

**Nina Hirst
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Your ref:

17 April 2008

Dear Sirs

Herrick v Somerset County Council (1) Kidner (2)

Thank you for your letter of 8 April 2008.

I have not had the opportunity of speaking to Zermanskys but I would refer you to my earlier letter of 28 February 2008 with regard to your client's latest proposal.

I am instructed by the Council's Rights of Way Department that your client is in breach of the injunction order obtained by the Council on 4 July 2007, in respect of public footpath Y 24/12, a copy of which I enclose for your information. I understand that your client has erected a stile across the footpath which is far too high to be safely negotiated, particularly by the disabled, and of such poor quality that it cannot be safely used in any case. Your client has also installed a rambler gate in a fence he had previously cleared in the wake of the injunction. My client department wrote to your client last year clearly informing him that he could not erect these two structures. I enclose copies of the relevant correspondence for your information and I shall be grateful if you will ask your client to remove the structures forthwith, failing which the Council will apply for a committal order.

I will write to you separately about other matters in the near future.

Yours faithfully,

for County Solicitor

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