
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 SJ5733 3009) to Point B (OSGR SJ5923 2957) 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/088/006 BHS 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, BL 326, entitled "PARTS OF Shropshire Cheshire and Flintshire", dated 1829
- Ordnance Survey 1" Old Series, SHR Ordnance Survey Old Series 1": 1mile, entitled "Folder 1 1833 - 1835", dated 1833 – 1835
- Tithe Map, TNA IR 30/29/160, entitled "Township of HAWKSTONE in the District of Hodnet SALOP, Map in 11 Parts – Part 3", dated 1840
- Tithe Map, TNA IR 30/29/160, entitled "Township of Marchamley", dated 1840
- Ordnance Survey 25" 1st Edition, BL Vol 687 (49), entitled "Shropshire (Northern Division) Sheet XV.14 - Hodnet & Weston and Wixhill under Redcastle Parishes", dated 1880
- Ordnance Survey 25" 2nd Edition, BL 1599 (46), entitled "SECOND EDITION 1901 SHROPSHIRE SHEET XV. 14." dated 1900
- Ordnance Survey 1" New Series, BL Maps 1175 (134.) sheet 138, entitled "OS of England WEM", dated 1902
- Finance Act Survey Map, TNA IR 132/4/147, entitled "Shropshire Sheet XV.14 - Second Edition 1901", dated 1909/1910
- Finance Act Survey Field Book, TNA IR 58/75816, entitled "Hodnet Assessment No. 201-300", dated 1910

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

Signed:



Date: 27/08/2020

Wildlife and Countryside Act 1981

Map to Accompany Definitive Map Modification Order Application

For a route at Marchamley in the Parish of Hodnet, Shropshire to be shown as a
Public Bridleway

Applicant's Reference: DLW SH/088/006



27 / 08 / 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/088/006
Name	Un-named
Historic County	Shropshire
Sub-Unit	Shropshire Sub-unit 1
Parish(es)	Hodnet
Surveying Authority	Shropshire County Council
Definitive Map Ref. No.	None
Other Designation(s) Ref. No.	None
Route Length	2287 metres
OS 1:10,000 Sheet(s)	SJ52NE, SJ53SE
Grid Ref (start)	SJ5733 3009
Grid Ref (end)	SJ5923 2957
ARU ASSESSMENT OUTCOME	
Status/Class	Public bridleway
Strength	Tentative
Comment	Shown as a through route on Tithe Survey maps and described as 'Cross Roads' on Non-Ordnance Survey map.

Date:

02 May 2008

LandAspects
Rowan House
Lloyd Drive
Ellesmere Port
Cheshire CH65 9HQ

Table of Contents

1. Summary of Findings	5
2. Description of Route	6
3. Location Plan	7
4. Current Definitive Paths	8
5. Case File Route Map	10
6. Details of Documentary Evidence	12
7. Interpretation of Evidence from Individual Records	30
8. Overall Evaluation of Evidence	36
Appendix A - Methodological Statement	39
Appendix B - Acknowledgements	40

1. Summary of Findings

Case SH/088/006 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 in part on two Tithe Survey maps on which it is labelled as a through-route. The route is shown on Greenwood's map and described under the heading "Cross Roads" in the key. For the purposes of the Discovering Lost Ways 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. On Baugh's map the route is described under the headings "Roads over Commons" and "Turnpike Roads" in the map key. It is also shown as a physical feature on the supporting Ordnance Survey Records.

No evidence was found that clarified the class of public rights over the entire length of the route. Based on the Non-Ordnance Survey Commercial map evidence the default class of public bridleway is suggested as being appropriate. In the absence of evidence of stopping up, these rights can be assumed to exist today.

Although the evidence for part of the length of the route 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, the case as a whole has been categorised as "tentative". It is felt that evidence for the whole route would be needed before a Definitive Map Modification Order application could be made to add the route as a public bridleway.

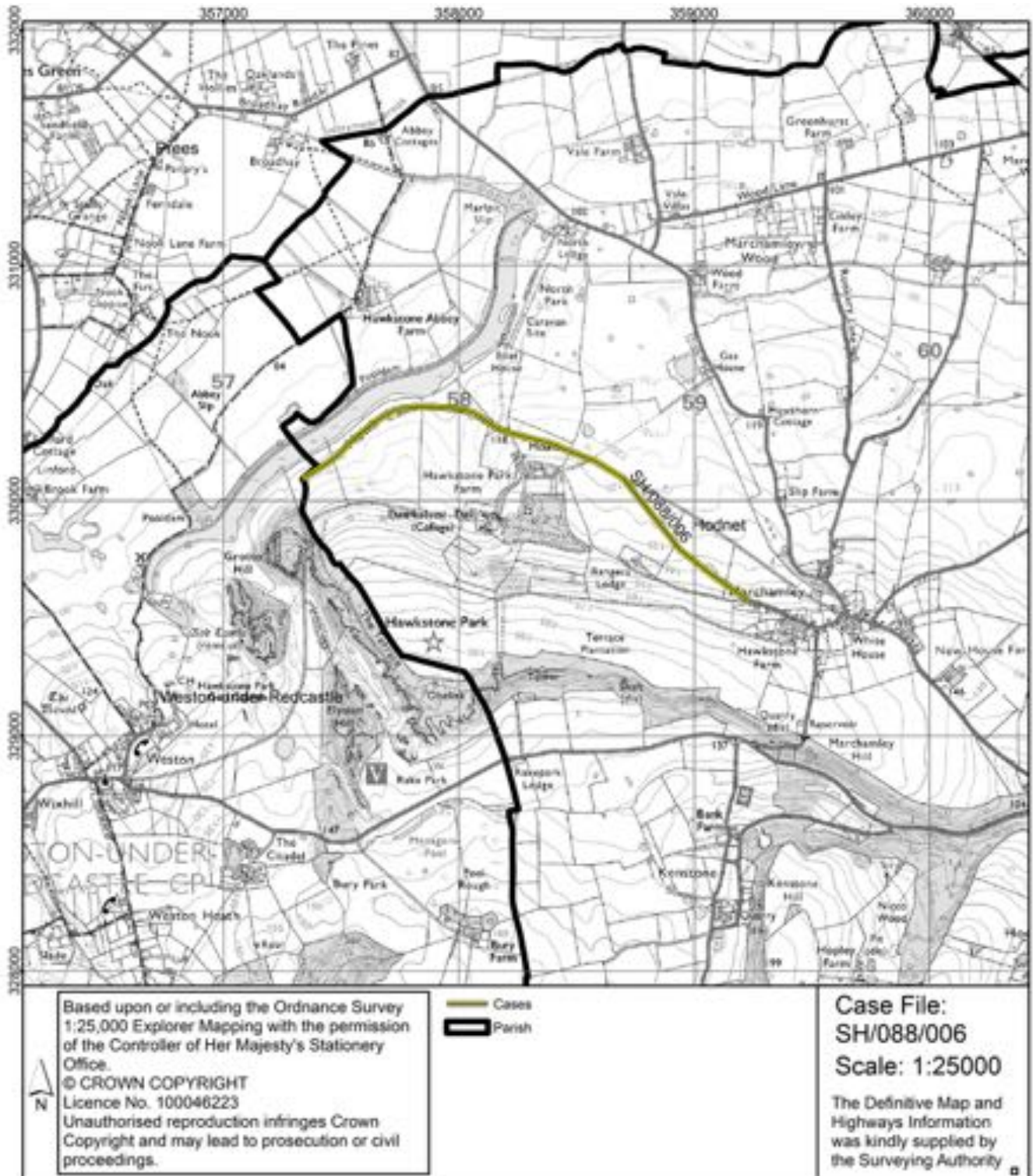
2. Description of Route

The route begins at the parish boundary between Weston-under-Redcastle and Hodnet at coordinate SJ5733 3009 (point A on the case file route map). The route then heads in an easterly direction to where it terminates at a junction with School Lane (which has been given the reference U2739/10 on Shropshire County Council's List of Streets) at coordinate SJ5923 2957 (point B on the case file map).

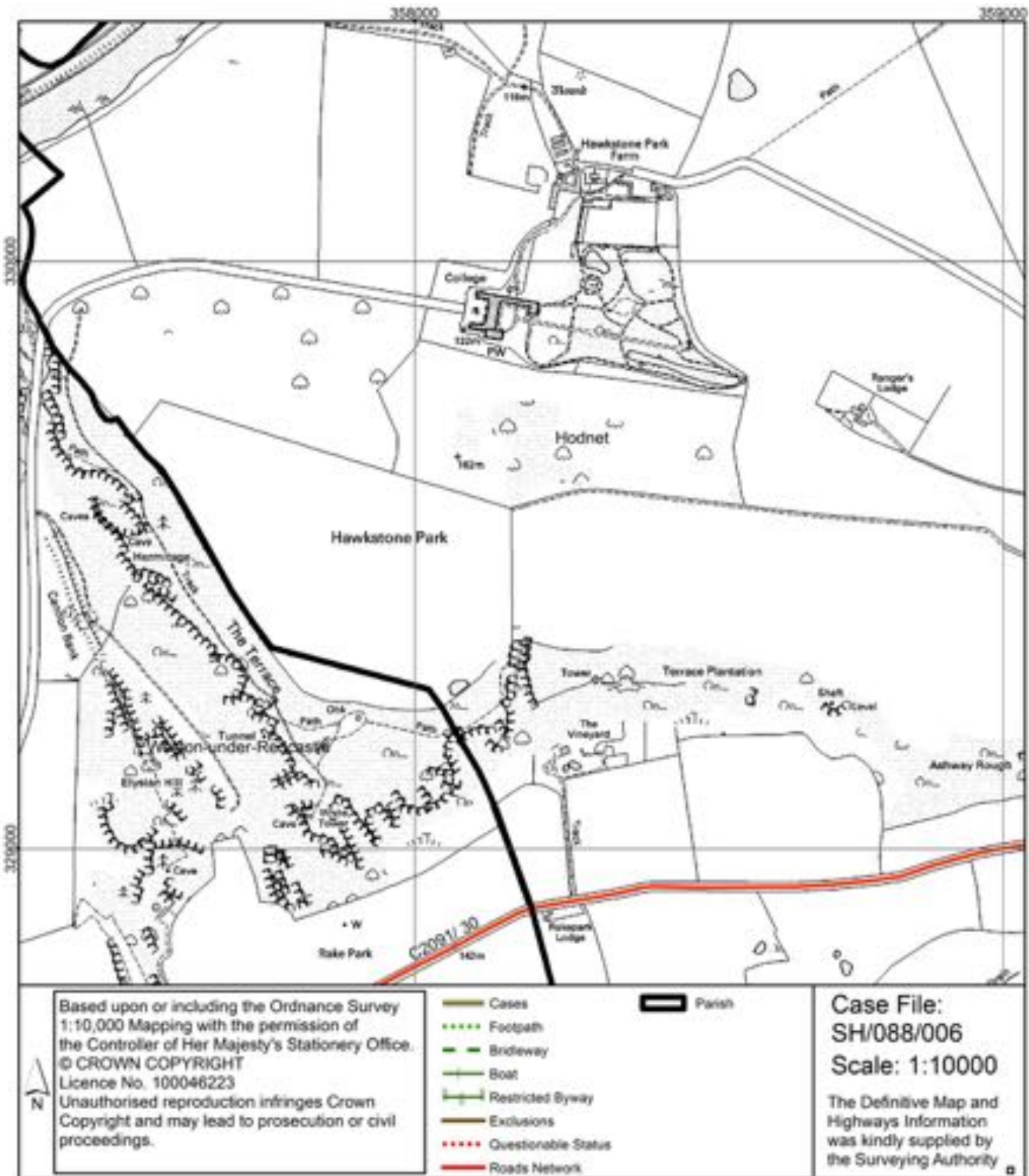
The route has a length of 2287 metres.

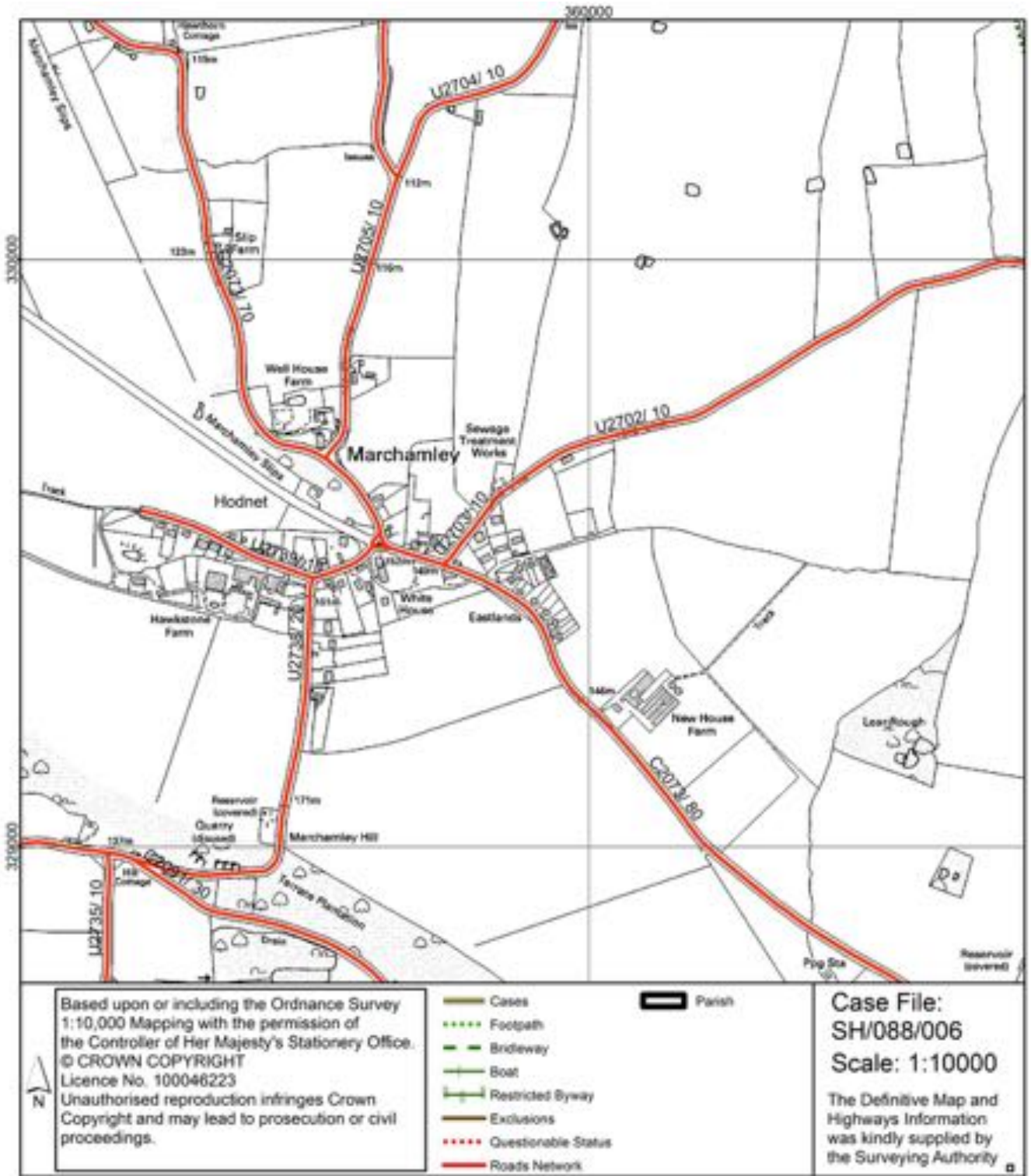
During the research process, the whole of the case file route SH/088/006 was identified with the research case reference HD2. Both references are used in section 6 of this report. Where documents are considered to contain relevant evidence the case route number is used (in bold). Where there is no evidence the case file reference number is used (plain text).

3. Location Plan

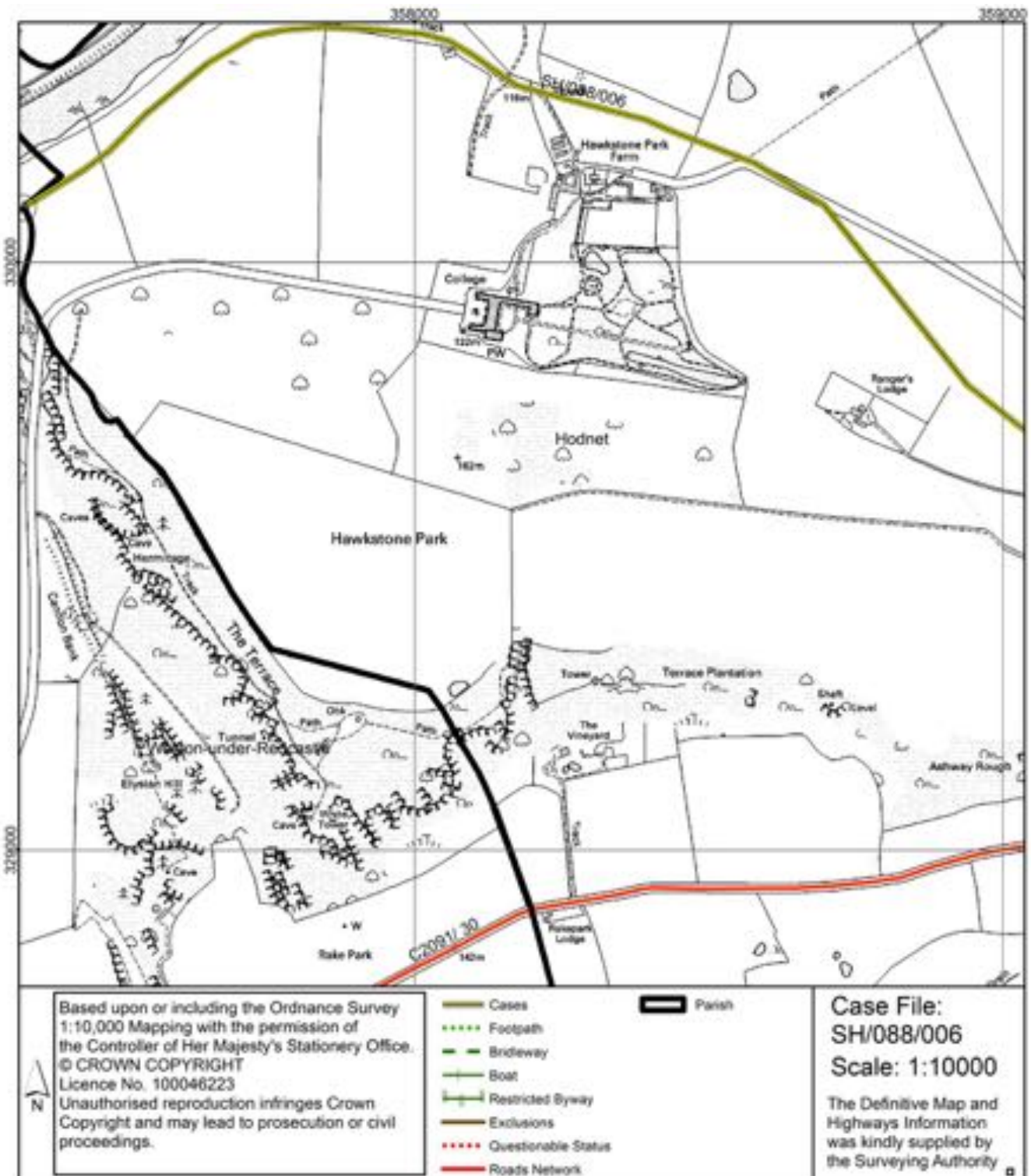


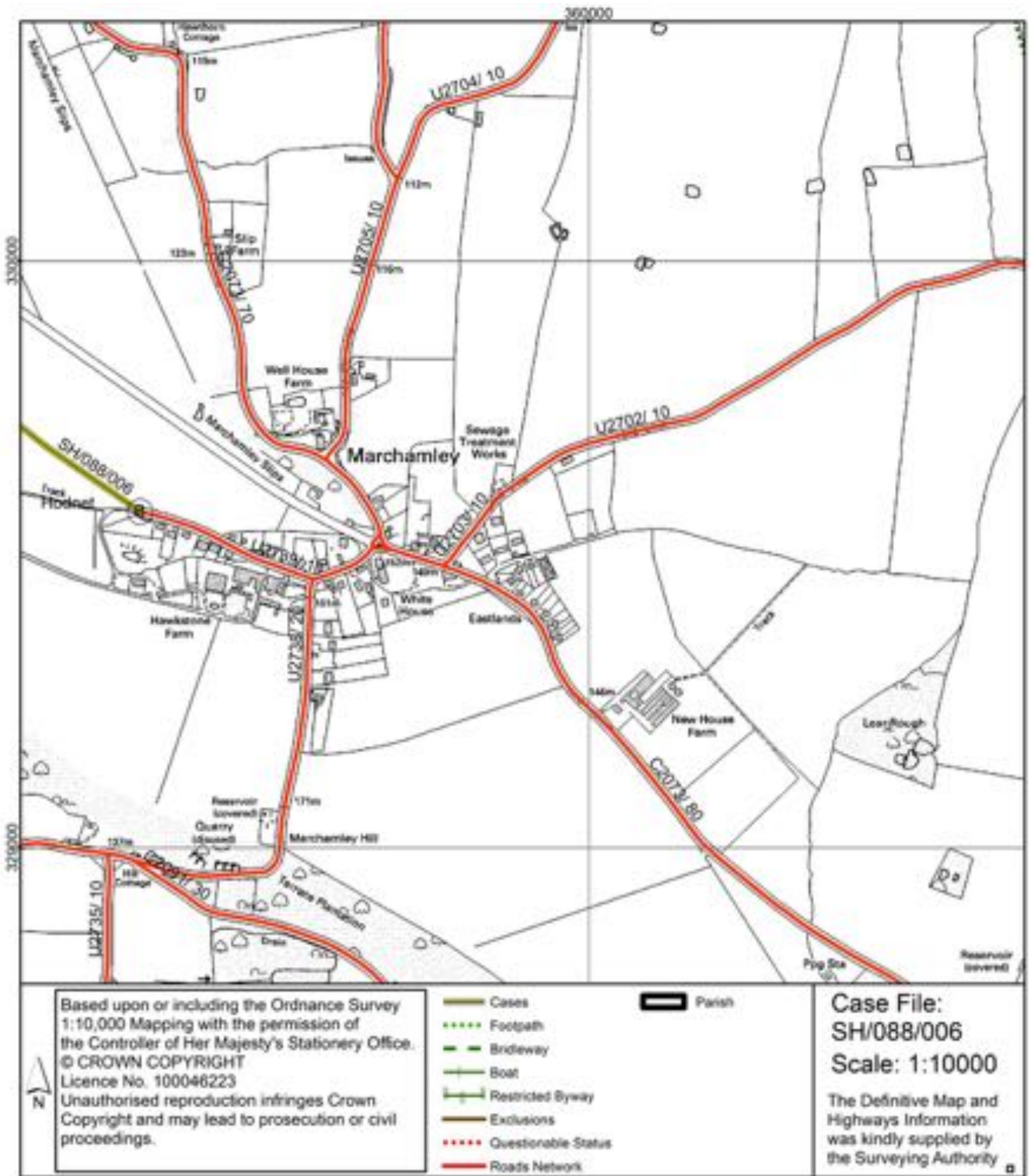
4. Current Definitive Paths





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/088/006 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.

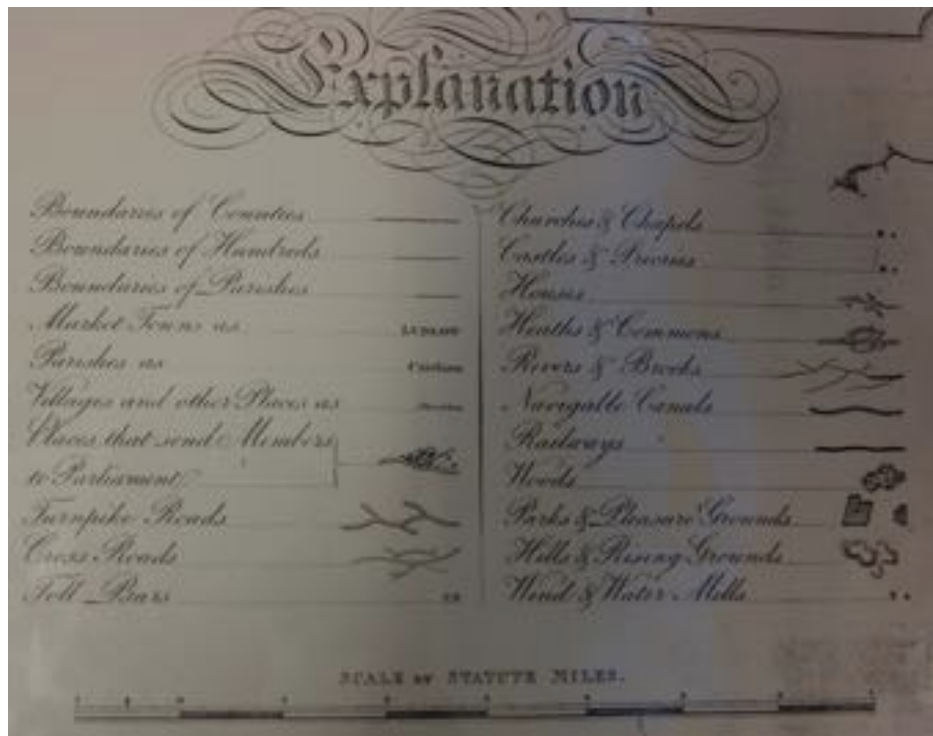
1. Non-Ordnance Survey Commercial Map, SHR R BAUGH 1808 sheet 2, entitled "To the Right Honourable EDWARD EARL OF POWIS Lord Lieutenant and Custos Rotulorum of the Counties of SALOP AND MONTGOMERY This MAP of SHROPSHIRE is humbly and respectfully dedicated by his LORDSHIPS obliged and obedient Servant ROBERT BAUGH", dated 1808, demonstrates evidence for all of route HD2. The route is observed to commence north east of "Red Castle" on the map. The route is described in a manner which fails to confer any indication of status, i.e. as "Roads over Commons" in the map key and is depicted as consisting of two parallel dashed black lines. The route is observed to change its physical characteristics south of the "w" of "Hawkstone" on the map. The route is shown on the map and described in the map key under the heading "Turnpike Roads" and is depicted as consisting of one bold and one fine solid parallel black lines. The route is observed to terminate south of the "o" of "Hawkstone" on the map.





2. Non-Ordinance 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, demonstrates evidence for part of route HD2. The route is observed to commence to the west of the letter "P" of "Hawkstone Park" on the map. The route is described under the heading "Cross Roads" in the map key and is depicted as consisting of two parallel solid black lines. The route is observed to terminate to the south of the second letter "n" of "Kennel" on the map.





3. Ordnance Survey Surveyors Drawings, BL 326, entitled "PARTS OF Shropshire Cheshire and Flintshire", dated 1829, demonstrates evidence for part of route HD2. The route is observed to commence north east of the words "Hawkstone Park" 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 south west of "Hawkstone Park" on the map.

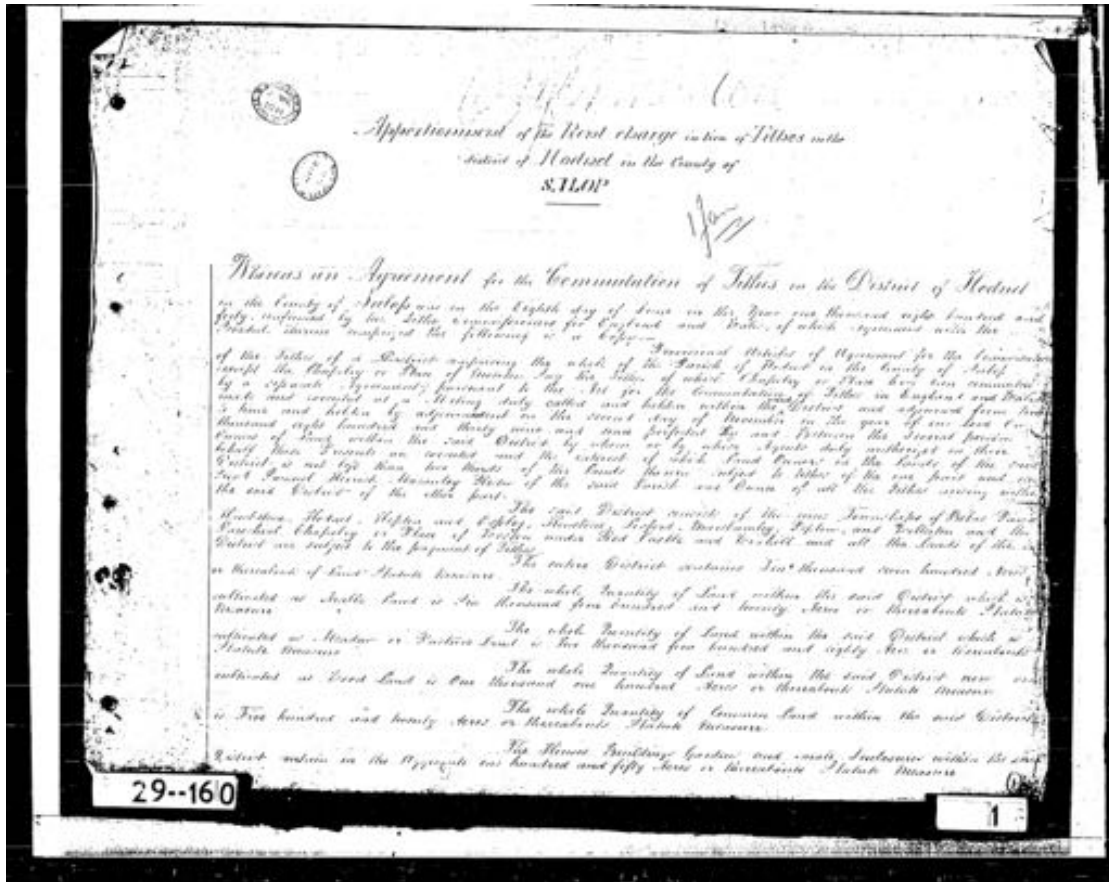
4. Ordnance Survey 1" Old Series, SHR Ordnance Survey Old Series 1": 1mile, entitled "Folder 1 1833 - 1835", dated 1833 - 1835, demonstrates evidence for part of route HD2. The route is observed to commence north east of the words "Hawkstone Park" on the map. The route is shown on the map and is depicted as consisting of two parallel solid black lines. The route is observed to terminate south west of "Hawkstone Park" on the map.



5. Tithe Map, TNA IR 30/29/160, entitled “Township of HAWKSTONE in the District of Hodnet SALOP, Map in 11 Parts – Part 3”, dated 1840, demonstrates evidence for part of route HD2. The route is observed to commence at the north west corner of parcel "e2" on the map. The route is shown to be unnumbered but is contained within numbered parcels "e5", "e4" & "e8". The route is depicted as consisting of two parallel dashed black lines (in-filled). The route is shown as a through-route and is labelled on the map as "To Marchamley". The route is observed to terminate midway along the eastern edge of parcel "e8" on the map.



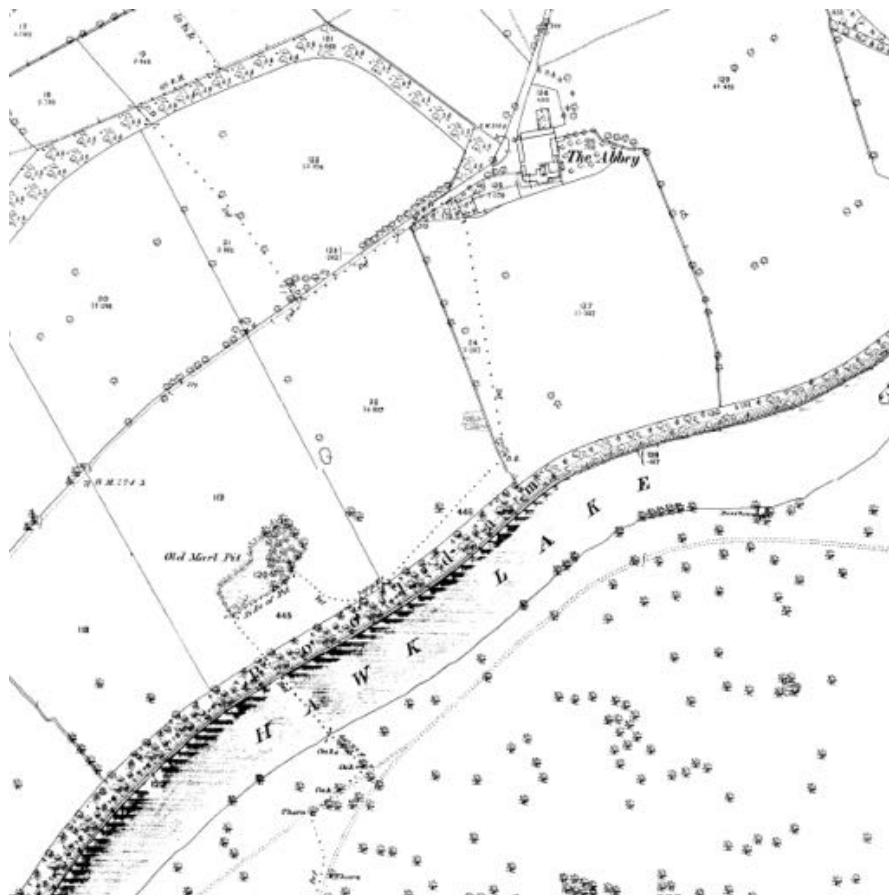
6. Tithe Apportionment, TNA IR 29/29/160, dated 1840, covers the area but demonstrates no evidence for case SH/088/006.



7. Tithe Map, TNA IR 30/29/160, entitled "Township of Marchamley", dated 1840, demonstrates evidence for part of route HD2. The route is observed to commence at the south west corner of parcel "g368" 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 dashed black lines (in-filled). The route is shown as a through-route and is labelled on the map as "From Hawkstone". The route is observed terminate at the south east corner of parcel "223" on the map.



8. Ordnance Survey 25" 1st Edition, BL Vol 687 (49), entitled "Shropshire (Northern Division) Sheet XV.14 - Hodnet & Weston and Wixhill under Redcastle Parishes", dated 1880, demonstrates evidence for part of route HD2. The route is observed to commence south of the "W" of "HAWK LAKE" on the map (shown on 30SJ5730). The route is shown to be unnumbered but is contained within numbered parcel "453" on the map (shown on 30SJ5830). The route is shown on the map and is depicted as consisting of two parallel dashed black lines. The route is observed to terminate north of "Ranger's Lodge" on the map (shown on 30SJ5829).



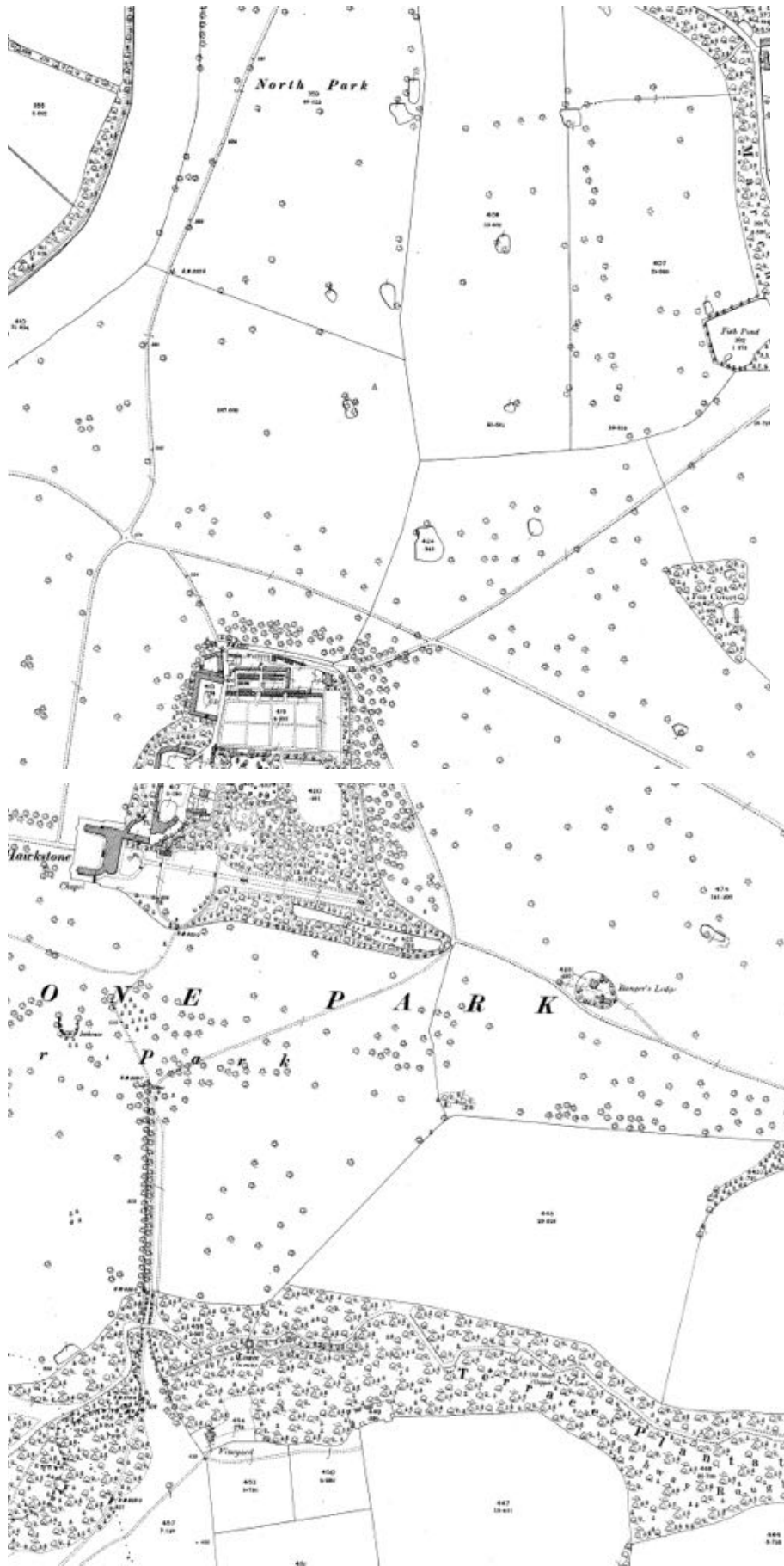


9. Ordnance Survey 25" 1st Edition Book of Reference, BL, entitled "Book of Reference to the Plan of the Parish of Hodnet, Shropshire (Northern Division)", dated 1881, covers the area but demonstrates no evidence for case SH/088/006.

10. Ordnance Survey 25" 1st Edition Book of Reference, BL, 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/088/006.

11. Ordnance Survey 25" 2nd Edition, BL 1599 (46), entitled "SECOND EDITION 1901 SHROPSHIRE SHEET XV. 14." dated 1900, demonstrates evidence for part of route HD2. The route is observed to commence south of the "W" of "HAWK LAKE" on the map (shown on 30SJ5730). The route is shown on the map unnamed and is depicted as consisting of two parallel dashed black lines. The route is observed to terminate north of the "Rangers Lodge" on the map (shown on 30SJ5829).







12. Ordnance Survey 1" New Series, BL Maps 1175 (134.) sheet 138, entitled "OS of England WEM", dated 1902, demonstrates evidence for route HD2. The route is observed to commence east of "Grotto Hill" on the map. The route is shown on the map and described in the map key under the heading "Unmetalled Roads". The route is depicted as consisting of two parallel dashed black lines. The route is observed to terminate north west of "Marchamley" on the map.

13. Finance Act Survey Map, TNA IR 132/4/147, entitled "Shropshire Sheet XV.14 - Second Edition 1901", dated 1909/1910, demonstrates evidence for all of route HD2. The route is observed to commence south of the "W" of "HAWK LAKE" (OS) on the map (Shown on ir_132_4_147_1). The route is shown included in the hereditament(s) in this case hereditament numbers "299" &

"300". The route is observed to terminate north of the "Rangers Lodge" (OS) on the map (Shown on ir_132_4_147_2).

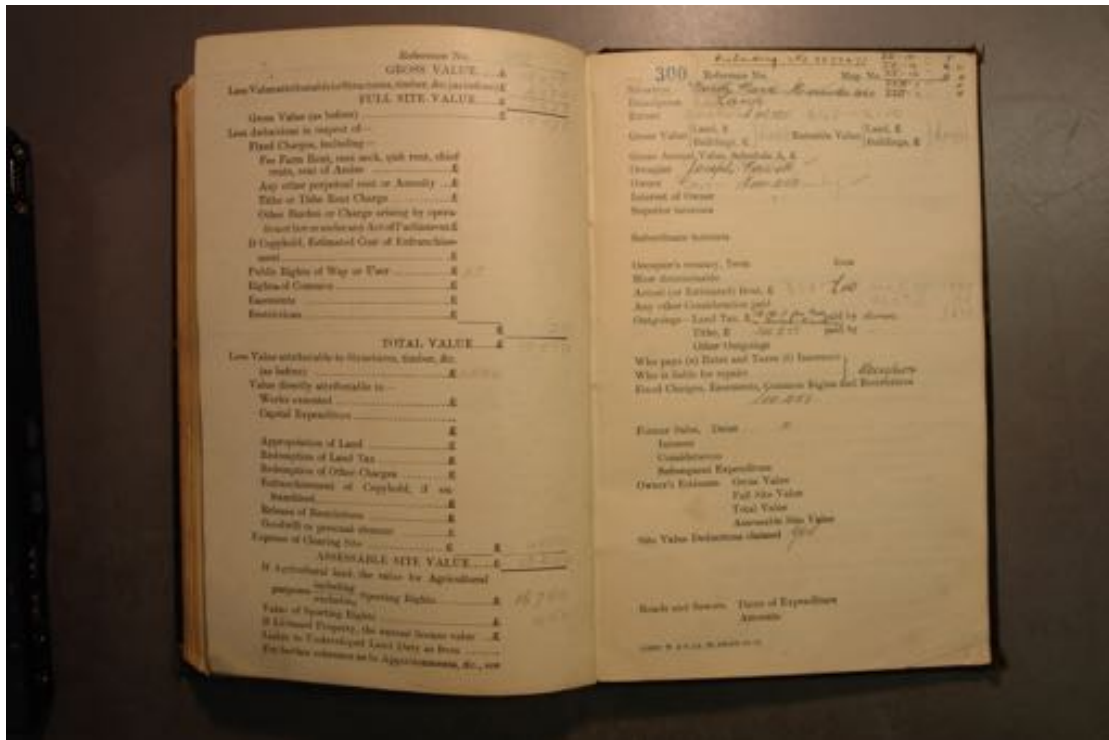


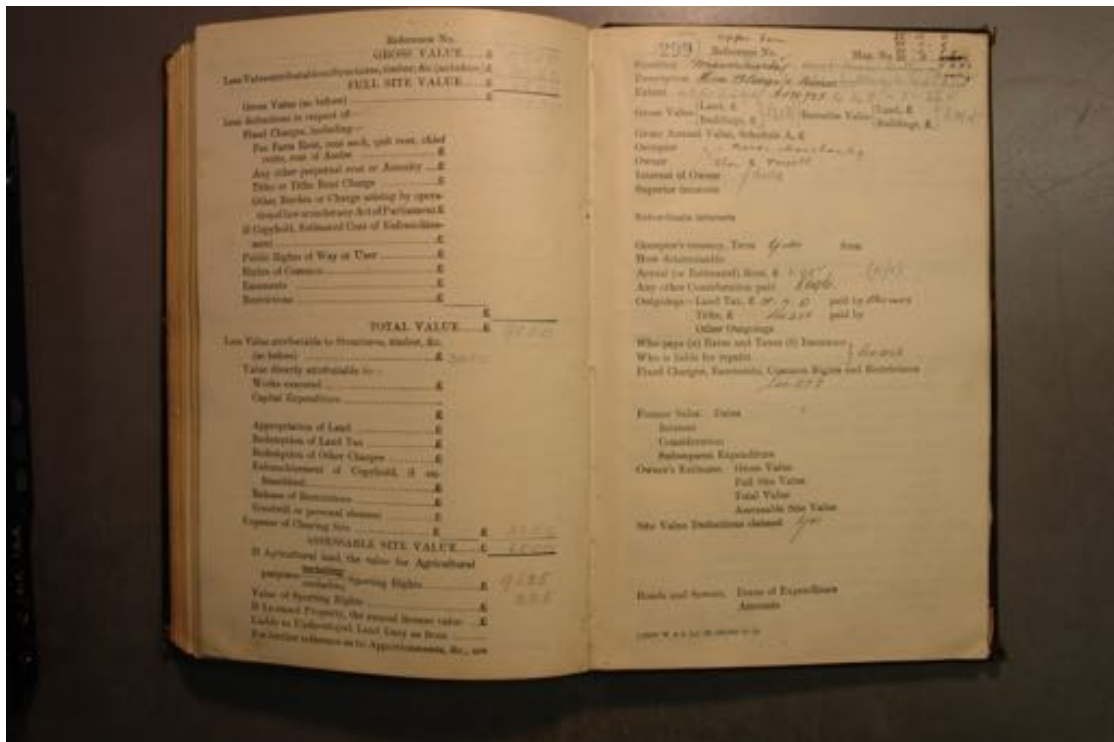
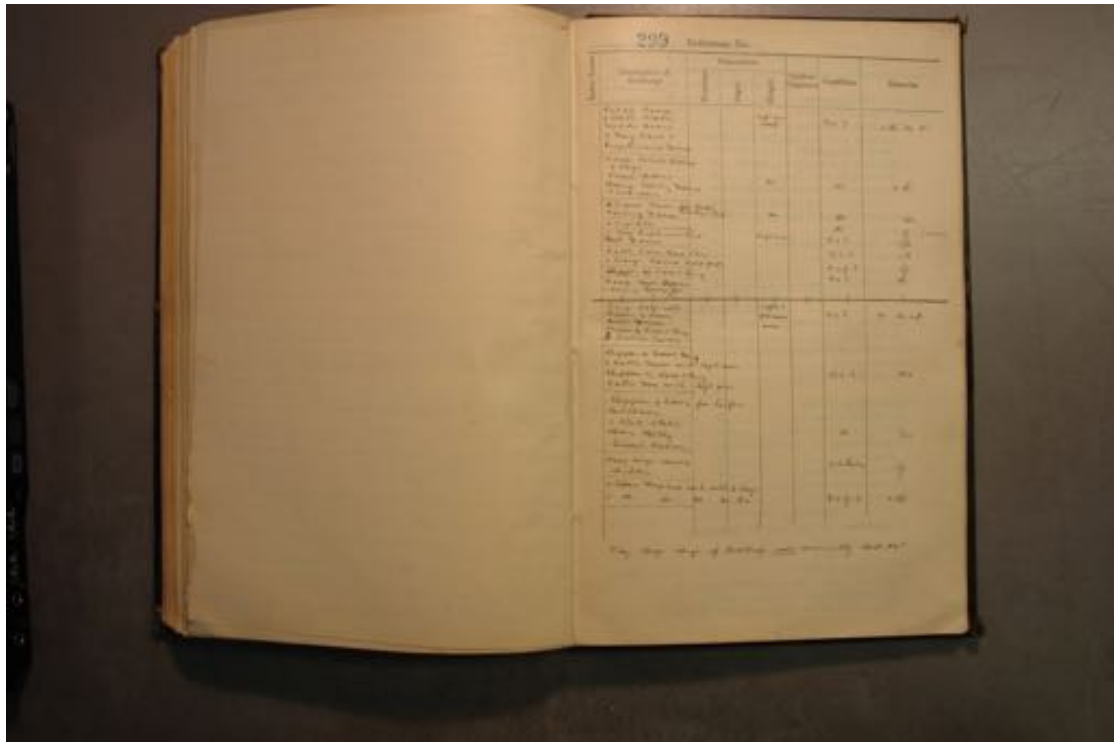


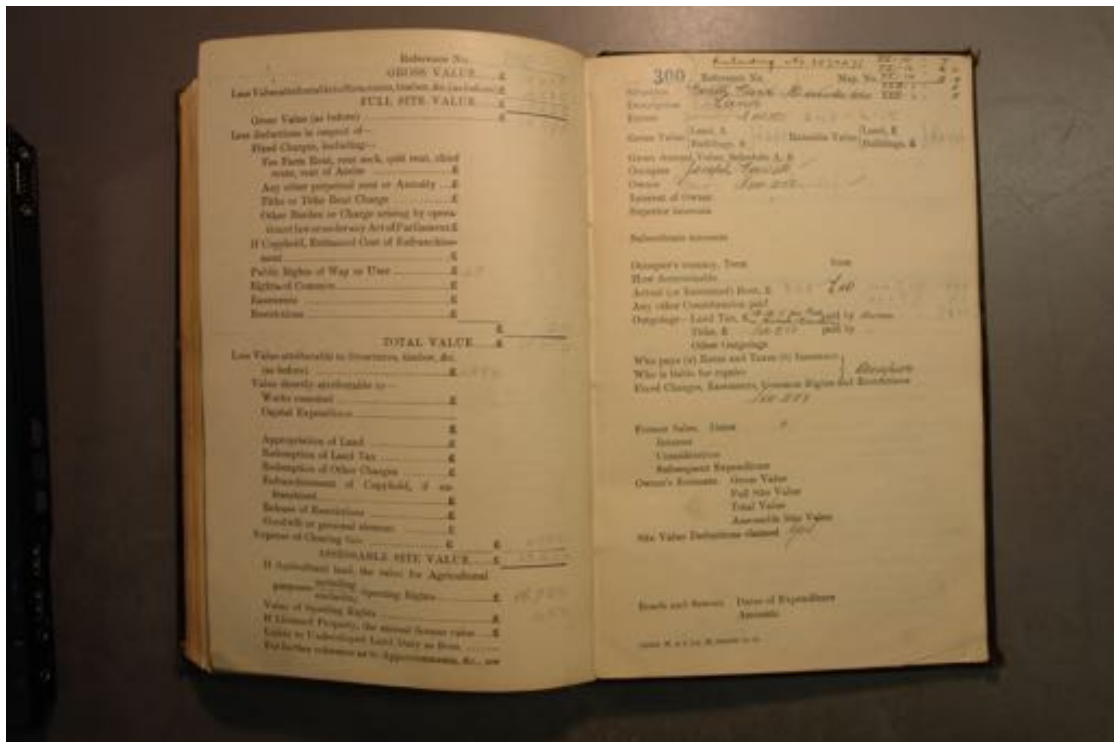
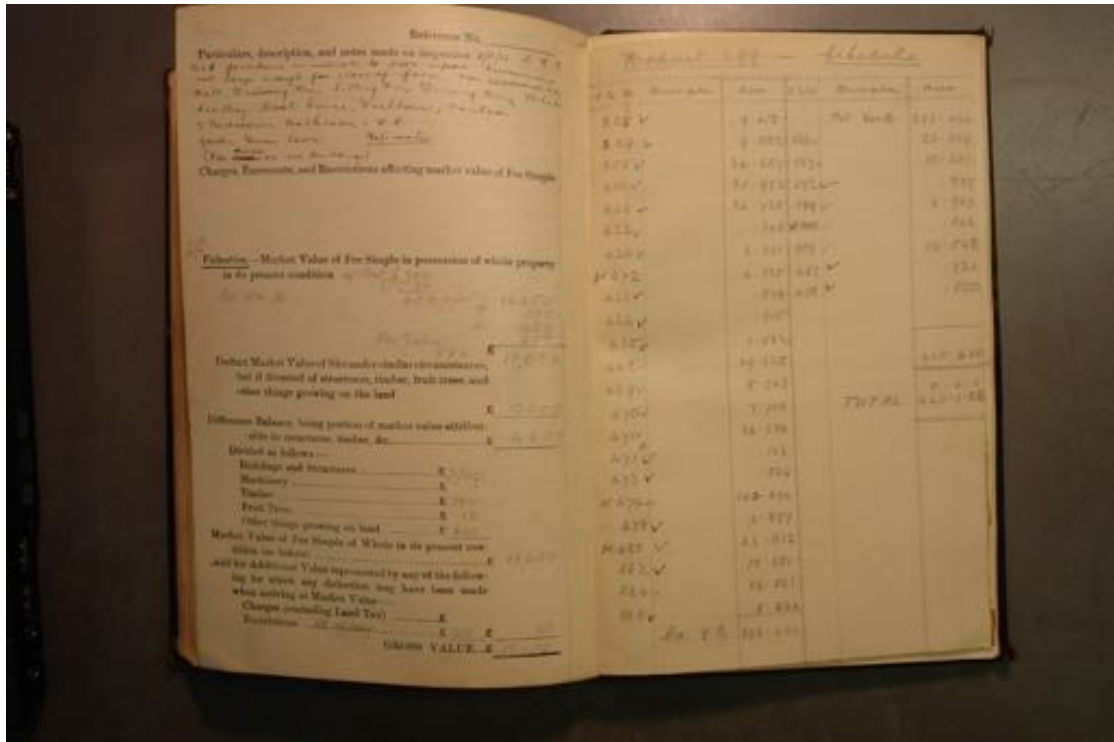
14. Finance Act Survey Field Book, TNA IR 58/75816, entitled "Hodnet Assessment No. 201-300", dated 1910, demonstrates evidence for all of route HD2. In hereditament "299" on page number "2" under the heading "Restrictions" there is an entry stating "Rt of Way £25". Further on page "4" under the heading "Public Rights of Way or User" there is a deduction for

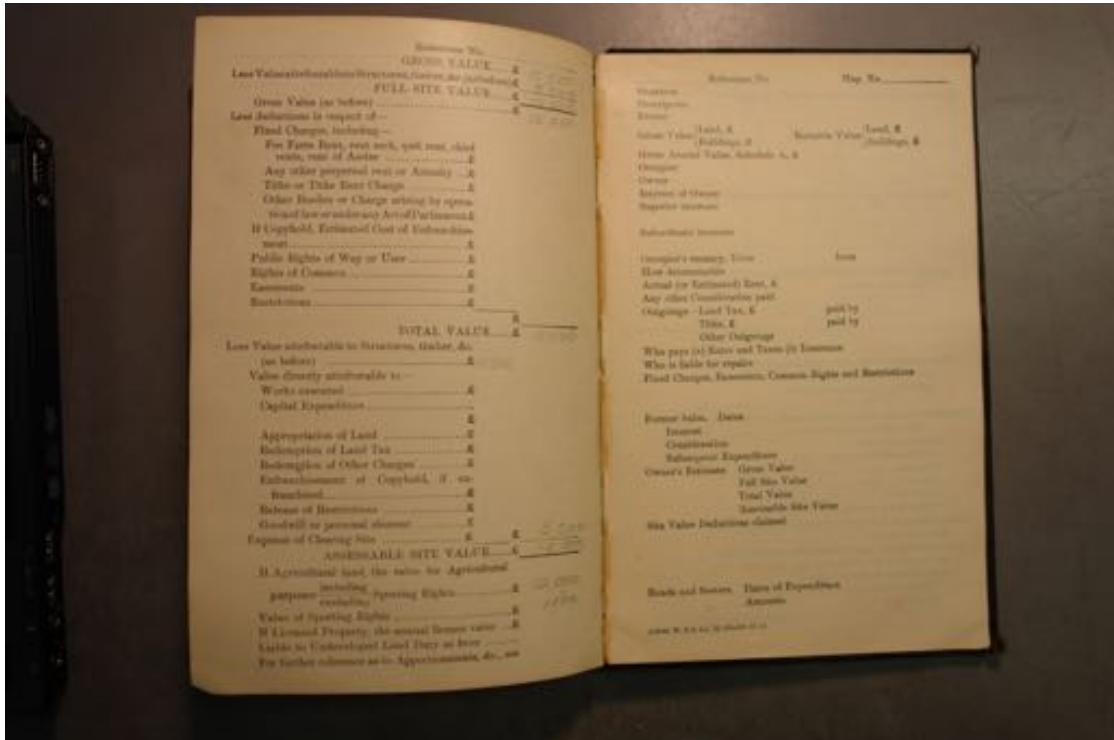
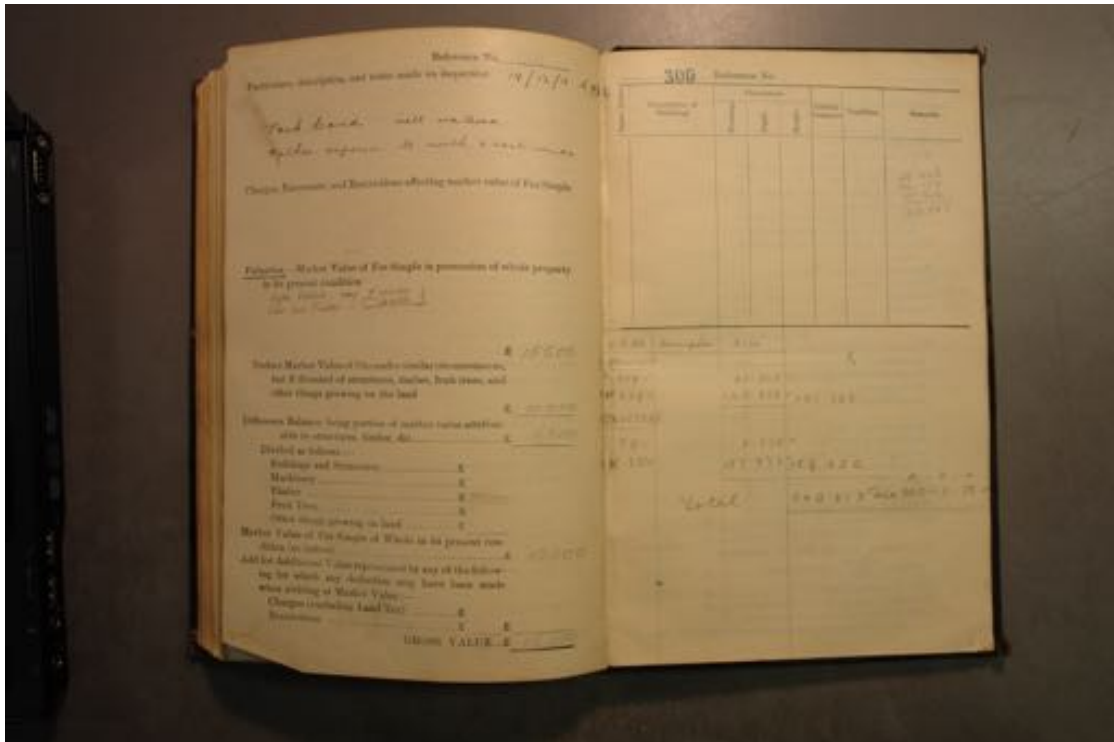
"£25". There are no other existing public rights of way running through hereditament "299", however, there are numerous other routes shown on the OS base map running through it. Therefore the deduction for public rights of way cannot be attributed with any certainty to the case file route.

There is no deduction given for rights of way in the field book entry for hereditament "300".









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
		NOS2			Route shown on map described as turnpike, Postal, Driving Road etc	

Non-OS Commercial Mapping	B(ii)	SHR Map GREENWOODS 1827 - 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....	1827	6.2	NOS16	Route shown on map described as turnpike, Cross Road etc
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	B(ii)part	TNA Map IR/30/29/160 - N/A	1840	6.5	TM2	Route not numbered specifically but is contained within numbered parcel
					TM6	Annotated 'to', 'from' or named, 'High St'
Tithe Survey Records	B(ii)part	TNA Map IR30/29/160 - Township of Marchamley	1840	6.6	TM3	Route shown on map not numbered specifically or within numbered parcel
					TM6	Annotated 'to', 'from' or named, 'High St'
Ordnance Survey Records 25" 1st Edition	C	BL Vol 687 (49) - Shropshire (Northern Division) Sheet XV.14 - Hodnet & Weston and Wixhill under Redcastle Parishes	1880	6.8	OSM24	Route un-numbered specifically, within numbered parcel
					OSM6	Route Shown on OS 1st Edition 25" Map
Ordnance Survey Records 25" 2nd Edition	C	BL 1599 (46) - SECOND EDITION 1901 SHROPSHIR	1900	6.11	OSM12	Route Shown on OS 2nd Edition 25" Map

		E SHEET XV. 14.				
Ordnance Survey 1" Revised New Series	C	BL Maps 1175 (134.) sheet 138, OS of England WEM	1902	6.12	OSM26	Route shown on map and described as 'unmetalled road in map key
Finance Act Survey Records	C	TNA Map IR 132/4/147 - Shropshire Sheet XV.14 - Second Edition 1901	1909/1910	6.13	FA2	Route Included in Hdtmt
		TNA Field Book IR/58/75816 - Hodnet Assessment No. 201-300	1910	6.14	FB2	Deduction for public ROW, map not conclusive as to route.

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
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	1808	RC12	Road
			RC17	Turnpike Road

	BAUGH			
Non-OS Commercial Mapping	SHR Map GREENWOODS 1827 - 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....	1827	RC12	Road
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/30/29/160 - N/A	1840	RC14	Unspecified
Tithe Survey Records	TNA Map IR30/29/160 - Township of Marchamley	1840	RC14	Unspecified
Ordnance Survey Records 25" 1st Edition	BL Vol 687 (49) - Shropshire (Northern Division) Sheet XV.14 - Hodnet & Weston and Wixhill under Redcastle Parishes	1880	RC14	Unspecified
Ordnance Survey Records 25" 2nd Edition	BL 1599 (46) - SECOND EDITION 1901 SHROPSHIRE SHEET XV. 14.	1900	RC14	Unspecified
Ordnance Survey 1" Revised New Series	BL Maps 1175 (134.) sheet 138, OS of England WEM	1902	RC12	Road
Finance Act Survey Records	TNA Map IR 132/4/147 - Shropshire Sheet XV.14 - Second Edition 1901	1909/1910	RC14	Unspecified
	TNA Field Book	1910	RC14	Unspecified

	IR/58/75816 - Hodnet Assessment No. 201-300			
--	---	--	--	--

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	PA2	Two parallel dashed black lines
			PA11	One bold and one fine solid parallel black lines
Non-OS Commercial Mapping	SHR Map GREENWOODS 1827 - Map of the County of SALOP FROM AN ACTUAL SURVEY Made in the Years 1826 & 1827 BY C. & J. GREENWOOD, Most Respectfully	1827	PA1	Two parallel solid black lines

	Dedicated To The NOBILITY, CLERGY & GENTRY OF Shropshire, By THE PROPRIETORS GREENWOOD, PRINGLE & Co. Regent Street. Pall Mall....			
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/30/29/160 - N/A	1840	PA4	Two parallel dashed black lines (in-filled)
Tithe Survey Records	TNA Map IR30/29/160 - Township of Marchamley	1840	PA4	Two parallel dashed black lines (in-filled)
Ordnance Survey Records 25" 1st Edition	BL Vol 687 (49) - Shropshire (Northern Division) Sheet XV.14 - Hodnet & Weston and Wixhill under Redcastle Parishes	1880	PA2	Two parallel dashed black lines
Ordnance Survey Records 25" 2nd Edition	BL 1599 (46) - SECOND EDITION 1901 SHROPSHIRE SHEET XV. 14.	1900	PA2	Two parallel dashed black lines
Ordnance Survey 1" Revised New Series	BL Maps 1175 (134.) sheet 138, OS of England WEM	1902	PA2	Two parallel dashed 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 on two maps. One map (IR 30/29/160 – part 3) shows length A – B as a through-route and labelled as “To Marchamley”. The other map (IR 30/29/160) shows length B – C as a through-route and labelled “”. The route is shown un-numbered therefore there is no evidence for the route in the associated apportionment.

2. Finance Act Survey Records

The Finance Act Survey Records demonstrate evidence for the route. The route is shown included in hereditaments on the map. In hereditament "299" on page number "2" under the heading "Restrictions" there is an entry stating "Rt of Way £25". Further on page "4" under the heading "Public Rights of Way or User" there is a deduction for "£25". There are no other existing public rights of way running through hereditament "299", however, there are numerous other routes shown on the OS base map running through it. Therefore the deduction for public rights of way cannot be attributed with any certainty to the case file route.

There is no deduction given for rights of way in the field book entry for hereditament "300".

3. Non-Ordnance Survey Commercial Mapping

The two Non-Ordnance Survey Commercial maps demonstrate evidence for the route. The route is shown on Baugh's map described under the headings "Roads over Commons" and "Turnpike Roads" in the map key. The route is shown on Greenwood's map and is described in the key under the heading "Cross Roads". For the purposes of the Discovering Lost Ways 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 Records

a) Ordnance Survey Surveyor's Drawings

The Ordnance Survey Surveyor's Drawings 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 map demonstrates evidence for part of the route as a physical feature. The route is shown on the map un-numbered therefore there is no evidence for the route in the book of reference.

d) Ordnance Survey 25" 2nd Edition

The Ordnance Survey 25" 2nd Edition demonstrates evidence for part of the route as a physical feature only. The route is shown on the map un-named therefore the object name book has not been checked.

e) Ordnance Survey 1" Revised New Series

The Ordnance Survey 1" Revised New Series demonstrates evidence for the route. The route is shown on the map and described in the map key under the heading "Unmetalled 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" 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 two Tithe Survey maps combined 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 SH/088/006 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 in part on two Tithe Survey maps on which it is labelled as a through-route. The route is shown on Greenwood's map and described under the heading "Cross Roads" in the key. For the purposes of the Discovering Lost Ways 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. On Baugh's map the route is described under the headings "Roads over Commons" and "Turnpike Roads" in the map key. It is also shown as a physical feature on the supporting Ordnance Survey Records.

No evidence was found that clarified the class of public rights over the entire length of the route. Based on the Non-Ordnance Survey Commercial map evidence the default class of public bridleway is suggested as being appropriate. In the absence of evidence of stopping up, these rights can be assumed to exist today.

Although the evidence for part of the length of the route 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, the case as a whole has been categorised as "tentative". It is felt that evidence for the whole route would be needed before a Definitive Map Modification Order application could be made to add the route as a public bridleway.

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

In reproducing certain images from historic documents contained within this report the following copyright terms and conditions apply:

The National Archives

Images reproduced by courtesy of The National Archives, London, England.

www.nationalarchives.gov.uk

The National Archives gives no warranty as to the accuracy, completeness or fitness for the purpose of the information provided.

Images may be used only for purposes of research, private study or education. Applications for any other use should be made to The National Archives Image Library, Kew, Richmond, Surrey, TW9 4DU. Infringement of the above condition may result in legal action.

Landmark Information Group

© And database right "Crown copyright and Landmark Information Group Ltd" (all rights reserved 2007).

Historic Ordnance Survey

Where out of copyright images are reproduced from historic Ordnance Survey material the appropriate catalogue reference number and date of publication are indicated.