



APPLICATION FOR A MODIFICATION ORDER

To amend the Cumbria County Council Definitive Map and/or Statement within the Lake District National Park under the Wildlife and Countryside Act 1981



To: Rights of Way Officer, The Lake District National Park Authority, Murley Moss, Oxenholme Road, Kendal, Cumbria, LA9 7RL

I/We: J.S. PIERMILLS, ON BEHALF OF CUMBRIA TRF GROUP (insert your name)

Of: PO Box 36, SETTLE, N. YORKS, BD24 0WZ (insert your address)

hereby apply for an order under section 53(2) of the Wildlife and Countryside Act 1981 modifying the definitive map and/or statement for the area by:

(choose appropriate section and give grid references if possible * Please delete as appropriate)



(a) Deleting the footpath/bridleway/byway open to all traffic* which runs

From:.....

To:.....

(b) Adding the footpath/bridleway/byway open to all traffic* which runs

From:.....

To:.....

(c) Upgrading/Downgrading the footpath/bridleway/byway open to all traffic* which runs

From: SEE ACCOMPANYING SHEET, WHICH

To: LISTS THE BRIDLEWAYS FOR WHICH DMMS ARE REQUESTED

to a footpath/bridleway /byway open to all traffic *

(d) Varying/adding to* the particulars relating to the footpath/bridleway/byway open to all traffic*

From:.....

To:.....

By providing that.....



I/We attach copies of the documentary evidence [including statement of witnesses] in support of this application as listed overleaf.

Signed J.S. Piermills [Applicant(s)] Date 14/10/05 (ON BEHALF OF CUMBRIA TRF GROUP)

Notes

For historical evidence it is essential to know the date, author, purpose and present whereabouts of the documents listed. Please give as much information as possible.

For statements by witnesses, a form is available from the National Park Authority which suggests the relevant questions to be addressed.

Documentary Evidence in support of application (including witness statements).

SEE ACCOMPANYING SHEET



Other Relevant Information



I/We enclose with this application:

- A map clearly showing the route(s) referred to in this application at a good scale
- Copies of documentary evidence (including statements from witnesses) to support this application, as listed above.
- A completed form to certify that I/we have served notice on all landowners and occupiers affected by this application (FORM C), or a letter explaining why I/we have been unable to ascertain the landowners/occupiers affected by this application and that identifies the steps I/we have taken to find this information (FORM D).

DUE TO THE URGENCY OF SUBMITTING THESE CLAIMS, WE REQUEST THAT THE LDNPA WILL ACCEPT WITNESS STATEMENTS AND LANDOWNER NOTIFICATION AFTER IT HAS BEEN ABLE TO NOTIFY THE CLAIMANTS THAT IT IS ABLE TO ACCEPT THE CLAIMS, AND PROCESS THEM

JSP

(ON BEHALF OF CUMBRIA TRF GROUP)



CERTIFICATE OF SERVICE OF NOTICE OF APPLICATION FOR MODIFICATION ORDER



To amend the Cumbria County Council Definitive Map and/or Statement within the Lake District National Park under the Wildlife and Countryside Act 1981

To: The Rights of Way Officer
Lake District National Park Authority
Murley Moss
Oxenholme Road
Kendal
Cumbria
LA9 7RL

I/We, JS PIGGILLS, ON BEHALF OF CUMBRIA TRF GROUP (insert your name)
Of PO Box 36, SEPTON, NORTH YORKS (insert your address)
BD24 0WZ

hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife & Countryside Act 1981 have been complied with in relation to the attached application.

Signed JS Piggills, ON BEHALF OF CUMBRIA TRF GROUP Date 27/10/05

REFERENCE BLW 361006 OSMAP90 REF 553068 -> ~~552062~~ 552062

NOTES FOR GUIDANCE APPLICATION TO UPGRADE TO ROAT MADE 12/10/05

This certificate should only be completed when notice of the application has been served on all owners and occupiers affected by the proposal. A list of the names and addresses of all individuals notified should be provided below. Please indicate if you have been unable to identify all owners and occupiers affected by the proposal.

Notice of Application Sent To:

Table with 2 columns: Name, Address. Row 1: THE SECRETARY, LOWTNER ESTATE, LOWTNER, PENRITH CA10 2HG. Rows 2-6 are empty.





CERTIFICATE OF SERVICE OF NOTICE OF APPLICATION FOR MODIFICATION ORDER

Lake District
National Park Authority

Lake District
National Park Authority

To amend the Cumbria County Council Definitive Map and/or Statement within the Lake District National Park under the Wildlife and Countryside Act 1981

To: The Rights of Way Officer
Lake District National Park Authority
Murley Moss
Oxenholme Road
Kendal
Cumbria
LA9 7RL

I/We, JS PUGHILLS ON BEHALF OF CUMBRIA TRF GROUP (insert your name)
Of PO BOX 36, SETHLE, NORTH YORKS (insert your address)
BD24 0WZ

hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife & Countryside Act 1981 have been complied with in relation to the attached application.

Signed JS Pughills ON BEHALF OF CUMBRIA TRF GROUP Date 27/10/05

REGARDING BLW 585023 OS MAP 90 REF S32002 → S41010 WHITWELL LANE APPLICATION TO UPGRADE TO BOAT MADE 14/10/05

NOTES FOR GUIDANCE

This certificate should only be completed when notice of the application has been served on all owners and occupiers affected by the proposal. A list of the names and addresses of all individuals notified should be provided below. Please indicate if you have been unable to identify all owners and occupiers affected by the proposal.

Notice of Application Sent To:

Name	Address
1. <u>MR B. KNOWLES</u>	<u>GREENSIDE, SELSIDE, KENDAL LA8 9LG</u>
2. <u>MR GIBSON</u>	<u>LONGWELL, SELSIDE, KENDAL LA8 9LD</u>
3. <u>MR FOTHERGILL</u>	<u>LOWERIDGE ESTATE c/o CARTER JONAS, KIRKLAND KENDAL</u>
4. _____	_____
5. _____	_____
6. _____	_____



CERTIFICATE OF SERVICE OF NOTICE OF APPLICATION FOR MODIFICATION ORDER

Lake District
National Park Authority



Lake District
National Park Authority

To amend the Cumbria County Council Definitive Map and/or Statement within the Lake District National Park under the Wildlife and Countryside Act 1981

To: The Rights of Way Officer
Lake District National Park Authority
Murley Moss
Oxenholme Road
Kendal
Cumbria
LA9 7RL

I/We, JS PUGHILLS ON BEHALF OF CUMBRIA TRF GROUP (insert your name)
Of PO BOX 36, SEATON, NORTH YORKS (insert your address)
BD24 0WZ

hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife & Countryside Act 1981 have been complied with in relation to the attached application.

Signed JS Pughills on behalf of CUMBRIA TRF GROUP Date 27/10/05

SS2062

REGARDING BLW 523005 OSMAP90 REF ~~523005~~ → 550 055
NOTES FOR GUIDANCE APPLICATION MADE TO UPGRADE TO ROAT ON 12/10/05

This certificate should only be completed when notice of the application has been served on all owners and occupiers affected by the proposal. A list of the names and addresses of all individuals notified should be provided below. Please indicate if you have been unable to identify all owners and occupiers affected by the proposal.

Notice of Application Sent To:

Name	Address
1. <u>R. M. MORRILL</u>	<u>4 HOWGILL CLOSE BURNESIDE KENDAL LA9 6XT</u>
2. <u>R HEWITSON</u>	<u>HAUSE FOOT SEASIDE CUMBRIA LA8 9LG</u>
3. _____	_____
4. _____	_____
5. _____	_____
6. _____	_____



Lake District
National Park Authority



CERTIFICATE OF SERVICE OF NOTICE OF APPLICATION FOR MODIFICATION ORDER

Lake District National Park Authority



Lake District National Park Authority

To amend the Cumbria County Council Definitive Map and/or Statement within the Lake District National Park under the Wildlife and Countryside Act 1981

To: The Rights of Way Officer
Lake District National Park Authority
Murley Moss
Oxenholme Road
Kendal
Cumbria
LA9 7RL

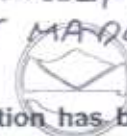
I/We, JS PIGGILLS ON BEHALF OF CUMBRIA TRF GROUP (insert your name)
Of PO BOX 36 SEATON NORTH YORKS (insert your address)
BD24 0WZ

hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife & Countryside Act 1981 have been complied with in relation to the attached application.

Signed JS Piggills ON BEHALF OF CUMBRIA TRF GROUP Date 27/10/05

REGARDING BLW 523003 OSMAP90 REF S42013 -> S46024 APPLICATION TO UPGRADE TO BOAT MADE 12/10/05

Lake District National Park Authority



Lake District National Park Authority

NOTES FOR GUIDANCE This certificate should only be completed when notice of the application has been served on all owners and occupiers affected by the proposal. A list of the names and addresses of all individuals notified should be provided below. Please indicate if you have been unable to identify all owners and occupiers affected by the proposal.

Notice of Application Sent To:

Table with 2 columns: Name, Address. Row 1: LEVENS HALL ESTATE, LEVENS HALL, KENDAL LA8 0PD. Rows 2-6 are empty.



Lake District National Park Authority

REFERENCE THIS CLAIM

LDNPA DMMO claims along the route of the Old Shap Road

(ref 7) Blw 361006, Parish of Shap Rural

OS Sheet 90 ref 553 068 – 552 062

(ref 6) Blw 523005, Parish of Fawcett Forest

OS Sheet 90 ref 552 062 – 550 055

(ref 5) Blw 523003, Parish of Fawcett Forest

OS Sheet 90 ref 547 024 – 542 013

(ref 4) Blw 585023, Parish of Whitwell & Selside

OS Sheet 90 ref 532 002 – 541 010

Evidence

This route is part of "that ancient highway, which was the old coach road over Shap" (page 3 Dept of Environment & Transport Letter to CCC ref N5049/166/4D of 24/11/1981)

Originally RUPPs, except for the anomaly of Blw 585023, the routes were made Bridleway after review in the '80s primarily on the grounds of suitability and need.

Route appears on Jeffreys map of 1770, Thomas Dix map of 1820, Greenwood map of 1824, Hodgsons map of 1828, Ordnance Survey circa 1st edition 1850

LDNPA DMMO claim for Kate Barrow Lane

(ref 1) Blw 585025, Parish of Whitwell & Selside

OS Sheet 90 ref 520 000 – 527 993

Evidence

Originally an RUPP, and still UCR5274/01, the route was made Bridleway after review in the '80s primarily on the grounds of suitability and need.

Route appears on Jeffreys map of 1770, Thomas Dix map of 1820, Greenwood map of 1824, Hodgsons map of 1828, Ordnance Survey circa 1st edition 1850

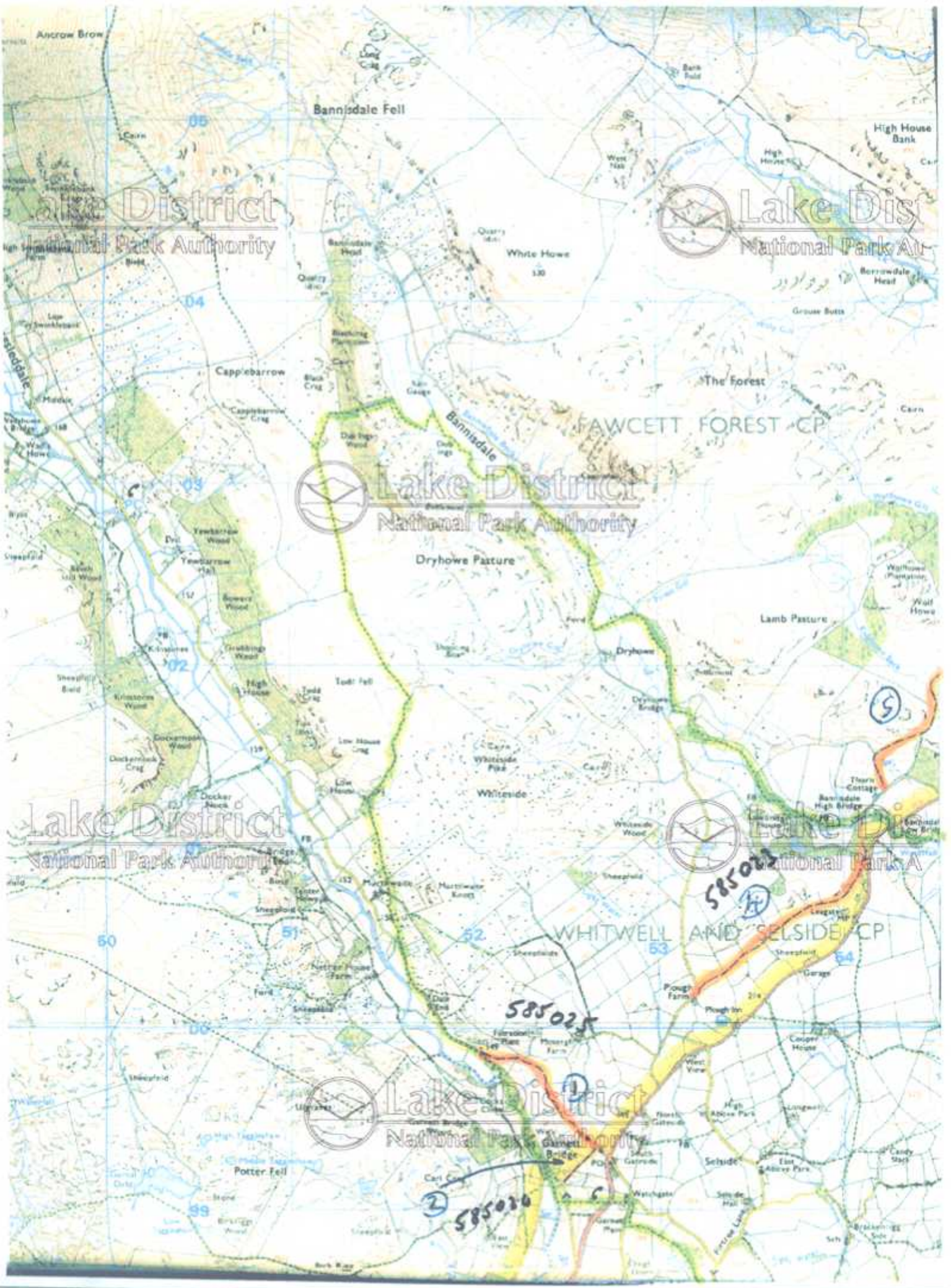
Enclosures

Copies of above mentioned documents herewith.

Originals available from Kendal Records Office, except for T. Dix map, which is at Barrow Records Office.

J.S. Pighills, on behalf of Cumbria TRF Group, PO Box 36, Settle, BD24 0WZ

14th October 2005



Bannisdale Fell

Lake District National Park Authority

Lake District National Park Authority

Lake District National Park Authority

Lake District National Park Authority

Lake District National Park Authority

FAWCETT FOREST CP

WHITWELL AND SELSIDE CP

Dryhowe Pasture

Lamb Pasture

585025

585020

5

50

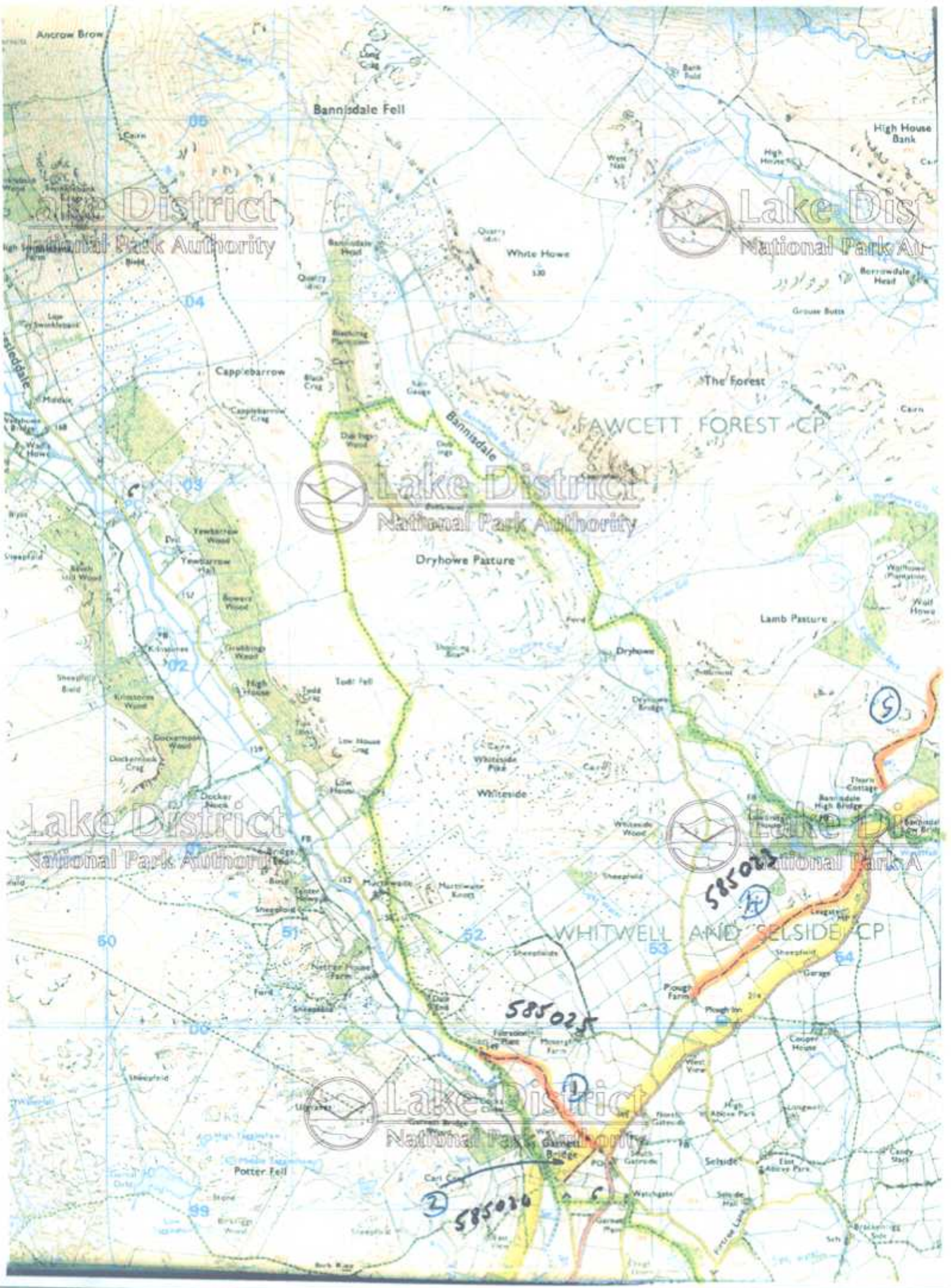
51

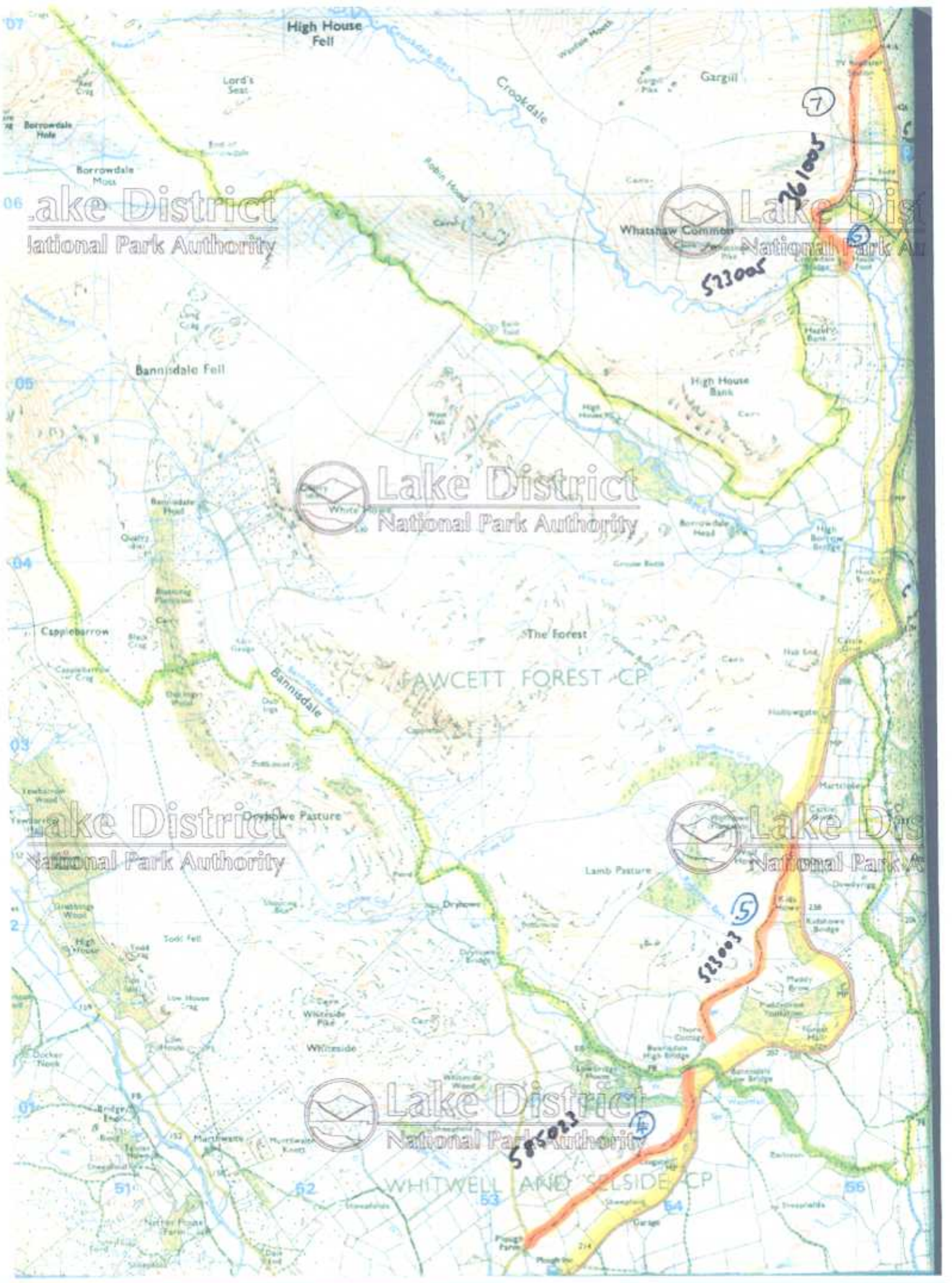
52

53

54

59





07

06

05

04

03

02

01

High House
Fell

Lord's
Seat

Lake District
National Park Authority



Lake District
National Park Authority



Lake District
National Park Authority



Lake District
National Park Authority



Lake District
National Park Authority



Lake District
National Park Authority

7

S23005

5

S23004

4

S23003

S23002

FAWCETT FOREST CP

WHITWELL AND SELSIDE CP

Bannisdale
Fell

Bannisdale
Head

Capplebarrow

Lake District
National Park Authority

High
Moors

Bridge
End

Nether
Pond

The Forest

FAWCETT FOREST CP

Lamb
Pasture

Whitwell
Wood

Whitwell
Wood

High House
Bank

Borrowdale
Head

High
Borrowdale
Bridge

High
Borrowdale
Bridge

High
Borrowdale
Bridge

High
Borrowdale
Bridge

High
Borrowdale
Bridge

56

57

58

59

60

61

62

63

64

65

66

67

68

69

70

71

72

73

74

75

76

77

78

79

80

81

82

83

84

85

86

87

88

89

90

74

75

76

77

78

79

80

81

82

83

84

85

86

87

88

89

90

91

92

93

94

95

96

97

98

99

100

101

102

103

104

105

106

107

108

109

110

111

112

113

114

115

116

117

118

119

120

121

122

123

124

125

126

127

128

129

130

131

132

133

134

135

136

137

138

139

140

141

142

143

144

145

146

147

148

149

150

151

152

153

154

155

156

157

158

159

160

161

162

163

164

165

166

167

168

169

170

171

172

173

174

175

176

177

178

179

180

181

182

183

184

185

186

187

188

189

190

191

192

193

194

195

196

197

198

199

200

201

202

203

204

205

206

207

208

209

210

211

212

213

214

215

216

217

218

219

220

221

222

223

224

225

226

227

228

229

230

231

232

233

234

235

236

237

238

239

240

241

242

243

244

245

246

247

248

249

250

251

252

253

254

255

256

257

258

259

260

261

262

263

264

265

266

267

268

269

270

271

272

273

274

275

276

277

278

279

280

281

282

283

284

285

286

287

288

289

290

291

292

293

294

295

296

297

298

299

300

301

302

303

304

305

306

307

308

309

310

311

312

313

314

315

316

317

318

319

320

321

322

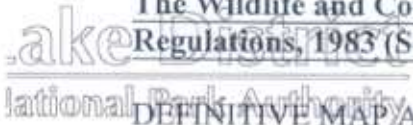
323

324

APPLICATION FOR A MODIFICATION ORDER

WILDLIFE AND COUNTRYSIDE ACT, 1981

The Wildlife and Countryside (Definitive Maps and Statements) Regulations, 1983 (Schedule 7)



DEFINITIVE MAP AND STATEMENT FOR THE PARISH OF WAITWELL & JELSTON

DISTRICT OF SOUTH CUMBRIA PUBLIC RIGHT OF WAY NO. BLW 585023

TO: THE HEAD OF LEGAL SERVICES, CUMBRIA COUNTY COUNCIL

OF: THE COURTS, CARLISLE, CUMBRIA, CA3 8LZ

I/We (Name of applicant) ROGER HARRIS, REPRESENTING CUMBRIA

Of (Address of applicant) TRAIL RIDERS FELLOWSHIP



Pen Busk BB

SETTLE, NORTH YORKS

BD 24 0WZ

hereby apply for an Order under Section 53(2) of the Wildlife and Countryside Act 1981 modifying the Definitive Map and Statements for the area by

~~1 Deleting the *(footpath) (bridleway) (byway open to traffic)~~

From:



To:



~~2 Adding the *(footpath) (bridleway) (byway open to traffic)~~

From:

To:

3 *(Upgrading) ~~(downgrading)~~ to a *(footpath) (bridleway) (byway open to all traffic) the *(footpath) (bridleway) ~~(byway open to all traffic)~~

From: PLUGH FARM 532002

To: NEAR BANMS DALE HIGH BRIDGE AT 541010



4 *(Varying) (adding to) the particulars relating to the *(footpath) (bridleway) (byway open to all traffic)

From:

To:

Lake District
National Park Authority

By providing that
and shown on the map annexed hereto.



* Please delete as appropriate

I/We attach copies of the following documentary evidence (including statements of witnesses) in support of this application:

List of Documents provided

- JEFFERYS MAP OF 1770, SHOWING ORIGINAL TURNPIKE ALIGNMENT
- THOMAS DIX MAP OF 1820, SHOWING ORIGINAL TURNPIKE ALIGNMENT
- GREENWOOD MAP OF 1824, SHOWING OLD & NEW TURNPIKES
- HODGSON MAP OF 1828 SHOWING OLD & NEW TURNPIKES
- OS MAP 6" FIRST EDITION SHOWING OLD & NEW TURNPIKES
- OS MAP 25" FIRST EDITION SHOWING OLD & NEW TURNPIKES
- EXTRACT FROM WHITWELL & SELSIDE INCLOSURE ACT 1823
- EXTRACT FROM ROADS & TRACKS OF THE LAKE DISTRICT BY PAUL HINDLE

Lake District
National Park Authority



Date 27-9-05

Signed Roger Harris

CERTIFICATE OF SERVICE OF NOTICE OF APPLICATION FOR
A MODIFICATION ORDER

WILDLIFE AND COUNTRYSIDE ACT, 1981

The Wildlife and Countryside (Definitive Maps and Statements)
Regulations, 1983 (Schedule 9)

DEFINITIVE MAP AND STATEMENT FOR THE PARISH OF

DISTRICT OF SOUTH CUMBRIA

TO: THE HEAD OF LEGAL SERVICES, CUMBRIA COUNTY COUNCIL

OF: THE COURTS, CARLISLE, CUMBRIA, CA3 8LZ

I/We (name of applicant) ROGER HARRIS, REPRESENTING CUMBRIA

Of (address of applicant) GROUP TRAIL RIDERS FELLOWSHIP

PO Box 36

SETTLE, NORTH YORKS

BD24 0WZ

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

Details of Modification

UPGRADING OF BLW 585023 FROM PLOUGH FARM 532002

TO NEAR BANNISDALE BRIDGE 541010 TO BYWAY OPEN TO ALL

List of Landowners Notified

MR B KNOWLES, GREENSIDE, SELSIDE LA3 9LG

MR GIBSON, LONGWELL, SELSIDE, LA3 9LD

MR FOTHERGILL, LOWBRIDGE ESTATE, of CARTER & JONAS, 52 KIRKLAND, KENDAL

Method of Service of Notice

KNOWLES & GIBSON - REGISTERED LETTER RECORDED DELIVERY

FOTHERGILL - HAND DELIVERED TO CARTER & JONAS

Dated 27-09-05

Signed

Roger Harris

 Lake District
National Park Authority

