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

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**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:-

- (a) **Adding** the *bridleway* which runs from: SJ4242 2457 to SJ4275 2481.

**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/019/011BHS which contains copies of the following documents or extracts thereof:
- Turnpike Book of Reference, SHR DP/262, entitled "Reference to the Plan of the intended Turnpike Road from the Turnpike Road leading from Shrewsbury to Baschurch, ... through the Townships ... Baschurch, ... Weston Lullingfield ...", dated 1821
- Turnpike Plan, SHR DP262, entitled "Plan of the intended Turnpike Road from the Turnpike Road leading from Shrewsbury to Baschurch, near the Village of Newtown, through the Townships of Newtown, Baschurch, Stanwardine in the fields, Weston Lullingfield & Stanwardine in the Wood, in the Parish of Baschurch...", dated September 1821,
- 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 ... ", 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 Apportionment, TNA IR 29/29/29, entitled "Apportionment to the Rent Charge in lieu of Tithes of a District comprising the Townships of Baschurch ... Lullingfield ... in the Parish of Baschurch in the County of Salop", dated 1844
- Ordnance Survey 25" 1st Edition Book of Reference, BL BL Area Book/Baschurch, entitled "Book of Reference to the Plan if the Parish of Baschurch in the COUNTY OF SHROPSHIRE (1882)", dated 1882
- Ordnance Survey 25" 2nd Edition, BL, entitled "Shropshire Sheet SJ42SW", dated 1896-7
- Ordnance Survey 1" New Series, BL Maps 1175 (134.), entitled "ORDNANCE SURVEY OF ENGLAND WEM SHEET 138", dated 1902
- Finance Act Survey Map, TNA IR132/4/202, entitled "Shropshire Sheet XX. 12 2nd Edition 1901", dated 1909-1910

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

Signed:  .....

Date: 20/08/2020

# **Wildlife and Countryside Act 1981**

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

**For a route at WESTON LULLINGFIELDS in the Parish of BASCHURCH,  
Shropshire to be shown as a Public Bridleway**

Applicant's Reference: DLW SH-019-011

**11 /12 / 2019**



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) Regulations 1993.

Client:  
**Natural England**  
**Discovering Lost Ways Project**

<b>Case File Ref. No.</b>	SH/019/011
<b>Name</b>	None
<b>Historic County</b>	Shropshire
<b>Sub-Unit</b>	Shropshire Sub-unit 1
<b>Parish(es)</b>	Baschurch
<b>Surveying Authority</b>	Shropshire County Council
<b>Definitive Map Ref. No.</b>	None
<b>Other Designation(s) Ref. No.</b>	List of Streets (UY1327/10)
<b>Route Length</b>	470 metres
<b>OS 1:10,000 Sheet(s)</b>	SJ42SW
<b>Grid Ref (start)</b>	SJ4242 2457
<b>Grid Ref (end)</b>	SJ4275 2481
<b>ARU ASSESSMENT OUTCOME</b>	
<b>Status/Class</b>	Public carriageway
<b>Strength</b>	Strong
<b>Comment</b>	Shown uncoloured and excluded from hereditaments on the Finance Act Survey map, described as "3 <sup>rd</sup> 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/019/011 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.

One Non-Ordnance Survey Commercial map shows the route and described in the key under the heading “Cross Roads”. For the purposes of 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.

The Ordnance Survey 1" Revised New Series map demonstrates evidence for the route. The route is shown on the map 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.

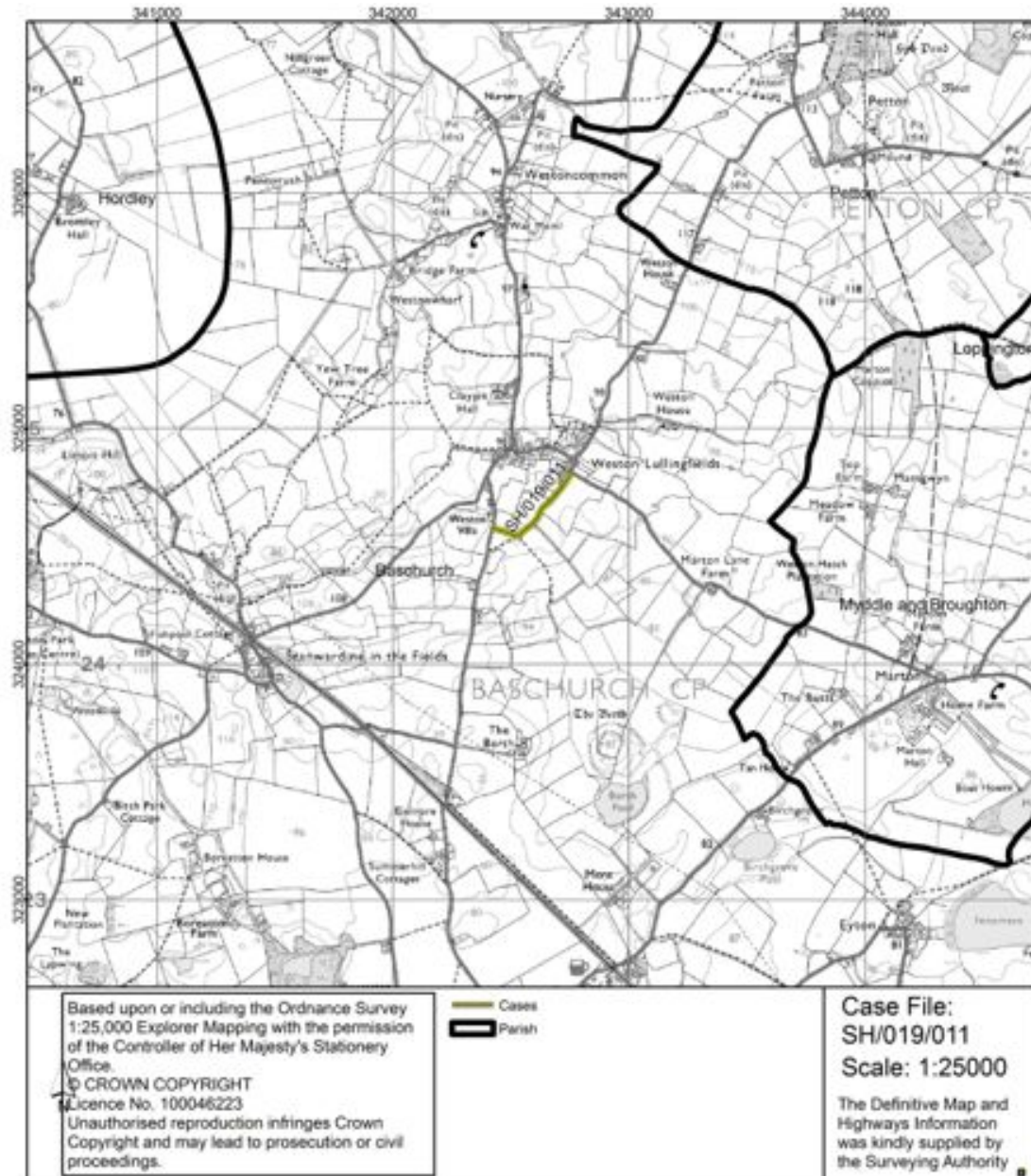
## 2. Description of Route

The route begins on U1327/10 (the reference given on Shropshire County Council's List of Streets) at the junction with C1047/20 (the reference given on Shropshire County Council's List of Streets) at coordinate SJ4242 2457 (point A on the Case File Route Map). The route then heads along U1327/10 (the reference given on Shropshire County Council's List of Streets) in a north easterly direction to the junction with U1330/10 (the reference given on Shropshire County Council's List of Streets) at coordinate SJ4275 2481, where this route terminates (point B on the Case File Route Map).

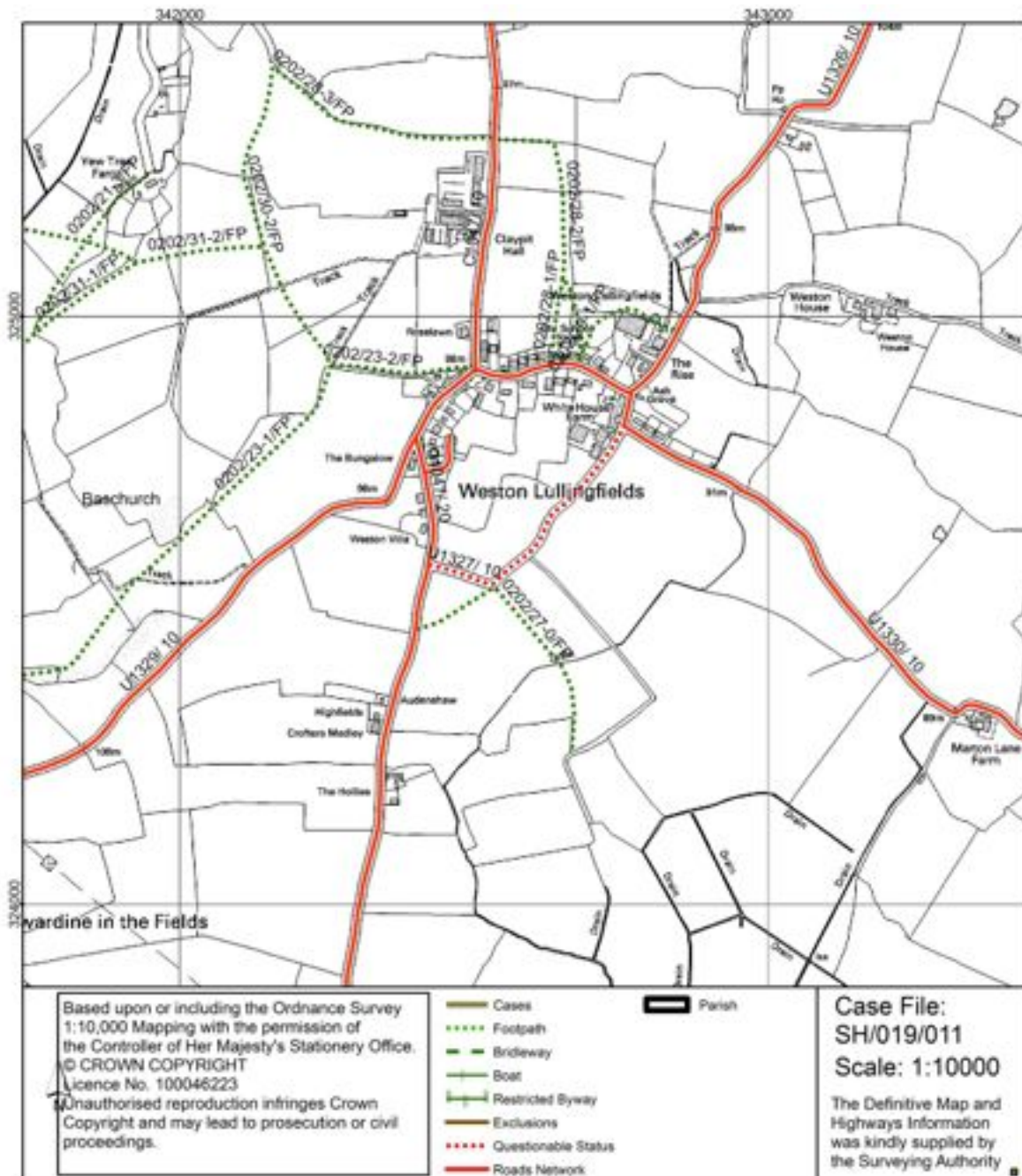
The route has a length of 470 metres.

During the research process, the whole of the case file reference number SH/019/011 was identified with the case route number BC15. 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

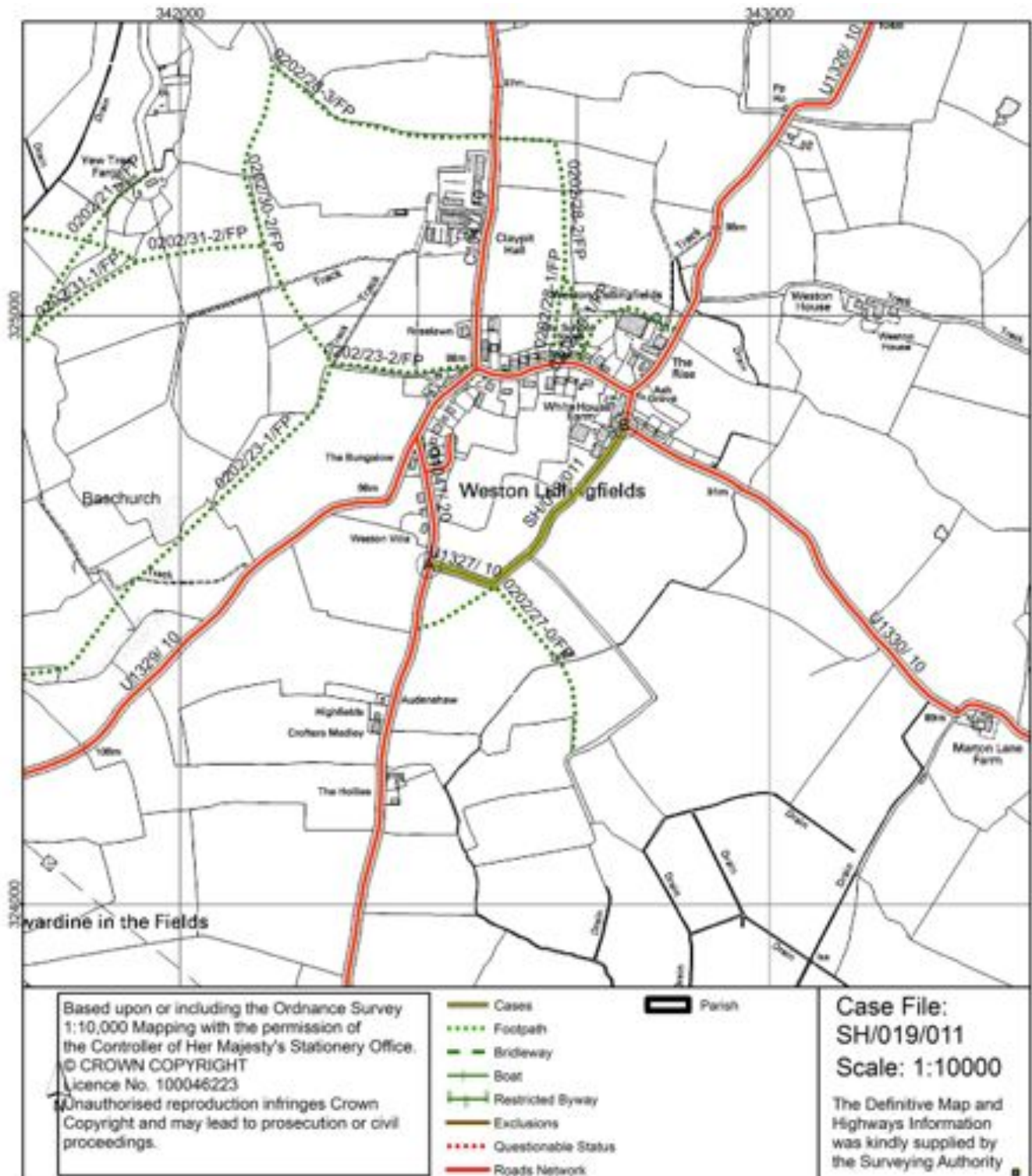


4. Current Definitive Paths





## 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

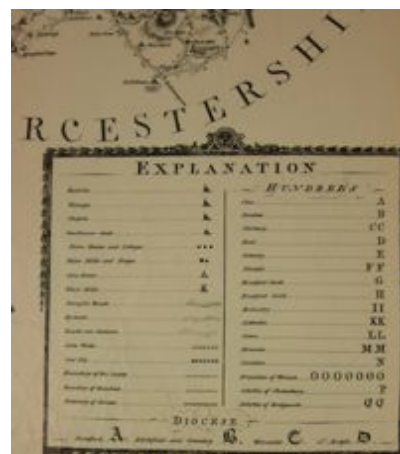
The following records were examined as part of the research programme. The documents are listed in chronological order. Those documents that are considered to contain relevant evidence for case SH/019/011 are shown in **bold**. This information is arranged in a standard format as follows:

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" 1<sup>st</sup> and 2<sup>nd</sup> 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.

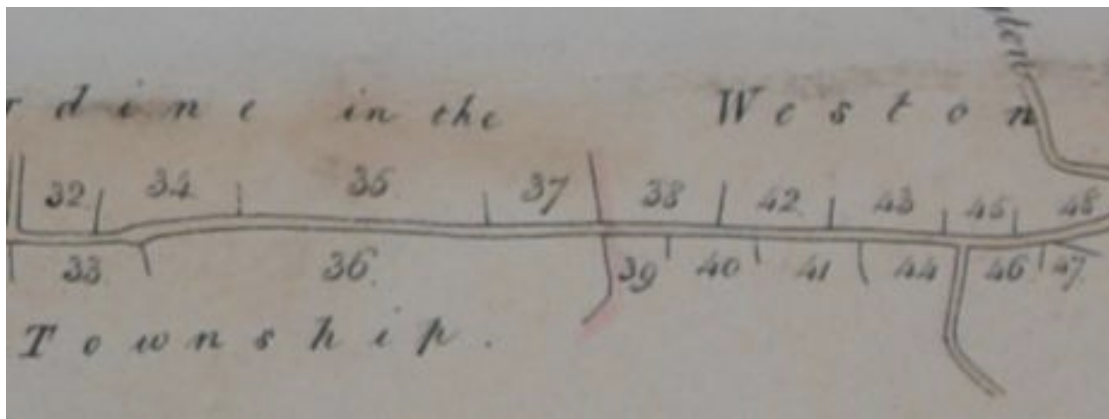
**1. Non-Ordnance Survey Commercial Map, SHR R BAUGH 1808 sheet 1, entitled "To the Right Honourable EDWARD EARL OF POWIS Lord Lieutenant and Custos Rotulorum of the Counties of SALOP AND MONTGOMERY This MAP of SHROPSHIRE is humbly and respectfully dedicated by his LORDSHIPS obliged and obedient Servant ROBERT BAUGH", dated 1808, demonstrates evidence for all of route BC15. The route is observed to commence at a junction with another route south of the "d" of "Weston Lullingsfield" on the map. The route is described in a manner which fails to confer any indication of status, in this case under the heading "By-roads" in the map key and is depicted as consisting of two parallel solid black lines. The route is observed to terminate south west of "P" in "Petton" on the map.**



2. Turnpike Book of Reference, SHR DP/262, entitled "Reference to the Plan of the intended Turnpike Road from the Turnpike Road leading from Shrewsbury to Baschurch, near the Village of Newtown, through the Townships of Newtown, Baschurch, Stanwardine in the Fields, Weston Lullingfield & Stanwardine in the Wood...", dated 1821, covers the area but demonstrates no evidence for case SH/019/011.

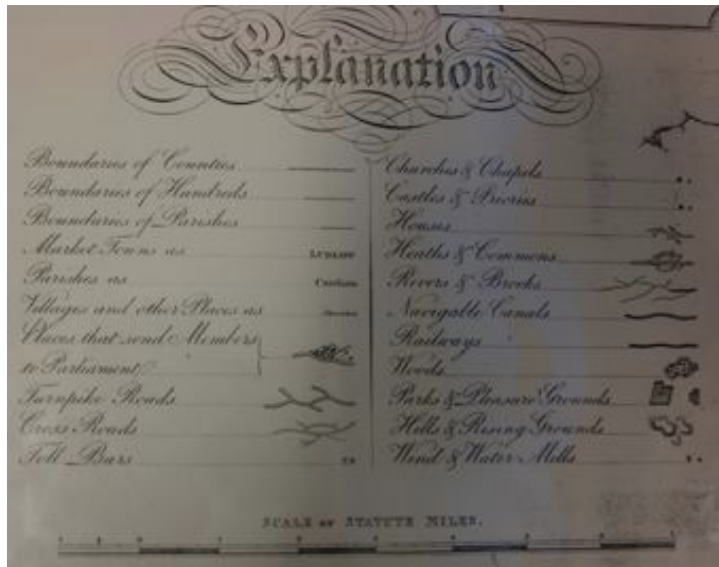


3. Turnpike Plan, SHR DP262, entitled "Plan of the intended Turnpike Road from the Turnpike Road leading from Shrewsbury to Baschurch, near the Village of Newtown, through the Townships of Newtown, Baschurch, Stanwardine in the fields, Weston Lullingfield & Stanwardine in the Wood, in the Parish of Baschurch...", dated September 1821, demonstrates evidence for part of route BC15. The route is observed to commence at a junction with another route at the north west corner of parcel "44" on the plan. The route is shown on the plan as a side / existing route that is un-numbered, and is depicted as consisting of two parallel solid black lines (in-filled). The route is observed to terminate south of "W" in "WESTON" on the plan.



4. 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, demonstrates evidence for all of route BC15. The route is observed to commence at a junction with another route north of the "i" of "Stanwardine in the fields" on the map. The route is shown on the map and 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 west of the "L" in "Weston Lullingfield" on the map.





5. Ordnance Survey Surveyors Drawings, SHR 320 (E), entitled "PART of SHROPSHIRE", dated 1827, demonstrates evidence for all of route BC15. The route is observed to commence at a junction with another route south of the "Weston" of "Weston Lullingfields" 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 a junction with another route south of the second "n" "Weston Lullingfields" on the map.



**6. 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 BC15. The route is observed to commence at a junction with another route north east of the first "e" in "Stanwardine in the fields" on the map. The route is shown un-coloured on the map and is depicted as consisting of two parallel solid black lines. The route is observed to terminate at a junction with another route west of the first "L" in "Weston Lullingfields" on the map.**

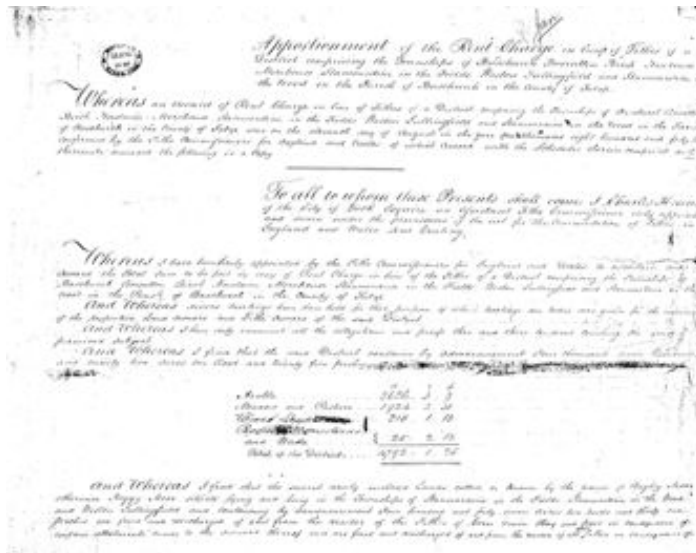




7. Tithe Map, TNA IR 30/29/29, entitled "Part 2nd comprizing the Townships of STANWARDINE in the FIELDS, WESTON and STANWARDINE in the WOOD in the PARISH of BASCHURCH SALOP ", dated 1844, demonstrates evidence for all of route BC15. The route is observed to commence at a junction with another route at the northern most point of parcel "139" 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 (in-filled). The route is observed to terminate at a junction with another route at the north west corner of parcel "112" on the map.



8. Tithe Apportionment, TNA IR 29/29/29, entitled "Apportionment to the Rent Charge in lieu of Tithes of a District comprising the Townships of Baschurch Bereatton Birch Newtown Merehouse Stanwardine in the Fields Weston Lullingfield and Stanwardine in the Wood in the Parish of Baschurch in the County of Salop", dated 1844, covers the area but demonstrates no evidence for case SH/019/011.



9. Ordnance Survey 25" 1st Edition, BL 30SJ4224, entitled "Shropshire Sheet SJ42SW", dated 1873, demonstrates evidence for all of route BC15. The route is observed to commence at a junction with another route at the north west corner of parcel "500" on the map. The route is shown specifically numbered on the map as "499" and is depicted as consisting of two parallel solid black lines with two dashed black lines along the centre. The route is observed to change physical characteristics at the north east corner of parcel "500" on the map. The route is shown on the map but is un-named and is depicted as consisting of two parallel solid black lines with a single black dashed line along the centre. The route is observed to change physical characteristics at the south corner of parcel "490" on the map and is depicted as consisting of two parallel solid black lines with two dashed black lines along the centre. The route is observed to terminate at a junction with another route at the northern most point of parcel "490" on the map.



10. Ordnance Survey 25" 1st Edition Book of Reference, BL BL Area Book/Baschurch, entitled "BOOK OF REFERENCE TO THE PLAN OF THE PARISH OF BASCHURCH IN THE COUNTY OF SHROPSHIRE (1882)", dated 1882, covers the area but demonstrates no evidence for case SH/019/011.

*There is no evidence in the book of reference as it is post-1879.*

**11. Ordnance Survey 25" 2nd Edition, BL, entitled "Shropshire Sheet SJ42SW", dated 1896-7, demonstrates evidence for all of route BC15. The route is observed to commence at a junction with another route at the north west corner of parcel "482" 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 with another route at the northern most point of parcel "452" on the map.**



**12. Ordnance Survey 1" New Series, BL Maps 1175 (134.), entitled "ORDNANCE SURVEY OF ENGLAND WEM SHEET 138", dated 1902, demonstrates evidence for all of route BC15. The route is observed to commence at a junction with another route south of "Smithy" near "Weston Lullingfields" 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 a junction with another route east of "Weston Lullingfields" on the map.**

**13. Finance Act Survey Map, TNA IR132/4/202, entitled "Shropshire Sheet XX. 12 2nd Edition 1901", dated 1909-1910, demonstrates evidence for all of route BC15. The route is observed to commence at a junction with another route at the north west corner of OS parcel "482" on the map. The route is shown**

uncoloured and excluded from hereditaments. The route is observed to terminate at a junction with another route at the northern most point of OS parcel "452" 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
<b>A</b>	Express Dedication	Supporting evidence
<b>B(i)</b>	Surveyor's Opinion / Strong Reputation	
<b>B(ii)</b>	Inferred Dedication / Reputation	
<b>C</b>	Neutral	Status neutral
<b>D</b>	Private	Contradictory evidence
<b>E</b>	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 1 - To the Right Honourable EDWARD EARL OF POWIS Lord Lieutenant and Custos Rotulorum of the Counties of SALOP AND MONTGOMERY This MAP	1808	6.1	NOS10	Route shown on map fits generic description of non-status specific routes as described in legend

		of SHROPSHIRE is humbly and respectfully dedicated by his LORDSHIPS obliged and obedient Servant ROBERT BAUGH				
Turnpike Records	C	SHR Plan DP262 - Plan of the intended Turnpike Road from the Turnpike Road leading from Shrewsbury to Baschurch, near the Village of Newtown, through the Townships of Newtown, Baschurch, Stanwardine in the fields, Weston Lullingfield & Stanwardine in the Wood, in the	September 1821	6.2	TP4	Side route shown on plan un-numbered
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	1827	6.3	NOS16	Shown on map and described as 'Cross Road' in map key



		D, PRINGLE & Co. Regent Street. Pall Mall....				
Ordnance Survey Records Surveyors Drawings	C	SHR 320 (E) - PART of SHROPSHIR E	1827	6.4	OSD1	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	6.5	OSM7	Route shown un-coloured on OS 1" Old Series map
Tithe Survey Records	C	TNA Map IR/30/29/29 - Part 2nd comprizing the Townships of STANWARDI NE in the FIELDS, WESTON and STANWARDI NE in the WOOD in the PARISH of BASCHURC H SALOP	1844	6.6	TM3	Route shown on map not numbered specifically or within numbered parcel
Ordnance Survey Records 25" 1st Edition	C	BL 30SJ4224 - Shropshire Sheet SJ42SW	1873	6.7	OSM23	Route specifically numbered on plan
					OSM2	Route un-named on map
Ordnance Survey Records 25" 2nd Edition	C	CRO 30SJ4224 - Shropshire Sheet SJ42SW	1896-7	6.8	OSM12	Route Shown on OS 2nd Edition 25" Map
Ordnance Survey Records 1" New Series	B(ii)	BL Maps 1175 (134.) - ORDNANCE SURVEY OF ENGLAND WEM SHEET 138	1902	6.9	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 IR132/4/202 - Shropshire Sheet XX. 12 2nd Edition 1901	1909-1910	6.10	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
Non-OS Commercial Mapping	SHR Map R BAUGH 1808 sheet 1 - 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	1808	RC12	Road

	Servant ROBERT BAUGH			
Turnpike Records	SHR Plan DP262 - Plan of the intended Turnpike Road from the Turnpike Road leading from Shrewsbury to Baschurch, near the Village of Newtown, through the Townships of Newtown, Baschurch, Stanwardine in the fields, Weston Lullingfield & Stanwardine in the Wood, in the	September 1821	RC14	Unspecified
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 Surveyors Drawings	SHR 320 (E) - PART of SHROPSHIRE	1827	RC14	Unspecified
Ordnance Survey	SHR Ordnance	1833 - 1835	RC14	Unspecified

Records Series	1" Old	Survey Old Series	1": 1mile - Folder 1 1833 - 1835			
Tithe Records	Survey	TNA Map IR/30/29/29 - Part 2nd comprizing the Townships of STANWARDINE in the FIELDS, WESTON and STANWARDINE in the WOOD in the PARISH of BASCHURCH SALOP	1844	RC14	Unspecified	
Ordnance Records Edition	Survey 25" 1st	BL 30SJ4224 - Shropshire Sheet SJ42SW	1873	RC14	Unspecified	
Ordnance Records Series	Survey 1" New	BL Maps 1175 (134.) - ORDNANCE SURVEY OF ENGLAND WEM SHEET 138	1902	Unspecified		
Finance Act Records	Survey	TNA Map IR132/4/202 - Shropshire Sheet XX. 12 2nd Edition 1901	1909-1910	RC14	Unspecified	
Ordnance Records Edition	Survey 25" 2nd	CRO 30SJ4224 - Shropshire Sheet SJ42SW	1896-7	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
Non-OS Commercial Mapping	SHR Map R BAUGH 1808 sheet 1 - 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
Turnpike Records	SHR Plan DP262 - Plan of the intended Turnpike Road from the Turnpike Road leading from Shrewsbury to Baschurch, near the Village of Newtown, through the Townships of Newtown, Baschurch, Stanwardine in the fields, Weston Lullingfield & Stanwardine in the	September 1821	PA3	two parallel solid black lines (in-filled)

	Wood, in the			
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	PA1	two parallel solid black lines
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	TNA Map IR/30/29/29 - Part 2nd comprizing the Townships of STANWARDINE in the FIELDS, WESTON and STANWARDINE in the WOOD in the PARISH of BASCHURCH SALOP	1844	PA3	two parallel solid black lines (in-filled)
Ordnance Survey Records 25" 1st Edition	BL 30SJ4224 - Shropshire Sheet SJ42SW	1873	PA14	two parallel solid black lines with two dashed black lines

					along the centre
				PA9	two parallel solid black lines with a single black dashed line along the centre
				PA14	two parallel solid black lines with two dashed black lines along the centre
Ordnance Survey Records 25" 2nd Edition	CRO 30SJ4224 - Shropshire Sheet SJ42SW	1896-7		PA1	two parallel solid black lines
Ordnance Survey Records 1" New Series	BL Maps 1175 (134.) - ORDNANCE SURVEY OF ENGLAND WEM SHEET 138	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 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 but is un-numbered and not within a numbered parcel therefore there is no evidence in the apportionment.

#### 2. Finance Act Survey Records

The Finance Act Survey map demonstrates evidence for the route. The route is shown uncoloured and excluded from hereditaments on both. 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 Turnpike Records

The Deposited Turnpike plan shows part of the route as a side / existing route that is un-numbered therefore there is no evidence in the associated book of reference.

#### 4. Non-Ordnance Survey Commercial Mapping

Two Non-Ordnance Survey Commercial maps demonstrate evidence for the route. Greenwood's map shows the route and described in the key under the heading "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. Baugh's map shows the route and is



described in a manner which fails to confer any indication of status, i.e. as "By-road" in the map.

## 5. 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 "499" but the book of reference is dated post-1879 therefore there is evidence for the route.

### 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 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 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:**

No contradictory evidence was found for the route.

**Outcome of the evaluation:**

Case file SH/019/011 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.

One Non-Ordnance Survey Commercial map shows the route and described in the key under the heading "Cross Roads". For the purposes of 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.

The Ordnance Survey 1" Revised New Series map demonstrates evidence for the route. The route is shown on the map 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 3.2: Tithe Survey Records
Discovering Lost Ways Research Standard 3.3: Finance Act Survey Records
Discovering Lost Ways Research Standard 3.6: Turnpike 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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