

Application for a Modification Order

Wildlife and Countryside Act 1981

The Definitive Map and Statement of Public Rights of Way for the County of Lancashire

To: The County Secretary and Solicitor, Lancashire County Council.
Of: PO Box 78, County Hall, Fishergate, Preston, Lancashire, PR1 8XJ

We: (Name of applicant) THURNHAM PARISH COUNCIL

Of: (address of applicant) C/O THE PARISH CLERK,
7 FARMDALE ROAD, LANCASTER. LA1 4JB.

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] [restricted byway] [byway open to all traffic]~~
FROM:

TO:

2. ~~Adding the [footpath] [bridleway] [restricted byway] [byway open to all traffic]~~
FROM: CONDER GREEN 345680 | 456100

TO: NANSBUCK COTTAGES 345700 | 457600

3. [Upgrading] [downgrading] to a [footpath] [bridleway] [restricted byway] [byway open to all traffic] the [footpath] [bridleway] [restricted byway] [byway open to all traffic]

FROM:

TO:

4. [Varying] [adding to] the particulars relating to the [footpath] [bridleway] [restricted byway] [byway open to all traffic]

FROM:

TO:

BY PROVIDING THAT:

AND SHOWN ON THE MAP ACCOMPANYING THE APPLICATION


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

LIST OF DOCUMENTS PROVIDED:

- (A) 37 PUBLIC RIGHTS OF WAY - EVIDENCE OF USE ON FOOT.
- (B) PHOTOGRAPHS OF FOOTPATH BEFORE THE BARB-WIRE WAS ERECTED.
- (C) PHOTOGRAPHS OF FOOTPATH FOLLOWING ERECTION OF THE BARB-WIRE.
- (D) STATEMENT FROM THE PREVIOUS LAND OWNER.
- (E) GENERAL STATEMENTS OF PREVIOUS USE.
- (F) EVIDENCE OF PREVIOUS USE OVER 20 YEARS
- (G) EVIDENCE OF PREVIOUS USE LESS THAN 20 YEARS

DATED: 13-1-2010.

SIGNED:


(J.C. WRIGHT) PARISH CLERK.

THE FOLLOWING DOES NOT MAKE UP PART OF THE ABOVE FORM

Please return the completed application form to:

The County Secretary and Solicitors Group, Lancashire County Council, PO BOX 78
County Hall, Fishergate, Preston, PR1 8XJ (REF: LSG4/PROW/SK)

NOTE: Please be advised that evidence supplied will be used in accordance with the processes under the Wildlife and Countryside Act, it will not be confidential and may be disclosed to third parties. Those supplying any evidence should be informed of this.

NOTE: Lancashire County Council is obliged to put a copy of the application on a register available to the public. If you consider that the inclusion of the applicants name and address would, or would be likely to, cause substantial damage distress to the applicant or to another person and such damage would be unwarranted, please contact Lancashire County Council who can remove these details from the register and from any documents contained on the register.



Jo Turton, Executive Director for the Environment, Environment Directorate.
P.O. Box 9. Guild House, Cross Street, Preston. PR1 8RD.

PLAN 1

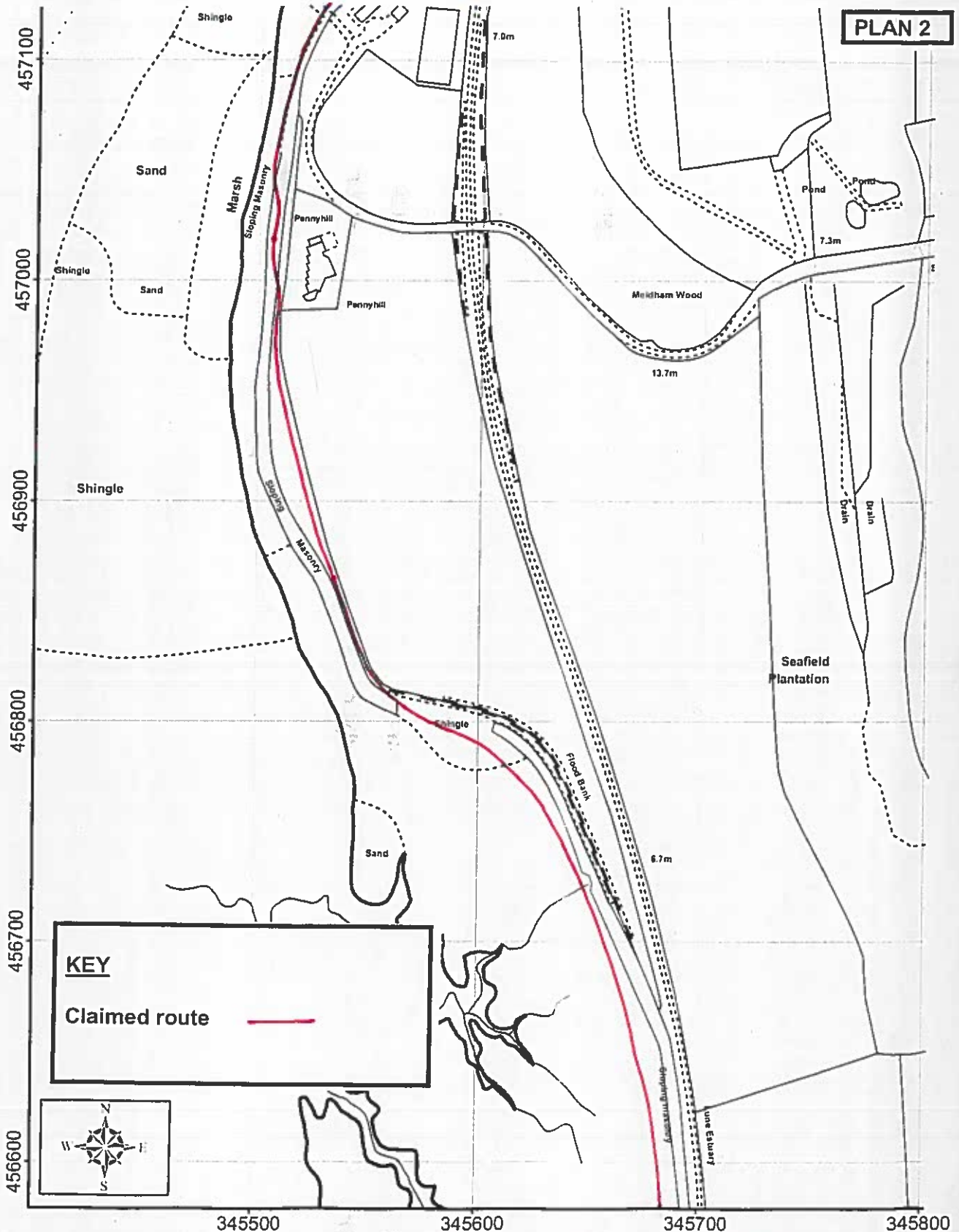


KEY

Claimed route —
X START POINT

Jo Turton, Executive Director for the Environment, Environment Directorate.
P.O. Box 9, Guild House, Cross Street, Preston. PR1 8RD.

PLAN 2

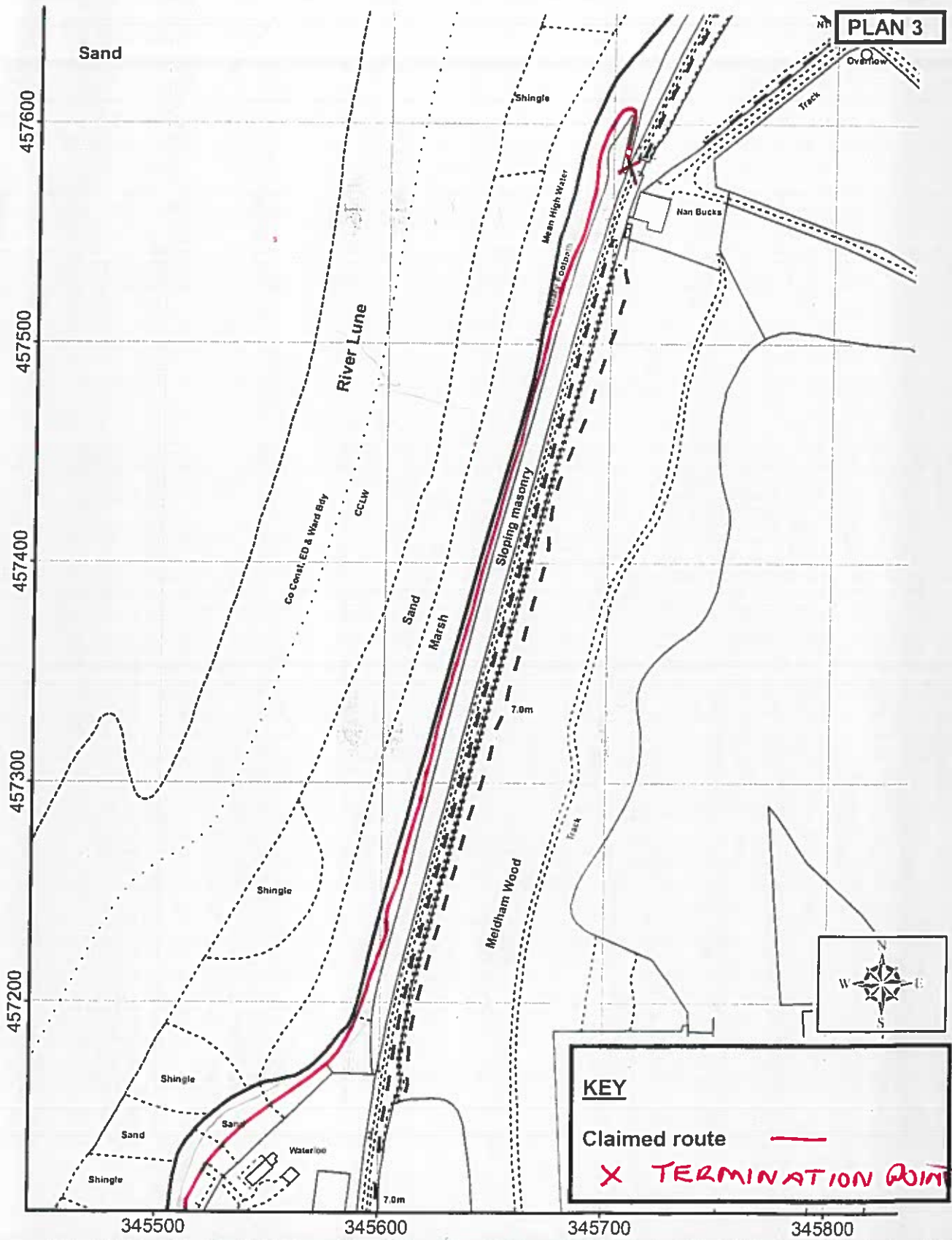


KEY
Claimed route ———



Jo Turton, Executive Director for the Environment, Environment Directorate.
P.O. Box 9. Guild House, Cross Street, Preston. PR1 8RD.

PLAN 3



To whoever it may concern

I, as former Managing Director of W and J Pye Ltd, previous owners of the foreshore at Ashton and Conder Green, wish to verify that for the period of ownership, more than seventy years, public access was never restricted.

During this period there was open access to the path from Nan's Buck to the Conder Green carpark which to my knowledge was regularly used by members of the public as part of the route from Lancaster to Glasson Dock.

Signed



John A Pye

11/11/2007



Photographs confirming
clear & very well worn
path along the shore.

The photograph of the gate
at Cauder Green shows the
original sign warning of
tides & the recent sign.

PHOTOS

TAKEN 11TH NOV 2007



PHOTOS TAKEN 11TH NOV 2007

PHOTOGRAPHS FOLLOWING
THE ERECTION OF THE
BARB WIRE FENCE
(AUGUST 2009)

