

To: County of Herefordshire District Council

Re: Brooklyn Farm, in the Parish of Eardisley

STATEMENT PURSUANT TO SECTION 31(6) HIGHWAY ACT 1980

On the 17th day of August We wish to deposit with the County of Herefordshire District Council being the appropriate Council, a statement accompanied by a plan delineating our property edged in red which states that no ways have been dedicated as highways with vehicular status, bridleways or footpaths over our property.

Signed: R.G. Bowen

Name: BROOKLANDS FARM ROGER GILBERT BOWEN

Address: BROOKLANDS FARM
KINNERLEY
HEREFORDSHIRE HR3 6NZ

Signed: C.S. Bowen

Name: CLIVE SAMUEL BOWEN

Address: LITTLE BENFIELD
BREDWARDINE HEREFORDSHIRE
HR3 6BZ.



STATUTORY DECLARATION SECTION 31 (6) OF THE HIGHWAYS ACT 1980

f We Gilbert Samuel Bower and (landowner) * Jeanette Bower DO SOLEMNLY AND SINCERELY DECLARE as follows:

1. I am and have been since (day, month, year) * 2nd January 1985 the owner of the land known as (name of farm, etc) * Bartleofarm Bredecombe Hereford more particularly delineated on the plan accompanying this declaration and thereon edged red.

2. On the (day) * 17th day of (month, year) * August 1999 I (or my predecessor in title (name) * Matthew O'Sullivan) deposited with the County of Herefordshire District Council, being the appropriate Council, a statement accompanied by a plan delineating my property by red edging which stated that [the ways coloured brown on the said plan and on the plan accompanying this declaration had been dedicated as highways with vehicular status], [the ways coloured green on the said plan and on the plan accompanying this declaration had been dedicated as bridleways]; [the ways coloured purple on the said plan and on the plan accompanying this declaration had been dedicated as footpaths]; [no [other] ways had been dedicated as highways over my property].

3.* On the (day) day of (month, year) I (or my predecessor in title (name)) deposited with the County of Herefordshire District Council, being the appropriate Council, a statutory declaration dated (day, month, year) stating that no additional ways [other than those marked in the appropriate colour on the plan accompanying this declaration] had been dedicated as [highways with vehicular status] [bridleways] [footpaths] since the deposit of the Statement referred to in 2 above.

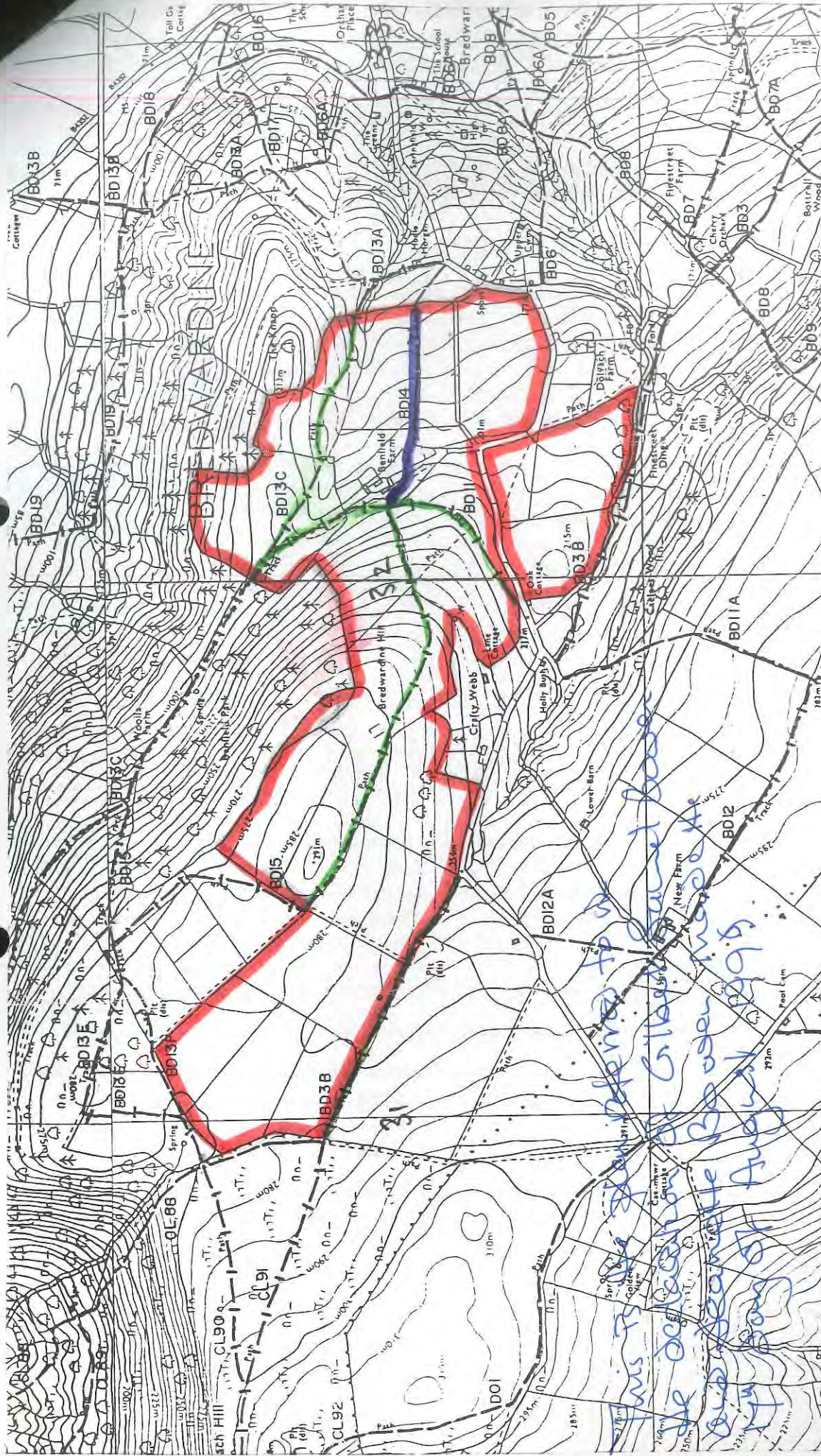
4.** No additional ways have been dedicated over the land edged red on the plan accompanying this declaration since the statement dated (day, month, year) referred to in 2 above [since the date of the statutory declaration referred to in 3 above] [other than those (highways with vehicular status) (bridleways) (footpaths) marked in the appropriate colour on the plan accompanying this declaration]

* Delete paragraph 3 if submitting Statement and Statutory Declaration, of Section 31(6) Highways Act 1980 at the same time. ** Delete paragraph 4 if this is the first Statement and Statutory Declaration, of Section 31(6) Highways Act 1980.

AND I MAKE this solemn declaration on the (day) * 17th day of (month, year) * August 1999 conscientiously believing it to be true and by virtue of the Statutory Declarations Act 1835.

Declared at (address) * Hamon Way In the County of Hereford Signature of landowner * G.S. Bower

Before me * [Signature] (Commissioner for Oaths or a Justice of the Peace or Solicitor) Solicitor GABBS & Co HAMON WAY



This plan is for identification purposes only. Its accuracy can in no way be guaranteed.
 Reproduced from the Ordnance Survey Map with permission of the Controller H.M.S.O.
 Crown copyright reserved.
 Licence No. E5758043.

**BENFIELD FARM
 BREDWARDINE.**

Scale: 1 : 10,000 Date: 1999

**CHESTER
 MASTER**

Dolgarreg, North Road, Builth Wells, Powys LD2 3DD
 Tel: (01982) 553248 Fax: (01982) 553154

34 SW
 Parish of Bredwardine



HEREFORDSHIRE
COUNCIL

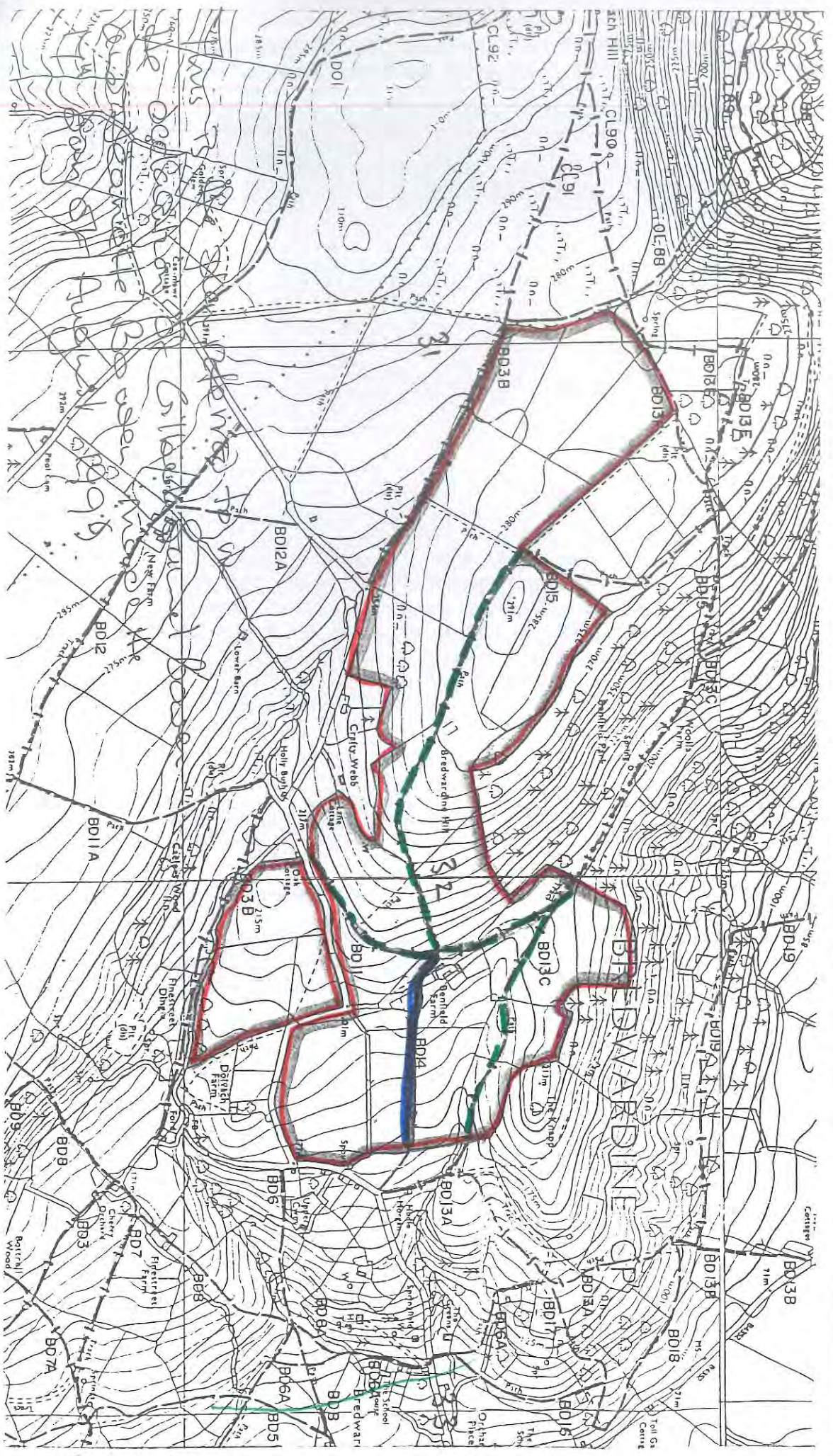
To: County of Herefordshire District Council

STATEMENT PURSUANT TO SECTION 31(6) HIGHWAYS ACT 1980

On the * 17th day of * August 1999 I wish to deposit with the County of Herefordshire District Council, being the appropriate Council, a statement accompanied by a plan delineating my property by red edging which states that the ways coloured brown on the said plan and the plan accompanying this declaration have been dedicated as highways with vehicular status, the ways coloured green on the said plan and on the plan accompanying this declaration have been dedicated as bridleways; the ways coloured purple on the said plan and on the plan accompanying this declaration have been dedicated as footpaths; no other ways have been dedicated as highways over the property.

Signed: * G.S. Bowen T. Bowen

Name: * Gilbert Samuel Bowen Jeanette Bowen
Benfield Farm
Bredwardine
Hereford



BENFIELD FARM
BREDWARDINE.

CHESTER
MASTER

34 SW
Parish of Bredwardine

This plan is for identification purposes only.
Its accuracy can in no way be guaranteed.
Produced from the Ordnance Survey Map
by permission of the Controller H.M.S.O.
Copyright reserved.
EST580A3

Scale: 1 : 10,000 Date: 1999

Dolgarreg, North Road, Buith Wells, Powys LD2 3DD
Tel: (01982) 553248 Fax: (01982) 553154



To: County of Herefordshire District Council

STATEMENT PURSUANT TO SECTION 31(6) HIGHWAYS ACT 1980

On the * 17th day of * August I wish to deposit with the County of Herefordshire District Council, being the appropriate Council, a statement accompanied by a plan delineating my property by red edging which states that the ways coloured brown on the said plan and the plan accompanying this declaration have been dedicated as highways with vehicular status, the ways coloured green on the said plan and on the plan accompanying this declaration have been dedicated as bridleways; the ways coloured purple on the said plan and on the plan accompanying this declaration have been dedicated as footpaths; no other ways have been dedicated as highways over the property.

Signed: * G.S. Bowen T. Bowen

Name: * Gilbert Samuel Bowen, Trannette Bowen
Benfield Farm
Bredwardine
Hereford



HEREFORDS
HIRE
COUNCIL

STATUTORY DECLARATION
SECTION 31 (6) OF THE HIGHWAYS ACT
1980

✓ We Gilbert Samuel Bowen and
✓ (landowner) Jearette Bowen DO SOLEMNLY AND SINCERELY DECLARE as follows:

✓ 1. I am and have been since (day, month, year) 8th January 1985 the owner of the land known as (name of farm, etc) Benfield Farm, Bodwardine, Hereford more particularly delineated on the plan accompanying this declaration and thereon edged red.

✓ 2. On the (day) 17th day of (month, year) August 1999 ^{we} (or my predecessor in title (name) Matthew O'Sullivan) deposited with the County of Herefordshire District Council, being the appropriate Council, a statement accompanied by a plan delineating my property by red edging which stated that [the ways coloured brown on the said plan and on the plan accompanying this declaration had been dedicated as highways with vehicular status], [the ways coloured green on the said plan and on the plan accompanying this declaration had been dedicated as bridleways]; [the ways coloured purple on the said plan and on the plan accompanying this declaration had been dedicated as footpaths]; [no [other] ways had been dedicated as highways over my property].

✓ 3.* ~~On the (day) day of (month, year) I (or my predecessor in title (name)) deposited with the County of Herefordshire District Council, being the appropriate Council, a statutory declaration dated (day, month, year) stating that no additional ways [other than those marked in the appropriate colour on the plan accompanying this declaration] had been dedicated as [highways with vehicular status] [bridleways] [footpaths] since the deposit of the Statement referred to in 2 above.~~

4.** No additional ways have been dedicated over the land edged red on the plan accompanying this declaration since the statement dated (day, month, year) 17th August 1999 referred to in 2 above ~~since the date of the statutory declaration referred to in 3 above~~ [other than those (highways with vehicular status) (bridleways) (footpaths) marked in the appropriate colour on the plan accompanying this declaration]

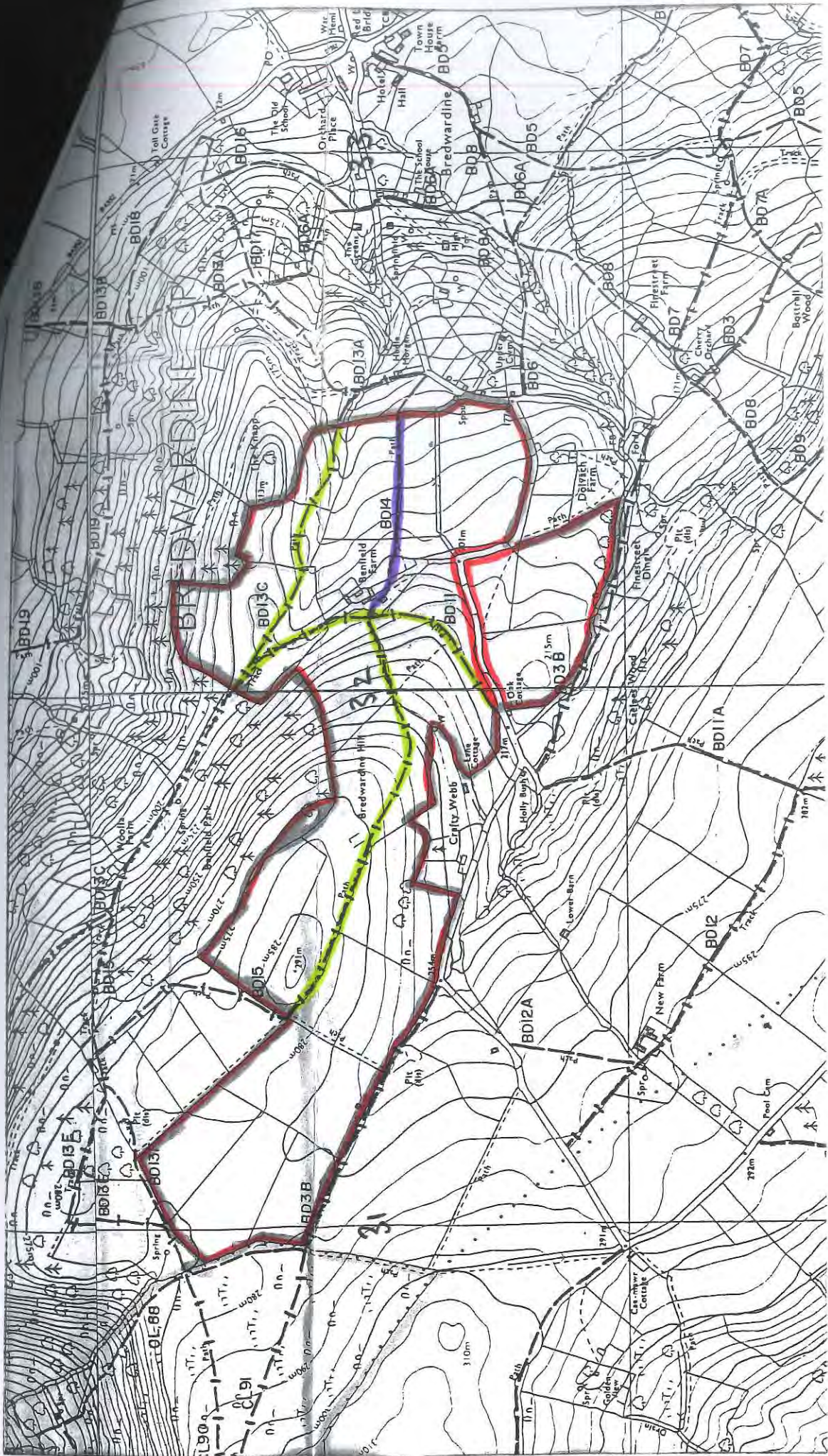
* Delete paragraph 3 if submitting Statement and Statutory Declaration, of Section 31(6) Highways Act 1980 at the same time.
** Delete paragraph 4 if this is the first Statement and Statutory Declaration, of Section 31(6) Highways Act 1980.

AND I MAKE this solemn declaration on the (day) 26th day of (month, year) June 2007 conscientiously believing it to be true and by virtue of the Statutory Declarations Act 1835.

✓ Declared at (address) Benfield Farm Signature of landowner G.S. Bowen
Bodwardine, Herefordshire 2, Chancery Lane T. Bowen
HR3 6BZ Hay a Wye site
Gates of Power

Before me
(Commissioner for Oaths or a Justice of the Peace or Solicitor)
CAROLYN MARGARET DEOSAU

GABBS
SOLICITORS
CHANCERY LANE
HAY-ON-WYE
HEREFORD
HR3 5Dd

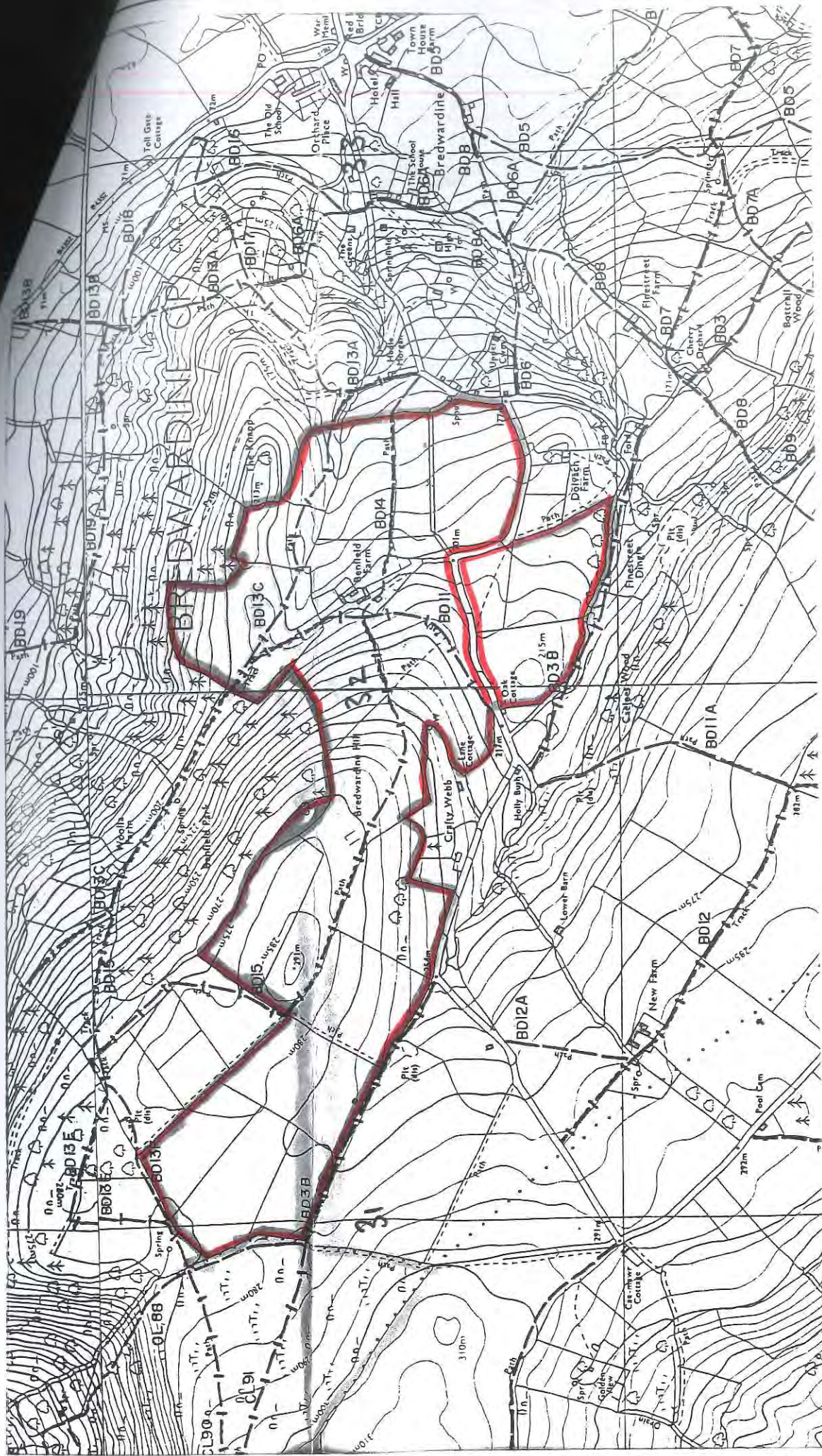


Dolgarreg, North Road, Builth Wells, Powys LD2 3DD
 Tel: (01982) 553248 Fax: (01982) 553154

**Benfield Farm
 Bredwardine**

Scale: 1:10,000 Date: June 2007

This plan is for identification purposes only. Its accuracy can in no way be guaranteed.
 Reproduced from the Ordnance Survey Map with permission of the Controller H.M.S.O.
 Crown copyright reserved.
 Licence No. ES 100029008



Dolgarreg, North Road, Builth Wells, Powys LD2 3DD
 Tel: (01982) 553248 Fax: (01982) 553154

**Benfield Farm
 Bredwardine**

Date: June 2007

Scale: 1:10,000

This plan is for identification purposes only. Its accuracy can in no way be guaranteed. Reproduced from the Ordnance Survey Map with permission of the Controller H.M.S.O. Crown copyright reserved. Licence No. ES 100029008



To: County of Herefordshire District Council

STATEMENT PURSUANT TO SECTION 31(6) HIGHWAYS ACT 1980

On the 26 day of June 2007 ^{we} wish to deposit with the County of Herefordshire District Council, being the appropriate Council, a statement accompanied by a plan delineating my property by red edging which states that the ways coloured brown on the said plan and the plan accompanying this declaration have been dedicated as highways with vehicular status, the ways coloured green on the said plan and on the plan accompanying this declaration have been dedicated as bridleways; the ways coloured purple on the said plan and on the plan accompanying this declaration have been dedicated as footpaths; no other ways have been dedicated as highways over the property.

Signed: G. S. Bowen J. Bowen

Name: GILBERT SAMUEL BOWEN
JEANETTE BOWEN
.....
.....

321710

SCHEDULE 1

Regulation 2(2)(a)

Application Form

Form CA16

Application Form for deposits under section 31(6) of the Highways Act 1980 and section 15A(1) of the Commons Act 2006

Please read the following guidance carefully before completing this form

1. Guidance relating to completion of this form is available from <https://www.gov.uk/town-and-village-greens-how-to-register>. Please refer to these separate notes when completing this form.

2. Parts A and F must be completed in all cases.

3. The form must be signed and dated by, or by a duly authorised representative of, every owner of land to which the application relates who is an individual, and by the secretary or some other duly authorised officer of every owner of land to which the application relates which is a body corporate or an unincorporated association.

4. In the case of land in joint ownership all the joint owners must complete paragraphs 2 and 3 of Part A and complete and sign the application in Part F, unless a duly authorised representative completes and signs the form on behalf of all of the owners of the land. Paragraph 3 should be completed in full to clearly explain the capacity of each applicant e.g. trustee, landowner's managing agent, executor.

5. 'Owner' is defined in section 61(3) of the Commons Act 2006 and section 31(7) of the Highways Act 1980 and means, broadly, a legal owner of the freehold interest in the land.

6. Where the application relates to more than one parcel of land, a description of each parcel should be included in Paragraph 4 of Part A and the remainder of the form should be completed to clearly identify which statement and/or declaration relates to which parcel of land. This may require the insertion of additional wording. See separate notes for further guidance. Multiple parcels of land should be clearly identified by coloured edging on any accompanying map.

7. Where a statement or declaration requires reference to colouring shown on an accompanying map or previously lodged map, the colouring must be clearly specified and must match that shown on the relevant map. For example, if a footpath is specified in a Part C declaration as shown coloured brown, the accompanying map or previously deposited map referred to must reflect that colouring.

8. An application must be accompanied by an ordnance map, or (in respect of declarations under Part C or statements under Part D of this form) refer to a map previously deposited in accordance with the Commons (Registration of Town or Village Greens) and Dedicated Highways (Landowner Statements and Declaration) (England) Regulations 2013 or (if deposited before 1st October 2013) in accordance with section 31(6) of the Highways Act 1980. Any accompanying map must be an ordnance map at a scale of not less than 1:10,560 showing the boundary of the land to which the application relates in coloured edging.

9. An application must be accompanied by the requisite fee – please ask the appropriate authority for details.

10. 'Appropriate authority' means (a) in relation to a map or statement deposited or declaration lodged under section 31(6) of that Act, an appropriate council (as defined in section 31(7) of the Highways Act 1980); and (b) in relation to a statement and map deposited under section 15A(1) of the 2006 Act, a commons registration authority (defined in section 4 of the Commons Act 2006 and section 2 of the Commons Registration Act 1965). In practice, the appropriate council and commons registration authority will usually be the same body.

**PART A: Information relating to the applicant and land to which the application relates
(all applicants must complete this Part)**

1. Name of appropriate authority to which the application is addressed:

Herefordshire Council

2. Name and full address (including postcode) of applicant:

**Gilbert Samuel Bowen and Jeanette Bowen
Benfield Farm
Bredwardine
Herefordshire
HR3 6BZ**

3. Status of applicant (tick relevant box or boxes):

I am

(a) the owner of the land(s) described in paragraph 4.

(b) making this application and the statements/declarations it contains on behalf of *[insert name of owner]* who is the owner of the land(s) described in paragraph 4 and in my capacity as *[insert details]*.

4. Insert description of the land(s) to which the application relates (including full address and postcode):

**Benfield Farm
Bredwardine
Herefordshire
HR3 6BZ**

5. Ordnance Survey six-figure grid reference(s) of a point within the area of land(s) to which the application relates (if known):

SO 316448

6. This deposit comprises the following statement(s) and/or declarations.

PART B: Statement under section 31(6) of the Highways Act 1980

*[I am/[insert name of owner] is] the owner of the land described in paragraph 4 of Part A of this form and shown [insert colouring] on the map accompanying this statement.
(delete wording in square brackets as appropriate and/or insert information as required)*

[Ways shown [insert colouring] on the accompanying map are byways open to all traffic.]

[Ways shown [insert colouring] on the accompanying map are restricted byways.]

[Ways shown [insert colouring] on the accompanying map are public bridleways.]

[Ways shown [insert colouring] on the accompanying map are public footpaths.]

No *[other]* ways over the land shown *[insert colouring]* on the accompanying map have been dedicated as highways.

(delete wording in square brackets as appropriate and/or insert information as required)

PART C: Declaration under section 31(6) of the Highways Act 1980

1. We, Gilbert Samuel Bowen and Jeanette Bowen, confirm that we are the owners of the property described in paragraph 4 of Part A of this form and shown edged red on the map (hereinafter referred to as the 'Land') that was lodged with Herefordshire Council on 26th June 2007.

2. On the *[insert day]* day of *[insert month, year]* ~~[I/my/~~*[insert name of owner's]* predecessor in title *[insert name]* deposited with *[insert name]* Council, being the appropriate council, a statement accompanied by a map showing *[my/**[insert name of owner's]* property *[insert colouring]* which stated that:

~~[the ways shown~~ *[insert colouring]* on that map ~~[and on the map accompanying this declaration]~~ had been dedicated as byways open to all traffic]

~~[the ways shown~~ *[insert colouring]* on that map ~~[and on the map accompanying this declaration]~~ had been dedicated as restricted byways]

~~[the ways shown~~ *[insert colouring]* on that map ~~[and on the map accompanying this declaration]~~ had been dedicated as bridleways]

~~[the ways shown~~ *[insert colouring]* on that map ~~[and on the map accompanying this declaration]~~ had been dedicated as footpaths]

~~[no [other] ways had been dedicated as highways over~~ *[my/**[insert name of owner's]* property]. *(delete wording in square brackets as appropriate and/or insert information as required)*

3. We, Gilbert Samuel Bowen and Jeanette Bowen confirm that on the 26th day of June 2007 we deposited with Herefordshire Council, being the appropriate council, a declaration dated 26th June 2007, stating that no additional ways over the Land (other than those marked in the appropriate colour on the map accompanying that declaration) had been dedicated as byways open to all traffic, restricted byways, bridleways, footpaths.

4. We, Gilbert Samuel Bowen and Jeanette Bowen confirm that:

a) no additional ways have been dedicated over the Land (referred to in paragraph 1 above) since 26th June 2007 being the date that we lodged with Herefordshire Council both the statement dated 26th June 2007 and the declaration referred to in paragraph 3 above and

b) at the present time we have no intention of dedicating any more public rights of way over the Land.

PART D: Statement under section 15A(1) of the Commons Act 2006

We, Gilbert Samuel Bowen and Jeanette Bowen, are the owners of the land described in paragraph 4 of Part A of this form and shown edged on the map deposited with Herefordshire Council on 26th June 2007.

We, Gilbert Samuel Bowen and Jeanette Bowen, wish to bring to an end any period during which persons may have indulged as of right in lawful sports and pastimes on the whole or any part of the land shown edged red on the map referenced above.

Form CA17

Notice of landowner deposits under section 31(6) of the Highways Act 1980 and section 15A(1) of the Commons Act 2006

Herefordshire Council

An application to lodge a declaration under section 31(6) of the Highways Act 1980 has been made in relation to the land described below and shown outlined in red on the accompanying map.

PLEASE NOTE:

This deposit may affect rights over the land described below. Deposits made under section 31(6) of the Highways Act 1980 may prevent deemed dedication of public rights of way over such land under section 31(1) of that Act. Please see guidance at <http://www.defra.gov.uk/rural/protected/greens/> for further information.

Description of the land:

**Benfield Farm
Bredwardine
Herefordshire
HR3 6BZ**

Name of the Parish, Ward or District in which the land(s) is situated: Bredwardine

The deposit was submitted by Gilbert Samuel Bowen and Jeanette Bowen and was received by this authority on 4th July 2017.

The authority maintains a register of maps, statements and declarations deposited under section 31A of the Highways Act 1980.

This register can be accessed online at www.herefordshire.gov.uk or can be inspected free of charge at the address below at the times indicated below:

Balfour Beatty Living Places
Unit 3
Thorn Business Park
Rotherwas Industrial Estate
Hereford
HR2 6JT
Monday-Friday 9.30am - 3.30pm
Please telephone (01432) 349510 to ensure availability.

Signed on behalf of Herefordshire Council:



Name and Position of Signatory: Assistant Director, Environment and Place

Date: 6 July 2017