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App. Ref. No. ~~146~~ Form A1

WILDLIFE AND COUNTRYSIDE ACT 1981

APPLICATION FOR DEFINITIVE MAP MODIFICATION ORDER

DEFINITIVE MAP OF RIGHTS OF WAY FOR SHROPSHIRE

To: The Outdoor Recreation Manager

Outdoor Recreation

Shropshire Council

Shirehall

Abbey Foregate

Shrewsbury

SY2 6ND

I/We SALLY-ANNE ROBINSON.....(Name of Applicant)
ON BEHALF OF TELFORD BRIDLEWAYS ASSOCIATION

Of STABLE COTTAGE, ARLESTON HILL.....(Address of Applicant)

TELFORD TF1 2JY......

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 **adding** the following right of way

Parish..... STANTON UPON HINE HEATH

Status: ~~Byway Open to All Traffic~~/Restricted Byway/~~Bridleway~~/~~Footpath~~*

* delete as appropriate

From..... ADOPTED HORTON TO MOSTON B ROAD
ACROSS HINE HEATH AND THEN 1)
JOINING WITH ADOPTED ROAD TO SOUTH ;
To..... (Location of right of
way) AND 2) BRANCHING TO THE A53
AT AVENUE COTTAGES.

as shown on the map accompanying this application.

(A map must be supplied with a scale of at least of 1:25,000)

I/We attach the following documentary evidence including evidence of use statements, in support of this application:

..... SEE SEPERATE SHEET ATTACHED.....
.....
.....
.....

Dated..... 5. 08 20.19

Signed.....  PRINT
NAME..... SALLY-ANNE ROBINSON

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TBA 2019-04
[Handwritten Signature]
Scale 1: 25,000.

Wildlife and Countryside Act 1981
Definitive Map Modification Order Application
Modification order to add a way to the definitive map: section 53(3)(b)
To claim for public use as a restricted byway an unadopted lane running across Hine Heath mainly in the Stanton Upon Hine Heath Parish and the northerly part being in Hodnet Parish of Shropshire Council.

HISTORICAL EVIDENCE OF HIGHWAY STATUS PROVIDED TO SUPPORT APPLICATION

First edition OS old series map 1805. The land over which the application route passes is shown on the OS map as having open access and passing in an unrestricted manner from the Hopton to Moston road south, across Hines Heath, to Blakeley Hill and branching east. The application route is shown to exist as a significant track, with double edged solid lines, along its total length showing that it was a confirmed at the time to be a highway. It is shown as having the same status as adjoining roads which today are classed as adopted B roads.

Robert Baugh's Map of Shropshire, 1808. The application route, circled in red on the Baugh's map extract, is shown to be a major public highway, with significant width and boundary.

Greenwoods Map 1827. The application route is shown as a continuous track bounded with solid black lines and as having significance width. It is depicted as having the same significance as connecting roads which today are classed as adopted roads.

Tithe map of High Hatton and Booley and Kenstone (township in the parish of Stanton upon Hine Heath) 1839 The map for Booley and High Hatton (ref IR 29_149_001) only covers the High Hatton area (lying to the east of the application route). A specific tithe map for the Booley Township cannot be found. However the tithe maps for the township of Kenstone, lying directly north of the application route, does show the start of the application route. It is depicted in the same was as other modern day roads and includes a directional wayward marker.

Ordnance Survey First Edition 6 inch map revised 1880 published 1887 The application route is shown as a distinctive road as depicted by the continuous black boundary lines on both sides of the route. The application route is shown to have specific breadth and junctions with other major roads. The road was considered to be a significant land mark at the time to warrant the inclusion of boundary stones along its path. The map shows that the application route had a higher status than footpaths (F.P.).

Inland Revenue Valuation 1910. The map below clearly shows the application route as a white continuous road. The majority of the application route is shown as separate from the adjoining hereditaments and no tax assessed. The route does not end when it enters parcels of land upon which tax was assessed on the total plot.

OS One-inch, Seventh Series, 1952-1961. The map shows the application route to be classed under the regular highway section as an untarred under 14ft road. The route is continuous and unobstructed with distinctive junctions with B roads of the same width. It has a higher status than a track or drive. It is depicted to have higher status than modern day bridleways or footpaths.