

WILDLIFE AND COUNTRYSIDE ACT 1981

APPLICATION FOR DEFINITIVE MAP MODIFICATION ORDERDEFINITIVE MAP OF RIGHTS OF WAY FOR SHROPSHIRE

To: The Outdoor Recreation Manager
Outdoor Recreation
Shropshire Council
Shirehall
Abbey Foregate
Shrewsbury
SY2 6ND

BRITISH HORSE SOCIETY

I/We MRS ANGELA WILLIAMS on behalf of THE (Name of Applicant)OF SEVEN SISTERS HORSE, THE CROSS, (Address of Applicant)ELLESMORE, SHROPSHIRE SY12 9LP

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 **upgrading** the following right of
way

Parish WESTBURY (SHREWSBURY AND ATCHAM)Status: ~~Restricted Byway/Bridleway/Footpath*~~No. (if known) 0438/62/3to a ~~Byway Open to All Traffic/Bridleway/Footpath*~~
appropriate

* delete as

From SJ 32610722To SJ 32430678 (Location of right of
way)

as shown on the map accompanying this application.
(A map must be supplied with a scale of at least of 1:25,000)

We attach the following documentary evidence including evidence of use statements, in
support of this application:

Dated 14 April 2023Signed Angela Williams PRINT
NAME ANGELA WILLIAMS

Data Protection: Please note that this information may be open to public examination

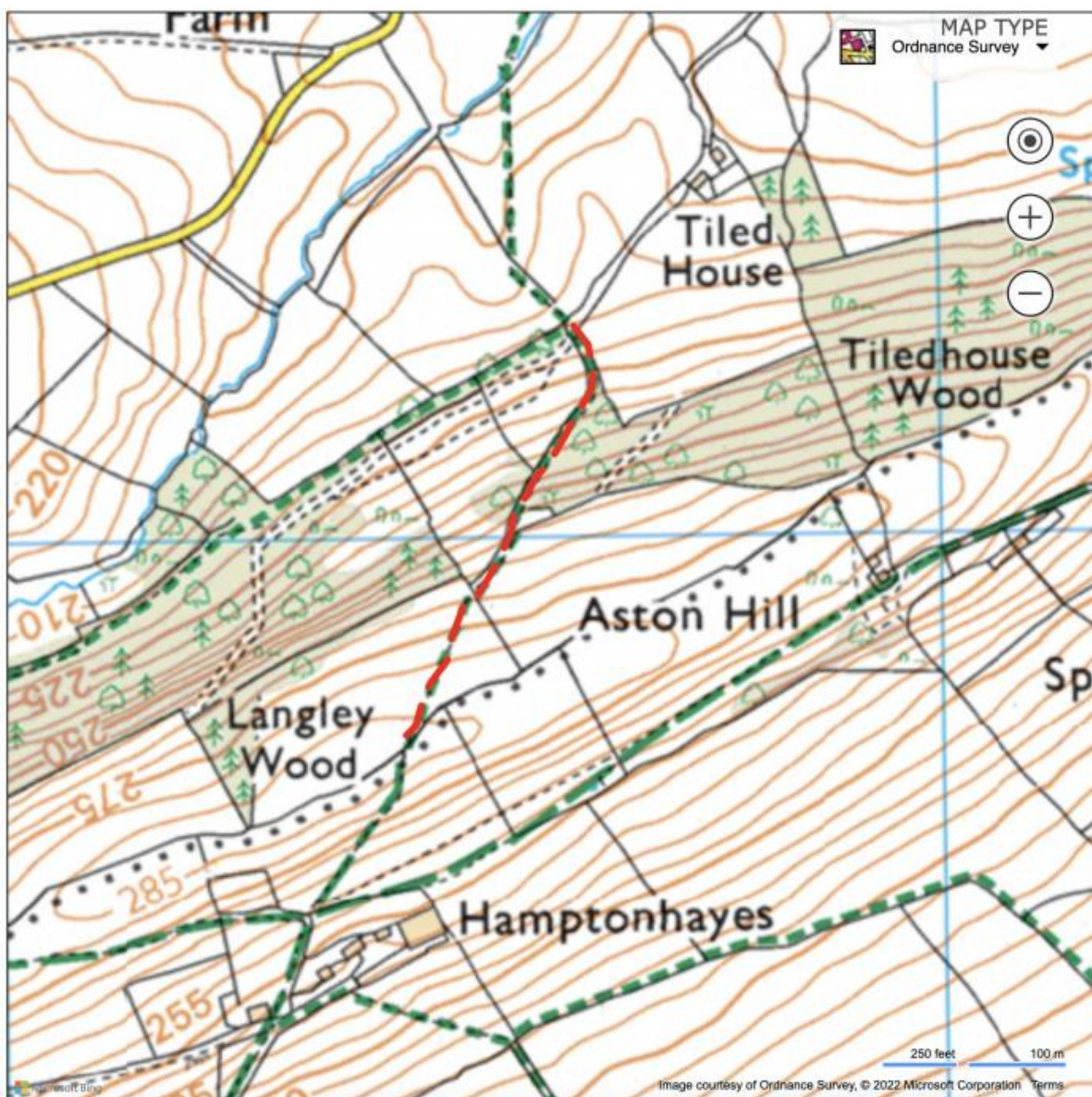
Our Path Reference: SHR-0173

Parish: Westbury Grid Reference: SJ325069

Application Details

Map of Path:

Route applied for is shown in RED DASHES



Description of Path:

Path starts at the junction of two footpaths at the end of a lane passing SJ32610722 and ends at the parish boundary where the footpath becomes a bridleway SJ32430678

Leaving the track which leads past the Tiled House the claimed route passes as a cart track through woodland, the Tiledhouse Wood. It climbs gradually uphill until it reaches a gate. From here a grass field is crossed which ends at the parish boundary and a bridleway gate leading to BW 0566/40/4.

Current Recorded Status:

Path is recorded on the Definitive Map

Path is recorded as Footpath on the Definitive Map.

Path is not recorded on the List of Streets.

Status being applied for: Bridleway

Notes:

Path is not believed to be obstructed.

Our Path Reference: SHR-0173 Grid Reference: SJ325069 Path starts at junction of two footpaths at the end of a lane passing SJ32610722 and ends at the parish boundary where the footpath becomes a bridleway SJ32430678

Documentary Evidence

Evidence from Maps:

OS One Inch Ordnance Survey Maps - One-inch England and Wales

Path is clearly shown as a through route from the Wallop road, past the Tiled House to Worthen.

Ordnance Survey Maps - 25 inch England and Wales

Path is clearly shown as a track.

OS Six Inch Ordnance Survey Maps - Six-inch England and Wales

Path is clearly shown as a track.

Ordnance Survey, 1:25,000 maps of Great Britain

Path is clearly shown as a track.

Bartholomew's Half Inch to the Mile Maps of England and Wales

Path is clearly identifiable and shown as a Road.

Primary Evidence:

Tithe Records

Path is shown in the same manner as a road until it passes through woodland where it is hatched and resembles a track. It is shown entering the next parish with the destination " To Worthen." This destination is unlikely to have been written on a road that was only for a landowner's private use.

Other Evidence:

Definitive Map Records

In the early 1950's Worthen Parish claimed a bridle road to the parish boundary. Westbury however claimed a footpath on their side of the boundary. This footpath number 62 ran from there to Broomhill. The enclosed lane running past the Tiled House was not given any status perhaps because it was regarded as a road.

Parish Boundary Records

The Boundary Remark Book was prepared by meresmen, a representative from the parish, who walked and agreed the boundary and noted landmarks on the boundary. The claimed route is clearly shown by parallel hatched lines which cross the parish boundary into Worthen and is annotated " to Worthen"

Further Evidence

The claimed route descends Aston Hill. It passes through Tiled Wood as an unmetalled wheeled trackway. At the end of the wood it joins a similarly marked route which runs past the Tiled House. Worthen Parish Council minutes record an obstruction on the bridle road near the Tiled House. A bridleway does not abruptly terminate at a bridleway gate on the parish boundary to continue as a footpath which crosses over a lane which was described as a bridleway with an obstruction in 1940. Logically the bridleway at the top of Aston Hill would run downhill to join the bridleway passing the Tiled House.

Summary and Statement of Reasons:

Parish minutes record an obstruction on a bridleway near the Tiled House. Today this is a lane with no status which passes by the Tiled House. A Definitive Footpath runs between this "white lane" to join a Definitive Bridleway on the Worthen side of the parish boundary. There is no evidence to explain why the recorded status of the contiguous route changes from a Definitive Bridleway to a Definitive Footpath. It should also be noted that the path is the continuation of a Definitive Bridleway. Both the Tithe Map and the Boundary Remark Book record a destination " To Worthen" indicating a through route for public use.

APPENDIX I - Documents and Photos

Gate on parish boundary where bridleway becomes a footpath.



Footpath direction indicator on gatepost.



Field which is crossed by footpath.



Gate on trackway leading to Tiled House Wood.



Trackway through Tiled House Wood.



Views of progress going down through Tiled House Wood.



Tiled House Wood.



Looking back uphill.



Footpath direction indicator.



Track leading downhill.



Path leading to entrance gateway.



Looking uphill to entrance gateway, the beginning of the bridleway claim. (from Tiled House end)



OS One Inch Ordnance Survey Maps - One-inch England and Wales

Ordnance Survey 1st edition, Sheet 61, 1805

Way shown as a road from near Wallop Cottages to Worthen.



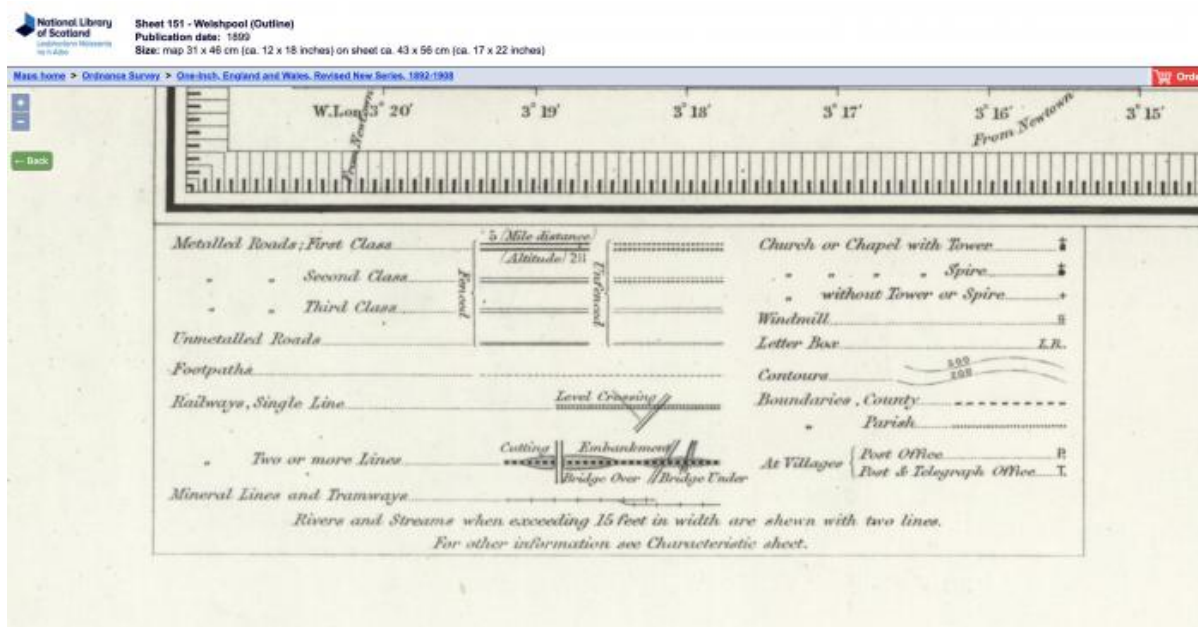
Ordnance Survey one inch, Sheet 151, 1899

Way shown as an unmetalled road.

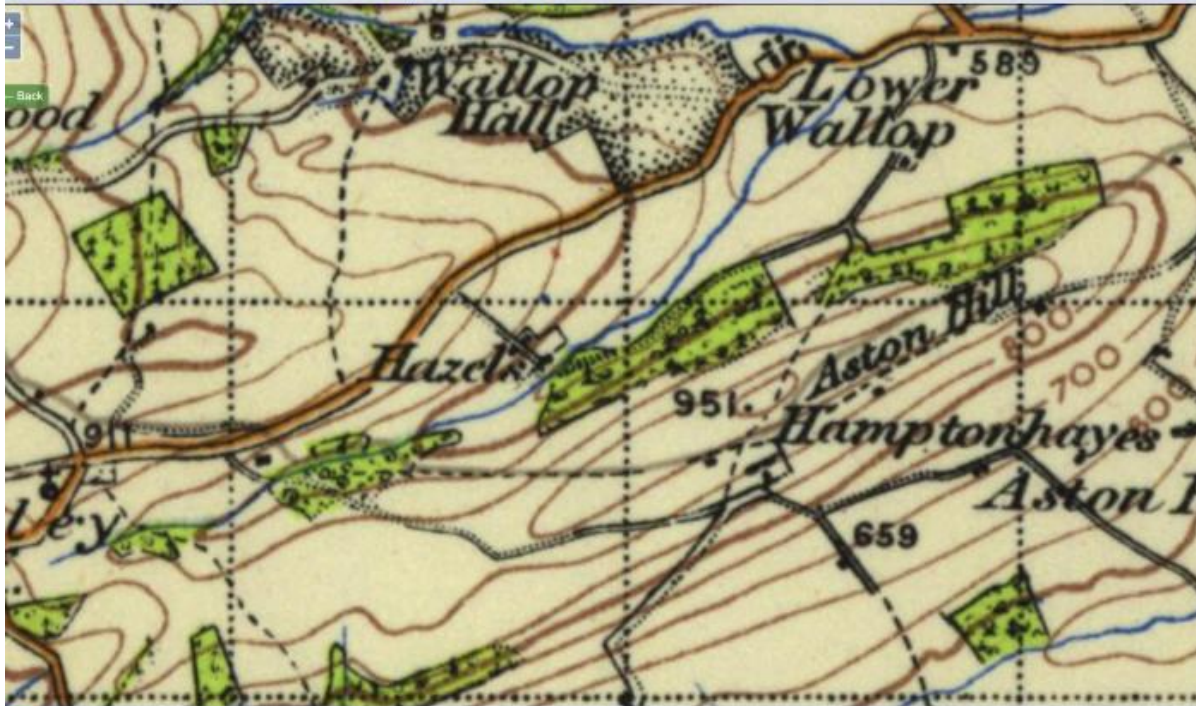


Ordnance Survey one inch, Sheet 151, 1899

Key

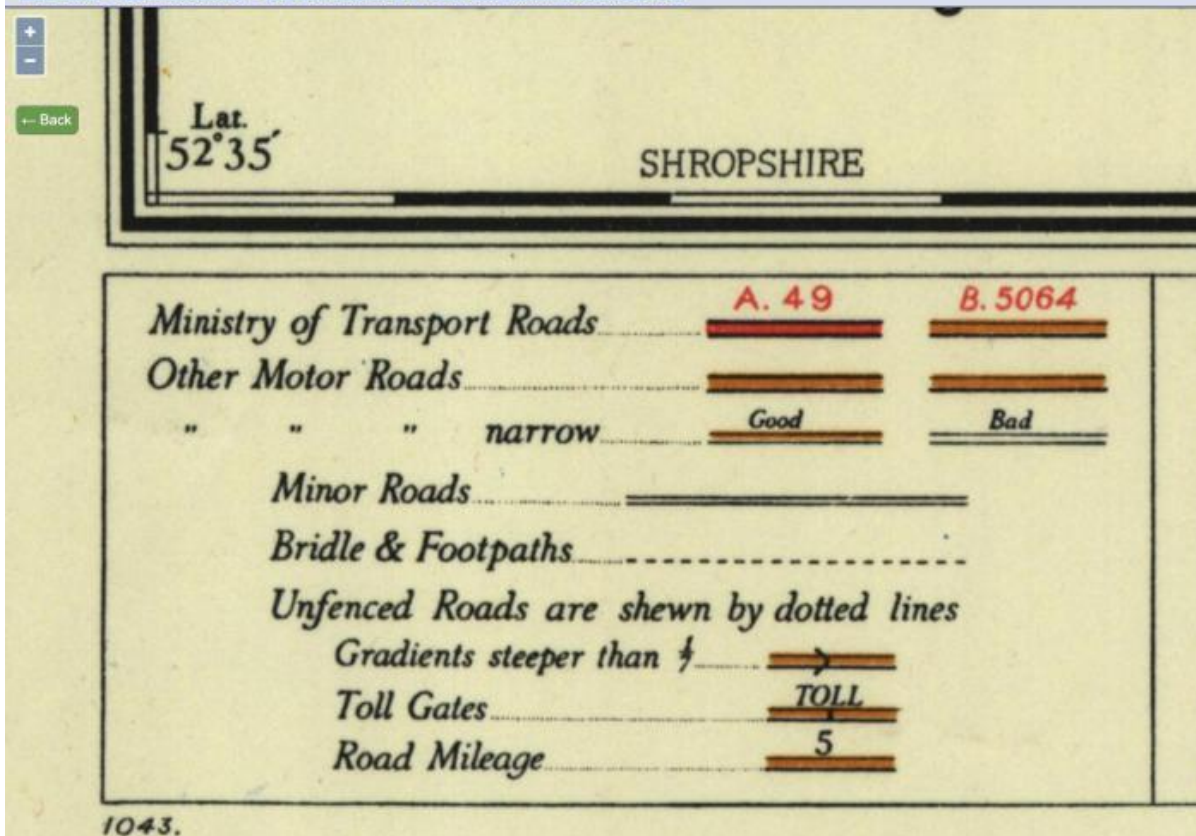


Ordnance Survey one inch, Sheet 118, 1947

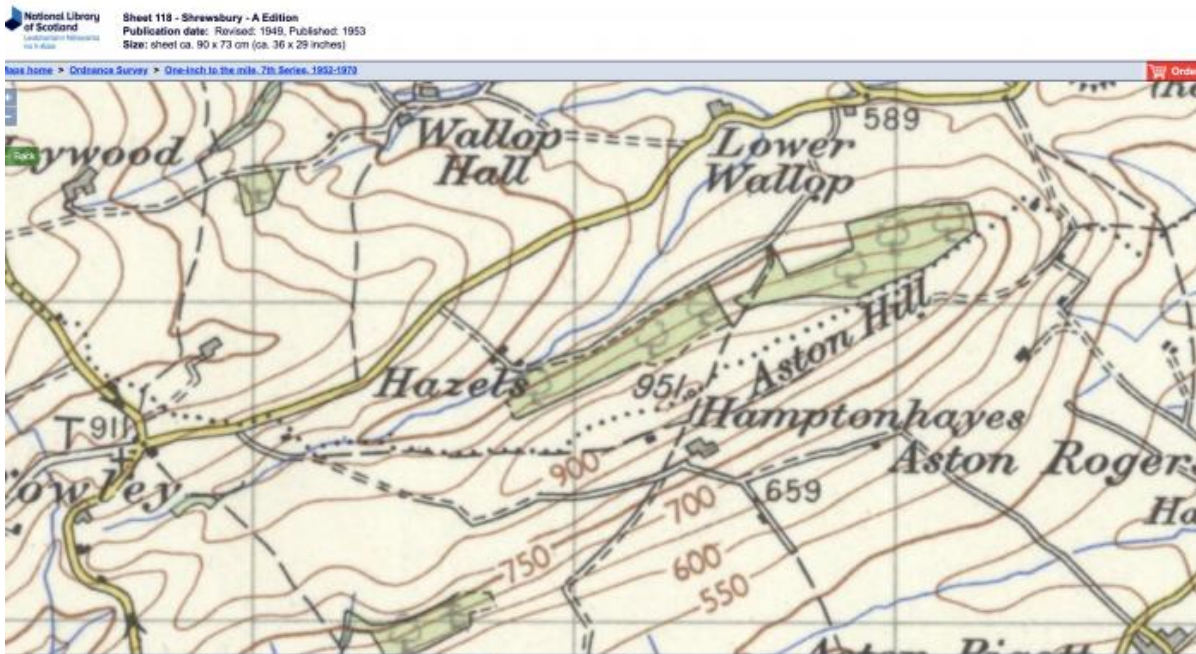


Ordnance Survey one inch, Sheet 118, 1947

Key



Ordnance Survey one inch, Sheet 118, 1953



Ordnance Survey one inch, Sheet 118, 1953

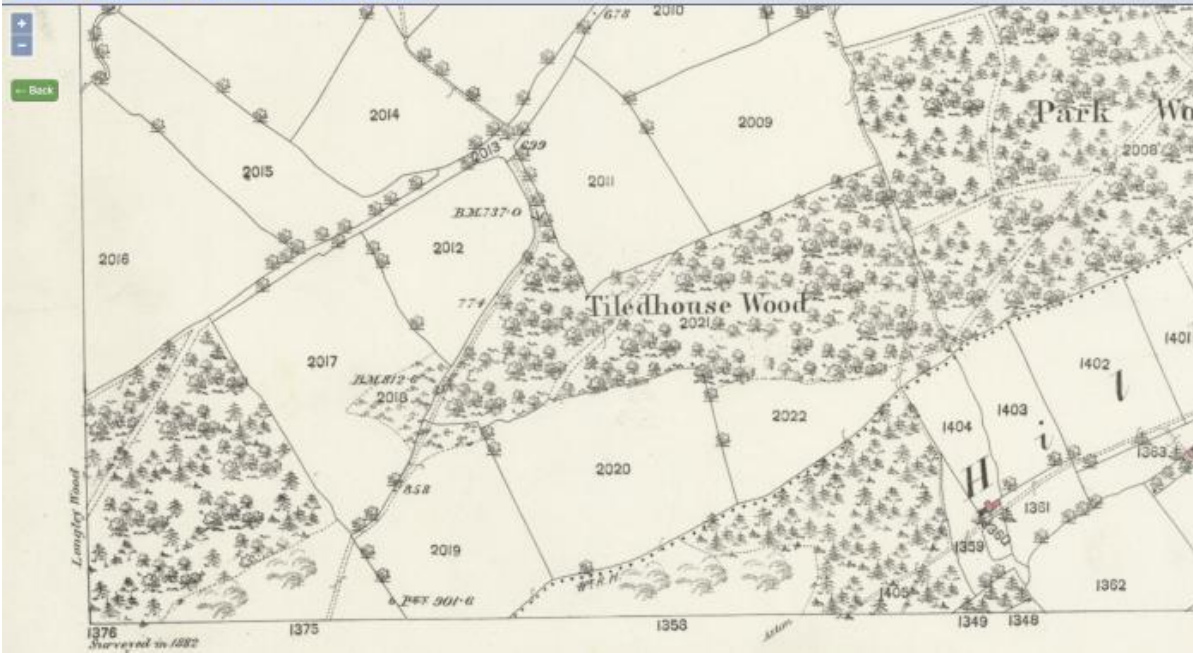
Key

National Library of Scotland		Sheet 118 - Shrewsbury - A Edition		Publication date: Revised: 1949, Published: 1953		Size: sheet ca. 90 x 73 cm (ca. 36 x 29 inches)	
Roads		Ministry of Transport. Trunk	A 5(1)	Railways		Multiple Track	
		" " " Class 1	A 458			Single " "	
		" " " " 2	B 4380			Narrow Gauge	
		14ft of Metalling & over (not included above)		Wood			
		Under 14ft of Metalling. Tarred " " "	TOLL	Orchard			
		" " " " Untarred " " "	Gate	Electricity Transmission Lines (with pylons spaced conventionally)			
		Minor Roads in towns, Drives and Unmetalled Roads (Unfenced Roads are shown by pecked lines)		Pipe Lines (water)			
		Steep Gradients 1 in 5 or steeper	1 in 7 to under 1 in 5	Marsh			
		Footpaths and Tracks		Rough Pasture			
		Heights in feet above Mean Sea Level { surveyed by levelling 275		Boundaries			
		Triangulation Station	not surveyed by levelling 1091	County			
		Intersection, Lat & Long at 5' intervals (not shown where it confuses important detail)		County with Parish, Co Boro			
		Youth Hostel					
		Bus & Coach Station					

Ordnance Survey Maps - 25 inch England and Wales

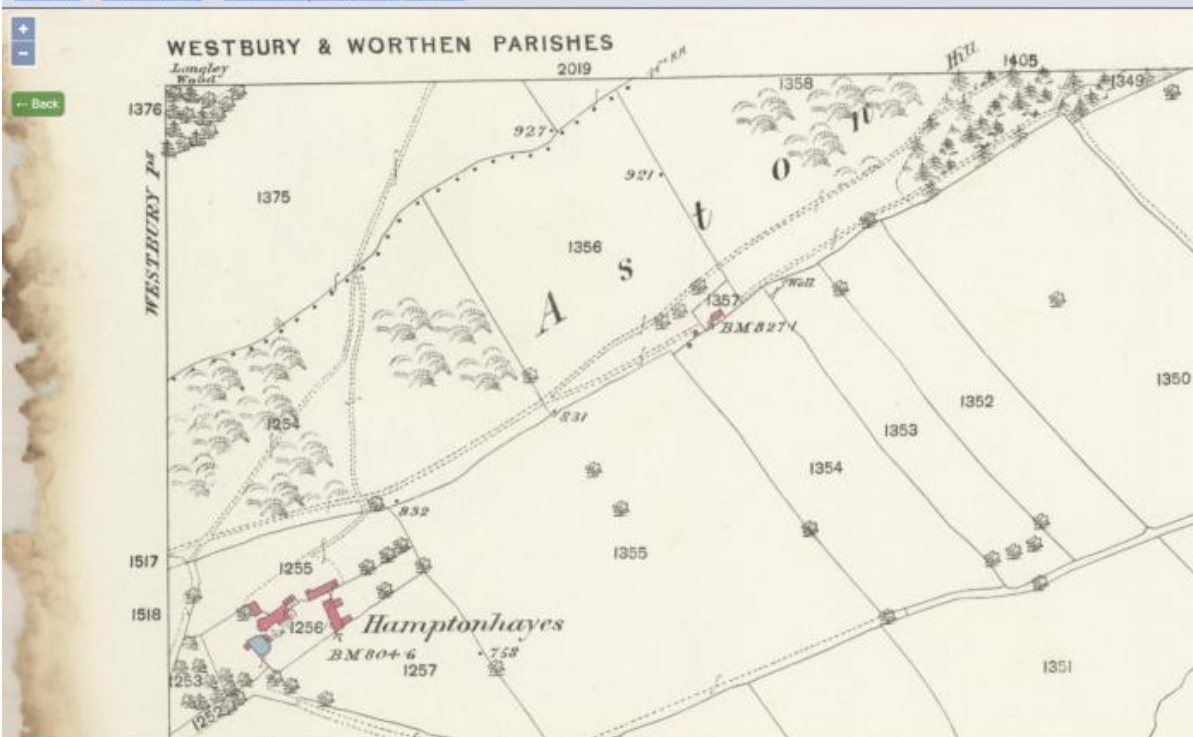
Ordnance Survey 25 inch, Shropshire XXX1X.8, 1882

Way is shown by double hatched lines.



Ordnance Survey 25 inch, Shropshire XXXIX.12, 1882

Way continues with double hatched lines to parish boundary.



OS Six Inch Ordnance Survey Maps - Six-inch England and Wales

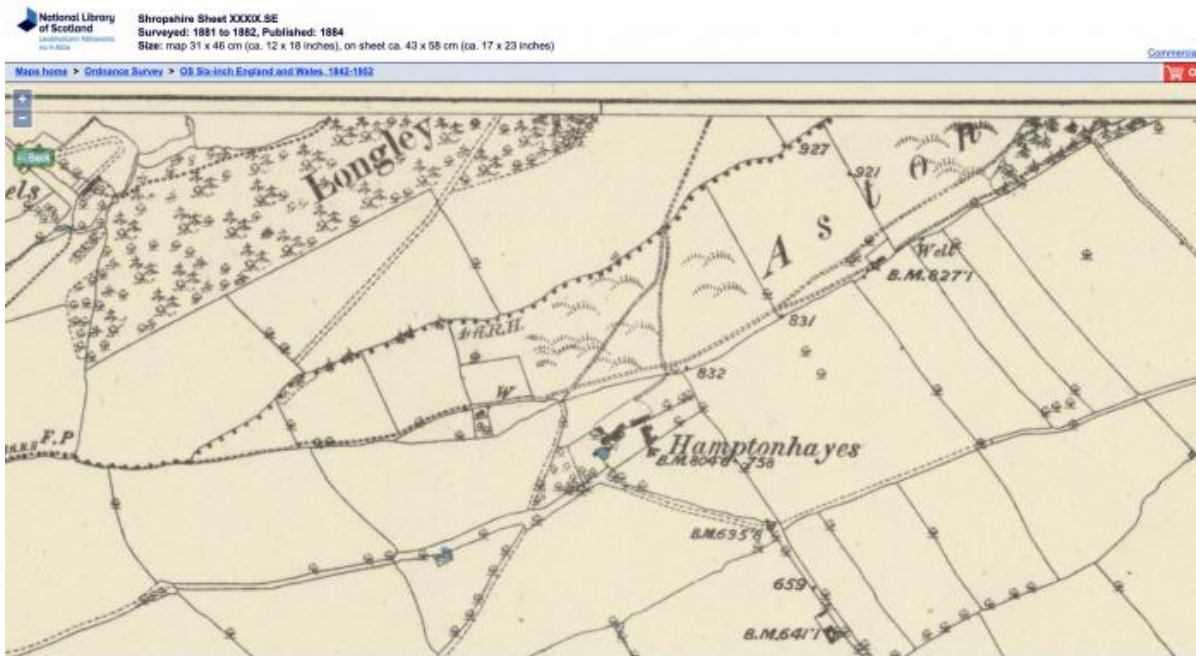
Ordnance Survey six inch, Shropshire XXX1X NE, 1883

Way shown with double hatched lines.



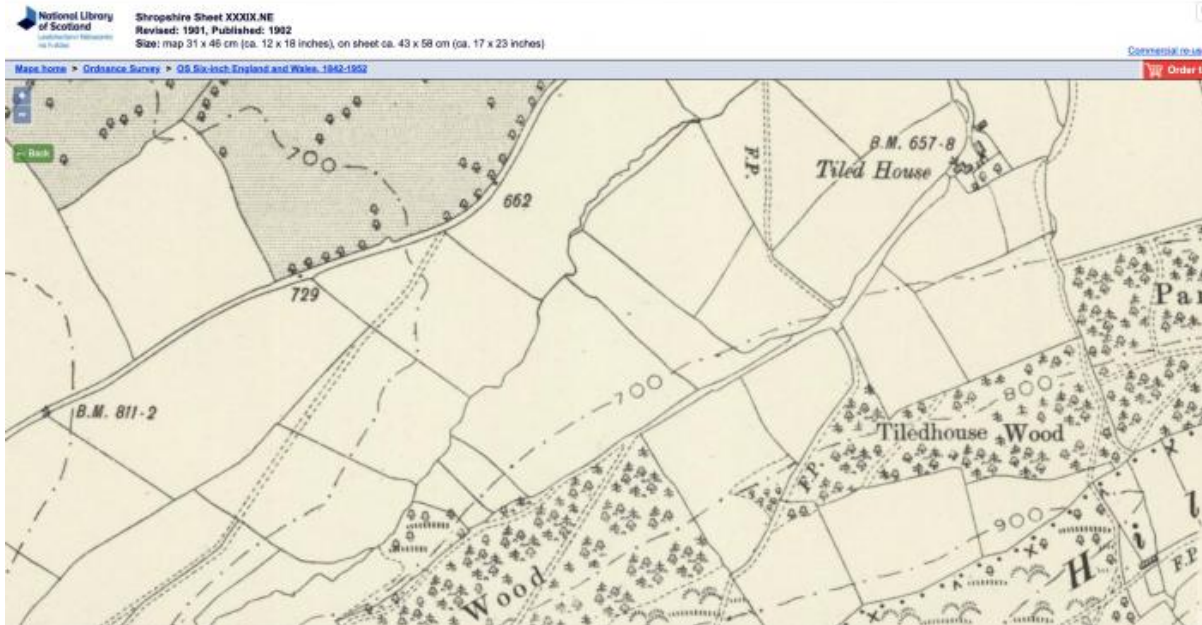
Ordnance Survey six inch, Shropshire XXX1X SE, 1884

Shown to parish boundary by double hatched lines.



Ordnance Survey six inch, Shropshire XXX1X NE, 1902

Begins fenced both sides, then runs with a solid line and one hatched, becoming double hatched.



Ordnance Survey six inch, Shropshire XXXIX SE, 1903

Double hatched to parish boundary.



Ordnance Survey, 1:25,000 maps of Great Britain

1:25000, 33/30-A, 1950

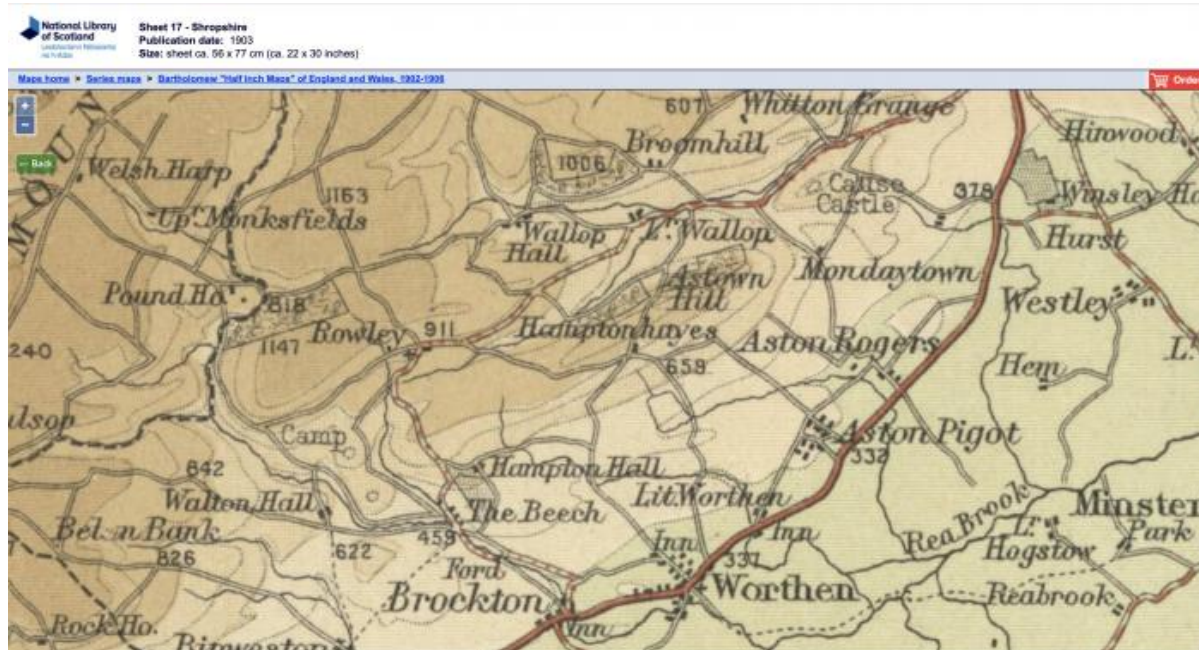
Way marked with single dashed line and recorded as a FP.



Bartholomew's Half Inch to the Mile Maps of England and Wales

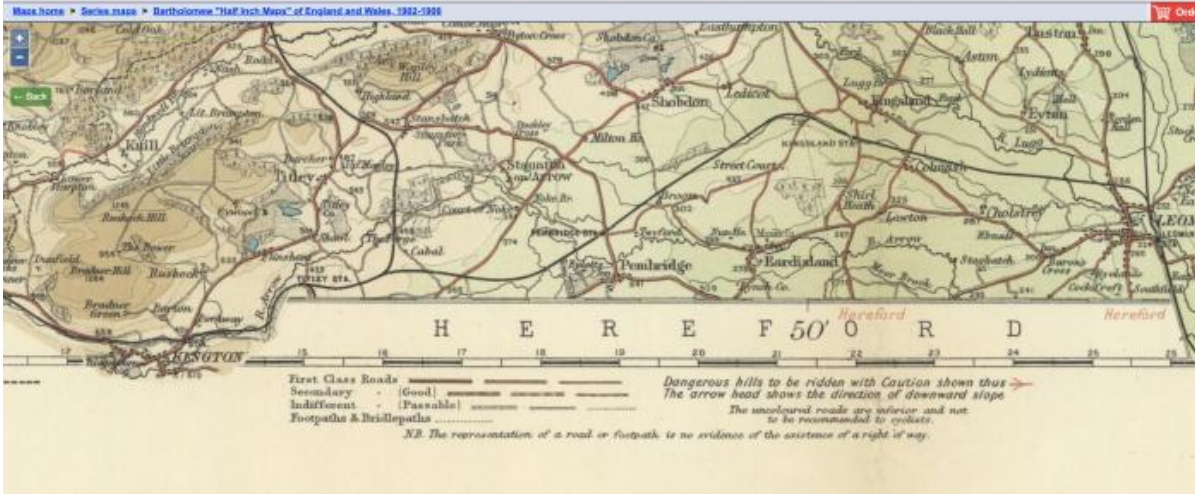
Bartholomew Half Inch, Sheet 17, 1903

Route shown as an uncoloured road.



Bartholomew Half Inch, Sheet 17, 1903

Key. Route not to be recommended to cyclists.



Tithe Records

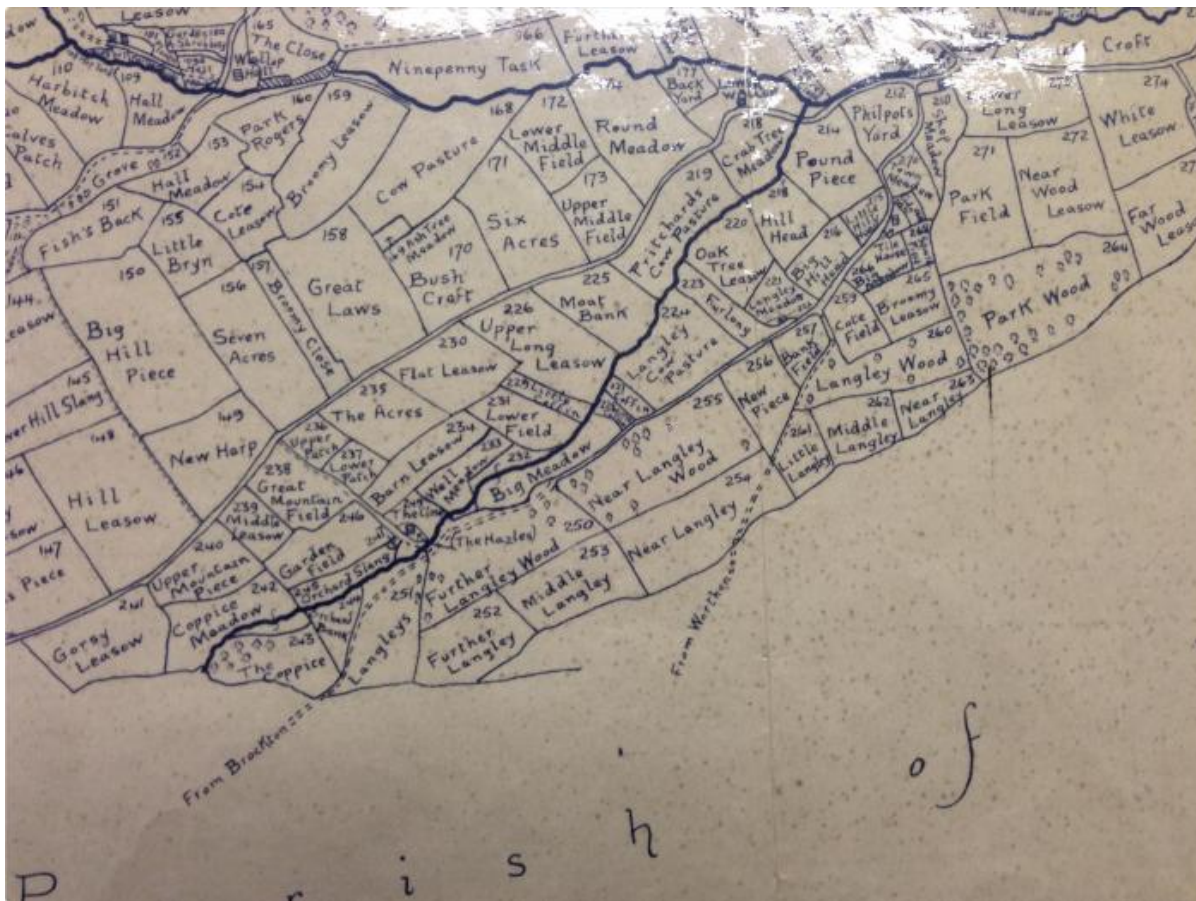
Westbury Tithe Map, IR30 29 68, 1841

Gives a destination to Worthen at the parish boundary.

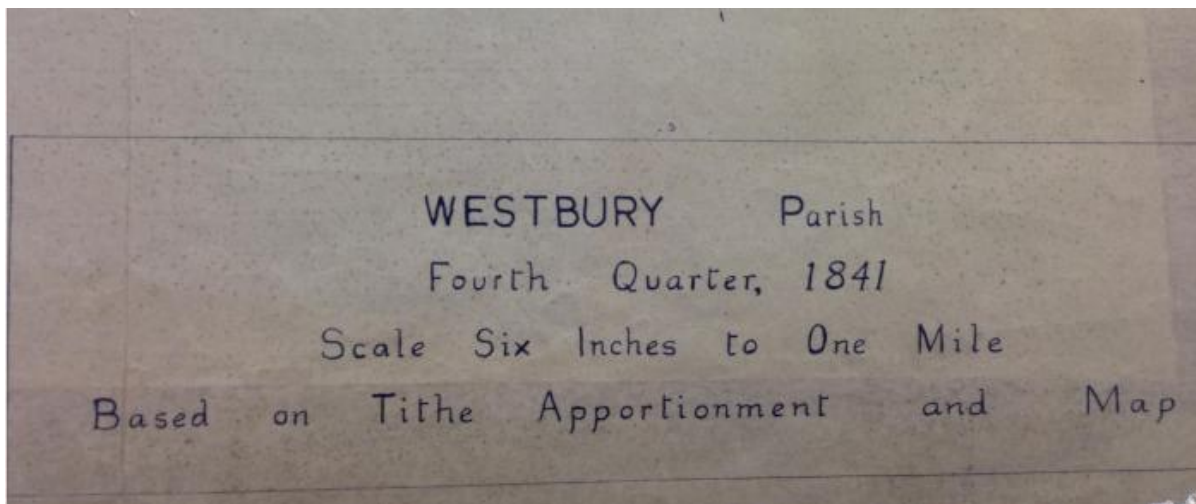


Field Name Maps from Tithe, Westbury Parish, 1841

Shows destination to Worthen.



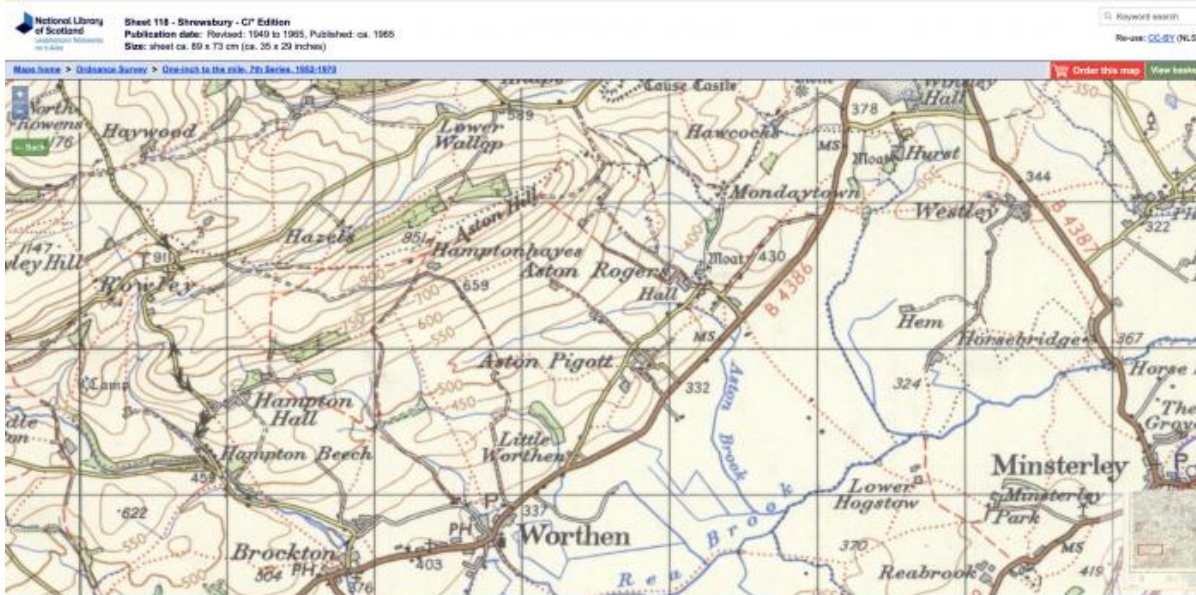
Field Name Maps from Tithe, Westbury Parish, 1841



Definitive Map Records

Ordnance Survey one inch, Sheet 118, 1965

First published OS Map giving details from the Definitive Map showing rights of way.



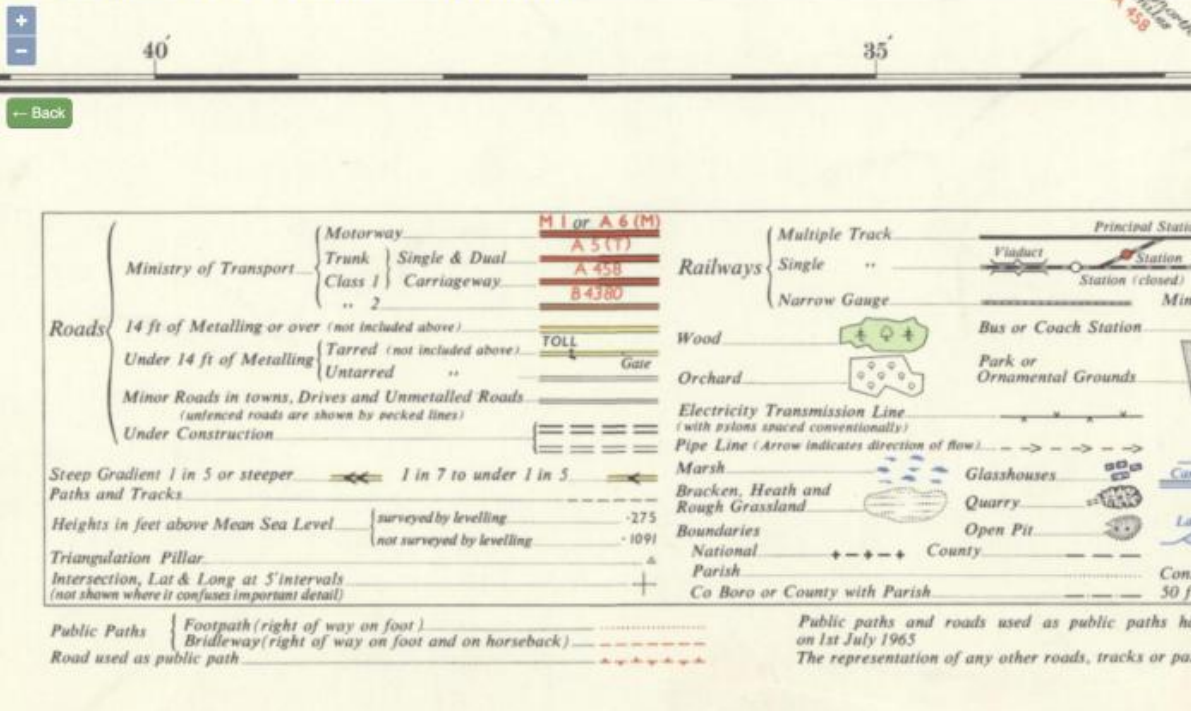
Ordnance Survey one inch, Sheet 118, 1965

Map enlarged.

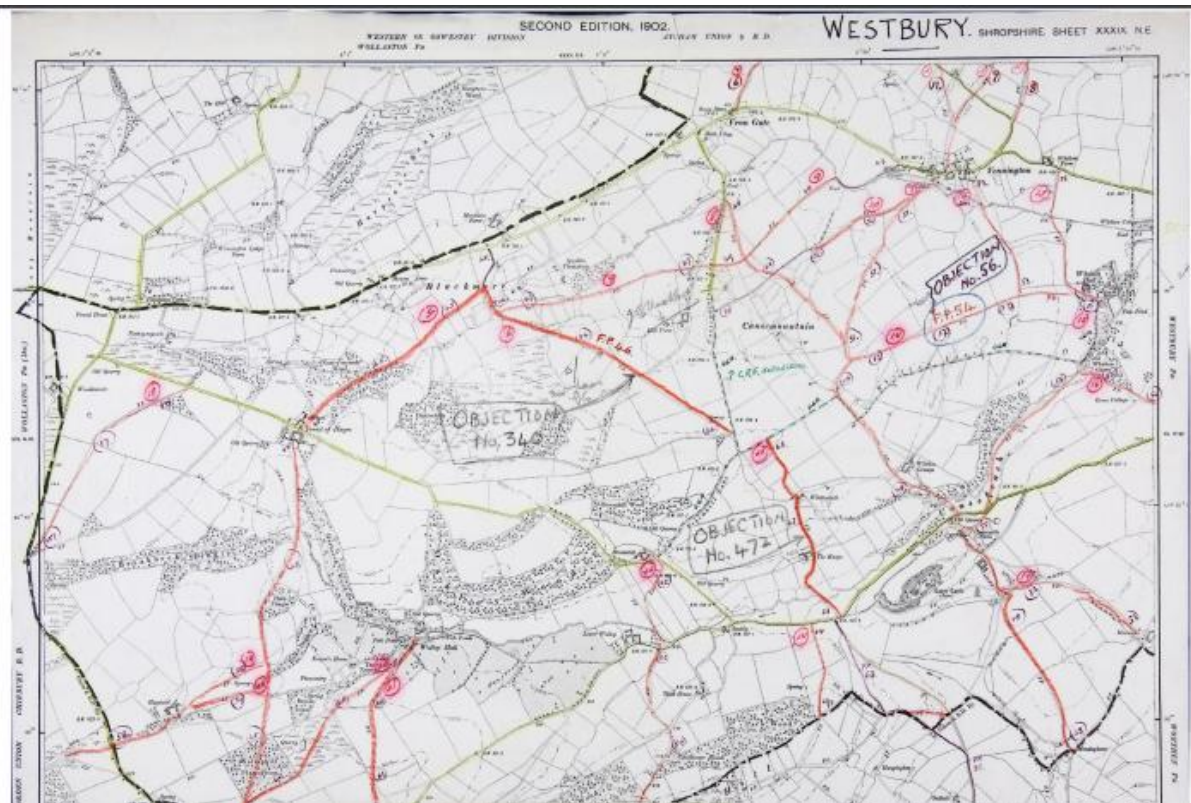


Ordnance Survey one inch, Sheet 118, 1965

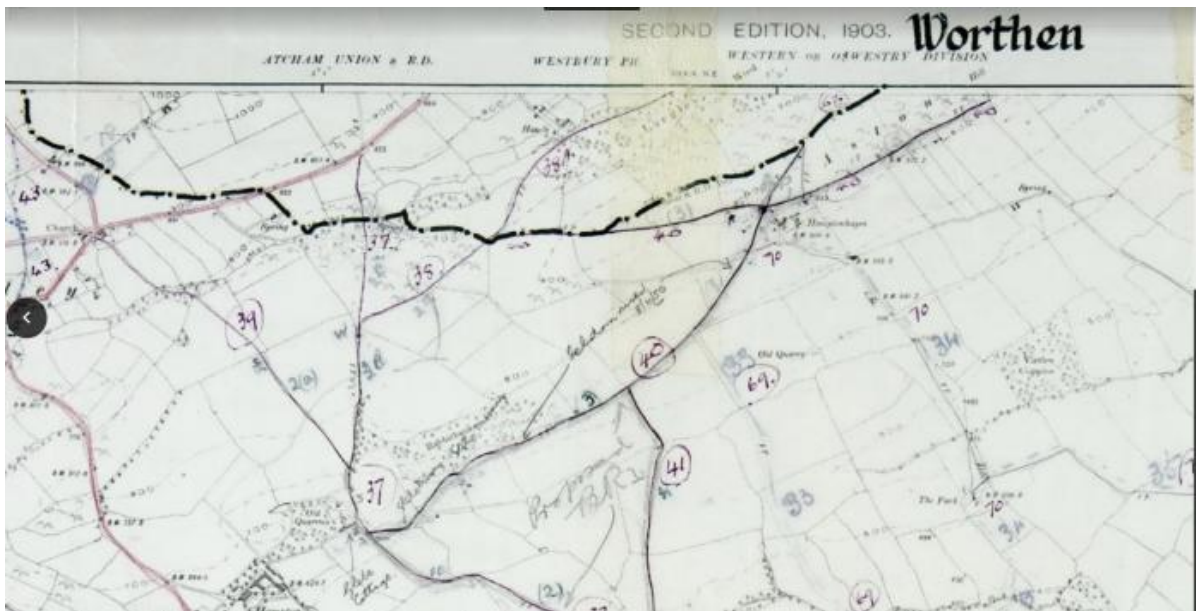
Key to Map showing details of public rights of way.



Westbury Parish Caim Map, 1952



Enlarged View of Westbury Parish Claim, 1952



Worthen Parish Claim, 1950

Describes No 40 as Bridle Road in Worthen Parish.

COUNTY OF SALOP.

Parish Worthen

National Parks and Access to the Countryside Act, 1949—Survey of Rights of Way.
Schedule to accompany Map.

SHEETS XXXIX, SE, X.L. N.W.

Serial No. (Col. 1)	Status of Path (Col. 2)	Description of Path (Col. 3)	Reasons for Statement that path is public (Col. 4)	Date of Survey (Col. 5)	Surveyed by (Col. 6)
No 36 ⁷²	Foot path	From top of Dumbbells Bank, N.W. to a point at front of the Vicar to Astor Old Road	The bridge & stile are in order. <i>As per map</i>	Oct 21, 1952	Colt Holloway
No 34 ⁷⁴	Foot path	From Dumbbells cottage SE to Parish boundary	Footbridge on boundary needs repair no other obstruction	"	"
No 38 ⁷⁴	Footpath	Leading from No 34 between Dumbbells & Parish boundary to Hurst	no obstruction	"	"
No 39 ⁷⁵	Foot path	From Astor Roges W. through Pond Meadow to parish boundary to Valley Rd near Knopp	leaving off this bank has been destroyed since the footbridge at Pond Meadow is now existent.	"	"
No 40 ⁷⁵	Bridle Road	Bridle road from Valley lane at back of No 3 Astor Hill along Astor Hill via Hampton Hays to Raby Road.	no head except a gate at back of Hampton Hays bridge is replaced by a stile joins up to No 3.	"	"

SEE BACK FOR NOTES

Worthen Parish Claim

Bridle Road No 40

No 60⁶ Bottle Road *— footway at road end is near existent.*
 Bottle road from Waller Lane at back of No. 3 Aston Hill
 along Aston Hill via Hampton Hoops to Rowley Road.
 is closed except a gate at back of Hampton Hoops
 cottage is replaced by a stile
 joins up to No 3.
 SEE BACK FOR NOTES

Westbury Parish Claim, 1952

FP No 62 From Broomhill over Westbury and Wallop Road and thence to Aston Hill. Used within living memory.

COUNTY OF SALOP.

Parish WESTBURY

SECTION 125

National Parks and Access to the Countryside Act, 1949—Survey of Rights of Way.
Schedule to accompany Map.

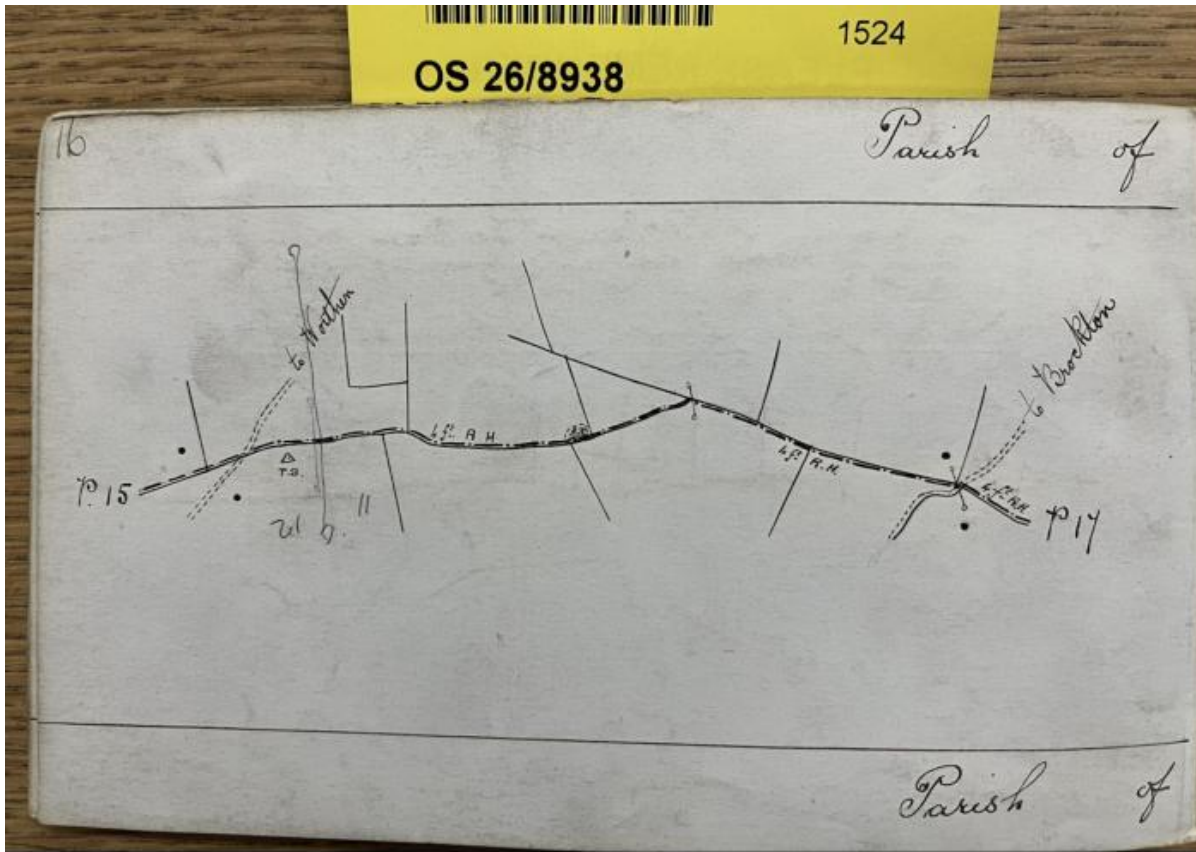
Serial No. (Col. 1)	Status of Path (Col. 2)	Description of Path (Col. 3)	Reasons for Statement that path is public (Col. 4)	Date of Survey (Col. 5)	Surveyed by (Col. 6)	
(13)	52"	Footpath	Down Warrington Hill to junction of footpaths from Waller Lane to the corner of Warrington Lane	Used within living memory	14/1/52	J.H. JONES
(14)	53"	Footpath	Down Warrington Lane to Warrington Hill	Used within living memory	14/1/52	J.H. JONES
(15)	54"	Footpath	Transverse from No 1 to Warrington Hill	Used within living memory	14/1/52	J.H. JONES
(16)	55"	Footpath PART OF	Down Warrington Hill, through Warrington Hoops cottage to junction of Warrington Hill to the back of Warrington Lane	Used within living memory	14/1/52	J.H. JONES
(17)	56"	Footpath	Transverse from No 1 to the corner of Warrington Lane to Warrington Hoops cottage	Used within living memory	14/1/52	J.H. JONES
(18)	32"	Footpath	Transverse from No 1 to Warrington Lane	Used within living memory	14/1/52	J.H. JONES
(19)	57"	Footpath	Down Warrington Hill to Warrington Hoops cottage	Used within living memory	14/1/52	J.H. JONES
(20)	58"	Footpath	Down Warrington Hill to junction of Warrington Hill to Warrington Lane	Used within living memory	14/1/52	J.H. JONES
(21)	59"	Footpath	Down Warrington Hill to junction of Warrington Hill to Warrington Lane	Used within living memory	14/1/52	J.H. JONES
(22)	60"	Footpath	Down Warrington Hill to junction of Warrington Hill to Warrington Lane	Used within living memory	14/1/52	J.H. JONES
(23)	61"	Footpath	Down Warrington Hill to junction of Warrington Hill to Warrington Lane	Used within living memory	14/1/52	J.H. JONES
(24)	62"	Footpath	Down Warrington Hill to junction of Warrington Hill to Warrington Lane	Used within living memory	14/1/52	J.H. JONES
(25)	63"	Footpath	Down Warrington Hill to junction of Warrington Hill to Warrington Lane	Used within living memory	14/1/52	J.H. JONES
(26)	64"	Footpath	Down Warrington Hill to junction of Warrington Hill to Warrington Lane	Used within living memory	14/1/52	J.H. JONES

SEE BACK FOR NOTES

Parish Boundary Records

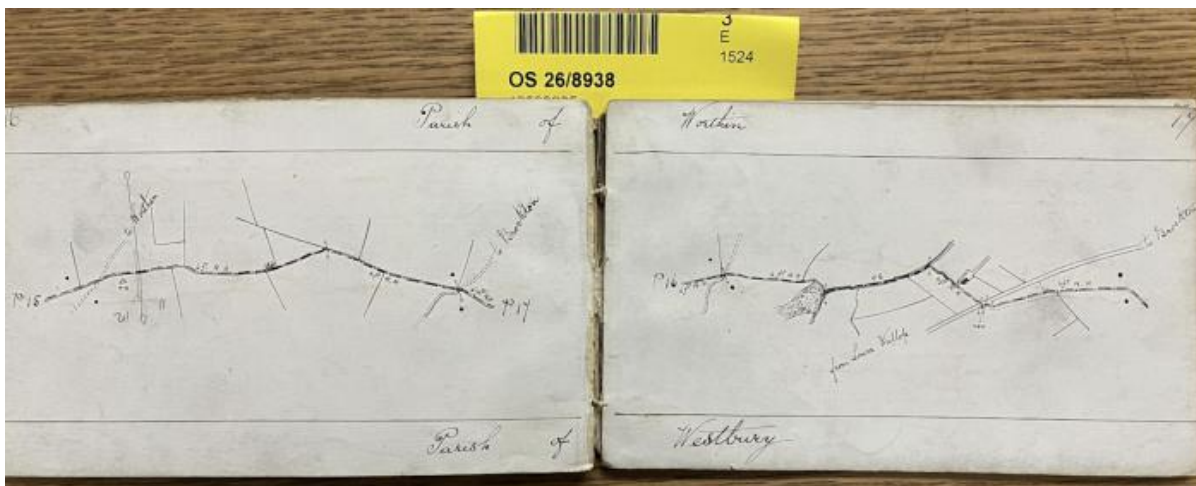
Boundary Remark Book, OS 26/8938, 1880

Way is shown crossing the parish boundary between Westbury and Worthen. It is given a destination "To Worthen"



Boundary Remark Book, OS 26/8938, 1880

Shows location of the boundary and the Lower Wallop Road.



Other Evidence

Worthen Parish Council Minutes, CP 315/1/3, 1940

Bridle road obstructed at Mr Pryce's Tiled House.

227
 30mch 1920 (if any) for Hope, Bentlawnt and Travel district.

Midderoad The clerk was instructed to write a
 obstruction further letter to Westbury Parish Council
 near Tiled on the question of obstruction on bridge-
 House Wallop road near Price's. Tiled House;

Salvage of Refuse a letter was read from Green Rural District
 Council referring to a letter from the
 Ministry of Health, with regard to refuse
 salvage, this stated they had decided for
 the present to treat waste paper as chief
 article of salvage, and asks this Council
 if they would make arrangements for the
 collection and storage of waste paper
 in the parish.

30th 11
 North
 Selton
 Ham
 Bee
 Footy
 Old
 Shep
 Snail
 Oake

ARCHIVES
 15/1/25
 PVOD

Notice of Wallop and Whitton Estate Sale, 1920

Sales Catalogue for Wallop and Whitton Estates, Westbury, Nr. Shrewsbury

[Back to search results](#)

For ordering, viewing and copying options: please select 'View or purchase'

Please sign in to your account

Details [Browse this collection](#) [View or purchase](#) [User comments](#) [Add to Wishlist](#)

System Reference:	XSC/1/44
Document Reference:	SC/1/44
Date:	1920
Level:	Item
Description:	The Whitton Estate Lot 1 Whitton Hall. Small Country Estate, 8 bedroom house with bathroom over 3 storeys and domestic offices. Tenant Mr W Price. 2 1/2 acres, incl. 2 bedrooms cottages and 55 acres of pasture land. Estate. 1920

Hierarchy

- XSC: SALES CATALOGUES (0)
- SC/1: Sales Catalogues Bundles 1 (0)
- SC/1/44: Sales Catalogue for Wallop and Whitton Estates, We... (1920)

Notice of Wallop and Whitton Estate Sale Sale, 1920

Gives the name of tenant Mr W Price Tiled House.

Lot 39 The Hazels - mixed farm. 3 bedroom house with outbuildings. 76.421 acres in the occupation of Mr. W. Morris.

Sold at auction. Coloured yellow on plan.

Lot 40 The Tiled House Farm. 3 bedroom house with outbuildings. 109a 1r 18p. In the occupation of Mr. W. Price.

Sold at auction. Coloured mauve on plan.

Lot 41 The Smithy, Wallop. 3 bedroom house with dairy, outbuildings and Smithy with forge and penthouse. 4a 2r 20p.

Held by Mr. J. Williams. Sold at auction. Coloured Pink on plan.

APPENDIX II Evidence Documents

List of Evidence Documents

Ordnance Survey 1st edition, Sheet 61, 1805, National Library of Australia
Ordnance Survey one inch, Sheet 151, 1899, National Library of Scotland
Ordnance Survey one inch, Sheet 118, 1947, National Library of Scotland
Ordnance Survey one inch, Sheet 118, 1947, National Library of Scotland
Ordnance Survey one inch, Sheet 118, 1953, National Library of Scotland
Ordnance Survey one inch, Sheet 118, 1953, National Library of Scotland
Ordnance Survey 25 inch, Shropshire XXX1X.8, 1882, National Library of Scotland
Ordnance Survey 25 inch, Shropshire XXX1X.12, 1882, National Library of Scotland
Ordnance Survey six inch, Shropshire XXX1X NE, 1883, National Library of Scotland
Ordnance Survey six inch, Shropshire XXX1X SE, 1884, National Library of Scotland
Ordnance Survey six inch, Shropshire XXX1X NE, 1902, National Library of Scotland
Ordnance Survey six inch, Shropshire XXX1X SE, 1903, National Library of Scotland
1:25000, 33/30-A, 1950, National Library of Scotland
Bartholomew Half Inch, Sheet 17, 1903, National Library of Scotland
Bartholomew Half Inch, Sheet 17, 1903, National Library of Scotland
Westbury Tithe Map, IR30 29 68, 1841, Kew National Archives
Field Name Maps from Tithe, Westbury Parish, 1841, Shrewsbury Archives
Field Name Maps from Tithe, Westbury Parish, 1841, Shrewsbury Archives
Ordnance Survey one inch, Sheet 118, 1965, National Library of Scotland
Ordnance Survey one inch, Sheet 118, 1965, National Library of Scotland
Ordnance Survey one inch, Sheet 118, 1965, National Library of Scotland
Westbury Parish Caim Map, 1952, Rights of Way Shrewsbury
Enlarged View of Westbury Parish Claim, 1952, Rights of Way Shrewsbury Council
Worthen Parish Claim, 1950, Rights of Way Shrewsbury Council
Worthen Parish Claim, 1952
Boundary Remark Book, OS 26/8938, 1880, Kew National Archives
Boundary Remark Book, OS 26/8938, 1880, Kew National Archives
Worthen Parish Council Minutes, CP 315/1/3, 1940, Shrewsbury Archives
Notice of Wallop and Whitton Estate Sale, 1920, Shrewsbury Archives
Notice of Wallop and Whitton Estate Sale, 1920, Shrewsbury Archives