
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 SJ4433 3675) to Point B (OSGR SJ4439
3681) 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/182/012BHS which contains copies of the following documents or extracts thereof:**
- Ordnance Survey Surveyors Drawings, BL 316, entitled "PARTS OF Cheshire, Shropshire, Flintshire and Denbighshire", dated 1819
- Ordnance Survey 1" Old Series, SHR Ordnance Survey Old Series 1": 1 mile, entitled "Folder 1 1833-35", dated 1833-35
- Tithe Map, TNA IR/30/29/331, entitled "Parish of Welch Hampton in the County of Salop", dated 1839
- Railway Plan, SHR DP/316, entitled "Plans and Sections of the Cheshire & Shropshire Junction Railway from Shrewsbury to Chester & c.", dated 1844
- Railway Plan, SHR DP/405, entitled "Whitchurch, Wrexham, Mold and Connahs Quay Junction Railway Plans and Sections. Session 1861-2", dated 1861-2
- Railway Book of Reference, SHR DP/405, entitled "Whitchurch, Wrexham, Mold and Connahs Quay Junction Railway No. 1", dated 1861-2
- Ordnance Survey 25" 1st Edition, BL Vol 685 (35), entitled "Shropshire (Northern Division) Sheet VI.16 - Ellesmere & Welsh Hampton Parishes & Ellesmere Parish (Det Nos 2 & 3)", dated 1874
- Ordnance Survey 25" 2nd Edition, BL , dated 1901
- Finance Act Survey Map, TNA IR132/4/37, entitled "Shropshire Sheet VI. 16", dated 1909-1910

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

Signed: .



Date: ■

Wildlife and Countryside Act 1981

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

For a route at Breaden Heath in the Parish of Welshampton and Lyneal , Shropshire
to be shown as a Public Bridleway

Applicant's Reference: DLW SH/182/012



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/182/012
Name	None
Historic County	Shropshire
Sub-Unit	Shropshire Sub-unit 1
Parish(es)	Welshampton and Lyneal
Surveying Authority	Shropshire County Council
Definitive Map Ref. No.	None
Other Designation(s) Ref. No.	List of Streets (U1954/10)
Route Length	81 metres
OS 1:10,000 Sheet(s)	SJ43NW
Grid Ref (start)	SJ4433 3675
Grid Ref (end)	SJ4439 3681
ARU ASSESSMENT OUTCOME	
Status/Class	Public carriageway
Strength	Strong
Comment	Shown uncoloured and excluded from hereditaments on the Finance Act Survey map, described as "3 rd class metalled road" on New Series.

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/182/012 was included in the research scope by the Discovering Lost Ways Project during the course of research due to the discovery of evidence suggesting the existence of a public right of way.

From the documents examined, it is possible to establish that the case file route is shown on the Finance Act Survey map uncoloured and excluded from hereditaments. 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 Ordnance Survey 1" Revised New Series map demonstrates evidence for the route. The route is shown on the map as consisting of two parallel solid black lines and is described in the key under the heading "3rd Class Metalled Roads". For the purpose of the Discovering Lost Ways Project research it has been agreed that the showing of routes as 1st 2nd and 3rd class metalled roads on Ordnance Survey 1" Revised New Series maps will be taken as evidence of public vehicular rights. It is considered therefore that a public vehicular right of way existed over the route at the time of the survey.

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.

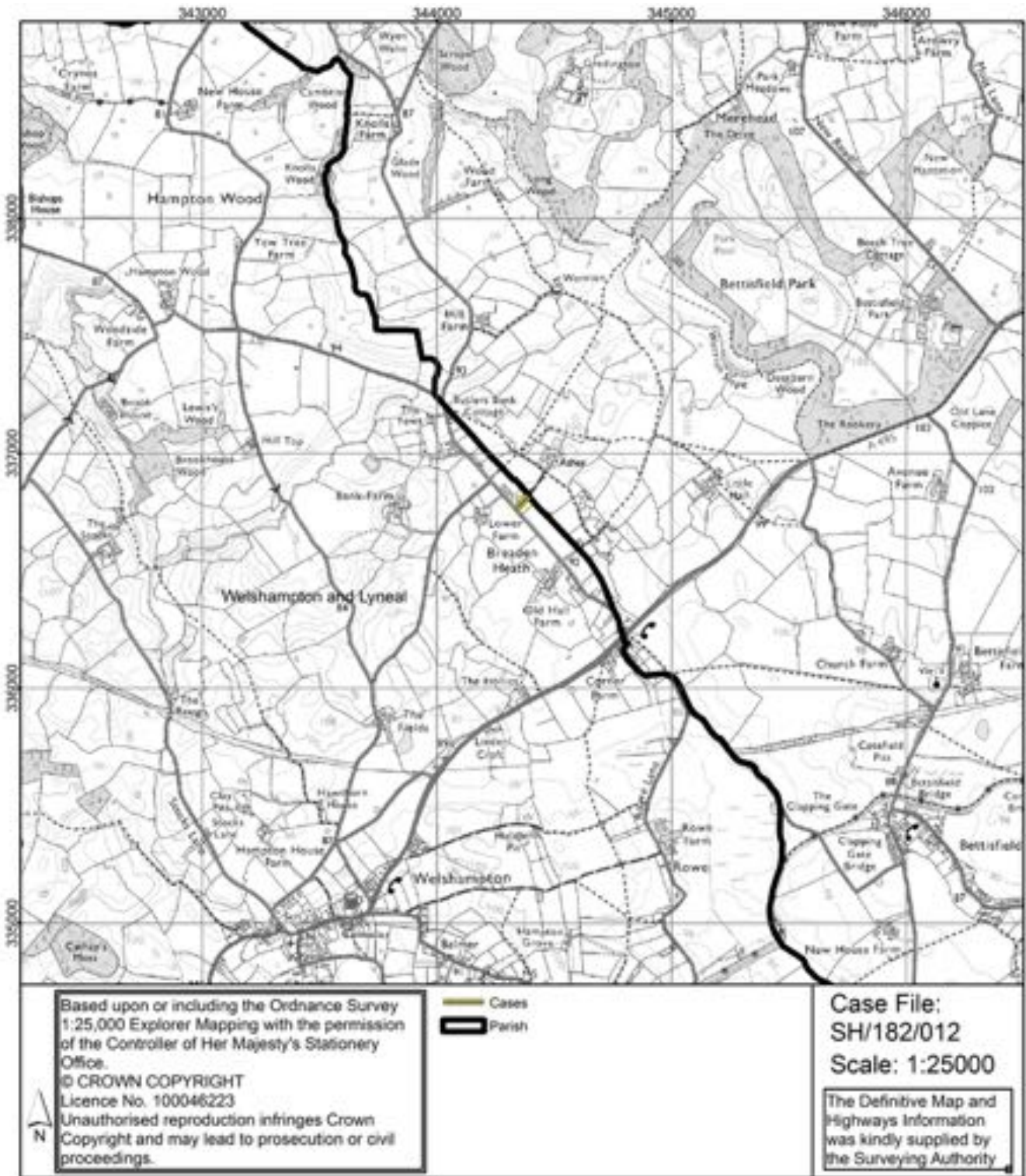
2. Description of Route

The route begins on U1954/10 (the reference given on Shropshire County Council's List of Streets) at the junction with C1050/10 (the reference given on Shropshire County Council's List of Streets) at coordinate SJ4433 3675 (point A on the Case File Route Map). The route then heads along U1954/10 in a north easterly direction to the county boundary at coordinate SJ4439 3681, where this route terminates (point B on the Case File Route Map).

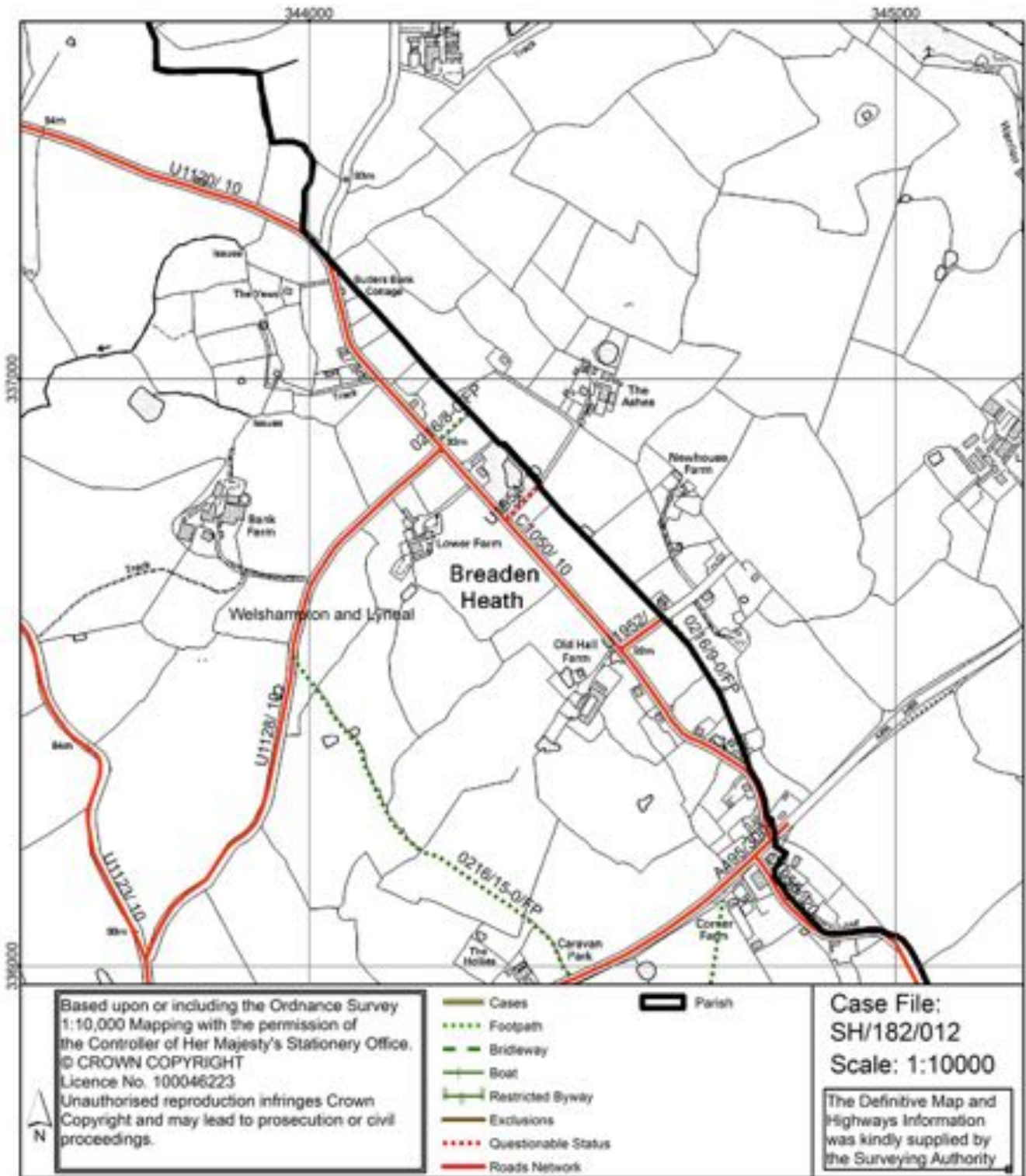
The route has a length of 81 metres.

During the research process, the whole of the case file reference number SH/182/012 was identified with the case route number WL32. Both references are 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).

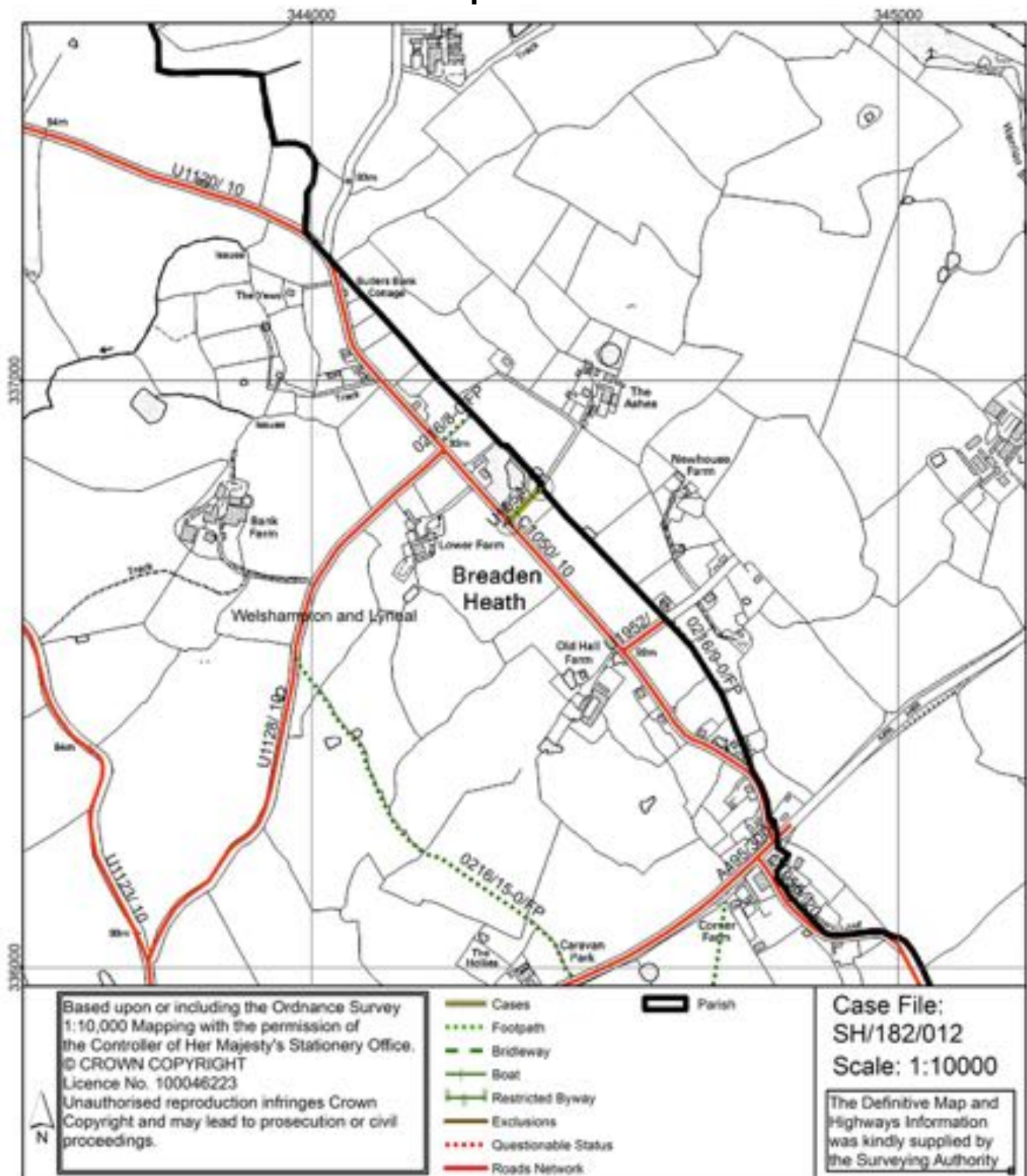
3. Location Plan



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/182/012 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, covers the area but demonstrates no evidence for case SH/182/012.

2. Ordnance Survey Surveyors Drawings, BL 316, entitled "PARTS OF Cheshire, Shropshire, Flintshire and Denbighshire.", dated 1819, demonstrates evidence for all of route WL32. The route is observed to commence at a junction with another route south of the first "e" in "Breaden Heath" on the map. 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 the county boundary south of the "d" in "Breaden Heath" on the map.

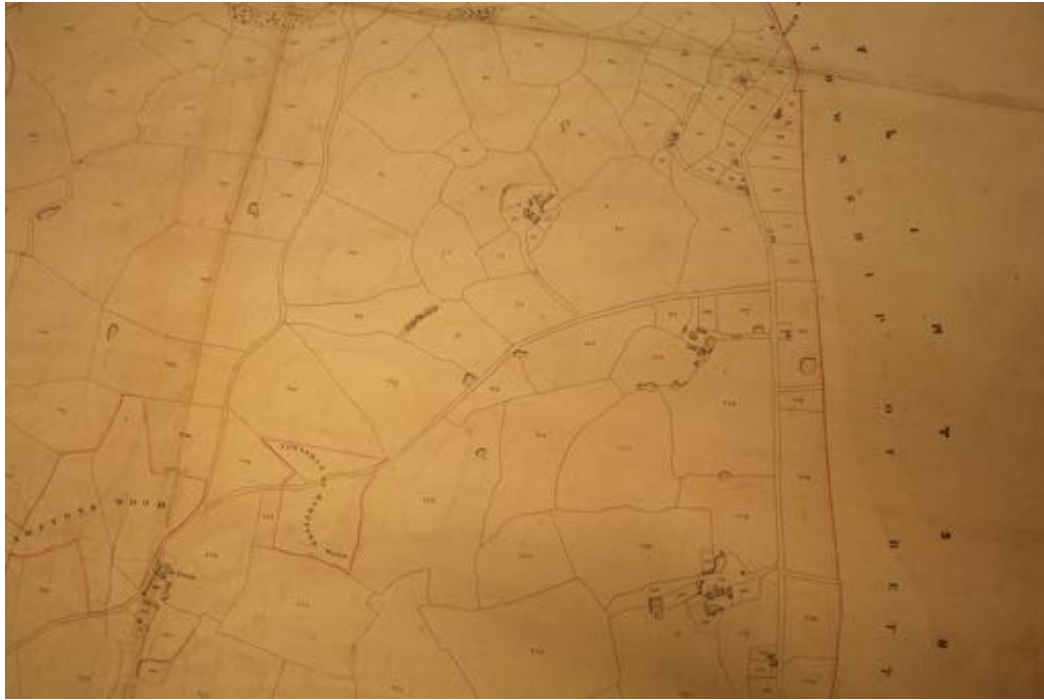


3. Non-Ordnance Survey Commercial Map, SHR GREENWOODS 1827 , entitled "Map of the County of SALOP FROM AN ACTUAL SURVEY Made in the Years 1826 & 1827 BY C. & J. GREENWOOD, Most Respectfully Dedicated To The NOBILITY, CLERGY & GENTRY OF Shropshire, By THE PROPRIETORS GREENWOOD, PRINGLE & Co. Regent Street. Pall Mall.... ", dated 1827, covers the area but demonstrates no evidence for case SH/182/012.

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 WL32. The route is observed to commence south west of the "T" of "The Ashes" 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 west of the "L" of "Little Hall" at the county boundary on the map.

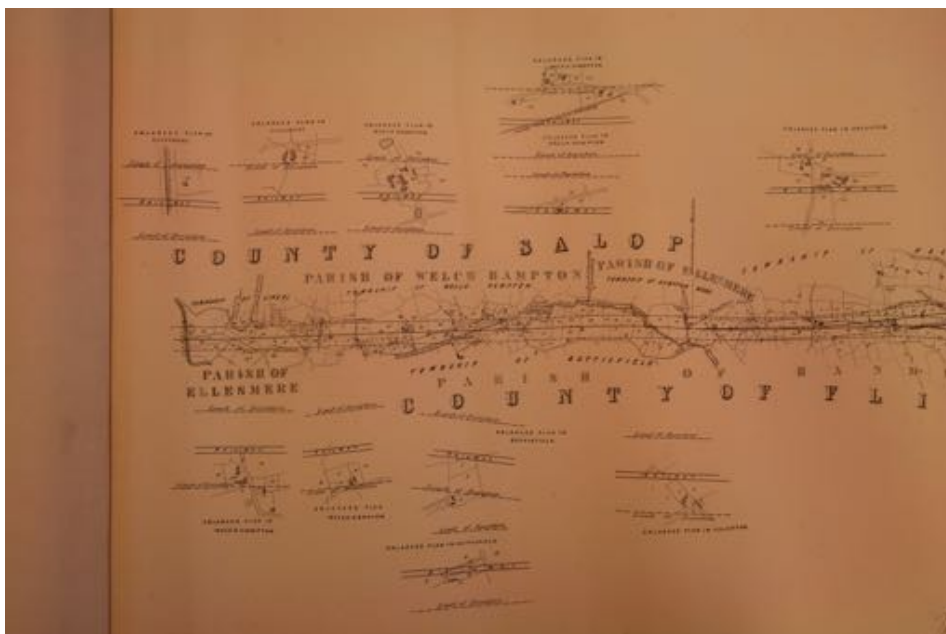


5. Tithe Map, TNA IR/30/29/331, entitled "Parish of Welch Hampton in the County of Salop", dated 1839, demonstrates evidence for all of route WL32. The route is observed to commence at the south west corner of parcel "105" on the map. The route is shown on the map but is un-numbered and not within a numbered parcel and is depicted as consisting of two parallel solid black lines. The route is observed to terminate at the north east corner of parcel "157" on the map.



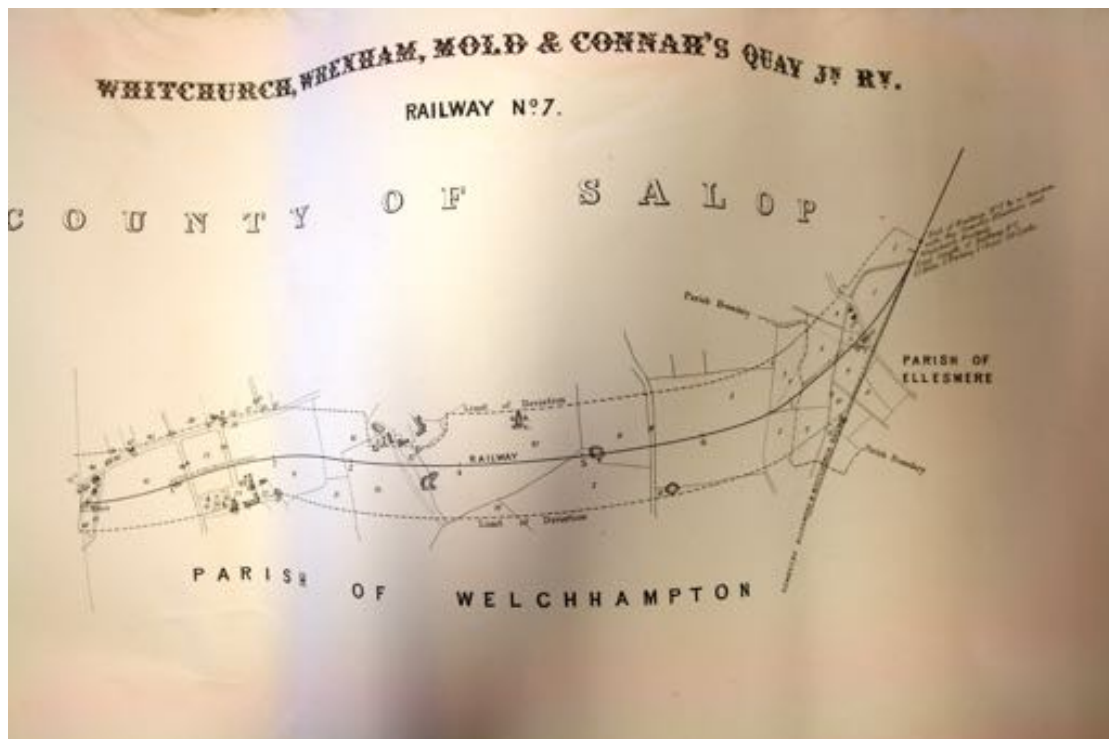
6. Railway Plan, SHR DP/316, entitled "Plans and Sections of the Cheshire & Shropshire Junction Railway from Shrewsbury to Chester &c.", dated 1844, demonstrates evidence for all of route WL32. The route is observed to commence at the south corner of parcel "37" on the plan. The route is shown on the plan specifically numbered, in this case as "36" and is depicted as consisting of two parallel solid black lines. The route is shown on the plan within the Limits of Deviation. The route is observed to terminate at the east corner of parcel "37" at the county boundary on the plan.

N.B. There is no book of reference available for this plan.



7. Railway Section, SHR DP/316, entitled "Plans and Sections of the Cheshire & Shropshire Junction Railway from Shrewsbury to Chester &c.", dated 1844, covers the area but demonstrates no evidence for case SH/182/012.

8. Railway Plan, SHR DP/405, entitled "Whitchurch, Wrexham, Mold and Connahs Quay Junction Railway Plans and Sections. Session 1861-2", dated 1861-2, demonstrates evidence for part of route WL32. The route is observed to commence at the south west corner of "32" on the plan. The route is shown on the plan specifically numbered, in this case as "31a" and is depicted as consisting of two parallel solid black lines. The route is shown on the plan within the Limits of Deviation. The route is observed to terminate to the south east of parcel "32" on the plan at the extents of the mapped area.



9. Railway Section, SHR DP/405, entitled "Whitchurch, Wrexham, Mold and Connahs Quay Junction Railway Plans and Sections. Session 1861-2", dated 1861-2, covers the area but demonstrates no evidence for case SH/182/012.

10. Railway Book of Reference, SHR DP/405, entitled "Whitchurch, Wrexham, Mold and Connahs Quay Junction Railway No. 1", dated 1861-2, demonstrates evidence for all of route WL32. The route is described in a manner which fails

to confer any indication of status, in this case as "Occupation Road" on page 151, in parcel number "31a".

RAILWAY No. 2.

Parish of Welch-Hampton, County of Salop.

Number of Plans.	Description of Property.	Owners or Reported Owners.	Leases or Reported Leases.	Occupiers.
14	Public carriage road	The carriers of Highways of the Township of Hamptons Wood, Welch-Hampton, Shropshire.		
15	Occupation road	Richard Thomas, Esquire, Shropshire, and the Justice of the Peace, Shropshire.		Thomas Lewis
16	Arable field	Richard Thomas, Esquire, Shropshire, and the Justice of the Peace, Shropshire.		John Roberts
17	Pasture field	Richard Thomas		John Roberts
17a	Occupation road	Richard Thomas		
18	Arable and pasture field and part	William Tipton		Thomas White
19	Pasture field	William Tipton		Thomas White
20	Single house	William Tipton		Thomas White
21	Yard	William Tipton		Thomas White
22	House	William Tipton		Thomas White

Wychingham, Welch, and Hamptons Wood, Shropshire, Railway.

11. Estate Map, SHR 380/46/ Bdle 107, entitled "Estate in the Parish of Welshampton and in the township of Hamptons Wood in the Parish of Ellesmere - The-Property-Of-Earl-Brownlow-", dated 1866, covers the area but demonstrates no evidence for case SH/182/012.

12. Ordnance Survey 25" 1st Edition, BL Vol 685 (35), entitled "Shropshire (Northern Division) Sheet VI.16 - Ellesmere & Welsh Hampton Parishes & Ellesmere Parish (Det Nos 2 & 3)", dated 1874, demonstrates evidence for all of route WL32. The route is observed to commence at the western corner of parcel "106" on the map. The route is shown specifically numbered on the map as "105" and is depicted as consisting of two parallel solid black lines. The route is observed to terminate at the northern of parcel "106" on the map.



13. Ordnance Survey 25" 1st Edition Book of Reference, BL None, entitled "BOOK OF REFERENCE TO THE PLAN OF THE PARISH OF WELSH HAMPTON IN THE COUNTY OF SHROPSHIRE", dated 1876, demonstrates evidence for all of route WL32. The route is described in a manner which fails to confer any indication of status, in this case as "Road." on page "2", in parcel number "105".

14. Ordnance Survey 25" 2nd Edition, BL , dated 1901, demonstrates evidence for all of route WL32. The route is observed to commence at the western corner of parcel "33" on the map. The route is shown specifically numbered on the map as "32" and is depicted as consisting of two parallel solid black lines. The route is observed to terminate at the northern most point of parcel "33" on the map.



15. Ordnance Survey 1" New Series, BL Maps 1175(134.) , entitled "SHEET 122 - NANTWICH", dated 1902, demonstrates evidence for all of route WL32. The route is observed to commence at a junction with another route south west of "The Ashes" on the map. The route is shown on the map and is depicted as consisting of two parallel solid black lines. The route is shown on the map and un-coloured. The route is shown on the map but is un-named. The route is shown on the map and described under the heading "3rd Class Metalled Roads" in the map key. The route is observed to terminate at the county boundary south west of the "The Ashes" on the map.

16. Finance Act Survey Map, TNA IR132/4/37, entitled "Shropshire Sheet VI. 16", dated 1909-1910, demonstrates evidence for all of route WL32. The route is observed to commence at the western most point of OS parcel "33" on the

map. The route is shown uncoloured and excluded from hereditaments. The route is observed to terminate at the northern corner of OS parcel "33" 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
Ordnance Survey Records Surveyors Drawings	C	BL 316 - PARTS OF Cheshire, Shropshire, Flintshire and Denbighshire.	1819	6.2	OSD1	Route shown un-coloured on Ordnance Surveyors Drawing
					OSD4	Route un-named on Ordnance Surveyor's Drawing
Ordnance Survey Records 1" Old Series	B(ii)	SHR Ordnance Survey Old Series 1": 1 mile - Folder 1 1833 - 1835	1833 - 1835	6.4	OSM5	Route shown on OS 1" Old Series map
Tithe Survey Records	C	TNA Map IR/30/29/331 - Parish of Welch Hampton in the County of Salop	1839	6.5	TM3	Route shown on map not numbered specifically or within numbered parcel
Deposited Railway Records	C	SHR Plan DP/316 - Plans and Sections of	1844	6.6	RP1	Route specifically numbered on plan

		the Cheshire & Shropshire Junction Railway from Shrewsbury to Chester & c.			RP3	Route within LOD
Deposited Railway Records	C	SHR Plan DP/405 - Whitchurch, Wrexham, Mold and Connahs Quay Junction Railway Plans and Sections. Session 1861-2	1861-2	6.8	RP1	Route specifically numbered on plan
					RP3	Route within LOD
		SHR Book Of Reference DP/405 - Whitchurch, Wrexham, Mold and Connahs Quay Junction Railway No. 1	1861-2	6.10	RB1	Described as non-status specific i.e. 'occupation road', 'footpath' etc
Ordnance Survey Records 25" 1st Edition	C	BL Vol 685 (35) - Shropshire (Northern Division) Sheet VI.16 - Ellesmere & Welsh Hampton Parishes & Ellesmere Parish (Det Nos 2 & 3)	1874	6.12	OSM23	Route specifically numbered on plan
		BL None - BOOK OF REFERENCE TO THE PLAN OF THE PARISH OF WELSH HAMPTON IN THE COUNTY OF SHROPSHIRE	1876	6.13	OSB5	Route described as non-status specific i.e. - 'Occupation Road' or 'Footpath'
Ordnance Survey Records 25" 2nd Edition	C	BL -	1901	6.14	OSM12	Route Shown on OS 2nd Edition 25" Map
Ordnance Survey Records 1" New Series	B(ii)	BL Maps 1175(134.) - SHEET 122 - NANTWICH	1902	6.15	OSM13	Route shown on OS 1" Revised New Series map
					OSM14	Route shown un-coloured on OS 1" Revised New Series map
					OSM20	Route un-named on map

					OSM26	Route described as '3rd class metalled road' in key
Finance Act Survey Records	B(i)	TNA Map IR132/4/37 - Shropshire Sheet VI. 16 2nd Edition 1901	1909-1910	6.16	FA1	Route shown uncoloured and excluded from hereditaments

Evidence of class:

This evidence refers to 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
Ordnance Survey Records Surveyors Drawings	BL 316 - PARTS OF Cheshire, Shropshire, Flintshire and Denbighshire.	1819	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 Records	TNA Map IR/30/29/331 - Parish of Welch Hampton in the County of Salop	1839	RC14	Unspecified
Deposited Railway Records	SHR Plan DP/316 - Plans and Sections of the Cheshire & Shropshire Junction Railway from Shrewsbury to Chester & c.	1844	RC14	Unspecified

Deposited Railway Records	SHR Plan DP/405 - Whitchurch, Wrexham, Mold and Connahs Quay Junction Railway Plans and Sections. Session 1861-2	1861-2	RC14	Unspecified
	SHR Book Of Reference DP/405 - Whitchurch, Wrexham, Mold and Connahs Quay Junction Railway No. 1	1861-2	RC11	Occupation road
Ordnance Survey Records 25" 1st Edition	BL Vol 685 (35) - Shropshire (Northern Division) Sheet VI.16 - Ellesmere & Welsh Hampton Parishes & Ellesmere Parish (Det Nos 2 & 3)	1874	RC14	Unspecified
	BL None - BOOK OF REFERENCE TO THE PLAN OF THE PARISH OF WELSH HAMPTON IN THE COUNTY OF SHROPSHIRE	1876	RC12	Road
Ordnance Survey Records 25" 2nd Edition	BL -	1901	RC14	Unspecified
Ordnance Survey Records 1" New Series	BL Maps 1175(134.) - SHEET 122 - NANTWICH	1902	RC12	Road
Finance Act Survey Records	TNA Map IR132/4/37 - Shropshire Sheet VI. 16 2nd Edition 1901	1909-1910	RC14	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
Ordnance Survey Records Surveyors Drawings	BL 316 - PARTS OF Cheshire, Shropshire, Flintshire and Denbighshire.	1819	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	TNA Map IR/30/29/331 - Parish of Welch Hampton in the County of Salop	1839	PA1	two parallel solid black lines
Deposited Railway Records	SHR Plan DP/316 - Plans and Sections of the Cheshire &Shropshire Junction Railway from Shrewsbury to Chester &c.	1844	PA1	two parallel solid black lines
Deposited Railway Records	SHR Plan DP/405 - Whitchurch, Wrexham, Mold and Connahs Quay Junction Railway Plans and Sections. Session 1861-2	1861-2	PA1	two parallel solid black lines
Ordnance Survey Records 25" 1st Edition	BL Vol 685 (35) - Shropshire (Northern Division) Sheet VI.16 - Ellesmere & Welsh Hampton Parishes & Ellesmere Parish (Det Nos 2 & 3)	1874	PA1	two parallel solid black lines
Ordnance Survey Records 25" 2nd Edition	BL -	1901	PA1	two parallel solid black lines
Ordnance Survey	BL Maps 1175(134.)	1902	PA1	two parallel solid

Records 1" New Series	- SHEET 122 - NANTWICH			black lines
Finance Act Survey Records	TNA Map IR132/4/37 - Shropshire Sheet VI. 16 2nd Edition 1901	1909-1910	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 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:

1. Tithe Survey Records

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

2. Finance Act Survey Records

The Finance Act Survey map demonstrates evidence for the route. The route is shown uncoloured and excluded from hereditaments. 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. Deposited Railway Records

Deposited Railway Record DP/316 demonstrates evidence for the entire route. The route is shown on the plan specifically numbered, in this case as "36" but there is no available book of reference.

Deposited Railway Record DP/405 demonstrates evidence for part of the route. The route is shown on the plan specifically numbered, in this case as "31a" with the corresponding entry in the book of reference describing the route in a manner which fails to confer any indication of status, in this case as "Occupation Road".

4. Ordnance Survey Records

a) Ordnance Survey Surveyor's Drawings

The Ordnance Survey Surveyor's Drawing demonstrates evidence for the route as a physical feature only.

b) Ordnance Survey 1" Old Series

The Ordnance Survey 1" Old Series map demonstrates evidence for the route as a physical feature only.

c) Ordnance Survey 25" 1st Edition

The Ordnance Survey 25" 1st Edition demonstrates evidence for the route. The route is shown specifically numbered on the map as "105" with the corresponding entry in the book of reference describing the route as a "Road."

d) Ordnance Survey 25" 2nd Edition

The Ordnance Survey 25" 2nd Edition demonstrates evidence for the route as a physical feature only. The route is shown on the map un-named

e) Ordnance Survey 1" Revised New Series

The Ordnance Survey 1" Revised New Series map demonstrates evidence for the route. The route is shown on the map as consisting of two parallel solid black lines and is described in the key under the heading "3rd Class Metalled Roads". For the purpose of the Discovering Lost Ways Project research it has been agreed that the showing of routes as 1st 2nd and 3rd class metalled roads on Ordnance Survey 1" Revised New Series maps will be taken as evidence of public vehicular rights. It is considered therefore that a public vehicular right of way existed over the route at the time of the survey.

Alignment of the case file route:

From the analysis of the Deposited Railway plans 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:

No contradictory evidence was found for the route.

Outcome of the evaluation:

Case file SH/182/012 was included in the research scope by the Discovering Lost Ways Project during the course of research due to the discovery of evidence suggesting the existence of a public right of way.

From the documents examined, it is possible to establish that the case file route is shown on the Finance Act Survey map uncoloured and excluded from hereditaments. 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 Ordnance Survey 1" Revised New Series map demonstrates evidence for the route. The route is shown on the map as consisting of two parallel solid black lines and is described in the key under the heading "3rd Class Metalled Roads". For the purpose of the Discovering Lost Ways Project research it has been agreed that the showing of routes as 1st 2nd and 3rd class metalled roads on Ordnance Survey 1" Revised New Series maps will be taken as evidence of public vehicular rights. It is considered therefore that a public vehicular right of way existed over the route at the time of the survey.

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 3.3: Finance Act Survey Records
Discovering Lost Ways Research Standard 3.4: Deposited Railway Records
Discovering Lost Ways Research Standard 3.7: Ordnance Survey Records
Discovering Lost Ways Research Standard 4.0: Combining & Evaluating Evidence

Appendix B - Acknowledgements

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