

**APPLICATION FOR A MODIFICATION TO THE DEFINITIVE MAP AND STATEMENT  
Wildlife and Countryside Act 1981**

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**To:** Surrey County Council, Countryside Access, Whitebeam Lodge, Merrow Depot, Merrow Lane, Guildford, GU4 7BQ

**We** (i) Linda Graves of (ii) 2 Riverside Close, Staines, Middx TW18 2LW  
AND John Blake of (ii) 76 Thames Side, Staines TW18 2HF

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 (iii):-

- (a) **Deleting** the footpath/bridleway/restricted byway/byway open to all traffic\* ~~which runs~~  
from:  
to:
- (b) **Adding** the footpath/bridleway/restricted byway/byway open to all traffic\* which runs  
from: 037 697  
to: 038 701
- (c) **Upgrading/downgrading** to a footpath/bridleway/restricted byway/byway open to all traffic\* ~~the~~  
footpath/bridleway/restricted byway/byway open to all traffic which runs  
from:  
to:
- (d) **Varying/adding** to the particulars relating to the footpath/ bridleway/ restricted byway/  
byway open to all traffic\*  
from:  
to:  
by providing that

**As** shown on the map annexed hereto.

**We** attach copies of the following documentary evidence [including statements of witnesses] in support of this application:-

- (iv) Extracts from Ordnance Survey 1:5000 scale maps dated 1962- 63, 1972- 73, 1988 and 1995 showing the route in question marked as a Public Right of Way
- Surrey interactive map showing the pathway as part of/ extension to Riverside Close

- Aerial photographs taken in 1999- 2010 showing the pathway with no gate to hinder access
- Photograph showing low level gate in use in 2019
- Photograph showing high level gate with digital lock installed in July/ Aug 2020
- File note from Silvery Sands Residents Association records 1974 detailing the history of the pathway with reference to a letter from Messrs Stollard and Librey Solicitors of Twickenham stating that ' the public at large have acquired a right of way thereover by prescription'
- Copy of Land Registry extract showing land transfer on 5 March 1965 stating that access over the land is both public and private by prescription
- Title Register SY333990 dated 17.03.2017 stating that the land contains restrictive covenants
- File note from Silvery Sands Residents Association records summarising usage of the pathway from 1965 to date
- WhatsApp messages from owner of 97 Thames Side informing WhatsApp members of addition of bicycle lock on the gate across the pathway at the towpath end.
- 33 evidence forms completed by claimants showing use of the route over a period from 1946 to 2020.

Signed:



Date:

2/12/20

Signed:



Date:

2<sup>nd</sup> DECEMBER 2020

\* Delete as appropriate



I confirm that I used and drew the following route:

Signed

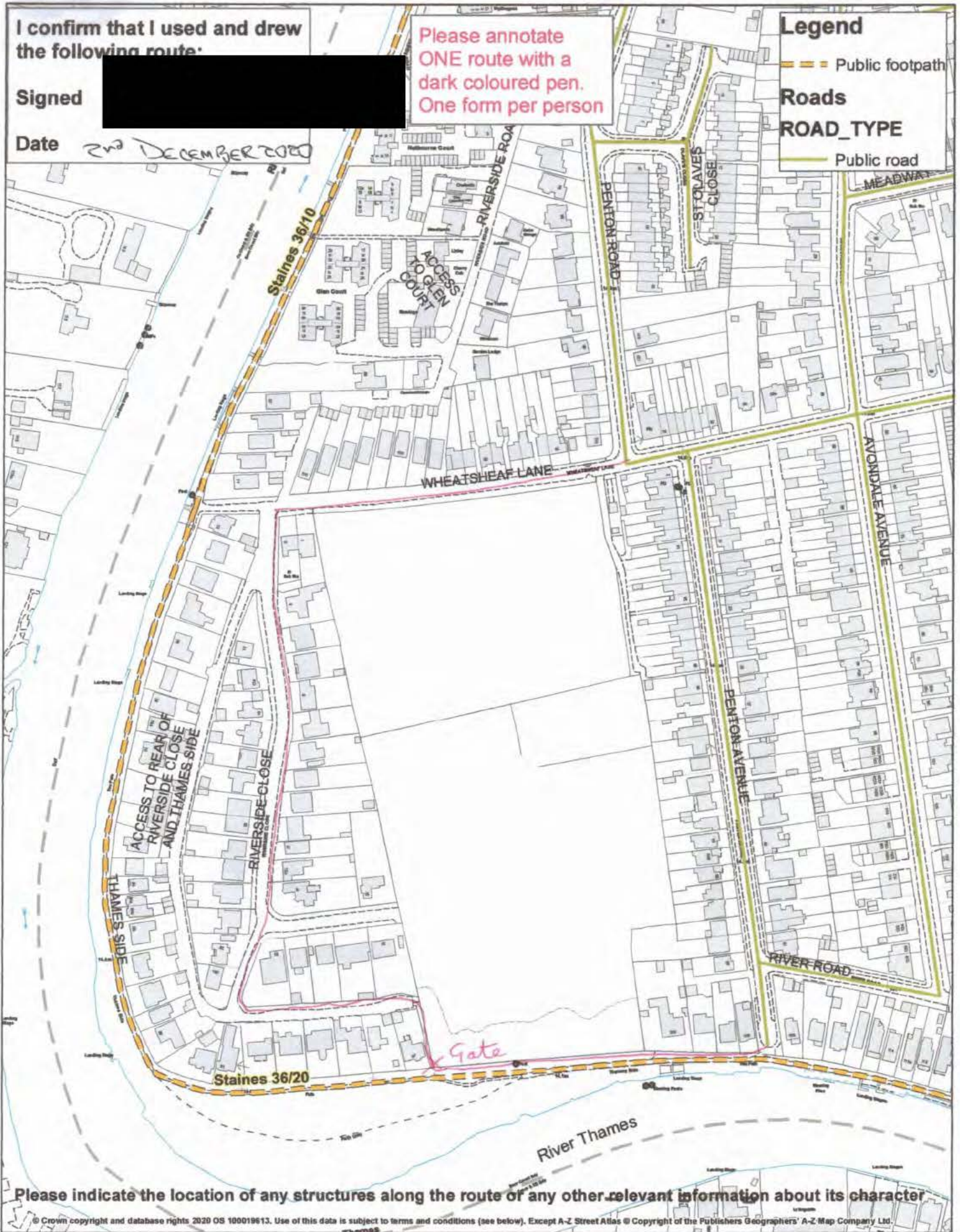


Date 2nd DECEMBER 2020

Please annotate ONE route with a dark coloured pen. One form per person

Legend

- Public footpath
- Roads
- ROAD\_TYPE
- Public road



Please indicate the location of any structures along the route or any other relevant information about its character

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Wildlife and Countryside Act 1981  
 Alleged public right of way through  
 Riverside Close to Footpath 36 (Staines)



1:2,500

Date: 22/09/2020

Countryside Access