



Warwickshire  
County Council

Wildlife & Countryside Act 1981  
Definitive Map of Public Rights of Way for  
Warwickshire

form

**D**

Planning Transport & Economic  
Strategy, PO Box 43, Shire Hall,  
Warwick, CV34 4SX

**Application for Modification Order  
to UPGRADE a Route on the Map**

**Applicant's** Full name MR KENNETH STEPHNEY.  
Address 60 BISHOPSTON LANE  
STRUTTFORD UPON AVON  
Town WARWICKSHIRE

Postcode CV37 9JW

Daytime Tel: 01789 266037

Occupation RETIRED CIVIL SERVANT

Date of Birth

I hereby apply for an Order under Section 53(2) of the Wildlife and Countryside Act 1981  
modifying the Definitive Map and Statement for the County of Warwick by **Upgrading** -

In whole / ~~in part~~ \* the route No RB31/R177 (as shown on the Definitive Map)

from a Public ~~Footpath~~ / ~~Bridleway~~\*

to a Public ~~bridleway~~ / ~~Byway open to all traffic~~\* \*delete as appropriate

Please describe the route carefully and explain exactly where the route starts (from a point on a road or path), the line it follows and exactly where it finishes. Colour the line of the route on a 1: 2500 scale Ordnance Survey Map and mark the position of any obstructions, fences, stiles or gates. Also note the width and surface type of the route at several points if it varies. If possible give an Ordnance Survey 8 figure grid reference for the start and finish of the route.

Grid References: AT B4429 AT COUNTY BOUNDARY AT M45  
Start... 5295-7245 ..... Finish... 5060-7185 ..... 5293-7100.

Description :

THE ROUTE SHOWN ON THE DEFINITIVE MAP AS RB31/R177.  
IT STARTS OFF THE B4429 NEAR INWOODS FARM, THEN  
IN AN ALMOST PURE SOUTHERLY DIRECTION TO THE  
COUNTY BOUNDARY AT RAINB BLOOK, AND ON TO THE  
M45 MIDLAND BRIDGE.  
THE ROUTE CONSISTS OF A COMBINATION OF BRUCEL,  
COMPACTED BENCH SOILS WITH A GRASS COVER, AND  
PITTED BENCH LOOSELIES THROUGHOUT BETWEEN 3 TO 4 METRE WIDE,  
(PHOTOGRAPHS ENCLOSED FOR DETAILS)

Signed:   
Date: 16-9-04

Claim No.

Office use only  
Please see other side

## Making your Application

Note on this application form all the documents you are using as evidence, attach copies if possible and any photographs.

Please ask anyone who wishes to give evidence that they have used the route, to fill in a "Witness Statement" Form G. Collect the completed forms and return them with your application.

**Before returning your application form you must send to each owner / occupier / tenant of the land crossed by your claim:**

- ◆ A Notice of Application for Modification Order - **Form A**

**Return your completed application form to the County Council with.....**

- ◆ A certificate of Notice of Application for Modification Order - **Form B**, listing the owners / occupiers to whom you sent a copy of Form A
- ◆ Evidence - documents, plans, photographs, witness statement forms (form G)

\*You may find it helpful to keep a copy of all the information you send to the County Council.

**Send your application to -**

Warwickshire County Council, Countryside Recreation, Unit 11, Montague Road, Warwick, CV34 5LW. Telephone: (01926) 413421 or 413415

**Evidence in support of your claim -**

**Documents** 9 (number of pages attached)

Please attach a copy of any documents or maps you are using as evidence. Include the document reference number and title and give the full name and address of the Library, Record Office, University or person in possession of the original document.

**Photographs** 10 (number attached)

These should be securely mounted on card, stout paper or in plastic wallets, each should be clearly numbered and labelled with the date and place it was taken and if possible please show the location of the photograph on a plan.

**Witness Statement Forms (G)** \_\_\_\_\_ (number attached)

Please number each form and make a list with the name, address and number of each person who has completed a "witness statement"(G) in support of your application, on *this* form (C).

**Briefly, why do you believe this route is a public right of way ?**

- a THE ROUTE IS SHOWN ON OLD MAPS IN THE COUNTY RECORDS OFFICE AND IN MY POSSESSION
- b IS REFERRED TO IN THE APPORTIONMENTS
- c DISTRICT COUNCIL MINUTES
- d PROSPECTS FOR IT WITHIN LEASE

## List your evidence and references

- a) MAPS NOTE THE TRUE LINE OF THE ROAD AT THE NORTHERN END IS UNCLEAR  
AS MAPS DEPICT DIFFERENT LINES. RECORD OFFICE MAPS. M17 1800-1849.  
YITTS SMITHS. THOMAS DIX GREENWOOD CONBY. PAGE 11 VOLUME  
4 AND SEVERAL MAPS IN MY POSSESSION GREENWOOD 1822.  
2/3 FIRST EDITION 1824 O/S 12/1 NINE RUSBY 1960 NO 73.  
CORNISS MAP 1930: O/S NO 132 1 TO 1 NINE 1961.
- b) BILTON THE APPOINTMENTS 3<sup>RD</sup> MARCH 1842. R.I.: CR 569/24  
MAP OF THE PARISH OF BILTON BY C. OAKLEY  
FROM THE STATEMENT IS GIVEN IS A ROAD. AND  
SHOWS AS A COLOURED STRICK AND ENCLOSED.
- c) RUSBY RURAL DISTRICT COUNCIL MINUTES 1898-1901. CR 1523/6  
PAGE 106. BILTON "THAT THE CLERK WRITE TO THE CLERK OF THE  
PEACE INQUIRING WHETHER THE ROAD IN BILTON PARISH HAD  
TO INWOOD THIS BEING CLOSED OR DECLARED NOT REPUTABLE  
BY THE PUBLIC ORDER OF QUARTER SESSIONS"  
PAGE 115 BILTON "INWOOD ROAD" READ A LETTER FROM  
THE CLERK OF THE PEACE STATING THAT THE INWOOD FARM  
ROAD HAD NOT BEEN STOPPED UP BY QUARTER SESSIONS.
- d) OXFORD AND RUSBY RAILWAY 1844 PLAN. P.F. QS 11/142/1.  
STATEMENT. " QS 11/142/3.  
PARISH OF BILTON IN THE COUNTY OF WILTSHIRE. N.E.  
PARISH ROAD OWNERS SURVEY OF HIGHWAYS.  
ROAD TO BE LOWERED 10 FEET CROSS SECTION N.E.
- e) OXFORD CANAL SHOWS A ROAD TO BILTON. R.I.: CR. 1365.

please add a separate sheet if you need more space

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