
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 SJ51772499) to Point C (OSGR SJ52052590) 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 DWL SH/053/001 BHS which contains copies of the following documents or extracts thereof:*
- Inclosure Award, SHR QE 1/2/3, entitled dated 1783
- Inclosure Map, SHR QE 1/2/3, entitled "A Survey and Plan of the boundaries of the Township of Clive Sansaw & Grinshill in the county of Salop", dated 1783
- 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
- 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 Map, TNA IR 30/29/86, entitled "Plan of the Township of Clive ", dated 1843
- Ordnance Survey 25" 1st Edition, BL Vol 689 (34), entitled "Shropshire (Northern Division) Sheet XXI.11 - Clive, Broughton, Middle and Wem Parishes", dated 1880
- Ordnance Survey 1" New Series, BL Maps 1175 (134.) sheet 138, entitled "OS of England WEM", dated 1902
- Finance Act Survey Map, TNA IR 132/4/217, entitled "Shropshire Sheet XX1.11 - Second Edition 1901", dated 1910
- Estate Map, SHR 3651/B/34/4/4/2, entitled "Plan of the freehold property at Clive, near Shrewsbury, The property of Thos. Meares Esqre.", dated 1917

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

Signed: .



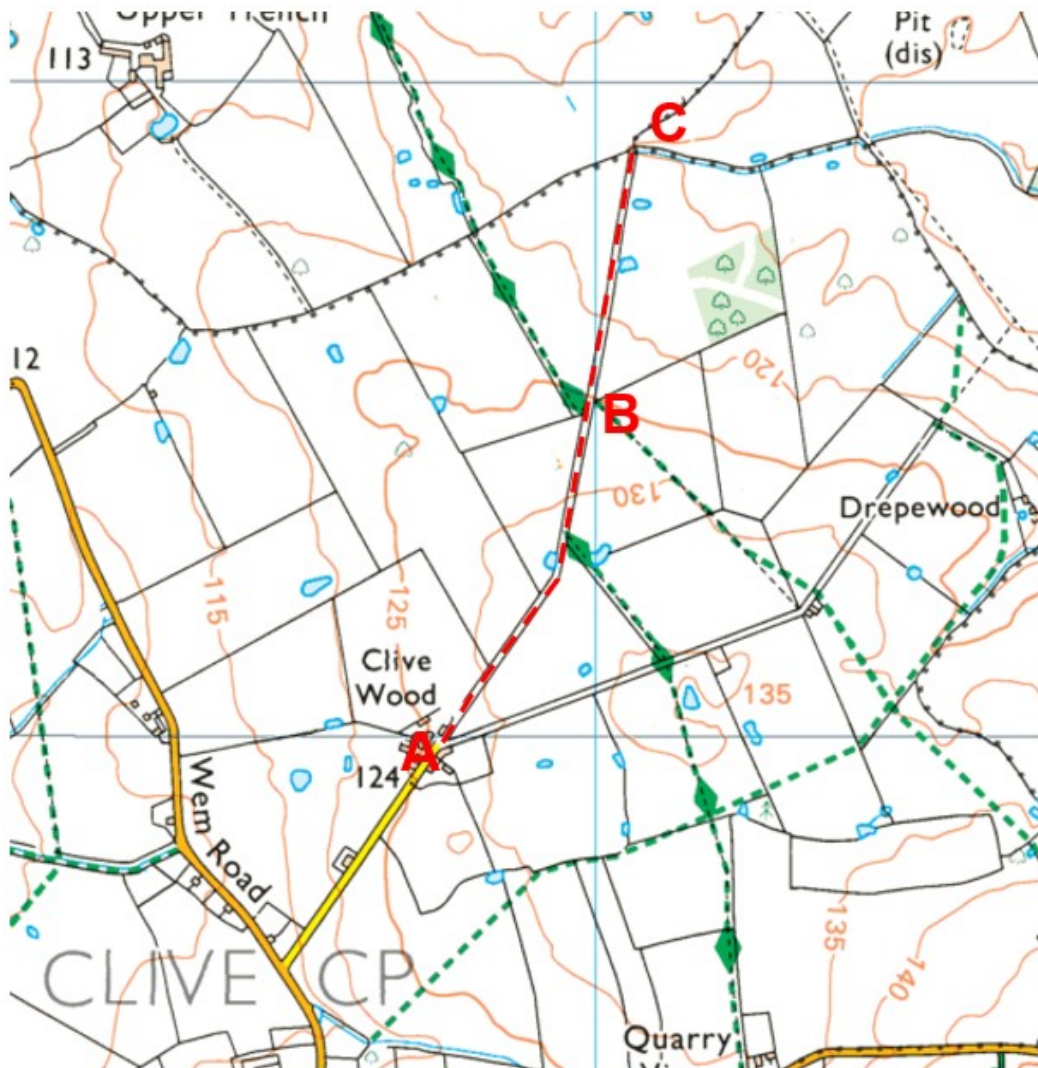
Date: ...27/8/2020.....

Wildlife and Countryside Act 1981

Map to Accompany Definitive Map Modification Order Application

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

Applicant's Reference: DLW SH/053/001



13 / 01 / 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/053/001
Name	Un-named
Historic County	Shropshire
Sub-Unit	Shropshire Sub-unit 1
Parish(es)	Clive
Surveying Authority	Shropshire County Council
Definitive Map Ref. No.	None
Other Designation(s) Ref. No.	None
Route Length	559 metres
OS 1:10,000 Sheet(s)	SJ52NW, SJ52SW
Grid Ref (start)	SJ5177 2499
Grid Ref (end)	SJ5198 2550
ARU ASSESSMENT OUTCOME	
Status/Class	Public bridleway
Strength	Strong
Comment	Awarded a 'Public Bridle Road' in the Inclosure Award and shown uncoloured and excluded in the hereditaments on the Finance Act Map.

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/053/001 was included in the research scope by the Discovering of 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 part of the route is shown on the Finance Act Survey map as uncoloured and excluded from hereditaments. This suggests that part of 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 of the Non-Ordnance Survey Commercial maps describes the route as a “Cross Roads” in the key. 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. The Inclosure map shows the route passing through or between the newly awarded allotments. The map shows the route as a part of a longer through-route to Wem. The Inclosure award indicates that the route was awarded a “public Bridle Road” with a width of “twenty four feet”. In addition to the awarding of the route as a “public Bridle Road” it has been awarded as an “Occupation Road” for use by the owners and occupiers of the adjoining allotments.

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 “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 OS 1" Revised New Series maps will be taken as evidence of public vehicular rights. The case file route is not shown in this way and it is considered therefore that a public vehicular right of way cannot be shown to have existed over the route at that time.

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.

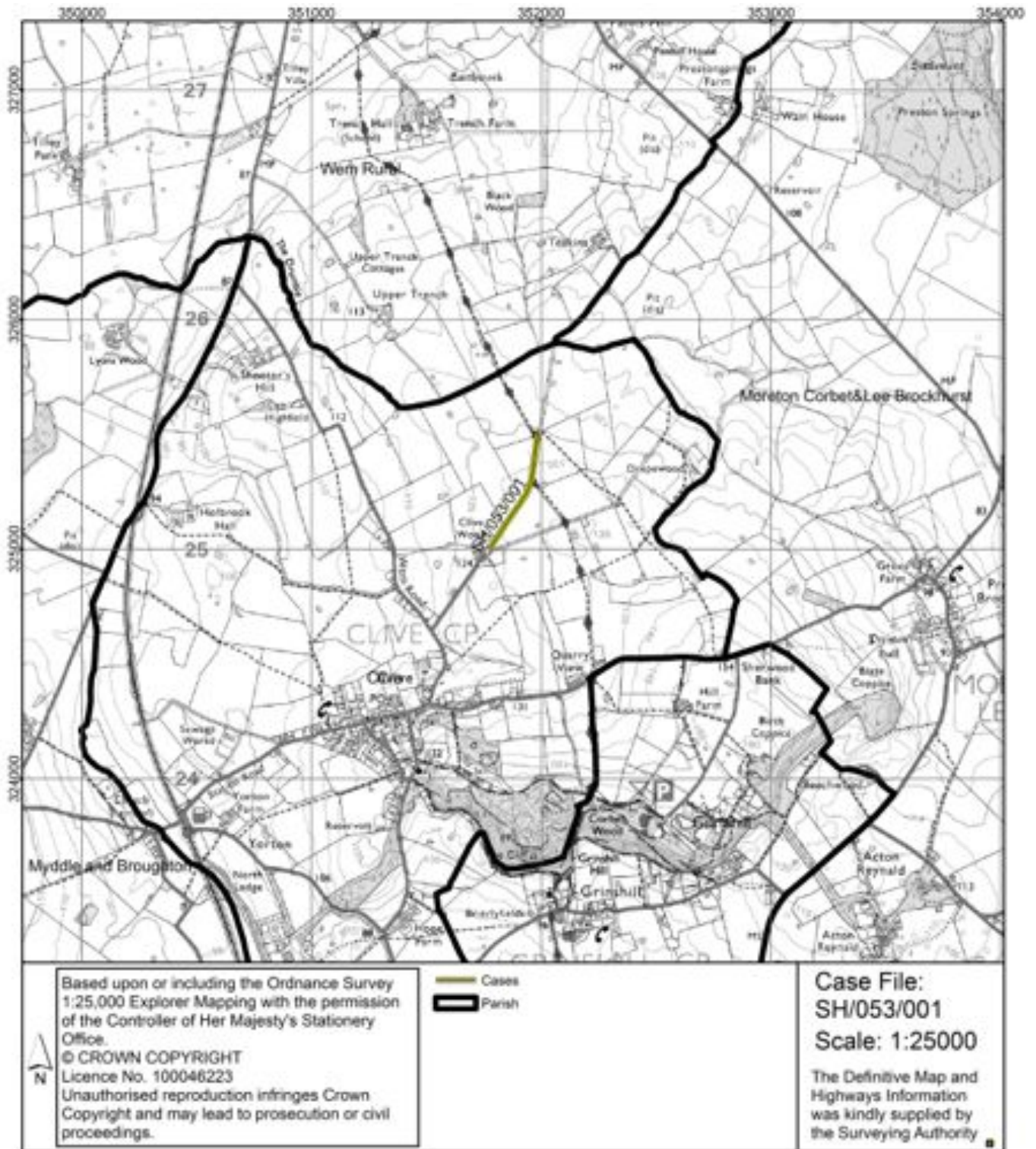
2. Description of Route

The route begins at the junction with Clive Wood Farm Road (which has been given the reference U2516/10 on Shropshire County Council's List of Streets) at coordinate SJ5177 2499 (point A on the Case File Route Map). The route then heads in a north easterly direction to the junction with current public footpaths 0206/6-4/FP and 0206/6-3/FP (which are the references given on Shropshire County Council's Definitive Map and Statement) at coordinate SJ5198 2550, where this route terminates (point B on the Case File Route Map).

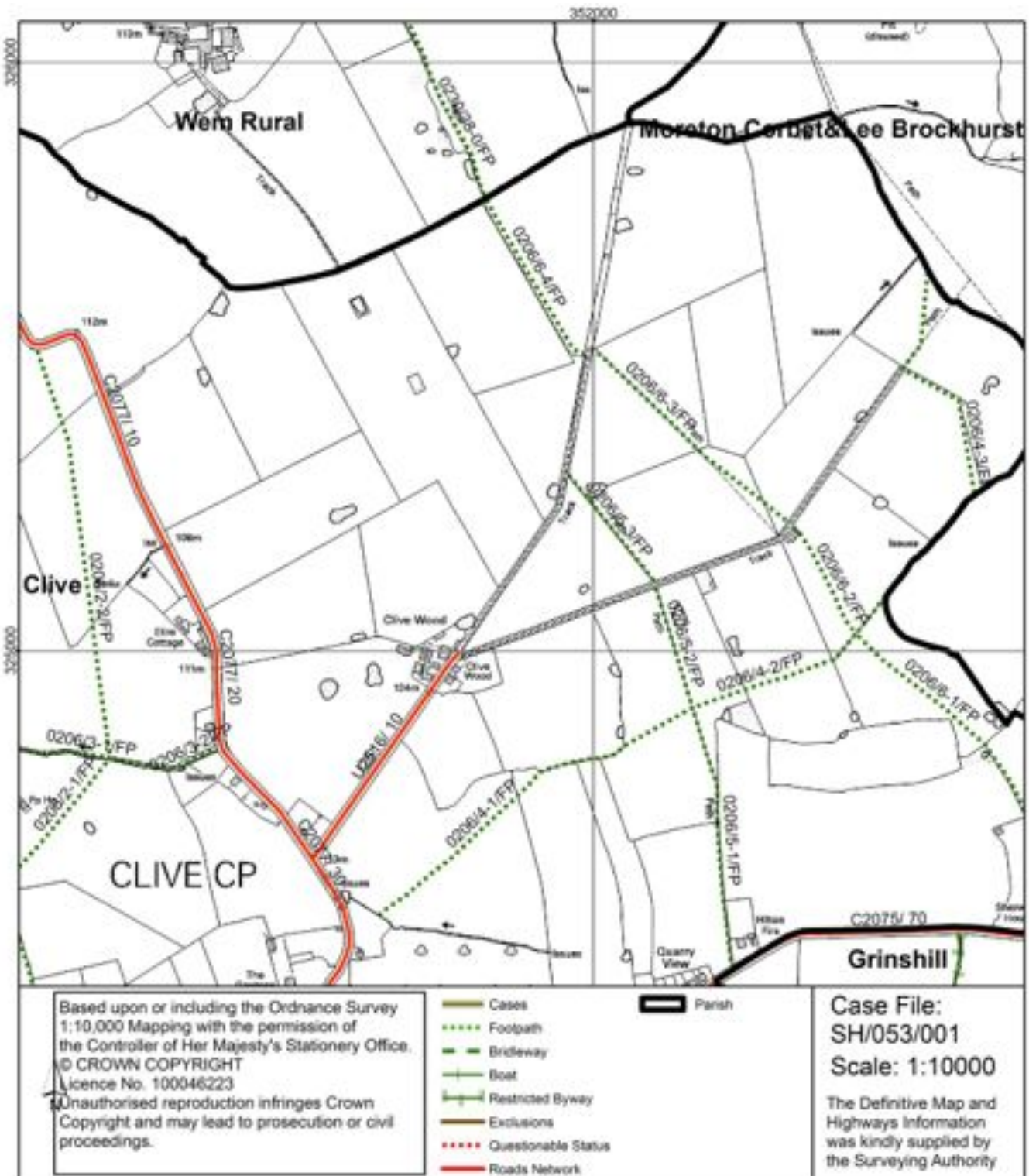
The route has a length of 559 metres.

During the research process, the whole of the case file reference number SH/053/001 was identified with the case route number T000688. 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).

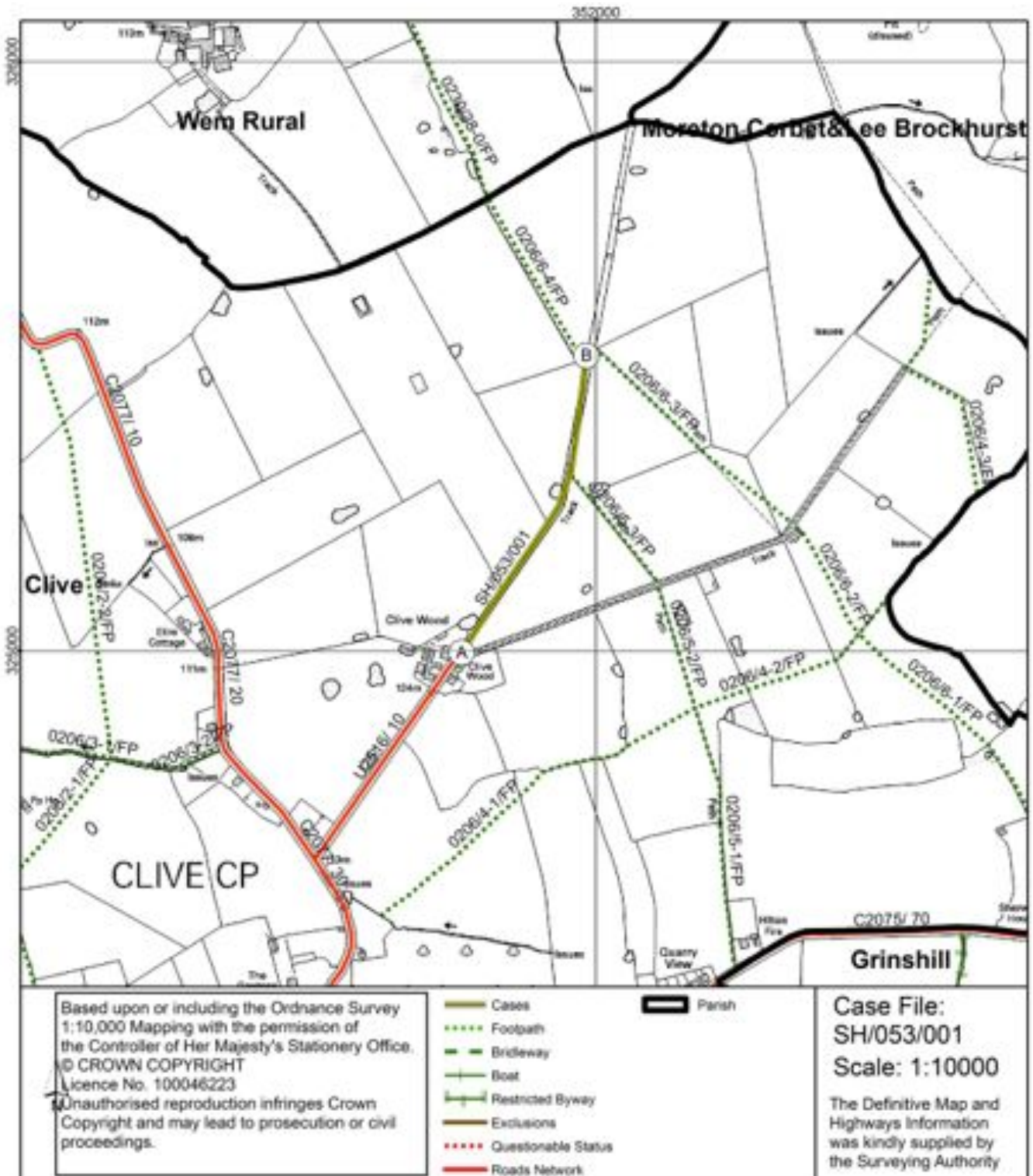
3. Location Plan



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/053/001 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. Inclosure Award, SHR QE 1/2/3, entitled dated 1783, demonstrates evidence for all of route T000688. The route is awarded as a public route in this case a "public Bridle Road" on page number "5" on line number "37".

Allotments:

One page 11 line 32: In left column: "No 62, 68.3.32" Adjacent paragraph reads: "Also one other plot piece or parcel of the said common or waste land called Clive Wood containing Sixty Eight Acres three roods and thirty two perches bounded on the North by certain old inclosures of Rowland Whitfield Esquire Robert Embrey and others on the West by the said Bridle Road (MMM) from Clive To Wem aforesaid on the South by an allotment of the said Richard Sanford on the South East by the said (Road marked QQ) to the said allotment of the said Henry Cecil and Emma his wife and on the East by certain allotment of the said Henry Cecil and Emma his wife and Samuel Symonds the same to be fenced by the said Robert Embrey on the West South and South east sides thereof and on that part of the East which adjoins the West side of the said allotment of the said Samuel Symonds and the fences when made to be for ever kept in repair by him his heirs and assigns". (Pg: 11 Line 32). The route is described as being within the awarded allotments without mentioning what its status is and is shown as a through-route on page number "11" Line "32".

Allotments:

On page 12 line 20: in left column: "(No59) 23.3.34". Adjacent paragraph reads "Also all that other plot piece or parcel of the said common or waste land called Clive Wood aforesaid containing Twenty Three Acres Three Roods and Thirty Four Perches bounded on The North East by allotment of the said Richard Wood and Edmund Bafs on the South West by allotment of the said John Gardner and James Atherley on the North West by certain old inclosures and on the South East by the said Bridle Road (MMM) from Clive to Wem

aforsaid the same to be fenced by the said Henry Cecil and Emma his wife on the South West and South East sides thereof and the fences when made to be for ever kept in repair by them and the heirs of the said Emma". The route is described as being within the awarded allotments without mentioning what its status and described as a through-route on page number "13" on line number "20".

Allotments:

On page 13 line 26: In left column: "(No 71) "John Dirkin and Elizabeth Embrey 1.2.9" Adjacent paragraph Reads: "To the said John Dirkin and Elizabeth Embrey in respect of their freehold Estate in the township for the same Estate and interest which they respectively have in such freehold premises one plot piece or parcel of the said common or waste lands containing one acre two roods and Nine perches bounded on the South East by the said (Road QQ) leading to the said allotment of the said Henry Cecil on the west by the said Bridle Road (MMM) from Clive to Wem aforsaid and on the North by an allotment of the said Elizabeth Clarke the same to be fenced by the said John Dirkin and Elizabeth Embrey on the West and South East sides thereof and the fences when made to be for ever kept in repair by them and their heirs". The route is described as being within the awarded allotments without mentioning what its status on and is described as a through-route on page number "13" on line number "26".

Allotments:

On page 13 line 31: In left column: "(No 72) Elizabeth Clarke 1.3.9" Adjacent paragraph reads: "To the said Elizabeth Clarke in respect of her freehold estate in the said township all that plot piece or parcel of the said common or waste land containing one acre three roods and nine perches bounded on the North by an allotment of the said Richard Langford on the South by an allotment of the said John Dirkin and Elizabeth Embrey on the West by the said Bridle Road (MMM) from Clive to Wem aforsaid and on the South East by the said Road (QQ) leading to the said allotment of the said Henry Cecil and Emma his wife the same to be fenced on the West South and South East sides thereof by the said Elizabeth Clarke and the fences when made to be for ever after kept in repair by her his heirs and assigns". The route is described as being within

the awarded allotments without mentioning what its status is on page number "13" on line number "31".

Allotments:

On page 13 line 36: In left column: "(No 73) 5.2.0 Richard Langford Adjacent Paragraph Reads: "To the said Richard Langford in respect of his freehold estate in the said Township all that plot piece or parcel of the said common or waste land containing five acres Two Roods bounded on the North by an allotment of the said Robert Embrey on the South by the said allotment of the said Elizabeth Clarke on the West by the said Bridle Road (MMM) from Clive to Wem on the South East by the said Road (QQ) to the above described allotment of the said Henry Cecil and Emma his wife the same to be fenced by the said Richard Langford on the West South and South East sides thereof and the fences when made to be for ever kept in repair by him his heirs and assigns". The route is described as being within the awarded allotments without mentioning what its status is and is described as a through-route on page number "13" on line number "36".

Allotments:

On page 14 line 10: In left column: "No 61 Edward Bafs (6.1.29" Adjacent paragraph reads "To the said Edward Bafs in respect of his freehold Estate in the said Township all that plot piece or parcel of the said common or Waste Land containing Six Acres One Rood and Twenty nine perches bounded on the East by the said Bridle Road (MMM) from Clive to Wem on the North West by an Allotment of the said Richard Wood and on the South West by an allotment of the said Henry Cecil and Emma his wife the same to be fenced by the said Edward Bafs on the East and South West sides thereof and the fences when made to be for ever kept in repair by him his heirs assigns". The route is awarded as a public route with its dimensions given in this case a with a width of Twenty four feet on page number "4" on line number "10".

Highways:

On page 4 line 37: Under the heading "Roads on the common called Clive Wood" "The said commissioners have assigned set out and appointed to and

for a public Bridle Road for all persons having occasion to pass that way and as an occupation road for the use of the owners and proprietors of allotments adjoining the same a certain slang or parcel of the said Commons being Twenty four feet wide leading from the village of Clive aforesaid over the said Common called Clive Wood to an ancient Bridle Road on the North side thereof leading to the Town of Wem in the said county Salop bounded on the East by allotments of the said Robert Embrey Henry Cecil and Emma his wife John Pirkin the said Elizabeth Embrey Elizabeth ". The route is awarded as a public bridle road and occupation road (to include use by vehicles) for adjoining owners and occupiers on page number "4" on line number "37". The route is also described as a through-route.

Allotments:

On page 4 line 37: Under the heading "Roads on the common called Clive Wood" "The said commissioners have assigned set out and appointed to and for a public Bridle Road for all persons having occasion to pass that way and as an occupation road for the use of the owners and proprietors of allotments adjoining the same a certain slang or parcel of the said commons being twenty four feet wide leading from the village of Clive aforesaid over the said common called Clive Wood to an ancient Bridle Road on the North side thereof leading to the town of Wem in the said county Salop bounded on the East by allotments of the said Robert Embrey Henry Cecil and Emma his wife John Pirkin the said Elizabeth Embrey Elizabeth ". The route is awarded as a public route in this case a "public Bridle Road" on page number "5" on line number "37".

Highways:

On page 5 line 1: "And Richard Langford on the West by allotments of the said Robert Embrey Samuel Symonds Reverend James Atherley Clerk Henry Cecil and Emma his wife. Edward Bafs and Richard Wood marked (MMM) in the said map annexed". The route is described as being within the awarded allotments without mentioning what its status is on page number "6" on line number "1"

Allotments:

On page 6 line 6: In left column: "(No 71) "John Dirkin and Elizabeth Embrey 1.2.9" Adjacent paragraph Reads: "To the said John Dirkin and Elizabeth Embrey in Respect of their freehold Estate in the Township for the same Estate and interest which they respectively have in such freehold premises One plot piece or parcel of the said Common or Waste Lands containing One acre Two Roods and Nine perches bounded on the South East by the said road (QQ) leading to the said allotment of the said Henry Cecil on the West by the said Bridle Road (MMM) from Clive to Wem aforesaid and on the North by an allotment of the said Elizabeth Clarke the same to be fenced by the said John Dirkin and Elizabeth Embrey on the West and South East sides thereof and the fences when made to be for ever kept in Repair by them and their heirs". The route is described as a through-route on page number "6" on line number "6".

Allotments:

On page 6 line 6: In left column: "(No 73) 5.2.0 Richard Langford" Adjacent Paragraph Reads: "To the said Richard Langford in Respect of his freehold Estate in the said Township all that plot piece or parcel of the said Common or Waste Land containing five acres Two Roods bounded on the North by an allotment of the said Robert Embrey on the South by the said allotment of the said Elizabeth Clarke on the West by the said Bridle Road (MMM) from Clive to Wem on the South East by the said Road (QQ) to the above described allotment of the said Henry Cecil and Emma his wife the same to be fenced by the said Richard Langford on the West South and South East sides thereof and the fences when made to be for ever kept in Repair by him his heirs and assigns".

On page 14 line 10: In left column: "No 61 Edward Bafs (6.1.29" Adjacent paragraph reads "To the said Edward Bafs in respect of his freehold Estate in the said Township all that plot piece or parcel of the said common or Waste Land containing Six Acres One Rood and Twenty nine perches bounded on the East by the said Bridle Road (MMM) from Clive to Wem on the North West by an Allotment of the said Richard Wood and on the South West by an allotment of the said Henry Cecil and Emma his wife the same to be fenced by the said Edward Bafs on the East and South West sides thereof and the fences when made to be for ever kept in repair by him his heirs assigns". The route is

awarded as a route to be privately maintained in this case maintained by on page number "14" on line number "10".

Allotments:

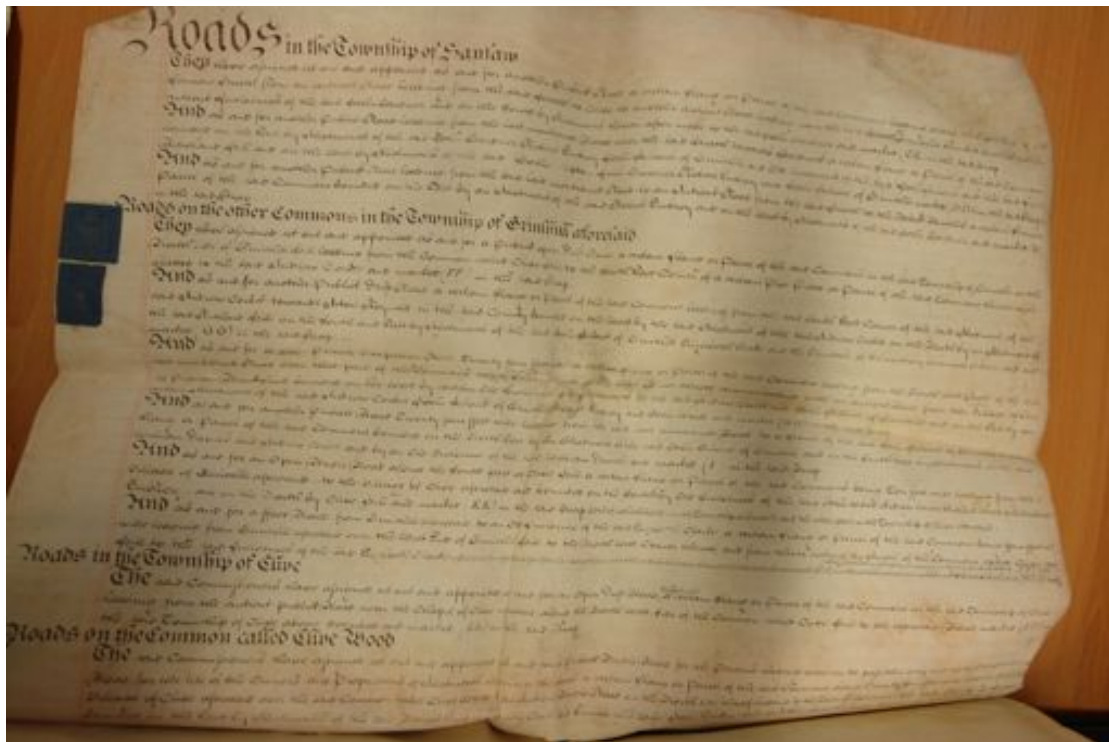
On page 14 line 20: In left column: "(No 72) Elizabeth Clarke 1.3.9" Adjacent paragraph reads: "To the said Elizabeth Clarke in respect of her freehold Estate in the said Township all that plot piece or parcel of the said Common or Waste Land containing One acre Three Roods and Nine perches bounded on the North by an allotment of the said Richard Langford on the South by an allotment of the said John Dirkin and Elizabeth Embrey on the West by the said Bridle Road (MMM) from Clive to Wem aforesaid and on the South East by the said Road (QQ) leading to the said Allotment of the said Henry Cecil and Emma his wife the same to be fenced on the West South and South East sides thereof by the said Elizabeth Clarke and the fences when made to be for ever after kept in Repair by her his heirs and assigns". The route is described as being within the awarded allotments without mentioning what its status is on page number "14" on line number "20".

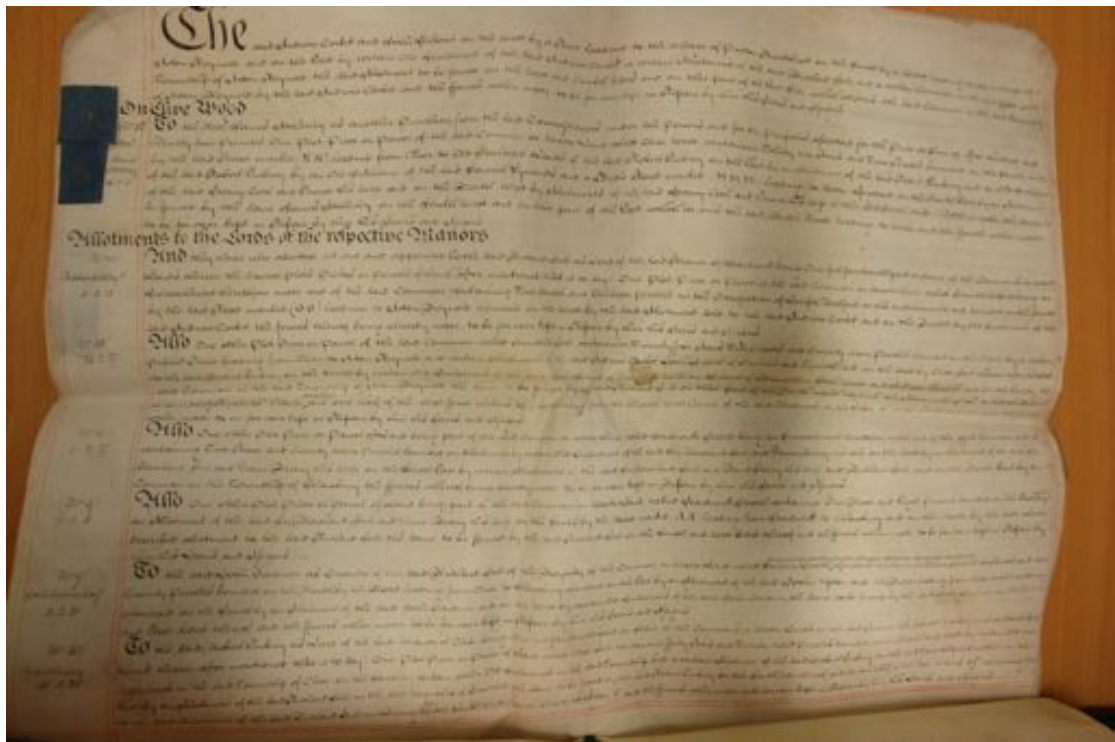
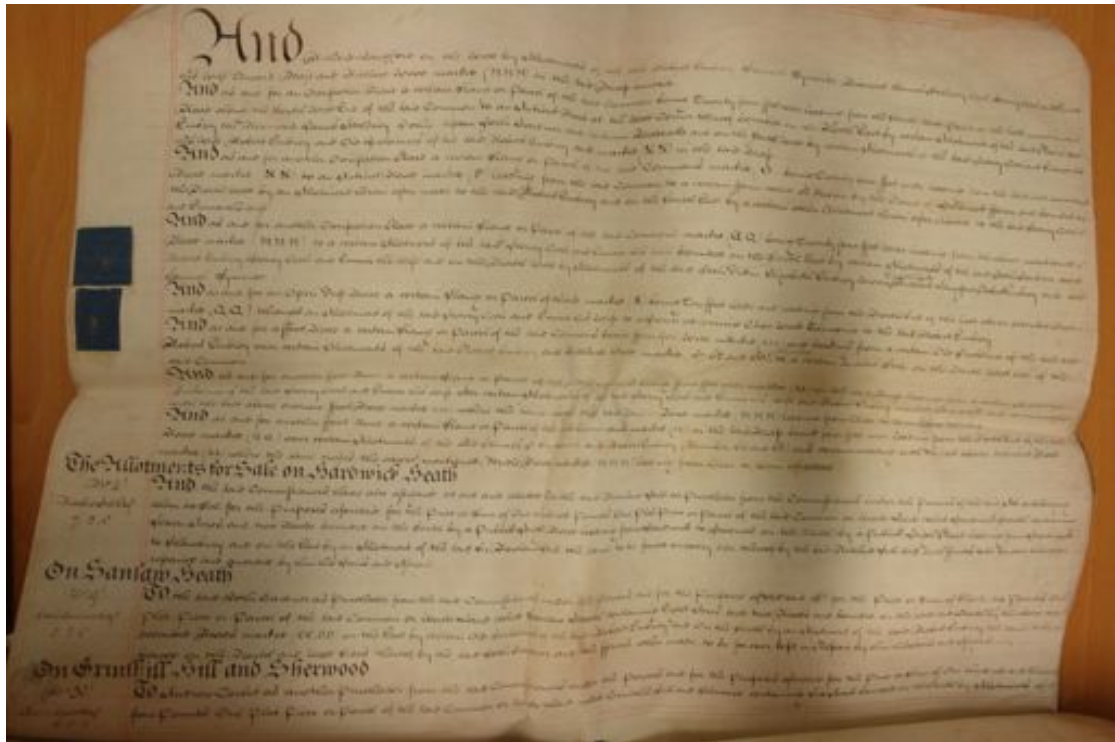
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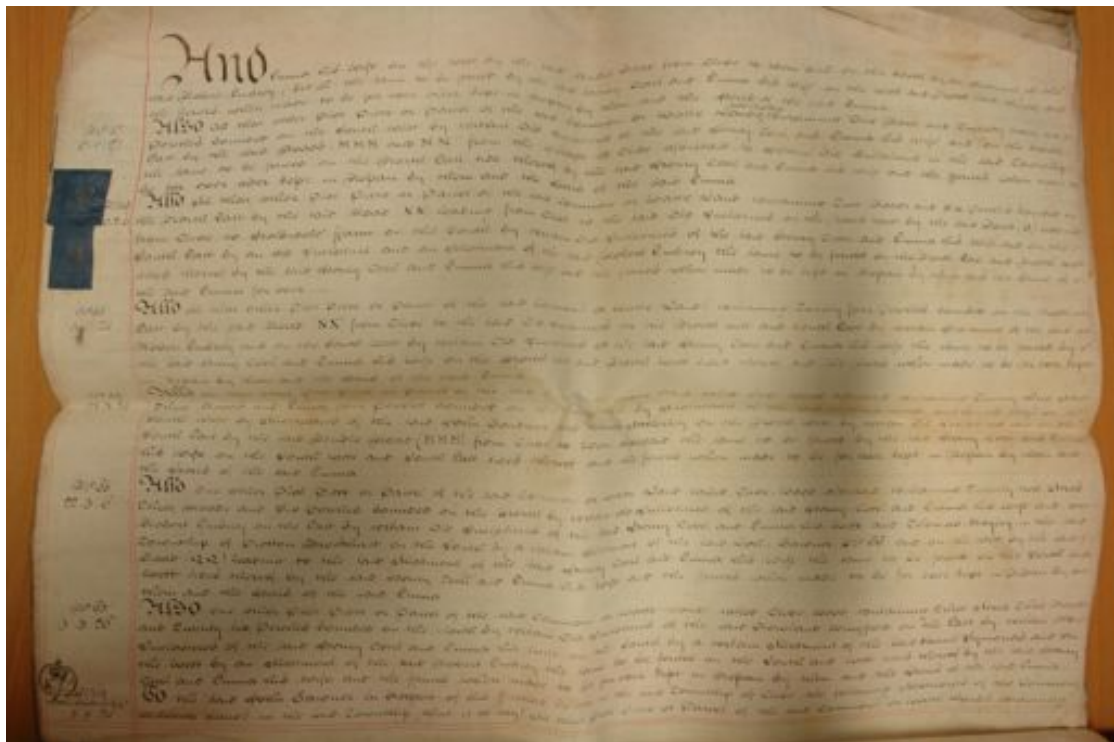
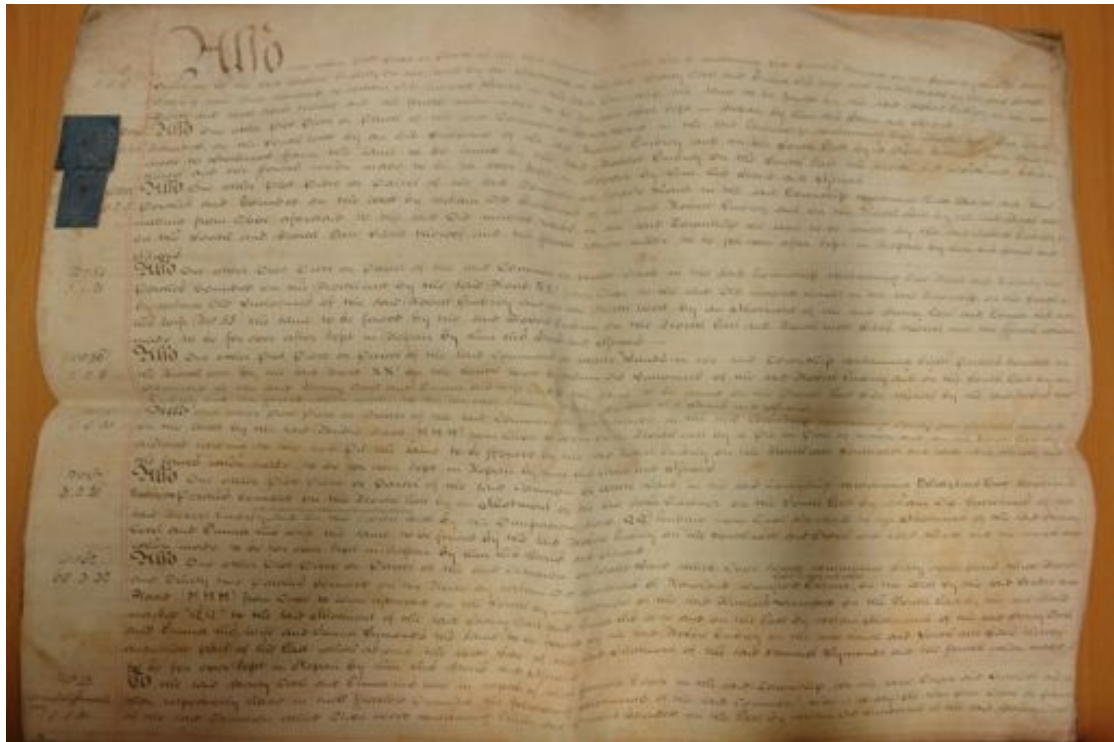
On page 14 line 16: In left column: "(No59) 23.3.34". Adjacent paragraph reads "Also all that other plot piece or parcel of the said common or waste land called Clive Wood aforesaid containing Twenty Three Acres Three Roods and Thirty Four Perches bounded on The North East by allotment of the said Richard Wood and Edmund Bafs on the South West by allotment of the said John Gardner and James Atherley on the North West by certain old inclosures and on the South East by the said Bridle Road (MMM) from Clive to Wem aforesaid the same to be fenced by the said Henry Cecil and Emma his wife on the South West and South East sides thereof and the fences when made to be for ever kept in repair by them and the heirs of the said Emma". The route is shown as a through-route is labelled on the map as on page number "14" on line number "16".

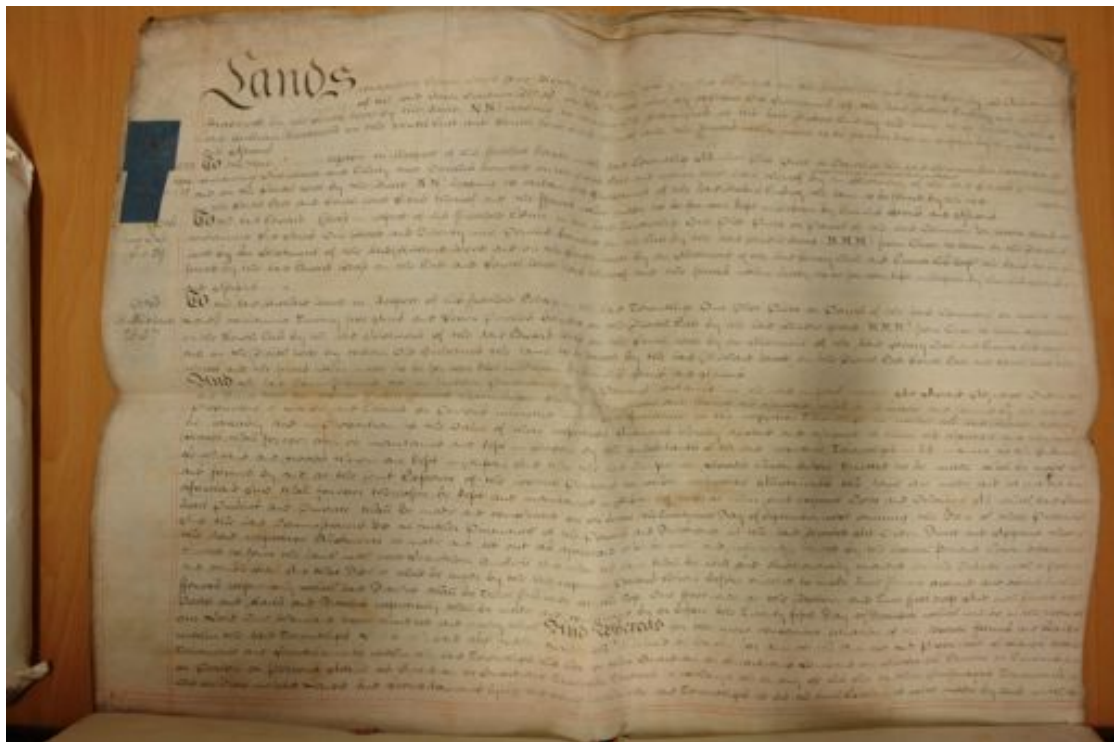
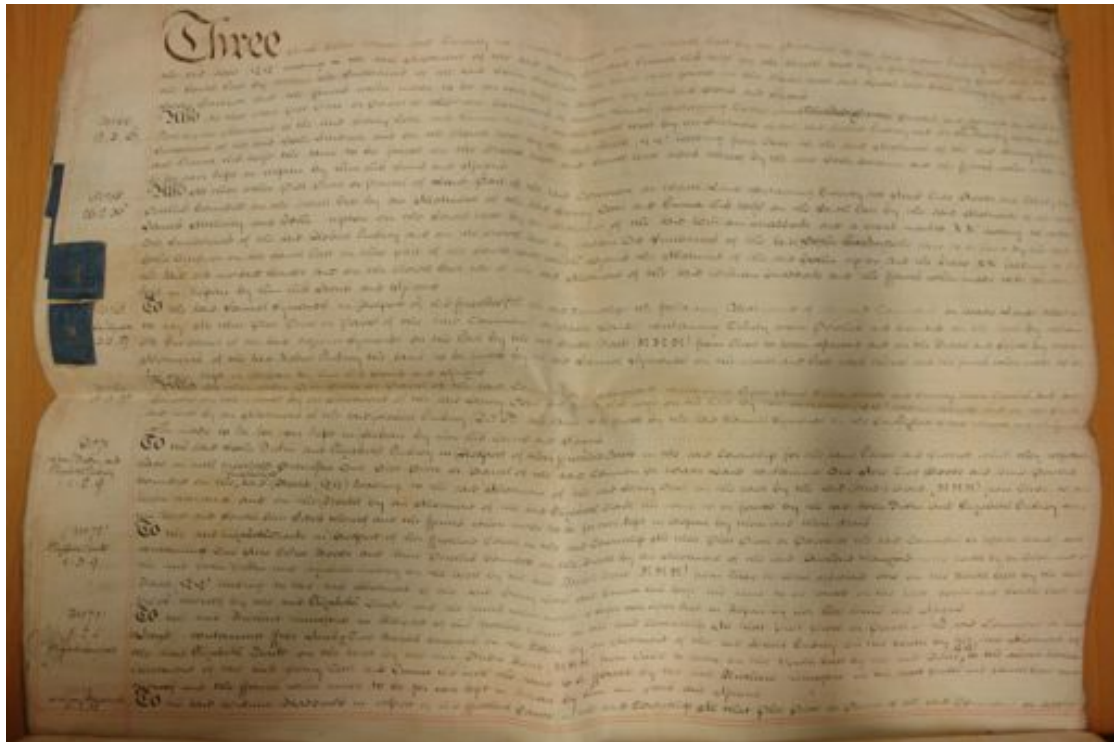
Allotments:

On page 14: In left column: "No 62, 68.3.32" Adjacent paragraph reads "Also one other plot piece or parcel of the said common or waste land called Clive Wood containing Sixty Eight Acres three roods and thirty two perches bounded on the North by certain old inclosures of Rowland Whitfield Esquire Robert Embrey and others on the West by the said Bridle Road (MMM) from Clive To Wem aforesaid on the South by an allotment of the said Richard Sanford on the South East by the said Road marked (QQ) to the said allotment of the said Henry Cecil and Emma his wife and on the East by certain allotment of the said Henry Cecil and Emma his wife and Samuel Symonds the same to be fenced by the said Robert Embrey on the West South and South East sides thereof and on that part of the East which adjoins the West side of the said allotment of the said Samuel Symonds and the fences when made to be for ever kept in repair by him his heirs and afsigns".

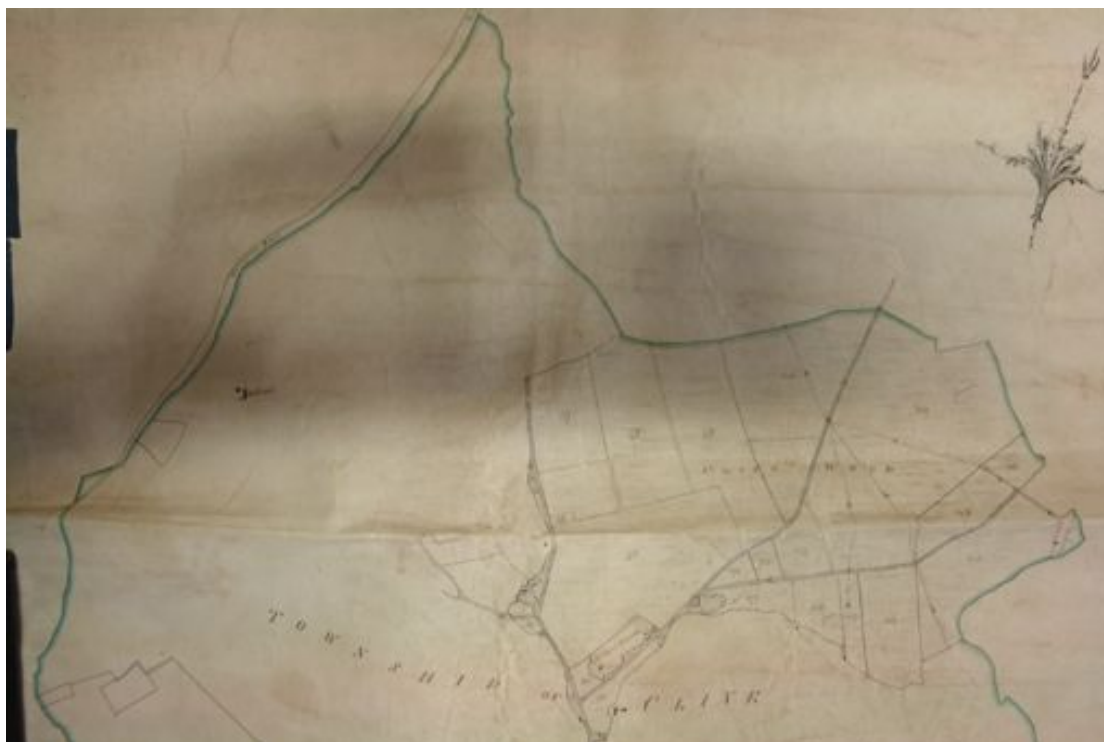








2. Inclosure Map, SHR QE 1/2/3, entitled "A Survey and Plan of the boundaries of the Township of Clive Sansaw & Grinshill in the county of Salop", dated 1783, demonstrates evidence for all of route T000688. The route is observed to commence at the south west corner allotment number "71" on the map. The route is shown passing through or between the newly awarded allotments and is depicted as consisting of two parallel solid black lines (in-filled). The route is observed to terminate at the north east corner of allotment number "60".



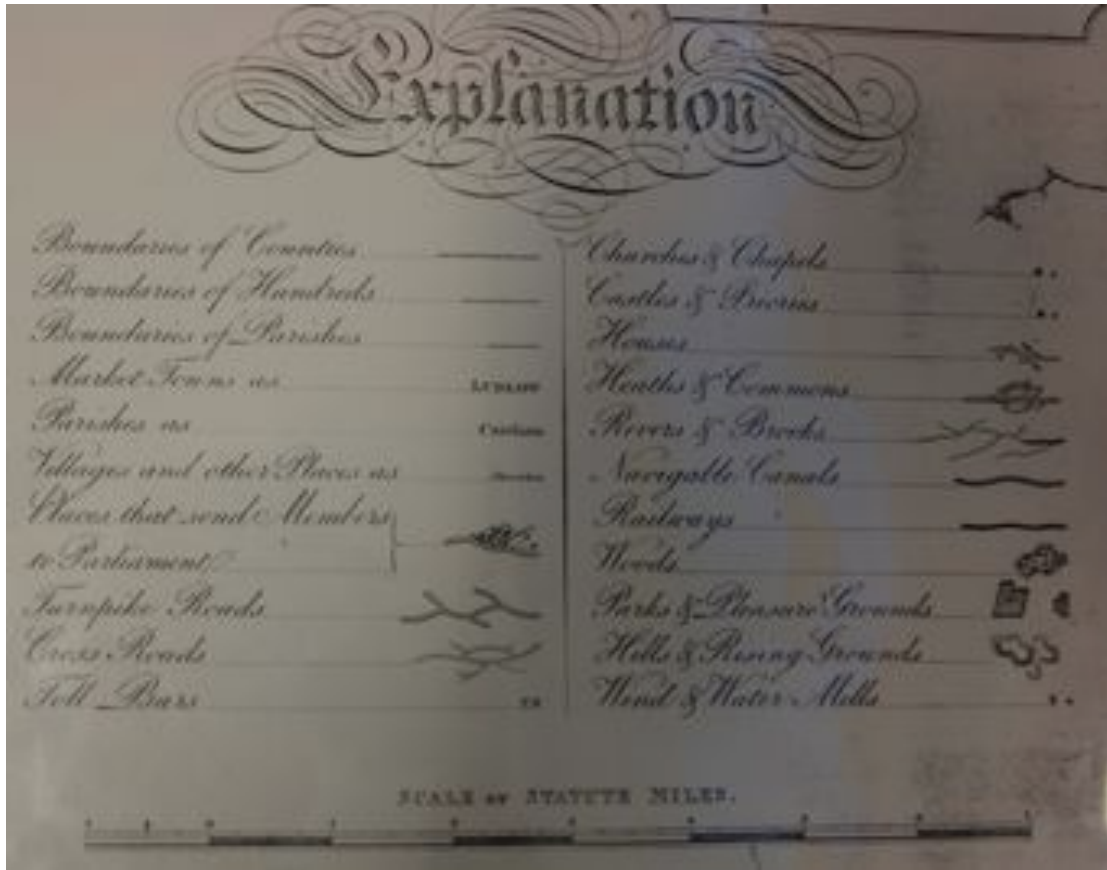
3. Non-Ordnance Survey Commercial Map, SHR R BAUGH 1808 sheet 2, entitled "To the Right Honourable EDWARD EARL OF POWIS Lord Lieutenant and Custos Rotulorum of the Counties of SALOP AND MONTGOMERY This MAP of SHROPSHIRE is humbly and respectfully dedicated by his LORDSHIPS obliged and obedient Servant ROBERT BAUGH", dated 1808, demonstrates evidence for all of route T000688. The route is observed to commence east of "Holebrook" marked on the map. The route is described in a manner which fails to confer any indication of status, i.e. as "By-roads" in the map key. The route is depicted as consisting of two parallel solid black lines. The route is observed to terminate north east of "Holebrook" on the map.



EXPLANATION		HUNDREDS	
Water	▲	Water	A
Marsh	▲	Water	B
Wood	▲	Water	CC
Common land	▲	Water	D
Open Heath and Hedge	•••	Water	E
Open Heath and Hedge	•••	Water	FF
Open Heath	▲	Water	G
Open Heath	▲	Water	H
Open Heath	▲	Water	II
Open Heath	▲	Water	KK
Open Heath	▲	Water	LL
Open Heath	▲	Water	MM
Open Heath	▲	Water	N
Boundary of the Hundred	—	Boundary of the Hundred	0000000
Boundary of the Hundred	—	Boundary of the Hundred	P
Boundary of the Hundred	—	Boundary of the Hundred	QQ
DIOCESE			
A B C D			

4. 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 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 T000688. The route is observed to commence to the north west of the letter "C" of "Clive" marked on the map. The route is described under the heading "Cross Roads" in the map key. The route is depicted as consisting of two parallel solid black lines. The route is observed to terminate to the north east of "Clive" marked on the map.





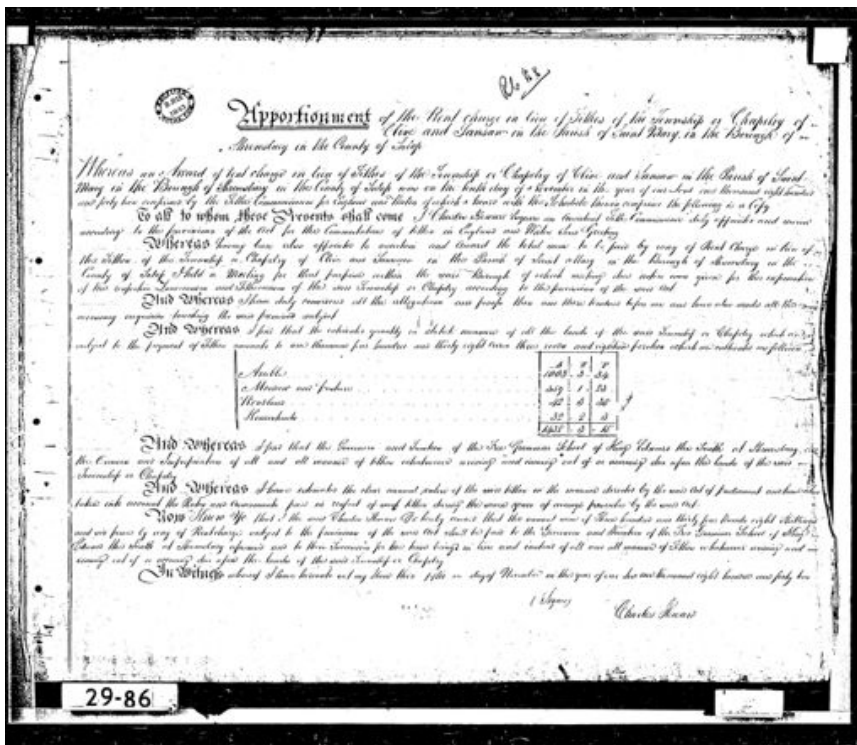
5. Ordnance Survey Surveyors Drawings, SHR 320 (E), entitled "PART of SHROPSHIRE", dated 1827, demonstrates evidence for all of route T000688. The route is observed to commence north east of "Clive" on the map. The route is shown uncoloured on the Ordnance Surveyor's Drawings and is depicted as consisting of two parallel solid black lines. The route is shown unnamed on the Ordnance Surveyor's Drawing. The route is observed to terminate north east of the commencement point.



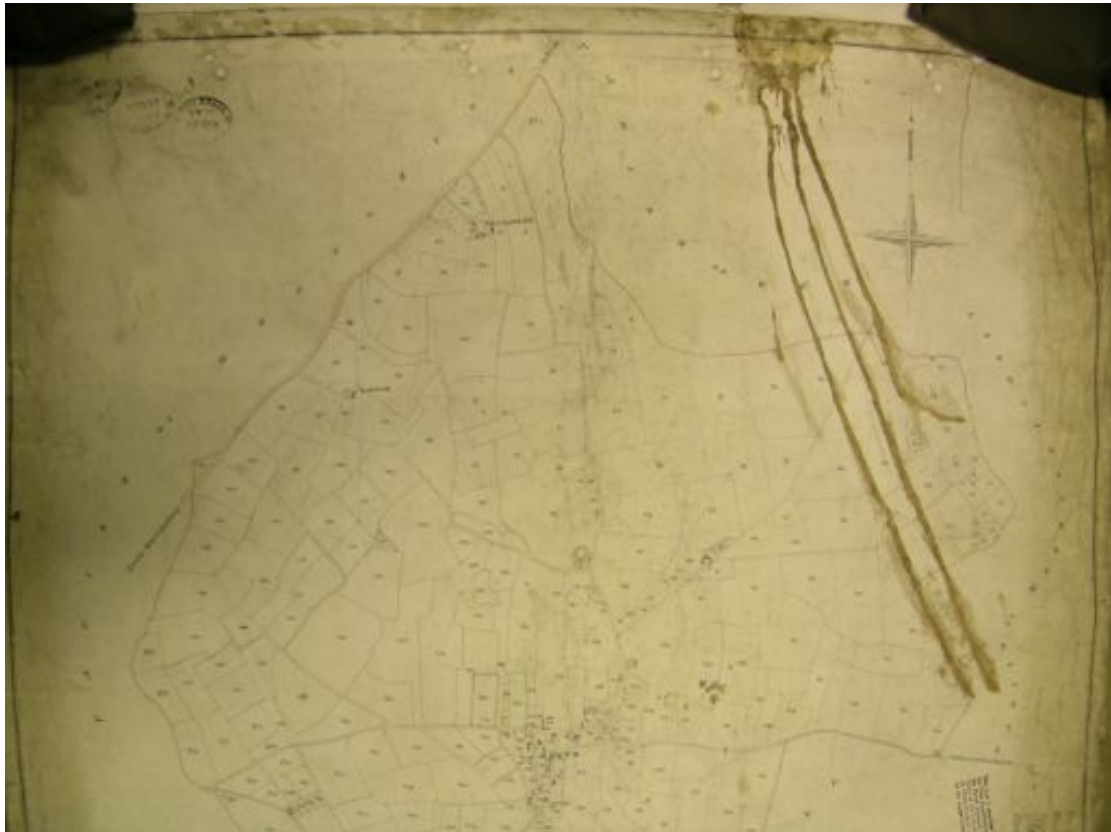
6. Ordnance Survey 1" Old Series, SHR Ordnance Survey Old Series 1": 1mile, entitled "Folder 1 1833 - 1835", dated 1833 - 1835, demonstrates evidence for all of route T000688. The route is observed to commence at a road junction west of "Clive Wood" marked on the map. The route is shown on the map and is depicted as consisting of two parallel solid black lines. The route is observed to terminate south east of "Trench Farm" marked on the map.



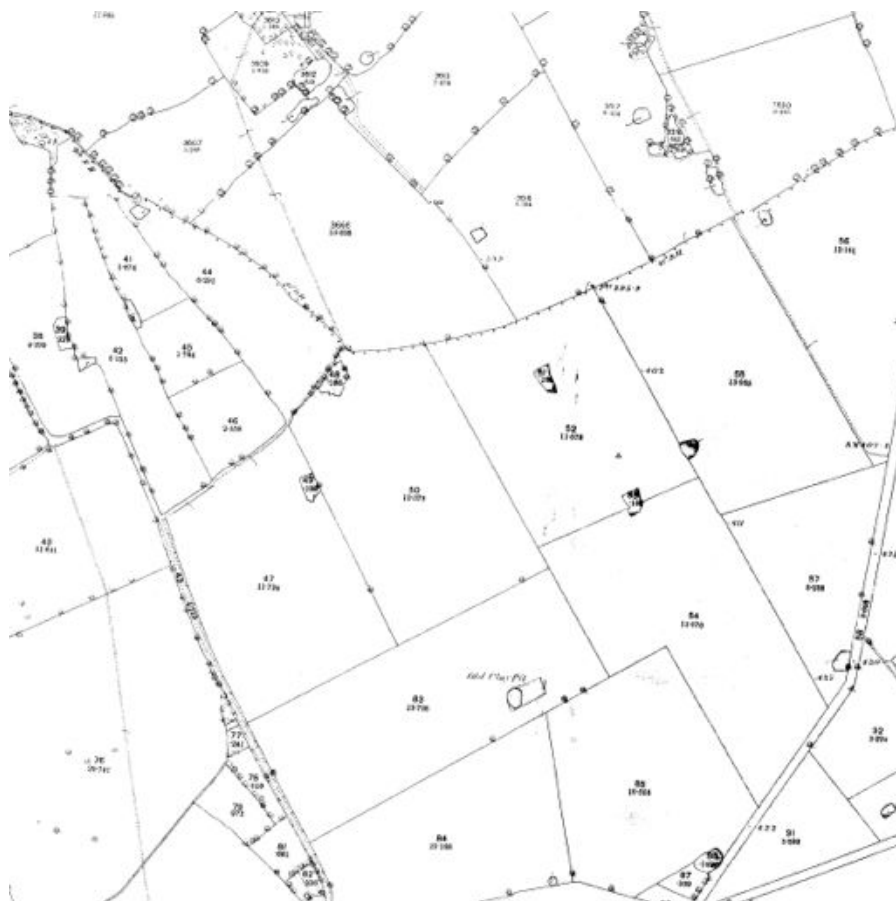
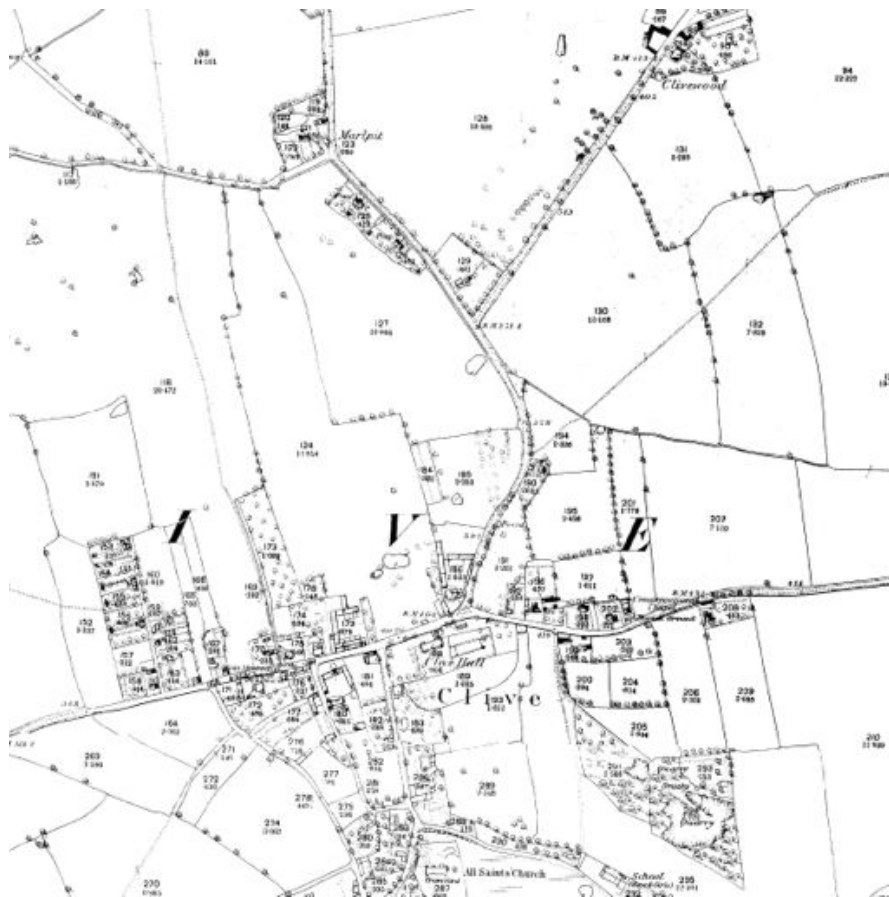
7. Tithe Apportionment, TNA IR 30/29/86, dated 1842, covers the area but demonstrates no evidence for case SH/053/001.



8. Tithe Map, TNA IR 30/29/86, entitled "Plan of the Township of Clive ", dated 1843, demonstrates evidence for part of route T000688. The route is observed to commence at the south west corner of parcel number "66" 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 solid black lines (in-filled). The route is observed to terminate to the north east of parcel number "19" where the route continues beyond the extents of the mapped area.

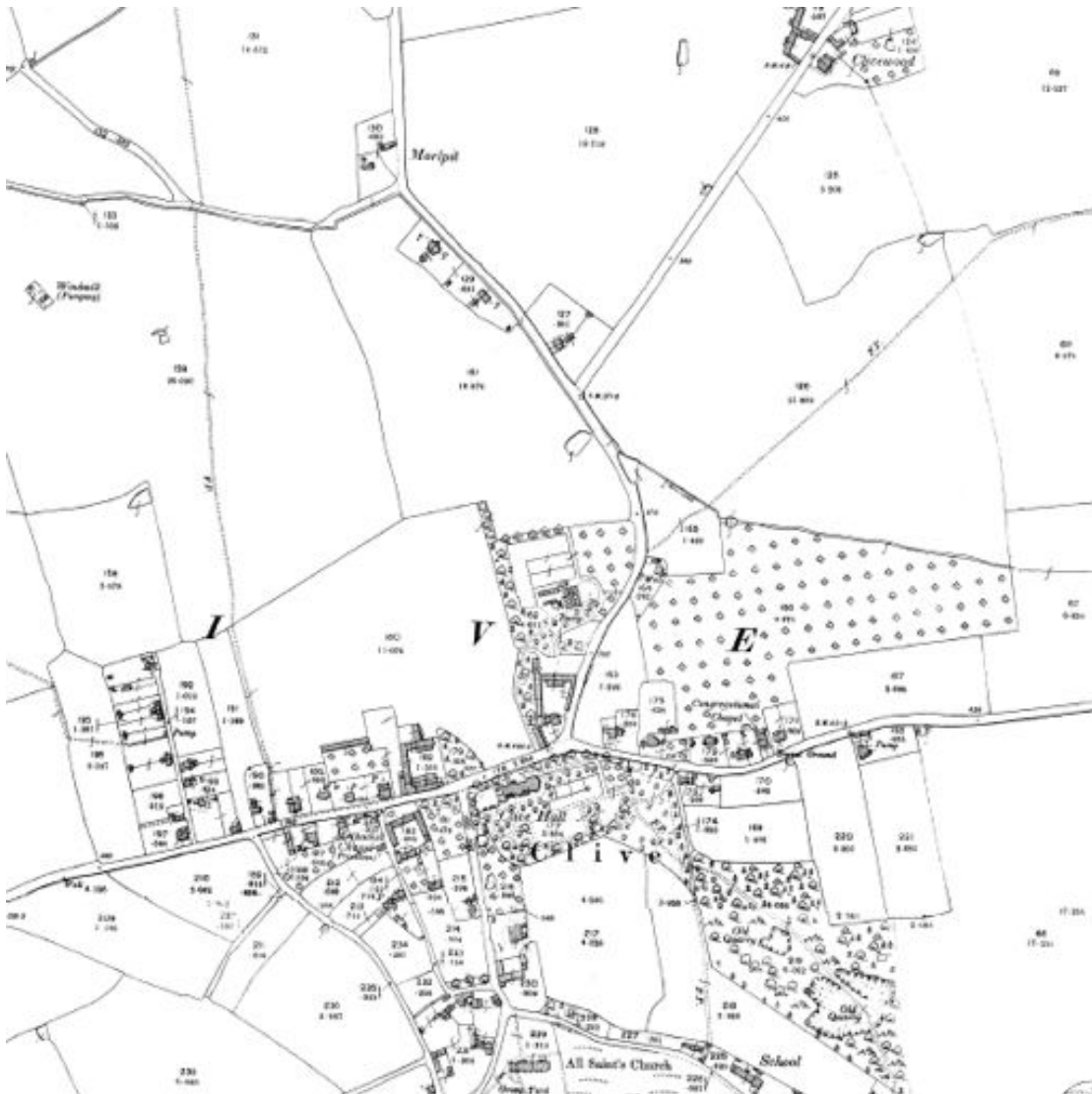


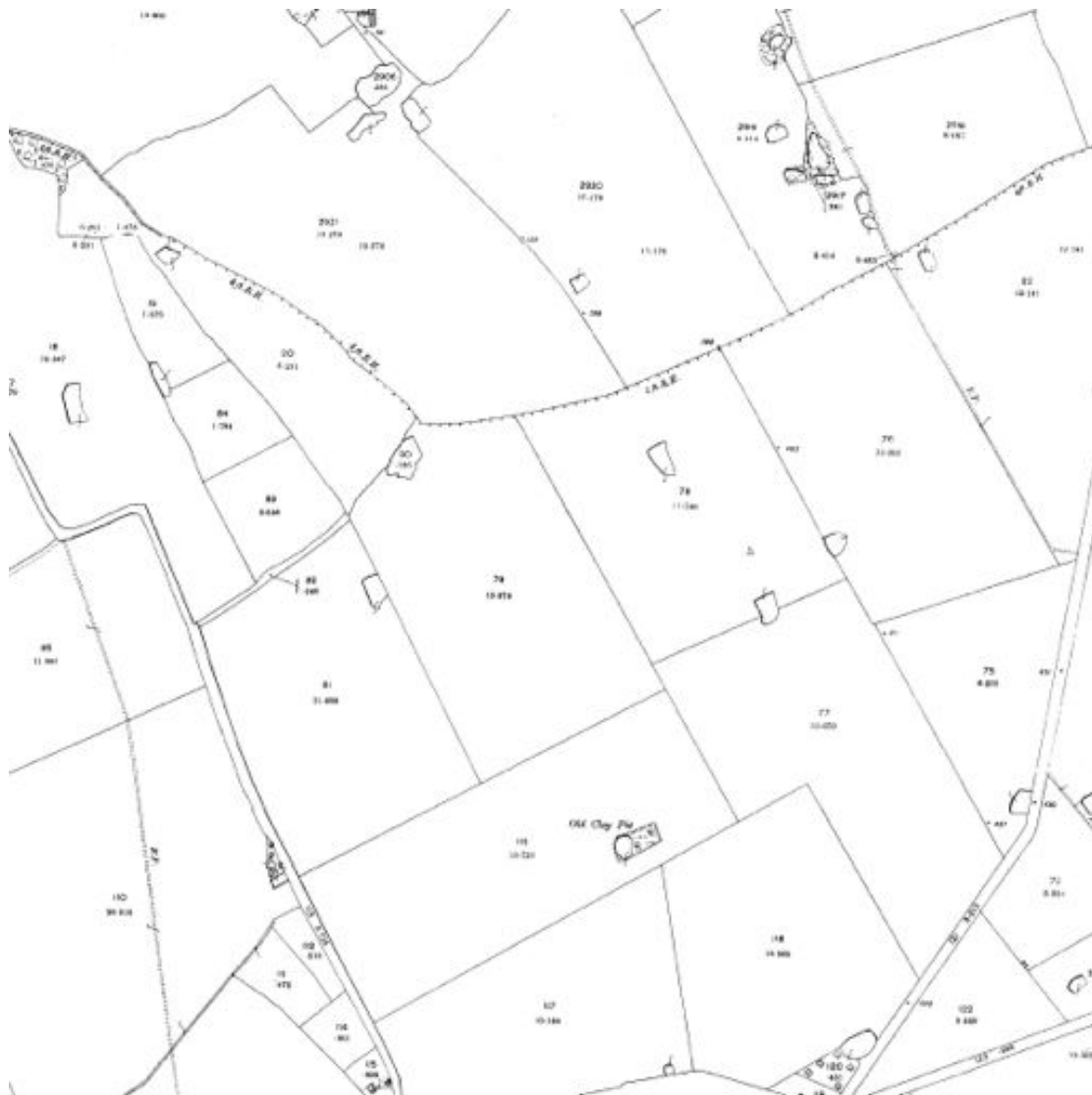
9. Ordnance Survey 25" 1st Edition, BL Vol 689 (34), entitled "Shropshire (Northern Division) Sheet XXI.11 - Clive, Broughton, Middle and Wem Parishes", dated 1880, demonstrates evidence for part of route T000688. The route is observed to commence at the north corner of parcel number "89" on the map (Shown on 30SJ5124). The route is shown specifically numbered on the map as "58" and is depicted as consisting of two parallel solid black lines. The route is observed to terminate at the north east corner of parcel number "57" on the map (shown on 30SJ5125).



10. Ordnance Survey 25" 1st Edition Book of Reference, BL, entitled "Book of Reference to the Plan of the Parish of Middle, Shropshire-(Northern Division)", dated 1881, covers the area but demonstrates no evidence for case SH/053/001.

11. Ordnance Survey 25" 2nd Edition, BL 1601(11), entitled "SECOND EDITION 1901 SHROPSHIRE SHEET XXI.11", dated 1900, demonstrates evidence for part of route T000688. The route is observed to commence at the north west corner of parcel number "124" on the map (shown on 30SJ5124). 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 the north east corner of parcel number "75" on the map (shown on 30SJ5125).





12. Ordnance Survey 1" New Series, BL Maps 1175 (134.) sheet 138, entitled "OS of England WEM", dated 1902, demonstrates evidence for all of route T000688. The route is observed to commence at "Clivewood" marked on the map. The route is shown on the map is described in the map key under the heading "Unmetalled Roads". The route is depicted as consisting of two parallel solid black lines. The route is observed to terminate north east of "Clivewood" marked on the map.

13. Finance Act Survey Map, TNA IR 132/4/217, entitled "Shropshire Sheet XX1.11 - Second Edition 1901", dated 1910, demonstrates evidence for all of route T000688. The route is observed to commence at the north west corner of parcel number "124" on the map. The route is shown uncoloured and excluded

from hereditaments. The route is observed to terminate at the north east corner of parcel number "75" on the map.



14. Estate Map, SHR 3651/B/34/4/4/2, entitled "Plan of the freehold property at Clive, near Shrewsbury, The property of Thos. Meares Esqre.", dated 1917, demonstrates evidence for part of route T000688. The route is observed to commence at the north west corner of lot number "85" 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 solid black lines. The route is observed to terminate to the north of "CLIVEWOOD" marked on the map where the route continues beyond the extents of the mapped area.



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
Inclosure Records	A	SHR Award QE 1/2/3 -	1783	6.1	IPA14	Route described as non-status specific in allotments
					IPA13	Route described as 'through route' in Highways section of award
					IPA7	Awarded public route, dimensions given
					IPA2	Awarded private route for specific people
					IPA1	Awarded public route
					IPA8	Award states route to be publicly maintained

Document Group	Evidence Cat.	Document	Date	See Section	Code	Code Description
		SHR Map QE 1/2/3 - A Survey and Plan of the boundaries of the Township of Clive Sansaw & grinshill in the county of Salop	1783	6.2	IM1	Route passing through between newly awarded allotments
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	6.3	NOS10	Route shown on map fits generic description of non-status specific routes as described in legend
Non-OS Commercial Mapping	B(ii)	SHR Map GREENWOODS 1827 - Map of the County of SALOP FROM AN ACTUAL SURVEY Made in the Years 1816 & 1827 BY C. & J. GREENWOOD, Most Respectfully Dedicated To The NOBILITY, CLERGY & GENTRY OF Shropshire, By THE PTOPRIETORS GREENWOOD, PRINGLE & Co. Regent Street. Pall Mall....	1827	6.4	NOS16	Shown on map and depicted or described as driving road or crossroads in key
Ordnance Survey Records Surveyors Drawings	C	SHR 320 (E) - PART of SHROPSHIRE	1827	6.5	OSD1	Route shown un-coloured on Ordnance Surveyors Drawing 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	6.6	OSM5	Route shown on OS 1" Old Series map

Document Group	Evidence Cat.	Document	Date	See Section	Code	Code Description
Tithe Survey Records	C	SHR Map IR/30/29/86 - Plan of the Township of Clive	1843	6.8	TM3	Route shown on map not numbered specifically or within numbered parcel
Ordnance Survey Records 25" 1st Edition	C	BL Vol 689 (34) - Shropshire (Northern Division) Sheet XXI.11 - Clive, Broughton, Middle and Wem Parishes	1880	6.9	OSM23	Route specifically numbered on plan
					OSM2	Route un-named on map
Ordnance Survey Records 25" 2nd Edition	C	BL 1601(11) - SECOND EDITION 1901 SHROPSHIRE SHEET XXI.11	1900	6.11	OSM12	Route Shown on OS 2nd Edition 25" Map
					OSM9	Route un-named on map
Ordnance Survey Records 1" New Series	B(ii)	BL Maps 1175 (134.) sheet 138 - OS of England WEM	1902	6.12	OSM27	Route described as 'Unmetalled Roads' on key or Characteristics Sheet
					OSM20	Route un-named on map
Finance Act Survey Records	B(i)	TNA Map IR 132/4/217 - Shropshire Sheet XX1.11 - Second Edition 1901	1910	6.13	FA1	Route excluded from Hdtmt
Estate Records	C	SHR Map 3651/B/34/4/4/2 - Plan of the freehold property at Clive, near Shrewsbury, The property of Thos. Meares Esqre.	1917	6.14	EM2	Shown on map un-numbered and not contained within numbered parcel

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
Inclosure Records	SHR Award QE	1783	RC3	Bridle/halter road

Document Group	Document	Date	Code	Code Description
	1/2/3 -		RC11	Occupation road
	SHR Map QE 1/2/3 - A Survey and Plan of the boundaries of the Township of Clive Sansaw & grinshill in the county of Salop	1783	RC14	Unspecified
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	RC20	Cross Road
Non-OS Commercial Mapping	SHR Map GREENWOODS 1827 - Map of the County of SALOP FROM AN ACTUAL SURVEY Made in the Years 1816 & 1827 BY C. & J. GREENWOOD, Most Respectfully Dedicated To The NOBILITY, CLERGY & GENTRY OF Shropshire, By THE PTOPRIETORS GREENWOOD, PRINGLE & Co. Regent Street. Pall Mall....	1827	RC12	Road

Document Group	Document	Date	Code	Code Description
Ordnance Survey Records Surveyors Drawings	SHR 320 (E) - PART of SHROPSHIRE	1827	RC14	Unspecified
Ordnance Survey Records 1" Old Series	SHR Ordnance Survey Old Series 1": 1mile - Folder 1 1833 - 1835	1833 - 1835	RC14	Unspecified
Tithe Survey Records	SHR Map IR/30/29/86 - Plan of the Township of Clive	1843	RC14	Unspecified
Ordnance Survey Records 25" 1st Edition	BL Vol 689 (34) - Shropshire (Northern Division) Sheet XXI.11 - Clive, Broughton, Middle and Wem Parishes	1880	RC14	Unspecified
Ordnance Survey Records 25" 2nd Edition	BL 1601(11) - SECOND EDITION 1901 SHROPSHIRE SHEET XXI.11	1900	RC14	Unspecified
Ordnance Survey Records 1" New Series	BL Maps 1175 (134.) sheet 138 - OS of England WEM	1902	RC12	Road
Finance Act Survey Records	TNA Map IR 132/4/217 - Shropshire Sheet XX1.11 - Second Edition 1901	1910	RC14	Unspecified
Estate Records	SHR Map 3651/B/34/4/4/2 - Plan of the freehold property at Clive, near Shrewsbury, The property of Thos. Meares Esqre.	1917	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
Inclosure Records	SHR Map QE 1/2/3 - A Survey and Plan of the boundaries of the Township of Clive Sansaw & grinshill in the county of Salop	1783	PA3	two parallel solid black lines (in-filled)
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	PA1	two parallel solid black lines
Non-OS Commercial Mapping	SHR Map GREENWOODS 1827 - Map of the County of SALOP FROM AN ACTUAL SURVEY Made in the Years 1816 & 1827 BY C. & J. GREENWOOD, Most Respectfully Dedicated To The NOBILITY, CLERGY & GENTRY OF Shropshire, By THE PTOPRIETORS GREENWOOD, PRINGLE & Co. Regent Street. Pall Mall....	1827	PA1	two parallel solid black lines

Document Group	Document	Date	Code	Code Description
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	SHR Map IR/30/29/86 - Plan of the Township of Clive	1843	PA3	two parallel solid black lines (in-filled)
Ordnance Survey Records 25" 1st Edition	BL Vol 689 (34) - Shropshire (Northern Division) Sheet XXI.11 - Clive, Broughton, Middle and Wem Parishes	1880	PA1	two parallel solid black lines
Ordnance Survey Records 25" 2nd Edition	BL 1601(11) - SECOND EDITION 1901 SHROPSHIRE SHEET XXI.11	1900	PA1	two parallel solid black lines
Ordnance Survey Records 1" New Series	BL Maps 1175 (134.) sheet 138 - OS of England WEM	1902	PA1	two parallel solid black lines
Estate Records	SHR Map 3651/B/34/4/4/2 - Plan of the freehold property at Clive, near Shrewsbury, The property of Thos. Meares Esqre.	1917	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).

The following items of evidence were found to relate to the width of the case file route:

Document Group	Document	Date	Width Specified
Inclosure Sessions	SHR Award QE 1/2/3 -	1783	Twenty four feet

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. Inclosure Records

The Inclosure map shows the route passing through or between the newly awarded allotments. The map shows the route as a part of a longer through-route to Wem. The Inclosure award indicates that the route was awarded a "public Bridle Road" with a width of "twenty four feet". In addition to the awarding of the route as a "public Bridle Road" it has been awarded as an "Occupation Road" for use by the owners and occupiers of the adjoining allotments.

2. Tithe Survey Records

The Tithe Survey map demonstrates evidence for the route as a physical feature only. The route is shown but is un-numbered and not within a numbered parcel therefore there is no evidence for the route in the associated apportionment.

3. Finance Act Survey Records

The Finance Act Survey map demonstrates evidence for the route. The route is shown 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.

4. Estate Records

The route is shown on the Estate map un-numbered and not within a numbered parcel therefore there is evidence for the physical presence of the route only.

5. Non-Ordnance Survey Commercial Mapping

Two Non-Ordnance Survey Commercial maps demonstrate evidence for the route. Greenwood's map shows the route is described under the heading "Cross Roads" in the map key. 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. The route is further described under the heading "By-roads" in the key on Baugh's map.

6. Ordnance Survey Records

a) Ordnance Survey Surveyors Drawings

The Ordnance Survey Surveyors 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 map demonstrates evidence for the route as a physical feature only. The route is shown specifically numbered but there is no corresponding for the route in the book of reference.

d) Ordnance Survey 25" 2nd Edition

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

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 "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 OS 1" New Series maps will be taken as evidence of public vehicular rights. The case file route is not shown in this way and it is considered therefore that a public vehicular right of way cannot be shown to have existed over the route at that time.

Alignment of the case file route:

From the analysis of the early Inclosure map and modern Ordnance Survey maps the route does not appear to have changed alignment.

Evidence of Width:

The Inclosure award indicates that the route was awarded a public bridle road with a width of twenty four feet.

Contradictory evidence:

There is no contradictory evidence for the route.

Outcome of the evaluation:

Case file SH/053/001 was included in the research scope by the Discovering of 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 part of the route is shown on the Finance Act Survey map as uncoloured and excluded from hereditaments. This suggests that part of 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 of the Non-Ordnance Survey Commercial maps describes the route as a "Cross Roads" in the key. 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. The Inclosure map shows the route passing through or between the newly awarded allotments. The map shows the route as a part of a longer through-route to Wem. The Inclosure award indicates that the route was awarded a "public Bridle Road" with a width of "twenty four feet". In addition to the awarding of the route as a "public Bridle Road" it has been awarded as an "Occupation Road" for use by the owners and occupiers of the adjoining allotments.

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 "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 OS 1" Revised New Series maps will be taken as evidence of public vehicular rights. The case file route is not shown in this way and it is considered therefore that a public vehicular right of way cannot be shown to have existed over the route at that time.

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 3.1: Inclosure Records
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 3.9: Estate Records
Discovering Lost Ways Research Standard 4.0: Combining & Evaluating Evidence

Appendix B - Acknowledgements

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