

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 S A Wolleygrove*
76 Priory Road
 Town *Warwick* Postcode *CV34 0NA*
 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.....*SP 226485*.....Finish.....*SP 225482*.....

Description :

*From north-east end of SD 62 east (by the bank)
 then south-east then generally south-south-west
 to the first branch to Crickate road*

Signed: *S A Wolleygrove*
 Claim No. _____

Office use only

Date: *3/8/05*

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 ?

The route is shown on all the estate maps and the T. the Maps

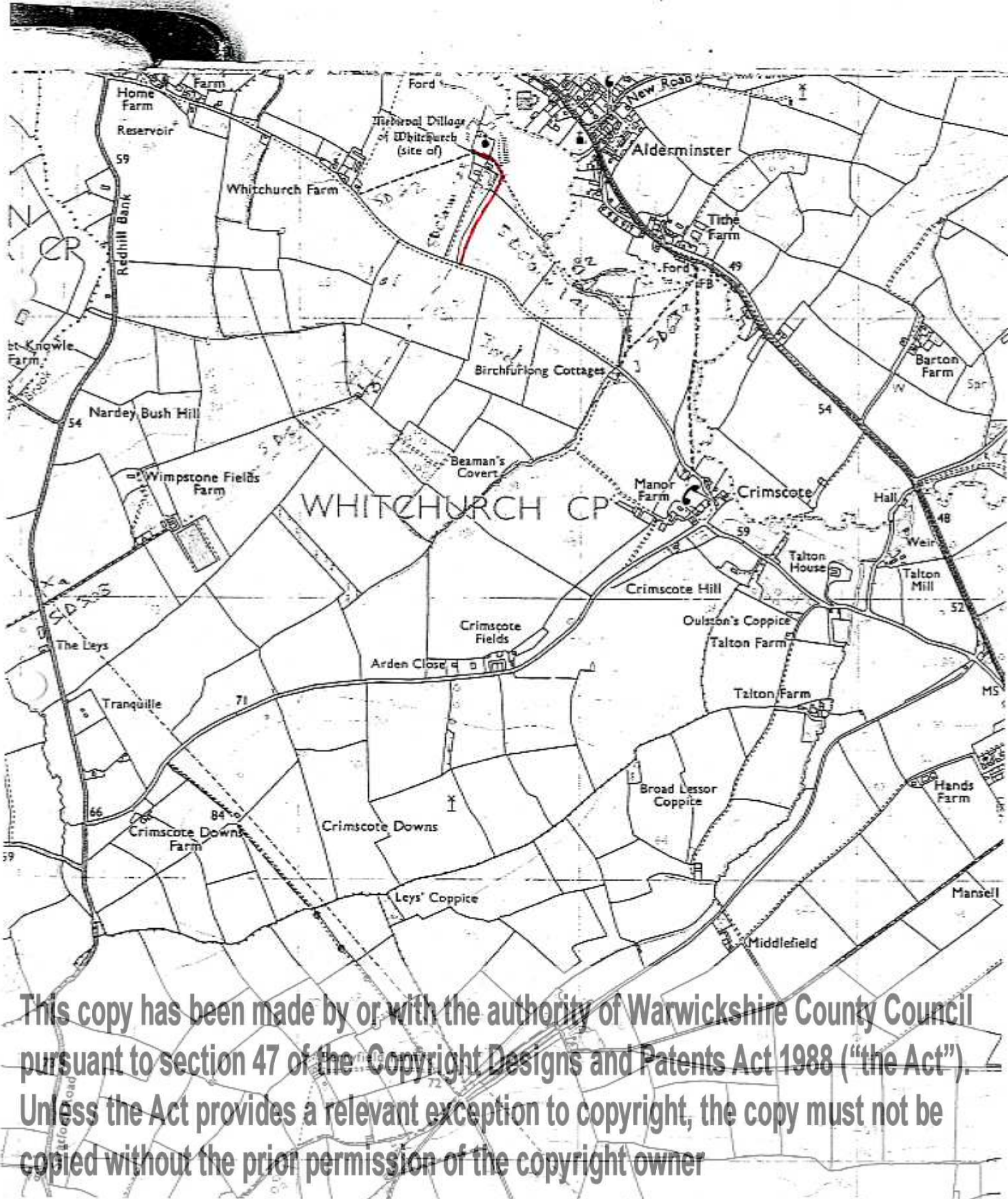
List your evidence and references

see attached report statement of evidence

please add a separate sheet if you need more space

Statement of Evidence for RA ref. SD Claim143 (Whitchurch)

- 1) This route is first shown on a map of the estate of Richard Mariett in 1725 (County Record Office Z145(u)) which is described as a "True Survey of Inclosures at Whitchurch". It shows, and describes, the route as a "lane 1a 2r 29p" which went from the Crimscote road to the church, and was separate from the adjoining fields.
- 2) The 1810 estate map of Wimpstone and Crimscote (CRO CR936 (on shelf)) shows the route as a hedged road labelled "lane" with its area (up to the farm) given as 0a 1r 22p. The map shows the (presumed) hard surfaced central track coloured, as on all other roads, almost all of these roads now being accepted as being public roads.
- 3) The Tithe Apportionment Map of 1842 (CR569/261) shows the same route, also coloured, as with all other roads, and again separated from the adjoining fields. The lane, as with all other public roads, is left unnumbered as not being subject to tithes.
- 4) The Inclosure Award of 1869 (OS75/127) does not cover this area but is relevant since the awarded path to the south (an extended line of SD308 and our claim reference SD Claim 144), was specifically "set out for the Parishioners of Whitchurch to go to and from their Parish Church". This present claim is the direct continuation of that path which is very unlikely to have been described in that way if this route was not public since, otherwise, they could not reach the church, other than by a long detour.
- 5) The altered Tithe Apportionment Map of 1873 (CR569/262) also shows the road, but only with a solid line on the east side. The road is, again, not mentioned in the Book of Reference since it was not liable to tithes, thereby confirming its public status, the same as all other roads which are now accepted as being public.
- 6) The Ordnance Survey 6 inch map (first edition, 1884) sheet 50NE shows a line of trees on the west side of the track shown on the 1873 Tithe map, thereby confirming that the lane was formerly enclosed. The present access road lies to the west of this old road.
- 7) There is no local documentation for the parish from the 1910 Finance Act.
- 8) There are no records of the road ever being closed, either at Quarter Sessions or subsequently.



This copy has been made by or with the authority of Warwickshire County Council pursuant to section 47 of the Copyright Designs and Patents Act 1988 ("the Act"). Unless the Act provides a relevant exception to copyright, the copy must not be copied without the prior permission of the copyright owner