

FORM A

Lake District
National Park



FORM A

APPLICATION FOR A MODIFICATION ORDER

**The Cumbria County Council Definitive Map and/or Statement within
the Lake District National Park - Wildlife and Countryside Act 1981**

To: *The Lake District National Park Authority,
Murley Moss,
Oxenholme Road,
Kendal,
Cumbria, LA9 7RL*

I, Dr Alan Geoffrey Brooks of 17 Cedar Grove, Kendal, LA9 5BL (and jointly with The Ramblers of 1 Clink
Street, 3rd Floor, London, SE1 9DG)

do 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:

Adding the *footpath*

From: The Lyth Boundary at SD 465 894

To: The junction of Dobdale Road with the unclassified road U5603 at SD 472 894

In the Parish of Helsington

and shown from A through B & C to D on the map accompanying this application

I attach copies of the documentary evidence in support of this application as listed overleaf

Signed:

Date: 04 May 2021

Documentary Evidence in support of application.

1. Helsington Inclosure Award (1855) – Kendal Archives **WQ/RI/36**
2. Wilson Family - Plan of Helsington Low Common (1845), Kendal Archives **WDRIG/A1296/43**
3. Rigmaden Estate Sale (1907) – Plan of Holdings in Helsington. Kendal Archives **WPR 8/6/7**
4. Inland Revenue Valuation Plan, Sheet 38.14 – Kendal Archives
5. Various Ordinance Survey Maps – Available on-line from the Scottish Library and from old-maps.com.
6. Heversham Award 1815 – Available on-line from:
<https://www.crosthwaiteandlyth.co.uk/hevershamawardindex.php>
7. Rigmaden Estate Sales Particulars (1919), Kendal Archives **WDB 35/1/150**

Other Relevant Information

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I enclose with this application:

Applicant's Statement with Map of proposed route

Wildlife and Countryside Act 1981

Definitive Map Modification Order Application

For a route from the Lyth Boundary at SD 465 894 to the Junction of Dobdale Road with the Unclassified Road U5603 at SD 472 894 in the Parish of Helsington to be shown as Public Footpath

Applicant's Reference: Dobdale Road

4th May 2021

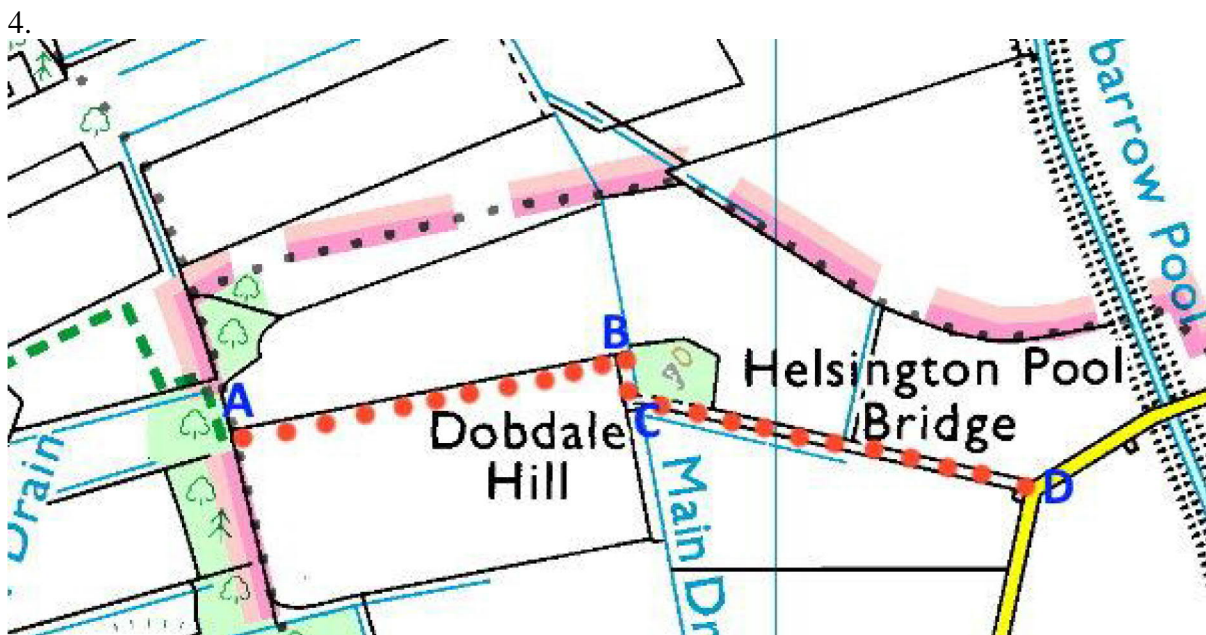
1. My name is Geoff Brooks. I am acting on behalf of Ramblers¹ the applicant for the order. I am a retired research and development chemist and a long-time member of Ramblers.

2. This application is made because, on the cut off day,

The effect of s.53(1) and (2) Countryside and Rights of Way Act 2000 on a public path that existed prior to 1949, still exists on the cut-off date, and hasn't been a highway of a different description in between and is not shown in the definitive map and statement at all is to extinguish all rights on that route. (This applies if the route is determined to be a footpath or bridleway.)

THE APPLICATION ROUTE

3. The application route runs from the Lyth Boundary at SD 465 894 (Point A) to the top of Maude's Road then along Maude's Road (named in Inclosure Award) to Point C at the end of Dobdale Road and then along Dobdale Road to its start at the unclassified road U5603 at Point D. The application route is not currently shown on the definitive map of rights of way for Cumbria. It is shown on the plan below from point A through to point D.



Ordnance Survey 1:25000 scale map extract showing application route

¹

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