



Warwickshire
County Council

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

form

C

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 *Ramblers Association (Warwickshire Area)*
Address *c/o St Wallsgrove*
20 Priory Road
Town *Warwick* Postcode *CV34 4NA*
Daytime Tel: _____
Occupation _____ Date of Birth _____

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..... *SP 27476600* Finish..... *27606690*

Description :

From Cape Road east along north side of canal to OS ref. SP 27666612 then north to Priory Hill and Warwick Bypass then continuing generally north to end of cul-de-sac open gate by Cape Road. First part stoned then remainder earth surfaced beside stream

Signed: _____
Claim No. _____

St Wallsgrove

Office use only

Date: *21/9/03*

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?

This is an ancient lane which has been used for recreational walking for many years

List your evidence and references

see attached, typed, statement of evidence

The statement forms are by :-

Marilyn Lowe

John Maxley

Joan + Stanley Coles

Frances Billings

Steven Wallgrave

George Jack

Patricia Pegrall

Frank Billings

Dennis Freeman

Statement of Evidence

1) This route, known as Rosy Lane, leaves the north end of Cape Road (at what was Wedgnock Lane) and goes east between the north side of the canal and the southern edge of the old Wedgnock Deer Park to a stream. It then goes generally north with the stream on the east side and a tall, overgrown, hedge on the west side.

2) The earliest estate map, of 1652 (County Record Office Z193(L)), shows the whole route, which is labelled as "Green Lane", with the north end turning across the stream as if continuing towards Woodloes. (This is believed to be the ancient road to Woodloes, before Woodloes Lane, off the Coventry Road, was created.)

3) All the subsequent estate maps also show the lane, including those for the old Deer Park (1750 (Z204/6) and 1836 (Z276/6(U)) and the town as a whole (1788 (Z122(U)) and 1806 (Z276/2(U)).

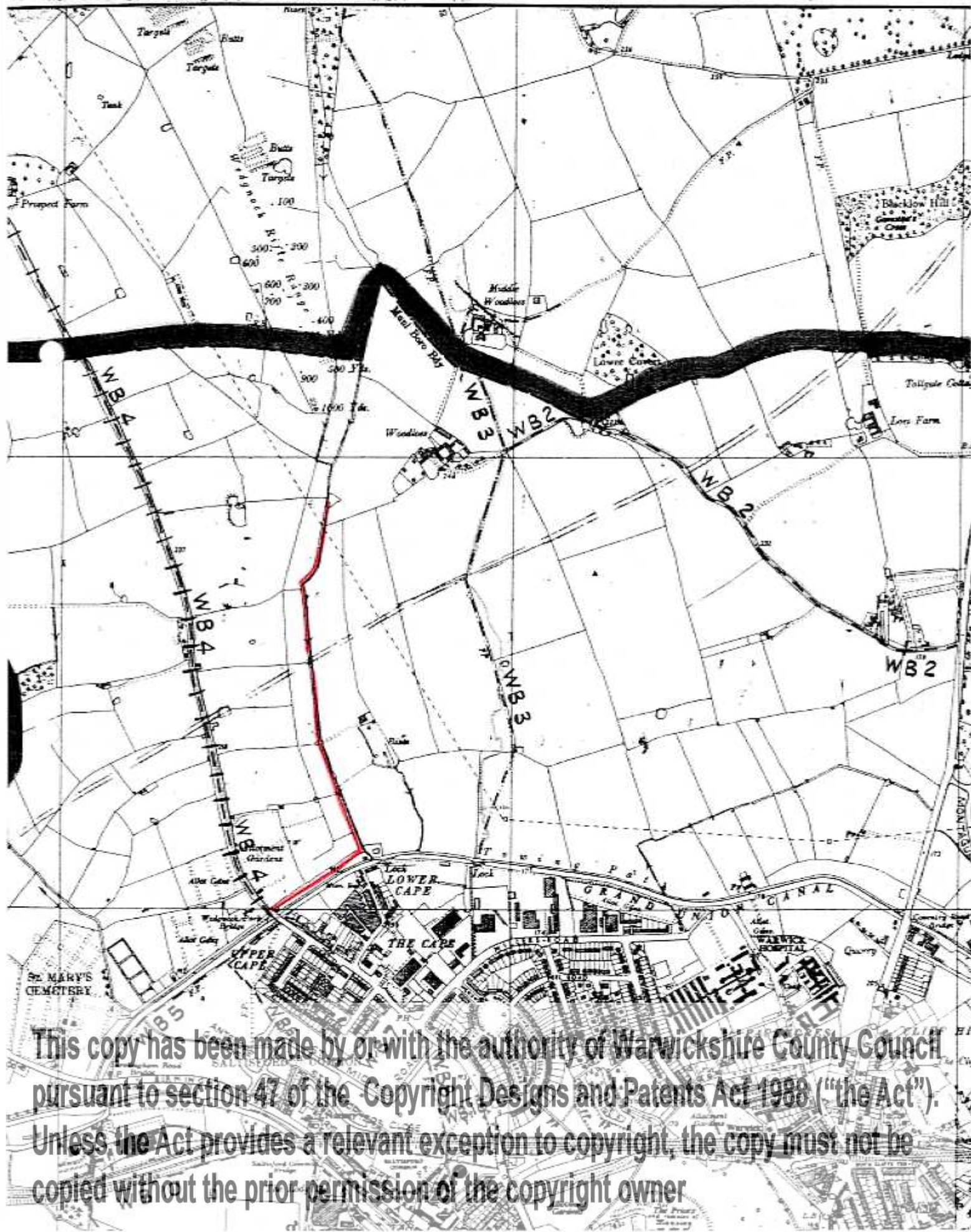
4) The large scale Ordnance Survey maps, from the first edition of 1887 onwards, also show the track.

5) Use of the whole length of the track, however, was curtailed in 1967 with the construction and opening of the Warwick Bypass. Statements from 9 local residents, collected in 1976, show that the route was in use by the public, for recreational purposes. (Originals enclosed)

6) The fact that the track was well known is confirmed by the Minutes of the former Warwick Borough Council for 1929/1930 which, even then, referred to it as "Rosy Lane" (CR1618/W22/23 p.123 Minute 598). This Minute, in fact, confirmed the acquisition by the Corporation of all rights in the lane, and the purchase of the common rights, from the commoners of St Nicholas Parish.

7) The whole route is owned by Warwick District Council, both north and south of the Warwick Bypass, who have recently cleared and reopened the southern end. The route south of the bypass appears to be in use by the public.

WARWICK



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