

Your ref: PM/SBS/LSG4

Lancashire Count Council
PO Box 100
County Hall
Preston
PR1 0LD

Dear Mr Malarby,

The Lancashire County Council
From Union Road to Rawtenstall, Public Footpath 321 Dearden Heights,
Rossendale

With reference to your letter of the 11th December 2024, please be advised that I do not wish to provide further evidence and due to health issues, I am no longer able to use these footpaths nor I am I willing or able to attend any public inquiry.

Yours sincerely

A handwritten signature in black ink that reads "A. Yates". The signature is written in a cursive style with a large initial 'A' and a trailing flourish.

Anne Yates

**THE LANCASHIRE COUNTY COUNCIL DEFINITIVE MAP AND STATEMENT OF
PUBLIC RIGHTS OF WAY**

**THE LANCASHIRE COUNTY COUNCIL PUBLIC FOOTPATH FROM UNION ROAD
TO RAWTENSTALL PUBLIC FOOTPATH 321, DEARDEN HEIGHTS,
ROSSENDALE (DEFINITIVE MAP MODIFICATION) ORDER 2014**

**WITNESS STATEMENT OF
BRIAN HARTLEY**


1. My name is Brian Hartley. I live at 54 Haslingden Road, Rawtenstall BB4 6QX. I was born in 1943 and am retired.
2. I have known the route for 15 years [2013].
3. I have used the way only on foot since going to and from Union Road and near Dearden Heights and beyond from home and vice versa for dog walking, cross country running and training about 3 times a week.
4. The way always ran over the same route.
5. To my knowledge, there have not been any stiles, gates or fences across the way.
6. I never worked for any landowner over which the route passes, nor have I ever been a tenant of any land over which the route passes.
7. I have never been stopped or turned back when using this way on foot, nor have I never heard of anyone else having been stopped or turned back when using the way on foot.
8. I have never been 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.

9. I have never seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way.

10. I have never asked permission to use the way.

STATEMENT OF TRUTH

I believe that the facts stated in this witness statement are true.

Signed: 

Date: 26/12/2024.

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**WITNESS STATEMENT OF
DARREN McGUINNESS**

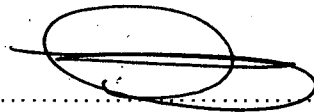
1. My name is Darren McGuinness. I live at 27 Lower Cribden Avenue, Rawtenstall, Rossendale BB4 6SW. I was born in 1969 and am/was a company director by occupation.
2. I have known the route for 12 years [2013]
3. I have used the way on foot between 2001 and 2013 going to and from Union Road to quarry walk and the rear of Rossendale Hospital for exercise and dog walking every day.
4. The way always ran over the same route.
5. To my knowledge, there have been stiles, gates or fences across the way. The gates were not locked. The stiles, gates or fences did not prevent me using the way on foot.
6. I never worked for any landowner over which the route passes, nor have I ever been a tenant of any land over which the route passes.
7. I have never been stopped or turned back when using this way on foot, nor have I never heard of anyone else having been stopped or turned back when using the way on foot.

8. I have never been 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.
9. I have never seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way.
10. I have never asked permission to use the way.

STATEMENT OF TRUTH

I believe that the facts stated in this witness statement are true.

Signed:

A handwritten signature consisting of a large, stylized loop with a horizontal line through it, written in black ink.

Date:

17/12/24

**THE LANCASHIRE COUNTY COUNCIL DEFINITIVE MAP AND STATEMENT OF
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**WITNESS STATEMENT OF
LOUISE McGUINNESS**

1. My name is Louise McGuinness. I live at 27 Lower Cribden Avenue, Rawtenstall, Rossendale BB4 6SW. I was born in 1976 and am/was a housewife by occupation.
2. I have known the route for 12 years [2013]
3. I have used the way on foot between 2001 and 2013 going to and from Union Road to quarry walk and the rear of Rossendale Hospital for exercise and dog walking every day.
4. The way always ran over the same route.
5. To my knowledge, there have been stiles, gates or fences across the way. The gates were not locked. The stiles, gates or fences did not prevent me using the way on foot.
6. I never worked for any landowner over which the route passes, nor have I ever been a tenant of any land over which the route passes.
7. I have never been stopped or turned back when using this way on foot, nor have I never heard of anyone else having been stopped or turned back when using the way on foot.

8. I have never been 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.
9. I have never seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way.
10. I have never asked permission to use the way.

STATEMENT OF TRUTH

I believe that the facts stated in this witness statement are true.

Signed:

W. D. ...

Date:

20/12/24

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**WITNESS STATEMENT OF
PAUL NEDWELL**

1. My name is Paul Nedwell. I live at 1 Lower Cribden Avenue, Rawtenstall, Rossendale. I was born in 1952 and am/was a chartered engineer by occupation.
2. I have known the route for 12 years.
3. I have used the way on foot between 2001 and 2013 going between home and Durden Heights for dog walking 1000 times a year.
4. The way always ran over the same route.
5. To my knowledge, there have been stiles, gates or fences across the way. The gates were not locked. The stiles, gates or fences did not prevent me using the way on foot.
6. I never worked for any landowner over which the route passes, nor have I ever been a tenant of any land over which the route passes.
7. I have never been stopped or turned back when using this way on foot, nor have I never heard of anyone else having been stopped or turned back when using the way on foot.

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**WITNESS STATEMENT OF
PAUL NEDWELL**

1. My name is Paul Nedwell. I live at 1 Lower Cribden Avenue, Rawtenstall, Rossendale. I was born in 1952 and am/was a chartered engineer by occupation.
2. I have known the route for 12 years.
3. I have used the way on foot between 2001 and 2013 going between home and Durden Heights for dog walking 1000 times a year.
4. The way always ran over the same route.
5. To my knowledge, there have been stiles, gates or fences across the way. The gates were not locked. The stiles, gates or fences did not prevent me using the way on foot.
6. I never worked for any landowner over which the route passes, nor have I ever been a tenant of any land over which the route passes.
7. I have never been stopped or turned back when using this way on foot, nor have I never heard of anyone else having been stopped or turned back when using the way on foot.

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WITNESS STATEMENT OF

R A FULLER

1. My name is Anthony Fuller. I live at 27 Union Road, Rawtenstall BB4 6SL. I was born in 1959. I am/was a structural engineer by occupation.
2. I have known the route for over 25 years [2013].
3. I have used the way on foot between 1992 and 2013 - going home in a circular way for the purpose of exercise 10 to 20 times a year. From 2000 and 2008, I used the way using a sledge and by bike.
4. The way always ran over the same route.
5. To my knowledge, there have been no stiles, gates or fences across the way.
6. I never worked for any landowner over which the route passes, nor have I ever been a tenant of any land over which the route passes.
7. I have never been stopped or turned back when using this way on foot, nor have I never heard of anyone else having been stopped or turned back when using the way on foot.
8. I have never been 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.

9. I have never seen notices such as 'Private', 'No Road', 'No Thoroughfare' or
Trespassers will be Prosecuted' on or near the way.

10. I have never asked permission to use the way.

STATEMENT OF TRUTH

I believe that the facts stated in this witness statement are true.

Signed: R. Anthony Fuller

Date: 16/12/24

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**WITNESS STATEMENT OF
STEPHEN DONNELLY**

1. My name is Stephen Donnelly. I live at 23 Lower Cribden Avenue, Rawtenstall, Rossendale. I was born in 1960 and am/was a company director by occupation.
2. I have known the route since 1996.
3. I have used the way on foot only since August 1996 - going to and from Union Road to Dearden Heights for the purpose of dog walking and walking with children about 50 times a year.
4. The way always ran over the same route.
5. To my knowledge, there have not been stiles, gates or fences across the way.
6. I never worked for any landowner over which the route passes, nor have I ever been a tenant of any land over which the route passes.
7. I have never been stopped or turned back when using this way on foot, nor have I never heard of anyone else having been stopped or turned back when using the way on foot at least until June 2013.
8. I have never been 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 at least until June 2013.

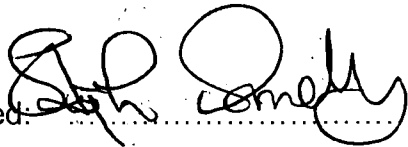
9. I have never seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way at least until June 2013.

10. I have never asked permission to use the way.

STATEMENT OF TRUTH

I believe that the facts stated in this witness statement are true.

Signed:

Handwritten signature of John Comely in black ink, written over a dotted line.

Date:

Handwritten date '16th Dec 1960' in black ink, written over a dotted line.

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**WITNESS STATEMENT OF
STEPHEN P WILKINSON**

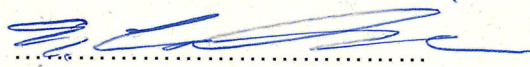
1. My name is Stephen Wilkinson. I live at 9 Lower Cribden Avenue, Rawtenstall, Rossendale, Lancashire. I was born in 1958. I am/was a financial controller by occupation.
2. I have known the route since 1993 [2013].
3. I have used the way on foot between 1993 and 2013 - going to and from Union Road to the old quarry [known locally as 'Dinosaur Island'] for walking about 12 times a year.
4. The way always ran over the same route.
5. To my knowledge, there have never been any stiles, gates or fences across the way.
6. I never worked for any landowner over which the route passes, nor have I ever been a tenant of any land over which the route passes.
7. I have never been stopped or turned back when using this way on foot, nor have I never heard of anyone else having been stopped or turned back when using the way on foot.

8. I have never been 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.
9. I have never seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way until the notices erected on 18th June 2013.
10. I have never asked permission to use the way.
11. I wish to add: The way has been used regularly by most residents without any challenge until the afore-mentioned notices were erected.

STATEMENT OF TRUTH

I believe that the facts stated in this witness statement are true.

Signed:



Date:

17/12/2024

Tel: 0790 3991901

email: s.wilkinson80@ntlworld.com