

PUBLIC RIGHTS OF WAY
EVIDENCE OF USE ON FOOT

10

NAME: JACK NIELD HEYS
ADDRESS: 22 COMMERCIAL ST.
LOVECLOUGH
ROSSENDALE BB4 8QX
DATE OF BIRTH: 9/9/38 OCCUPATION: RETIRED

Route of Way

From: COMMERCIAL ST (Grid Reference) SD 81052725
Via: LOVECLOUGH FOLD
To: FOOTPATH BY RIVER LIMX (Grid Reference) SD 81132731

1. How long have you known the route?

OVER 60 YEARS

2. Have you used the above way on foot? YES/~~NO~~

If so:

- (a) During which years? 1942 to 2004
- (b) Where were you going to and from? COMMERCIAL ST
TO FOOTPATHS ALONGSIDE RIVER LIMX
- (c) For what purpose? WALKING, FISHING IN NEARBY LODGES
- (d) How many times a year? ABOUT 20
- (e) Have you used the way by other means? NO During which years?

Please fill in all that apply

On horseback

On motorcycle/in vehicle

Other

3. Has the way always run over the same route? If not, give details and dates of any changes. Mark any changes or variations on the attached plan

THERE WAS A SLIGHT VARIATION TO THE ORIGINAL LINE WHEN GARDENS WERE BUILT ON PART OF IT BUT A BLOCK PAVED ROAD WAS BUILT A FEW METRES EAST OF THE BUILDINGS.

- 4a. Have there, to your knowledge, been any stiles, gates or fences across the way? If so, state where the stiles, gates or fences stood and mark their locations on the attached plan. NOT UNTIL 2004 WHEN A GATE WAS ERECTED

- 4b. Were any of the gates locked? If so, state when and where they were, and mark them on the attached plan. NO

- 4c. Did any of the stiles, gates or fences prevent you from using the way on foot? If so, when? NO

- 5a. Have you worked for any landowner over which the route passes? If so, give dates of employment and name of employer. NO

- 5b. Have you been a tenant of any land over which the routes passes? If so, give dates of tenancy and mark land rented on attached plan. NO

6. If you have answered yes to 5a or 5b did you ever receive any instructions from the landowner as to the use of the way by the public? If so, what were they?

7. a) Have you ever been stopped or turned back when using this way on foot? YES

- b) Do you know or have you heard of anyone else having been stopped or turned back when using the way on foot? If so, state when the interruption took place and give particulars.

I HAVE HEARD OF PEOPLE BEING TURNED BACK ONLY OVER THE LAST FEW MONTHS.

8. Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not a public right of way on foot? If so, state when and give particulars and dates.

TWO RESIDENTS TOLD ME THAT I COULD NOT CROSS THIS AREA AS IT WAS A PRIVATE ROAD, IN MID AUGUST 2004

9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? Mark the location of the notices on the attached plan.

No

10. Have you ever asked permission to use the way? If so, who did you ask?

No

11. Please give any other information that you think is relevant. Use a separate sheet if necessary.

I hereby certify that, to the best of my ~~know~~ knowledge and belief, the facts that I have stated are true.

I am/~~am not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature: *JN Keys* Date: *28-8-04*