



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 *do 5 a Wallsgrove*  
*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.....Finish.....

Description :

*from Wasperton House, Wasperton north west to the  
River Avon and SD312  
unsurfaced track*

Signed:   
Claim No. 

Office use only

Date: *1/8/03*

**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 ; *No known or pr*
- ◆ 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 described as a road on the  
Title Apportionment map and is the link  
to SD312 (via a ford)

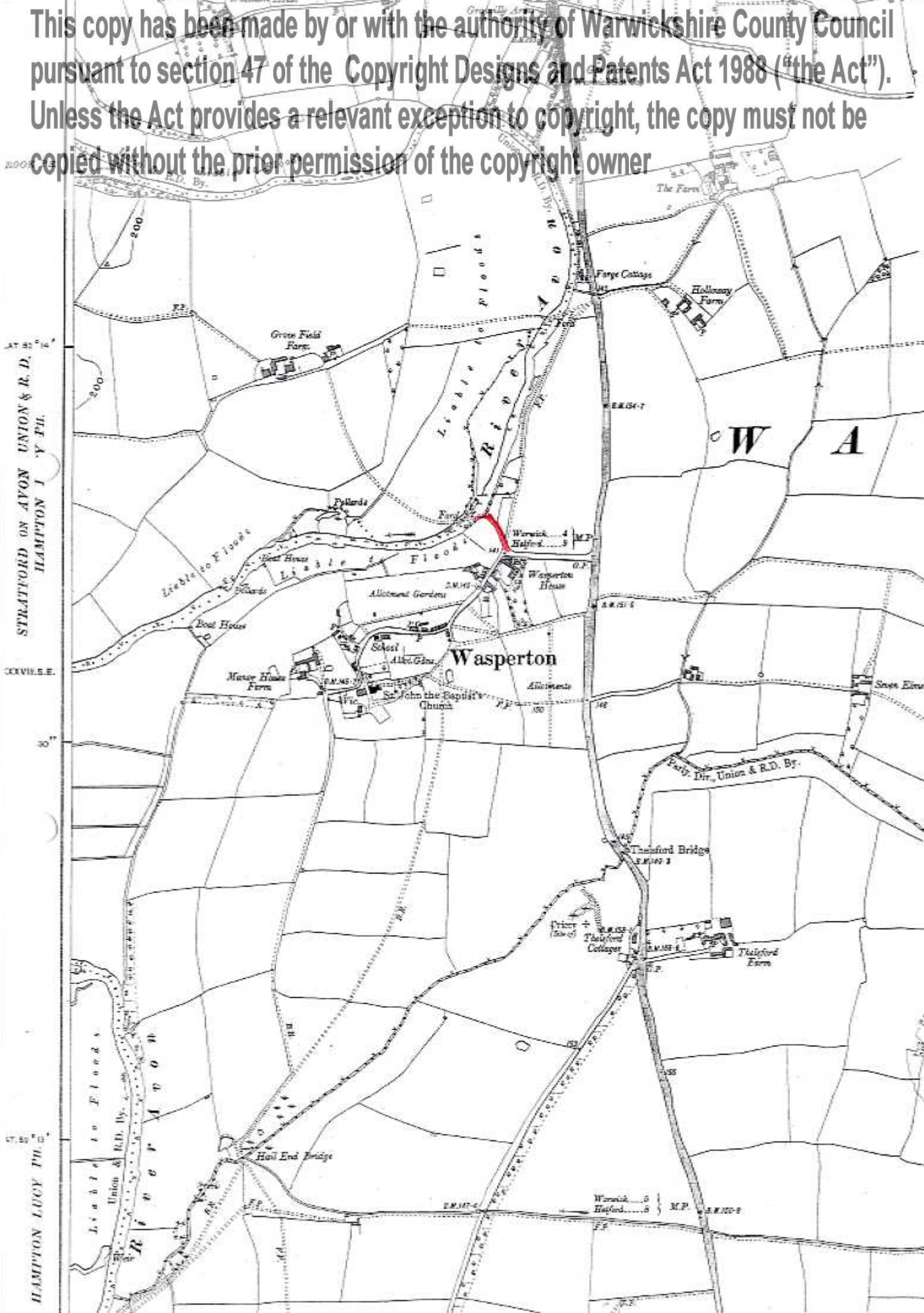
List your evidence and references

see attached, ~~typed~~ typed, statement

Statement of Evidence

- 1) This route forms the missing link between path SD312, in Hampton Lucy parish, and the accepted road at Wasperton House. The fact that SD312 is already recorded on the Definitive Map, and is shown on the Ordnance Survey maps as continuing out of the parish, clearly implies that the remainder of the route, in Wasperton, must also be public since the route does not stop as a particular public place.
- 2) The route is shown on the 1<sup>st</sup> edition of the Ordnance Survey one inch to one mile map of 1831 as an integral part of the road network, crossing the river by way of the ford labelled and shown on later maps.
- 3) The Tithe Apportionment map of 1841 for Wasperton (County Record Office CR569/256) also shows the route as part of the road network. It is identified on the map as parcel 219 and is described in the Book of Reference, under "Roads and Wastes", as "Ford Lane and waste at the River Avon". It comprised 1 rood 13 perches and, as with all the other roads accepted by the Highway Authority, was not liable to tithes.
- 4) The route is shown on all subsequent Ordnance Survey maps, up to the present day.
- 5) The route is shown as being excluded from the adjoining hereditaments on the maps prepared under the 1910 Finance Act thereby showing that it was outside those ownerships and part of the highway network.
- 6) The road does not form part of the adjoining land ownership, as demonstrated by the ownership information on planning applications.
- 7) The route has been used by the public and 5 statements from elderly residents, all obtained in 1977, support this claim. (See RA refs. I43 to I47)

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STRATFORD ON AVON UNION & R. D.  
HAMPTON 1 V. PH.

CCXV. S. E.

HAMPTON LUCY PH. II.