

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

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

**Applicant's** Full name John David Clark  
Address Stone Cottage, The Green, Lower Brailes,  
Banbury, Oxon. OX15 5HZ  
Town Postcode  
Daytime Tel: [REDACTED]  
Occupation Retired 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 **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...317392.....Finish...317391.....

Description :

A clearly defined grass surfaced footpath between hedges leading from a point opposite Smith's Store, Main Street, Lower Brailes to The Green, Lower Brailes. The width varies between one-two metres.

Signed:  
Claim No

[REDACTED]

Office use only

Date: 21/8/02.

**Please see overleaf**

## 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:**

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

**Return your completed application to the County Council. This should include:-**

- ◆ A copy of this form (C)
- ◆ A copy of form (B), *Certificate of Notice of Application for Modification Order* -, listing the owners / occupiers to whom you sent a copy of Form A
- ◆ Evidence - documents, plans, photographs (if applicable)  
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** 5 (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** 1 (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)** 5 (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 ?

There is evidence going back for more than 50 years that the path has been used by members of the public wishing to walk from Cow Lane, across The Lower Green to Main Street Lower Brailes, and vice versa. It was frequently used by local residents shopping at Smith's Store, until this closed recently, and is still used by local residents wishing to visit the parish church, Forge Garage, and other village amenities. It is also frequently used by dogwalkers and rambles.

List your evidence and references

1. Extract from 1922 Edition Ordnance Survey Map
2. Copy plan of The Brailes House Estate of 1868
3. Copy note from Mr. Alfred Woodward, Historian
4. Copy letter dated 25 July 2002 from Roberts & Lloyd, Solicitors, and accompanying plans
5. Copy letter dated 14 August 2002 from Roberts & Lloyd and accompanying Land Registry Search

List your witnesses

1. Alfred Woodward, 6 Pound Close, Shipston-on-Stour  
Warwicks. CV36 4QN
2. Graham Francis Warmington, Upper Grove End Farm,  
Henbrook Lane, Brailes, Banbury, OX15 5BA
3. Charles William Cuthbert, 40 Jeffs Close, Lower  
Brailes, Banbury, OX15 5AL
4. Bridget Patricia Clark, Stone Cottage, The Green,  
Lower Brailes, Banbury, OX15 5hZ
5. John David Clark, Stone Cottage, The Green, Lower  
Brailes, Banbury, OX15 5HZ

*please add a seperate sheet if you need more space*

