



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 STEPNEY**  
Address **60 BISHOPTON LANE**  
**STRATFORD UPON AVON**  
Town **WARWICKSHIRE** Postcode **CV37 9JW**  
Daytime Tel: **01789 266037**  
Occupation **RETIRED CIVIL SERVANT** Date of Birth [REDACTED]

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. **R95**..... (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:

Start..... **4878-7980**.....Finish..... **4950-7735**.....

Description :

**R95. ON THE DEFINITIVE MAP. Starts at Montello Lane the C130 and M6 junction. It is a four metre wide track of fadged grass on level ground. It is generally well defined. hedges to one side.**

**There appears to be some diversion from the definitive map between R96y and R94 it then continues on to the Brownsony Road the C50.**

**Please see enclosed pictures and detailed descriptions**

Signed: [REDACTED]

Date: **10-12-04**

Claim No.

Office use only

Please see other side

**ON BEHALF OF THE WEST MIDLANDS GROUP OF THE TRAIL RIDERS FELLOWSHIP.**

## 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** 7 (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** 18 (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 ?**

R95. THE ROAD IS SHOWN ON A NUMBER OF OLD MAPS HELD IN  
THE COUNTY RECORDS OFFICE REF: MA1800-1844.  
THE ROAD IS REFERRED TO AND SET OUT IN INCLOSURE AWARDS  
IN RUBY RURAL DISTRICT COUNCIL MINUTES  
MAP IN MY POSSESSION.

List your evidence and references

MAPS YATES MAP OF 1787/8/9 SHOWS PART OF R95.

1ST EDITION O/S 6" TO MILE 1834 R95 IS SHOWN AS A TRACK.  
AND ON LATER EDITIONS.

GREENWOODS MAP OF 1822 SHOWS PART OF R95.

AND THE NOW R97, D2063 & E2983.

1ST EDITION O/S 1" TO MILE 1834 SHOWS R95, R97.

R96a, R96x PART R94 & D2063, E2983.

ALSO ON COLBY'S OF 1831, J. C. WALKER'S OF 1836

O/S 1" TO MILE SHEET 73 1920. RUGBY.

DOCUMENTS COSFORD TITHE APPORTIONMENTS 1842. CR 569/172.  
MAP DATE 1839.

1 R95 is shown as a track in colour along with R97 and a reference to OAK TREE LANE and NOT TITHABLE.

2 HARBOUROUGH MAGNA INCLOSURE AWARD 1755. Z 858 (5m)  
The award set out a description of a forty foot wide route from Montille Lane through various allotments to Cosford Lane to Farmers Lane as a public highway.

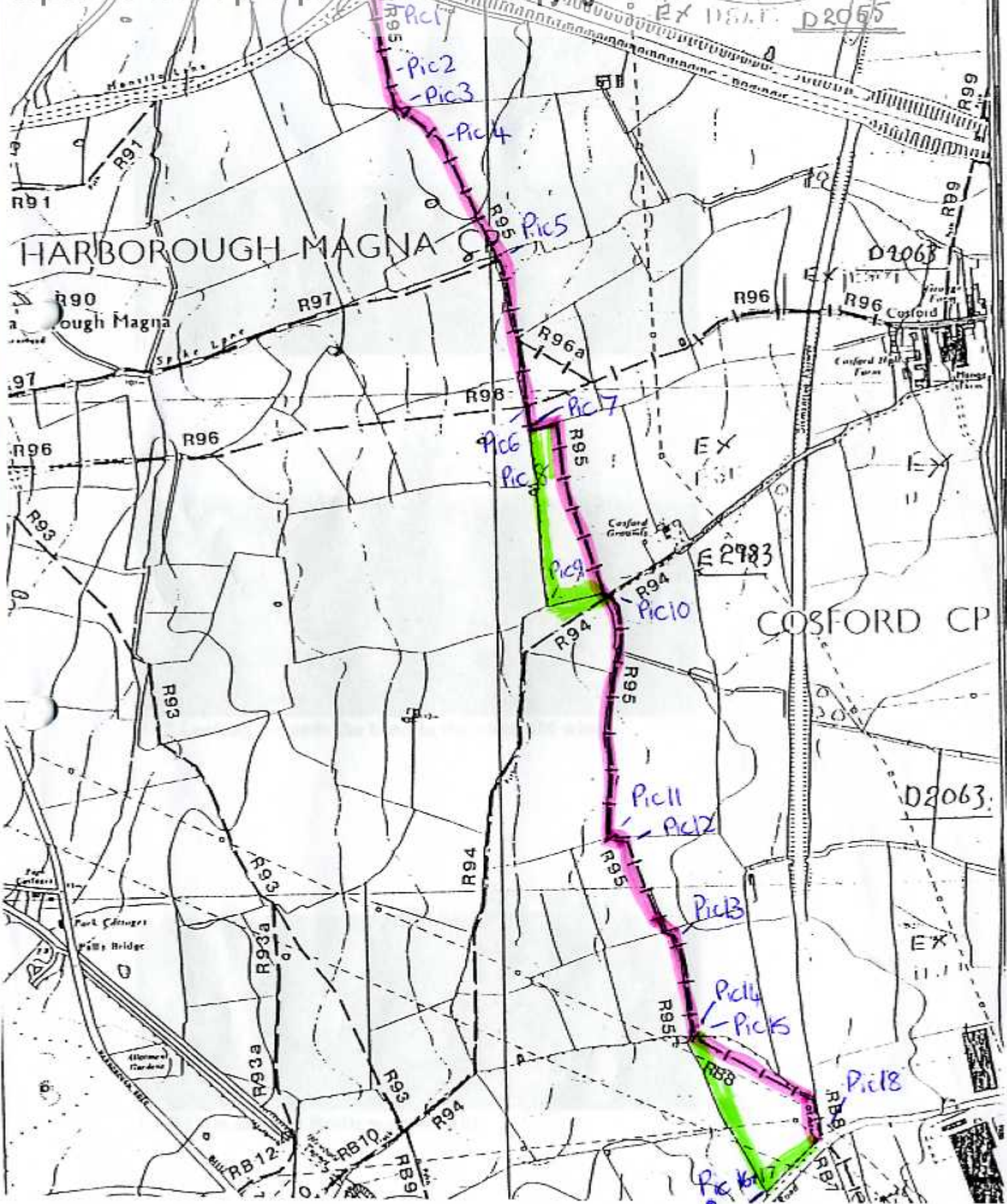
3 LANDS OF TRINITY COLLEGE 1793 CR 2026/24, 25.  
R95 is set out as a track in colour and marked road as from Newbold on Avon.

4 RUGBY RURAL DISTRICT COUNCIL MINUTES 1902 CR 1523/6  
Reference to obstruction on a cart road from Montille Lane

5 SURVEY OF PUBLIC PATHS COUNTRYSIDE ACT 1949.  
BOROUGH OF RUGBY R95 "CART ROAD"

.please add a separate sheet if you need more space

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