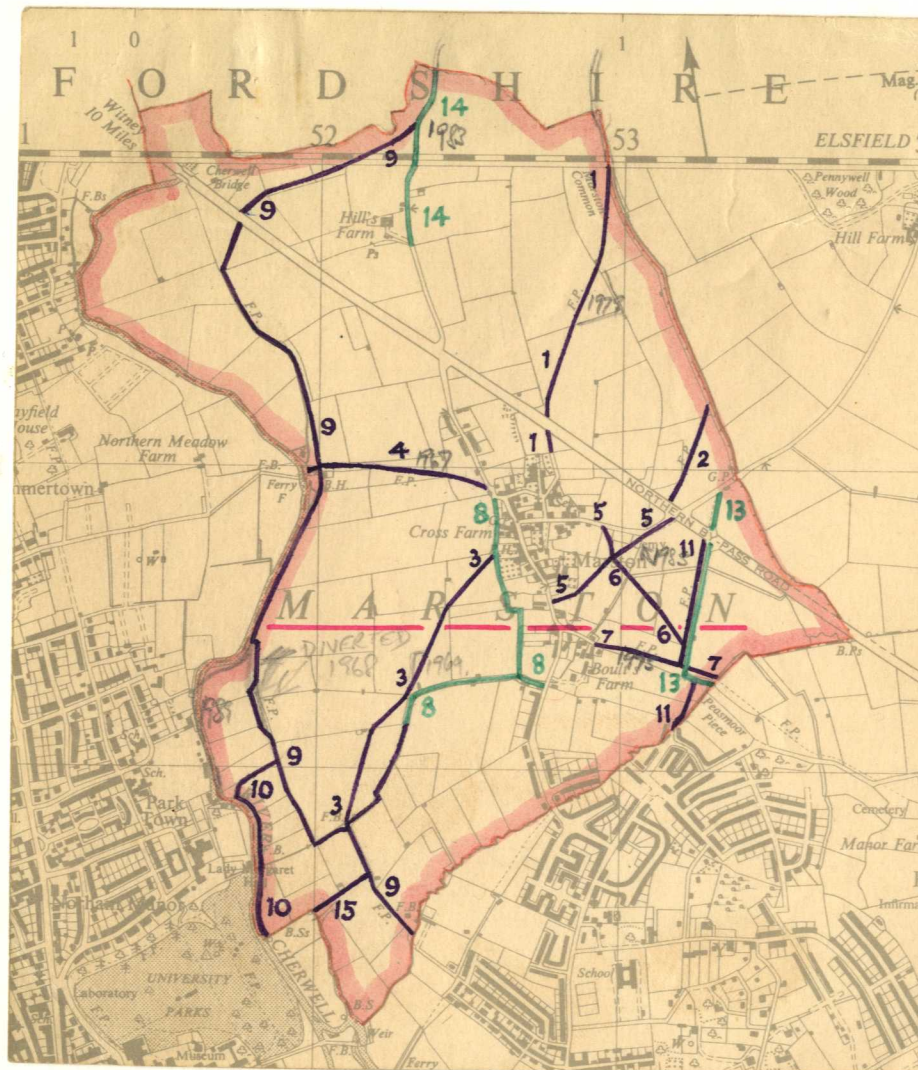


1960 DEFINITIVE FOOTPATH  
MAP



# OXFORDSHIRE COUNTY COUNCIL

GERALD GALE BURKITT, LL.B.  
CLERK OF THE PEACE AND  
CLERK OF THE COUNCIL  
TELEPHONE: 46613



COUNTY HALL  
OXFORD

REF.

YOUR REF.

WW/MB/N4/10.

29th September, 1960

Dear Sir/Madam,

National Parks and Access to the Countryside Act, 1949  
Survey of Public Rights of Way - Definitive Map

The County Council have now completed a survey showing public rights of way in the County, and the Definitive Map and Statements required under the above Act have been prepared.

The Act requires that extracts from the Definitive Map and Statements shall be available for public inspection as far as practicable in each Parish and County District in the County.

I enclose the map and statement in respect of your parish, and I hope you will agree to accept this and make it available for public inspection. If you are able to do this perhaps you would kindly complete and return the enclosed stamped addressed postcard. Should you be unable to accept the map I should be grateful if you would kindly hand it to someone in the parish who would do so and get them to complete and return the postcard so that I may have a record where the maps are.

Details will be given in the London Gazette and local press in due course that the map has been completed and will be available for inspection for a certain period. I will inform you when these notices are being inserted in various papers.

It is not intended that the maps and statements should be returned to this office but that they should be kept by the Parish Council or Parish Meeting with the records of the parish. It is for this reason that the map and statement have been forwarded to you as Clerk of the Council or Chairman of the Parish Meeting in the first instance.

I should perhaps add that it will not be necessary for someone to be continually present to show these documents to members of the public, as the public advertisements will state that the time during which the documents will be available for inspection can be ascertained from you. This will leave you free to fix times convenient to yourself.

/Continued

The grounds on which the validity of the Definitive Map may be questioned are limited and will be explained in the public notice. The relevant date of the Definitive Map is 1st, January, 1953, and the map purports to show what public footpaths and bridleways existed in the County on that date.

The Act provides for a periodical revision of the particulars contained in the map and statement having regard to the events which have occurred at any time between the relevant date and such date as may be determined by the County Council for the purposes of the review.

The Definitive Map is, to a large extent, conclusive as to the particulars contained therein. So far as footpaths are concerned the Map will be conclusive evidence that there was at the relevant date a footpath as shown on the Map. With regard to the bridleways or roads used as public paths, the Map is conclusive evidence that there was, at the relevant date, a highway as shown on the Map and that the public had a right of way on foot and a right of way on horseback, or leading a horse, but it is subject to the qualification that the inclusion of a way as a bridleway or a road used as a public path is without prejudice to any question whether the public had, at that date, any right of way other than the rights aforesaid, e.g., a right to take a vehicle on the highway.

The Definitive Map and Statement are also conclusive as to the position and width of public paths, but so far as limitations or conditions referred to in the Written Statement are concerned, they are conclusive but without prejudice to any question whether the road was subject to any other limitations or conditions at that date.

Yours faithfully,



Clerk of the Council.

To:

The Clerk to the Parish Council.  
The Chairman of the Parish Meeting.

Copies to:

The Clerk to the Urban District Council.  
The Clerk to the Borough Council.  
The Clerk to the Rural District Council  
for information.

MARSTON.

TIONS.

OXFORDSHIRE COUNTY COUNCIL

NATIONAL PARKS AND ACCESS TO THE COUNTRYSIDE ACT 1949.

Section 32.

SURVEY OF PUBLIC RIGHTS OF WAY.

STATEMENT ANNEXED TO DEFINITIVE MAP.

of

RIGHTS OF WAY AND ROADS USED AS PUBLIC PATHS WHICH SUBSISTED  
AT THE RELEVANT DATE, NAMELY THE 1st JANUARY, 1953.

G.G. BURKITT

Clerk of the County Council.

County Hall,  
Oxford.

NO. ON MAP AND KIND OF PATH	SHORT DESCRIPTION, WIDTH (IF KNOWN), LIMITATIONS, CONDITIONS AND REMARKS
1.F.P.	<u>The Butts.</u> From the Bricklayers' Arms in a northerly direction across Caravan site and Oxford Northern By Pass road -to- the Wood Eaton road at Marston Common.
2.F.P.	From the Northern By Pass road approximately 50 yards west of the Elsfield turn north easterly -to- the Wood Eaton road.
3.F.P.	From Back Lane, bridle road No. 8 at the Home Ground in a south westerly direction -to- the junction of footpaths 8 and 9.
4.F.P.	<u>The Ferry Footpath.</u> From Mill Lane west -to- the Victoria Arms P.H. and the Marston Ferry across the River Cherwell at the Oxford County Borough boundary.
5.F.P.	From opposite Grange Farm north east across allotments -to- cemetery field where one branch of the path goes north -to- the Elsfield road and the other branch north east -to- the Oxford Northern By Pass. road.
6.F.P.	From footpath No. 5 south east -to- Marsh Lane bridle road No. 13.
7.F.P.	<u>Wood's Ground.</u> From Bolts Lane south east across Wood's Ground field and Marsh Lane, bridle road No. 13 -to- the Oxford County Borough boundary.
8.B.R.	<u>Back Lane.</u> From Mill Lane south and south west to Hill Ground as a bridle road and thence -to- the junction of footpaths 3 and 9 as a footpath. West of Fern House a branch of the bridle road runs east -to- the Oxford road.
9.F.P.	<u>River Path.</u> From the Oxford County Borough boundary north west of Edgeway road north west -to- the junction of footpaths 8 and 3 through the water meadows and following the line of the River Cherwell -to- the Victoria Arms P.H. The path then runs northerly to 'the Great Ground' across the Northern By Pass road and north east -to- bridle road No. 14 south of Sescut Farm.
10.F.P.	From footpath No. 9 east of the Isle of Rhea -to- the River Cherwell following the river bank in a southerly direction -to- the Oxford County Borough boundary at footbridge and entrance to the University Parks.
11.F.P.	From the Oxford Northern By Pass road southerly and parallel with Marsh Lane, bridle road No. 13, crossing footpaths 6 and 7 -to- the Oxford County Borough boundary at Aslong road and the new building estate.
12.F.P.	<del><u>The White Hart Path.</u> From the entrance to the White Hart Inn east and north east to the village road opposite the School.</del>
13.B.R.	<u>Marsh Lane.</u> From the Oxford Northern By Pass road south and south east -to- the Oxford County Borough boundary at the Northway Estate.
14.B.R.	From Mill Lane at the entrance -to- Hill Farm north -to- the Elsfield parish boundary south of Sescut Farm.
15.F.P.	From footpath No. 9 south of the junction of footpaths 3, 8 and 9 south west -to- the Oxford County Borough boundary east of the entrance -to- the University Parks.



SOUTH OXFORDSHIRE DISTRICT COUNCIL

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1959

THE SOUTH OXFORDSHIRE DISTRICT COUNCIL PUBLIC PATH  
(MARSTON NO 1) DIVERSION ORDER 1979

W H E R E A S Mr Peter Ligertwood being the owner of the land crossed by the public path referred to in paragraph 1 of this Order has satisfied the South Oxfordshire District Council that for providing a more commodious path system it is expedient that the line of the path should be diverted \_\_\_\_\_

A N D W H E R E A S the Oxfordshire County Council have consented to the making of this Order in pursuance of Section 112(1) of the Highways Act 1959 (hereinafter called "the 1959 Act") \_\_\_\_\_

N O W T H E R E F O R E the South Oxfordshire District Council in pursuance of the powers in that behalf conferred by Section 111 of the 1959 Act hereby make the following Order:-

1. The public right of way over the land in the Parish of Marston shown coloured brown on the map annexed hereto and described in Part A of the Schedule hereto shall be extinguished at the expiration of fifty-six days from the date of confirmation of this Order \_\_\_\_\_

2. There shall be at the expiration of fifty-six days from the date of confirmation of this Order a public footpath over the land at Marston described in Part B of the Schedule hereto shown coloured purple on the map contained in this Order \_\_\_\_\_

3. This Order may be cited as the South Oxfordshire District Council Public Path (Marston No 1) Diversion Order 1979 \_\_\_\_\_

THE SCHEDULE hereinbefore referred to

PART A

Description of site of existing path

Section of Path  
as indicated  
on map

Position

Width

A - C

Running from a point 270 metres from  
the northern by pass in a north easterly  
direction for 92 metres

# PART B

## Description of site of new path

Section of Path  
as indicated  
on map

Position

Width

A - B - C

Running from a point 270 metres from  
the northern by pass in a westerly then  
northerly direction along the field boundary  
for a distance of 165 metres



27/79

(THE COMMON SEAL of SOUTH  
OXFORDSHIRE DISTRICT COUNCIL  
was hereunto affixed in the  
presence of:-

*[Signature]*

Chief Executive  
The Officer appointed for this purpose

THE COMMON SEAL of SOUTH OXFORDSHIRE  
DISTRICT COUNCIL was hereunto affixed  
this 19 day of October 1979 in  
confirmation of the above written  
Order in the presence of:

*[Signature: Sue Lewington]*

Deputy District Secretary  
The Officer appointed for this purpose



27/79



THE COMMON SEAL of SOUTH  
OXFORDSHIRE DISTRICT COUNCIL  
was hereunto affixed in the presence of:-

*[Signature]*

Chief Executive

The officer appointed for this purpose

27/79



# OXFORDSHIRE COUNTY COUNCIL

GERALD GALE BURKITT  
LL.B.  
CLERK OF THE PEACE AND  
CLERK OF THE COUNCIL  
TELEPHONE: 48613



COUNTY HALL  
OXFORD  
OX1 1ND

REF. JBC/EGT/BJH/XMF(69)

YOUR REF.

11th June, 1969

Dear Sir,

The Oxfordshire County Council  
(Marston, Footpath No. 3)  
Diversion Order, 1969

The above mentioned Order has now been confirmed  
and I send herewith a copy for your records.

Yours faithfully,

Clerk of the Council

L. M. Garner Esq.,  
Clerk to Marston Parish Council,  
31 Oxford Road,  
Old Marston,  
Oxford.

Copy

## PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT, 1959 SECTION III and COUNTRYSIDE  
ACT, 1968 SECTION 31 and SCHEDULE 3 PART I

THE OXFORDSHIRE COUNTY COUNCIL (MARSTON, FOOTPATH NO. 3)  
DIVERSION ORDER, 1969

WHEREAS Brasenose College, Oxford and the Oxfordshire County Council are the owners of land crossed by the public footpath referred to in paragraph 1 of this Order, and the said Council are satisfied that for securing the efficient use of that land it is expedient that the line of the path should be diverted.

AND WHEREAS the said Council have agreed to defray any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

NOW THEREFORE the Oxfordshire County Council in pursuance of the powers in that behalf by Section III of the Highways Act 1959 and Section 31 and Schedule 3 part 1 of the Countryside Act 1968 hereby make the following Order:

1. The public right of way over the land situate at Marston shown coloured brown on the map annexed hereto and described in the first part of the Schedule hereto shall be extinguished at the expiration of twenty-eight days from the date of the confirmation of this Order.
2. There shall be at the expiration of twenty-eight days from the date of confirmation of this Order a public footpath over the land situate at Marston shown coloured purple on the plan annexed hereto and described in the second part of the Schedule hereto.
3. This Order may be cited as "The Oxfordshire County Council (Marston, Footpath No. 3) Diversion Order, 1969".

The Common Seal of THE  
OXFORDSHIRE COUNTY COUNCIL  
was hereunto affixed on the  
28th day of April, 1969

BY ORDER

G.G. Burkitt

Clerk of the Council

THE SCHEDULE before referred to  
Part I

Description of Site of Existing Path

Section of Path as indicated on Map	Position	Width
A - B	From the southern end of O.S. Enclosure 1319 at point A, north-eastwards across the said enclosure to point B, a distance of approximately 580 feet	4' 0"
B - C	From point B north north-eastwards across O.S. Enclosure 3140 to point C, a distance of approximately 640 feet.	4' 0"

Part II

Description of site of new path

Section of path. as indicated on Map	Position	Width
A - D	Northwards from point A through O.S. Enclosure 1319 to point D, a distance of approximately 390 feet	4' 0"
D - E	Northwards from point D through O.S. Enclosure 0933 for a distance of 435 feet to point E	4' 0"
E - F	Eastwards from point E into O.S. Enclosure 3140 for a distance of approximately 30 feet to point F	4' 0"
F - G	Northwards from point F for a distance of 120 feet in O.S. Enclosure 3140 to point G	4' 0"
G - C	Eastwards from point G for a distance of approximately 600 feet through O.S. Enclosure 3140 to point C, the junction with the existing footpath	4' 0"

The Common Seal of THE  
OXFORDSHIRE COUNTY COUNCIL  
was hereunto affixed this  
10th day of June, 1969 in  
confirmation of the above  
written order

BY ORDER

G.G. BURKITT

Clerk of the Council



THE COMMON SEAL of SOUTH  
OXFORDSHIRE DISTRICT COUNCIL

was hereunto affixed in the presence of

Chief Executive

The officer appointed for this purpose



This is the plan referred to in The Oxfordshire  
County Council (Marston, Footpath No. 3)  
Diversion Order, 1969

*[Signature]*  
Clerk of the Council



Enclosure 3140 to point C, a distance



DATED                      October                      19 85

HIGHWAYS ACT, 1980

DUPLICATE

South Oxfordshire District Council

(Marston No 5)

PUBLIC PATH DIVERSION ORDER, 19 85 .

SHAW & SONS LTD.

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT, 1980

(1) South Oxfordshire District Council

(2) (Marston No 5) Public Path Diversion Order

WHEREAS it appears to the (1) South Oxfordshire District Council as respects the [footpath] [bridleway] referred to in paragraph 1 of this Order that in the interests of the [[owner] [lessee] [occupier] of the land crossed by the [path] [way] [public] it is expedient that the line of the [path] [way] should be diverted;

[AND WHEREAS has agreed to [contribute towards] [defray] [any compensation which becomes payable in consequence of the coming into operation of this order:] [any expenses which are incurred in bringing the new site of the [path] [way] into a fit condition for use by the public:]]

AND WHEREAS the (3) Oxfordshire County Council ]  
[and the Countryside Commission] have been consulted in pursuance of section 120(2) of the Highways Act 1980 (hereinafter called "the 1980 Act");

[AND WHEREAS the (4) Oxfordshire County Council  
have consented to the making of this order in pursuance of section 120 (2) of the Highways Act, 1980.]

NOW THEREFORE the (1) South Oxfordshire District Council in pursuance of the powers in that behalf conferred by section 119 of the 1980 Act hereby make the following order;—

1. The public right of way over the land situate at Marston shown coloured brown on the map annexed hereto and described in A of the [first part of the] schedule hereto shall be extinguished at the expiration of 56 days from the date of confirmation of this order.

~~[2. Notwithstanding anything contained in paragraph 1 of this Order the (5)  
shall have the following rights over the land referred to in the said paragraph, namely:—~~

1.  
3. There shall be at the expiration of 56 days from the date of confirmation of this order a public [footpath] [bridleway] over the land situate at Marston described in B of the [first part of the] schedule hereto and shown coloured (6) [purple] (7) [green] on the map contained in this order.

[4. The rights conferred on the public under this order shall be subject to the limitations and conditions set out in the second part of the schedule hereto.]

5. This order may be cited as the (8) South Oxfordshire District Council  
(Marston No 5) Public Path Diversion Order, 19 85 .

The COMMON SEAL of the said (1) South Oxfordshire District Council was hereunto affixed this day of October 19 85 in the presence of  
Principal Secretary to the Council

NOTES

DELETE WORDS IN SQUARE BRACKETS WHERE INAPPROPRIATE

- (1) Insert name of authority.
- (2) Insert title of order as in para. 5.
- (3) Insert name of authority consulted.
- (4) Insert name of consenting authority or authorities.
- (5) When the rights of a statutory undertaker over the existing path are to be preserved, insert name of statutory undertaker.
- (6) Delete in case of bridleway.
- (7) Delete in case of footpath.
- (8) Insert name of authority and name or reference of path or way.

# SCHEDULE.

(9) [Part I.]

A.

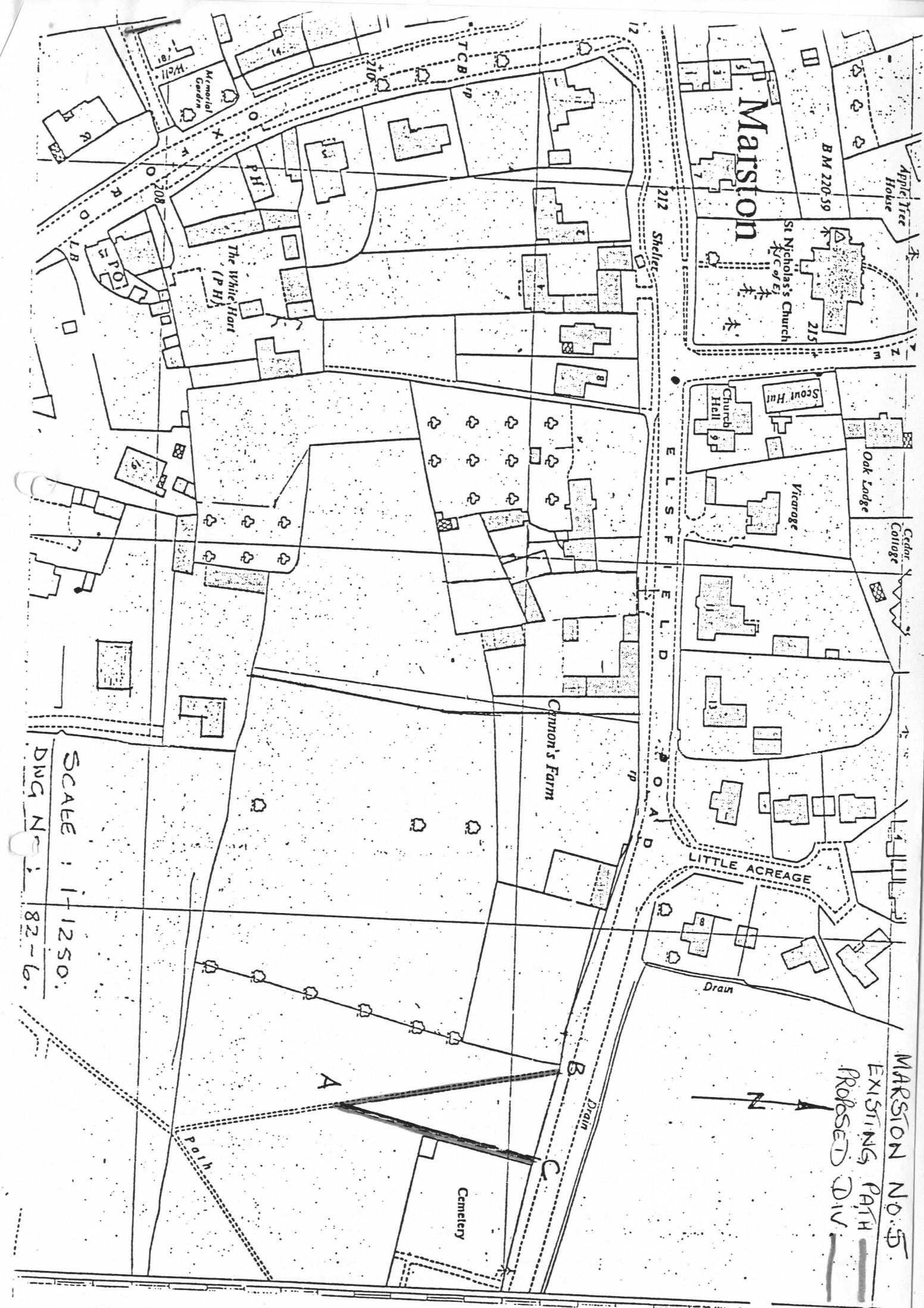
## DESCRIPTION OF SITE OF EXISTING PATH OR WAY.

(10) Section of path or way as indicated on map.	(11) Position and length	Width.
A - B	Commencing at point marked 'A' on the map running in a northerly direction for approximately 60 metres to the junction with the Elsfield Road at point marked 'B':	

B.

## DESCRIPTION OF SITE OF NEW PATH OR WAY.

(10) Section of path or way as indicated on map.	(11) Position and length	Width.
A - C	Commencing at point marked 'A' on the map to run in a northerly direction for approximately 55 metres running parallel with the cemetery boundary to the junction with the Elsfield Road at point marked 'C' - approximately 25 metres east of point 'B'	



# Oxfordshire County Council

L.M. Garner, Esq.,  
Clerk to Marston Parish Council,  
31 Oxford Road,  
Marston,  
Oxford, OX3 0PQ.

County Hall  
Oxford OX1 1ND  
Telephone (0865) 49861 ext 85  
(int. 112)

P. J. Floyd, M.A.  
County Secretary

My reference	Your reference	Please ask for	Date
CG/ST/M.633		Mr. Gowers	28th October, 1975

Dear Mr. Garner,

Footpath No. 7, Marston

I refer to the hearing on the 16th October, 1975 and now enclose a copy of the diversion order for your records. Would you please note that the Court made an additional recommendation that the width should be not less than six feet should the path be made up. I take the view that the Court, in effect, defined the width of the footpath as being six feet, whether or not it is actually made up. I shall ask the County Surveyor & Engineer to include this width in the statement of the revised definitive map, at the next revision.

I have also asked the County Surveyor & Engineer to liaise with you directly on the question of the provision of signposts which ought to be placed at both ends of this path to comply with Section 27 of the Countryside Act, 1968. Also it will be necessary to provide a stile or gate at the Marsh Lane end of the diverted footpath.

The County Council will also ensure that the Section of the path running over the City's land is reasonably fit for use although the standards of maintenance will not be as high as that section over the recreation ground. Your Council does, of course, have the power to carry out further improvements to the whole length of the path, including that section over City Council's land, should they so wish and if you wish to carry out any work please liaise direct with the Area Surveyor.

There is no reason why the stagger in the fence between the recreation ground and the City Council's ground should not continue to exist should your Council so wish. However, it is essential that the stile should be maintained for evermore by your Council. The County Council will pay 25% towards the cost of the maintenance of this stile in future.

Continued overleaf .....

Continuation

If there are any other points which ought to be considered now would you please contact the County Surveyor & Engineer direct so that this matter can be closed.

Yours sincerely,

P. C. Floyd

County Secretary



BULLINGDON MAGISTRATES' COURT

Application having been made by the Oxfordshire County Council being the County Planning Authority of the said County and the Highway Authority for the Public Footpath No 7 in the Parish of Marston in the District of South Oxfordshire in the said County for an Order under Section 108 of the Highways Act, 1959 that that part of such Public Footpath which extends for a distance of 320 yards or thereabouts and is shown coloured red between the points of A and B on the plan attached hereto shall be diverted along the line shown coloured blue between the points marked A and C on the said plan on the grounds that the diverted footpath will be more commodious to the public AND the Court being satisfied that the Applicant has given the notices required under Part 1 of the Twelfth Schedule to the Highways Act, 1959 AND the Court having heard the Applicant AND the written consent of every person having a legal interest in the land over which the footpath is to be diverted having been produced to and deposited with the Court AND the Court being satisfied that the said Public Footpath can be diverted so as to make it more commodious to the Public IT IS HEREBY ORDERED that the said Public Footpath be diverted in accordance with the Application.

The court recommends that any newly adapted footpath should be contained within a strip of six feet of the boundary of the fence, if the path is ever surfaced.

Dated the 16th Day of October, 1974 5

J. L. B. B. B.

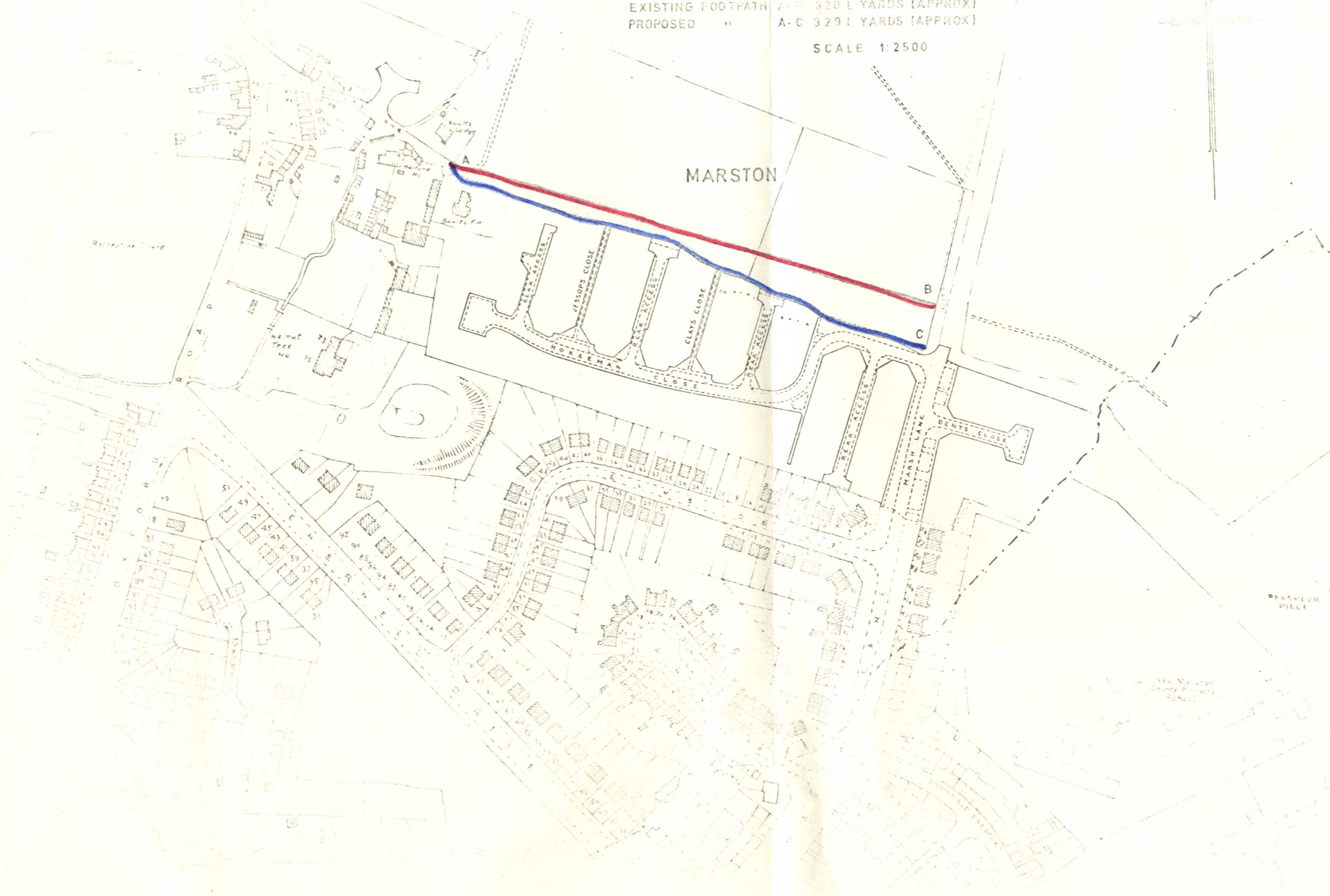
Chairman of the said Magistrates' Court.



MARSTON  
PROPOSED DIVERSION OF  
PUBLIC FOOTPATH No 7

EXISTING FOOTPATH A-B 320 L YARDS (APPROX)  
PROPOSED " A-C 329 L YARDS (APPROX)

SCALE 1:2500





NOTICE OF CONFIRMATION OF PUBLIC PATH ORDER

HIGHWAYS ACT 1959

BULLINGDON RURAL DISTRICT COUNCIL

THE BULLINGDON RURAL DISTRICT COUNCIL (NO. 9 MARSTON) PUBLIC PATH

DIVERSION ORDER 1967

On the 21st February, 1968 the Minister of Housing and Local Government confirmed with modifications the above order.

The effect of the order is to divert the public right of way which runs in a southerly direction from the Victoria Arms Public House Old Marston to the Oxford City boundary, at a point 816 yards south of the said Victoria Arms Public House to a new line which runs in a more south south easterly direction for a distance of 213 yards to the point marked B on the plan deposited, and thence proceeding along its original line in a southerly direction to the Oxford City boundary.

The old path will be closed as from the 3rd April, 1968.

A copy of the confirmed order and the map contained in it has been deposited at the Council Offices, 76 Banbury Road, Oxford and may be inspected free of charge between the hours of 9.00 a.m. and 5.00 p.m. on Mondays to Fridays.

A copy has also been deposited with the Clerk to Marston Parish Council at 31 Oxford Road Marston, where it can be inspected free of charge at all reasonable times.

The order becomes operative as from the 1st day of March, 1968, but if any person aggrieved by the order desires to question the validity thereof or of any provision contained therein on the grounds that it is not within the powers of the Highways Act 1959, or on the ground that any requirement of the Act or any regulation made thereunder has not been complied with in relation to the approval of the order he may, within six weeks from the date of publication of this Notice, make application to the High Court.

Dated this 26th day of February, 1968.

L. C. WORT.

Clerk of the Council.

Council Offices,  
76 Banbury Road,  
Oxford.

DATE 19th December,

19 67.

**HIGHWAYS ACT, 1959**

COPY:

**Bullingdon Rural District Council**

**(No. 9 Marston)**

**PUBLIC PATH DIVERSION ORDER, 1967.**

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT, 1959  
The Bullingdon Rural District Council (No. 9 Marston)  
Public Path Diversion Order 1967.

WHEREAS The Chancellor, Masters and Scholars of the University of Oxford and  
of John Calnan of Colthorne Farm, Oxford Road, Old Marston, Oxford  
are the owners of the [land] [occupied by land] crossed by the public [footpath] [path] referred  
to in paragraph 1 of this order, and are satisfied that the Bullingdon Rural District  
Council  
efficient use [of that land] [land] [for providing a [shorter]  
and [more commodious] [path] [way] it is expedient that the line of the [path] [way] should  
be diverted;

[AND WHEREAS the said University of Oxford  
have agreed to [contribute towards] [defray] [any compensation which becomes payable in  
consequence of the coming into operation of this order:] and [any expenses which are incurred  
in bringing the new site of the [path] [way] into a fit condition for use by the public]]

[AND WHEREAS the [Oxfordshire County Council

have consented to the making of this order in pursuance of subsection (1) of Section 112 of the  
Highways Act, 1959 (hereinafter called "the Act").]

NOW THEREFORE the [Bullingdon Rural District Council

in pursuance of the powers in that behalf conferred by Section 111 of the Act hereby make the  
following order:—

1. The public right of way over the land situate at Old Marston in the  
County of Oxford shown coloured brown on the map annexed hereto and  
described in A of the [first part of the] schedule hereto shall be extinguished at the expiration  
of six weeks [days] from the date of confirmation of this order.

[The [land] [occupied by land] crossed by the public [footpath] [path] referred  
to in paragraph 1 of this order, and are satisfied that the Bullingdon Rural District  
Council  
efficient use [of that land] [land] [for providing a [shorter]  
and [more commodious] [path] [way] it is expedient that the line of the [path] [way] should  
be diverted;

[The [land] [occupied by land] crossed by the public [footpath] [path] referred  
to in paragraph 1 of this order, and are satisfied that the Bullingdon Rural District  
Council  
efficient use [of that land] [land] [for providing a [shorter]  
and [more commodious] [path] [way] it is expedient that the line of the [path] [way] should  
be diverted;

2. There shall be at the expiration of six weeks [days] from the date of  
confirmation of this order a public [footpath] [path] over the land situate at Old Marston  
in the County of Oxford  
described in B of the [first part of the] schedule hereto and shown coloured [purple] [green]  
on the map contained in this order.

[The [land] [occupied by land] crossed by the public [footpath] [path] referred  
to in paragraph 1 of this order, and are satisfied that the Bullingdon Rural District  
Council  
efficient use [of that land] [land] [for providing a [shorter]  
and [more commodious] [path] [way] it is expedient that the line of the [path] [way] should  
be diverted;

3. 5. This order may be cited as the "Bullingdon Rural District Council (No. 9 Marston)  
Public Path Diversion Order, 1967 .

The COMMON SEAL of the said [Bullingdon  
Rural District Council  
was hereunto affixed this Nineteenth  
day of December 1967 in the presence  
of (Sgd) R. C. Surman  
Chairman  
(Sgd) L. C. Wert  
Clerk

L.S.

NOTES

DELETE WORDS IN SQUARE BRACKETS WHERE INAPPROPRIATE

- (1) Insert title of order as in para. 5.
- (2) Insert name of order-making authority.
- (3) Insert name of consenting authority or authorities.
- (4) When the rights of a statutory undertaker over the existing path are to be preserved, insert name of statutory undertaker.
- (5) Delete in case of bridleway.
- (6) Delete in case of footpath.
- (7) Insert name of order-making authority and name or reference of path or way.

Copyright Form. Cat. No. N.P. 2. SHAW & SONS LTD., Fetter Lane, Fleet Street, E.C.4. S2129 (A) ☐

# SCHEDULE.

(9) [Part I.]

A.

## DESCRIPTION OF SITE OF EXISTING PATH OR WAY.

(9) Section of path or way as indicated on map.	(10) Position.	Width.	
		Feet	Inches
A - B	From the point marked A on the plan being approximately 816 yards south south west of the Victoria Arms Public House and running in a south westerly direction for a distance of 46 yards thence in a southerly direction for a distance of approximately 185 yards to the point marked B on the plan. A TOTAL DISTANCE of 231 YARDS.	3	6

B.

## DESCRIPTION OF SITE OF NEW PATH OR WAY.

(9) Section of path or way as indicated on map.	(10) Position.	Width.	
		Feet	Inches
A - B	From a point marked A on the plan being approximately 816 yards south south west of the Victoria Arms Public House and running in a southerly direction for a distance of 213 yards to the point marked B on the plan.	3	6

The Minister of Housing and Local Government hereby confirms the foregoing Order subject to the modifications shown in red ink thereon.

Given under the official seal of the Minister of Housing and Local Government on 21st February, 1968.  
 (Sgd) R. Lleyd Thomas.  
 Assistant Secretary. R. Lleyd Thomas  
 Ministry of Housing and Local Government.



Legend  
Rippled background shows rippled ground.  
Road Division

Scale - 6 inches = 1 mile

over city boundary

HIRSTON

Old Town  
Cathedral  
Fountain

WATER  
TOWER  
(1871)

WATER  
CHERVELL

RIVER  
CHERVELL

The Dollington Rural District Council (No. 9 Hirston)  
Public Path Diversion Order 1967.

Scale - 1000

(Sgd) 1000

F.P.

F.P.



HIGHWAYS ACT, 1980

SOUTH OXFORDSHIRE DISTRICT COUNCIL

(MARSTON NO 14)

PUBLIC PATH DIVERSION ORDER, 1983 .

- (1) SOUTH OXFORDSHIRE DISTRICT COUNCIL
- (2) PUBLIC PATH (MARSTON NO 14) DIVERSION ORDER 1983

WHEREAS it appears to the <sup>(1)</sup>  
 . South Oxfordshire District Council as respects the ~~[footpath]~~ [bridleway] referred  
 to in paragraph 1 of this Order that in the interests of the ~~[[owner] [lessor] [occupier]]~~ of the land  
 crossed by the ~~[path] [way]]~~ ~~[public]~~ it is expedient that the line of the ~~[path] [way]~~ should be  
 diverted;

[AND WHEREAS M E Tysall Esq  
 has agreed to [contribute towards] ~~[defray]~~ ~~[any compensation which becomes payable in~~  
~~consequence of the coming into operation of this order]~~ [any expenses which are incurred  
 in bringing the new site of the ~~[path] [way]~~ into a fit condition for use by the public:]]

AND WHEREAS the <sup>(3)</sup> Oxfordshire County Council ]  
~~and the Countryside Commission]~~ have been consulted in pursuance of section 120(2) of the  
 Highways Act 1980 (hereinafter called "the 1980 Act");

[AND WHEREAS the <sup>(4)</sup>  
 . Oxfordshire County Council  
 have consented to the making of this order in pursuance of section 120 (2) of the Highways Act,  
 1980.]

NOW THEREFORE the <sup>(1)</sup> South Oxfordshire District Council  
 in pursuance of the powers in that behalf conferred by section 119 of the 1980 Act hereby make  
 the following order;—

1. The public right of way over the land situate at  
 . Marston shown coloured brown on the map annexed hereto and  
 described in A of the [first part of the] schedule hereto shall be extinguished at the expiration  
 of fifty six days from the date of confirmation of this order.

[2. Notwithstanding anything contained in paragraph 1 of this Order the <sup>(5)</sup>  
 . British Telecom  
 shall have the following rights over the land referred to in the said paragraph, namely:—

Access to and maintenance of equipment

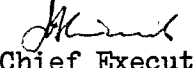
3. There shall be at the expiration of fifty six days from the date of  
 confirmation of this order a public ~~[footpath]~~ [bridleway] over the land situate at  
 . Marston  
 described in B of the [first part of the] schedule hereto and shown coloured <sup>(6)</sup> ~~[purple]~~ <sup>(7)</sup> [green]  
 on the map contained in this order.

[4. The rights conferred on the public under this order shall be subject to the limitations  
 and conditions set out in the second part of the schedule hereto.]

5. This order may be cited as the <sup>(8)</sup>  
 . South Oxfordshire District Council  
 . (Marston No 14)

Public Path Diversion Order, 1983 .

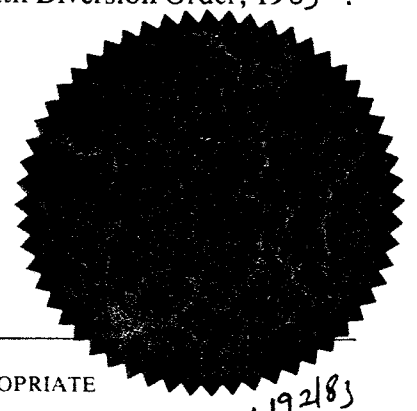
The COMMON SEAL of the said <sup>(1)</sup>  
 . South Oxfordshire District Council  
 is hereunto affixed this 10  
 day of November 1983 ~~in the presence~~  
 of under the authentication of:

  
 Chief Executive/District Secretary  
 The Officer appointed for this purpose

NOTES

DELETE WORDS IN SQUARE BRACKETS WHERE INAPPROPRIATE

- (1) Insert name of authority.  
 (2) Insert title of order as in para. 5.  
 (3) Insert name of authority consulted.  
 (4) Insert name of consenting authority or authorities.  
 (5) When the rights of a statutory undertaker over the existing path are to be preserved, insert name of statutory undertaker.  
 (6) Delete in case of bridleway.



192/83



SCHEDULE.

(9) [Part I.]

A.

DESCRIPTION OF SITE OF EXISTING PATH OR WAY.

(10) Section of path or way as indicated on map.	(11) Position and length	Width.
A - B	Running diagonally across the field for 180 m	

B.

DESCRIPTION OF SITE OF NEW PATH OR WAY.

(10) Section of path or way as indicated on map.	(11) Position and length	Width.
A - C - B	Running inside the field boundary for a distance of 225 m	12'

LIMITATIONS AND CONDITIONS.

(9) Position of path or way to which limitations and conditions apply.	(9) Limitations and conditions.

NOTES

(9) Delete when the rights of the public are not to be subject to limitations and conditions.  
(10) Each section should be distinctively lettered. e.g., A-B, B-C, etc. When there are no sections insert "Whole path (or way)" in this column.  
(11) The position should be defined by reference to the commencement and ending points and should indicate whether the path



# PRICE OF CONFIRMATION OF PUBLIC PATH ORDER

HIGHWAYS ACT 1980

TH OXFORDSHIRE DISTRICT COUNCIL PUBLIC PATH

(MARSTON No.14)

DIVERSION ORDER 1983

ne South Oxfordshire District Council confirmed

r as confirmed is to divert the public right of way  
o the south south west of Sescut Farm diagonally  
80 metres to a line running inside the field boundary  
metres.

s confirmed and the map contained in it has been deposited  
free of charge at the Post Office, Oxford Road, Marston  
urs and at the South Oxfordshire District Council Offices,  
between the hours of 8.30 am  
xford  
ormal working day. Copies of the order and map may be

rative as from 25 May 1984, but if a person aggrieved  
to question the validity thereof, or of any provision  
the ground that it is not within the powers of the Highways  
or on the ground that any requirement of the Act, as amended  
made thereunder has not been complied with in relation to  
er paragraph 2 of Schedule 2 to the Act as applied by  
le 6 to the Act, within six weeks from 25 April 1984,  
or the purpose to the High Court.

S W LEWINGTON  
District Secretary

<b>Technical Services Department</b> Council Offices Benson Lane Crowmarsh Wallingford Oxon M. C. Campbell, C.Eng., M.Inst.Mun.E., M.Inst.H.E. Chief Technical Officer		(Postal) PO Box 23 Wallingford Oxon (0491) 35351 OX10 8HD		Drawn by Traced by Checked by Scale Date	O.S. R V T  1:2500 NOV '83	Title BRIDLEWAY 14 AT MARSTON	Drawing No. Rev.



NOTICE OF CONFIRMATION OF PUBLIC PATH ORDER

HIGHWAYS ACT 1980

SOUTH OXFORDSHIRE DISTRICT COUNCIL PUBLIC PATH

(MARSTON No.14)

DIVERSION ORDER 1983

On 16 April 1984 the South Oxfordshire District Council confirmed the above named order.

The effect of the order as confirmed is to divert the public right of way running from a point to the south south west of Sescut Farm diagonally across the field for 180 metres to a line running inside the field boundary for a distance of 225 metres.

A copy of the order as confirmed and the map contained in it has been deposited and may be inspected free of charge at the Post Office, Oxford Road, Marston at normal business hours and at the South Oxfordshire District Council Offices, Crowmarsh, Wallingford between the hours of 8.30 am and 4.30 pm on any normal working day. Copies of the order and map may be purchased.

The order becomes operative as from 25 May 1984, but if a person aggrieved by the order desires to question the validity thereof, or of any provision contained therein, on the ground that it is not within the powers of the Highways Act 1980, as amended or on the ground that any requirement of the Act, as amended or of any regulation made thereunder has not been complied with in relation to the order he may, under paragraph 2 of Schedule 2 to the Act as applied by paragraph 5 of Schedule 6 to the Act, within six weeks from 25 April 1984, make an application for the purpose to the High Court.

Dated: 25 April 1984

S W LEWINGTON  
District Secretary

<b>Technical Services Department</b> Council Offices Benson Lane Crowmarsh Wallingford Oxon M. C. Campbell, C.Eng., M.Inst.Mun.E., M.Inst.H.E. Chief Technical Officer		(Postal) PO Box 23 Wallingford Oxon (0491) 35351 OX10 8HD	
Drawn by	O.S.	Title <b>BRIDLEWAY 14 AT MARSTON</b>	
Traced by	R V T		
Checked by			
Scale	1:2500	Drawing No.	
Date	NOV '83		
South Oxfordshire District Council		Rev.	

Reproduced from the Ordnance Survey  
 Map with the sanction of the Controller  
 of H. M. Stationery Office  
 "Crown Copyright Reserved"

Clerk to Marston Parish Council,  
40 31 Oxford Road,  
Marston,  
Oxford,  
OX 3 0PQ.

County Hall Oxford OX1 1ND  
Telephone: Switchboard (0865) 792422  
Fax: (0865) 726155  
DX 4310 OXFORD

P J Floyd MA  
County Solicitor

My Ref: ACC 61/03/52

Date : 18/5/89

This matter is being dealt with by R.G.Cain whose direct line  
telephone number is (0865)-810297

*Now FOOTPATH 16*

Dear Madam or Sir,

Application for Definitive Map Modification Order:  
Parish of Marston

I refer to an application by  
John Collier, 4 Windsor Crescent, Oxford OX3 0SQ  
to modify the Definitive Map and Statement and enclose a copy  
of the same for your information.

The County Council has now considered this application  
which it has decided to accept.

I further enclose a copy of the formal notice of  
determination.

Yours faithfully,

*P.J. Floyd*

County Solicitor

WILDLIFE & COUNTRYSIDE ACT, 1981

Schedule 14, paragraph 3

DETERMINATION BY OXFORDSHIRE COUNTY COUNCIL  
OF AN APPLICATION FOR A MODIFICATION ORDER

To: JOHN COLLIER ESQ.  
of: 4, WINDSOR CRESCENT,  
OLD MARSTON,  
OXFORD. OX3. 0SQ.

You have applied for an order under Section 53(2) of the Wildlife &  
Countryside Act, 1981 to modify the Definitive map and Statement by:-

ADDING THE FOOTPATH ALONG THE EAST BANK OF THE  
RIVER CHERWELL FROM MARSTON 9 TO MARSTON 10

The Oxfordshire County Council have investigated the matters stated in  
the application and have consulted every local authority whose area includes  
the land to which the application relates.

I HEREBY give you notice that the County Council have decided to make the  
order/~~not make the order.~~

Dated the 6<sup>th</sup> day of APRIL 19 89.

*P.J. Floyd*

P.J. FLOYD  
County Solicitor  
Oxfordshire County Council  
County Hall  
Oxford. OX1 1ND

## APPLICATION FORM FOR MODIFICATION ORDER

Wildlife and Countryside Act 1981

## Definitive Map and Statement for

To: The County Solicitor,  
Oxfordshire County Council,  
County Hall,  
Oxford.

I/We\* ..... JOHN COLLIER ..... (Name in Capitals)  
of ..... 4 WINDSOR CRESCENT ..... (Address in Capitals)  
..... OLD MARSTON .....  
..... OXFORD OX3 0SQ .....

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 of:-

..... MARSTON .....

by:-

- \*1. deleting the footpath/bridleway/by-way open to all traffic\*  
from .....  
to .....
- \*2. adding the footpath/bridleway/by-way open to all traffic\*  
from ..... MARSTON 9 .....  
to ..... MARSTON 10 (along river bank - see plan) (Points A-B) .....
- \*3. upgrading/downgrading\* to a footpath/bridleway/by-way open to all traffic\* the footpath/bridleway/by-way open to all traffic\*  
from .....  
to .....
- \*4. varying/adding\* to the particulars relating to the footpath/bridleway/by-way open to all traffic\*  
from .....  
to .....

by providing that .....  
.....

and shown on the map annexed hereto.

The approximate width of the right of way (if known) is ..... 4 ft .....

The approximate length of the right of way (if known) is ..... 2100 ft .....

I/We\* attach copies of the following documentary evidence (including statements of witnesses) in support of this application:-

(Please list documents and continue on a separate sheet if necessary).

*Five evidence forms attached*

..... [Signature] ..... (Signature)

Dated ..... 19th October ..... 1987

\* Delete as appropriate





WILDLIFE AND COUNTRYSIDE ACT 1981  
DEFINITIVE MAPS AND STATEMENTS FOR THE FORMER  
ADMINISTRATIVE COUNTY OF OXFORD AND FOR FORMER NORTH BERKSHIRE:

THE OXFORDSHIRE COUNTY COUNCIL (DEFINITIVE MAPS AND STATEMENTS FOR THE FORMER  
ADMINISTRATIVE COUNTY OF OXFORD AND FOR FORMER NORTH BERKSHIRE) NO 1  
MODIFICATION ORDER 1991

WHEREAS pursuant to Section 53(2)(b) of the Wildlife and Countryside Act 1981 (hereinafter called "The Act") it appears to the Oxfordshire County Council (hereinafter called "the Surveying Authority") that the Definitive Maps and Statements for the former administrative County of Oxford and for former North Berkshire require modification in consequence of the occurrence of the events specified in:

1. SECTION 55(5)(c) of the Act, namely, that it is necessary to show particulars shown in the draft map and statement but not in the map and statement under review, being particulars with respect to which no representations or objections have been duly made, or in relation to which all such representations or objections have been withdrawn (this right of way is set out in Part I of the Schedule hereto)

2. SECTION 53(3)(c) of the Act, namely, whereby the discovery by the Surveying Authority of evidence which (when considered with all other relevant evidence available to it) shows that rights of way which are not shown in the Maps or Statements subsist or are reasonably alleged to subsist over land in the areas to which the maps relate, being rights of way to which the Act applies (this right of way is set out in Part II of the Schedule hereto)

AND WHEREAS the Surveying Authority has consulted with every local authority whose area includes the land to which the Order relates

NOW THEREFORE the Surveying Authority in exercise of the power conferred by Section 53(2)(b) of the Act hereby makes the following Order:-

(1) FOR the purposes of this Order the relevant date shall be 1 January 1991.

(2) THE Definitive Maps and Statements for the former administrative County of Oxford and for former North Berkshire shall be modified as described in the Schedule hereto and as shown on the maps annexed hereto.

(3) THIS Order shall have effect on the following dates:

- (a) In respect of the right of way in Part I of the Schedule, the date that this Order is made.
- (b) In respect of the rights of way in Part II of the Schedule, the date or dates that this Order is confirmed.

Dated 4<sup>th</sup> June 1991

---

THE OXFORDSHIRE COUNTY COUNCIL  
(DEFINITIVE MAPS AND STATEMENTS  
FOR THE FORMER ADMINISTRATIVE  
COUNTY OF OXFORD AND FOR FORMER  
NORTH BERKSHIRE) NO 1 MODIFICATION  
ORDER 1991

---

GIVING EFFECT TO  
FOOTPATH 16



WILDLIFE AND COUNTRYSIDE ACT 1981  
DEFINITIVE MAPS AND STATEMENTS FOR THE FORMER  
ADMINISTRATIVE COUNTY OF OXFORD AND FOR FORMER NORTH BERKSHIRE:

THE OXFORDSHIRE COUNTY COUNCIL (DEFINITIVE MAPS AND STATEMENTS FOR THE FORMER  
ADMINISTRATIVE COUNTY OF OXFORD AND FOR FORMER NORTH BERKSHIRE) NO 1  
MODIFICATION ORDER 1991

WHEREAS pursuant to Section 53(2)(b) of the Wildlife and Countryside Act 1981 (hereinafter called "The Act") it appears to the Oxfordshire County Council (hereinafter called "the Surveying Authority") that the Definitive Maps and Statements for the former administrative County of Oxford and for former North Berkshire require modification in consequence of the occurrence of the events specified in:

1. SECTION 55(5)(c) of the Act, namely, that it is necessary to show particulars shown in the draft map and statement but not in the map and statement under review, being particulars with respect to which no representations or objections have been duly made, or in relation to which all such representations or objections have been withdrawn (this right of way is set out in Part I of the Schedule hereto)

2. SECTION 53(3)(c) of the Act, namely, whereby the discovery by the Surveying Authority of evidence which (when considered with all other relevant evidence available to it) shows that rights of way which are not shown in the Maps or Statements subsist or are reasonably alleged to subsist over land in the areas to which the maps relate, being rights of way to which the Act applies (this right of way is set out in Part II of the Schedule hereto)

AND WHEREAS the Surveying Authority has consulted with every local authority whose area includes the land to which the Order relates

NOW THEREFORE the Surveying Authority in exercise of the power conferred by Section 53(2)(b) of the Act hereby makes the following Order:-

- (1) FOR the purposes of this Order the relevant date shall be 1 January 1991.
- (2) THE Definitive Maps and Statements for the former administrative County of Oxford and for former North Berkshire shall be modified as described in the Schedule hereto and as shown on the maps annexed hereto.
- (3) THIS Order shall have effect on the following dates:
- (a) In respect of the right of way in Part I of the Schedule, the date that this Order is made. *LONG-FOOTPATH*
- (b) In respect of the rights of way in Part II of the Schedule, the date or dates that this Order is confirmed.

(4) THIS Order may be cited as the Oxfordshire County Council (Definitive Maps and Statements for the former administrative County of Oxford and for former North Berkshire) No. 1 Modification Order 1991.

DATED this the *Fourth* day of *June* 1991

THE COMMON SEAL OF THE )

OXFORDSHIRE COUNTY COUNCIL )

was hereunto affixed in the )

presence of:- )

*C. S. Rawland*

Solicitor to the Council



174/6

SCHEDULE - PART II

MODIFICATION OF DEFINITIVE MAP

DESCRIPTION OF PATH OR WAY TO BE ADDED

Section 53 (3)(c) of the Act

PARISH	PATH NO	CLASSIFICATION	FROM	TO	OS MAP NO	REMARKS
MARSTON	16	FP	Its junction with FP10 at grid reference 5174 0793 west south west for approximately 40 metres towards the river's edge at grid reference 5170 0792 thence generally northwards upstream along the east bank of the River Cherwell for approximately 630 metres	Its junction with FP9 at grid reference 5180 0840	SP 50 NW	

SCHEDULE

NOTES

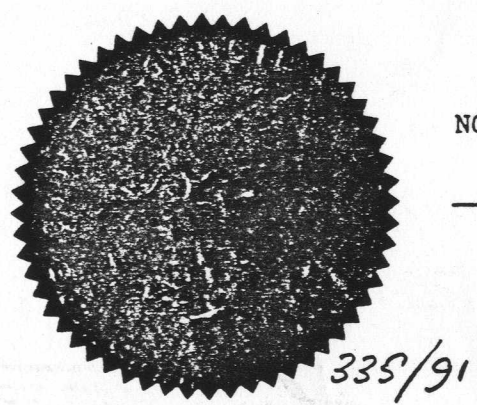
- (a) "Footpath" means a highway over which the public have a right of way on foot only, other than such highway at the side of a public road. These are coded "FP" in the Statement.
- (b) "Bridleway" means a highway over which the public have the following rights of way but no other: a right of way on foot, a right of way on horseback or leading a horse, with or without a right to drive animals of any description along the highway and a right to ride a bicycle which is not a motor vehicle. These are coded "BR" in the Statement.
- (c) "By way open to all traffic" means a highway over which the public have a right of way for vehicles and other kinds of traffic, but which is used mainly for the purpose of footpath and bridleway rights. These are coded "BOAT" in the Statement.
- (d) Minimum width of footpaths is 1.5 metres.



THE COMMON SEAL OF THE  
OXFORDSHIRE COUNTY COUNCIL

as hereunto affixed this  
ninth day of October 1991  
in confirmation of  
LITTLE WITTENHAM PP8 (pt.)  
MARSTON PP16  
unopposed paths in  
the within-written Order  
the presence of:

Dated 4<sup>th</sup> June 1991



335/91

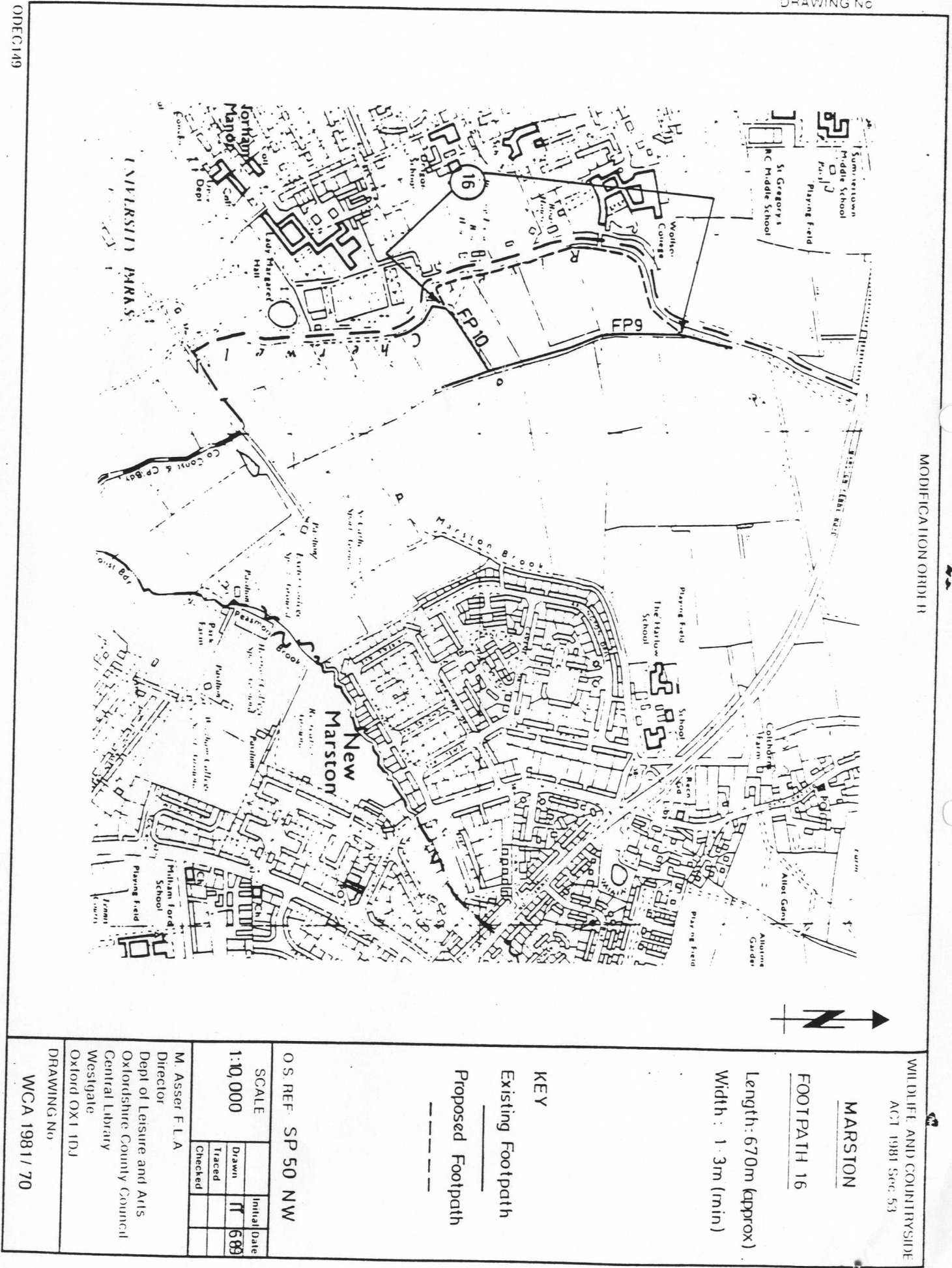
THE OXFORDSHIRE COUNTY COUNCIL  
(DEFINITIVE MAPS AND STATEMENTS  
FOR THE FORMER ADMINISTRATIVE  
COUNTY OF OXFORD AND FOR FORMER  
NORTH BERKSHIRE) NO 1 MODIFICATION  
ORDER 1991

C. S. Rowland  
Solicitor to the Council.

ODEC149

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DRAWING NO



MODIFICATION ORDER

WILDLIFE AND COUNTRYSIDE  
ACT 1981 Sec 53

MARSTON

FOOTPATH 16

Length: 670m (approx)  
Width: 1.3m (min)

KEY

Existing Footpath

Proposed Footpath

O.S. REF. SP 50 NW

SCALE		Initial Date	
1:10,000	Drawn	11	6.89
	Traced		
	Checked		

M. Asser F.L.A.  
Director  
Dept of Leisure and Arts  
Oxfordshire County Council  
Central Library  
Westgate  
Oxford OX1 1DJ

DRAWING NO  
WCA 1981/70