Warwickshire County Council

Rights of Way, Communities,
PO Box 43, Shire Hall,
Warwick, CV34 4SX

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

form **1**

Application for a Modification Order

To: **Warwickshire County Council**

Of: **PO Box 43, Shire Hall, Warwick, CV34 4SX**

We: Marton Parish Council

Of: clerk@martonvillage.com

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 to a Bridleway **R213**

from The entrance to Fields Farm Lane, Marton **to** The Lias Line Greenway

and shown on the map accompanying this application (*see below*).

We attach copies of the following documentary evidence (including statements of witnesses) in support of this application (see overleaf **).

Signed ..... Dated ..13/5/25.....

The accompanying map must be at a scale of 1:25000 or greater (e.g. 1:10000)

Please see overleaf

**** Evidence in support of your claim -**

Documents _3_ (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 _0_ (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 (Form 4) __0___ (number attached)
Please number each form and make a list with the name and number of each person who has completed a "witness statement" in support of your application, on *this* form.

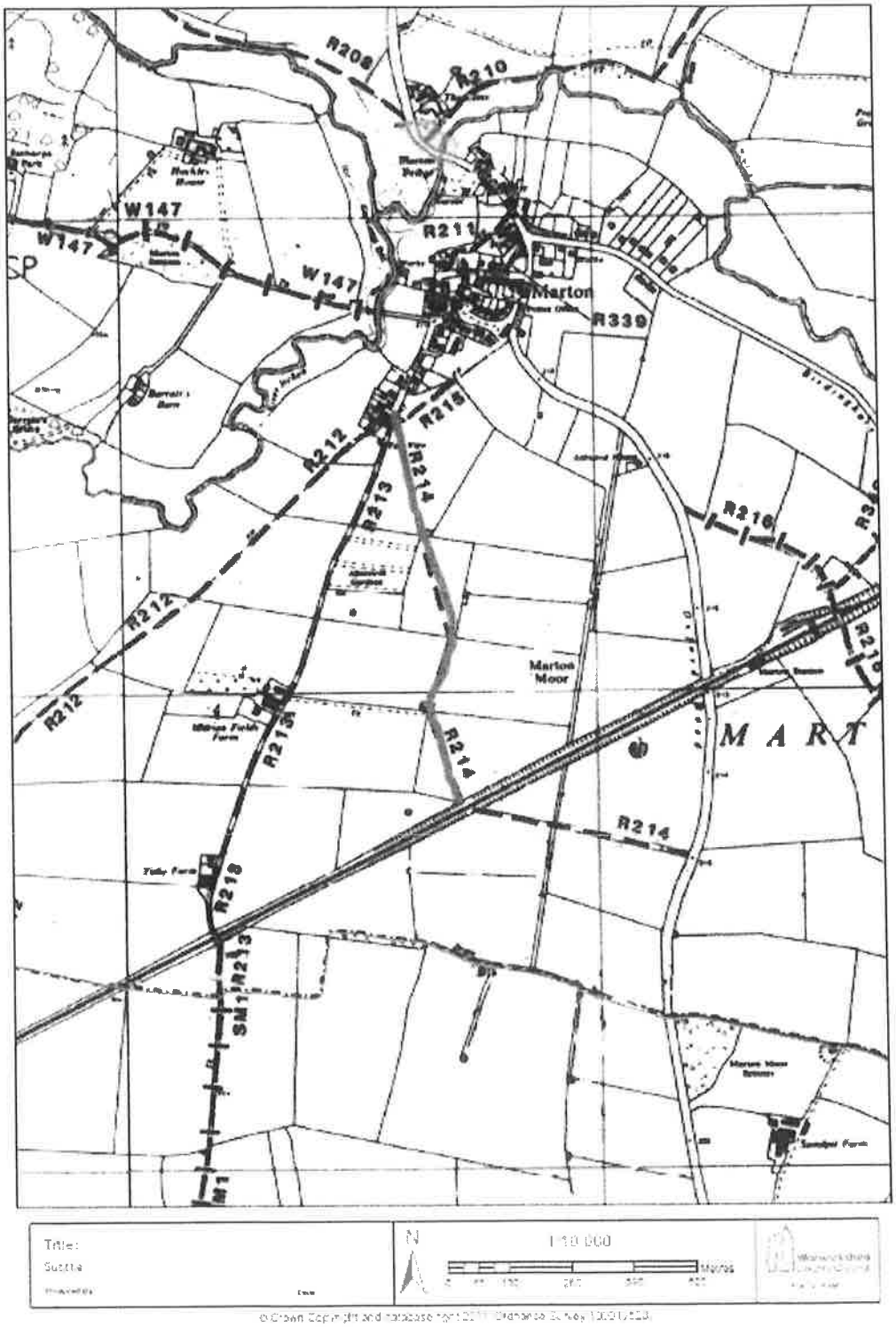
List your evidence and references (continue on a separate sheet if necessary)

1. **Warwickshire Record Office**

CR0474 BIRDINGBURY: MARTON INCLOSURE AWARD

List your witnesses (continue on a separate sheet if necessary)

N/A



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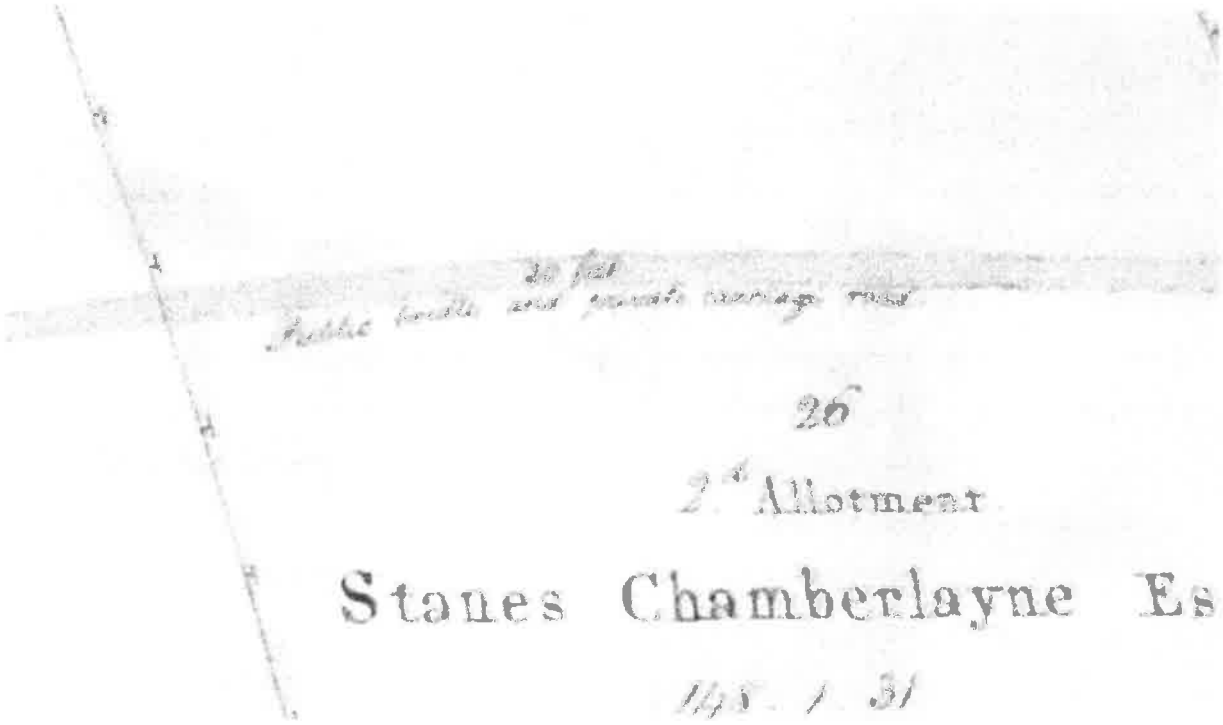
Birbury and Marton Enclosure Award 1804

Warwickshire Records Office (Ref No. CR474)

Page 3 of the award (*NB No punctuation*)

"Snowford Public Bridle Road, Private Carriage Road and Private Carriage and Drift Road Drift Road" (*unaccountable repetition*)

"One public bridle road of the breadth of thirty feet leading from the south end of the village of Marton aforesaid in a southwardly direction over the second allotment hereby made to the said Sir Theophilus Biddulph in Marton aforesaid for lands not in settlement the allotment herby made to the Reverend Thomas Morse and his successors vicars of the parish of the church of Marton aforesaid in Marton aforesaid in lieu of tithes the second allotment hereby made to Stanes Chamberlayne and the allotment made to John Wightwick Knightley esquire to a gate at the entrance into New Fields Farm in the parish of Long Itchington aforesaid which said bridle road they the said commissioners do herby order and direct shall be and remain to be used as a private carriage road by the owners and occupiers of New Fields Farm aforesaid for the time being also as a private carriage road and drift road by the owners and occupiers for the time being of the respective allotments through which the same road passes by the said Thomas Morse and his successors in respect of his glebe allotment Elizabeth Goodman in respect of the allotment hereby made to her and by the owners and occupiers of the last mentioned allotments to the said Thomas Morse and Elizabeth Goodman respectively for the time being"



Moor.
Stones Chamberlayne East
Whitemoor Field.
Ash Meadow Field.
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Warwickshire County Record Office.

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form **1a**

Application for a Modification Order (Supplementary Information)

Name: Marton Parish Council

Address clerk@martonvillage.com

The purpose of this form is to gain as much information about the route claimed as possible. Please complete the following sections in as much detail as you can.

1. Please explain why you believe the Definitive Map and Statement should be modified, for example, why you believe the route should be added to the map or should be upgraded.

Warwickshire County Council were apparently unaware of the wording of the 1804 Birdingbury/Marton Enclosure Award (see Warwickshire Record Office Reference) when drawing up the post-war Definitive Map and that R213 should have been noted as a public bridleway rather than a footpath.

2. Please describe the route carefully:

i) Start point ***Fields Farm Lane entrance from High Street Marton***
Grid Reference.....

ii) End point ***Entrance from Fields Farm Lane to the Lias Line Greenway***
Grid Reference.....

iii) Are there any gates / stiles / bridges? Please describe where (it would be helpful to mark them on a map). ***No***

iv) Can the route be used today? ***Yes, though informal notices at the Marton High Street entrance state no cyclists***

If not:

- what prevents access along the route – please mark the locations on a map.

- are you aware of when any obstruction occurred?

v) Are there are any signs / notices on the route? ***No apart from noted above***

If yes:

- please mark their location on a map.

- in what year did the notices appear?

- what do they say?

vi) What is the surface type of the route? It would be helpful to mark it on a map.

Tarmac (see Form 1)

Signed:  **Dated:** 13/5/25

Warwickshire County Council

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Wildlife & Countryside Act 1981
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form **1b**

Application for a Modification Order
(Personal Information – Contact Details)

The information on this page will not be disclosed and remains confidential.

Your personal contact details:

Full Name: Marton Parish Council c/o, Louise Hollings, Marton Parish Clerk

Home Phone Number: 01926

Work Phone Number:

Mobile Number:

Email Address: clerk@martonvillage.com

Warwickshire County Council is required under the Wildlife and Countryside Act 1985 and Public Rights of Way (Register of Applications under Section 53(5) of the Wildlife and Countryside Act 1981) (England) Regulations 2005 SI 2005 No 2461 to publish an Applications Register in paper and electronic form. The electronic form appears on the Warwickshire County Council website. The Register must contain the name and address of the applicant and a copy of the application form (Form 1). Your name and address will appear on the Register unless Warwickshire County Council is satisfied that publication of your name and address would cause substantial damage or substantial distress to you or to another person; and such damage or distress is or would be unwarranted. The signature on the application form (Form 1) will be redacted.

Do you have any objections to the publication of your name and address in the Register of Applications. YES / (NO) (please circle as appropriate)

If yes, please give reasons why.

Signed: [signature] **Dated:** 13/5/25

Warwickshire County Council

Rights of Way, Communities
PO Box 43, Shire Hall,
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Wildlife & Countryside Act 1981
Definitive Map and Statement of Public Rights of Way for Warwickshire

form 3

Certificate of Service of Notice of Application for Modification Order

To: **Warwickshire County Council**

Of: **PO Box 43, Shire Hall, Warwick, CV34 4SX**

We: Marton Parish Council

Of: clerk@martonvillage.com

hereby certify that the requirements of paragraph 2 of Schedule 14 of the Wildlife and Countryside Act 1981 have been complied with – namely that the applicant shall serve notice stating that the application has been made on each owner and occupier of the land affected by the application and that the notice is in the prescribed form (Form 2).

Signed: L Oldship

Dated: 13/5/25

This form must be completed and returned to Warwickshire County Council, Transport and Highways, Communities, PO Box 43, Shire Hall, Warwick, CV34 4SX together with a list of names and addresses (see overleaf) of all the landowners and occupiers who have been served the notice.

Please list the name and address of anyone whose land is crossed by the claimed route. Note the date you contacted them, and if possible say whether they are the owner, occupier or tenant. Where possible, explain which part of the route affects each owner/occupier - use a sketch plan if this is easier. Please continue on additional sheets if necessary. Please also note whether you have only been able to identify some owners, occupiers and tenants and whether you have contacted Warwickshire County Council for advice in such a situation.

Name: Graham Robson
Address: Tithe Barn, Fields Farm Lane, Marton CV23 9RS

Telephone Number:

Owner
Date contacted: 9 May 2025
Other relevant information:

Name: Anthony J Ellis
Address: The Tithe House, Fields Farm Lane, Marton CV23 9RS

Telephone Number:

Owner
Date contacted: 9 May 2025
Other relevant information:

Name: Darren P Brown
Address: The Old Farmhouse, Fields Farm Lane, Marton CV23 9RS

Telephone Number:

Owner
Date contacted: 9 May 2025
Other relevant information:

Name: Ian Dronfield
Address: Marton Fields Farm, Fields Farm Lane, Marton CV23 9RS

Telephone Number:

Owner
Date contacted: 9 May 2025
Other relevant information:

Name: Stephen P Taylor
Address: Fields Farm Cottage, Fields Farm Lane, Marton CV23 9RS

Telephone Number:

Owner
Date contacted: 9 May 2025
Other relevant information:

Name: Rented accommodation
Address: Tunpike Barn, Fields Farm Lane, Marton CV23 9RS

Telephone Number:

occupier
Date contacted: 9 May 2025
Other relevant information:

Name: Marcel West
Address: Marton Moor House, Fields Farm Lane, Marton CV23 9RS

Telephone Number:

Owner
Date contacted: 9 May 2025
Other relevant information:

Name: Shona Westrope
Address: Middlemuir, Fields Farm Lane, Marton CV23 9RS

Telephone Number:

Owner
Date contacted: 9 May 2025
Other relevant information:

Name: Fergus Pollock
Address: Fair View, Fields Farm Lane, Marton CV23 9RS

Telephone Number:

Owner
Date contacted: 9 May 2025
Other relevant information:

Name: Kevin Potter
Address: Genberoso, Fields Farm Lane, Marton CV23 9RS

Telephone Number:

Owner
Date contacted: 9 May 2025
Other relevant information:

Name: Linda Deeley
Address: Field Cottage, Fields Farm Lane, Marton CV23 9RS

Telephone Number:

Owner
Date contacted: 9 May 2025
Other relevant information: