a series of 'physical appearance' codes.

The following items of evidence were found to relate to the physical characteristics of the case file route:

Document Group	Document	Date	Code	Code Description
Non-OS Commercial Mapping	SHR Map R BAUGH 1808 sheet 2 - To the Right Honourable EDWARD EARL OF POWIS Lord Lieutenant and Custos Rotulorum of the Counties of SALOP AND MONTGOMERY This MAP of SHROPSHIRE is humbly and respectfully dedicated by his LORDSHIPS obliged and obedient Servant ROBERT BAUGH	1808	PA1	two parallel solid black lines
Non-OS Commercial Mapping	SHR Map GREENWOODS 1827 - Map of the County of SALOP FROM AN ACTUAL SURVEY Made in the Years 1816 & 1827 BY C. & J. GREENWOOD, Most Respectfully Dedicated To The NOBILITY, CLERGY & GENTRY OF Shropshire, By THE PROPRIETORS GREENWOOD,	1827	PA1	two parallel solid black lines

	PRINGLE & Co. Regent Street. Pall Mall....			
Ordnance Survey Records Surveyors Drawings	SHR 320 (E) - PART of SHROPSHIRE	1827	PA1	two parallel solid black lines
Ordnance Survey Records 1" Old Series	SHR Ordnance Survey Old Series 1": 1mile - Folder 1 1833 - 1835	1833 - 1835	PA1	two parallel solid black lines
Tithe Survey Records	SHR Map IR/30/29/160 - Chapelry of WESTON AND WIXHILL in the District of Hodnet SALOP.	1840	PA3	two parallel solid black lines (in-filled)
Ordnance Survey Records 25" 1st Edition	BL Vol 687 (48) - Shropshire (Northern Division) Sheet XV.13 - Weston and Wixhill under Redcastle, Wem and Prees Parishes	1880	PA2	two parallel dashed black lines
Ordnance Survey Records 25" 1st Edition	BL Vol 689 (40) - Shropshire Sheet (Northern Division) Sheet XXII.1 - Weston and Wixhill under Redcastle, Stanton Upon Hine Heath, Lee Brockhurst and Wem Parishes	1880	PA2	two parallel dashed black lines
			PA1	two parallel solid black lines
Ordnance Survey Records 25" 2nd Edition	BL 1699(45) - SECOND EDITION 1902 SHROPSHIRE SHEET XV. 13.	1900	PA1	two parallel solid black lines
Ordnance Survey Records 25" 2nd Edition	BL 1601 (17-32) - SECOND EDITION 1901/1902 SHROPSHIRE SHEETS XXII. 1.-16.	1900	PA1	two parallel solid black lines
Ordnance Survey Records 1" New Series	BL Maps 1175 (134.) sheet 138 - OS of England WEM	1902	PA1	two parallel solid black lines

Evidence of width:

This evidence relates to the legal width of the case file route – for example, legally defined widths (e.g. in Inclosure Awards).

There is no evidence to support a specific legal width for the route.

8. Overall Evaluation of Evidence

The evaluation of the evidence has been carried out in accordance with the Discovering Lost Ways Project's series of Research Standards (for specific references see Appendix A below).

Findings from the main documentary sources:

The evaluation of the evidence has been carried out in accordance with the Discovering Lost Ways Project's series of Research Standards (for specific references see Appendix A below).

Findings from the main documentary sources:

1. Tithe Survey Records

The Tithe Survey Map demonstrates evidence for the route. The route is shown but is un-numbered and not within a numbered parcel and is depicted as consisting of two parallel solid black lines (in-filled).

2. Finance Act Survey Records

The Finance Act Survey Map shows evidence for the route over two sheets XV.13 and XXII.1. The route is shown uncoloured and excluded from hereditaments on both maps. This suggests that the route was considered to be a public highway at the time of the Finance Act survey, but does not in itself provide evidence about the class of rights that existed over it.

3. Non-Ordnance Survey Commercial Mapping

The route is shown on two Non-Ordnance Survey Commercial maps. Baugh's map shows the route as a through-route or named and is labelled on the map as "By-roads" (Key) and is depicted as consisting of two parallel solid black lines.

Greenwood's map shows the route is labelled as "Cross Roads" (Key) and is depicted as consisting of two parallel solid black lines.

For the purposes of DLW research, the identification of a route as a cross road is taken as evidence of reputation of the route as a highway, but is not taken in itself to provide evidence of the class of these rights above that of a bridleway.

4. Ordnance Survey Documents

a) Ordnance Survey Surveyors Drawings

The Ordnance Survey Surveyors Drawing Shows evidence for the route, It is shown as uncoloured and un-named and is depicted as consisting of two parallel solid black lines.

b) Ordnance Survey 1" Old Series Map

The Ordnance Survey 1" Old Series Map demonstrates evidence for the route. It is shown on the map and is depicted as consisting of two parallel solid black lines.

c) Ordnance Survey 25" 1st Edition

The Ordnance Survey 25" 1st Edition demonstrates evidence for the route on two sheets XV.13 and XXII.1. The route is shown on the map and is depicted as consisting of two parallel dashed black lines (in-filled) and shown specifically numbered.

d) Ordnance Survey 25" 2nd Edition

The Ordnance Survey 25" 2nd Edition demonstrates evidence for the route on two sheets XXII. 1.-16 and XV. 13. The route is shown on the maps and is depicted as consisting of two parallel solid black lines. This is shown on the map but is un-named.

e) Ordnance Survey 1" Revised New Series Map

The Ordnance Survey 1" New Series Map demonstrates evidence for the route. The route is shown on the map as consisting of two solid or pecked fine parallel black lines and is described in the key as 'Un-Metalled Road'. For the purpose of the Discovering Lost Ways Project research it has been agreed that the showing of routes as 1st, 2nd or 3rd class metalled roads on OS 1" New Series maps will be taken as evidence of the existence of public vehicular rights. The case file route is not shown in this way and it is considered therefore that a public vehicular right of way cannot be shown to have existed over the route at the time of the survey.

Alignment of the case file route:

From the analysis of the Tithe Survey Map and Modern Ordnance Survey Maps, the route does not appear to have changed alignment.

Evidence of width:

There is no evidence to support a legal width for the route.

Contradictory evidence:

There is no contradictory evidence for the route.

Outcome of the evaluation:

Case file SH/189/002 was included in the research scope by the Discovering of Lost Ways Project as the route is shown on the Ordnance Survey Explorer Mapping as an "Other Route with Public Access". The route is not currently recorded on the Definitive Map and Statement, but is part adopted by Shropshire County Council and recorded on the List of Streets (U2745/10).

From the documents examined it is possible to establish that the case file route is shown in the Finance Act Survey Map. The route is shown uncoloured and excluded from hereditaments on both maps. This suggests that the route was considered to be a public highway at the time of the Finance Act survey, but does not in itself provide evidence about the class of rights that existed over it. The route is also shown on the Tithe Survey Map and on the supporting Ordnance survey maps.

The route is shown on the Greenwoods Non-Ordnance Survey Commercial Map as "Cross Roads". For the purposes of DLW research, the identification of a route as a cross road is taken as evidence of reputation of the route as a highway, but is not taken in itself to provide evidence of the class of these rights above that of a bridleway. No other evidence was found that suggest any other rights exist over the route, therefore public bridleway is suggested as being appropriate. In the absence of evidence of stopping up, these rights can be assumed to exist today.

The evidence found meets the standards set out in Section 53 of the Wildlife & Countryside Act, 1981 that a public right of way subsists or is reasonably alleged to subsist and has therefore been categorised as "Strong", supporting the making of a Definitive Map Modification Order application to add the route to the Definitive Map.

Appendix A - Methodological Statement

A series of technical papers describing the standard for research carried out by the Archive Research Unit have been developed. The DLW Research Standards provide a basis for quality assurance of evidence reports produced by the ARU and the accreditation of any lost ways claims made by Natural England.

The following Research Standard technical papers were used to develop this evidence report:

Technical paper
Discovering Lost Ways Research Standard 2.0: Research Scope
Discovering Lost Ways Research Standard 3.2: Tithe Survey Records
Discovering Lost Ways Research Standard 3.3: Finance Act Survey Records
Discovering Lost Ways Research Standard 3.7: Ordnance Survey Records
Discovering Lost Ways Research Standard 3.8: Non-OS Commercial Mapping
Discovering Lost Ways Research Standard 4.0: Combining & Evaluating Evidence

Appendix B - Acknowledgements

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