



Warwickshire
County Council

Planning Transport & Economic
Strategy, PO Box 43, Shire Hall,
Warwick, CV34 4SX

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

form

C

Application for Modification Order to ADD a Route to the Map

Applicant's Full name *Ramblers Association (Warwickshire Area)*
Address *c/o SA Wallgrove*
26 Priory Road
Town *Warwick* Postcode *CV34 4NA*
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.....*S.P.448518*.....Finish.....*S.P.447519*.....

Description :

*From the north end of SM 204 around the west
end of Warmleighton Reservoir to the south
end of E 2998*

Signed: *SA Wallgrove*
Claim No. _____

Office use only

Date: *28/10/09*

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 ?

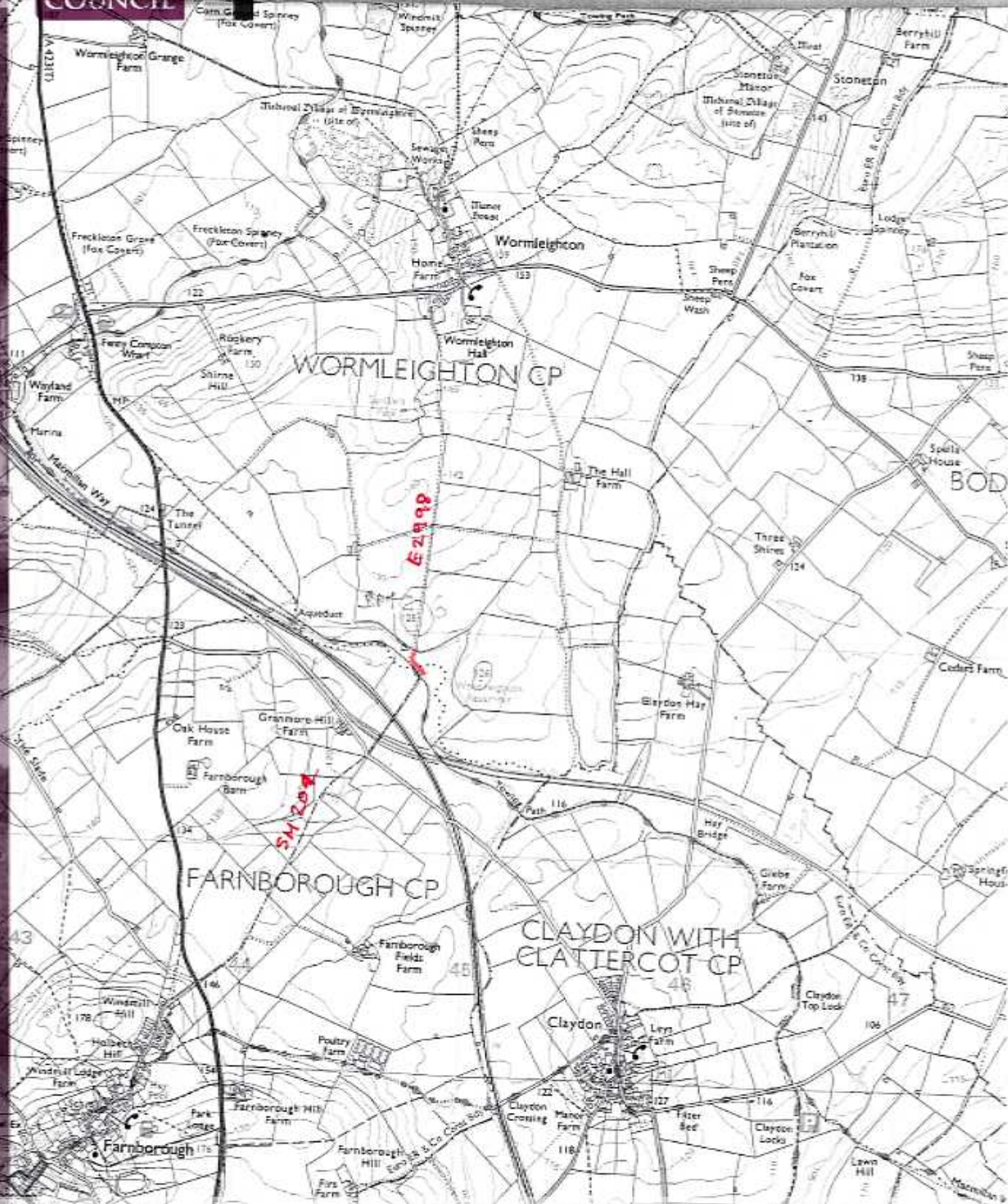
This is the missing link between
SM204 and E2998, which forms
a single, continuous, route

List your evidence and references

see attached, typed, statement of
evidence

Statement of Evidence for Southam Claim No. 6

- 1) The earliest estate map, dated 1634 (County Record Office ref. Z176/1(u)), does not show the route.
- 2) The estate map of 1734 (Z176/2(u)), however, shows E2998 and SM204 as a continuous road, labelled "To Banbury", over the canal. The reservoir is not shown. The labelling of the placename suggests that the route, as a whole, was public.
- 3) The canal plan of 1777 (Z176/3(u)) includes an inset, but does not show the route, although it appears to be between Upper Banbury Field and Lower Banbury Field on Earl Spencers estate.
- 4) The estate map of 1779 (Z176/4(u)) shows E2998 across the canal with a label "Bridle Road from Wormleighton to Cleydon" added by hand. SM204 has an original label "From Banbury".
- 5) The earliest deposited railway plan is 1836 (QS111/99). This shows E2998 (to the canal) as the 3rd entry in Wormleighton, and the Book of Reference lists it as "Road from Wormleighton to Claydon", with no owner. SM204 is listed as the 19th entry in Farnborough where it is also shown as going to the canal and is simply referred to as "Road", again with no owner. The description of E2998 clearly shows that the route was continuous, despite the apparent gap at the canal.
- 6) There are two deposited railway plans in 1844. The first (QS111/142) shows SM204 as the 16th entry in Farnborough, where it is labelled as "Parish Road". The owner is given as the Surveyor of Highways, with no occupier.
- 7) The second plan (QS111/147) labels SM204 as "Bridle Road" on the map and shows it as being a continuous route to E2998.
- 8) An estate map of 1856 (Z176/5(u)) labels E2998 as a "Bridle Road" "from Cleydon", although the map does not go as far as the canal.
- 9) The last railway plan is from 1863 (QS111/262) and shows SM204 as "Public Bridle Road and occupation road" owned by the Rev. C. Girdlestone and the Surveyor of Highways.
- 10) The route of E2998 and SM204 is shown as being continuous on all Ordnance Survey maps, and this is supported both by being shown as such on some of the above maps and by the written descriptions of the termination points of the route.



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