

aeef-24/6/09.

rec'd 23/6/09

Mrs Carole Mackay.
Customer Relations
3rd Floor Conquest House
Wood Street
Kingslorn

Wayside
10. Highwind Road.
Highwater
Surrey.
GU13 5YE.
16th June 2009

Dear Mrs Mackay.

Subject: Map Modification request Foot path 185

May I refer you please to Mr D. Williams letter addressed to me dated 13 May 2009.

Can you please ask Mr Williams to explain to me & Mr Philip Austin why he requires further evidence & why he is inclined to reject our claim

My reason for asking this is that we have provided a wealth of evidence showing the land to have been fenced off for many years and that free access by the public between 1961 & 1980 was not so!

Let me summarise the evidence for you.

- ① The land across which the alleged path crossed was part of a private garden, House & Stable built in 1934 and covered by LAND Registry SY 104960
- ② Photos show Chestnut Palings in 1930.
" " Iron & Wire in 1953
Present owner confirms Iron & Wire in 1967.

③ In 1971 the Bagshot Rural District Council arranged for the New Country Park to be fenced off. The contractor removed the existing Angel & Whin fence and replaced it with a Post & Rail fence.

There was no stile nor had there ever been one! it was placed on our private property!

④ In the early 1970 there was a large infill on Bagshot Heath, this caused flooding to our land..

The contractors excavated a drain gully, into the land SYD 496, they breached bank & filled boundaries (Evidence in writing & photographs).

⑤ THE COUNTRY PARK RANGER in 1985 placed a stile (over the drainage gully) on the Post & Rail fence (Point B on alleged foot path).

(a) The placing of the STILE on private property was an act of trespass!

(b) The gully was presented to the inspector as a well worn foot path! Not so!

(c) My letter to the inspector voicing my concern was withheld by S.H.B.C. at the Public inquiry.

(d) So there was no free access between 1961 - 1980

ALSO AT POINT 'A' on alleged foot path.

Within the Iron & wire fence was a five bar gate giving access to older barn.

The gate was recorded by ORDNANCE SURVEY in 1967 and is shown on title deeds SY 104 960

BUT THE GATE WAS OMITTED BY S.H.B.C in their claim for foot path.

Would you please refer to my meeting with you, CN 8048 my complaint'. Your letter 24 July 2006

It appears that Mr Williams has overlooked the fact that the S.H.B.C & BASSHOF RURAL COUNCIL caused trespass as follows

- ① Placed Post + Rail fence on PRIVATE LAND 1971. B.R.D.C.
- ② Excavated drainage gully 1970 B.R.D.C.
- ③ PLACED STILE ON PRIVATE PROPERTY 1985. S.H.B.C.

Would you explain Haloburns haw, fences and ditches please!

The gate although secured by Padlock and Chain was forcibly removed during 1970s about 74! again NO FREE ACCESS 1961 - 1974!

- ① Can you please arrange for someone in authority to verify with me those acts of trespass please. by SITE VISIT REQUIRED.
- ② and would you please copy this letter to the committee referred to by Mr Williams

Thank you so much for your help in this matter but as you know I first took the matter up with your Mr Tardston in 1992! because

Mr Davis my neighbour and friend had ALZIMERS at the time of the trespass!

Please acknowledge receipt of this letter

Yours sincerely
J. P. Austin

Copy 5
Mr Philip Austin