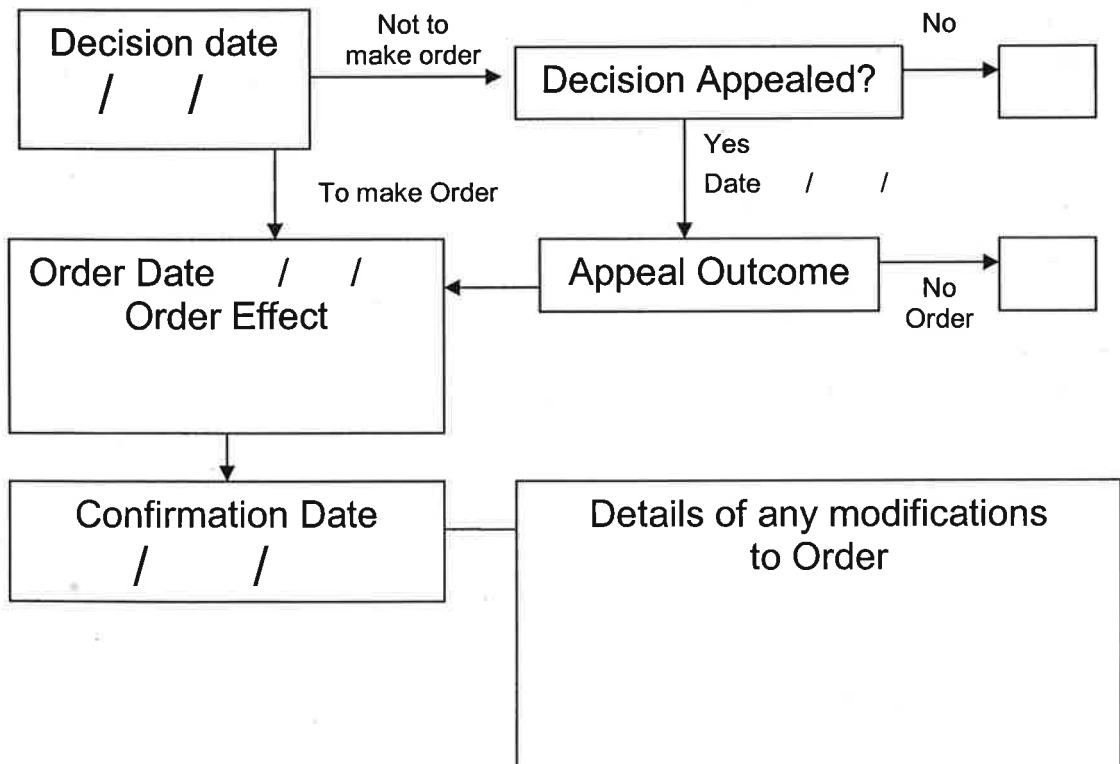


REGISTER OF APPLICATIONS - MODIFICATION ORDERS

DETAILS OF APPLICATION

District	North herts.....	File Name	Hitchin 86..
Parish	Hitchin.....	Application Date	23/10/1996
Grid References			
Application to	Add to the particulars	Point A	TL 197, 299...
	relating to a footpath.....	Point B	TL 196, 302...
Applicant Mr k Payne.....		
Nearest	City	Town	Village
	St Albans	Hitchin..	Ickleford.....
Addresses of properties affected	House Name/Street	Postcode	
	
	
	

DETERMINATION (DECISION) OF APPLICATION



APPLICATION FOR MODIFICATION ORDER
WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY IN
HERTFORDSHIRE

TO: Director of Planning and Environment
Hertfordshire County Council
OF: County Hall
Hertford
Hertfordshire SG13 8DN

[I][We] (1) KENNETH WALTER PAYNE (2) of
(3) 65 LONDON ROAD
..... HITCHIN
..... HERTS SG4 7NE

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: (4)

[deleting the [byway open to all traffic][bridleway][footpath]
from to]]

[adding the [byway open to all traffic][bridleway][footpath]
from to]]

[[upgrading][downgrading] to a [byway open to all traffic][bridleway][footpath] the
[byway open to all traffic][bridleway][footpath]
from to]]

[~~varying~~][adding to] the particulars relating to the ~~[byway open to all
traffic][bridleway][footpath]~~ 86, HITCHIN
from CAMBRIDGE RD., A.505 to JUNCTION WITH F.P. 65 HITCHIN

by providing that (5) a width of 10 metres is specified for
the southernmost 50 metres of the path and a
width of 5 metres for the remaining length]
as shown on the map annexed hereto (6). D.M. sheets 11 and 20 show the path

but are ^{plan} too small scale to give detail, hence attached plan.
[I][We] (1) attach copies of the following documentary evidence (including statements
of witnesses) in support of this application: (7)

Dated : 23 October 1996 Signed

Identical notices have been sent to each landowner, notice below

Document No. 3

NOTICE OF APPLICATION FOR MODIFICATION ORDER (1)
WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP OF PUBLIC RIGHTS OF WAY IN HERTFORDSHIRE

(2) TO: NORTH HERTFORDSHIRE DISTRICT COUNCIL	MC MULLEN & SONS LTD
OF: COUNCIL OFFICE	FIN O. MR A KITSON
GERRARD ROAD	THE HERTFORD BREWERY
LETCHEWORTH	26 OLD CROSS
HERTS SG6 3JF	HERTFORD SG14 1RQ

Notice is hereby given that on the 23 day of October 1996 (1) [We] (3)
KENNETH WALTER PAYNE (4)
of (5) 65 LONDON ROAD
HITCHIN
HERTS SG4 7NF

made application to the Hertfordshire County Council of County Hall, Hertford, Hertfordshire SG13 8DE that the definitive map and statement for the area be modified by: (6)

[deleting the [byway open to all traffic][bridleway][footpath]
from to]

[adding the [byway open to all traffic][bridleway][footpath]
from to]

[upgrading][downgrading] to a [byway open to all traffic][bridleway][footpath] the
[byway open to all traffic][bridleway][footpath]
from to]

~~[varying][adding to] the particulars relating to the [byway open to all traffic]
[bridleway][footpath] 86 HITCHIN
from CAMBRIDGE ROAD A.505 to JUNCTION WITH F.P. 85.] HITCHIN~~

by providing that (7) a width of 10 metres is specified for
the southernmost 50 metres of the path and a
width of 5 metres for the remaining length.

Dated: 23 October 1996 Signed:

TO THE FORM SENT TO SOME LANDOWNER
WAS ADDED:

It is realised that you are landowner
of only part of the land affected by
this claim

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY IN
HERTFORDSHIRE

Certificate of Service of Notice of Application for Modification Order

TO: Director of Planning and Environment
Hertfordshire County Council
OF: County Hall
Hertford
Hertfordshire SG13 8DN

[I][We] (1) KENNETH WALTER PAYNE (2)
of (3) 65 LONDON ROAD
..... KITCHMAN
..... HERTS SG4 7NE

hereby certify that the requirements of Paragraph 2 of Schedule 14 to the Wildlife and Countryside Act 1981 (4) have been complied with and attach a copy of each notice served pursuant to that Paragraph.

Dated : 23 October 1986 Signed: 

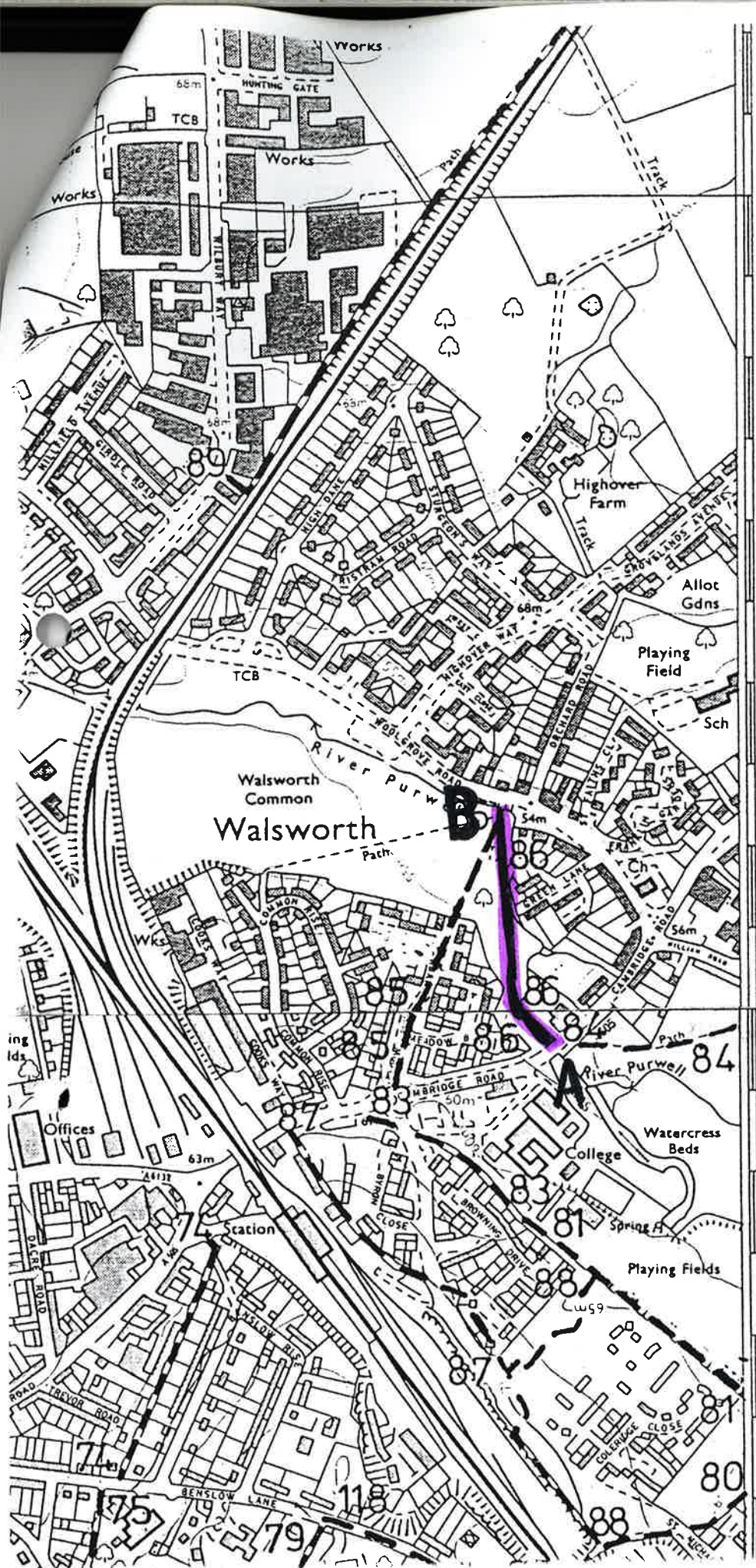
- (1) Delete as applicable
- (2) State your names in full on this line
- (3) State here your address
- (4) This is a reference to the statutory requirements concerning giving notice of the application which are explained in note 1 of the notice of application for modification order.

SUMMARY OF MODIFICATION ORDER CLAIM

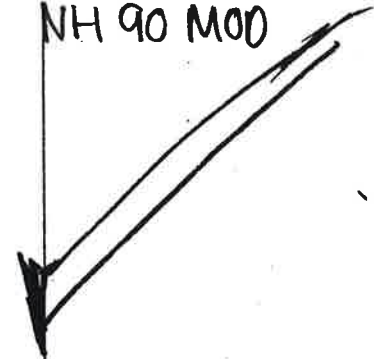
WILDLIFE AND COUNTRYSIDE ACT 1981

1. Position FP 86 HITCHIN
 - (a) Location of each end of path CAMBRIDGE RD. (A.505), HITCHIN, 10 yds. W. of bridge over R. Putwell.
to junction with FP 85 HITCHIN
 (Any prominent features, landmarks, roads, buildings etc)
 - (b) Six figure grid reference for each end of path 197 299
 to 197 302
2. Length (metric)
 The path is a length of 260 m approx
3. Width NONE SPECIFIED IN STATEMENT.
 The path is a width of THE CLEAR GRASSY AREA BETWEEN THE RIVER AND FENCES OR VEGETATION
FOR THE SAKE OF SIMPLICITY A WIDTH OF 10m IS CLAIMED AT THE SOUTHERN END, BUT ONLY 5m FURTHER NORTH
4. Nature of Surface BECAUSE THE RIVER AND VEGETATION LIMIT IT TO THIS WIDTH IN A FEW PLACES
 The surface consists of GRASS, EXCEPT FOR A SMALL AREA OF TARRED GRAVEL AT THE SOUTHERN END
5. Location of Lawful Obstructions
 (Please mark on map and give grid reference below)
 - (a) Stiles NONE
 - (b) Gates NONE
 - (c) Fences NONE
 - (d) Any other lawful obstruction, or limitation or condition
According to Statement, path at S end starts 10 yds from bridge* This approximates to the western most post of the post-and-rail fence flanking the footway. If this point is assumed to be the centre of FP 86 the post-and-rail fence would obstruct the east half of the path, from access to the footway. The fence has been in situ for many years and was probably erected by the Highway Authority. On the other hand, the post could be the eastern boundary of the

* Depends which part of bridge it is measured from.



NH 90 MOD



31

1305

23000m.

LAT
51° 57'

10m
over Southern
SE 50m
3 SE
thereafter
5m.

Point A: TL 197, 299
Point B: TL 196, 302
Path No: Hitchin 86