



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, *Ms C CLARK - on behalf of:*(insert your name)

Of *The Lost Ways Project,*(insert your address)

PO Box 1000, WINDERMERE, LA23 1AA
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: *GR: 324/995 - Path nearby Tam How Corparke*

To: *around Tam Hows returning to GR 324/995*
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 *C Clark*[Applicant(s)] Date *04:04:2005*

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).

User Evidence Forms - none to follow
Countryside Commission - Tam Hows Report - previously sent
Copy of statement + photos from Miss B. Sheeter
Copy of National Trust Notice - Challenge

Other Relevant Information

Historical documents as follows:-
Copy of article published - 'Guardian of the Lake District'
Estate Scale Plan c 1910
1831 - Conveyance - exchange of Tam Hows Common
Pages taken from Tam Hows Enclosure Award
Copy of Batrix Heelu letter re Tam Hows

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**).

cont.

1831 - Grant of right of Common
1800 - Conveyance of Lane-Head otherwise known as Low Tanhows
1775 - Title to Two Estates - Yew Tree + Lane Head - Will of Mr Walker.



CERTIFICATE OF SERVICE OF NOTICE OF APPLICATION FOR MODIFICATION ORDER

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

I/We, MS C CLARK - on behalf(insert your name)
Of THE LOST WAYS PROJECT(insert your address)
PO BOX 1000, WINDERMERE, LA23 1AA

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 C Clark Date 14.4.2005

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. J. Dalington</u>	<u>National Trust, The Holline, Grasmore</u>
2.	_____	_____
3.	_____	_____
4.	_____	_____
5.	_____	_____
6.	_____	_____



