

Application Form for a Modification Order

Wildlife and Countryside Act 1981

Title of the Definitive Map and statement:

HUMBERSIDE COUNTY COUNCIL BOROUGH OF HOLDERNESS
DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY (MAPS)

To: East Riding of Yorkshire Council

Of: County Hall, Beverley. HU17 9BA (F.A.O. Definitive Map Team, AS67)

I/we PAULINE HAKENEY
of 13 HOLDERNESS VILLAS, SKIRLAUGH, HU11 5HH

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:-

- (a) ~~Deleting the footpath / bridleway / restricted byway / byway open to all traffic
from
to~~
- (b) Adding a footpath / bridleway / ~~restricted byway / byway open to all traffic~~
from POPLAR CLOSE TA14 1396 / MAIN ROAD TA 14 1395
to CHURCH STREET TA 14 1395 / CHURCH STREET (EAST) TA 14 2 396
- (c) ~~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~~
- (d) ~~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 this application.

I/we attach copies of the evidence (including statements of witnesses) in support of this application.

Date 26 FEB 2019 Signed

Your details will be included in the register of applications to which the public have access. If you feel inclusion of your name and address in this register would cause you "substantial damage or distress" please tick this box.

Document	Location/Reference No.
User evidence forms (state how many)	38
Inclosure Award and Map*	
Tithe Apportionment and Map*	
Finance Act Maps*	
Ordnance Survey Maps*	ATTACHED
Railway/Canal Survey Maps and Schedules*	
Estate Maps and Records*	
Quarter Session Rolls*	
Sale Catalogues*	
Highway Board Minutes*	
Others [please state]	

* delete as appropriate

Give your reasoned case as to how the evidence submitted with this application proves on the balance of probabilities that a Definitive Map Modification Order should be made to amend the Definitive Map and Statement.

This application concerns the route from Poplar Close through the Sun Inn Yard to Church Street and the grass lane from the Main Road to the eastern part of Church Street. The evidence submitted with this application shows that the footpaths claimed have been in constant, uninterrupted use by many residents over a great number of years. Evidence shows unchallenged use of up to 40 years. The residents of Skirlaugh have believed for many years that the route through the Sun Inn Yard and also the grass path from the main road to the eastern part of Church Street is public. The construction and recent improvement of the steps from Poplar Close pathway has also given certainty in this belief. It is also believed that the grass path has been maintained during this time at public expense. There have been no private notices or obstructions erected on the route at any time. The fear that this route from Poplar Close through the Sun Inn Yard to Church Street is under threat recently came to the attention of residents of Skirlaugh when a planning application was made to develop the site of the Sun Inn, although the route is still being used without challenge.