

RA Ref. RAP 12

W.C.C.
COUNTRYSIDE RECREATION
21 SEP 2009



Environment & Economy
PO Box 43, Shire Hall,
Warwick, CV34 4SX

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

form
C

**Application for Modification Order
to ADD a Route to the Map**

Applicant's Full name *Ramblers Association (Warwickshire Area)*
Address *40 SA Wallsgrove*
26 Povey Road
Town *Warwick* Postcode *CV34 4NA*
Daytime Tel: Occupation 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 **Adding** the following route as a -

~~Public Footpath~~ / Public Bridleway / ~~Byway Open to All Traffic*~~

As shown on the attached map.

** 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..... *SP493761* Finish..... *SP501763*

Description :
From path RBA to Newbold Road

Signed:

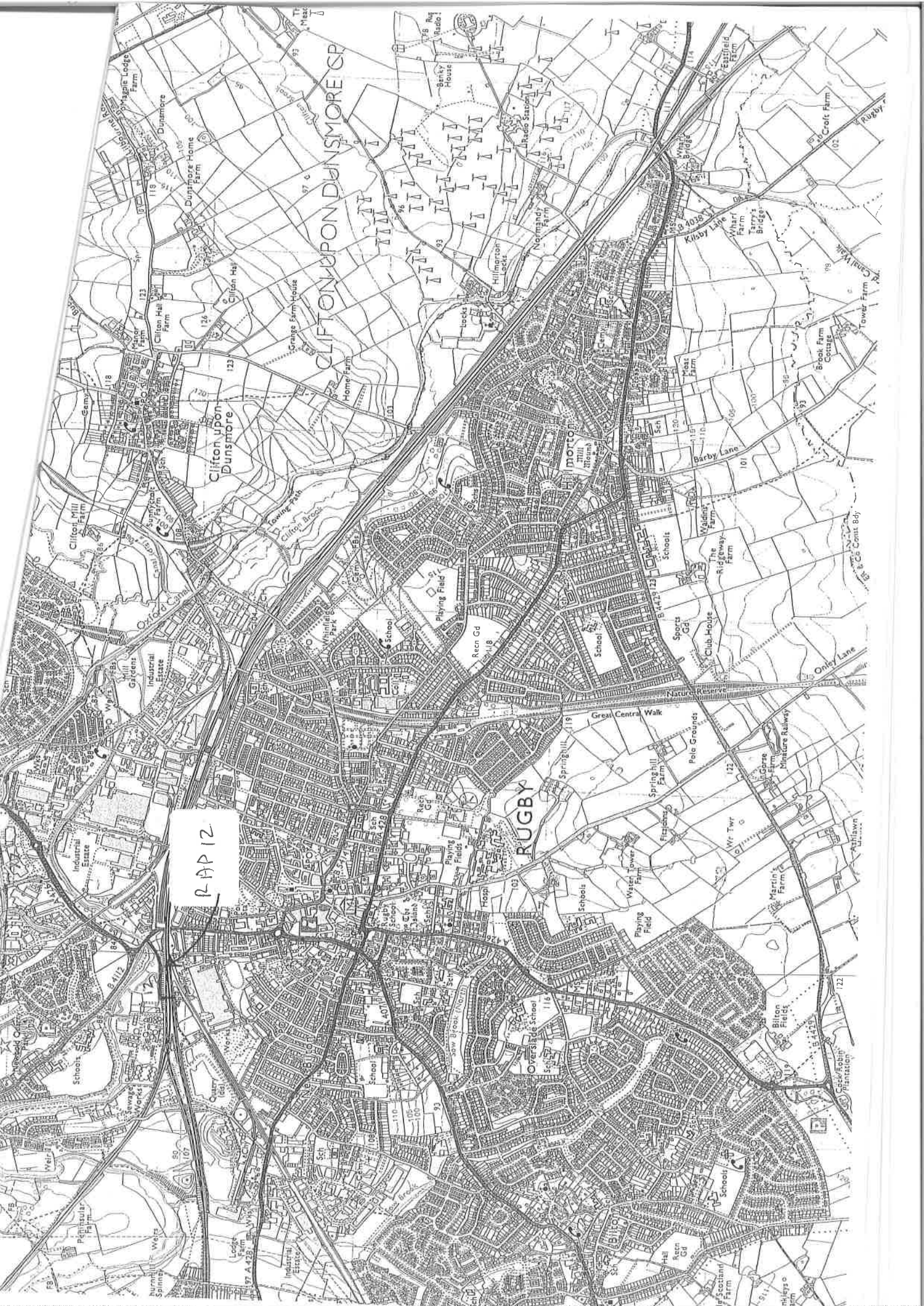
Office use only

Date: *21/9/09*

Please see overleaf

Statement of Evidence for Path Claim RAP 12

- 1 The section in Rugby appears to be the first bridle road created by the Rugby Inclosure Award 1774 (held by Warwickshire County Record Office at QS75/93), with a width of 24 feet. It was described as going 'from Bilton at Clift Gate to the road first described at Bagshawes Water Mill'.
- 2 The part in Bilton (with the continuation recorded as part of RB4 and RB5 on the Definitive Map) is shown on the map with the Bilton Tithes Apportionment 1840. (WCRO: CR564/34.)
- 3 The path is shown on the deposited plans for the Tamworth and Rugby Railway 1844 (WCRO: QS111/143). The Book of Reference describes parcel 3a (Rugby) as 'Public Footroad', with the owner being the Surveyor of Highways, and parcel 5a (Rugby) as 'Public Highway', with the owner being the Surveyor of Highways. [N.B. The main road is also described as 'Public Highway'.]
- 4 The path is also shown on the deposited plans for the Rugby, Derby and Manchester Railway 1845 (WCRO: QS111/172). [N.B. The Book of Reference could not be found.]
- 5 The path is also shown, with the continuation into Bilton parish, on the deposited plans for the Rugby, Leamington and Warwick Railway 1845 (WCRO: QS111/174) where it is labelled as "Bridle Road". The Book of Reference describes parcel 6 (Rugby) as 'grass, brook and Bridle Road', with parcel 5 as 'grass, hovel, brook and bridle road', with the owners including the Surveyor of Highways in both cases. In Bilton, parcel 2 is described as 'grass [etc], Bridle Road and footpath', parcel 3 as 'grass, Bridle Road and footpath', and parcel 5 as 'grass [etc] and Bridle Road', the owners, in each case, including the Surveyors of Highways.
- 6 The path is shown on the first edition of the Ordnance Survey six inch map (1887), and on all subsequent maps.
- 7 It is now used as an access road along the north side of the railway, with a vehicle access under the railway, and no barriers.
- 8 It is considered, therefore, that it is reasonable to allege that the route subsists as a public bridleway and should be recorded as such on the Definitive Map.



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Why do you believe this route is a public right of way?

see attached, typed, statement of evidence

our evidence and references

please add a separate sheet if you need more space