

Ref: DefMapSch7Jul02.1

Schedule 7

Form of Application for Modification Order

Wildlife and Countryside Act 1981

Title of Map: Warwickshire Definitive Map

To: Countryside Recreation, Warwickshire County Council

Of: Unit 11, Montague Road, Warwick CV34 5LW

We, The Ramblers Association, Warwickshire Area
c/o S. G. Wallsgrove, Area Footpath Secretary, 26 Prioory Road, Warwick CV34 4NA
hereby apply for an order under section 53(2) of the Wildlife and Countryside Act 1981
modifying the definitive map and statement for the area by :

~~[deleting the [footpath][bridleway][byway open to all traffic]
from:
to:]~~

[adding the [footpath][bridleway][byway open to all traffic]
from: Barrowfield Lane (K17) (OS ref. SP 286 716)
to: The Square, Kenilworth (OS ref. 28 7717)]

~~[upgrading][downgrading] to a [footpath][bridleway][byway open to all traffic] the
[footpath][bridleway][byway open to all traffic]
from:
to:]~~

~~[varying][adding to] the particulars relating to the [footpath][bridleway][byway open to all
traffic]
from:
to:
by providing that:]~~

and shown on the map accompanying this application.

We attach copies of the following documentary evidence (including statements of witnesses)
in support of this application:

List of documents: see attached, typed, statement

Dated: 28/8/02

Signed: S G Wallsgrove

Statement of Evidence

1) The route is first mentioned in an Extent of 1591 (County Record Office ref. CR576/1) where the entry for the 84th free tenant (now 16-28 The Square) describes the abuttals as :- on the East, the Kings Way (regiam viam); on the West, Barrow Lane; on the North, the land of Lawrence Clark senior, and on the South, the Kings Way (viam regiam).

2) the deeds for 30-42 The Square (County Record Office ref. CR309 Box 3 Bundle 8) (28 deeds, 1704-1887) includes 3 deeds of 1826 and 1831 which have the same property description. This description says the property was subject "to the public footway or passage of width 4 feet as now set out from Castle End over and along the north side of the said ground late used as a yard and garden and pingle to a gate at the north-west corner of the last mentioned piece of land".

3) The route is labelled as "Footpath" on the Board of Health Map of c. 1877

4) The route is shown on all large scale Ordnance Survey maps

5) The route is shown as being maintainable on the map of the list of streets kept by the District Council as agents for the Highway Authority.

6) The route has a well maintained tarmac surface, with street lights, and is heavily used by the public.

25/8/02

Ref. DefMapSch9Jul02.1

Schedule 9

Form of Certificate of Service of Notice of Application for Modification Order

Wildlife and Countryside Act 1981

Title of Map: *Warwickshire Definitive Map*

Certificate of Service of Notice of Application for Modification Order

To: *Warwickshire County Council, Countryside Recreation*
of: *Unit 11, Montague Road, Warwick CV34 5LW*

We, the Ramblers Association, Warwickshire Area
c/o S. G. Wallgrove, Area Footpath Secretary, 26 Priory Road, Warwick CV34 4NA

hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife and
Countryside Act 1981 have been complied with.

~~Are unable to comply with the requirements of paragraph 2 of Schedule 14 for the following
reason(s):-~~

Dated: *28/8/02*

Signed: *S.G. Wallgrove*

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