

Claim R73 (E)

Application for Modification Order



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**

Town **STRATFORD UPON AVON**

Postcode **CV37 9JW**

Daytime Tel: [REDACTED]
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. **R73a**..... (as shown on the Definitive Map)
from a Public Footpath / ~~Bridleway~~ * **SP 485W 1998.**

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: **WEST END** **EAST END.**
Start..... **41842-82623**..... Finish..... **42658-82913**.....
Description :

That part of R73a from the western end of the county road the D2044 near the railway and the canal bridge at the above grid reference. It then heads in a north easterly direction on a single tarmac track towards Mobbs Wood for some 400 metres. It then continues to the left side of the track along the headland of a ploughed field for a further 100 metres. From Mobbs Wood, it crosses diagonally over a grassed field and onto a narrow fenced path to join R73 at the grid reference above. Total length some 700 metres.

Signed: [REDACTED]
Date: **27.4.05**

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 19 (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 _____ (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 ?

R73a IS SHOWN ON OLD MAPS BOTH IN THE COUNTY RECORDS
OFFICE AND ALSO IN MY POSSESSION
SHOWN IN SURVEYS,
RAILWAYS, AND CANAL PLANS.

List your evidence and references R73a

MAPS. O/S WARWICKSHIRE REF: MA1844 OF 1831 FROM THE
ORDNANCE MAP OFFICE TOWER OF LONDON. PAGE 101 OF COLBYS
VOLUME VII OLD SERIES 1835 SHOWS 73, 73a AND THE D2044
COMPLETE FROM WITBYBROOK VIA MOBB'S WOOD TO NETTLE
HILL AND THE B4029. J & C WALKER 1836 AS ABOVE.
GREENWOODS 1822. O/S 1" TO 1 MILE RUGBY NO 73 1920.
1/2" TO 1 MILE SHEET 23 1925. CORNISH BROTHERS 1930;
COVENTRY & RUGBY SHEET 132 1954 + 1961. 1:25000 SP48 1960.

DOCUMENTS.

SURVEY OF LORD CRAVEN'S ESTATE 1820-1823 D34 PLAN
NO 7 SHOWS R73a AND R73 MARKED "FROM COMBE FIELDS
TO WITBYBROOK" IN COLOUR AND "LANE" AT MOBB'S WOOD.
IN THE SCHEDULE THE LANE ON MR ARNOLD'S FARM GIVEN
AS ONE ACRE ONE PERCH. COMBE FIELDS PLAN 8 PRIDMORES
FARM ALSO IN COLOUR.

MANCHESTER AND BIRMINGHAM EXTENSION RAILWAY 1839.
QS 111/121/1 PAGES 9 AND 47 REF: 95 BOOK OF REFERENCE 13 NOV 1839.
EXTRA-PAROCHIAL PLACE OF COMBE FIELDS COUNTY OF WARWICK
PAGE 187 73a IS 6a AND 7a IN THE ABOVE. OWNER SURVEYOR
OF HIGHWAYS OF COMBE FIELDS.

STRATFORD AND RUGBY RAILWAY QS 111/123 29/2/1840.
PAGE 10 ALSO PAGE 50 REF. NO 95 4a IS NOW D2044 6a AND 7a
ARE R73a BOOK OF REFERENCE QS 111/123/3 PAGE 187
EXTRA PAROCHIAL PLACE OF COMBE FIELDS 6a AND 7a
PUBLIC HIGHWAY OWNER SURVEYOR OF HIGHWAYS
OF COMBE FIELDS.

.please add a separate sheet if you need more space

R73a.

TANWORTH AND RUGBY RAILWAY QS 111/143/1 1844
PAGE 13 COMBE FIELDS. 4b, 6a AND 7a BOOK OF REFERENCE QS 111/143/2
NUMBER ON PLAN 6a/7a DESCRIPTION OF PROPERTY "PUBLIC HIGHWAY"
OWNER SURVEYOR OF HIGHWAYS OF COMBE FIELDS.

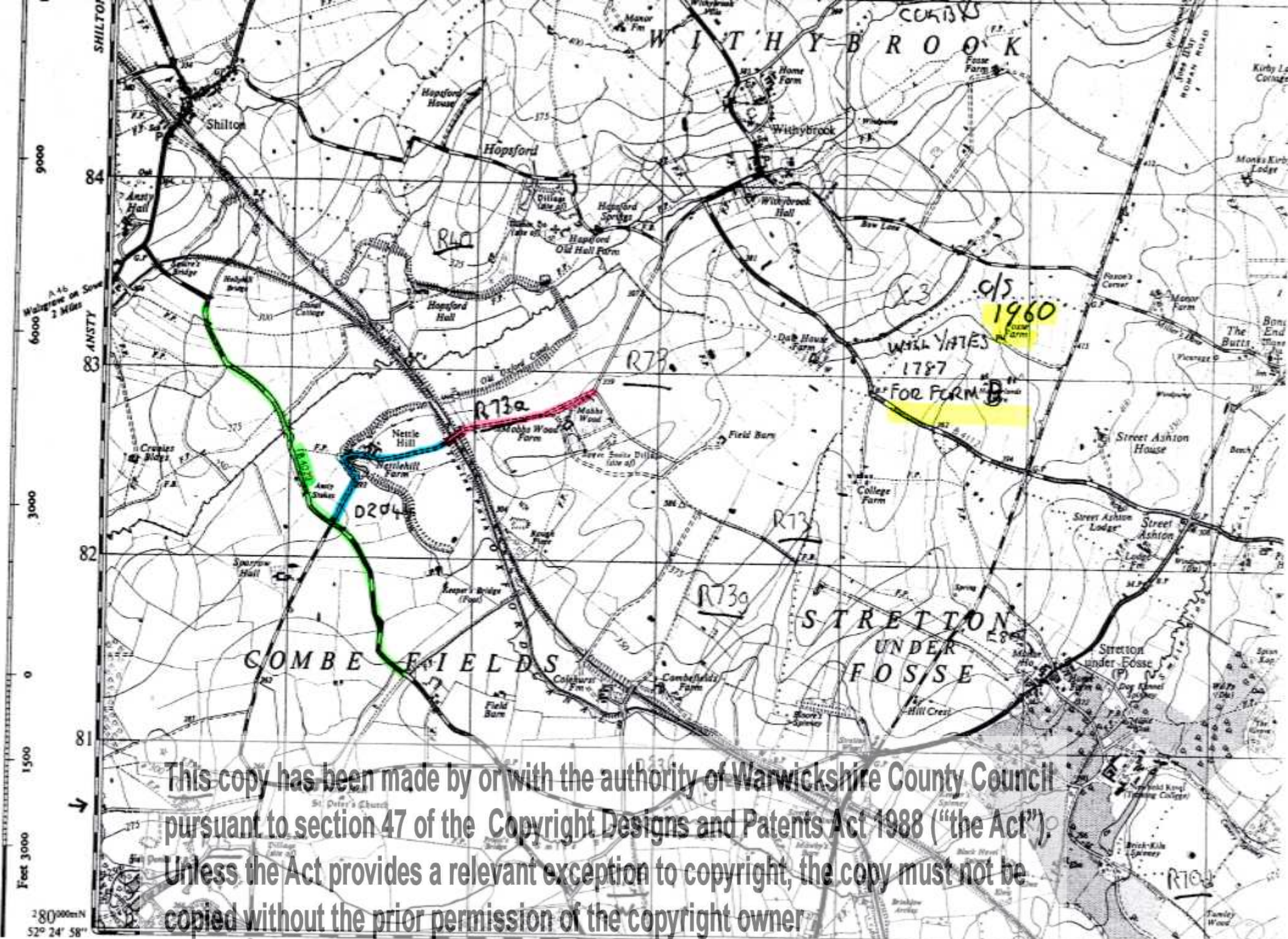
STOKE AND RUGBY RAILWAY 29/2/1840. QS 111/124 PAGE 60 NO 95
BOOK OF REFERENCE QS 111/143/2-3 PAGE 187 6a AND 7a AS ABOVE.

TRENT VALLEY LINE 30/11/1844 QS 111/144/1 PAGE 34 PARISH OR
EXTRA-PAROCCHIAL PLACE OF COMBE FIELDS T3a SHOWN AS
REF: 5 CANAL BRIDGE 6a AND 7a PUBLIC HIGHWAY AND
OCCUPATION ROAD OWNER SURVEYOR OF HIGHWAYS AND
EARL CRAVEN NOTE A FOOTPATH IS ALSO SHOWN PARALLEL AND
ADJACENT TO 6a AND 7a IN THE ABOVE. THE ROAD LEVEL
IS STATED AS UNALTERED.

PLAN FOR THE IMPROVEMENT OF THE LINE OF THE OXFORD CANAL
CR 1365 1839. PAGE 13 R73a IS SHOWN IN COLOUR FROM
THE B4029. PASSING OVER THE OLD CANAL AT PRIDMORES
TO NETTLE HILL OVER THE NEW CANAL AT NO 8.

ALSO Z464/19 REF: R73a SHOWS THE OLD BRIDGE
REMOVED AND THE NEW BRIDGE OVER BOTH THE
CANAL AND THE RAILWAY.

PLEASE READ IN CONJUNCTION WITH BYWAY CLAIM R73.



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52° 24' 58"