

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 Priory 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: south end of K17, Kenilworth (OS ref. 287715)

to: Roseland Road (OS ref. 290711) via K33]

~~[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: SA Wallsgrove

Statement of Evidence

- 1) The route from Borrowell Lane south-east to Roseland Road (including path K17 and the original line of K33) has its origin as the rear access to the 11th Century newtown founded on the south-west side of the present Square/Warwick Road. (See Kenilworth 1086-1756 by S. G. Wallsgrove)
- 2) The K17 part is described in an Extent of 1591 as "Barrow Lane" (County Record Office ref. CR576/1: 84th free tenant), with the sections to the south being called Barrow Field Lane, Fennyland Lane, and Buckingham Lane.
- 3) The Estate Map of 1692 (County Record Office ref. CR143/1) shows the south end, by St Johns Street, and labels it as "Fennyland Lane".
- 4) The Board of Health Map of c.1877 labels the part by Barrow Road as "footpath".
- 5) The route is shown, and labelled, on all large scale Ordnance Survey maps
- 6) The whole route, including K17 and K33, has a well maintained tarmac surface with street lights and 'no cycling' notices.
- 7) The whole route is shown on the map of the list of streets kept by the District Council as agents for the Highway Authority as a route maintainable at public expense.
- 8) The whole route is well used by the public.
- 9) It is considered, therefore, that this evidence shows that the parts of this ancient route not recorded as a public path are part of a single route with K17 and K33.

RA ref - KClaim 1

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*

of: *Unit 11, Montague Road, Warwick CV34 5WV*

We, the Ramblers Association, Warwickshire Area
c/o S. G. Wallsgrove, 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):

no known landowners

Dated: *28/8/02*

Signed: *S G Wallsgrove*

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