


EA ref. NB claim 18



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

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

Applicant's Full name *Ramblers Association (Warwickshire Area)*
 Address *c/o S G Wallgrove*
26 Priory Road
 Town *Warwick* Postcode *CV34 4NA*
 Daytime Tel: _____ Date of Birth _____
 Occupation _____

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.....*28316502*.....Finish.....*28216492*.....

Description :
From NB claim 17 in St Nicholas Park, along north edge of carpark then to north of carpark then along north edge of St Nicholas churchyard, to St Nicholas Church Street, with short branch giving second access to St Nicholas Church Street

Signed: *S G Wallgrove*
 Claim No. _____

Office use only

Date: *12/11/01*

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 _____ (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 ?

Subject of Highways Order 1818 (not confirmed)
+ shown as adopted on highway records

List your evidence and references

see attached typed sheet

Ref. WBClaim18Nov01.1

Route: from WBClaim17 along north edge of carpark then to north of carpark, then north edge of St Nicholas churchyard to St Nicholas Church Street, with short branch giving second access to St Nicholas Church Street

Evidence

All references are to documents held by the County Record Office.

1) St Nicholas Inclosure Award 1773 (QS75/123): states that all rights of way are to remain through the (then) St Nicholas Meadow since are not enclosed.

2) Extinguishment Order 1818 (CR1618/W7/46 + articles in The Warwick Advertiser): attempt to close this route, but not confirmed due to errors in the lengths and described as one path with two entrances on to St Nicholas Church Street.

3) Deposited railway plans QS111/200, /199 + /196 all show route, but are not within scheduled area and, therefore, are not listed in Books of Reference

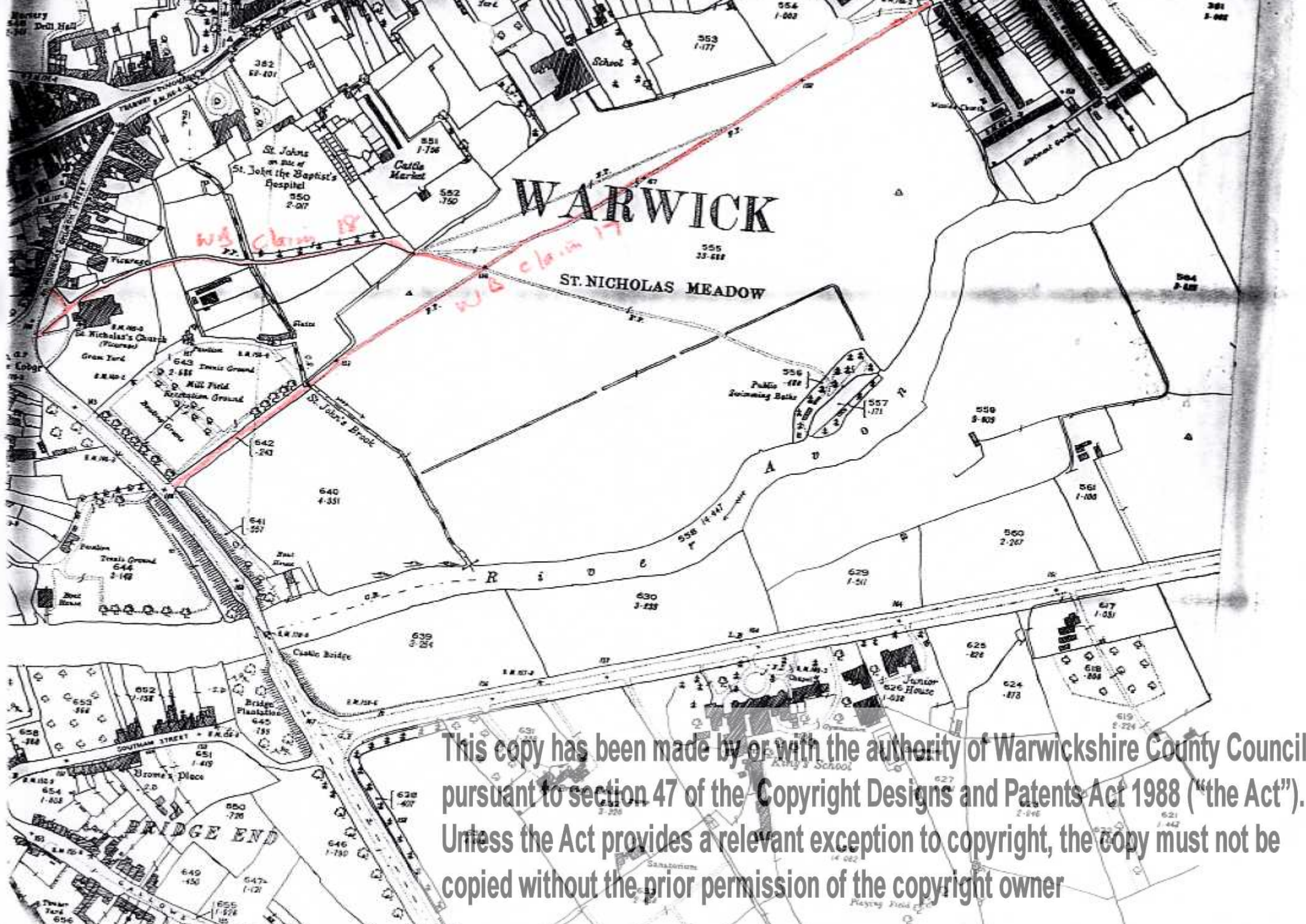
4) Board of Health Map 1851: shows whole path, with branch

5) Corporation Minutes 1902-1905 (CR1618/W22/14 p.467): states that footpath through St Nicholas Churchyard to be repaired by the Council (Streets Committee Report to Council 10 October 1905). This confirms highway status since liability to maintain accepted by Council.

6) Land for St Nicholas Park acquired under Warwick Corporation Act 1928 (18+19 George V Chapter 35)

7) Plan of proposed park formally deposited with Clerk of the Peace 30 November 1927 (QS111/628(part)): shows park area, with paths and ownership boundary. Based on OS map.

8) Route, with branch, shown as adopted/maintainable on Highway Authority plans.



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