



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

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Environment & Economy
 PO Box 43, Shire Hall,
 Warwick, CV34 4SX

**Application for Modification Order
 to ADD a Route to the Map**

Applicant's Full name PETER MILES CHRISTOPHER
 Address KNOTTS COTTAGE, BRIDGE STREET, TENNY COMPTON

Town SOUTHAM, WARWICK Postcode CV47 2XY

Daytime Tel: 01295 770 131 Date of Birth 14/06/47
 Occupation RET. COACH C.I.

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. SM140 Public footpath
 * 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..... 4178 5235 Finish..... 4214 5260

Description :
from the corner of Memorial Road & Church Street, Tenny Compton through the ancient iron kissing gate between the Dasset School & the Old Reading room for about 150 yards across the grass field gifted in perpetuity to the children of school age, of Tenny Compton; to play on out of school hours but also currently used as the school playing fields for

Signed: _____ Date: _____
 Claim No. _____ Office use only

the Dasset School, to a newly erected bridge type gate leading onto Mill Lane, down the bank & behind the houses on Station Road to emerge 700yds south west of the Railway Bridge on Station Road.
 Please see overleaf
 5/1/01

Briefly, why do you believe this route is a public right of way?

- 1) Warwickshire County Council described it as such in 1960 (see Statement Accompanying Definitive Map for Southern Rural District Survey of Public Paths under National Parks & Access to the Countryside Act, 1949, published by WCC in June 1960 & also see Accompanying Definitive Map of that date)
- 2) Use by me of this route (unencumbered until Sept 2009) over 38 years
- 3) Knowledge of witnesses who have similarly used this path for even longer (see Witness Statements)

List your evidence and references

- 1) Published evidence of Warwickshire County Council of 1960 as above.
- 2) Ordnance Survey Maps of 1886 & 1906 show SM 140 as a footpath
- 3) Warwickshire County Planning Officer's map (Ref SM/DSS/2/12) of July 1969 showing they regard this as "a major footpath" within the Conservation Area and awareness of the fact the County Education's plans for the extension of the Dasset School also show the path as a public footpath & that none of the consulted heads of school objected to this footpath at the time
- 4) Letter from Warwickshire Parish Paths Liaison Officer 09/01/1997 (ref CS/P3/JK) para 3 describing SM 140 omission from the Definitive Map after 1991 as "a drafting error and was never subsequently noticed"
- 5) Letter from Ferry Capton Parish Council to me dated 31/1/1997 confirming that the parish clerk, Lona Aldrich had had a phone conversation with the PL Liaison Officer, James Proctor stating "the path across the playing field was left off the definitive map in error"

WITNESS STATEMENTS: Jan ^{Ten M} ~~Eden~~ long lived villagers who used this path
copies of all maps & correspondence have been sent to the W.C.C. in the past. Copies can still be obtained if needed!!
please add a separate sheet if you need more space

