

DECISION REPORT LITTLE CHEVERELL

SUMMARY OF WITNESS STATEMENTS

WITNESSES	Dates of Usage	Believed Status and Width	Frequency	Same Route always used	Owner aware	Challenged	Permission	Obstructions/ Gates /Signs	COMMENTS
1. Mr Alan Arnold	1948-2009 61yrs	F/P -	2 per week	Y	Y	N	N	Y	Used for recreation. Saw others walking. Fences and gates put up in 2008. Route became overgrown but remained useable.
2. Mrs Valerie Ann Bruce	1989-2009 20yrs	F/P 4-5m	3-5 per week	N*	Y	N**	N	Y	Used for dog walking. Saw others walking. *Would sometimes walk around perimeter of lower field **A neighbour has been instructed not to use it (outside relevant period) Gates erected Autumn 2008.
3. Mrs Anne Christie	2003-2009 6yrs	F/P 5-10m	1-2 per month	Y	Y	N*	N	Y	Used for recreation and dog walking. Saw others walking. *Mentions that Michael Maxwell, a neighbour, was forbidden to use the path (outside relevant period) Pedestrian gates and fences installed by new owner late summer 2008. Use restricted by vegetation during summer months since then.
4. Brig. Ian Christie	2003-2009 6yrs	F/P 5-10m	1-2 per week	Y	Y	N*	N	Y	Used for dog walking. Saw others walking. *Mentions that Michael Maxwell was forbidden from using the path after trying to use a strimmer to clear it (outside relevant period). Unlocked pedestrian gates and fences from 2008. Use restricted by overgrown vegetation during summer months since then.
5. Mrs Ann Clack	2002-2009 7yrs	F/P 1-2m	Daily	Y	Y	N	N	Y	Used for recreation. Some others walking. Unlocked gates (no mention of dates). Nettles caused some obstruction during summer but route remained useable.

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6. Mr. W. Elliott	1996-2009 13yrs	- -	Daily	N*	Y	N	N	N	Used for recreation and visiting friends. Saw others walking. *Route varied sometimes for change of scenery; "mostly" walked claimed route.
7. Miss Claire Franklin	1982-2009 27yrs	F/P -	Daily	N*	Y	N**	N	Y	Used for dog walking, accessing amenities, walking to work and visiting friends. Saw others walking. *Walked around the edge of field to get into Shovel Woods. **Mentions that Mr. Maxwell was challenged. Three gates and fence since summer 2008. Mentions that claimed route has become impassable.
8. Mrs Louise George	2002-2009 7rs	F/P 1m	Daily	Y*	Y	N	N	Y	Used for recreation. Saw others walking. *Until landowner erected fencing and route became impassable due to vegetation. Gates and fences put up although these did not themselves prevent use.
9. Ms Diane Gilpin	1999-2009 10yrs	F/P -	2 per day	Y	Y*	N**	N	Y	Used for recreation, dog walking and attending to horses. Saw others walking. *Notes owner fenced it in such a way as to allow use to continue. **Has heard that a resident of Little Cheverell was 'banned' from using the path (outside relevant period). No gates until 2009. Path fenced in 2008. Overgrown vegetation makes use difficult.
10. Mrs Mary Hopkins	1971-2009 38yrs	F/P -	Daily	Y*	Y	N	N	Y	Used for exercise and recreation. Saw others walking. *Until obstructions put in place. "New" gates and fences.
11. Mr John Manners	1960-2000 40yrs	F/P -	1-2 per week +	N*	Y	N	N	N	*Sometimes used to cut across between the fields as shown on his map.

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12. Mr Michael Maxwell	1963-2009 46yrs	F/P -	Daily from 2000	N*	Y	Y**	N	Y	Used for recreation and accessing amenities. Saw others walking. *Used to walk around the field boundary sometimes. **Strimmed path in early summer 2009 and informed PC. Went to do so again on 18 August 2009 but was challenged by landowner and told not to use the path as he was trespassing (outside relevant period). Gates appeared following sale, although these were not locked. Field was also fenced when it was sold.
13. Mr David Nichols	2002-2009 7yrs	F/P 1-2m	1-2 per week	Y	Y	N	N	Y	Used for recreation and dog walking. Saw others walking. New fence and gates "recently". Gates not locked.
14. Mrs Stephanie Nichols	2001-2009 8yrs	F/P -	1-2 per week	Y	Y	N	N	Y	Used for dog walking. Saw others walking. Gates installed with fence. Gates never locked. Notes that owner appeared to keep the route useable by installing gates.
15. Mr Bernard Nisbeck	1979-2009 30yrs	F/P -	2 per day	Y	Y*	N	N	Y	Used for recreation. Saw others walking. *Notes that owner fenced it leaving the path accessible. Gates and fences from October 2008.
16. Mr Hugh Russell	1996-2009 13yrs	F/P -	2-3 per week	Y	Y	N	N	Y	Used for dog walking. Saw others walking. Gates from 2008 and fence. Notes that path was too narrow and hence hard to use from that date.
17. Mrs Jennet Russell	1996-2009 13yrs	F/P c.1m	2-3 per week	Y	Y	N	N	Y	Used for recreation and dog walking. Saw others walking. Recent gates, never locked. Route fenced in 2008.

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18. Mrs Susan Tandy	1998-2009 11yrs	F/P -	Daily	N*	Y* *	N	N	Y	Used for recreation. Saw others walking. *Has walked other routes due to claimed path becoming overgrown. **Notes owner fenced path but left it open. Gates and fences. One gate cannot be used due to overgrown vegetation. Notes that route is now barely passable.
19. Mr Alan Taylor	1971-2009 38yrs	- c.3m	1-2 per week	Y	Y	N	N	Y	Used for walking the dog. Saw others walking. Fence and gates from 2008.
20. Mrs Mary Thain	1983-2009 26yrs	F/P 2-2.5m	Daily +	Y	Y	N	N	Y	Used for recreation, visiting friends and walking dog. Saw others walking. Recent gates and fencing. Notes that overgrown vegetation makes use difficult.
21. Ms Serena Turner	2000-2008 8yrs	F/P 1m	Daily	Y	Y	N	N	Y	Used for dog walking. Saw others walking. Gates and fence from 2008, at which point ceased to use the route.
22. Ms Anne Venus	2005-2009 4yrs	F/P -	3 per week	Y	Y	N*	N	Y	Used for dog walking. Saw others walking. *Aware that Mr Maxwell was challenged (outside relevant period). Fence and gates installed late 2008. Does not use route very often anymore as it has become overgrown.
23. Mrs B Franklin	1974-2009 35 yrs	F/P Approx 10 ft	6 per yr	N	Y*	N	N	N	Used for visiting and dog walking and walking with children. Seen others dog walking *Owner aware due to local use since 1974. Not always used the same route (to vary walk)
24. Mrs J Welford	1992-2008 16 yrs	- 1.5m	2-3 per week	Y	Y*	N	N	N	Used for walking/dog walking Seen others dog walking No fences, No obstacles or gates, open field * Owner aware because it is a well worn path

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25. Hanna Wisbeck	1990-2009 19 yrs	F/P 10 ft	3 per Day	Y	Y*	N	N	N	Used for recreation/walking with dog/ walking to and from school Seen others using path (walking) *Owner has seen us walking the dog.
26. Gill Hazleton	1985-2009 24 yrs	- -	Monthly	Sometimes	Y*	N	N	N	Used for walking / dog walking Seen others walking dogs No obstructions or gates *Owner aware because obvious use of track for walking etc.
27. Christopher McBride	1987-2008 21 yrs	F/P 6ft-10ft	3 per day	Y	Y*	Y**			*Owner aware. I passed the owner walking my dog. ** Was turned back when fence was being erected. Has been told the way was not public (outside relevant period)

Little Cheverell Claimed Footpath User Evidence

Calling into Question 2008

Start of Relevant 20yr Period 1988

