Ref. DefMapSch7Jul02.1

Schedule 7

Form of Application for Modification Order

Wildlife and Countryside Act 1981

Title of Map: Birmingham Definitive Map To: Transportation Stoategy (Development Section), Birining has City Council 1 Lancaster Circus, Queausway, Birmingham BA 7DQ 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 traffie] from:] to: [adding the [footpath][bridleway][byway open to all traffic] fromta) May swood Close to Schnieus bruve to: (b) Schnieus bruve to Upper Close 1 [upgrading][downgrading] to a [footpath][bridleway][byway open to all traffic] the [footpath][bridleway][byway open to all traffic] .from: 1 to: [varying][adding to] the particulars relating to the [footpath][bridleway][by way 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, type, statement of evidence

Dated:

12/6/08

Signed:

Shwallywove

Ref. DefMapSch8Jul02.1

Schedule 8

Form of Notice of Application for Modification Order

Section 53(3) of, and schedule 14 to, the Wildlife and Countryside Act 1981	
Title of Map: Birmingham Definitive	Kap
To: Berningham City Council	
of: 1 Laneastor Circus, Queausway,	Biriningham BA7DQ
We, The Ramblers Association, Warwickshire Area c/o S. G. Wallsgrove, Area Footpath Secretary, 26 Priory Road, Warwick CV34 4NA hereby give notice that on: 12608 We made application to the: Remainder Council that the definitive map and statement for the area be modified by	
[deleting the [footpath][bridleway][byway open to a from:	ll traffic]
to:	1
[adding the [footpath][bridleway][byway open to all from: (a) Mayswood Close to Simmons bruse to Uppor	traffic] Drivê Close
-[[upgrading][downgrading] to a [footpath][bridleway][byway open to all traffie] the[footpath][bridleway][byway open to all traffie], frem:	
to:]
[[varying][adding to] the particulars relating to the [traffic] from:	footpath][bridleway][byway open to all_
to: by providing that:]
Dated: 12 6 (8	
Dated: 12 6 (8 Signed: Sawallagraw	

Ref. DefMapSch9Jul02.1

Schedule 9

Form of Certificate of Service of Notice of Application for Modification Order

Wildlife and Countryside Act 1981

Birmingham Definitive Map Title of Map:

Certificate of Service of Notice of Application for Modification Order

To: transportation Strategy (Development Section), Birmingham City Council

1 Lancaster Circus, Oneensway, Birmingham BA 760 of:

We, the Ramblers Association, Warwickshire Area c/o S. G. Wallsgrove, Area Footpath Secretary, 26 Priory Road, Warwick CV34 4NA

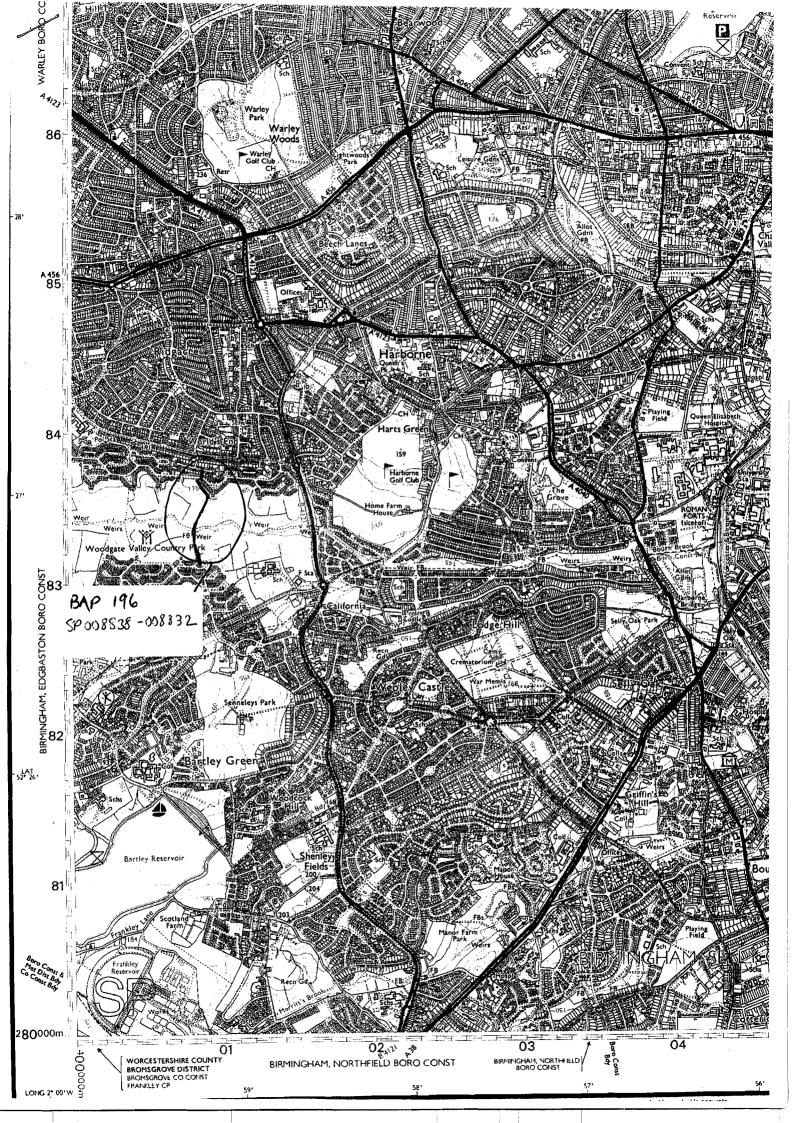
hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife and Countryside Act 1981 have been complied with.

Are unable to comply with the requirements of paragraph 2 of Schedule 14 for the followingreason(s).

Dated:

Signed:

12/6/8 Sawallypove



BAP196Jun08

Statement of Evidence for Path Claim BAP 196

- The path is first recorded on the map with the Northfield Tithe Apportionment of 1840, which is held by the City Council in the Central Reference Library.
- Part of the route is shown on the deposited plans for the then proposed Birmingham and Halesowen Junction Railway 1871, the Book of Reference describing parcel 27 in Northfield parish as "Grass field and public footpath", with the owners including the Surveyor Highways. (The plans and Book of Reference are held by Warwickshire County Record Office at QS111/309.)
- Part of the route is also shown on the deposited plans for the then proposed Birmingham, Harborne and Kidderminster Railway 1888, the Book of Reference describing parcels 82 and 83 in Northfield parish as being "Pasture field and public footpath". (The plans and Book of Reference are held by Warwickshire County Record Office at QS111/447.)
- The whole route is shown on the first edition (1880's) of the Ordnance Survey 6 inch map.
- The northern end of the path was closed by diversion onto Gorsy Road, with a short link onto the remaining part of the path south onto Quinton Road West, by a Quarter Sessions Highways Order which has a Certificate of Completion dated 21 May 1936. (The Order is held by the City Council in the Central Reference Library at QS/B/21/2 (Box 15, item 53).)
- The section of the path south from Quinton Road South to Mayswood Grove, and across Simmons Drive, was diverted by a Quarter Sessions Highways Order with a Certificate of Completion dated 13 November 1939. The plan includes a link from Mayswood Grove to Simmons Drive and shows the route continuing south to Upper Close. (The Order is held by the City Council in the Central Reference Library at OS/B/21/1 (Box 14, Bundle 1, item 13).)
- 7 The path is recorded on the (undated) City Council map of public rights of way.
- 8 The path has a good tarmac surface with signposts, a kissing gate at the south end, and modern street lighting at the north end.
- It is considered, therefore, that it is reasonable to allege that the route subsists as a public footpath and should be recorded as such on the Definitive Map.