

Land Registry
Statement of truth in support of an
application for registration and/or
noting of a prescriptive easement

ST4

If you need more room than is provided for in a panel, and your software allows, you can expand any panel in the form. Alternatively use continuation sheet CS and attach it to this form.

If a joint statement is made by two or more persons, consequential amendments can be made to the text in the panels (for example, 'I' can be changed to 'we').

Land Registry is unable to give legal advice but our website www1.landregistry.gov.uk provides guidance on Land Registry applications. This includes public guides and practice guides (aimed at conveyancers) that can also be obtained from any Land Registry office.

Insert full name.

Insert full address.

Place 'X' in one box only.

This is for cases where the legal owner is a company or firm, someone who has died, or is otherwise incapable of making the statement personally. Insert the name and address of the legal owner.

Please specify and enclose any relevant documentation.

See note above.

Place 'X' in one box only.

If applying for entry of a unilateral notice, do not use this form - please use form UN1 instead.

1	I: PAMELA MARY POWELL of: Beechcroft, Rochford, Tenbury Wells, Worcestershire. WR15 8sh make this statement in support of an application to Land Registry for registration and/or noting of an easement based upon prescription.
2	Status of person making this statement I am <input type="checkbox"/> the legal owner of the benefiting land (other than as personal representative) <input checked="" type="checkbox"/> making this statement on behalf of: WINIFRED LILIAN JANE MILLICHIP who is currently or was previously the legal owner of the benefiting land but who cannot make this statement for the following reasons: SHE IS DECEASED BUT I AM ONE OF HER EXECUTORS <input type="checkbox"/> other:
3	Type of application <input checked="" type="checkbox"/> Registration of benefit of an easement – benefiting land is registered and burdened land is unregistered <input type="checkbox"/> Registration of benefit of easement and entry of notice of burden – benefiting land is registered and burdened land is registered <input type="checkbox"/> Entry of notice of burden of easement – burdened land is registered and benefiting land is unregistered
4	Title number(s) of the benefiting land (if registered): TBA

Insert address including postcode (if any) or other description of the property, for example 'land adjoining 2 Acacia Avenue'.

If the benefit of the easement is claimed in relation to unregistered land or part only of the land in the claimant's registered title(s), you must identify the benefiting land by attaching a plan showing the relevant land or (if appropriate) by referring to an existing reference on the title plan.

Place 'X' in the appropriate box(es) and complete the first statement if appropriate.

Enter reference, for example 'edged red'.

If the benefiting land is unregistered, enclose any copy title deeds, if available.

Insert address including postcode (if any) or other description of the property, for example 'land adjoining 2 Acacia Avenue'.

If the easement affects unregistered land or part only of the land in one or more registered titles, you must identify the burdened land by attaching a plan showing the relevant land or (if appropriate) by referring to an existing reference on the title plan.

Place 'X' in the appropriate box(es) and complete the first statement if appropriate.

Enter reference, for example 'edged red'.

If the burdened land is unregistered, enclose any copy title deeds, if available.

Insert name and address of any known freehold owner of the land or person thought to be the freehold owner, such as the person having the unregistered documentary title to the land or being the registered proprietor of registered land, and/or any tenants and/or mortgagees. If not known, please state this by inserting 'not known'.

5 Description of the benefiting land:

LAND AT GRANTSFIELD, KIMBOLTON, LEOMINSTER, HEREFORDSHIRE. HR6 0ET

☒ The land is clearly identified on the attached plan and shown: **EDGED RED**

☐ The land is unregistered and is comprised in the copy title deeds enclosed

6 Title number(s) of the burdened land (if registered):

N/A

7 Description of the burdened land:

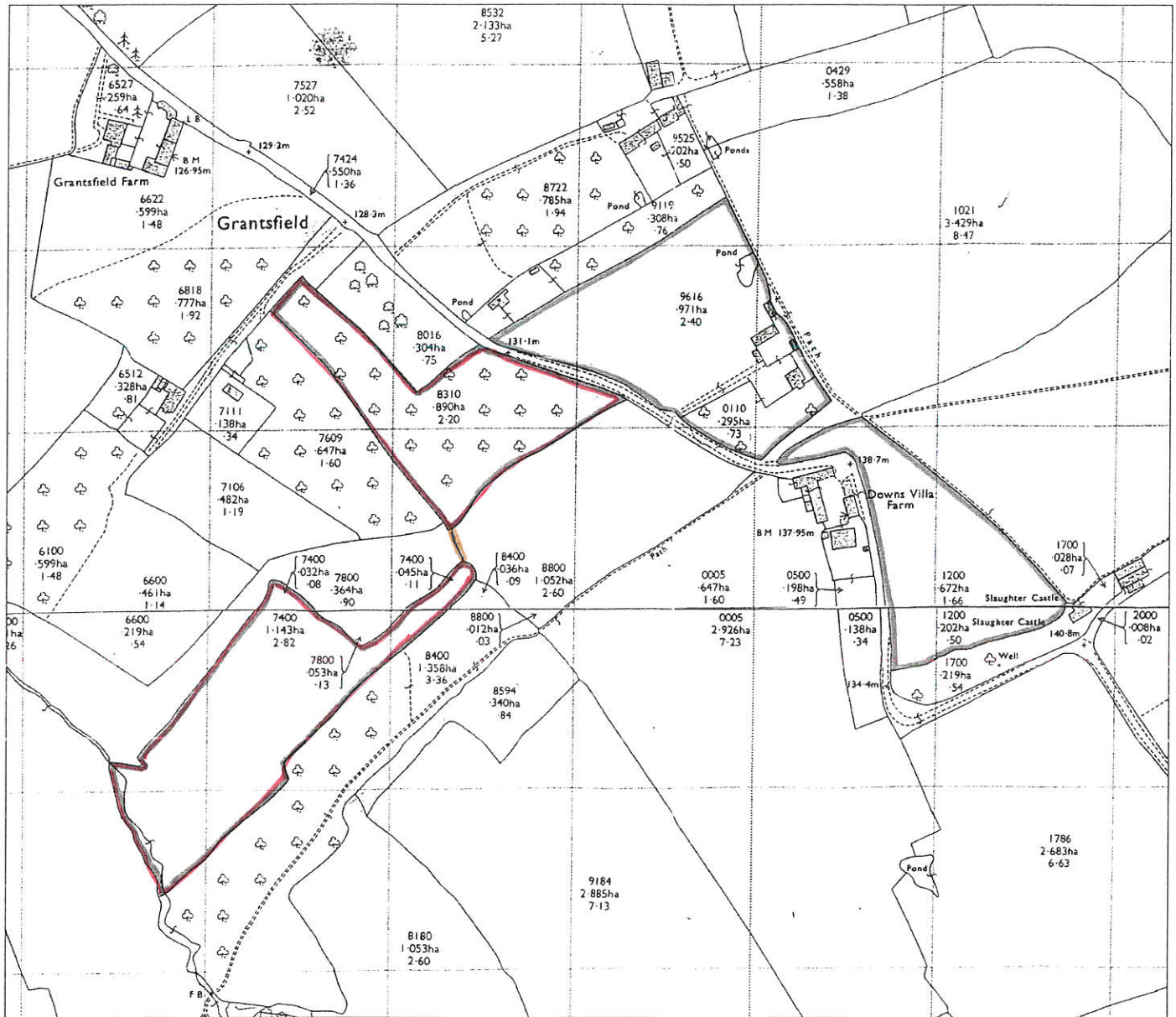
LAND AT GRANTSFIELD, KIMBOLTON, LEOMINSTER. HR6 0ET

☒ The land is clearly identified on the attached plan and shown: **COLOURED BROWN**

☐ The land is unregistered and is comprised in the copy title deeds enclosed

8 Identity of the freehold owner of the burdened land or person thought to be the owner and related persons:

UNKNOWN



Describe the easement claimed to have been acquired by prescription as it might be described in the register. For example, 'a right of way with or without vehicles for the benefit of [describe benefiting land] over [describe burdened land]'.

Insert details of the facts relied on to support the claim that an easement has been acquired by prescription.

Insert details of date and circumstances in which the user in panel 10 started and finished. Any 'gaps' must be specified if the period is not continuous.

Place 'X' in one box only and complete the relevant statement if appropriate.

Insert details, including dates, and attach any available correspondence or other relevant documentation.

If you place 'X' in the second box you are unlikely to establish a claim to the easement by prescription.

Insert details of any past or present contact with the owner of the burdened land or person thought to be the owner and/or any tenants and/or mortgagees of that land, including dates. If none, please state this by inserting 'none'. If there has been any dispute concerning the claimed right, please provide details, including dates. Attach copies of all available correspondence or documents relating to the contact or dispute.

9 Easement claimed:

A RIGHT OF WAY WITH OR WITHOUT VEHICLES FOR THE BENEFIT OF THE PROPERTY OVER THAT PART OF THE ADJACENT LAND AS IS SHOWN COLOURED BROWN ON THE ATTACHED PLAN.

10 Details of user:

I AM ONE OF THE PERSONAL REPRESENTATIVES OF MISS WINIFRED LILIAN JANE MILLICHIP WHO DIED ON 9TH JANUARY 2016.

MISS. MILLICHIP WAS THE OWNER OF THE PROPERTY (TOGETHER WITH OTHER LAND). SHE HAD OWNED THE PROPERTY SINCE 1970. AT ONE TIME THE PROPERTY WAS JOINTLY OWNED BY MISS. MILLICHIP AND MISS. VIOLET ANNIE MILLICHIP, BUT VIOLET DIED ON 23RD APRIL 2001.

I AM THE NIECE OF MISS. MILLICHIP AND HAVE BEEN FAMILIAR WITH THE PROPERTY FOR MANY YEARS. DURING HER OWNERSHIP OF THE PROPERTY MISS. MILLICHIP OBTAINED ACCESS BETWEEN HER TWO PARCELS OF LAND ALONG THE ROUTE SHOWN COLOURED BROWN ON THE PLAN.

SO FAR AS I AM AWARE THIS ACCESS HAS BEEN USED IN THIS WAY AS OF RIGHT AND WITHOUT THE CONSENT OF ANY PERSON AND WITHOUT PAYMENT TO ANY OTHER PERSON.

11 Period of user:

1970 UP UNTIL THE PRESENT TIME.

12 User without force, secrecy or permission

I confirm that

☒ to the best of my knowledge and belief, the user has always been exercised without force, secrecy or permission

☐ the user has not always been exercised without force, secrecy or permission because:

13 Contact with freehold owner of the burdened land and related persons:

NONE

Insert other relevant details, (if any).

14 Other relevant details

NONE

If the person making the statement is unable to sign it, this wording will need to be amended to comply with rule 215A(5) and (6) of the Land Registration Rules 2003. In addition, and in cases where the person making the statement is unable to read, there will need to be an appropriate certificate: see rule 215A(4) and (5).

15 I believe that the facts and matters contained in this statement are true

Signature (of person making this statement): P.M. Powell

Print full name: **PAMELA MARY POWELL**

Date: 20/4/16

WARNING

If the application proceeds, notice of the application (accompanied by a copy of this statement of truth) may be sent by the registrar to the owner of the land or any person thought to be the owner and/or any other person upon whom the registrar considers it necessary or desirable to serve notice.

If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Failure to complete this form with proper care may result in a loss of protection under the Land Registration Act 2002 if, as a result, a mistake is made in the register.

Under section 66 of the Land Registration Act 2002 most documents (including this form) kept by the registrar relating to an application to the registrar or referred to in the register are open to public inspection and copying. If you believe a document contains prejudicial information, you may apply for that part of the document to be made exempt using Form EX1, under rule 136 of the Land Registration Rules 2003.