

# CERTIFICATE OF HIGHWAY MILEAGE FOR YEAR ENDING FEB. 10, 19<sup>84</sup>

01111

Fill out 4 copies, file one with Town Clerk, and mail 3 to Agency of Trans. before February 10, 19<sup>84</sup>  
 ► IF NO CHANGES IN MILEAGE, OMIT PART I, CHECK BOX IN PART II, AND SIGN PART III. ◀

## PART I

We, the Selectmen, Trustees or Aldermen of Middlebury on oath state that we have carefully measured all the highways in this town and find that the mileage of highways, according to Title 19, V.S.A., Sec. 15, amended 1973, Act No. 63, in this town for the year ending Feb. 10, 19<sup>84</sup> is as follows:

	TOWN HIGHWAYS				STATE HIGHWAYS	TOTAL EXCLUDING CLASS 4
	CLASS 1	CLASS 2	CLASS 3	CLASS 4		
PREVIOUS MILEAGE AS SHOWN FEBRUARY 10, 19 <sup>83</sup>	3.458	15.720	42.260	2.670	16.834	78.272
MILEAGE ADDED SINCE FEBRUARY 10, 19 <sup>83</sup> ACCORDING TO STATUTE. EXPLAIN UNDER (1) BELOW.	0	0	0	0.930	0	0
SUB TOTAL	3.458	15.720	42.260	3.600	16.834	78.272
MILEAGE SUBTRACTED SINCE FEBRUARY 10, 19 <sup>83</sup> ACCORDING TO STATUTE. EXPLAIN UNDER (2) AND (3).	0	0	0	0	0	0
TOTAL HIGHWAY MILEAGE FEB. 10, 19 <sup>84</sup>	3.458	15.720	42.260	3.600	16.834	78.272
SCENIC HIGHWAY MILEAGE (19 VSA 1019)					1.386	1.386

DURING THE PAST YEAR THE FOLLOWING CHANGES HAVE OCCURED:

(1) We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion" have been added:

(2) We hereby certify that the following highways have been discontinued according to statute and are substantiated by the attached copy of the proceedings.

(3) We hereby certify that the following highways have been reclassified/remeasured and are substantiated by the attached copy of the proceedings.

correction of class 4 mileage to include Old Stage Rd (also known as Old Center Turnpike). See attached surveyor's report and map.

(4) We hereby certify that the following highways have been designated or discontinued as "Town Scenic Highways", and are substantiated by the attached copy of the proceedings.

1.386 Miles of Route 125 has been designated as a Scenic Highway

## PART II CHECK BOX IF NO CHANGES IN MILEAGE.

WE HEREBY CERTIFY THAT THE TOWN/VILLAGE/CITY OF Addison HAD NO CHANGES IN HIGHWAY MILEAGE FOR THE YEAR ENDING FEBRUARY 10, 19<sup>84</sup>.

## PART III

SELECTMEN  
Signatures

Richard A. McGuire, Town Manager  
Duly-Authorized Agent of the Board of Selectmen

I, Judy Raymond, Assistant Town Clerk of the Town of Middlebury hereby certify this record of highway mileage is filed and recorded at this office on 2/10, 19<sup>84</sup>.

T.A. 301-IM 7-82

Rev. 7-82

Attest: Judy Raymond Ass't Town Clerk  
 Approved: [Signature] Representative, Agency of Transportation Date Feb. 15, 1984

Note: Applicable section of Vermont Statutes is printed on reverse side.

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 69° 12' to a point marked by a concrete monument set in the northerly edge of lands previously conveyed by the herein Grantor to Bernard J. Fitzsimmons by Warranty Deed dated August 12, 1982, and recorded in

JOHN C. DEPPMAN  
ATTORNEY AT LAW  
39 COURT STREET  
MIDDLEBURY VERMONT  
05753  
TEL. (802) 388-0337

0111

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(2) We hereby certify that the following highways have been discontinued according to statute and are substantiated by the attached copy of the proceedings.

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correction of class 4 mileage to include Old Stage Rd (also known as Old Center Turnpike). See attached surveyor's report and map.

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1,386 Miles of Route 125 has been designated as a Scenic Highway

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SELECTMEN  
Signatures

Richard A. McGuire  
Richard A. McGuire, Town Manager  
 Duly-Authorized Agent of the Board of Selectmen

I, Judy Raymond, Assistant Town Clerk of the Town of Middlebury hereby certify this record of highway mileage is filed and recorded at this office on 2/10, 19<sup>84</sup>.

T.A. 301-IM 7-82

Attest: Judy Raymond  
 Ass't Town Clerk

Rev. 7-82

Approved: [Signature]  
 Representative, Agency of Transportation

Feb. 15, 1984  
 Date

Note: Applicable section of Vermont Statutes is printed on reverse side.

a point marked by a concrete monument;

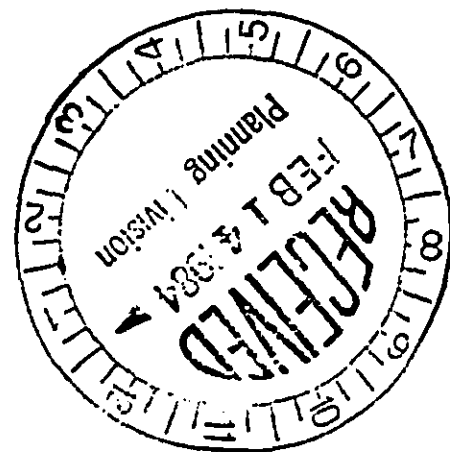
Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 68° 12' to a point marked by a



TOWN OF MIDDLEBURY, VERMONT 05753

February 10, 1984

J. E. R. Landry  
Project Planning Engineer  
Agency of Transportation  
133 State St., Administration Building  
Montpelier, VT 05602



RE: 1984 Mileage Certificate

Dear Joe:

Pursuant to 19VSAB15, enclosed is the Town of Middlebury Certificate of Highway Mileage for the year ending February 10, 1984.

During the past year the Board of Selectmen formally recognized the old "Center Turnpike" from East Middlebury to Ripton as a Class 4 Town Highway. This action followed a lengthy dispute with the U.S. Forest Service as to whether it was a common right-of-way or a pent road or a Class 4 Town Highway. Prior to this it had not been listed under any other class of mileage. The statute only requires a certificate of completion and opening for Class 1, 2 and 3 mileage. I have included this correction of Class 4 mileage on the shaded box in the total Highway Mileage Certificate and enclosed a copy of the surveyor's report for your information.

Lastly, we have made a minor correction to the Class 3 mileage from the previous year's mileage certificate. The total Class 3 mileage submitted last year was 42.263. Your office provided us with a form that had 42.260 typed in. The three-one thousandths difference was also corrected in the total (from 78.272 to 78.275).

I trust the enclosed is completed in proper order, or if not, that you will call me at 388-4041.

Very truly yours,

Fred S. Dunnington  
Planning Officer

FSD:lgf  
Enclosures



Municipal Building 802-388-4041  
Public Works Dept. 802-388-4045  
Police (Emergency) 802-388-3191

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 69° 12' to a point marked by

Middlebury, April 16th, 1794.

Stephen Goodrich  
Nathaneil Mungler      Selectmen  
Joshua Hild

Rec'd the foregoing on record. Attest. Robert Huston, Town Clerk.

FROM SEELEY'S EAST TO THE TOWN LINE.

Surveyed October 28th 1793, a highway bounded as follows, to wit:  
Beginning at a stake standing on the east side of the highway that leads  
by Seeley's thence N.  $36^{\circ}$  E. 57 rods to a papple tree, thence S.  $83^{\circ}$  E.  
22 rods to a black oak tree, thence E. 21 rods to a black oak tree, thence  
N.  $85^{\circ}$  E. 20 rods to a beach tree, thence N.  $80^{\circ}$  E. 14 rods to a stake,  
thence S.  $85^{\circ}$  E. 13 rods to the corner of West's house, thence S.  $50^{\circ}$  E. (38  
24 rods to a white oak tree, thence S.  $45^{\circ}$  E. 66 rods to a pap wood tree,  
thence S.  $43^{\circ}$  E. 28 rods to a maple tree, thence S.  $74^{\circ}$  E. 29 rods to a  
beach tree, thence S.  $40^{\circ}$  E. 12 rods to spruce tree, thence S.  $45^{\circ}$  E. 22  
rodsto a birch tree, thence S.  $53^{\circ}$  E. 16 rods to a beach tree, thence S.  
 $70^{\circ}$  E. 14 rods to a spruce tree, thence E. 10 rods to a hemlock tree,  
thence N.  $78^{\circ}$  E. 76 rods to a beach tree, thence E. 67 rods to a spruce  
tree thence N.  $55^{\circ}$  E. 24 rods to a birch tree, thence N.  $70^{\circ}$  E. 68 rods  
to a tre, thence S.  $80^{\circ}$  E. 18 rods to a beach staddle standing on the E.  
line of the town. Said highway being six rods wide.

John Foot, Surveyor

By donation of the selectmen.

Middlebury May 6th 1794. Rec'd the foregoing survey on record.

Attest. Robert Huston, Town Clerk.

Road Book #1 page 38

also recorded in Book 2 pg 27

28



Road Survey  
 From Seeley's East  
 To the Town line  
 From Road Book in  
 Middlebury Land Records  
 May 8, 1793  
 also: 2/221

LOCUS MAP

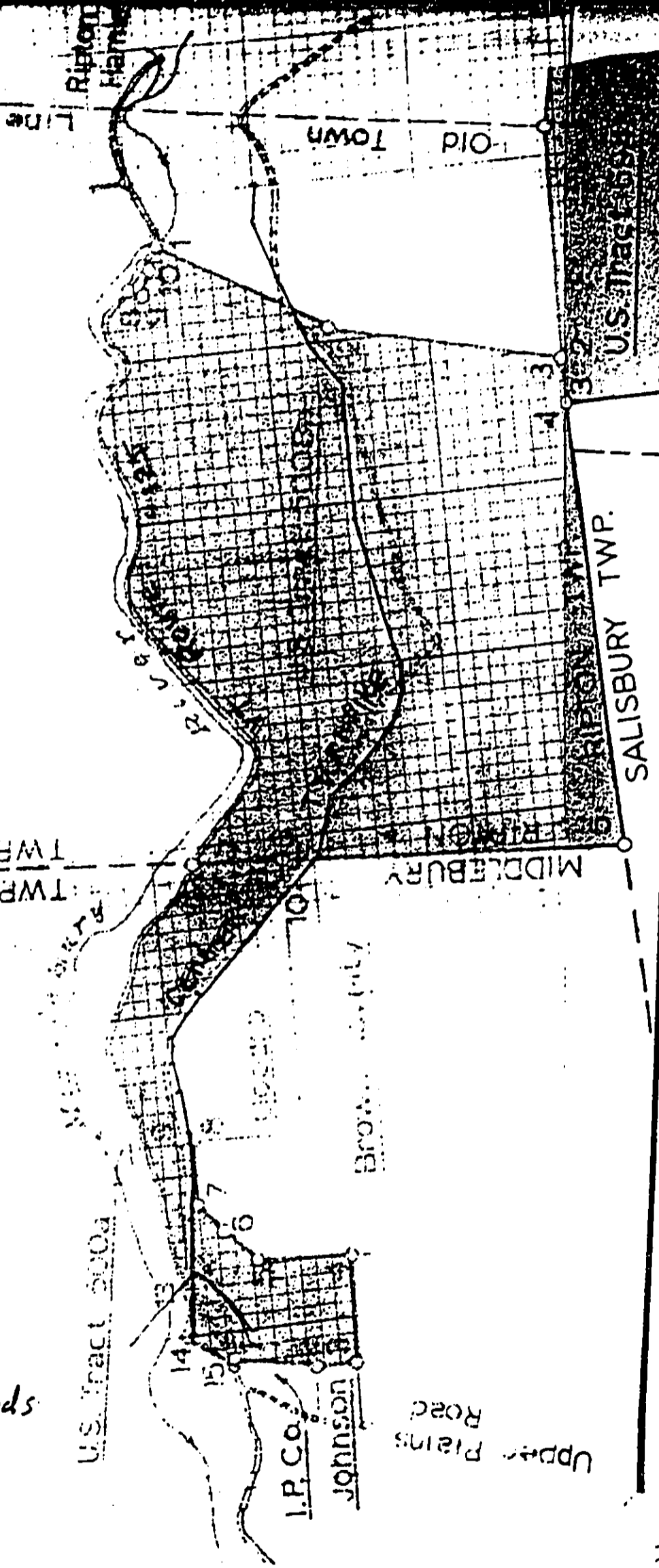
20 CHAINS

MIDDLEBURY TWP

U.S. Tract 2000

I.P. Co.  
Johnson

Upper Plains Road



a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 69° 12' to a point marked by a

April 12, 1982

SURVEYORS REPORT

Location

At the request of Lands we made an investigation of the status of the Forest Service road designated as the Pine Hill Rd. FR. 296. This is a part of the old Center Turnpike, parts of which are now Vermont Route 125 and Vermont Route 7 in Middlebury Township. The old turnpike leaves Route 125 about 300 feet easterly of the junction of Route 125 and the Upper Plains Road goes southeasterly to the Middlebury-Ripton Township line. This last section is FR. 296.

Documents recovered pertaining to the Center Turnpike

A thorough search of the Middlebury Town Records, Ripton Town Records, Addison County records, State of Vermont records and files of the Green Mountain National Forest has resulted in the following pertinent records:

- 1793 - On October 28, 1793 a survey for a highway was recorded in Book  
Exhibits 2, page 27 of the Middlebury Land Records. The survey is also  
2a,b,c,d recorded in Book 1, page 38 of the Road Book for Middlebury  
3 Township. Said survey is for a road 6 rods in width. When the  
4 survey is plotted and layed on a map that shows existing roads  
in the area it follows the old Center Turnpike from where it  
now leaves Vermont Route 125 and extends to the old East line  
of Middlebury. This East line of Middlebury was annexed to  
Ripton in 1824 and 1829. Reference is made to Acts passed by  
the legislature of the State of Vermont, Laws of 1814, page 14  
and Laws of 1829, page 20.
- 1800 - In 1800 the Center Turnpike company was incorporated by an Act  
Exhibit of the legislature. The Act of legislature is recorded in  
5 Section 1, page 46 of the Vermont Laws of 1800. The Act allows  
the Turnpike company to lay out, make, keep in repair, and  
improve said Turnpike road beginning at the courthouse in  
Middlebury and continuing east to the mouth of the second  
branch of the White River in Royalton Township, Windsor County.  
Said Act makes no specific mention as to the actual location  
of the Center Turnpike. It appears from various land transfers,  
later road surveys and old maps that the Turnpike started at

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93  
feet along an arc having a radius of 375 feet and an  
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the courthouse in Middlebury and followed the existing Route 7 southerly to the junction of Route 125. It turned easterly and followed Vermont Route 125 easterly to a point about 300 feet easterly of the Upper Plains Road. The Turnpike then turns southeasterly and follows the previously mentioned road survey, that is recorded in Book 2, page 27 of the Middlebury Land Records, to the old Ripton-Middlebury Township line.

1809 -  
Exhibit  
6 A road survey dated December 5, 1809 and recorded in Book 6, page 194 of the Middlebury Land Records makes reference to the Center Turnpike and a survey thereof. A search of the records failed to turn up a survey of the Center Turnpike but it appears that the Turnpike followed existing roads that were already laid out at the time of the incorporation of the Center Turnpike company.

1817 -  
Exhibit  
7 In 1817 by an Act of legislature recorded in Section 1, Chapter CXXXII and recorded in Laws of Vermont 1817, page 115, a portion of the Center Turnpike that lies west of the northerly end of the bridge over the Middlebury River reverted back to the Town of Middlebury for maintenance and shall be for people to pass free of toll. This portion of the Center Turnpike appears to be that portion of Route 125 that is westerly of a bridge which is located about 1700 feet easterly of the lower Plains Road.

1843 -  
Exhibit  
8 On page 4, Book 18 dated March 1843 which is entitled Town Meetings 1841 to 1878 there is a resolution not to accept a proposition in the form of a letter from the Center Turnpike company. The Center Turnpike company wanted to be discharged from the maintenance of the road that was layed in Middlebury Township. The same proposal and letter from the Turnpike company was also recorded in Book 13, page 17 which is entitled Town Meetings 1841 to 1846. Both Books are located in the vault of the Middlebury Town Clerk's office.

1847 -  
Exhibit  
9 On page 41, Book 4 which is entitled Town Meetings 1841 to 1878 and dated March 2, 1947 it was voted that the Selectmen be authorized to examine and lay out a road between Middlebury and Ripton. It is possible that this is where the road was moved from the Center Turnpike to the present location of Vermont Route 125. A further search of the records of the Township of Middlebury failed to uncover a survey of a new road location from Middlebury to Ripton.

1859 -  
Exhibit  
10 In 1859 the State of Vermont sued the Town of Middlebury in Addison County Court for neglect of road maintenance. The road in dispute was the road leading from the courthouse in Middlebury easterly through the Town of East Middlebury to the east line of Middlebury Township and known as the old Turnpike Road. The County Court found that Middlebury was guilty and should rebuild the road so it was safe for passage and also pay a fine.

a point marked by a concrete monument;

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- 1881 - On May 31, 1881 recorded in Road Book 1 of the Middlebury Township  
Exhibit records is a letter to the Trustees of the Village of Middlebury  
11 from Joseph Battell stating his intent to enact a telegraph or  
telephone line by way of the Center Turnpike from East Middlebury  
to the Town of Ripton. The present telephone and electric power  
lines follow Vermont Route 125 to the point where the 1793 road  
survey leaves Vermont Route 125. The lines follow the road  
described in the 1793 survey to and beyond the Ripton-Middlebury  
Township line.
  
- 1919 - In 1919 Middlebury College quit claimed to New England Telephone  
Exhibit and Telegraph Co. a right-of-way along the old stage road in  
12 Middlebury and Ripton Townships. Said deed is dated March 18,  
1919 and is recorded in Book 13, page 554 of the Ripton Land  
Records. A plan accompanying the deed and dated December 23, 1918  
shows the pole line following the old Turnpike location from the  
present Ripton-Middlebury Township line to the east line of land  
formerly owned by Middlebury College. The telephone and electric  
power lines are still maintained along this same road.
  
- 1931 - In 1931 by legislative Act 61 the State of Vermont was authorized  
Exhibit to take over certain highways for a State and/or Federal Aid  
13 Highway System. Vermont Route 125 (formerly Route 19) in Middle-  
bury was taken into the State Highway System on March 28, 1935.
  
- 1955 - In 1955 the State of Vermont made improvements to a portion of the  
Exhibit road where the present Vermont Route 125 is located as shown on  
14 project plans designated Project S No. 187(2). On Sheet 1 of 53  
of the plans there is a road which the State calls a Town road.  
When the plans are compared to other maps of the area the Town  
road as called for on the plans is the beginning of the 1793 Road  
Survey.
  
- Addendum Various deeds to parcels of land recorded in the Middlebury Land  
Exhibits Records make reference to the Center Turnpike, old Turnpike and  
15 old stage road. These parcels are all located along the road  
16 surveyed in 1793. By 1871 the Beer's Atlas for Addison County  
shows that the part of the Center Turnpike location in 1793 was  
no longer used as the main road between Ripton and Middlebury.  
The Atlas printed in 1871 shows that a new road from Middlebury  
to Ripton was located where the present Vermont Route 125 is  
located. A search of the records has failed to uncover any surveys  
for the new road location. The search also failed to uncover any  
documents where the road surveyed in 1793 or that part of the  
Center Turnpike was abandoned, thrown up or discontinued. Since  
the road in question was used for travel between the two towns of  
Middlebury and Ripton, the discontinuance would have to be agreed  
to by both towns and filed in the Addison County Court in Middle-  
bury, Vermont. A search of the County Court records was made and  
no such document was found.

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Conclusion

It is therefore my conclusion after reviewing the above documents that the portion of the Center Turnpike covered by the 1793 road survey in Middlebury Township is still a Town road with a 6 rod right-of-way, said FR. 296 is a part of said Center Turnpike.

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 60° 12' to a point marked by a monument;

JOHN C. DEPPMAN  
ATTORNEY AT LAW



STATE OF VERMONT  
AGENCY OF TRANSPORTATION  
133 State Street, Administration Building  
Montpelier, Vermont 05602



February 16, 1984

Fred Dunnington  
Planning Officer  
Town of Middlebury  
Middlebury, VT 05753

Dear Mr. Dunnington:

Enclosed is Middlebury's copy of the completed Certificate of Highway Mileage. We have added the Old Center Turnpike. Please note that we carry fractions only to hundredths on Class 2, 3, and 4 roads.

Sincerely,

J. E. R. Landry  
Project Planning Engineer

*MWE*

BY: Michael W. Eling  
Business Manager

Enc.

JERL/MWE/dl



# 5 CERTIFICATE OF HIGHWAY MILEAGE FOR YEAR ENDING FEB. 10, 19<sup>83</sup>

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SUB TOTAL			42.260			78.272
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SCENIC HIGHWAY MILEAGE (19 VSA 1019)					1.386	1.386

DURING THE PAST YEAR THE FOLLOWING CHANGES HAVE OCCURED:

(1) We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion" have been added:  
Addition to Burnham Drive (0.270 mile); a portion of Boardman Street (0.179 mile) and  
a portion of Wilson Road (0.054 mile)      Burckan Dr. - T-III      Beardman St. - T-113  
Wilson Rd. - T-112

(2) We hereby certify that the following highways have been discontinued according to statute and are substantiated by the attached copy of the proceedings.  
None

(3) We hereby certify that the following highways have been reclassified/remeasured and are substantiated by the attached copy of the proceedings.  
None

(4) We hereby certify that the following highways have been designated or discontinued as "Town Scenic Highways", and are substantiated by the attached copy of the proceedings.  
1.386 miles of Route 125 has been designated as Scenic Highway

## PART II CHECK BOX IF NO CHANGES IN MILEAGE.

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## PART III

David A. Crawford  
 SELECTMEN      David A. Crawford, Town Manager  
 Signatures      Duly-Authorized Agent of the Board of Selectmen

I, RICHARD GOODRO Clerk of Middlebury, Vermont  
 hereby certify this record of highway mileage is filed and recorded at this office on 2/16, 19<sup>83</sup>.

T.A. 301-IM 7-82

Attest: Richard A. Goodro  
 Richard A. Goodro      Town Clerk

Rev. 7-82

Approved: JER [Signature]      2/28/83  
 Representative, Agency of Transportation      Date

Note: Applicable section of Vermont Statutes is printed on reverse side.

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 68° 12' to a point marked by a concrete monument;



STATE OF VERMONT  
AGENCY OF TRANSPORTATION  
133 State Street, Administration Building  
Montpelier, Vermont 05602



Chairman, Board of Selectmen  
Town of Middlebury  
c/o Richard Goodro, Town Clerk  
Municipal Building  
Middlebury, Vermont 05753

Gentlemen:

Enclosed is the Certificate of Highway Mileage for your town for the year ending February 10, 1983. We have made several changes in the Certificate this year. You will note that this new form does not require notarization. The other major change in this form is the addition of the "PART II" Section, for any town reporting no changes in their highway mileage (see further explanation on ENCLOSURE #1.

Also attached, ENCLOSURE #2, is an explanation and instructions for designation of any mileage in your town as "Scenic Highway Mileage".

For your convenience, the previous mileage and the following change that was brought to our attention during the past year has been entered on the Certificate and is explained below. Any other changes in Class 3 or Class 4 mileage must be entered by you and must be substantiated according to the requirements as explained on ENCLOSURE #1.

As filed with the Transportation Board on December 5, 1980, shown on your Certificate of Highway Mileage will be 1.386 miles of Scenic Highway Mileage. This 1.386 miles of Route 125 will also be shown as a portion of your State Highway Mileage total.

One white and two yellow copies of the signed Certificate should be returned to this office no later than February 15, 1983. The designated representative of the Agency of Transportation will approve the Certificate and return one copy to the town.

If you have any questions or need assistance, please contact either Mr. Edward Chabot, Road Inventory Chief (828-2568), Mr. Michael Eling, Business Manager (828-2671), or myself at 828-2675.

Sincerely,

J. E. R. Landry  
Project Planning Engineer

JERL/CB/sla

Enc.

cc: District Trans. Administrator  
E. J. Chabot  
Project Planning Files

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 68° 12' to a point marked by a concrete monument;

TO: P. Guare, Executive Secretary  
 via Director Gage

FROM: J. E. R. Landry, Project Planning Engineer  
 by J. R. Gilligan, Business Manager

DATE: March 24, 1981

SUBJECT: Notification of Scenic Highway Designations

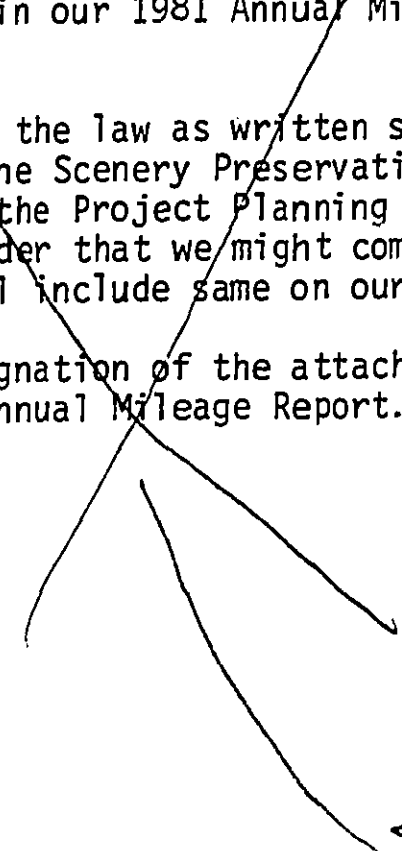
*J. E. R. Landry*  
*J. R. Gilligan*

Recently, it was brought to our attention that the Transportation Board concurred on the designation of Route 125 between Middlebury and Hancock as a State Scenic Road on December 5, 1980.

We were not informed of this action and, as a result, this change was not included in our 1981 Annual Mileage Certification process as it should have been.

Although the law as written states that results of this action will be provided to the Scenery Preservation Council, we would also point out and request that the Project Planning Division be put on distribution for such actions in order that we might comply with that portion of the law that states we will include same on our Annual Mileage Certificates.

The designation of the attached highway as scenic will be included in next year's Annual Mileage Report.



To: C.B.

JERL/JRG/sla  
 Attach.

*What is the total mileage how much in each form Middlebury - Hancock -*

*See that the attached notice of decision is include on the Mileage ~~Report~~ Certificates of the A.F.T. (Towns)*

*[Handwritten signature]*

TA 296A 2M 10-78

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 68.121 to a point marked

AGENCY OF TRANSPORTATION

OFFICE MEMORANDUM

TO: P. Guare, Executive Secretary  
via Director Gage

FROM: J. E. R. Landry, Project Planning Engineer  
by J. R. Gilligan, Business Manager

DATE: March 24, 1981

SUBJECT: Notification of Scenic Highway Designations



Recently, it was brought to our attention that the Transportation Board concurred on the designation of Route 125 between Middlebury and Hancock as a State Scenic Road on December 5, 1980.

We were not informed of this action and, as a result, this change was not included in our 1981 Annual Mileage Certification process as it should have been.

Although the law as written states that results of this action will be provided to the Scenery Preservation Council, we would also point out and request that the Project Planning Division be put on distribution for such actions in order that we might comply with that portion of the law that states we will include same on our Annual Mileage Certificates.

The designation of the attached highway as scenic will be included in next year's Annual Mileage Report.

JERL/JRG/sla  
Attach.

TA 296A 2M 10-78

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 68° 12' to a point marked by a concrete

Findings and Decision

FINDINGS AND DECISION BY THE TRANSPORTATION BOARD ON RECOMMENDATION BY SCENERY PRESERVATION COUNCIL FOR DESIGNATION OF ROUTE 125 BETWEEN THE VILLAGE OF EAST MIDDLEBURY AND ITS INTERSECTION WITH ROUTE 100 IN THE TOWN OF HANCOCK.

*Addison*

*Alfred Lowery*  
FINDINGS

*Middlebury 1.386  
Ripton 5.786  
Hancock 7.246*

1) The Scenery Preservation Council has recommended to the Transportation Board that State Highway Number 125 from a point five hundred (500') feet East of the Route 125 Bridge over the East Middlebury River in the Town of Middlebury, to its intersection with Route 100 in the Town of Hancock be designated as a Scenic Road, as provided in Section 1018, Title 30, V.S.A.

*14.418 miles - Scenic Highway Classification*

2) At the Hearing in Middlebury on November 12, 1980, the Council presented evidence that it had evaluated Route 125 according to procedures it had developed and tested between 1978 and 1980. It was joined in doing so by the appropriate Regional Transportation Administrators and Regional Planning Commission representatives. The regional planners served as contacts with municipal officials, informing selectmen and town planning commissioners in Hancock, Ripton and Middlebury of the proposed designation.

3) The Council's recommendation is a section of road that contains the complete experience of traveling through Middlebury Gap. It includes the climbing approach, the passage through the Gap and the descent. In its entirety, this section of road presents great, contrasting experiences. The whole is more than the sum of the parts. From the West, the traveler leaves the very pleasant village of East Middlebury and travels through winding, climbing and descending road along the

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 69° 12' to a point marked by a concrete

Middlebury River before reaching the Village of Ripton. He, or she, then passes through more forested, steep terrain before emerging at the Bread Loaf Campus of Middlebury College with its well groomed buildings and grounds and the vast panoramas that form its setting. The road then proceeds uphill, past the Middlebury Ski Bowl, through the Gap, past the long trail and descends into an ever widening stream valley containing farms and homes.

The diversity of the entire trip is the thing that makes this road exceptional, not any single item or section of the road. Therefore, the Council recommends that this be designated as a State scenic road in its complete length.

4) The criteria for designation of this State Highway as a Scenic Road, as required by Section 6 of Transportation Board Rules and Regulations for designation of Scenic Roads are shown in Appendix A attached.

5) The proposal for designation is endorsed by the Town of Middlebury, the Town of Ripton, the Town of Hancock, the Addison County Regional Planning and development Commission and the Two Rivers Regional Planning and development Commission.

6) Letters of endorsement from the above were introduced at the Hearing and are shown as Appendix B.

7) Additional expressions of support for the proposal were presented at the Hearing by residents of the area.

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 68.121 (point marked by a concrete



8) The State Agency of Transportation in a memorandum read at the Hearing, expressed reservations relative to the designation limits as contained in the proposal and suggested alternatively the designation of that portion of the highway from Town Highway I in Ripton to Town Highway 2 in Hancock.

9) No additional alternative suggestions or opposition to the proposal was presented at the Hearing.

CONCLUSIONS

1) In its recommendation to the Transportation Board, the Scenery Preservation Council has complied with the provisions of law.

10 V.S.A. Section 425 (b), (2).

2) The proposal meets the criteria established for the designation of a Scenic Road and is supported by appropriate officials of the three towns affected, the appropriate Regional Planning Commissions and by residents of the area.

3) There is no substantive departure from the clear consensus which approves the proposal for designation.

DECISION

Route 125 from a point five hundred (500') feet from the Route 125 Bridge over the East Middlebury River in the Town of Middlebury, to its intersection with Route 100 in the Town of Hancock is designated as a State Scenic Road in accordance with 19 V.S.A. Section 1018.

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 69° 12' to a point marked by a concrete monument;

Dated at Montpelier, Vermont, this 5th day of December, 1980.

TRANSPORTATION BOARD

*James L. Barngrove Jr.*  
James L. Barngrove, Jr., Chairman

*Henry O. Angell*  
Henry O. Angell, Member

*Arthur J. Rock, Jr.*  
Arthur J. Rock, Jr., Member

*Howard E. Brush*  
Howard E. Brush, Member

*George H. Paine*  
George H. Paine, Member

*Merton R. Snow*  
Merton R. Snow, Member

*Charles A. Shortle, Jr.*  
Charles A. Shortle, Jr., Member

FILED: December 5, 1980

Attest: *Paul H. Guare*  
Paul H. Guare  
Clerk

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 69° 12' to a point marked by a concrete

m1

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

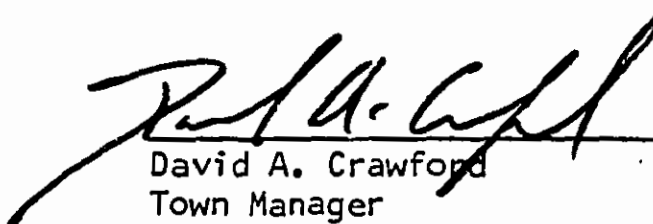
I, Richard A. Goodro, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that  
the following described section of Class 3 Highway in the Town of  
Middlebury was COMPLETED AND OPEN FOR PUBLIC TRAVEL  
on February 9, 1983.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
Portion of Boardman Street (0.179 mile) and portion of Wilson Road (0.054 mile)  
(see attached copy of deed) T-112

and as shown on a Highway Map of the Town of Middlebury,  
dated February 15, 1983, and filed in Book 100 on page 396 of the Records  
of the Town of Middlebury by the Town Clerk of  
said Middlebury incorporated herein by reference and attested to on  
said map by said Town Clerk.

Dated at Middlebury, County of Addison and State of  
Vermont, this 16th day of February, A.D., 1983.



David A. Crawford  
Town Manager  
Duly Authorized Agent  
of the Board of Selectmen

BOARD  
OF  
SELECTMEN  
ALDERMEN  
TRUSTEES

and the MAYOR of the City of \_\_\_\_\_.

\*\*\*\*\*

Middlebury, VERMONT

February 16, 1983.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED  
FOR PUBLIC TRAVEL, RECORDED IN BOOK 100 ON PAGE 396 OF THE Land RECORDS  
OF THE Town OF Middlebury ON THE 16th DAY OF February,  
1983, AT 10:00 O' CLOCK, A.M.

ATTEST:   
Richard A. Goodro  
Town CLERK OF Middlebury, VERMONT

Rev. 11/73

a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93  
feet along an arc having a radius of 375 feet and an  
interior angle of 69° 12' to a point marked by a concrete

11

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS that FOSTER BROTHERS FARM, INC., a Vermont Corporation with its principal place of business at Middlebury in the County of Addison and State of Vermont, Grantor, in the consideration of Ten and More Dollars paid to its full satisfaction by the TOWN OF MIDDLEBURY, a Municipal Corporation of the Town of Middlebury in the County of Addison and State of Vermont, Grantee, by these presents do freely GIVE, GRANT, SELL CONVEY AND CONFIRM unto the said Grantee, TOWN OF MIDDLEBURY and its successors and assigns a certain piece of land in the Town of Middlebury in the County of Addison and State of Vermont described as follows, viz:

Being a portion of the same lands and premises conveyed to the herein Grantor by Warranty Deed of United Methodist Church of Middlebury, Vermont, Inc. dated June 11, 1976, and recorded in Book 79, Page 510, of the Middlebury Land Records. The parcel hereby conveyed is a portion of Boardman Street, so-called, and a portion of Wilson Road, so-called, located in Adams Acres as set forth on a survey map titled "Plan of Commercial Lots of Adams Acres Located in Middlebury, Vermont" by Donald B. Burchard, RLS No. 173, dated June 25, 1979, revised July 21, 1982, of record in the Middlebury Town Clerk's Office and more particularly described as follows:

Commencing at a point marked by a concrete monument set in the southwesterly corner of lands previously conveyed by Warranty Deed of the herein Grantors to the Delineation Corporation, said deed being dated June 27, 1979, and being recorded in Book 89, Page 58, of the Middlebury Land Records, said point of beginning further being set in the easterly edge of the right of way of U.S. Route 7 and at the northwesterly end of said Boardman Street;

Thence N 68° 13' E 461.61 feet to a point marked by a concrete monument set in the southeasterly corner of lands of said Delineation Corporation and the southwesterly corner of Lot Clb;

Thence in an easterly and southeasterly direction 513.31 feet along an arc having a radius of 425 feet and an interior angle of 69° 12' to a point marked by a concrete monument;

Thence S 47° 25' W 50.00 feet across Boardman Street to a point marked by a concrete monument;

Thence in a northwesterly and westerly direction 452.93 feet along an arc having a radius of 375 feet and an interior angle of 69° 12' to a point marked by a concrete monument set in the northerly edge of lands previously conveyed by the herein Grantor to Bernard J. Fitzsimmons by Warranty Deed dated August 12, 1982, and recorded in

JOHN C. DEPPMAN  
ATTORNEY AT LAW  
39 COURT STREET  
MIDDLEBURY VERMONT  
05753

TEL. (802) 288-8327

Book 99, Page 50, of the Middlebury Land Records.

Thence S 68° 13' W 97.34 feet along the northerly line of lands of said Fitzsimmons to a point marked by a concrete monument, said point being the northwesterly corner of lands of said Fitzsimmons;

Thence S 34° 26' E 285.01 feet along the westerly line of lands of said Fitzsimmons and the easterly line of Wilson Road, so-called, to a point marked by a concrete monument set in the southwesterly corner of lands of said Fitzsimmons;

Thence S 68° 13' W 51.24 feet across Wilson Road to a point;

Thence N 34° 26' W 285.01 feet to a point marked by a concrete monument set in the northeasterly corner of Lot C2;

Thence S 68° 13' W 312.37 feet along the northerly edge of said Lot C2 to a point marked by a concrete monument, said point being the northwesterly corner of said Lot C2;

Thence N 22° 32' W 50.00 feet to the place of beginning.

Included as a part of this conveyance are all water and sewer mains (but not lateral lines) located within the above roadways.

Also included is the right to use a temporary turn around fifty (50) feet in radius located at the easterly end of the portion of Boardman Street herein conveyed. The right to use said turn around shall terminate at such time as any continuation of Boardman Street shall be accepted by the Town.

Further conveyed hereby is the right to maintain, including grading, regarding, mulching, seeding and mowing, the presently existing slope from the northerly edge of Boardman Street to the bottom of said slope and the right in the course of normal snow plowing operations on Boardman Street to place snow on said slope.

Further conveyed is the right to discharge surface water from said roadway, or which may accumulate along the southerly side of said roadway, over the above-described slope northerly of said roadway and onto the stream or swale at the bottom of said slope, together with the right to construct culverts as may be necessary to accomplish the foregoing.

Grantor reserves the right, at its expense, to channel such discharges over such parts of its property as may be necessary or desirable for the development or improvement of the property.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantees, TOWN OF MIDDLEBURY and its successors and assigns to its own use and behoof forever;

AND the said Grantor, FOSTER BROTHERS FARM, INC. for

JOHN C. DEPPMAN  
ATTORNEY AT LAW  
39 COURT STREET  
MIDDLEBURY VERMONT  
05753  
TEL. (802) 888-6237

itself and its successors and assigns, does covenant with the said Grantee, TOWN OF MIDDLEBURY, and its successors and assigns, that until the ensembling of these presents it is the sole owner of the premises and has good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE; and it hereby engages to WARRANT AND DEFEND the same against all lawful claims whatever, except as aforesaid.

IN WITNESS WHEREOF, I hereunto set my hand and seal this 15<sup>th</sup> day of January, 1983.

IN PRESENCE OF:

FOSTER BROTHERS FARM, INC.

John C. Deppman  
First Witness

By: Howard C. Foster L.S.  
Howard C. Foster

Anthony Hruska  
Second Witness

STATE OF VERMONT

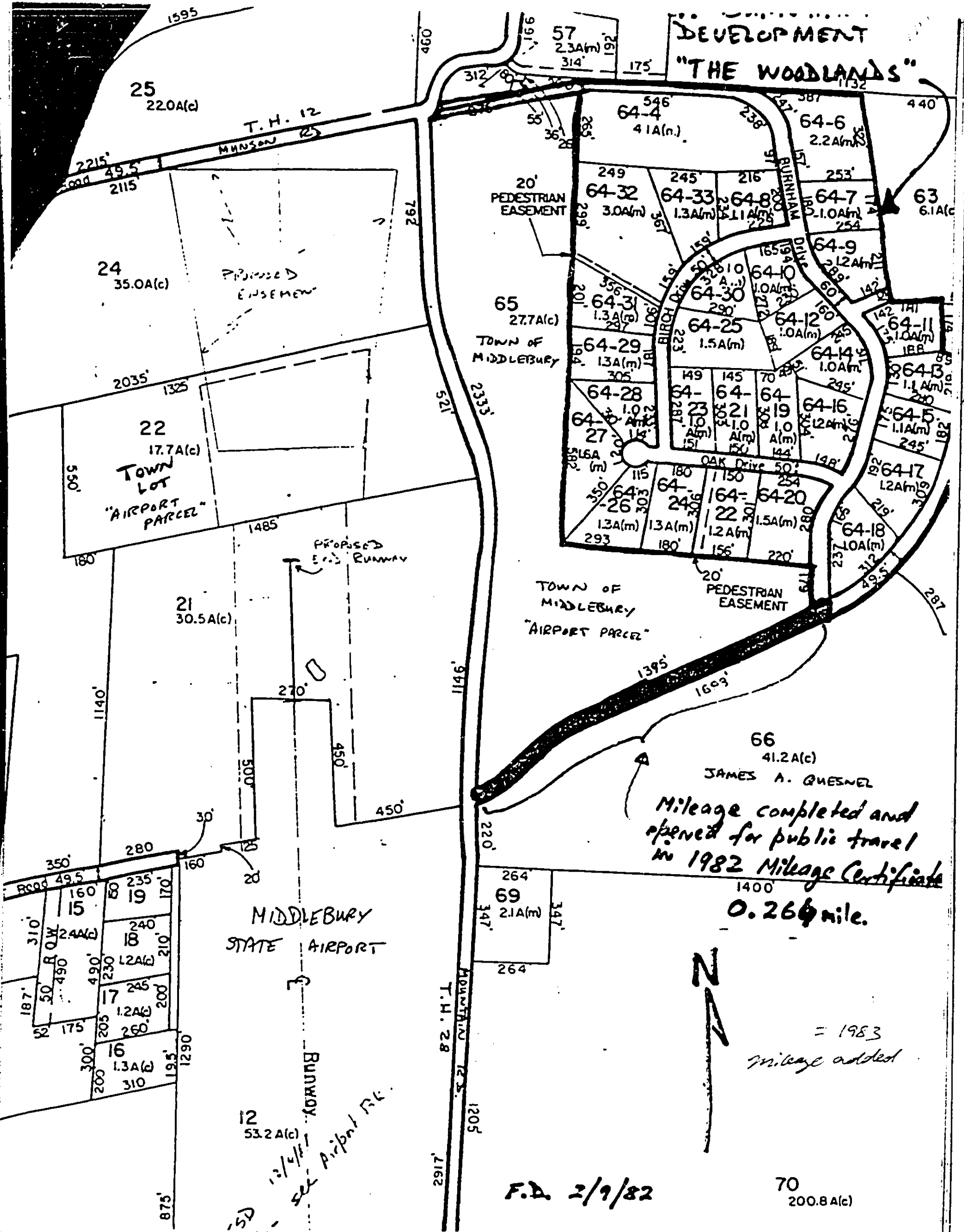
ADDISON COUNTY, SS.

At Middlebury, this 15<sup>th</sup> day of January, 1983, HOWARD C. FOSTER personally appeared and he acknowledged this instrument by him sealed and subscribed to be his free act and deed and the free act and deed of FOSTER BROTHERS FARM, INC.

Before me, John C. Deppman  
Notary Public.

JOHN C. DEPPMAN  
ATTORNEY AT LAW  
39 COURT STREET  
MIDDLEBURY VERMONT  
05753  
TEL. (802) 886-0227





DEVELOPMENT  
"THE WOODLANDS"

66  
41.2A(c)  
JAMES A. GUESNEL  
*Mileage completed and  
opened for public travel  
in 1982 Mileage Certificate  
0.266 mile.*



*= 1983  
Mileage added*

F.D. 2/9/82

70  
200.8A(c)

thence N26° 28' 47" W, a distance of ...  
thence on a curve to the right with a radius of 200.00  
feet, a distance of 106.47 feet to a point; said point being S85°  
58' 47" E, and 30 feet from an iron pin marking the northeast cor-

72

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

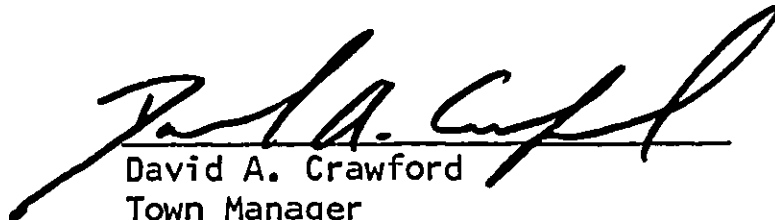
I, Richard Goodro, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that  
the following described section of Class 3 Highway in the Town of  
Middlebury was COMPLETED AND OPEN FOR PUBLIC TRAVEL  
on June 23, 1982.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
Addition to BURNHAM DRIVE (0.270 mile) <sup>T-111</sup>  
(see attached map and copy of deed)

and as shown on a Highway Map of the Town of Middlebury,  
dated June 23, 1982, and filed in Book 98 on page 548 of the Records  
of the Town of Middlebury by the Town Clerk of  
said Middlebury incorporated herein by reference and attested to on  
said map by said Town Clerk.

Dated at Middlebury, County of Addison and State of  
Vermont, this 16th day of February, A.D., 1983.



David A. Crawford  
Town Manager  
Duly Authorized Agent  
of the Board of Selectmen

BOARD  
OF  
SELECTMEN  
ALDERMEN  
TRUSTEES

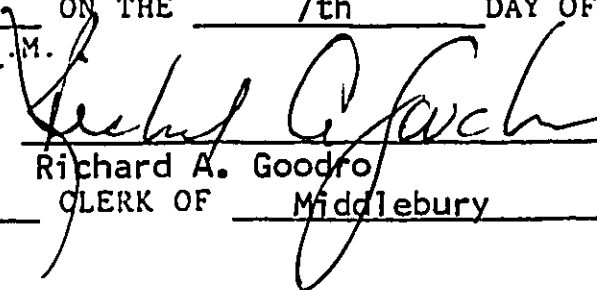
and the MAYOR of the City of \_\_\_\_\_.

\*\*\*\*\*

Middlebury, VERMONT

February 16, 1983.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED  
FOR PUBLIC TRAVEL, RECORDED IN BOOK 98 ON PAGE 548 OF THE Land RECORDS  
OF THE Town OF Middlebury ON THE 7th DAY OF July,  
1982, AT 5:10 O' CLOCK, P.M.

ATTEST:   
Richard A. Goodro  
Town CLERK OF Middlebury, VERMONT

Rev. 11/73

feet and a length of 172.21 feet;  
thence N26°28'47"W, a distance of 315.62 feet to a point;  
thence on a curve to the right with a radius of 200.00  
feet, a distance of 106.47 feet to a point; said point being S85°  
58'47"E, and 30 feet from an iron pin marking the northeast cor-

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS That We, GEORGE BURNHAM, JR. and HILDA BURNHAM of Cornwall in the County of Addison and State of Vermont, Grantors, in the consideration of ONE OR MORE DOLLARS paid to our full satisfaction by the TOWN OF MIDDLEBURY, a municipal corporation with its principal place of business in Middlebury in the County of Addison and State of Vermont, Grantee, by these presents do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, TOWN OF MIDDLEBURY, and its successors and assigns forever a certain piece of land in Middlebury in the County of Addison and State of Vermont described as follows, viz:

Being a continuation of a road designated as Burnham Drive as shown on a map entitled "Site Plan The Woodlands, Middlebury, Vermont George Burnham Developer: by Wayne D. Lawrence, P.E. approved by the Middlebury Planning Commission on May 20, 1981 and on file with the Middlebury Town Clerk as Map #655, and being more particularly described as follows:

Being a road sixty (60) feet in width, the center line of which is described as follows:

Beginning at a point located in said Burnham Drive, said point being further described as located S60°25'54"W and 30 feet more or less from a point which is described as being S11°21'13"W, and 178.75 feet from an iron pin marking the southeast corner of Lot #20 on said map. The point referred to as being located S11°21'13"W, and 178.75 feet from the pin marking the southeast corner of said Lot #20 is further described as being the point of intersection of the Grantors as shown in Book 84 at Page 377 of the Middlebury Land Records, lands of the Town Airport Parcel as shown in Book 64 at Page 339 and Book 86 at Page 184 of the Middlebury Land Records and lands of James A. Quesnel as shown in Book 93 at Page 206 and in Book 84 at Page 182 of the Middlebury Land Records

thence N11°21'13"E, 263.73 feet to a point;  
thence on a curve to the right with a radius equal to 200.00 feet, a distance of 166.68 feet;  
thence N59°06'13"E, a distance of 6.53 feet to a point;  
thence on a curve to the left with a radius equal to 200.00 feet, a distance of 126.54 feet to a point;  
thence N22°51'13"E, a distance of 267.68 feet to a point;  
thence on a curve to the left with a radius of 200.00 feet and a length of 172.21 feet;  
thence N26°28'47"W, a distance of 315.62 feet to a point;  
thence on a curve to the right with a radius of 200.00 feet, a distance of 106.47 feet to a point; said point being S85°58'47"E, and 30 feet from an iron pin marking the northeast corner of Lot #10 as shown on said map.

Together with any improvements on said premises, including all rights and interests Grantors may have to the improvements to the first portion of the road on the Town Airport Parcel.

BURNHAM

1425.46 = 0.27 mi

M7

This conveyance is subject to power line easements of record.

By acceptance of this deed the Town accepts this as a Town Road.

TO HAVE AND TO HOLD all said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, the TOWN OF MIDDLEBURY, its successors and assigns, to its own use and behoof forever; and we the said Grantors, GEORGE BURNHAM, JR. and HILDA BURNHAM, for ourselves and our heirs, executors and administrators, do covenant with the said Grantee the TOWN OF MIDDLEBURY, its successors and assigns, that until the ensembling of these presents, we are the sole owners of the premises, and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE; except as aforesaid, and we do hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever.

IN WITNESS WHEREOF, we hereunto set our hands and seals this 27th day of June 1982.

IN PRESENCE OF:

[Signature]  
[Signature]

[Signature] L.S.  
George Burnham, Jr.  
[Signature] L.S.  
Hilda Burnham

STATE OF VERMONT  
ADDISON COUNTY, SS. At Middlebury this 27th day of June 1982 personally appeared GEORGE BURNHAM, JR. and HILDA BURNHAM and they acknowledged this instrument by them sealed and subscribed to be their free act and deed.

Before me: [Signature]  
Notary Public

1 V.S.A. § 317 (c) (6)

TER S. KETCHAM  
ATTORNEY AT LAW  
MIDDLEBURY, VERMONT 05753

Town Clerk's Office  
7 day of July A.D. 1982  
5 o'clock 10 minutes P  
Received and recorded in Vol. 548  
Index of [Signature] Books

RECEIVED  
[Signature]  
7-7-82

# CERTIFICATE OF HIGHWAY MILEAGE

For Year Ending February 10, 19 82

Fill out in quadruplicate and file with your Town Clerk on or before February 10, 19 82

(Note section of Vermont Statutes Annotated on reverse side of this sheet)

We, the Selectmen of the town of Middlebury on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1973, Act No. 63, not including class 4 town highways, in this town for the year ending February 10, 19 82 is as follows:

	TOWN OF <u>MIDDLEBURY</u>					TOTAL TRAVELED HIGHWAYS NOT INCLUDING CLASS 4
	TOWN HIGHWAYS				STATE HIGHWAYS	
	CLASS 1	CLASS 2	CLASS 3	CLASS 4		
PREVIOUS MILEAGE as shown February 10, 19 81	3.458	15.720	40.900	2.670	16.834	76.912
HIGHWAYS ADDED Since February 10, 19 81 according to statute. Explain under paragraph 1 below.			0.860			0.860
SUB-TOTAL			41.760			77.772
HIGHWAYS SUBTRACTED Since February 10, 19 81 Those becoming class 4 or discontinued. Explain under paragraphs 2 and 3	0	0	0	0	0	0
TOTAL TRAVELED HIGHWAYS Feb. 10, 1982	3.458	15.720	41.760	2.670	16.834	77.772
SCENIC HIGHWAY MILEAGE Included above (Reference 19 VSA Section 1019)	( )	( )	( )	( )	( )	TOTAL SCENIC ROADS ( )

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion," have been added since February 10, 19 81:

Addition to Bakery Lane (0.160 mile); Petersen Terrace (0.340 mile); Gambel Court (0.100 mile); and a portion of Burnham Drive (0.260 mile), <sup>0.300 mile</sup> Class 3

2. We hereby certify that the following highways have been discontinued according to statute, since February 10, 19 81 as substantiated by the attached copy of the proceedings:

3. We hereby certify that the following roads have been reclassified since February 10, 19 81 <sup>for remeasured</sup> as substantiated by the attached copy of the proceedings:

4. We hereby certify that the following roads have been designated or discontinued as "Town Scenic Roads," since February 10, 19 as substantiated by the attached copy of the proceedings:

SELECTMEN: David A. Crawford, Town Manager  
Duly-authorized agent of the Board of Selectmen

At Middlebury in the county of Addison

the 9th day of February, 19 82 personally appeared David A. Crawford, Town Manager and a duly-authorized agent of the

Selectmen of Middlebury, Vermont and made oath to the truth of the foregoing affidavit by him subscribed.

Before me,

Richard A. Goodro  
Richard A. Goodro, Notary Public  
(Write official title, as Notary Public)

December 4, 1981

Chairman, Board of Selectmen  
Town of Middlebury  
c/o Richard Goodrow, Town Clerk  
Municipal Building  
Middlebury, Vermont 05753

Gentlemen:

In accordance with Title 19, V.S.A., Section 15, as amended, all the traveled highways in your town were measured in 1981 by Mr. Cyr, Road Foreman, and Mr. Chabot, Road Inventory Chief of this office.

The resulting changes in highway mileage and any changes in classification are indicated on the enclosed map and explained on the attached sheet.

We are also forwarding the Mileage Certificate for your town for the year ending February 10, 1982. For your convenience, we have entered the previous mileage and changes that were brought to our attention during the past year. Any other changes in Class 3 or Class 4 mileage must be entered by you and must be substantiated according to the requirements listed on the enclosed Certificate and as explained in the enclosure (ENCLOSURE 1).

Please refer to the second form (ENCLOSURE 2) for specific instructions relative to the "SCENIC HIGHWAY MILEAGE" portion of your Mileage Certificate.

All copies of the Certificate must be completed and sworn to before a Notary Public. One white and two yellow copies of the signed and completed Certificate should be returned to this office no later than February 15, 1982. The designated representative of the Agency of Transportation will approve the town's copy, which will then be returned to the Town Clerk. The Town Clerk should retain the third yellow copy for the town's records until the "APPROVED" copy has been returned.

If you have any questions or need assistance, please contact either Mr. Edward Chabot, Road Inventory Chief (828-2568), Mr. John Gilligan, Business Manager (828-2671), or myself at 828-2675.

Sincerely,

*J. E. R. Landry*  
J. E. R. Landry  
Project Planning Engineer

JERL/CB/sla  
Enc.

Before me,

*Richard O. Jewell*  
Notary Public  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Secretary of Transportation, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned.)

I, *Richard O. Jewell* Clerk of the Town of *Middlebury*  
hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of *Middlebury*  
relating to highway mileage, filed and recorded at this office on *January 29*, 1981

Attest *Richard O. Jewell*  
Town Clerk  
Approved *J. E. R. Landry* *Feb. 3, 1981*  
Representative, Agency of Transportation Date



TOWN HIGHWAY MILEAGE CHANGES  
REQUIRING RIGHT-OF-WAY AND  
CERTIFICATE OF COMPLETION AND OPENING

<u>Map Ident. Letter</u>	<u>Town Highway Number</u>	<u>Miles Added</u>	<u>Explanation</u>	
A	T-51	0.160 <i>1.000</i>	Addition to Bakery Lane	<i>ok</i>
B	T-110 (Prov.)	<del>0.190</del>	New Road (Middlebury East)	<i>No change</i>
C	T-111 (Prov.)	0.340 <i>1.000</i>	New Road (Peterson Heights)	<i>ok</i>
D	T-112 (Prov.)	0.100 <i>1.000</i>	New Road (Peterson Heights)	<i>ok</i>
E	T-113 (Prov.)	<del>0.040</del>	New Road (Elderly Housing)	<i>No change</i>

Before me.

*Richard O. Joubert*  
 Notary Public  
 (Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Secretary of Transportation, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned).

I, *Richard O. Joubert* Clerk of the Town of *Middlebury*  
 hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of *Middlebury*  
 relating to highway mileage, filed and recorded at this office. *January 29* 19*81*

Attest *Richard O. Joubert*  
 Town Clerk  
 Approved *J.R. Lundy* *Feb. 3, 1981*  
 Representative, Agency of Transportation Date



TOWN OF MIDDLEBURY, VERMONT 05753

February 10, 1982

J.E.R. Landry  
Project Planning Engineer  
Division of Engineering and Construction  
Agency of Transportation  
133 State Street  
Montpelier, VT 05602

RE: Mileage Certificate

Dear Mr. Landry:

Pursuant to 19 V.S.A. § 15, enclosed is the Town of Middlebury Certificate of Highway Mileage for the year ending February 10, 1982. Also enclosed are Certificates of Completion and Opening for an additional 0.864 mile of class three town highways.

I spoke with Mr. Edward Chabot on February 9, 1982 concerning the list of new road mileage provided by your office. The Town is awaiting the delivery of deeds for two of the roads on the list (Middlebury East 0.190 mile and Elderly Housing 0.040 mile). In addition, a deed has not yet been delivered for the northern segment of Burnham Drive, which Mr. Chabot measured, but which was not included on the list mentioned above. The Town expects that these roads and possibly others will be added to our mileage next year.

Another point mentioned in my conversation with Mr. Chabot concerned the maps provided by your office. The mileage added last year (certificate of February 1981) was not shown on these maps, ie: the roads of the Foster-Dwire Development (F&D). Attached is a map showing these, per Mr. Chabot's request.

We trust the enclosed certificates are completed in proper order. Please call me at 388-4041 if there are any questions.

Very truly yours,

*Fred S. Dunnington*  
Fred S. Dunnington  
Town Planning Officer

FSD:ejd

Enclosures



Municipal Building 802-388-4041  
Public Works Dept. 802-388-4045  
Police (Emergency) 802-388-2131

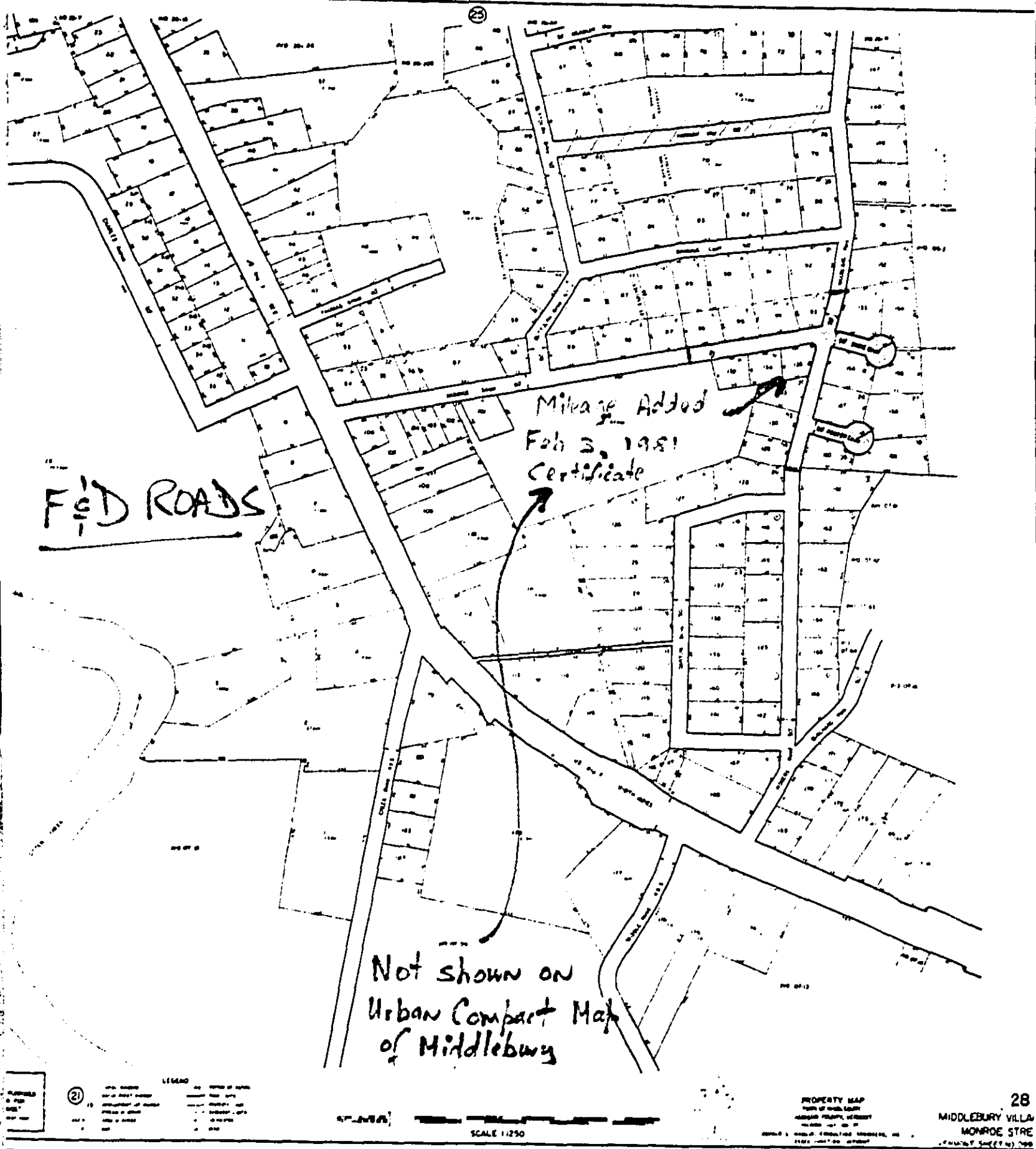
Before me,

*Richard Q. Jewell*  
Notary Public  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Secretary of Transportation, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned).

I, *Richard Q. Jewell*, Clerk of the Town of *Middlebury*,  
hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of *Middlebury*  
relating to highway mileage, filed and recorded at this office on *January 25*, 198*1*.

Attest *Richard Q. Jewell*, Town Clerk  
Approved *J.E.R. Landry*, Representative, Agency of Transportation Date *Feb. 3, 1981*



F.D. 2/9/82

Before me,

*Richard Q. Jewell*  
 Notary Public  
 (Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Secretary of Transportation, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned).

I, *Richard Q. Jewell* Clerk of the Town of *Middlebury*  
 hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of *Middlebury*  
 relating to highway mileage, filed and recorded at this office *January 29*, 1981

Attest *Richard Q. Jewell*  
 Town Clerk

Approved *J. R. Lundy* Feb. 3, 1981  
 Representative, Agency of Transportation Date

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Richard A. Goodro, Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that the following described section of Class 3 Highway in the Town of Middlebury was COMPLETED AND OPEN FOR PUBLIC TRAVEL on September 29, 1981.

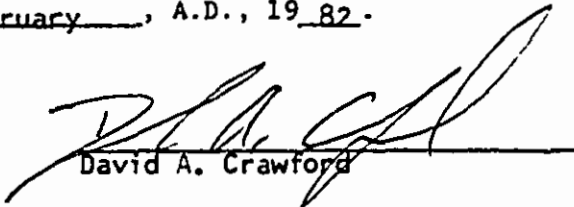
DESCRIPTION OF RIGHT-OF-WAY: ~~XXXXXXXXXX~~

BURNHAM DRIVE 0.264 mile

(southern half deeded from James A. Quesnel to Town Bk. 86 Pg. 184 - see attached)  
(northern half owned by Town Bk. 64 Pg. 339 - see attached)  
(see also attached map of Burnham Development "The Woodlands" and portion of BURNHAM DRIVE declared herein to be completed and opened for public travel)

and as shown on a Highway Map of the Town of Middlebury, dated February 9, 1982, and filed in Book 86 on page 184 of the Records of the Town of Middlebury by the Town and Bk. 64 Pg. 339 said Middlebury incorporated herein by reference and attested to on said map by said Town Clerk.

Dated at Middlebury, County of Addison and State of Vermont, this 9th day of February, A.D., 1982.

  
David A. Crawford

Town Manager, Duly-authorized  
Agent of the Board of Selectmen

BOARD  
OF  
SELECTMEN  
ALDERMEN  
TRUSTEES

and the MAYOR of the City of \_\_\_\_\_

\*\*\*\*\*

Middlebury, VERMONT

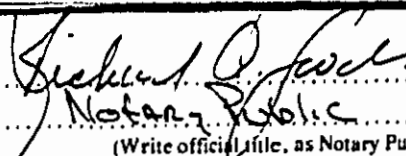
February 9, 1982.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 86 ON PAGE 184 OF THE Land RECORDS OF THE Town OF Middlebury ON THE 7th DAY OF July, 1978, AT 2:30 O' CLOCK, P..M. and in Book 64 on Page 339 of the Land Records of the Town of Middlebury on the 19th day of December 1968 at 4:25 O'clock P.M.

ATTEST:   
Richard A. Goodro  
Town CLERK OF Middlebury, VERMONT

Rev. 11/73

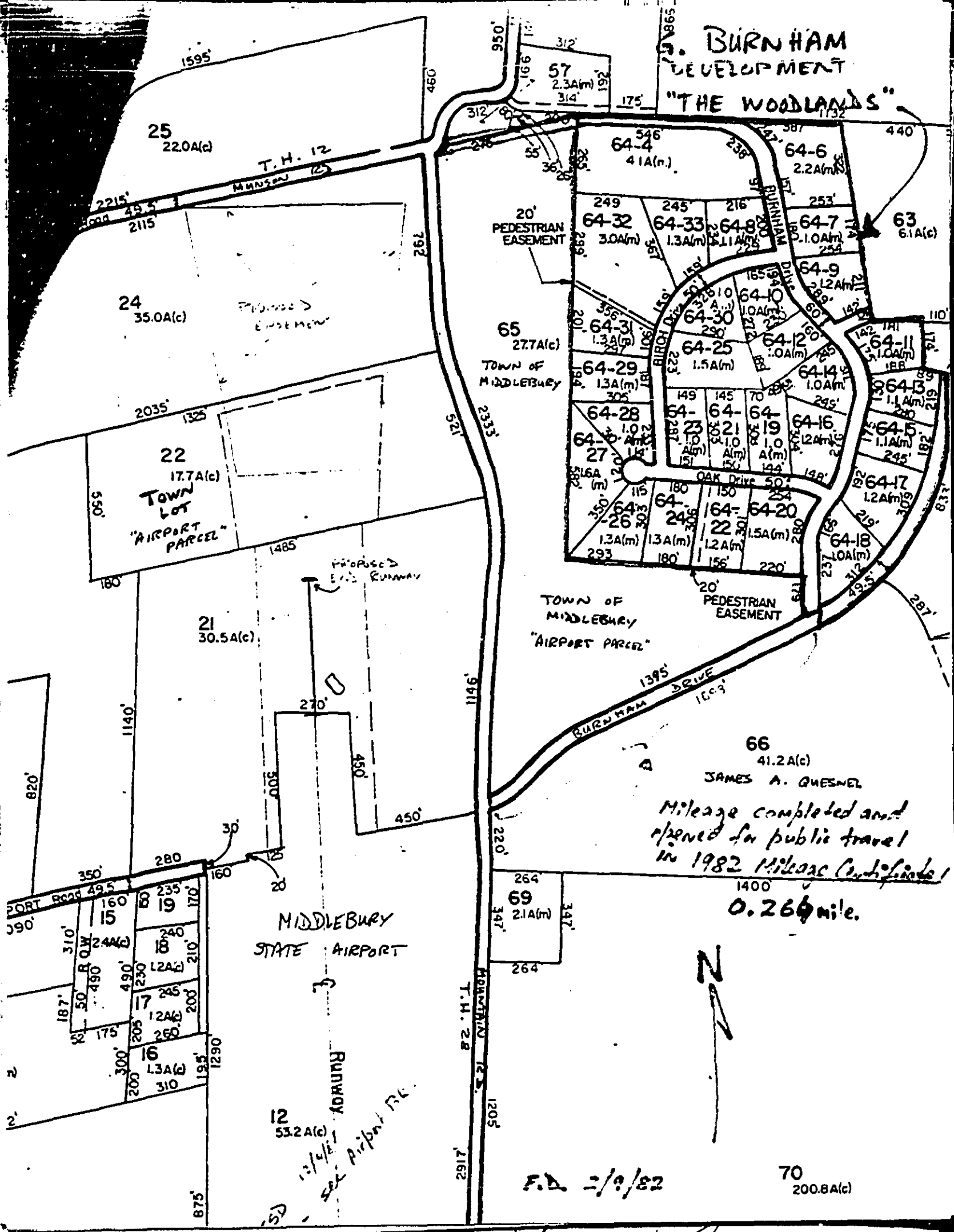
Before me,

  
Notary Public  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Secretary of Transportation, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned.)

I, Richard A. Goodro, Clerk of the Town of Middlebury, hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of Middlebury relating to highway mileage, filed and recorded at this office January 29, 1981.

Attest Richard A. Goodro, Town Clerk  
Approved J.E.R. Landry, Representative, Agency of Transportation, Date Feb. 3, 1981



Before me,

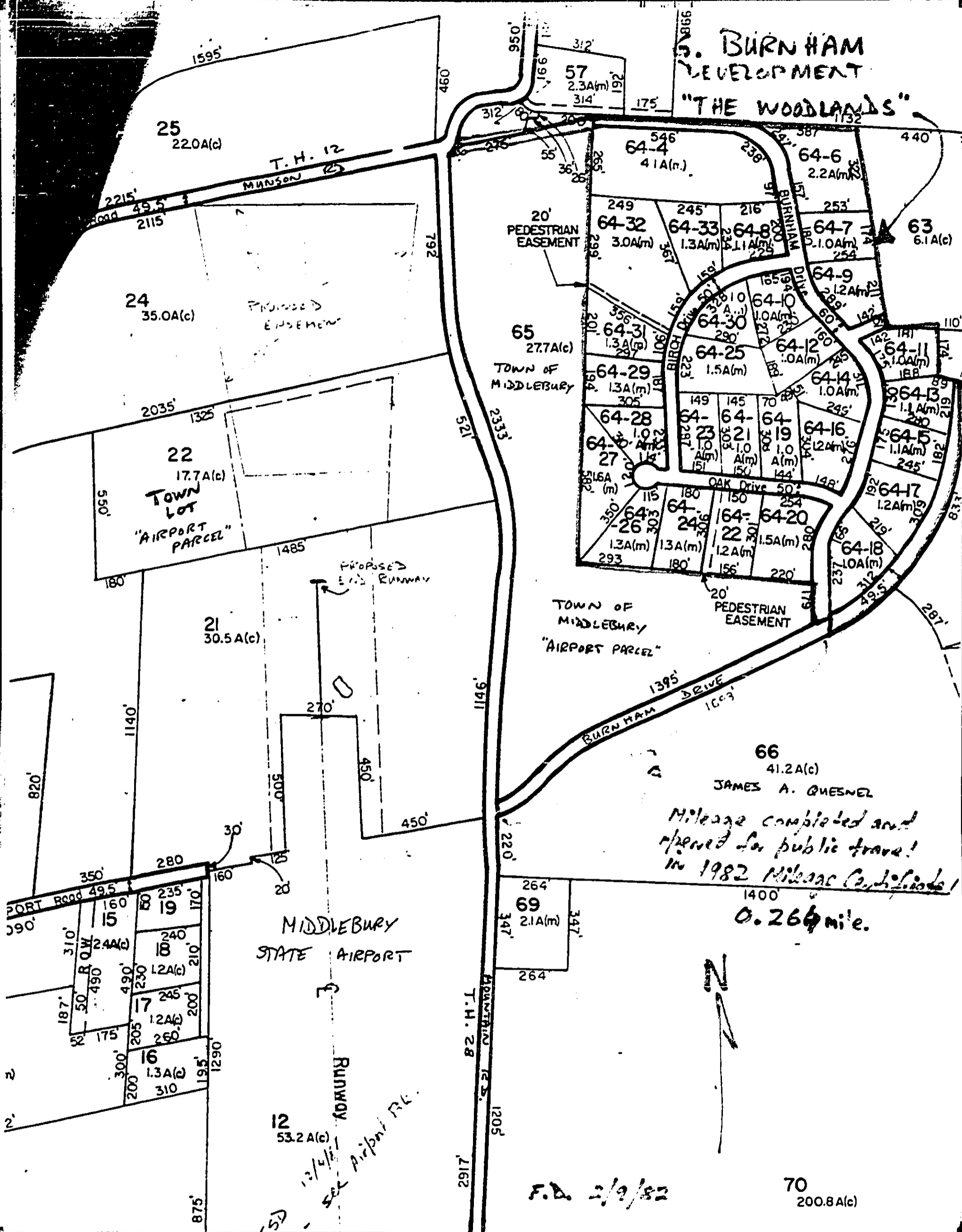
*Richard O. Jewell*  
 Notary Public  
 (Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Secretary of Transportation, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned.)

I, *Richard O. Jewell*, Clerk of the Town of *Middlebury*, hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of *Middlebury* relating to highway mileage, filed and recorded at this office, *January 29*, 1981.

Attest *Richard O. Jewell*, Town Clerk  
 Approved *J.R. Landry*, Representative, Agency of Transportation  
 Date *Feb. 3, 1981*

**BURNHAM DEVELOPMENT  
"THE WOODLANDS"**



66  
41.2A(c)  
JAMES A. GUESNEL  
*Mileage completed and  
opened for public travel  
in 1982 Mileage Certificate  
0.264 mile.*

F.D. 2/9/82

70  
200.8A(c)

Before me,

*Richard Q. Jewell*  
Notary Public

(Write official title, as Notary Public)

184

# Know all Men by these Presents

That I, JAMES A. QUESNEL

of Middlebury in the County of Addison  
and State of Vermont Grantor, in the consideration of  
\*\*\*\*\* ONE AND MORE \*\*\*\*\* Dollars

paid to my full satisfaction by  
TOWN OF MIDDLEBURY, a municipal corporation

of Middlebury in the County of Addison  
and State of Vermont Grantee, by these presents, do  
freely Give, Grant, Sell, Convey and Confirm unto the said Grantee  
TOWN OF MIDDLEBURY

and its successors and assigns forever, a  
certain piece of land in Middlebury in the  
County of Addison and State of Vermont, described as  
follows, viz:

Being a portion of all and the same lands and premises as were conveyed to the herein Grantor by Warranty Deed of William and Tonya Frye dated October 31, 1977, recorded in Book 84 at page 182 of the Middlebury Land Records. The part or portion herein conveyed is more particularly described as being a swath of land 30 feet in width and having as its northerly boundary the center line of the traveled portion of a road which forms the northerly boundary of the land of the herein Grantor, which road is believed to be or have been a town highway, which line shall begin at the point where said highway intersects with Town Road 27 and continuing in a general northeasterly direction to the point where said line intersects with the southeasterly corner of lands of one George Burnham and having as a southerly boundary a line 30 feet southerly from and parallel to the aforesaid center line of said road between the aforementioned points.

It is an express condition of this conveyance that title to the herein conveyed premises shall revert to the herein Grantor in the event that the present untraveled road which forms the northerly boundary line of the herein conveyed premises is not developed and improved by one George Burnham, his heirs, administrators or assigns, so as to meet town road specifications within five (5) years of the date hereof.

Book 86  
Pg. 184

BURNHAM DRIVE  
(southern portion  
abutting Town  
"Airport Parcel")

Before me,

*Richard Q. Jones*  
Notary Public

(Write official title, as Notary Public)



To have and to hold said granted premises, with all the privileges and appurtenances thereof, to the said Grantee

173

TOWN OF MIDDLEBURY and its

successors

heirs and assigns, to their own use and behoof forever;

and I the said Grantor

JAMES A. QUESNEL

for myself and my heirs, executors and administrators, do covenant with the said Grantee

TOWN OF MIDDLEBURY and its

successors

heirs and assigns, that until the enrolling of these presents I am the sole owner of the premises, and have good right and title to convey the same in manner aforesaid, that they are Free from every encumbrance; except as aforesaid.

I, JAMES A. QUESNEL

hereby engage to Warrant and Defend the same against all lawful claims whatever,

In Witness Whereof, I hereunto set hand and seal this 24<sup>th</sup> day of April A. D. 1978 In Presence of

*James A. Quesnel*  
JAMES A. QUESNEL  
*James C. [unclear]*  
*James C. [unclear]*

State of Vermont, } ss. At Middlebury this  
ADDISON County } 24 day of April A. D. 1978  
JAMES A. QUESNEL

personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed. Before me *[Signature]* NOTARY PUBLIC

Town Clerk's Office, Middlebury, Vermont  
The day of July A. D. 1978  
P. M. 30 Minutes P.M.  
Received and recorded in Vol. 86 Page 174  
Also *[Signature]* Town Clerk.

NOTARY PUBLIC  
(740a)  
Ver. Not. Pub. License No. 221  
---ACKNOWLEDGMENT---  
Signed before me this 24th day of April 1978 at Middlebury, Vermont.  
Notary Public  
Signature *[Signature]*  
Date July 8 1978

I V.S.A. § 317 (c) (6)

Before me, *Richard O. [unclear]*  
Notary Public  
(Write official title, as Notary Public)

Notary Public

WITNESSETH, That the party of the first part, for and in consideration of the conveyance to it by the party of the second part of 100 acres of land, more or less, in the Towns of Middlebury and Ripton, Addison County, State of Vermont, which land is of at least equal value to the land herein conveyed, the receipt of which is hereby acknowledged, does by these presents release, remise and quitclaim unto said party of the second part, FOREVER, all that certain tract or parcel of land, lying and being in Middlebury Township, Addison County, Vermont, situated on the waters of a tributary of the Middlebury River about 1.25 miles northerly from East Middlebury hamlet, being a part of the same lands acquired by the United States of America, At Law No. 1237, in the District Court of the United States, designated by the United States Forest Service as Tract No. 500f; and being more particularly described according to a survey made by Basil C. Perkins in 1935 (the bearings of said survey are referenced to the True Meridian):

Beginning at Corner 1, common to a Frank Warren, a Vermont Marble Company, and a George Cormier parcel, at the intersection of a road running northerly and southerly with a road running easterly and westerly, a point. As a witness to said Corner, blazed and scribed an 8" oak, FS WC 1 500f, and set a 3" x 24" concrete post with a brass cap stamped 758 in a mound of stones alongside said oak, which bear S. 67° 00' E. 0.63 chain distant. Thence two lines with the said Cormier parcel: 1. And three courses with the centerline of said road running northerly, as it meanders; A. N. 2° 15' E. 9.27 chains; B. N. 2° 00' E. 7.17 chains; C. N. 13° 45' W. 1.62 chains to Corner 2, a point. As a witness to said Corner, blazed and scribed a 14" maple, FS WC 2 500f, and set a 3" x 24" concrete post with a brass cap stamped 767 in a mound of stones alongside said maple, which bear S. 82° 15' W. 0.35 chain distant. 2. S. 77° 45' W. 22.90 chains to Corner 3, common to a Mrs. A. W. Robbins parcel at the edge of field, a 2" x 4" x 60" pine stake scribed MC SW COR FAY 20 1926 in a mound of stones. Set a 4" x 4" x 48" aspen post scribed FS 3 500f in place of said pine stake. Thence with the said Robbins parcel N. 2° 00' 7.68 chains to Corner 4, common to a M. W. Brewster parcel, at the intersection of two stump fences, a point, at said point set a 4" x 4" x 48"

aspen post in a mound of stones and scribed it FS 4 500f. Thence three lines with the said Brewster parcel: 1. N. 77° 15' E. 21.20 chains to Corner 5 in center of said road running northerly and southerly a point. As a witness to said Corner, blazed and scribed an 8" oak FS WC 5 500f, and set a 3" x 24" concrete post with a brass cap stamped 779 in a mound of stones alongside said oak, which bears S. 71° 00' E. 0.11 chain distant. 2. N. 12° 00' W. along center of said road, 3.12 chains to Corner 6A, a point. As a witness to said point a 4" aspen blazed and scribed SW COR 1 bears S. 87° 00' E. 0.09 chain distant. Scribed said aspen FS 5A 500f and set a 3" x 24" concrete post with a brass cap stamped 774 in a mound of stones alongside said aspen. 3. And three courses along the center of said road, as it meanders: A. N. 9° 30' W. 1.47 chains; B. N. 3° 00' W. 5.25 chains; C. N. 0° 30' W. 2.17 chains to Corner 6, common to a Joseph Munson parcel, at triangle at intersection of roads, a 4" twin oak. Blazed and scribed said oak FS 6 500f and set a 3" x 24" concrete post with a brass cap stamped 772 in a mound of stone, alongside said oak. Thence three lines with the said Munson parcel: 1. N. 78° 15' E. 3.80 chains, to Corner 7, on a northerly slope, a 12" butternut blazed on two sides. Scribed said butternut FS 7; 2. N. 13° 00' E. 0.87 chain to Corner 8, a large yellow-painted stone in a mound of stones. Chiseled said stone FS 8 500f; 3. N. 88° 30' E. 4.05 chains to Corner 9, common to a Fred Brookins Estate parcel, in the center of a road, a point. As a witness to said Corner, a 14" red oak blazed and scribed COR 26 BT bears S. 3° 00' E. 0.20 chain distant. Blazed and scribed said oak, FS WC 9 500f. Thence five lines with the said Brookins Estate parcel: 1. S. 0° 15' E. 5.44 chains to Corner 10, at intersection of blazed lines on a northerly slope a 2" x 2" x 36" fir stake scribed NE in a mound of stones. Set a 4" x 4" x 48" maple post scribed FS 10 500f in place of said maple stake; 2. S. 0° 15' W. 5.14 chains to Corner 11, on level ground at intersection of blazed lines, a 7" pine, blazed and scribed SE COR I 1931. Blazed and scribed said pine, FS 11 500f; 3. S. 0° 30' W. 14.59 chains to Corner 12, on an easterly slope at intersection of blazed lines and fences, a triangular 4" x 48" oak stake, scribed MC COR F. PLACE F BROOKINS MC 1926 in a mound of stones. Set a 4" x 4" x 48" oak post scribed FS 12 500f in place of said triangular oak stake; 4. S. 86° 15' E. 13.13 chains to Corner 13, a painted stone in a mound of stones; 5. S. 1° 30' E. 2.97 chains to CORNER 14, common to a Frank Warren parcel, in center of a road running north-easterly and southwesterly, a point. As a witness to said point a 30" cherry blazed and scribed BT MC SE COR bears NORTH, 0.30 chain distant. Scribed said cherry FS WC 14 500f. Thence five courses with the said Warren parcel and along the center of said road, as it meanders: 1. S. 63° 45' W. 3.03 chains; 2. S. 65° 30' W. 6.71 chains; 3. S. 63° 00' W. 5.38 chains; 4. S. 44° 15' W. 3.83 chains; 5. S. 62° 00' W. 2.19 chains to the place of the beginning, and containing 48.3 acres, be the same, more or less.

BK 64 Pg. 339  
DEED TO TOWN  
"AIRPORT PARCEL"  
(see map on 3rd page)

North/south road is Mountain Rd. T.H. 28  
east/west road is old Airport Road (west)  
and what is now Burnham Drive (east)  
(now MOUNTAIN ROAD)

BURNHAM DRIVE centerline  
21.14 chains  
x 66  
1395.24 ft

$$\frac{1395.24}{5280} = 0.264 \text{ mile}$$

Before me.

*Richard O. Jovels*  
Notary Public

(Write official title, as Notary Public)

Being the land as above described and as shown on the survey map prepared by Basil C. Perkins of said Tract 500f which is attached hereto and made a part hereof and recorded herewith as Exhibit A.

SUBJECT TO easements, if any, for established or existing roads, highways, railroads and utilities.

TO HAVE AND TO HOLD THE SAME, together with all the hereditaments and appurtenances thereunto belonging or in anywise appertaining, to the said party of the second part, its successors and assigns, Forever.

WITNESS the UNITED STATES OF AMERICA by the Director, Division of Lands, Forest Service, Department of Agriculture, on the date first above written.

In the presence of:

Winston O. Robertson  
Winston O. Robertson

Annette E. Husik  
Annette E. Husik

UNITED STATES OF AMERICA  
By Russell P. McRorey  
RUSSELL P. McROREY  
Director, Division of Lands,  
Forest Service, Department of  
Agriculture

(SEAL)

UNITED STATES OF AMERICA )  
  ) SS  
DISTRICT OF COLUMBIA )

On this 17th day of October, 1968, before me, a Notary Public within and for said District, personally appeared Russell P. McRorey to me personally known, who, being by me duly sworn, did say that he is the Director, Division of Lands, Forest Service, United States Department of Agriculture, and that the seal affixed to said instrument is the seal of said Department, and that said instrument was signed and sealed in behalf of the United States of America by its authority duly given, and acknowledged that he executed the same as the free act and deed of the United States of America for the purposes and considerations therein expressed.

Given under my hand and seal the day and year above written.

Beggie H. Garlich  
Beggie H. Garlich  
Notary Public, District of Columbia  
United States of America

(NOTARIAL SEAL)

My commission expires: Mar. 14 1973

This instrument was drafted by the Office of the General Counsel, United States Department of Agriculture, Milwaukee, Wisconsin.

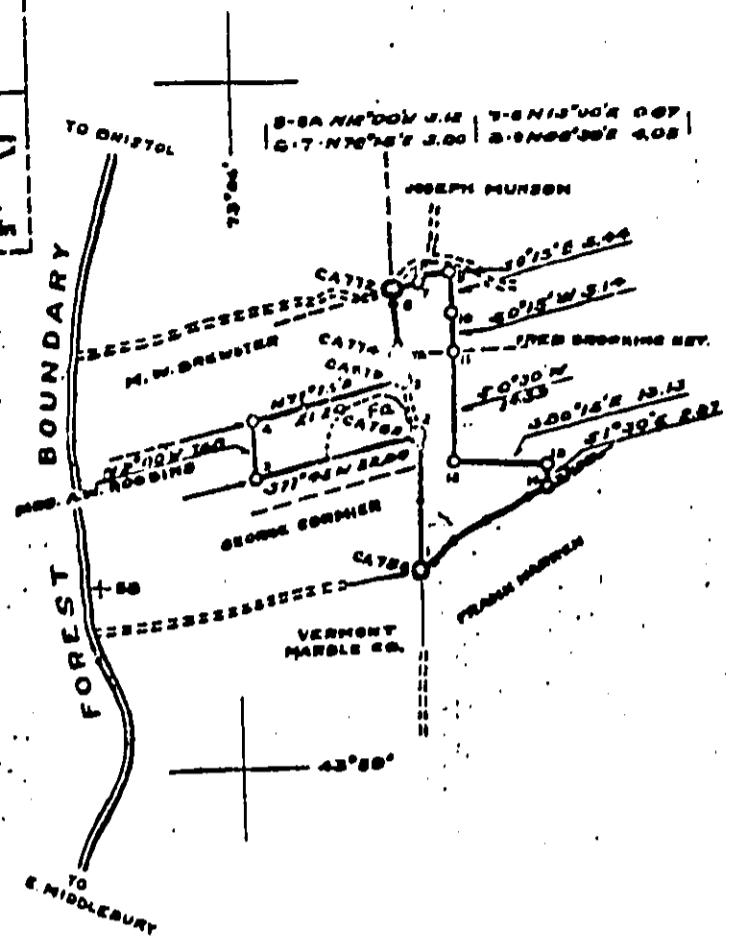
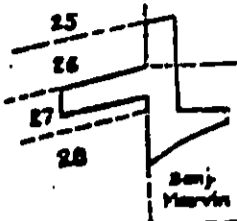
Before me.

Richard O. Jones  
Notary Public

(Write official title, as Notary Public)

Chart on this Tract AB: 20-00

PLAN SHOWING  
LITTING  
Scale 1"=40ch.



GREEN MOUNTAIN NATIONAL FOREST  
MIDDLEBURY COLLEGE TRACT  
500F  
MIDDLEBURY TOWNSHIP  
ADDISON COUNTY, VERMONT  
48.3 Acres  
Scale 1"=20ch Photo 58 B.C.P. Sur. EXHIBIT A  
1935

Middlebury Town Clerk's Office  
Received for Record

December 19, 1968 4:25 P.M.  
Attest: *Kenneth A. Cowl*  
TOWN CLERK

Before me.

*Richard O. Jones*  
Notary Public

(Write official title, as Notary Public)

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Richard A. Goodro, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that  
the following described section of Class 3 Highway in the Town of  
Middlebury was COMPLETED AND OPEN FOR PUBLIC TRAVEL  
on June 10, 1980.

DESCRIPTION OF RIGHT-OF-WAY: ~~Beginning~~

PETERSEN TERRACE 0.340 mile

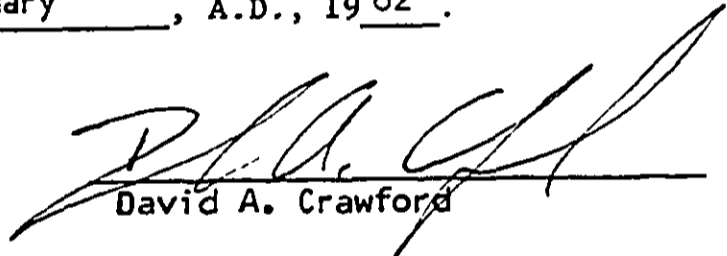
and

GAMBREL COURT 0.100 mile

(see attached)

and as shown on a Highway Map of the Town of Middlebury,  
dated February 9, 1982, and filed in Book 92 on page 85 of the Records  
of the Town of Middlebury by the Town Clerk of  
said Middlebury incorporated herein by reference and attested to on  
said map by said Town Clerk.

Dated at Middlebury, County of Addison and State of  
Vermont, this 9th day of February, A.D., 1982.



David A. Crawford

BOARD

Town Manager,

OF

Duly Authorized Agent

of the

SELECTMEN

Board of Selectmen

ALDERMEN

TRUSTEES

and the MAYOR of the City of \_\_\_\_\_.

\*\*\*\*\*

Middlebury, VERMONT

February 9, 1982.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED  
FOR PUBLIC TRAVEL, RECORDED IN BOOK 92 ON PAGE 85 OF THE Land RECORDS  
OF THE Town OF Middlebury ON THE 11th DAY OF June,  
1980, AT 2 O' CLOCK, P.M.

ATTEST:



Richard A. Goodro

Town

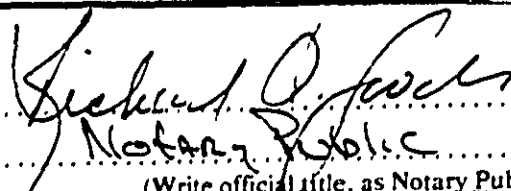
CLERK OF

Middlebury,

VERMONT

Rev. 11/73

Before me,



(Write official title, as Notary Public)

KNOW ALL MEN BY THESE PRESENTS

THAT Vermont State Housing Authority, A Public Body, Corporate and Politic, organized under the laws of the State of Vermont, and having an office in Montpelier, in the County of Washington, State of Vermont, GRANTOR, in the consideration of -----ONE DOLLAR----- paid to its full satisfaction by the Town of Middlebury, A Public Body, Corporate and Politic, organized under the laws of the State of Vermont, in the County of Addison, State of Vermont, GRANTEE, by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, The Town of Middlebury and its successors and assigns forever, a certain piece of land, road and right-of-way, in Middlebury, in the County of Addison, and State of Vermont, described as follows:

Being a portion of the lands conveyed to Vermont State Housing Authority by Warranty Deed from Northern Vermont Homes, dated the 15th day of July, 1975, recorded in Book 77, Page 486 of the Middlebury Land Records.

Being two parcels of land described with reference to a survey map of Donald L. Hamlin, Consulting Engineers, Inc. dated the 17th day of October, 1974, entitled "Petersen Heights, Middlebury, Vermont" and being more particularly described as follows:

PARCEL #1: Commencing at a point marked by a concrete monument, said monument lies within the easterly boundary line of the Petersen Terrace right-of-way and said monument is the southwestern corner of those lands which abut the eastern boundary line of Petersen Terrace right-of-way, otherwise known as Parcel #28 as shown on the aforementioned map; thence, go in five courses around Parcel #28 as follows: S 61° 57' 44" E 80.00 feet to a point marked by an iron pipe; thence S 9° 06' 26" E 230.00 feet to a point marked by an iron pipe; thence S 61° 57' 44" E 300.00 feet to a point marked by an iron pipe; thence N 16° 22' 13" E 155.00 feet to a point marked by an iron pipe; thence N 32° 21' 00" W 170.00 feet to a point marked by an iron pipe, said point being the southeasterlymost corner of Parcel #27 as indicated on the above referenced map; thence continuing along Parcel #27's easterly boundary line N 02° 51' 26" W 273.35 feet to a point within a wire fence and blazed line marked by an iron pipe, said point being the northeasternmost corner of Parcel #27 within said referenced map; thence continue along said wire fence and blazed line in two courses as follows: S 66° 02' 00" E 102 feet to a point marked by an iron pipe and S 62° 26' 00" E 259.00 feet to a point marked by an existing iron pipe, said point being the northeasternmost corner of the Parcel herein conveyed and lying within the westerly boundary line of an old roadway; thence continue along the easterly boundary line of the Parcel herein conveyed and the westerly boundary line of an old

PETERSEN TERRACE  
1/2  
GAMBREL COURT  
(see next page)

PHILIP T. SMITH  
ATTORNEY AT LAW  
FIRST BRANCH  
RTE. 100  
MIDDLEBURY, VT 05750  
PHONE 253-2727

Before me,

*Richard A. Jones*  
Notary Public

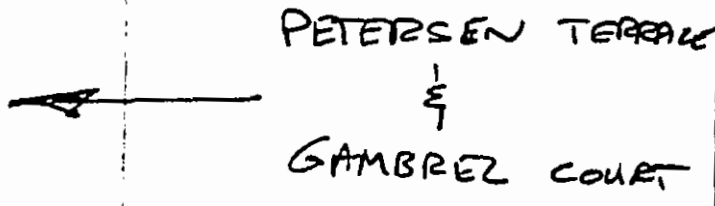
(Write official title, as Notary Public)

roadway in four courses as follows: S 10° 38' 00" W 370 feet to a point marked by an iron pipe, S 07° 56' 00" W 249 feet to a point marked by an iron pipe, S 00° 34' 00" W 98 feet to a point marked by an iron pipe and S 08° 04' 00" W 137 feet to a point marked by an existing iron pipe, said existing iron pipe being the southeasternmost corner of the parcel herein conveyed; thence, continue along a wire fence and blazed line, said course being the northern boundary line of land now or formerly belonging to Dr. Hunt, N 63° 02' 00" W 719 feet to a point marked by an iron pipe, said point being the southeasternmost corner of Parcel #15 as indicated on said map referenced above; thence continue in one course along the easterly boundary lines of Parcel #15 and #16 as indicated on the map, referenced above, N 27° 03' 40" E 237.47 feet to a point marked by an iron pipe, said point being the northeast corner of Parcel #16 and southeast corner of Parcel #17 on said map, referenced above; thence continue along the easterly boundary lines of Parcel #17, #18, and #19 N 09° 06' 26" W 280.06 feet to a point marked by an iron pipe, said point being the northeasternmost corner of Parcel #19 and said point lying within the southeasternmost boundary line of the Petersen Terrace right-of-way; thence continue northeasterly in a curved line along the southeasterly and easterly boundary line of said Petersen Terrace right-of-way to the point and place of beginning.

Said lands herein conveyed are designated on the map, referenced above, as the "Open Area to be conveyed to the Town of Middlebury, consisting of 8.9 Acres." Said lands are further shown on said map by the parallel lines running east and west which indicate a shaded portion of the map. That portion of the map, referenced above, which is shaded with dots, is specifically not conveyed herein.

PARCEL #2: The purpose of this conveyence is to convey to the Grantee herein, the roadway known as Petersen Terrace and Gambrel Court. Said roadways and lands herein conveyed are fifty (50) feet in width as they run and meander through Petersen Delopment. The metes and bounds descriptions are as follows:

Commencing at a point marked by a concrete monument, said monument being the northeasternmost corner of property now or formerly belonging to one J. W. Pilger, said concrete monument also lies within the southly boundary line of Washington Street Extension right-of-way; thence from said place of beginning go along the easterly boundary line of lands now or formerly belonging to one J. W. Pilger, S 13° 08' 23" E, 166.00 feet to a point marked by a concrete monument, said monument being the southeasternmost corner of lands now or formerly belonging to J. W. Pilger and the northwesternmost corner of Parcel #1 as indicated on said map, referenced above; thence continue in five courses along the northeasterly and easterly boundary lines of Parcel #1, the easterly boundary line of Parcel #2 and #3 and the northeasterly boundary line of Parcel #4 as follows: S 40° 42' 25" E 46.05 feet to a point marked by a concrete monument, S 35° 38' 23" E 64.42 feet to a point marked by a concrete monument; continue along a curved line in a southeasterly direction 63.26 feet to a point marked by a concrete monument, S 26° 57' 07" W 33.20 feet to a point marked by a concrete monument, continue on a curved line 118.46 feet to a point marked by a concrete monument, said point being the northeasternmost corner of Parcel #4 as indicated on said map referenced above; thence continue S 63° 38' 53" E 77.39 feet to a point marked by a concrete monument, said point being the northeasternmost corner of Parcel #5 as indicated on said map referenced above; thence continue along the northerly boundary lines of Parcels #6 and #7, in a curved line a distance of 118.26 feet to a point marked by a concrete monument; thence continue in one course along the northwesterly boundary lines of Parcels #8 and #9 as indicated on said map referenced above, N 54° 45' 02" E 224.23 feet to a point marked by a concrete monument being the



FRANK T. SMITH  
 ATTORNEY AT LAW  
 100 N. BRADSHAW  
 MIDDLEBURY, VT. 05750  
 TEL. 247-0101

Before me,

*Richard A. Jones*  
 Notary Public

(Write official title, as Notary Public)



northeasternmost corner of Parcel #9 as indicated on said map referenced above; continuing in two courses along the northerly boundary line of Parcel #10 as indicated on said map referenced above as follows: a curved northeasterly line 67.00 feet to a point marked by a concrete monument and S 68° 47' 53" E 56.91 feet to a point marked by a concrete monument, said point being the northeasternmost corner of Parcel #10 as indicated on the map referenced above; thence in one course continue along the easterly boundary line of Parcels #10 and #11 and the westerly boundary line of Gambrel Court as indicated on said map referenced above, S 03° 12' 07" W 179.73 feet to a point marked by a concrete monument; thence along the easterly boundary line of Parcel #12 and part of the lands marked "Recreational Area" S 18° 37' 02" W, 108.66 feet to a point marked by a concrete monument; thence continue in a little more than a half circle along the northeasterly boundary line of Parcel #13, northerly boundary line of Parcel #14, northwesterly boundary line of Parcel #15, westerly boundary line of Parcel #16 and a portion of the westerly boundary line of Parcel #17, a distance of 206.07 feet to a point marked by a concrete monument, said monument lying within the easterly boundary line of said Gambrel Court right-of-way; thence continuing along the westerly line of Parcel #17 and #18 as indicated by said map referenced above N 12° 12' 48" W 109.04 feet to a point marked by a concrete monument; thence continue along the westerly boundary line of Parcel #18 and #19 as indicated on said map referenced above, N 03° 12' 07" E 165.59 feet to a point marked by a concrete monument, said point being the northwesternmost corner of Parcel #19; thence continue along the northerly boundary line of Parcel #19 S 68° 47' 53" E, 53.60 feet to a point marked by an existing marble monument; thence continue in an easterly, northeasterly direction on a curved line along the northern boundary line of Parcel #19 and the northwesterly boundary line of the lands described as the Open Area to be conveyed to the Town of Middlebury, consisting of 8.9 acres, 120.52 feet to a point marked by a concrete monument; thence continue along the westerly boundary line of Parcel #28 as indicated on said map referenced above, N 16° 58' 11" E, 53.49 feet to a point marked by a concrete monument, said point being the northwesternmost corner of Parcel #28; thence continue in a north-northwesterly direction in a curved line along the westerly and southwesterly corner of Parcel #27 as indicated on said map referenced above, 104.28 feet to a point marked by a concrete monument; thence continue in two courses along the southwestern boundary lines of Parcel #27 and of the lands now or formerly belonging to C.F. Whitman, N 37° 06' 23" W, 371.85 feet to a point marked by a concrete monument, said point being the northwesternmost corner of land now or formerly belonging to C. F. Whitman and said point lying within the southerly boundary line of Washington Street Extension right-of-way; thence continue S 76° 12' 35" W, 54.45 feet to a point marked by a concrete monument, said point also lying within the Washington Street Extension right-of-way and said point being the northeasternmost corner of lands now or formerly belonging to C. and L. Mraz; thence continue along the northeasterly boundary line of the Mraz property line S 37° 06' 23" E, 393.40 feet to a point marked by an existing marble monument, said point being the easternmost boundary line of the Mraz property and the northeasternmost corner of lands now or formerly belonging to V. C. Fucile; thence continue in a southeasterly direction along the easterly boundary line of lands designated as Open Area on said map, referenced above, in a curved line 57.09 feet to a point marked by a concrete monument; thence continue along the easterly boundary line of said lands marked Open Area S 16° 58' 11" W, 53.49 feet to a point marked by a concrete monument; continue in a southwesterly direction on the southeasterly boundary line of Parcel marked Open Area on a curved line 38.29 feet to a point marked by an existing marble

LEWIS T. SMITH  
ATTORNEY AT LAW  
FIRST BRANSON  
HALL ON BLIND  
BRANSON VT 05760  
PH: 547-0187

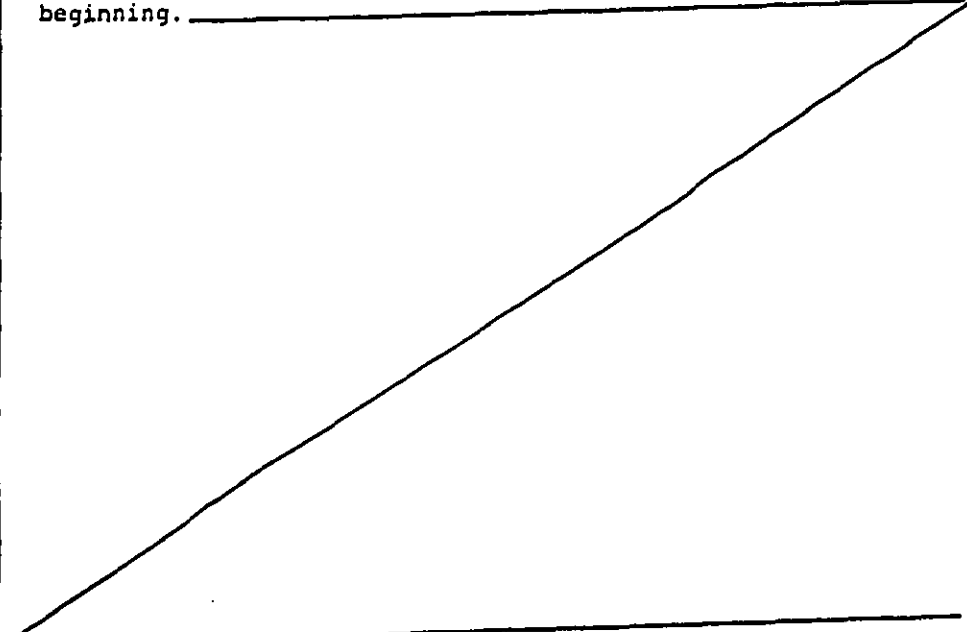
Before me,

*Richard Q. Jones*  
Notary Public

(Write official title, as Notary Public)

57

monument, said point being the southeasternmost corner of lands now or formerly belonging to V. C. Fucile; thence continue along the southern boundary lines of lands now or formerly belonging to V.C.Fucile; N 68° 47' 53" W, 229.59 feet to a point marked by an existing marble monument, said point being the southwesternmost corner of lands now or formerly belonging to V.C. Fucile and the northeasternmost corner of Parcel #20 as indicated on said map referenced above; thence continue along the southeasterly boundary line of Parcel #20 and #21 in two courses as follows: S 52° 18' 29" W, 61.63 feet to a point marked by a concrete monument and S 54° 45' 02" W, 244.23 feet to a point marked by a concrete monument; thence continue in a westerly direction along the southerly boundary line of Parcel #21 as indicated on said map referenced above in a curved line 64.51 feet to a point marked by a concrete monument; thence continue along the southerly boundary line of Parcel #21 and #22 N 63° 38' 53" W, 77.39 feet to a point marked by a concrete monument; thence continue in a northwesterly direction along the southwesterly boundary line of Parcel #22 in a curved line 39.49 feet to a point marked by a concrete monument; thence continue along the westerly boundary line of Parcel #22 N 26° 51' 07" E, 33.20 feet to a point marked by a concrete monument; thence continue in a north- northwesterly direction along the westerly boundary line of Parcel #22, #23, and #24 along a curved line a distance of 117.79 feet to a point marked by a concrete monument; thence continue along the southwesterly boundary line of Parcel #24 as indicated on the map referenced above, N 35° 38' 23" W, 64.42 feet to a point marked by a concrete monument, said point being the southwesternmost corner of said Parcel #24 and the southeasternmost corner of a parcel designated as Open Area; thence continue in a northerly direction along the westerly boundary line of lands designated as Open Area in a curved line a distance of 90.32 feet to a point marked by a concrete monument; thence continue along the westerly boundary line of the lands designated as Open Area N 13° 08' 23" W, 98.88 feet to a point marked by a concrete monument, said point being the northwesternmost corner of the lands designated as Open Area and said point lying within the southerly boundary line of Washington Street Extension right-of-way; thence continue S 77° 46' 25" W, 50 feet to the point and place of beginning.



-4-

ERNEST T. SMITH  
ATTORNEY AT LAW  
First GRANDON  
OF BARR.  
OF ST. LOUIS  
MO. 647-0707

Before me.

*Richard O. Fowler*  
Notary Public

(Write official title, as Notary Public)

EASEMENT #1: The Grantor hereby conveys to the Town of Middlebury typical slope rights, storm and sanitary easements along the front of each and every parcel, numbered 1 through 28. The front of each parcel is intended to mean that portion of each parcel which borders the roads, conveyed herein, to the Town of Middlebury, named Petersen Terrace and Gambrel Court. Said easement is to run the full length of the front of each parcel numbered 1 through 28 and is to have a depth of five (5) feet running from said roads, perpendicular into each parcel. Said easement line is more definitely set out on the Survey Map referred to above and said line is entitled "Utility Easement" line on said Survey Map. Included with said easement are the rights to install, repair, maintain, alter and operate sewers, stormdrains, and water mains in, into, upon, over, across and under said lands.

EASEMENT #2: The Grantor hereby conveys to the Town of Middlebury an easement and the right to install, repair, maintain, alter and operate sewers, stormdrains and water mains in, into, upon, over, across, and under strips of land not to exceed twenty (20) feet in width, except where specifically indicated, along the lot lines as now or hereafter subdivided, mapped and platted in the sub-division known as "Petersen Heights" and delineated more specifically on the survey map, referenced above, as follows:

FIRST EASEMENT STRIP: Beginning at a point marked by an existing iron pipe, said point being the northwesterly corner of property now or formerly belonging to D. and N. Smith and said point lying within the southerly boundary line of the Washington Street Extension right-of-way; thence from said place of beginning continue in two courses along the westerly property line of said Smith as follows: S 28° 13' 16" W, 9.04 feet and S 28° 13' 16" W, 100 feet to a point marked by another existing iron pipe, said point being the southwesternmost corner of properties now or formerly belonging to one D. and N. Smith, thence continue S 28° 13' 16" W, approximately 33 feet over lands on the above mentioned survey marked as "Open Area" to a point which lies within the utilities easement line as indicated on the above referenced survey map; thence continue N 13° 8' 23" W along said utility easement line approximately 30 feet to a point within said utility easement line; thence continue N 28° 13' 16" E, along the utility easement line as indicated on the above referenced survey map to a point which lies within the southerly boundary line of the Washington Street Extension right-of-way; thence continue N 77° 46' 25" E along said Washington Street Extension right-of-way to the point and place of beginning.

It is noted that said easement strip, last referenced above, is twenty (20) feet in width and said strip runs over lands marked as "Open Area" as indicated on said map referenced above.

SECOND EASEMENT STRIP: Beginning at a point, said point and place of beginning being S 23° 37' 00" W, 5 feet from a point marked by a set concrete monument, said point lies within the westerly boundary line of Parcel #1; thence from said point of beginning continue S 23° 37' 00" W, 40 feet to a point marked by an existing iron pipe; thence continue S 26° 31' 36" W, 125.01 feet to a point marked by an existing iron pipe, thence go N 54° 32' 26" E, 10 feet along the boundary line of Parcel #25 and lands now or formerly belonging to one C. W. and P. McPhail to a point; thence continue S 22° 43' 44" W, approximately 68.00 feet to a point within the southern line of the sanitary easement line as marked on the map, mentioned above; thence go along said easement line a little more than 10 feet to a point in the easterly line of Parcel #25; thence go S 22° 43' 44" W, 12 feet to a point marked by an existing iron pipe, being the southwesternmost corner of Parcel #25; thence

FRANK J. SMITH  
ATTORNEY AT LAW  
FIRST BRANCH  
NAT'L BLDG.  
MIDDLEBURY, VT 05750  
PHONE: 247-0727

Before me.

*Richard O. Jones*  
Notary Public

(Write official title, as Notary Public)

continue S 22° 21' 36" W to a point marked by an existing stake, said point being the southeasternmost corner of lands now or formerly belonging to F. and G.J. Forrest and the southwesternmost corner of Parcel #3 as indicated on said survey map referenced above; thence continue S 64° 02' 05" E, 20 feet to a point which lies within the southerly boundary line of Parcel #3 and said point lying within a wire fence line; thence continue along the utility easement line, as marked on the survey map, referenced above, in four courses as follows: N 22° 21' 36" E, 77.51 feet to a point, N 22° 43' 44" E, 81.12 feet to a point, N 26° 31' 36" E, 125.01 feet to a point, and N 23° 37' E, a little less than 40 feet to a point which lies within the westerly boundary line of the "Petersen Terrace" right-of-way and said point lies within the northerly boundary line of Parcel #1 as indicated on said survey map, referenced above; thence continue N 40° 42' 25" W, a little more than 20 feet to the point and place of beginning.

It is noted that said easement strip parallels the westerly boundary line of Parcel #1, #2, and #3 and the easterly boundary line of Parcel #25. Said strip is twenty (20) feet in width except for a portion of said strip which is thirty (30) feet in width for approximately the full distance of the easterly boundary line of Parcel #25. Reference should be made to said survey map, mentioned above. It should be noted that said strip lies entirely over the lands of Parcel #1, #2, #3 and #25.

THIRD EASEMENT STRIP: Beginning at a point marked by an iron pipe, said point being the southwesternmost corner of Parcel #26 and the said point lying within the northeasterly boundary line of properties now or formerly belonging to F. and G.J. Forrest; thence continue from said place of beginning S 62° 40' 14" E, approximately 200 feet to a point which lies approximately N 62° 40' 14" W, 20 feet from the southeasterly corner of Parcel #25; thence continue along said utility easement line S 87° 17' 56" E, approximately 164.37 feet to a point which lies within the utility easement line indicated on the above referenced map, said utility easement line lying on the easterly boundary of Parcel #3 and being five (5) feet from the westerly boundary line of "Petersen Terrace" right-of-way; thence continue in a northeasterly direction a distance of 20 feet to a point within the utility easement line which lies within the westerly boundary of Parcel #2 and said point also being 5 feet from the westerly boundary line of "Petersen Terrace" right-of-way; thence continue N 87° 17' 56" W, approximately 164.37 feet to a point which lies within the utility easement line, said line and point contained within Parcel #25 and said point being 20 feet from the southerly boundary line of Parcel #25; thence continue N 62° 40' 14" W, approximately 200.32 feet to a point which lies within the easterly boundary line of Parcel #26; thence continue S 27° 19' 46" W, 20 feet to the point and place of beginning.

It is noted that the last described easement strip parallels the southerly boundary line of Parcel #25 and the southerly boundary line of Parcel #2 as indicated on said survey map, referenced above. It is noted that said easement strip is twenty (20) feet in width and said twenty foot strip is contained entirely within Parcel #25 and 10 feet on either side of the boundary line between Parcel #2 and #3.

FOURTH EASEMENT STRIP: Beginning at a point which lies S 35° 14' 58" E, 5 feet from a set concrete monument, said set concrete monument being the northeasternmost corner of Parcel #7 as indicated on said survey map, referenced above, and said point and place of beginning lying within the northeasterly boundary line of Parcel #7; thence continuing S 35° 14' 58" E, 113.98 feet to a point marked by an iron stake; thence continue

LEFFREY T. SMITH  
ATTORNEY AT LAW  
FIRST BRANCH  
NO. 100  
ST. LOUIS, MO. 63102  
PHONE 527-0707

Before me,

*Richard O. Jones*  
Notary Public

(Write official title, as Notary Public)

in a straight line along the utility easement line as indicated on the survey map, referenced above, to a point marked by an iron stake, said point being the northwesternmost corner of Parcel #13; thence continue S 86° 47' 53" E, 85.35 feet to a point which lies within the utility easement line, said point being five (5) feet from the northeasternmost corner of Parcel #13; thence continue in a north-northeasterly direction paralleling the westerly boundary line of Gambrel Court right-of-way, 20 feet to a point which lies within the southerly boundary line of Parcel #12, said point being 5 feet from the southeasternmost corner of Parcel #12; thence continue N 86° 47' 53" W, 83.59 feet to a point marked by an iron pipe, said point being the southwesternmost corner of Parcel #12; thence continue in a straight line along the utility easement line to a point marked by an iron pipe, said point being the southeasternmost corner of Parcel #8; thence continue N 35° 14' 58" W, 105.00 feet to a point being 5 feet from the southwesternmost corner of Parcel #8; thence continue S 54° 45' 02" W, 20 feet to the point and place of beginning.

It is noted that said easement strip is twenty (20) feet in width and parallels the southern boundary line of Parcel #8 and the northerly boundary line of Parcel #7, passes in an easterly and westerly direction through lands marked as recreational area and parallels the southerly boundary line of Parcel #12 and the northerly boundary line of Parcel #13. This easement strip is designated on said survey map, referenced above, as being "Open Area" and recreational lands.

It is expressly understood and agreed that the Town of Middlebury, its successors or assigns, shall have the right of ingress and egress to and from all easements, mentioned herein, over said Grantor's property for the purpose of maintaining, repairing and keeping the slope rights, water, storm and sanitary easements in safe, sanitary and usable condition at all times. It is further expressly understood that the Grantee shall leave the Grantor's property in as good repair as they found it when exercising these rights. In the event there is damage to the Grantor's property, caused by the Grantee, its successors, assigns or agents, the Grantee shall be fully responsible for correcting the damage.

For a more complete description of where the water and sewer and storm lines and easements and rights are located within the lands and easements herein conveyed, reference should be made to Map File Two Hundred Seventy Seven (277) on file at the Town of Middlebury Land Records, Middlebury, Vermont.

It is expressly understood and agreed that the Grantor, its successors or assigns, shall not construct any building within the limits of the easements herein conveyed without the express written permission of the Grantee, its successors or assigns.

In order to comply with the State of Vermont Health Regulations on the subdivision of land and disposal of waste including sewage, the Grantee shall not construct or erect a structure or building on the parcel of land conveyed herein, the useful occupancy of which will require the installation of plumbing and sewage treatment facilities, without first complying with said state regulations.

FRED T. SMITH  
 CLERK AT LAW  
 MIDDLEBURY, VERMONT  
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 1990

Before me.

*Richard O. Jones*  
 Notary Public

(Write official title, as Notary Public)

TO HAVE AND TO HOLD the said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, TOWN OF MIDDLEBURY its assigns, to their own use and behoof forever; And we, the said Grantor, VERMONT STATE HOUSING AUTHORITY, for ourselves and our executors and administrators, do covenant with the said Grantee, TOWN OF MIDDLEBURY- its assigns, that until the ensembling of these presents, we are the sole owners of the premises, and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE; except as aforesaid.

And we hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever, except as aforesaid.

IN WITNESS WHEREOF, I hereunto set my hand and seal this 29th day of October, A. D. 1979.

IN PRESENCE OF  
*James H. Finnerin*  
 Chairman, Vt. State Housing Authority

STATE OF VERMONT, ) ss. At Montpelier this  
 COUNTY OF Washington ) 29th day of Oct  
 A. D. 1979

before me, the undersigned Notary Public, personally appeared JAMES H. FINNERIN, Chairman of Vermont State Housing Authority, a body corporate and politic, and that he as such officer, being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of said authority by himself as such officer. The same was acknowledged to be his free act and deed and the free act and deed of the Vermont State Housing Authority.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

*George J. Hancock*  
 NOTARY PUBLIC  
 6/10/83

-8-

Town Clerk's Office Middlebury, Vermont  
 11 day of Oct. A. D. 1980  
 2 o'clock 30 Minutes P.M.  
 Received and recorded in Vol. 2 Page 47  
 Attest *Richard O. Jones* Town Clerk

Vermont Property Transfer Tax  
 32 V.S.A. Chap. 231  
 --ACKNOWLEDGMENT--  
 I, the undersigned, Clerk of the Court, do hereby certify that the foregoing instrument was duly acknowledged before me and my commission expires on 10/31/80.  
 Return to  
 Signed *Richard O. Jones*  
 Date *11/19/80*

1 V.S.A. § 317 (c) (6)

Before me.

*Richard O. Jones*  
 Notary Public

(Write official title, as Notary Public)

LESLIE T. SMITH  
 ATTORNEY AT LAW  
 100 STATE ST.  
 MIDDLEBURY, VT.  
 05753

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Richard A. Goodro, Town Clerk of the Town  
of Middlebury, Vermont.

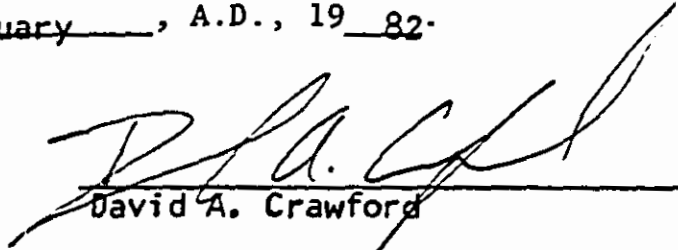
Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that  
the following described section of Class 3 Highway in the Town of  
Middlebury was COMPLETED AND OPEN FOR PUBLIC TRAVEL  
on January 15, 1982.

DESCRIPTION OF RIGHT-OF-WAY: ~~XXXXXXXXXX~~

Addition to Bakery Lane 0.160 mile (see attached)

and as shown on a Highway Map of the Town of Middlebury,  
dated February 9, 1982, and filed in Book 97 on page 321 of the Records  
of the Town of Middlebury by the Town Clerk of  
said Middlebury incorporated herein by reference and attested to on  
said map by said Town Clerk.

Dated at Middlebury, County of Addison and State of  
Vermont, this 9th day of February, A.D., 1982.

  
\_\_\_\_\_  
David A. Crawford

Town Manager,  
Duly Authorized Agent  
of the  
Board of Selectmen

BOARD  
OF  
SELECTMEN  
ALDERMEN  
TRUSTEES

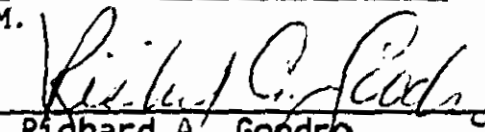
and the MAYOR of the City of \_\_\_\_\_

\*\*\*\*\*

Middlebury, VERMONT

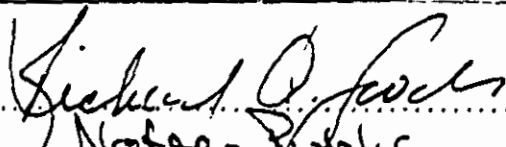
February 9, 1982.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED  
FOR PUBLIC TRAVEL, RECORDED IN BOOK 97 ON PAGE 321 OF THE Land RECORDS  
OF THE Town OF Middlebury ON THE 15th DAY OF January,  
1982, AT 4:15 O' CLOCK, P.M.

ATTEST:   
\_\_\_\_\_  
Richard A. Goodro  
Town CLERK OF Middlebury, VERMONT

Rev. 11/73

Before me.

  
\_\_\_\_\_  
Notary Public  
(Write official title, as Notary Public)



321

Book 97  
Pg 321

LEASE

KNOW ALL MEN BY THESE PRESENTS, ELIE THE PRESIDENT AND FELLOWS OF MIDDLEBURY COLLEGE (LESSOR), a corporation organized and existing under and by virtue of the laws of the State of Vermont having its principal office in Middlebury in the County of Addison, State of Vermont, in the consideration of one and more dollars paid to its full satisfaction by the Town of Middlebury (LESSEE), a Vermont municipal corporation having its principal office in Middlebury, County of Addison and State of Vermont, does hereby Demise and Lease unto the said Town of Middlebury the lands and premises hereinafter described for a term beginning on the 9th day of December, 1981 and ending on the 30th day of September, 1985, said lands and premises being described as follows, viz:

The right to use for the period as described above, as a parking lot and roadway for vehicles, the land of the Lessor described as follows: being the easterly part of the Osborne property, so-called, which is bounded on the east by Otter Creek; on the north by lands formerly owned by Stephen Baker, on the south by lands formerly owned by Mobil Oil Company; and on the west by a line which begins at an iron pipe in the southerly line of lands formerly owned by Stephen Baker and runs S 15° 04' W a distance of 42.75 feet to a point, thence S 42° 58' W a distance of 96.0 feet to an iron pipe in the northerly line of lands formerly owned by Mobil Oil Company, said last described line being the easterly line of Lessor's land already under lease to Lessee, said lease dated July 25, 1975 and recorded in the Middlebury Land Records in book 77, Pages 61-63; containing .28 acres.

For a further description of the land herein conveyed reference is hereby made to a map entitled, "Portion of Property of The President and Fellows of Middlebury College" dated November 18, 1955 and drawn by Lee H Lowell on April 22, 1966, which map is on file in the Town Clerk's office in the Town of Middlebury.

Lands and premises herein described are subject to a certain sewer easement hereinafore granted to the Town of Middlebury by The President and Fellows of Middlebury College, said easement being of record in Vol. 02, Page 560 of the Land Records of the Town of Middlebury.

The President and Fellows of Middlebury College further grant to the Town of Middlebury an option to renew said lease as a parking lot and roadway for an additional five year period. In the event the Town of Middlebury desires to exercise said option it shall give written notice of its intent to The President and Fellows of Middlebury College at least six months prior to the expiration date of the lease herein granted.

The Town of Middlebury by acceptance of this Lease agrees to install and maintain the survey pipes and monuments referred to in the aforesaid plan

BAKERY LANE

and made oath to the truth of the foregoing affidavit by them subscribed.

Before me,

*Richard O. Jones*  
Notary Public

(Write official title, as Notary Public)

and description in the locations shown on said plan during the period of this lease.

It is a condition of this lease that no taxes shall be assessed or collected on the lands and premises herein conveyed during the period of this lease or during the period of the option above mentioned, provided said option is exercised by the Town of Middlebury, and in the event that taxes are assessed or collected by the Town of Middlebury on said lands, then this lease shall terminate.

It is also a condition of this lease that all improvements made to the land by the Town of Middlebury, except improvements which are easily removable such as light fixtures and parking meters shall revert to The President and Fellows of Middlebury College upon the termination of the lease herein granted. The Town of Middlebury shall not assign this lease.

The Town of Middlebury by acceptance of this lease does agree that it will save The President and Fellows of Middlebury College harmless from any liability by reason of any personal injury or property damage to any person or persons on or about the premises leased during the term of the lease resulting from the negligence of the Town of Middlebury.

The Town of Middlebury by acceptance of this lease further agrees during the term of the lease or any renewal or extension thereof to keep the demised premises in good repair, to regularly remove all rubbish and trash, to remove ice and snow whenever necessary, and to leave the premises at the expiration or prior termination of this lease or any renewal or extension thereof in as good condition as received or in which they may be put by the Town of Middlebury excepting reasonable wear and tear.

IN WITNESS WHEREOF, THE PRESIDENT AND FELLOWS OF MIDDLEBURY COLLEGE has caused its name to be subscribed and its seal affixed this 9th day of December, 1981.

IN THE PRESENCE OF:

THE PRESIDENT AND FELLOWS OF MIDDLEBURY COLLEGE

Richard R. Foster

By James D. Ross, Business Manager

and made oath to the truth of the foregoing affidavit by them subscribed.

Before me,

Richard R. Foster  
Notary Public  
(Write official title, as Notary Public)

IN WITNESS WHEREOF the TOWN OF MIDDLEBURY has caused its name to be subscribed and its seal affixed this 15 day of January, 1981.

IN THE PRESENCE OF: TOWN OF MIDDLEBURY

Richard G. Good  
Judith M. Leonard

by David A. Crawford  
David A. Crawford, Town Manager

STATE OF VERMONT )  
: SS  
ADDISON COUNTY )

At Middlebury on this 9th day of December, 1981, James D. Ross, duly authorized agent of The President and Fellows of Middlebury College personally appeared, and acknowledged this instrument by his sealed and subscribed to be his own free act and deed and the free act and deed of The President and Fellows of Middlebury College.

Before me

Richard G. Good  
Notary Public

STATE OF VERMONT )  
: SS  
ADDISON COUNTY )

At Middlebury on this 15 day of January, 1981, David A. Crawford, duly authorized agent of the Town of Middlebury personally appeared and he acknowledged this instrument by him sealed and subscribed to be his free act and deed and the free act and deed of the Town of Middlebury.

Before me

Richard G. Good  
Notary Public

- 3 -

Town Clerk's Office Middlebury, Vermont  
15 day of Jan A. D. 1981  
2 o'clock 15 Minutes P.M.  
Received and recorded in Vol. 27 Page 321  
Attest \_\_\_\_\_ Town Clerk

and made oath to the truth of the foregoing affidavit by them subscribed.

Before me,

Richard G. Good  
Notary Public

(Write official title, as Notary Public)

# CERTIFICATE OF HIGHWAY MILEAGE

For Year Ending February 10, 1981

Fill out in quadruplicate and file with your Town Clerk on or before February 10, 1981

(Note section of Vermont Statutes Annotated on reverse side of this sheet)

We, the Selectmen of the town of MIDDLEBURY on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1973, Act No. 63, not including class 4 town highways, in this town for the year ending February 10, 1981 is as follows:

	TOWN OF <u>MIDDLEBURY</u>					TOTAL TRAVELED HIGHWAYS NOT INCLUDING CLASS 4
	TOWN HIGHWAYS				STATE HIGHWAYS	
	CLASS 1	CLASS 2	CLASS 3	CLASS 4		
PREVIOUS MILEAGE as shown February 10, 1980	3.458	15.720	40.630	2.670	16.834	76.642
HIGHWAYS ADDED Since February 10, 1980 according to statute. Explain under paragraph 1 below.			0.270			0.270
SUB-TOTAL						
HIGHWAYS SUBTRACTED Since February 10, 1980 Those becoming class 4 or discontinued. Explain under paragraphs 2 and 3						
TOTAL TRAVELED HIGHWAYS Feb. 10, 1981	3.458	15.720	40.900	2.670	16.834	76.912
SCENIC HIGHWAY MILEAGE Included above (Reference 19 VSA Section 1019)	( )	( )	( )	( )	( )	TOTAL SCENIC ROADS ( )

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion," have been added since February 10, 1980:

All streets located in F-D Development - Monroe Street Ext, 400' in length; Rogers Rd. Ext., 600' in length; Foster Circle, 200' in length; Dwire Circle, 200' in length; a total of 1,400' as described in Middlebury Land Records - Vol. 92 Pages 491 & 505

2. We hereby certify that the following highways have been discontinued according to statute, since February 10, 1980 as substantiated by the attached copy of the proceedings:

3. We hereby certify that the following roads have been reclassified since February 10, 1980 as substantiated by the attached copy of the proceedings:

4. We hereby certify that the following roads have been designated or discontinued as "Town Scenic Roads," since February 10, 1980 as substantiated by the attached copy of the proceedings:

SELECTMEN: Paul A. Crawford  
TOWN MGR  
DULY AUTHORIZED AGENT

At Middlebury in the county of ADDISON  
the 25th day of JANUARY, 1981 personally appeared Paul A. Crawford

Selectmen of \_\_\_\_\_ and made oath to the truth of the foregoing affidavit by them subscribed.

Before me,

Richard Q. Jewell  
Notary Public  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Secretary of Transportation, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned).

I, Richard Q. Jewell, Clerk of the Town of Middlebury hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of Middlebury relating to highway mileage, filed and recorded at this office January 29, 1981

Attest

Richard Q. Jewell  
Town Clerk

Approved

J. R. Lundy  
Representative, Agency of Transportation

Feb. 3, 1981  
Date

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Richard A. Goodro, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that  
the following described section of Class 3 Highway in the TOWN of  
MIDDLEBURY  
on September 10, 19 80  
was COMPLETED AND OPEN FOR PUBLIC TRAVEL

DESCRIPTION OF RIGHT-OF-WAY: Beginning

See Attached

and as shown on a Highway Map of the \_\_\_\_\_ of \_\_\_\_\_,  
dated \_\_\_\_\_, 19 \_\_, and filed in Book 92 on page 498-505 of the Records  
of the \_\_\_\_\_ of \_\_\_\_\_ by the \_\_\_\_\_  
Clerk of said \_\_\_\_\_ incorporated herein by reference  
and attested to on said map by said \_\_\_\_\_ Clerk.

Dated at Middlebury, County of ADDISON and  
State of Vermont, this 28<sup>th</sup> day of JANUARY, A.D., 19 81.

David A. Crawford

BOARD

Town Mgr

OF

DULY AUTHORIZED AGENT

SELECTMEN  
ALDERMEN  
TRUSTEES

and the MAYOR of the City of \_\_\_\_\_

\*\*\*\*\*

Middlebury, VERMONT  
January 28,, 19 81.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED  
FOR PUBLIC TRAVEL, RECORDED IN BOOK 92 ON PAGE 498-505 OF THE Land RECORDS  
OF THE Town OF Middlebury ON THE 10th DAY OF  
September, 19 80, AT 10 O'CLOCK, a M.

ATTEST:

Richard A. Goodro

Town CLERK OF Middlebury, VERMONT

Rev. 11/73

Before me.

Richard A. Goodro  
Notary Public

(Write official title, as Notary Public)

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that F-D, INC., a Vermont Corporation with its principal place of business at Middlebury in the County of Addison and State of Vermont, Grantor, in the consideration of TEN AND MORE DOLLARS paid to its full satisfaction by the Town of Middlebury, a municipal corporation of Middlebury, Vermont, Grantee, by these presents do freely GIVE, GRANT, SELL, CONVEY and CONFIRM unto the said Grantee Town of Middlebury and its successors and assigns a certain piece of land in the Town of Middlebury, in the County of Addison and State of Vermont, described as follows, viz:

Being a portion of the same lands and premises conveyed to the herein Grantor by Warranty Deed of Russell F. Dwire and Amy M. Dwire dated April 15, 1976, and recorded in Book 79, Page 261 of the Middlebury Land Records. The parcel hereby conveyed is known as Foster Circle, so-called, and a portion of Rogers Road, so-called, located in Fairview Estates as set forth on a Survey Map entitled "F-D, Inc., Fairview Estates, Middlebury, Vermont," by Wayne D. Lawrence, P. E., dated February 14, 1978, of record in the Middlebury Town Clerk's Office and more particularly described as follows:

Beginning at a point marked by an iron pin set in the westerly edge of the right of way of Rogers Road, so-called, said point being the southeasterly corner of Lot No. 34 in said Development;

thence N 27° 28' 44" E 78.12 feet to a point marked by an iron pin, said point being the northeasterly corner of Lot No. 34 and the southeasterly corner of Lot No. 33;

thence N 27° 58' 10" E 98.00 feet to a point marked by an iron pin, said point being the northeasterly corner of Lot No. 33 and the southeasterly corner of Lot No. 25;

thence N 27° 58' 10" E 116.13 feet to a point marked by an iron pin, said point being the northeasterly corner of Lot No. 25 and the southeasterly corner of Lot No. 17;

thence in an easterly direction 50 feet, more or less, to a point marked by an iron pin, said point being the southwesterly corner of Lot No. 18 and the northwesterly corner of Lot No. 26;

WILLIAM S. GILMAN  
ATTORNEY AT LAW  
MIDDLEBURY, VERMONT  
PHONE 253-1111  
100 W. MAIN ST.

Before me.

*Richard O. French*  
Notary Public  
(Write official title, as Notary Public)

thence S 27° 58' 10" W 115.12 feet to a point marked by an iron pin, said point being the southwesterly corner of Lot No. 26;

thence S 62° 01' 50" E 111.69 feet along the northerly edge of Foster Circle to a point;

thence continuing in a general easterly direction along an arc being part of a circle having a 50 foot radius 52.36 feet to a point marked by an iron pin, said point being the southeasterly corner of Lot No. 26 and a southwesterly corner of Lot No. 27;

thence continuing along said arc in a general easterly and southerly direction 75.93 feet to a point marked by an iron pin, said point being a southwesterly corner of Lot No. 27 and a northwesterly corner of Lot No. 36;

thence continuing along said arc in a general southerly and westerly direction 81.16 feet to a point marked by an iron pin, said point being a northwesterly corner of said Lot No. 36 and a northeasterly corner of Lot No. 35;

thence continuing along said arc in a general westerly and northerly direction 52.36 feet to a point, said point being a northeasterly corner of said Lot No. 35;

thence N 62° 01' 50" W 111.69 feet to a point marked by an iron pipe, said point being the northwesterly corner of said Lot No. 35;

thence S 27° 58' 10" W 117.97 feet to a point marked by an iron pipe, said point being the southwesterly corner of said Lot No. 35 and the northwesterly corner of lands of one Caul;

thence in a general westerly direction 50 feet, more or less, to the place of beginning.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, Town of Middlebury and its successors and assigns to its own use and behoof forever;

And the said Grantor F-D, Inc., for itself and its successors and assigns, does covenant with the said Grantee Town of Middlebury, and its successors and assigns, that until the ensueing of these presents it is the sole owner of the said premises, and has good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE; and it hereby engages to WARRANT and DEFEND the same against all lawful claims whatever, except as aforesaid.

IN WITNESS WHEREOF I hereunto set my hand and seal this

JOHN C. DEPPMAN  
ATTORNEY AT LAW  
33 COURT STREET  
MIDDLEBURY, VERMONT  
05750  
TEL. MUM 000-0007

Before me,

*Richard O. French*  
Notary Public

(Write official title, as Notary Public)



20<sup>th</sup> day of September, 1978.

In Presence Of: John Deppman

F-D, Inc.  
By: Robert L. Foster L.S.  
Robert L. Foster,  
President and Agent Duly  
Authorized

STATE OF VERMONT  
ADDISON COUNTY, SS.

At Middlebury this 20<sup>th</sup> day of September, 1978,  
Robert L. Foster personally appeared and he acknowledged this  
instrument by him sealed and subscribed to be his free act and  
deed and the free act and deed of F-D, Inc.

Before me, John Deppman  
Notary Public

Town Clerk's Office, Middlebury, Vermont  
4<sup>th</sup> day of September, A. D. 1978  
10 o'clock AM Minutes 11 M  
Received and recorded in Vol 22 Page 177  
Attest [Signature] Town Clerk

Vermont Property Transfer Tax  
Act V.S.A. Chap. 231  
-ACKNOWLEDGMENT-  
Return to the Tax Collector  
The Land Use & Planning Dept.  
Hatch, Vt.  
Signed [Signature] Clerk  
Date 9-20-78

1 V.S.A. § 317 (c) (6)

DEPPMAN  
NOTARY PUBLIC  
MIDDLEBURY, VERMONT  
1978

Before me.

Richard O. Jewell  
Notary Public

(Write official title, as Notary Public)

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that F-D, INC., a Vermont Corporation with its principal place of business at Middlebury in the County of Addison and State of Vermont, Grantor, in the consideration of TEN AND MORE DOLLARS paid to its full satisfaction by the TOWN OF MIDDLEBURY, a municipal corporation of Middlebury, Vermont, Grantee, by these presents do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, TOWN OF MIDDLEBURY, and its successors and assigns a certain piece of land in the Town of Middlebury, in the County of Addison and State of Vermont, described as follows, viz:

Being a portion of the same lands and premises conveyed to the herein Grantor by Warranty Deed of Russell F. Dwire and Amy M. Dwire dated April 15, 1976, and recorded in Book 79, Page 261, of the Middlebury Land Records. The parcel hereby conveyed is known as Dwire Circle, so-called, and a portion of Rogers Road, so-called, located in Fairview Estates as set forth on a survey map entitled "F-D, Inc., Fairview Estates, Middlebury, Vermont" by Wayne D. Lawrence, P.E., dated February 14, 1978, of record in the Middlebury Town Clerk's Office and more particularly described as follows:

Beginning at a point marked by an iron pipe set in the easterly edge of the right of way of Rogers Road, so-called, said point being the southwesterly corner of Lot #18 and the northwesterly corner of Lot #26 in said development;

Thence N27° 58' 10"E 115.00 feet to a point marked by an iron pin set in the northwesterly corner of said Lot #18;

Thence S62° 01' 50"E 111.69 feet along the northerly edge of said Lot #18 to a point;

Thence in a general southerly and easterly direction along an arc being part of a circle having a 50 foot radius 52.36 feet to a point marked by an iron pin, said point being the northeasterly corner of said Lot #18 and the northwesterly corner of Lot #19;

Thence continuing along said arc in a general easterly and northerly direction 85.96 feet to a point marked by an iron pin, said point marking a northwesterly corner of said Lot #19 and a southwesterly corner of Lot #10;

Thence continuing along said arc in a general northerly and westerly direction 81.59 feet to a point marked by an iron pin, said point marking a southwesterly corner of said Lot #10 and the southeasterly corner of Lot #9;

JOHN C. LIPPMAN  
ATTORNEY AT LAW  
25 COURT STREET  
MIDDLEBURY, VERMONT  
8-1  
100 100 100000

Before me.

*Richard O. Judd*  
Notary Public  
(Write official title, as Notary Public)

506

Thence continuing along said arc in a general westerly and southerly direction 41.89 feet to a point;

Thence N62° 01' 50"W 111.69 feet to a point marked by an iron pin set in the southwesterly corner of said Lot #9;

Thence N27° 58' 10"E 134.92 feet to a point marked by a concrete monument set in the northwesterly corner of said Lot #9;

Thence N84° 13' 14"W 52.60 feet to a point marked by a concrete monument;

Thence N84° 55' 14"W 1.41 feet to a point, said point being the northeasterly corner of Lot #8 in said development;

Thence S27° 58' 10"W 114.50 feet to a point marked by an iron pin set in the southeasterly corner of said Lot #8;

Thence N85° 52' 50"W 75.00 feet to a point marked by an iron pin set in the southwesterly corner of said Lot #8 and the southeasterly corner of Lot #7;

Thence N85° 52' 50"W 125.00 feet to an iron pin set in the southwesterly corner of said Lot #7 and the southeasterly corner of Lot #6;

Thence N85° 52' 50"W 110.93 feet to a point marked by an iron pin set in the southwesterly corner of said Lot #6 and the southeasterly corner of Lot #5;

Thence N85° 32' 35"W 119.04 feet to a point marked by an iron pin set in the southwesterly corner of Lot #5 and the southeasterly corner of Lot #4;

Thence in a general southeasterly direction across Monroe Street, so-called, approximately 80 feet to an iron pin set in the northwesterly corner of Lot #15;

Thence S85° 52' 50"E 110.00 feet to a point marked by an iron pin set in the northeasterly corner of said Lot #15 and the northwesterly corner of Lot #16;

Thence continuing S85° 52' 50"E 105.00 feet to a point marked by an iron pin set in the northeasterly corner of said Lot #16 and the northwesterly corner of Lot #17;

Thence S85° 52' 47"E 104.66 feet to a point;

Thence easterly and southerly around a curve in the northeasterly corner of said Lot #17, said curve having a radius of 15 feet and said last described point being 23.03 feet southeasterly from the previous point;

Thence S27° 58' 10"W 86.29 feet to a point marked by an iron pin set in the southeasterly corner of said Lot #17 and the northeasterly corner of Lot #25;

Thence in a general easterly direction 50 feet, more or less, across Rogers Road to the place of beginning.

JOSEPH C. LIPPMAN  
ATTORNEY AT LAW  
200 NORTH STREET  
CHICAGO, ILLINOIS 60601  
61753  
Tel. BR 1-3000

Before me,

*Richard A. Jevich*  
Notary Public  
(Write official title, as Notary Public)

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, TOWN OF MIDDLEBURY and its successors and assigns to its own use and behoof forever;

AND the said Grantor, F-D, INC., for itself and its successors and assigns, does covenant with the said Grantee, TOWN OF MIDDLEBURY, and its successors and assigns, that until the ensueing of these presents it is the sole owner of the said premises, and has good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE and it hereby engages to WARRANT and DEFEND the same against all lawful claims whatever, except as aforesaid.

IN WITNESS WHEREOF I hereunto set my hand and seal this 27 day of June, 1980.

IN PRESENCE OF:

*John D. [Signature]*  
First Witness

*Mark J. [Signature]*  
Second Witness

F-D, INC.  
By: *Robert L. Foster* L.S.  
Robert L. Foster,  
President and Agent  
Duly Authorized.

STATE OF VERMONT  
ADDISON COUNTY, SS.

At Middlebury this 27<sup>th</sup> day of June, 1980, Robert L. Foster personally appeared and he acknowledged this instrument by him sealed and subscribed to be his free act and deed and the free act and deed of F-D, INC.

*[Signature]*  
Notary Public

John C. HOFFMAN  
Attorney at Law  
25 Court Street  
Middlebury Vermont  
05753

Town Clerk's Office Middlebury, Vermont  
10<sup>th</sup> day of June, A. D. 1980  
10 o'clock P.M. Minutes P.M.  
Received and recorded in Vol. 2, Page 505  
Attest *[Signature]* Town Clerk

Vermont Property Transfer Tax  
32 V.S.A. Chap. 251  
--ACKNOWLEDGMENT--  
Subscribed to by: [Redacted]  
Signed: [Redacted]  
Date: 7, 10, 80

-3-  
1 V.S.A. § 317 (c) (6)

Before me,

*Kristen A. [Signature]*  
Notary Public  
(Write official title, as Notary Public)

# CERTIFICATE OF HIGHWAY MILEAGE For Year Ending February 10, 1980

Fill out in quadruplicate and file with your Town Clerk on or before February 10, 1980  
 (Note section of Vermont Statutes Annotated on reverse side of this sheet)

We, the Selectmen of the town of MIDDLEBURY, on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1973, Act No. 63, not including class 4 town highways, in this town for the year ending February 10, 1980 is as follows:

	TOWN OF <u>MIDDLEBURY</u>					TOTAL TRAVELED HIGHWAYS NOT INCLUDING CLASS 4
	TOWN HIGHWAYS				STATE HIGHWAYS	
	CLASS 1	CLASS 2	CLASS 3	CLASS 4		
<b>PREVIOUS MILEAGE</b> as shown February 10, 1979	3.458	15.720	40.980	2.670	16.834	76.992
<b>HIGHWAYS ADDED</b> Since February 10, 1979 according to statute. Explain under paragraph 1 below.						
<b>SUB-TOTAL</b>						
<b>HIGHWAYS SUBTRACTED</b> Since February 10, 1979 Those becoming class 4 or discontinued. Explain under paragraphs 2 and 3			0.350			0.350
<b>TOTAL TRAVELED HIGHWAYS</b> Feb. 10, 1980	3.458	15.720	40.630	2.670	16.834	76.642
<b>SCENIC HIGHWAY MILEAGE</b> Included above (Reference 19 VSA Section 1019)	( )	( )	( )	( )	( )	TOTAL SCENIC ROADS ( )

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion," have been added since February 10, 1979:

..... NONE .....

2. We hereby certify that the following highways have been discontinued according to statute, since February 10, 1979 as substantiated by the attached copy of the proceedings:

..... NONE .....

3. We hereby certify that the following roads have been reclassified since February 10, 1979 as substantiated by the attached copy of the proceedings:  
 Class 3 mileage decreased 0.350 due to duplicate mileage being added in 1978 & 1979.

4. We hereby certify that the following roads have been designated or discontinued as "Town Scenic Roads," since February 10, 1979 as substantiated by the attached copy of the proceedings:

..... NONE .....

SELECTMEN: *David A. Crawford*  
 Town Manager  
*Dale Anthony*  
 Fully Authorized Agent

At Middlebury in the county of ADIRONDACK  
 the 29<sup>th</sup> day of JANUARY, 1980 personally appeared DAVID A. CRAWFORD, AUTHORIZED AGENT OF THE  
 Selectmen of Middlebury Vermont  
 and made oath to the truth of the foregoing affidavit by them subscribed.

Before me, *Richard O. Jewell*  
 Notary Public  
 (Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Secretary of Transportation, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned).

I, RICHARD A. GOODRICH, Clerk of the Town of Middlebury Vermont, hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of The Town of Middlebury relating to highway mileage, filed and recorded at this office January 29, 1980 1980.

Attest: *Richard O. Jewell*  
 Town Clerk  
 Approved: *J. E. Handy*  
 Representative, Agency of Transportation 2-4-80  
Date

December 10, 1979

Chairman, Board of Selectmen  
Town of Middlebury  
Z Richard Goodrow, Town Clerk  
Municipal Building  
Middlebury, Vermont 05753

Gentlemen:

I am herewith forwarding the Certificates of Highway Mileage for your town for the year ending February 10, 1980. The enclosed form letter explains the necessity for completing and returning the Certificate, as well as the procedures to be followed in making changes in your Class 3 and Class 4 Town Highway Systems. Please read this form letter carefully before completing the Certificate.

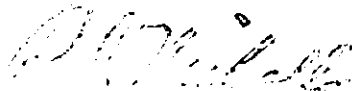
The following mileage changes were brought to our attention during the past year:

Due to duplicate mileage being added in 1978 and 1979, your Class 3 mileage will decrease a total of 0.350 mile.

For your convenience, we have entered on the enclosed Certificate of Highway Mileage all changes which were brought to our attention during the past year. We will appreciate your indicating any changes in your Class 3 or Class 4 Town Highway Systems processed in accordance with the Statutes during the past year. The enclosed form letter explains the procedures to be followed in making changes in Class 3 or Class 4 mileage.

One white and two yellow copies of the completed Certificate should be returned to this office no later than February 15, 1980. The designated representative of the State Agency of Transportation will approve the town's copy which will then be returned to the Town Clerk. The Town Clerk should retain the third yellow copy for the town's records until the approved copy has been returned.

Sincerely,



R. J. Nicholls  
Planning Engineer

Enc.

Before me,



Notary Public

(Write official title, as Notary Public)

# CERTIFICATE OF HIGHWAY MILEAGE For Year Ending February 10, 1979

Fill out in duplicate and file with your Town Clerk on or before February 10, 1979

(Note section of Vermont Statutes Annotated on reverse side of this sheet)

We, the Selectmen of the town of MIDDLEBURY, on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1973, Act No. 63, not including class 4 town highways, in this town for the year ending February 10, 1979 is as follows:

	TOWN <del>XXXXXX</del> OF <u>MIDDLEBURY</u>					TOTAL TRAVELED HIGHWAYS NOT INCLUDING CLASS 4
	TOWN HIGHWAYS				STATE HIGHWAYS	
	CLASS 1	CLASS 2	CLASS 3	CLASS 4		
<b>PREVIOUS MILEAGE</b> as shown February 10, 1978	3.458	15.720	40.210	2.670	16.834	76.222
<b>HIGHWAYS ADDED</b> Since February 10, 1978 according to statute. Explain under paragraph 1 below.			0.770			0.770
SUB-TOTAL			40.980			76.992
<b>HIGHWAYS SUBTRACTED</b> Since February 10, 1978 Those becoming class 4 or discontinued. Explain under paragraphs 2 and 3						
<b>TOTAL TRAVELED HIGHWAYS</b> Feb. 10, 1979			40.980			76.992
<b>SCENIC HIGHWAY MILEAGE</b> Included above (Reference 19 VSA Section 1019)	( )	( )	( )	( )	( )	( )

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion," have been added since February 10, 1978:

*Park Rd. 0.11 mi. + Pond Rd. 0.24 mi. Both located off Exchange St. recorded in Middlebury Land Records BK. 83, pg. 4. Butolph Dr. 0.12 mi. Brookside 0.26 mi. + Valley View 0.6 mi. all located in Butolph Acres + recorded in Middlebury Land Records BK. 88, pg. 157.*

2. We hereby certify that the following highways have been discontinued according to statute, since February 10, 1978 as substantiated by the attached copy of the proceedings:

3. We hereby certify that the following roads have been reclassified since February 10, 1978 as substantiated by the attached copy of the proceedings:

4. We hereby certify that the following roads have been designated or discontinued as "Town Scenic Roads," since February 10, 1978 as substantiated by the attached copy of the proceedings:

SELECTMEN: *[Signature]*  
*Town Mgr.*

At Middlebury in the county of Addison

the 15th day of February, 1979 personally appeared

*Daniel A. Beruffel, Town Manager*

and made oath to the truth of the foregoing affidavit by him subscribed.

Before me, *[Signature]*  
Notary Public  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Secretary of Transportation, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned).

I, Richard A. Goodro, Clerk of the Town of Middlebury

hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of The Town of Middlebury

relating to highway mileage, filed and recorded at this office February 15th, 1979.

Attest *[Signature]*  
Town Clerk

Approved *[Signature]* 2/16/79  
Representative, Agency of Transportation Date

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Richard A. Goodro, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that  
the following described section of CLASS 3 HIGHWAY in the Town of  
Middlebury was COMPLETED AND OPEN FOR PUBLIC TRAVEL  
on February 14,, 1979.

DESCRIPTION OF RIGHT-OF-WAY: Beginning

See Middlebury Land Records Book 88 Page 157, Copy Attached

and as shown on a Highway Map of the \_\_\_\_\_ of \_\_\_\_\_,  
dated \_\_\_\_\_, 19\_\_\_\_, and filed in Book \_\_\_\_\_ on page \_\_\_\_\_ of the Records  
of the \_\_\_\_\_ of \_\_\_\_\_ by the \_\_\_\_\_  
Clerk of said \_\_\_\_\_ incorporated herein by reference  
and attested to on said map by said \_\_\_\_\_ Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 15th day of February, A.D. 1979.

Richard A. Goodro  
Town  
\_\_\_\_\_  
\_\_\_\_\_

BOARD  
OF  
SELECTMEN  
ALDERMEN  
TRUSTEES

and the MAYOR of the City of \_\_\_\_\_.

\*\*\*\*\*

Middlebury, VERMONT  
February 15th, 1979.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED  
FOR PUBLIC TRAVEL, RECORDED IN BOOK 88 ON PAGE 157 OF THE Land RECORDS  
OF THE Town OF Middlebury ON THE 14th DAY OF  
February, 1979, AT 3:00 O'CLOCK, P M.

ATTEST: Richard A. Goodro  
Town CLERK OF Middlebury, VERMONT



WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS That, we Edward E. Buttolph and Barbara C. Buttolph, husband and wife, of Middlebury in the County of Addison and State of Vermont, Grantors, in the consideration of TEN (\$10.00) OR MORE DOLLARS paid to our full satisfaction by the Town of Middlebury, a municipal corporation organized and existing under the laws of the State of Vermont, of Middlebury in the County of Addison and State of Vermont, Grantee, by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, the Town of Middlebury, and its successors and assigns forever, a certain piece of land in Middlebury in the County of Addison and State of Vermont, described as follows, viz:

Parcel I:

Beginning at a concrete monument in and along the westerly sideline of Buttolph Drive marking the point of curvature or beginning of curve, offset Twenty Five feet (25.00') from and perpendicular to Buttolph Drive centerline at station 8+04.99, just northerly of the intersection with Meadow Way. Thence in and along the curving westerly sideline to an iron pipe. Said curving line described by a chord of bearing N 00° 40' 31" E and chord length of Thirty One and Sixty One Hundredths feet (31.61'). Said iron pipe being the northeasterly corner of Buttolph Acres Lot 92 and southeasterly corner of lands granted to the Town of Middlebury as the thirty foot wide walkway strip of park lands. Thence continuing along the curving sideline described having a chord bearing of N 01° 57' 00" E and chord length of Thirty and Thirteen Hundredths feet (30.13') to an iron pipe. Said iron pipe marking the northeasterly corner of aforesaid park land and also being the southeasterly corner of Lot 93. Thence continuing along the curving westerly sideline, described by having a chord bearing of N 03° 47' 51" E and chord length of Sixty and Thirty Five Hundredths feet (60.35') to a concrete monument. Said concrete monument marking the point of tangency or end of curve, Twenty Five feet (25.00') offset from and perpendicular to Buttolph Drive centerline at station 9+24.89. Thence along said westerly sideline on a bearing of N 05° 02' 00" E for Forty Six and no Hundredths feet (46.00') to an iron pipe marking the northeasterly corner of Lot 93. Said iron pipe also marks the southeasterly corner of Lot 94. Thence continuing in and along the same bearing for a distance of Four Hundred Sixty and no Hundredths feet (460.00') along the frontage of Lots 94, 95, 96 and 97 to an iron pipe. Said iron pipe being the northeasterly corner of Lot 97. Thence turning easterly and crossing Buttolph Drive perpendicular to its centerline, along a tie line on a bearing of S 84° 58' 00" E for a distance of Fifty and no Hundredths feet (50.00') to an

iron pipe. Said tie line being a common line with a portion of lands granted by Edward E. and Barbara Buttolph to the Town of Middlebury as parkland. Thence turning southerly in and along the easterly sideline of herein described Buttolph Drive, along the westerly boundary of Lot 75, on a bearing of S 05° 02' 00" W and distance of One Hundred Fifty One and Eighty Nine Hundredths feet (151.89') to a monument marking the sideline intersection of Buttolph Drive and Brookside at the southwesterly corner of Lot 75. Thence continuing on the same bearing crossing Brookside perpendicular to its centerline on a tie line for a distance of Fifty and no Hundredths feet (50.00') to a concrete monument. Said monument being the intersection of the easterly sideline of Buttolph Drive with the easterly sideline of Brookside and also being the northwesterly corner of Lot 73. Thence continuing along the easterly sideline on the same bearing of S 05° 02' 00" W for a distance of Two Hundred Ninety One and Two Hundredths feet (291.02') along the frontages of Lots 73 and 71 to an iron pipe. Said iron pipe being the southwesterly corner of Lot 71 and the northwesterly corner of Lot 68. Thence along on same bearing for a distance of Thirteen and Nine Hundredths feet (13.09') to a concrete monument marking the point of tangency or end of curve of Buttolph Drive, being Twenty Five feet (25.00') offset and perpendicular to centerline at station 9+24.89. Thence continuing in and along the curving easterly sideline and frontage of Lot 68 to a concrete monument. Said curving line described by a chord bearing of S 02° 32' 00" W and chord length of One Hundred Seventeen and Seventy Hundredths feet (117.70'). Said concrete monument marks the point of curvature or beginning of curve, offset Twenty Five feet (25.00') and perpendicular to Buttolph Drive centerline at station 8+04.99. Said Buttolph Drive centerline curve between stations 8+04.99 and 9+24.89 is described by the following curve data: central deflection angle (A) = 5° 00' 00", degree of curvature (D) = 4.17°, length of curve (L) = 119.90', radius (R) = 1374.2' and tangent length (T) = 60.00'. Thence turning perpendicular to centerline and crossing between sidelines on a tie line having a bearing of N 89° 58' 00" W and length of Fifty and no Hundredths feet (50.00') to a monument being the point of beginning.

The herein described fifty foot wide right of way of Buttolph Drive from station 8+04.99 to 14+30.89 contains Seventy Two Hundredths acres (0.72+-) more or less.

Reference is made to a plan prepared by Engineers Incorporated of Vermont, dated April 1978, revised January 8, 1979, with a scale of 1" = 100', titled "Lot Layout", Property of Edward E. and Barbara C. Buttolph, known as Buttolph Acres, Middlebury, Vt.

Parcel II:

Beginning at a monument at the intersection of Buttolph Drive and Brookside marking the intersection of the easterly sideline of Buttolph Drive and the westerly sideline of Brookside, said point also being the southwesterly corner of Buttolph Acres Lot 75. Said point of beginning is also offset Twenty Five feet (25.00') from and perpendicular to Brookside centerline at station 0+25.

Said point of beginning also marking the point of curvature or beginning of curve on Brookside at station 0+25. Said centerline curve being defined by the following curve data: central deflection angle (A) =  $57^{\circ} 32' 20''$ , degree of curvature (D) =  $49.94^{\circ}$ , length of curve (L) =  $115.22'$ , radius (R) =  $114.74'$  and tangent length (T) =  $63.00'$ . Thence in and along the curving westerly sideline of Brookside to a concrete monument marking the point of tangency or end of curve. The line between the two aforesaid monuments is described by a chord having a bearing of  $N 66^{\circ} 15' 49'' E$  and chord length of Eighty Six and Thirty Eight Hundredths feet ( $86.38'$ ). Said point of tangency is at station 1+40.22. Thence in and along the Brookside westerly sideline on a bearing of  $N 37^{\circ} 29' 40'' E$  for a distance of Eight Hundred Twenty Seven and Twelve Hundredths feet ( $827.12'$ ) to a concrete monument marking the point of curvature or beginning of the roadway curve at station 9+67.18. Said monument is offset Twenty Five feet ( $25.00'$ ) from and perpendicular to the centerline point of curvature. Said monument also being in the easterly line of Lot 113. The centerline curve from station 9+67.18 to 12+37.06 is described by the following curve data: central deflection angle (A) =  $80^{\circ} 56' 50''$ , degree of curvature (D) =  $29.99^{\circ}$ , length of curve (L) =  $269.88'$ , radius (R) =  $191.03'$  and tangent length (T) =  $163.00'$ . Thence continuing in and along the curving westerly sideline of Brookside and frontage of Lot 113 described by a chord bearing of  $N 47^{\circ} 52' 10'' E$  and chord length of Seventy Nine and Seventy Two Hundredths feet ( $79.72'$ ) to an iron pipe. Said pipe marking the corner between Lots 113 and 139. Thence continuing in and along the curving westerly sideline and frontage of Lot 139, described by a chord with a bearing of  $N 68^{\circ} 42' 46'' E$  and chord length of Seventy Three and Sixty Seven Hundredths feet ( $73.67'$ ) to an iron pipe. Said iron pipe marking the corner between Lots 139 and 140. Thence continuing in and along the curving westerly sideline and frontage of Lot 140, described by a chord with a bearing of  $N 88^{\circ} 26' 38'' E$  and chord length of Seventy Five and Fifty Hundredths feet ( $75.50'$ ) to an iron pipe. Said iron pipe marks the corner between Lots 140 and 141. Thence continuing in and along the curving sideline and frontage of Lot 141, described by a chord with a bearing of  $S 71^{\circ} 28' 08'' E$  and chord length of Seventy Four and Ninety Three Hundredths feet ( $74.93'$ ) to a concrete monument. Said monument marks the southeasterly corner of Lot 141 and southwesterly corner of Lot 142 and also marks the point of tangency or end of curve at station 12+37.06 offset Twenty Five feet ( $25.00'$ ) from and perpendicular to said point of tangency at Brookside centerline. Thence continuing in and along the northerly sideline and frontage of Lot 142 on a bearing of  $S 61^{\circ} 33' 30'' E$  for a distance of One Hundred and Ninety One Hundredths feet ( $100.91'$ ) to a concrete monument. Said monument marks the southeasterly corner of Lot 142 at the intersection of the northerly sideline of Brookside with the westerly sideline of Valley View. Thence turning southerly and crossing Brookside perpendicular to its centerline on a tie line, having a bearing of  $S 28^{\circ} 26' 30'' W$  for a distance of Fifty feet ( $50.00'$ ), also being the westerly sideline of Valley View, to a concrete monument. Said monument marks the northeasterly corner of Lot 112 and intersection of the westerly sideline of Valley View with the southerly sideline of herein described Brookside. Thence turning and heading westerly along the southerly sideline of Brookside and frontage of Lot 112

on a magnetic bearing of N 61° 33' 30" W for a distance of One Hundred and Ninety One Hundredths feet (100.91') to a concrete monument. Said monument marks the point of tangency or end of curve at station 12+37.06, offset Twenty Five feet (25.00') from and perpendicular to said centerline point of tangency. Thence continuing in and along the curving sideline and frontage of Lot 112, described by a chord with a bearing of N 62° 35' 20" W and chord length of Nine and Eighty Six Hundredths feet (9.86') to an iron pipe. Said iron pipe marking the corner between Lots 112 and 110. Said curving sideline fronting on Lots 112 and 110 between stations 12+37.06 and 9+67.18 is described by curve data previously listed in this description. Thence in and along the curving sideline and frontage of Lot 110 described by a chord with a bearing of S 76° 14' 30" W and chord length Two Hundred Eight and One Hundredths feet (208.01') to a concrete monument. Said monument marks the corner between Lots 110 and 108 and also marks the point of curvature or beginning of curve at station 9+67.18, offset Twenty Five feet (25.00') from and perpendicular to the point of curvature at centerline. Thence in and along the easterly sideline on a bearing of S 37° 29' 40" W and a distance of Two Hundred Ninety Two and Eighteen Hundredths feet (292.18') to a concrete monument. Said monument marks the southwesterly corner of Lot 115 and also being the intersection of the easterly sideline of herein described Brookside with the northerly sideline of Woodland Park. Thence continuing on the same bearing on a tie line across and perpendicular to Woodland Park right of way for a distance of Fifty feet (50.00') to a concrete monument. Said monument marks the northwesterly corner of Lot 104 and also being the intersection of the easterly sideline of Brookside with the southerly sideline of Woodland Park. Thence continuing in and along the easterly sideline of herein described Brookside on the same bearing of S 37° 29' 40" W for a distance of Four Hundred Eighty Four and Seventy Eight Hundredths feet (484.78') to a concrete monument. Said monument in the frontage of Lot 74 marks the point of tangency or end of curve at station 1+40.22 and is offset Twenty Five feet (25.00') from and perpendicular to said centerline point of tangency. Said curve between stations 1+40.22 and 0+25.00 is described by curve data previously listed in this description. Thence in and along the curving easterly sideline and frontage of Lot 74 described by a chord having a bearing of S 54° 24' 16" W and chord length of Eighty One and Forty Hundredths feet (81.40') to an iron pipe. Said pipe marks the corner between Lots 74 and 73. Thence in and along the curving easterly sideline and frontage of Lot 73 described by a chord having a bearing of S 83° 13' 25" W and chord length of Fifty Seven and Thirty Four Hundredths feet (57.34') to a concrete monument. Said concrete monument marks the northwesterly corner of Lot 73 and the intersection of the easterly sideline of herein described Brookside with the easterly sideline of Buttolph Drive. Said monument also marks the point of curvature or beginning of curve at station 0+25 of Brookside, offset Twenty Five feet (25.00') from and perpendicular to the point of curvature at centerline. Thence turning to a tie line, perpendicular to Brookside centerline and heading on a bearing of N 05° 02' 00" E for a distance of Fifty feet (50.00'), the width of the herein described road right of way, to the point of beginning.

The herein described fifty foot wide parcel known as Brookside contains One and Fifty One Hundredths acres, more or less, (1.51+-). Reference is made to a plan by Engineers Incorporated of Vermont dated April 1978, revised January 8, 1979, with a scale of 1" = 100', titled "Lot Layout", Property of Edward E. and Barbara C. Buttolph, known as Buttolph Acres, Middlebury, Vt.

Parcel III:

Beginning at a point located along the easterly sideline of Valley View at the northwesterly corner of Buttolph Acres Lot 134 and also being the point of intersection of the easterly sideline of herein described Valley View with the northerly boundary line of the subdivision known as Buttolph Acres. Thence heading in a southwesterly direction on a bearing of S 28° 26' 30" W for Two Hundred Eighty Four and Twenty Hundredths feet (284.20'), along the easterly sideline of Valley View and also being the westerly side of Lots 134, 131 and 137 to an iron pipe. Said iron pipe being the southwesterly corner of Lot 137. Thence turning and crossing the Fifty foot (50.00') wide Valley View right of way on a skew, along a tie line to an iron pipe in and along the westerly sideline, marking the southeasterly corner of Lot 112. Said tie line having a bearing of N 79° 15' 40" W and distance of Fifty Two and Forty Eight Hundredths feet (52.48'). Thence turning to a northerly direction, in and along the westerly sideline and also being the easterly line of Lot 112, on a bearing of N 28° 26' 30" E and distance of One Hundred Twenty Five and Ninety Six Hundredths feet (125.96') to a concrete monument. Said monument marks the northeasterly corner of Lot 112 and also marks the intersection of the westerly sideline of Valley View with the southerly sideline of Brookside. Thence continuing on the same bearing, crossing the Fifty foot (50.00') wide right of way of Brookside perpendicular to its centerline, on a tie line, for a distance of Fifty and No Hundredths feet (50.00'), to a concrete monument. Said monument marks the southeasterly corner of Lot 142 at the intersection of the westerly sideline of Valley View with the northerly sideline of Brookside. Thence continuing along the same bearing of N 28° 26' 30" E for a distance of One Hundred Twenty Four and Twenty Hundredths feet (124.20') along the easterly line of Lot 142 to an iron pipe. Said pipe is the northeasterly corner of said Lot 142 and also marking the intersection of the westerly sideline of the herein described Valley View right of way with the northerly boundary line of said Buttolph Acres subdivision. Thence continuing along said westerly sideline on a bearing of N 28° 24' 05" E for a distance of One Hundred Fifty and No Hundredths feet (150.00') along the easterly side of Lot 148 to a concrete monument. Said monument marks the northeasterly corner of Lot 148 and also marks the intersection of herein described westerly sideline of Valley View with the southerly sideline of Forbes Circle. Thence turning and crossing Valley View on a tie line being the southerly sideline of Forbes Circle, perpendicular to Valley View centerline, on a bearing of S 61° 35' 55" E for a distance of Fifty and No Hundredths feet (50.00') to a concrete monument. Said monument marks the intersection of the southerly sideline of Forbes Circle with the easterly sideline of herein described Valley View. Thence turning in a southerly direction in and along the easterly sideline

of Valley View on a bearing of S 28° 24' 05" W for a distance of One Hundred Fifty and No Hundredths feet (150.00') to said point of beginning.

The herein described parcel contains Fifty One Hundredths of an acre, more or less, (0.51+-). Reference is made to a plan prepared by Engineers Incorporated of Vermont, titled "Lot Layout", Property of Edward E. and Barbara C. Buttolph, known as Buttolph Acres, Middlebury, Vt., dated April 1978, revised January 8, 1979, with a scale of 1" = 100', said plan having been further revised on January 31, 1979 and on February 7, 1979.

The above-described parcels are conveyed together with all sewer and/or water lines now located within their bounds.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, the Town of Middlebury, its successors and assigns, to their own use and behoof forever;

And we the said Grantors, Edward E. Buttolph and Barbara C. Buttolph, for ourselves and our heirs, executors and administrators, do covenant with the said Grantee, the Town of Middlebury, its successors and assigns, that until the unsealing of these presents we are the sole owners of the premises, and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE; except as aforesaid.

And we hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever, except as aforesaid.

IN WITNESS WHEREOF, we herewith set our hands and seals this 14<sup>th</sup> day of February A.D. 1979.

In Presence Of:

[Signature] Witness  
Edward E. Buttolph L.S.  
[Signature] Witness  
Barbara C. Buttolph L.S.

STATE OF VERMONT  
ADDISON COUNTY, SS.

At Middlebury this 14<sup>th</sup> day of February, A.D. 1979, Edward E. Buttolph and Barbara C. Buttolph personally appeared, and they acknowledged this instrument, by them sealed and subscribed, to be their free act and deed.

Before me, [Signature]  
Notary Public

LITCH & FOLEY  
ATTORNEYS AT LAW  
MIDDLEBURY, VERMONT  
10728

Town Clerk's Office Middlebury, Vermont  
14<sup>th</sup> day of February A.D. 19 79  
13 o'clock 42 Minutes PM  
Received and recorded in Vol. 22 Page 57  
Attest: [Signature] Town Clerk.

Vermont Property Transfer Tax  
32 V.S.A. Chap. 211  
-ACKNOWLEDGMENT-  
Return for Use by Taxpayers of Health Care, Home-  
Vi. Land Use & ...  
Return No. [Redacted]  
Signed [Redacted]  
Date 12-14-79

1 V.S.A. § 317 (c) (6)

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Richard A. Goodro, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that  
the following described section of CLASS 3 HIGHWAY in the Town of  
Middlebury, Vermont was COMPLETED AND OPEN FOR PUBLIC TRAVEL  
on July 7th, 1977.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
See Middlebury Land Recorda Book 83 Page 4, Copy Attached

and as shown on a Highway Map of the \_\_\_\_\_ of \_\_\_\_\_,  
dated \_\_\_\_\_, 19\_\_\_\_, and filed in Book \_\_\_\_\_ on page \_\_\_\_\_ of the Records  
of the \_\_\_\_\_ of \_\_\_\_\_ by the \_\_\_\_\_  
Clerk of said \_\_\_\_\_ incorporated herein by reference  
and attested to on said map by said \_\_\_\_\_ Clerk.

Dated at Middlebury, Vermont, County of Addison and  
State of Vermont, this 15th day of February, A.D. 1979.

[Signature] BOARD  
Tom Noy OF  
\_\_\_\_\_  
\_\_\_\_\_  
SELECTMEN  
ALDERMEN  
TRUSTEES

and the MAYOR of the City of \_\_\_\_\_.

\*\*\*\*\*

Middlebury, VERMONT

February 15th, 1979.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS<sup>3</sup> HIGHWAY COMPLETED AND OPENED  
FOR PUBLIC TRAVEL, RECORDED IN BOOK 83 ON PAGE 4 OF THE Land RECORDS  
OF THE Town OF Middlebury, Vermont ON THE 7th DAY OF  
July, 1977, AT 10:45 O'CLOCK, A M.

ATTEST: [Signature]  
Town CLERK OF Middlebury, VERMONT

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS That Ronald A. Mainelli, of Rippon in the County of Addison and State of Vermont, and Otter Valley Equipment, Inc., a Vermont corporation with its principal place of business in Rutland in the County of Rutland and State of Vermont, d/b/a Middlebury Industrial Park, Grantors, in the consideration of TEN (\$10.00) OR MORE DOLLARS paid to their full satisfaction by the Town of Middlebury, a municipal corporation organized and existing under the laws of the State of Vermont, Grantee, by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, the Town of Middlebury, and its successors and assigns forever, a certain piece of land in Middlebury in the County of Addison and State of Vermont, described as follows, viz:

Parcel 1: A parcel of land approximately 50.00 feet in width, to be used for the purpose of constructing a road, underground utilities, and appurtenances. Said parcel is shown on a set of plans for the proposed road, entitled "Middlebury Industrial Park, Middlebury, Vt., Proposed Road, Plan, Profile and Sections" Sheets 1 and 2 prepared by Lancelot Phelps, P.E., dated April 1977, as revised May 11, 1977, drawing numbers 7711-9 and 7711-10, a copy of said plans being on file in the Middlebury Town Clerk's Office.

The following describes the centerline of said parcel with limits of 25.00 feet on each side of center unless otherwise noted:

Beginning at a point on the northerly right-of-way of Exchange Street Extension, said point being N 61° 00' E, 75.00 feet from a concrete marker, said marker being at station 22 + 33.73 (25.00 feet right) as shown on the highway plan by Lee H. Lowell, Land Surveyor, dated August 7, 1973, revised August 17, 1973. Said marker indicates the boundary between Middlebury Industrial Park, Elizabeth L. and the late William W. Theis, and the Town of Middlebury:

Thence proceeding N 29° 00' W, 546.00 feet, to a point which marks the intersection of the proposed "Park Road" with the proposed "Pond Lane";

Thence proceeding S 71° 00' W, 398.28 feet to a point marking the beginning of a curve to the right:

Thence proceeding along the curve, said curve having a radius of 200 feet, a length along the arc of 101.23 feet, the chord of said arc bears



S 85° 30' W, 100.15 feet to a point marking the westerly end of curve;

Thence proceeding N 80° 00' W, 454.36 feet to a point marking the beginning of a curve to the right;

Thence proceeding along the curve, said curve having a radius of 100.00 feet, a length along the arc of 135.44 feet, the chord of said arc bears N 41° 12' W, 125.32 feet to a point marking the northerly end of curve. The exterior right-of-way limits of said curve to be formed by extension of the southerly right-of-way line of the tangent previously described to the intersection of and following the extension of the westerly right-of-way line of the following tangent;

Thence proceeding N 2° 24' W, 194.74 feet to a point marking the terminus of the proposed road and utilities;

Containing 2.15 acres, more or less.

Grantors further convey to the Grantee slope rights on both sides of herein conveyed parcel such that in constructing the proposed roadway the finished slopes of excavations and embankments may be on a slope of 1 foot on 4 feet.

Grantors further convey to the Grantee such channeling rights on their remaining property as may be required to install and maintain culverts, ditches or drainage structures for conducting surface waters from or under the proposed road.

It shall be Grantors responsibility to construct a road over the above described parcel to Town specifications and as shown on the plans for the proposed road referred to in the first paragraph above.

Parcel II: A perpetual easement and right-of-way for lying, constructing, maintaining, repairing, replacing, relocating and operating a sewer line or lines over the following described parcel of land as shown on a drawing of said sewer by Lancelot Phelps, P.E., Consulting Engineer, Drawing No. 7711-3, dated February 1977, as revised May \_\_, 1977, said drawing being on file with the Middlebury Town Clerk:

A parcel of land 20.00 feet in width, 10.00 feet on each side of the completed sewer, the centerline of which is further described as follows:

Beginning at the point where said sewer crosses the boundary of the Grantor and Elizabeth L. and the late William W. Thels, the point being approximately 460 feet easterly of the southwesterly corner of the lands of the Grantor;

Thence proceeding N 25° 56' E, approximately 320 feet to the crossing of said sewer with the public right-of-way for "Pond Lane" in the vicinity of Manhole No. 7;

Containing 0.147 acres, more or less.

During the course of construction of the sewer within the limits of the described perpetual easement, the Grantee, its successors, assigns, servants, agents, or independent contractors shall have the right to utilize such additional land of Grantor, adjacent to said perpetual easement, to be considered as a "temporary easement", such easement being 100 feet wide, 50 feet on each side of the centerline of said sewer.

Said lands and premises are a portion of those conveyed to the Grantors herein by Warranty Deed of Euclide Quesnel which deed is dated August 12, 1974 and which deed is recorded in Book 75 at page 250 of the Land Records of the Town of Middlebury.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, the Town of Middlebury, and its successors and assigns, to its own use and behoof forever;

And the said Grantors, Ronald A. Mainelli, and Otter Valley Equipment, Inc., d/b/a Middlebury Industrial Park for them and their heirs, executors and administrators, do covenant with the said Grantee, the Town of Middlebury, and its successors and assigns, that until the ensealing of these presents they are the sole owner of the premises, and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE; except as aforesaid.

The Grantors, Ronald A. Mainelli, and Otter Valley Equipment, Inc., d/b/a Middlebury Industrial Park hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever,

IN WITNESS WHEREOF, Ronald A. Malnelli and Otter Valley Equipment, Inc., by Paul J. Carrara, its duly authorized agent, have hereunto set their hands and seals this 6 day of July A.D. 1977.

In Presence Of:

*Thomas J. Fied*  
*Clara M. Schenck*

*Ronald A. Malnelli* LS  
Ronald A. Malnelli

Otter Valley Equipment, Inc.

By: *Paul J. Carrara* LS  
Paul J. Carrara  
Duly Authorized Agent

STATE OF VERMONT  
ADDISON COUNTY, SS.

At Middlebury this 6 day of July A.D. 1977  
Ronald A. Malnelli and Paul J. Carrara, duly authorized agent of Otter Valley Equipment, Inc., personally appeared, and they acknowledged this Instrument, by them sealed and subscribed, to be their free act and deed and the free act and deed of Otter Valley Equipment, Inc.

Before me,

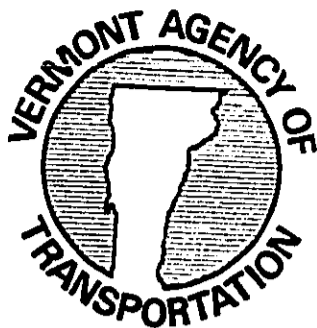
*Thomas J. Fied*  
Notary Public

Vermont Property Transfer Tax  
32 V.S.A. Chap. 231  
**ACKNOWLEDGMENT**  
Return Rec'd. - Tax Department of Health, Cost. Rec'd. -  
Vt. Land Use - [Redacted] - [Redacted] - [Redacted]  
Return to [Redacted]  
Signed *Thomas J. Fied*, Clerk  
Date 7-7-77

Town Clerk's Office Middlebury, Vermont  
day of July A.D. 1977  
10 o'clock 10:50 Minutes AM  
Received and recorded in Vol. 22, Page 4  
Attest *Thomas J. Fied* Town Clerk

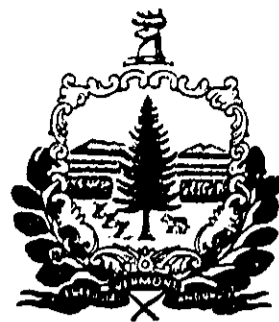
1 V.S.A. § 317 (c) (6)

LYNCH & FOLEY  
ATTORNEYS AT LAW  
MIDDLEBURY, VERMONT  
60748



STATE OF VERMONT  
DIVISION OF ADMINISTRATION  
133 State Street, Montpelier, Vermont 05602

*Willyson*



December 11, 1978

*R.J.N.*

John Depomen, Esq.  
Attorney at Law  
Box 688  
Middlebury, Vt. 05753

Dear Sir:

Reference is made to our phone conversation of the 6th, and your request for information regarding a certain "Monroe Street" in Middlebury.

Please be advised that the Agency records show the following: Monroe Street is also Town Highway 21, the length is 0.24 miles and is classified as a Class III highway.

The above information was contained in the annual certification of February 12, 1978, which was forwarded by the municipality of Middlebury. Also, from the Agency records it was shown that Town Highway No. 21 has existed since 1931 and that the village has received the funds for this highway as directed under the past and current town highway statutes.

Sincerely,

Ronald E. W. Crisman  
Secretary

By:

*H. F. Edwards*  
H. F. Edwards  
Chief of Financial Management

C  
O  
P  
Y

RENC:HFE:ru  
cc: Highway Planning  
Mileage Certificate File

*Info only*  
*[Signature]*

*[Signature]*  
*[Signature]*

*Notary Public*  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Commissioner of Highways, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned).

# CERTIFICATE OF HIGHWAY MILEAGE

FOR YEAR ENDING FEBRUARY 10, 19 78

Fill out in quadruplicate and file with your Town Clerk on or before February 10, 1978

(Note section of Vermont Statutes Annotated on reverse side of this sheet)

MIDDLEBURY

We, the Selectmen of the town of ..... on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1973, Act No. 63, not including class 4 town highways, in this town for the year ending February 10, 1978 is as follows:

	TOWN OF <u>MIDDLEBURY</u>				STATE HIGHWAYS	TOTAL TRAVELED HIGHWAYS NOT INCLUDING CLASS 4
	TOWN HIGHWAYS					
	CLASS 1	CLASS 2	CLASS 3	CLASS 4		
<b>PREVIOUS MILEAGE</b> as shown February 10, 19 77	3.458	15.720	39.610	2.670	16.834	75.622
<b>HIGHWAYS ADDED</b> Since February 10, 1977 according to statute. Explain under paragraph 1 below.			3,145 ft.			
SUB-TOTAL						
<b>HIGHWAYS SUBTRACTED</b> Since February 10, 19 77 Those becoming class 4 or discontinued. Explain under paragraphs 2 and 3 below.						
<b>TOTAL TRAVELED HIGHWAYS</b> Feb. 10, 19 78	3.458	15.720	40.210	2.670	16.834	75.622

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion," have been added since February 10, 1977:

	Length	Recorded
Roads in Middlebury Industrial Park	1,845 ft.	Bk. 83/Pg. 4
Danyow Drive in Rogers Road Development	1,300 "	Bk. 83/Pg. 597
<b>Total</b>	<b>3,145 ft.</b>	

2. We hereby certify that the following highways have been discontinued according to statute, since February 10, 1977 as substantiated by the attached copy of the proceedings:

3. We hereby certify that the following roads have been reclassified since February 10, 1977 as substantiated by the attached copy of the proceedings:

SELECTMEN:

*David A. Crawford*  
by: David A. Crawford, Town Manager  
Duly Authorized Agent Addison

At Middlebury in the county of Addison  
the 9th day of February, 19 78 personally appeared David A. Crawford,  
Town Manager.

\_\_\_\_\_ Selectmen of Middlebury  
and made oath to the truth of the foregoing affidavit by them subscribed.

Before me,

*Richard C. Leach*  
*Notary Public*

(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Commissioner of Highways, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned).

I, Richard C. Leach, Clerk of the Town of Middlebury,  
hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of the Town of Middlebury  
relating to highway mileage, filed and recorded at this office February 9th, 1978.

Attest

*Richard C. Leach*  
Town Clerk

Approved

*R. Nicholls*  
Representative, Department of Highways

2/16/78  
Date

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS That Ronald A. Mainelli, of Ripton in the County of Addison and State of Vermont, and Otter Valley Equipment, Inc., a Vermont corporation with its principal place of business in Rutland in the County of Rutland and State of Vermont, d/b/a Middlebury Industrial Park, Grantors, in the consideration of TEN (\$10.00) OR MORE DOLLARS paid to their full satisfaction by the Town of Middlebury, a municipal corporation organized and existing under the laws of the State of Vermont, Grantee, by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, the Town of Middlebury, and its successors and assigns forever, a certain piece of land in Middlebury in the County of Addison and State of Vermont, described as follows, viz:

Parcel I: A parcel of land approximately 50.00 feet in width, to be used for the purpose of constructing a road, underground utilities, and appurtenances. Said parcel is shown on a set of plans for the proposed road, entitled "Middlebury Industrial Park, Middlebury, Vt., Proposed Road, Plan, Profile and Sections" Sheets 1 and 2 prepared by Lancelot Phelps, P.E., dated April 1977, as revised May 11, 1977, drawing numbers 7711-9 and 7711-10, a copy of said plans being on file in the Middlebury Town Clerk's Office.

The following describes the centerline of said parcel with limits of 25.00 feet on each side of center unless otherwise noted:

Beginning at a point on the northerly right-of-way of Exchange Street Extension, said point being N 61° 00' E, 75.00 feet from a concrete marker, said marker being at station 22 + 33.73 (25.00 feet right) as shown on the highway plan by Lee H. Lowell, Land Surveyor, dated August 7, 1973, revised August 17, 1973. Said marker indicates the boundary between Middlebury Industrial Park, Elizabeth L. and the late William W. Theis, and the Town of Middlebury;

Thence proceeding N 29° 00' W, 546.00 feet, to a point which marks the intersection of the proposed "Park Road" with the proposed "Pond Lane";

Thence proceeding S 71° 00' W, 398.28 feet to a point marking the beginning of a curve to the right;

Thence proceeding along the curve, said curve having a radius of 200 feet, a length along the arc of 101.23 feet, the chord of said arc bears

S 85° 30' W, 100.15 feet to a point marking the westerly end of curve;

Thence proceeding N 80° 00' W, 454.36 feet to a point marking the beginning of a curve to the right;

Thence proceeding along the curve, said curve having a radius of 100.00 feet, a length along the arc of 135.44 feet, the chord of said arc bears N 41° 12' W, 125.32 feet to a point marking the northerly end of curve. The exterior right-of-way limits of said curve to be formed by extension of the southerly right-of-way line of the tangent previously described to the intersection of and following the extension of the westerly right-of-way line of the following tangent;

Thence proceeding N 2° 24' W, 194.74 feet to a point marking the terminus of the proposed road and utilities;

Containing 2.15 acres, more or less.

Grantors further convey to the Grantee slope rights on both sides of herein conveyed parcel such that in constructing the proposed roadway the finished slopes of excavations and embankments may be on a slope of 1 foot on 4 feet.

Grantors further convey to the Grantee such channeling rights on their remaining property as may be required to install and maintain culverts, ditches or drainage structures for conducting surface waters from or under the proposed road.

It shall be Grantors responsibility to construct a road over the above described parcel to Town specifications and as shown on the plans for the proposed road referred to in the first paragraph above.

Parcel II: A perpetual easement and right-of-way for lying, constructing, maintaining, repairing, replacing, relocating and operating a sewer line or lines over the following described parcel of land as shown on a drawing of said sewer by Lancelot Phelps, P.E., Consulting Engineer, Drawing No. 7711-3, dated February 1977, as revised May \_\_, 1977, said drawing being on file with the Middlebury Town Clerk:

A parcel of land 20.00 feet in width, 10.00 feet on each side of the completed sewer, the centerline of which is further described as follows:

Beginning at the point where said sewer crosses the boundary of the Grantor and Elizabeth L. and the late William W. Theis, the point being approximately 460 feet easterly of the southwesterly corner of the lands of the Grantor;

Thence proceeding N 25° 56' E, approximately 320 feet to the crossing of said sewer with the public right-of-way for "Pond Lane" in the vicinity of Manhole No. 7;

Containing 0.147 acres, more or less.

During the course of construction of the sewer within the limits of the described perpetual easement, the Grantee, its successors, assigns, servants, agents, or independent contractors shall have the right to utilize such additional land of Grantor, adjacent to said perpetual easement, to be considered as a "temporary easement", such easement being 100 feet wide, 50 feet on each side of the centerline of said sewer.

Said lands and premises are a portion of those conveyed to the Grantors herein by Warranty Deed of Euclide Quesnel which deed is dated August 12, 1974 and which deed is recorded in Book 75 at page 250 of the Land Records of the Town of Middlebury.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, the Town of Middlebury, and its successors and assigns, to its own use and behoof forever;

And the said Grantors, Ronald A. Mainelli, and Otter Valley Equipment, Inc., d/b/a Middlebury Industrial Park for them and their heirs, executors and administrators, do covenant with the said Grantee, the Town of Middlebury, and its successors and assigns, that until the ensealing of these presents they are the sole owner of the premises, and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE; except as aforesaid.

The Grantors, Ronald A. Mainelli, and Otter Valley Equipment, Inc., d/b/a Middlebury Industrial Park hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever,



IN WITNESS WHEREOF, Ronald A. Mainelli and Otter Valley Equipment, Inc., by Paul J. Carrara, its duly authorized agent, have hereunto set their hands and seals this 6 day of July A.D. 1977.

In Presence Of:

[Signature]  
Clair M. Schneider

[Signature] LS  
Ronald A. Mainelli

Otter Valley Equipment, Inc.

By: [Signature] LS  
Paul J. Carrara  
Duly Authorized Agent

STATE OF VERMONT  
ADDISON COUNTY, SS.

At Middlebury this 6 day of July A.D. 1977  
Ronald A. Mainelli and Paul J. Carrara, duly authorized agent of Otter Valley Equipment, Inc., personally appeared, and they acknowledged this instrument, by them sealed and subscribed, to be their free act and deed and the free act and deed of Otter Valley Equipment, Inc.

Before me,

[Signature]  
Notary Public

Vermont Property Transfer Tax  
32 V.S.A. Chap. 231  
-ACKNOWLEDGMENT-  
Return Rec'd.-Tax Paid-Board of Health Cert. Rec'd.-  
Vt. Land Use & Development Dept. Vt. Rec'd.  
Return No. [Redacted]  
Signed [Signature], Clerk  
Date 7-7-77

Town Clerk's Office Middlebury, Vermont  
day of July A.D. 1977  
10 o'clock 45 Minutes A M  
Received and recorded in Vol 32 Page 4  
Attest [Signature] Town Clerk

1 V.S.A. § 317 (c) (6)

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS: That we, Raymond A. Danyow, Jr. and Lucy S. Danyow, husband and wife, of Middlebury in the County of Addison and State of Vermont, Grantors, in the consideration of TEN OR MORE (\$10.00) Dollars paid to our full satisfaction by Town of Middlebury, a municipal corporation in the County of Addison, State of Vermont, Grantee, by these presents do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, Town of Middlebury, a certain piece of land in Middlebury, in the County of Addison and State of Vermont, described as follows, viz:

Being a parcel of land to be used for highway purposes, located in Rogers Development so-called, which parcel is shown as Danyow Drive on plan entitled in part, "Portion of Property of Raymond Danyow, Jr. and Lucy S. Danyow, Addison County, Middlebury, Vermont", surveyed by Lee H. Lowell, Land Surveyor, which plan is dated May 5, 1972 and is incorporated herein by reference and which plan is to be filed with the Town Clerk of Middlebury. Said parcel is more particularly described as follows:

For a place of beginning, commence at a point marked by a concrete monument which point marks the northeast corner of lands believed to be owned by Loretta Howard and which point is in the westerly line of the right of way of Rogers Road so-called;

Thence from said point of beginning run north 67° 28' west in part along the northerly line of lands of Loretta Howard and in part along the northerly line of lands of the Grantors herein to a point marked by a concrete monument, which point lies 128.08 feet north 79° 18' east from an iron pipe which designates the southwest corner of Lot No. 32 as shown on said plan;

Thence turn and run north 22° 20' east 733.29 feet along the easterly lines of Lots No. 32, 31, 30, 29, 28, 27, and 26 respectively, as shown on said plan to a point marked by a concrete monument, which point is in the southerly line of lands now of one Harold Cone and wife;

Thence turn and run south 85° 59' east 223.34 feet to a point marked by an iron pipe;

Thence turn and run south 67° 28' east 133.01 feet to a point marked by an iron pipe which point is in the westerly line of the right of way of Rogers Road so-called;

Thence turn and run south 22° 20' west along the westerly line of the right of way of said Rogers Road, 50 feet to a point marked by an iron pipe, which point marks the northeast corner of Lot No. 16 as shown on

H AND KETCHAM  
ATTORNEYS AT LAW  
MIDDLEBURY, VERMONT

59.  
said plan;

Thence turn and run north  $67^{\circ} 28'$  west along the northerly line of said Lot No. 16, a distance of 125.00 feet to a point marked by an iron pipe;

Thence turn and run north  $85^{\circ} 59'$  west following the northerly line of Lot No. 25 as shown on said plan, a distance of 179.06 feet to a point marked by an iron pipe, which point marks the northwest corner of Lot No. 25 as shown on said plan;

Thence turn and run south  $22^{\circ} 20'$  west, along the westerly line of Lots No. 25, 24, 23, 22, 21, 20, and 19 respectively, 647.33 feet to a point marked by an iron pipe, which point marks the southwest corner of Lot No. 19 as shown on said plan;

Thence turn and run south  $67^{\circ} 28'$  east along the southerly lines of Lots No. 19 and 10 as shown on said plan, a distance of 295.01 feet to a point marked by an iron pipe, which point marks the southeast corner of Lot No. 10 as shown on said plan, and which point is in the westerly line of the right of way of said Rogers Road;

Thence turn and run south  $22^{\circ} 20'$  west along the westerly line of the right of way of said Rogers Road, 50 feet to the point or place of beginning.

Containing 1.54 acres more or less.

Said premises are a portion of those lands and premises conveyed to the Grantors herein by Warranty Deed of Samuel Emilo, which deed is dated February 9, 1966 and recorded in Book 61, Page 238 of the Land Records of the Town of Middlebury.

Within the bounds of the above described parcel, and as designated on the above mentioned plan, lie an 8 inch sanitary sewer main and man-holes, a 6 inch cast iron water main, an 18 inch galvanized metal pipe culvert and 2 catch basins with 18 inch corrugated metal pipe storm drain. As to said sewer main, water main, culvert and catch basins with storm drain, the Grantors hereby convey all of their right, title and interest therein.

There is included in this conveyance all the right, title and interest of the Grantors with respect to an easement and right of way 10' in width along the easterly boundary line of parcels of land heretofore conveyed by the said Grantors, said easement and right of way being for the purpose of operating and maintaining a water pipeline through said lands together with the right of ingress and egress to said lands for the purpose of digging, constructing, inspecting, replacing or repairing the aforesaid water pipeline. The aforesaid easement and right of way was excepted and reserved by the herein Grantors their heirs and assigns in the following described deeds:

1. Raymond A. Danyow, Jr. and Lucy S. Danyow to Rita W. Billings by deed dated 21 July 1972 and recorded in Book 71, Page 117 of the Middlebury Land Records, said deed conveying Lot #26 on a plan entitled

"Portion of Property of Raymond Danyow, Jr. Addison County, Middlebury, Vermont" dated 5 May 1972 and surveyed by Lee H. Lowell.

2. Raymond A. Danyow, Jr. and Lucy S. Danyow to George P. Farnham and Clarice P. Farnham by deed dated 22 June 1972 and recorded in Book 70, Page 598, said deed conveying Lot #27 on the aforesaid plan.

3. Raymond A. Danyow, Jr. and Lucy S. Danyow to William F. Cole and Annette B. Cole by deed dated 21 July 1972 and recorded in Book 71 Page 18 of the Middlebury Land Records, said deed conveying Lot #29 on the aforesaid plan.

The Grantors further convey to the Town of Middlebury, its successors and assigns an easement and right of way 10' in width along the easterly boundary line of Lots #28, 30, 31 and 32 on the aforesaid plan dated 5 May 1972 for the purpose of operating and maintaining a water pipeline through said lands, together with the right of ingress and egress to said lands for the purposes of digging, constructing, inspecting, replacing or repairing the aforesaid water pipeline.

TO HAVE AND TO HOLD the said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, Town of Middlebury, its successors and assigns, to their own use and behoof forever;

AND, we the said Grantors, Raymond A. Danyow, Jr. and Lucy S. Danyow, for ourselves and our heirs, executors and administrators, do covenant with the said Grantee, Town of Middlebury, its successors and assigns, that until the ensembling of these presents, we are the sole owners of the premises and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE, except as aforesaid;

AND we do hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever,

IN WITNESS WHEREOF, we hereunto set our hands and seals this

10 day of April 1974

In Presence of:

*Wayne H. Rice*

*Lucy S. Danyow*

*Raymond A. Danyow, Jr.* LS  
Raymond A. Danyow, Jr.

*Lucy S. Danyow* LS  
Lucy S. Danyow

STATE OF VERMONT )  
COUNTY OF ADDISON ) ss

At Middlebury, this 10 day of April 1977 personally appeared Raymond A. Danyow, Jr. and Lucy S. Danyow and they acknowledged this instrument, by them sealed and subscribed, to be their free act and deed.

Before me William F. Revere  
Notary Public

Vermont Property Transfer Tax  
32 V.S.A. Chap. 231  
--ACKNOWLEDGMENT--  
Return Rec'd.--Tax Paid--Board of Health Cert. Rec'd.--  
Vt. Land Use & D. Rec'd.  
Return No. [redacted]  
Signed William F. Revere, Clerk  
Date 9-18-77

Town Clerk's Office Middlebury, Vermont  
28 day of Sept A. D. 1977  
4 o'clock PM Minutes  
Received and recorded in Vol. 83 Page 597  
Attest Richard J. Foster Town Clerk

1 V.S.A. § 317 (c) (6)

NCH AND KETCHAM  
ATTORNEYS AT LAW  
MIDDLEBURY, VERMONT

# CERTIFICATE OF HIGHWAY MILEAGE

FOR YEAR ENDING FEBRUARY 10, 1977

Fill out in quadruplicate and file with your Town Clerk on or before February 10, 1977

(Note section of Vermont Statutes Annotated on reverse side of this sheet)

We, the Selectmen of the town of MIDDLEBURY, on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1973, Act No. 63, not including class 4 town highways, in this town for the year ending February 10, 1977 is as follows:

	TOWN OF <u>MIDDLEBURY</u>					TOTAL TRAVELED HIGHWAYS NOT INCLUDING CLASS 4
	TOWN HIGHWAYS					
	CLASS 1	CLASS 2	CLASS 3	CLASS 4	STATE HIGHWAYS	
PREVIOUS MILEAGE as shown February 10, 1976	3.458	15.720	39.610	2.670	16.834	75.622
HIGHWAYS ADDED Since February 10, 1976 according to statute. Explain under paragraph 1 below.						
SUB-TOTAL						
HIGHWAYS SUBTRACTED Since February 10, 1976 Those becoming class 4 or discontinued. Explain under paragraphs 2 and 3 below.						
TOTAL TRAVELED HIGHWAYS Feb. 10, 1977	3.458	15.720	39.610	2.670	16.834	75.622

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion," have been added since February 10, 1976:

*No CHANGE*

*no change*

2. We hereby certify that the following highways have been discontinued according to statute, since February 10, 1976 as substantiated by the attached copy of the proceedings:

*No CHANGE*

3. We hereby certify that the following roads have been reclassified since February 10, 1976 as substantiated by the attached copy of the proceedings:

*No CHANGE*

SELECTMEN:

*Paul A. Craft*  
*Town Manager*

At Middlebury in the county of ADDISON  
the 3 day of February, 1977 personally appeared DAVID A. CRAWFORD

and made oath to the truth of the foregoing affidavit by them subscribed.

Before me,

*Richard G. Gooden*  
*Notary Public*  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Commissioner of Highways, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned).

I, Richard G. Gooden Clerk of the Town of Middlebury  
hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of Middlebury  
relating to highway mileage, filed and recorded at this office February 3, 1977

Attest

*Richard G. Gooden*  
Town Clerk

Approved

*R. H. Bull*  
Representative, Department of Highways

FEB 07 1977

Date

(20)

1971 Remeasurement  
SELECTION OF STATE AID HIGHWAYS

Town of Middlebury

County of Addison

Vt. Hwy. Dist. No. 5

Total S.A. Mileage 19.178

Important town highways as required by Title 19, V.S.A., Sections 1 & 13:

No. 1 1.528 miles.

Beginning at the south end of State Highway on US 7 (Court Street),  
extending (Give direction) northerly over Court and North Pleasant Streets and including  
streets on the south and west sides of Court Square (US 7 southbound),  
ending at beginning of State Highway being SACL for US 7.

No. 2 1.250 miles.

Beginning at junction with SA 1 near Congregational Church,  
extending (Give direction) southwesterly,  
ending at beginning of State Highway, being SACL for VT 30.

No. 3 0.680 miles.

Beginning at junction with SA 2 near Municipal Building,  
extending (Give direction) westerly,  
ending at beginning of State Highway - College Street, being SACL for VT 125.

No. 4 0.770 miles.

Beginning at junction with SA 3 near Municipal Building,  
extending (Give direction) northwesterly,  
ending at Weybridge Town Line (Weybridge Street).

No. 5 0.960 miles.

Beginning at junction with SA 1 near Chittenden Trust Company,  
extending (Give direction) northwesterly,  
ending at Weybridge Town Line (Seymore Street).

No. 6 4.280 miles.

Beginning at junction with SA 1,  
extending (Give direction) northeasterly along Washington Street, Washington Street Extension,  
Painter Road, and Munger Street,  
ending at New Haven Town Line.

No. 7 3.500 miles.

Beginning at junction with SA 1,  
extending (Give direction) easterly along Seminary Street and Quarry Road,  
ending at intersection with VT 116.

No. 8 0.100 miles.

Beginning at junction with SA 1,  
extending (Give direction) westerly,  
ending at junction with SA 2 near Battell Block (Merchants Row).

No. 9 2.000 miles.

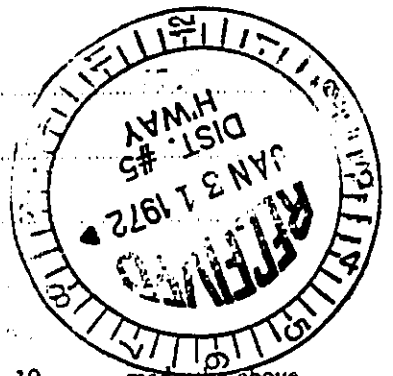
Beginning at US 7,  
extending (Give direction) southerly,  
ending at intersection with SA 10.

No. 10 2.120 miles.

Beginning at US 7 at Middlebury River,  
extending (Give direction) westerly and southerly,  
ending at Salisbury Town Line.

No. 11 0.700 miles.

Beginning at VT 125,  
extending (Give direction) southerly,  
ending at Salisbury Town Line.



We have this day of \_\_\_\_\_, 19\_\_\_\_, made the above

selection which is to supersede and replace any and all selections made prior to this time.

*Carl F. Core*  
*August W. Foster*  
*John W. ...*  
*Thomas DeFina*

Selectmen  
of the  
Town of  
Middlebury

Effective March 15th 1972

Approved:

Jan 31 1972

MAR 14 1972

*Charles P. ...*  
District Highway Engineer

STATE HIGHWAY BOARD

*John ...*  
Commissioner of Highways



1971 Remeasurement  
SELECTION OF STATE AID HIGHWAYS

Town of ..... Middlebury .....  
County of ..... Addison .....  
Vt. Hwy. Dist. No. .... 5 .....  
Total S.A. Mileage ..... 19.178 .....

Important town highways as required by Title 19, V.S.A., Sections 1 & 13:

No. 12 1.260 miles.  
Beginning at junction with US 7,  
extending (Give direction) easterly,  
ending at junction with VT 116 near Middlebury Municipal Airport.

No. 13 0.030 miles.  
Beginning at Weybridge Town Line,  
extending (Give direction) southwesterly,  
ending at junction with SA 4 in Middlebury Urban Compact.

No. 3 ..... miles.  
Beginning at .....  
extending (Give direction) .....  
ending at .....

No. 4 ..... miles.  
Beginning at .....  
extending (Give direction) .....  
ending at .....

No. 5 ..... miles.  
Beginning at .....  
extending (Give direction) .....  
ending at .....

No. 6 ..... miles.  
Beginning at .....  
extending (Give direction) .....  
ending at .....

No. 7 ..... miles.

Beginning at .....

extending (Give direction) .....

ending at .....

No. 8 ..... miles.

Beginning at .....

extending (Give direction) .....

ending at .....

No. 9 ..... miles.

Beginning at .....

extending (Give direction) .....

ending at .....

No. 10 ..... miles.

Beginning at .....

extending (Give direction) .....

ending at .....

No. 11 ..... miles.

Beginning at .....

extending (Give direction) .....

ending at .....

We have this ..... day of ....., 19....., made the above selection which is to supersede and replace any and all selections made prior to this time.

*Earl Cone*  
*George W. Foster*  
*Paul Conway*  
*Edward H. Cole*  
*Thomas Deffen*

Selectmen  
 of the  
 Town of  
 Middlebury

Effective March 15th 1972

Approved:

Jan. 31, 1972

*Walter Foster*  
 District Highway Engineer

MAR 14 1972, 19.....

STATE HIGHWAY BOARD

*John T. Gray*  
 Commissioner of Highways

# CERTIFICATE OF HIGHWAY MILEAGE

FOR YEAR ENDING FEBRUARY 10, 19 76

Fill out in quadruplicate and file with your Town Clerk on or before February 10, 1976  
(Note section of Vermont Statutes Annotated on reverse side of this sheet)

We, the Selectmen of the town of MIDDLEBURY, on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1973, Act No. 63, not including class 4 town highways, in this town for the year ending February 10, 19 76 is as follows:

	TOWN <del>XXXXXX</del> OF <u>MIDDLEBURY</u>					TOTAL TRAVELED HIGHWAYS NOT INCLUDING CLASS 4
	TOWN HIGHWAYS				STATE HIGHWAYS	
	CLASS 1	CLASS 2	CLASS 3	CLASS 4		
<b>PREVIOUS MILEAGE</b> as shown February 10, 19 75	3.458	15.720	39.610	2.670	16.834	75.622
<b>HIGHWAYS ADDED</b> Since February 10, 19 75 according to statute. Explain under paragraph 1 below.						
SUB-TOTAL						
<b>HIGHWAYS SUBTRACTED</b> Since February 10, 19 75 Those becoming class 4 or discontinued. Explain under paragraphs 2 and 3 below.						
<b>TOTAL TRAVELED HIGHWAYS</b> Feb. 10, 19 76	3.458	15.720	39.610	2.670	16.834	75.622

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion," have been added since February 10, 1975:

*No change*

None

2. We hereby certify that the following highways have been discontinued according to statute, since February 10, 19 75 as substantiated by the attached copy of the proceedings:

None

3. We hereby certify that the following roads have been reclassified since February 10, 19 75 as substantiated by the attached copy of the proceedings:

None

SELECTMEN:

*[Signature]*  
Town Manager  
AUTHORIZED TO SIGN BY SELECTMEN'S VOTE  
OF 2/17/76

At Middlebury in the county of Addison  
the 24 day of Feb. 19 76 personally appeared David A. Crawford

Selectmen of Manager and made oath to the truth of the foregoing affidavit by them subscribed.

Before me, *[Signature]*  
Town Clerk  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and two yellow copies to the Commissioner of Highways, Montpelier, Vermont 05602, on or before February 15th. Retain one yellow copy for town records until approved copy is returned).

I, Kenrick W. Cault Clerk of the Town of Middlebury hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of Middlebury relating to highway mileage, filed and recorded at this office Feb. 17 1976

Attest *[Signature]* Town Clerk  
Approved *[Signature]* Representative, Department of Highways  
Date **FEB 26 1976**

# CERTIFICATE OF HIGHWAY MILEAGE

FOR YEAR ENDING FEBRUARY 10, 19 75

Fill out in triplicate and file with your Town Clerk on or before February 10, 1975  
 (Note section of Vermont Statutes Annotated on reverse side of this sheet)

We, the Selectmen of the town of MIDDLEBURY on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1973, Act No. 63, not including class 4 town highways, in this town for the year ending February 10, 1975 is as follows:

	TOWN OF <u>MIDDLEBURY</u>					TOTAL TRAVELED HIGHWAYS NOT INCLUDING CLASS 4
	TOWN HIGHWAYS				STATE HIGHWAYS	
	CLASS 1	CLASS 2	CLASS 3	CLASS 4		
<b>PREVIOUS MILEAGE</b> as shown February 10, 19 74	3.458	15.720	37.960	2.670	16.834	73.972
<b>HIGHWAYS ADDED</b> Since February 10, 1974 according to statute. Explain under paragraph 1 below.	.00	.00	<del>1.606</del> 1.650	.00		
SUB-TOTAL	3.458	15.720	39.566	2.670	16.834	75.578
<b>HIGHWAYS SUBTRACTED</b> Since February 10, 1974. Those becoming class 4 or discontinued. Explain under paragraphs 2 and 3 below.	.00	.00	.00	.00		
<b>TOTAL TRAVELED HIGHWAYS</b> Feb. 10, 19 75	3.458	15.720	<del>39.616</del> 39.566	2.670	16.834	75.622 <del>75.578</del>

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion," have been added since February 10, 1974:

Buttolph Dr. 0.15      Boardman St. 0.15  
 Meadow Way 0.18  
 Woodland Dr. 0.05  
 Exchange St. 1.12  
 Adams Acre (no Cert. of Completion or r.o.w. included for this St.)

2. We hereby certify that the following highways have been discontinued according to statute, since February 10, 1974 as substantiated by the attached copy of the proceedings:

None

3. We hereby certify that the following roads have been reclassified since February 10, 1974 as substantiated by the attached copy of the proceedings:

None

SELECTMEN:

*David A. Craft*  
 Town Manager  
 Duly authorized agent

At Middlebury in the county of Addison  
 the 13 day of February, 1975 personally appeared David A. Craft  
 Selectmen of Town Mgr.  
 and made oath to the truth of the foregoing affidavit by them subscribed.

Before me,

*Kenneth W. Caud*  
 Notary Public

ALL COPIES

(Write official title, as Notary Public)

(Town Clerk should fill out following and mail to the Commissioner of Highways, Montpelier, Vermont, (5602, on or before February 15th.)

I, Kenneth W. Caud Clerk of the Town of Middlebury  
 hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of Middlebury  
 relating to highway mileage, filed and recorded at this office 13 February, 1975.

Approved

*R. J. Nichols*  
 Representative, State Highway Board

**FEB 18 1975**  
 Date

ACT 63 RECLASSIFICATION

Town MIDDLEBURY

Sheet 1 of 4

(100)

Officials Participating:

D. A. Crawford, Town Manager  
 Mr. Lawrence, Public Works  
 D. H. Remick, District Engineer

Field Work By S. T. Edwards

Date 8/13/74

Compilation By S. T. Edwards

Date 8/15/74

Town Hwy. No.	Present Mileage	Class 3	Provisional Class 3	Class 4	Remarks
6	3.89	3.89			
7	1.80	1.80			
8	1.56	1.56			
9	1.05	1.05			
10	0.36	0.36			
11	1.44	1.44			
12	0.00			0.69	
13	1.05	1.05			
14	0.32	0.32		0.10	
15	0.25	0.25			
16	0.00			0.50	
17	0.70	0.70			
18	0.20	0.20			
19	3.70	3.70			
20	0.77	0.77		0.95	
21	0.24	0.24			
22	0.67	0.67			
23	0.80	0.80			
24	1.26	1.26			
25	0.09	0.09			
26	0.35	0.35			
27	2.20	2.20			
28	0.42	0.42			
29	0.25	0.25		0.12	

87.24 feet from station 1+56.34 and the angle of said arc is 05°00'.

ACT 63 RECLASSIFICATION

Town MIDDLEBURY  
 Sheet 2 of 4

Officials Participating:

D. A. Crawford, Town Manager  
 Mr. Lawrence, Public Works  
 D. M. Remick, District Engineer

Field Work By S.T. Edwards  
 Date 8/13/74

Compilation By S.T. Edwards  
 Date 8/15/74

Town Hwy. No.	Present Mileage	Class 3	Provisional Class 3	Class 4	Remarks
30	0.00			0.07	
31	0.64	0.64		0.04	
32	NONE				
33	0.10	0.10			
34	0.33	0.33			
35	1.95	1.95			
36	0.69	0.69			
37	0.00			0.20	
38	0.23	0.23			
39	0.27	0.27			
40	0.56	0.56			
41	0.15	0.15			
42	0.10	0.10			
43	0.21	0.21			
44	0.10	0.10			
45	0.27	0.27			
46	0.48	0.48			
47	0.31	0.31			
48	0.03	0.03			
49	0.06	0.06			
50	0.05	0.05			
51	0.05	0.05			
52	0.16	0.16			
53	0.07	0.07			

87.24 feet from station 1+56.34 and the angle of said arc is 05°00'.

ACT 63 RECLASSIFICATION

Town MIDDLEBURY

Sheet 2 of 4

Officials Participating:

D. A. Crawford, Town Manager  
 Mr. Lawrence, Public Works  
 E. H. Kenick, District Engineer

Field Work By S. C. Edwards  
 Date 8/13/74

Compilation By S. C. Edwards  
 Date 8/15/74

Town Hwy. No.	Present Mileage	Class 3	Provisional Class 3	Class 4	Remarks
54	0.26	0.26			
55	0.26	0.26			
56	0.09	0.09			
57	0.22	0.22			
58	0.17	0.17			
59	0.17	0.17			
60	0.03	0.03			
61	0.23	0.23			
62	0.06	0.06			
63	0.12	0.12			
64	0.53	0.53			
65	0.19	0.19			
66	0.25	0.25			
67	NONE				
68	0.20	0.20			
69	0.08	0.08			
70	0.21	0.21			
71	0.09	0.09			
72	0.15	0.15			
73	0.42	0.42			
74	0.57	0.57			
75	0.11	0.11			
76	0.11	0.11			
77	0.34	0.34			

87.24 feet from station 1+56.34 and the angle of said arc is 05°00'.

ACT 63 RECLASSIFICATION

Town MIDDLEBURY  
 Sheet 4 of 4

Officials Participating:

D. A. Crawford, Town Manager  
 Mr. Lawrence, Public Works  
 D. H. Remick, District Engineer

Field Work By S.T. Edwards  
 Date 8/12/74

Compilation By S.T. Edwards  
 Date 8/15/74

Town Hwy. No.	Present Mileage	Class 3	Provisional Class 3	Class 4	Remarks
78	0.20	0.20			
79	0.04	0.04			
80	0.09	0.09			
81	0.09	0.09			
82	0.32	0.32			
83	0.16	0.16			
84	0.32	0.32			
85	0.08	0.08			
86	0.11	0.11			
87	0.07	0.07			
88	0.07	0.07			
89	0.16	0.16			
90	0.14	0.14			
91	0.39	0.39			
92	0.26	0.26			
93	0.10	0.10			
94	0.13	0.13			
95	0.08	0.08			
96	0.11	0.11			
TOTALS	37.96	37.96		2.67	

87.24 feet from station 1+56.34 and the angle of said arc is 05°00'.



CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Kenneth Caul, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that  
the following described section of CLASS 3 HIGHWAY in the Town of  
Middlebury was COMPLETED AND OPEN FOR PUBLIC TRAVEL  
on September 30, 1974.

DESCRIPTION OF RIGHT-OF-WAY: Beginning

See attached deed for Boardman St. - approx. .10 mile in length. West of  
Foote St. - Town Road #7, approx. .5 mile north of intersection of School St.  
and Foote St.

0.15

and as shown on a Highway Map of the Town of Middlebury,  
dated Feb. 3, 1975, and filed in Book 76 on page 56 of the Records  
of the Town of Middlebury by the Town  
Clerk of said Town incorporated herein by reference  
and attested to on said map by said Town Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 13 day of February, A.D. 1975.

J. A. Giff BOARD

Town Manager OF

Duly authorized agent SELECTMEN  
ALDERMEN  
TRUSTEES

and the MAYOR of the City of \_\_\_\_\_

\*\*\*\*\*

Middlebury, VERMONT

February 13, 1975.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED  
FOR PUBLIC TRAVEL, RECORDED IN BOOK 76 ON PAGE 56 OF THE Land RECORDS  
OF THE Town OF Middlebury ON THE 12 DAY OF  
February, 1975, AT 2:25 O'CLOCK, P M.

ATTEST: Kenneth W. Caul  
Town CLERK OF Middlebury, VERMONT

Rev. 11/73

ation of the State of Vermont, Grantee, by these presents, does freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, the Town of Middlebury, its successors and assigns forever, a certain piece of land in Middlebury, County of Addison, State of Vermont, described as follows, viz:

Lands, water lines and easements in Adams Acres Development as follows:

I. Boardman Street: Beginning at Point #1 in a stone wall on the westerly line of the right of way of Foote Street, approximately 648 feet north of a marble monument marking the northeast corner of the Foote Street Cemetery, thence N 74° 37' W 8.00 feet to Monument #2, thence N 74° 37' W 166.80 feet to Monument #3, thence 231.08 feet along a circular arc of 331.00 foot radius deflecting right 40° 00' to Monument #4 (such monument located N 54° 37' W 226.42 feet from Monument #3), thence N 63° 22' W 260.70 feet to Monument #5, thence S 87° 53' W 120.00 feet to Point #6, thence N 12° 29' E 62.00 feet to Point #7, thence N 87° 53' E 104.37 feet to Monument #8, thence 332.18 feet along a circular arc of 331.00 foot radius deflecting right 57° 30' to Monument #9 (such monument located S 6° 22' E 318.42 feet from Monument #8), thence 189.20 feet along a circular arc of 271.00 foot radius deflecting left 40° 00' to Monument #10 (such monument located S 54° 37' E 185.37 feet from Monument #9), thence S 74° 37' E 162.35 feet to Monument #11, thence S 74° 37' E 8.00 feet to Point #12 located on the westerly line of the right of way of Foote Street, thence S 11° 08' W 60.17 feet along the westerly line of the right of way of Foote Street to Point #1, the place of beginning, containing 1.24 acres.

For the purposes of this description, "monument" shall mean a 4" square reinforced concrete column, and "point" a designated place on the local cadastral plane.

Reference is hereby made to a Survey Map entitled 'Boardman Street Plan & Profile in Adams Acres Development', made by Harris Hyman, Professional Engineer, dated February 3, 1975, which Map is incorporated herein by reference and is to be filed in the Office of the Middlebury Town Clerk.

HYLLIS I. ARMSTRONG  
LAWYER  
MIDDLEBURY  
VERMONT

87.24 feet from Station 1+56.34 and the angle of said arc is 05°00'.

Also hereby conveyed is an easement over that part of the turn-around which extends northerly and is not included in the above description but is shown on the above Map, so that the radius of the turn-around is forty (40) feet. If said Street is extended and the turn-around is abandoned, that portion not included in the above description will revert to the owner of Lot 6 in said Development, provided a new turn-around is constructed at the end of said extension. If said Street is extended, the Grantor, its successors and assigns, will pay the cost of constructing the new turn-around, and extension.

II. Water Lines and Easement: Also hereby conveyed are the water lines in Boardman Street as shown on the above Map, and an easement for laying, maintaining, repairing and replacing those lines or other lines ten (10) feet in width on each side of the existing lines.

The Grantor, its successors and assigns, shall be responsible for maintaining and repairing the existing lines for the period of one (1) year from June 1, 1974. The Grantee shall not be liable to the Grantor, its successors and assigns, during said one (1) year period for any failure in the water supply resulting from the failure of the Grantor, its successors and assigns, to maintain or repair said lines.

III. Drainage Easement: Also hereby conveyed is an easement and right to discharge surface water from Foote Street into the existing water course over Lots 3, 4, 5 and 6 in said Development, and from Boardman Street into existing water courses, all as shown on a Survey Map entitled 'Adams Acres', made by Mr. Hyman on September 3, 1973, which Map is also incorporated herein by reference and is to be filed in the Office of the Middlebury Town Clerk. This easement shall be twenty (20) feet in width, the center line of which is the existing water courses.

The lands and easements herein conveyed are a portion of those described as Parcel XI in a Quit Claim Deed from Benjamin T. Foster et al to Foster Brothers Farm, Inc., dated July 16, 1971, recorded in Book 68 at Page 605 of the Middlebury Land Records.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, the Town of Middlebury, its successors and assigns, to their own use and behoof forever.

AND the said Grantor, Foster Brothers Farm, Inc., for itself and its successors and assigns does covenant with the said Grantee, the Town of Middlebury, its successors and assigns, that until the ensealing of these presents it is the sole owner of the

87.24 feet from station 1+56.34 and the angle of said arc is 05°00'.

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Kenneth Caul, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that  
the following described section of CLASS 3 HIGHWAY in the Town of  
Middlebury was COMPLETED AND OPEN FOR PUBLIC TRAVEL  
on October 30, 1973.

DESCRIPTION OF RIGHT-OF-WAY: Beginning

See attached deed.

1. Woodland Park-extension of Town Road #90 <sup>0.05</sup>
2. Buttolph Dr.-North off Sunrise Ave- Town Road #88 <sup>0.15</sup>
3. Meadow Way - East/West street between Woodland Pk. extension and  
Buttolph Dr. <sup>0.18</sup>

and as shown on a Highway Map of the Town of Middlebury,  
dated November 27, 1973, and filed in Book 76 on page 62 of the Records  
of the Town of Middlebury by the Town  
Clerk of said Town incorporated herein by reference  
and attested to on said map by said Town Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 13 day of February, A.D. 1975.

[Signature] BOARD  
Town Manager OF  
[Signature] SELECTMEN  
ALDERMEN  
TRUSTEES

and the MAYOR of the City of \_\_\_\_\_.

\*\*\*\*\*

Middlebury, VERMONT  
February 13, 1975.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED  
FOR PUBLIC TRAVEL, RECORDED IN BOOK 76 ON PAGE 62 OF THE Land RECORDS  
OF THE Town OF Middlebury ON THE 12 DAY OF  
February, 1975, AT 2:25 O'CLOCK, P M.

ATTEST: [Signature]  
Town CLERK OF Middlebury, VERMONT

Rev. 11/73

TEN (\$10.00) OR MORE DOLLARS paid to our full satisfaction by Town of Middlebury a municipality organized and existing under the laws of the State of Vermont, Grantee, by these presents, does freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, Town of Middlebury and its successors and assigns forever, a certain piece of land in Middlebury in the County of Addison and State of Vermont, described as follows, viz:

0.15 Parcel 1 - Commence at a point in the northerly line of Swanage Court so-called in Section II of Buttolph Acres so-called which point marks the northeast corner of Lot #77 and the southeast corner of Lot #80 in said section of Buttolph Acres and which point is marked by a concrete monument. Thence run N 68° 48' 15" E a distance of 53.64 feet to the southwest corner of Lot #59 in Section I of Buttolph Acres which point is marked by a concrete monument. Thence turn and run N 0° 02' 00" E, a distance of 767.77 feet to a point marked by a concrete monument. Thence turn and run N 89° 58' 00" W a distance of 50.00 feet to a point marked by a concrete monument set in the easterly line of Lot # 92. Thence turn and run S 00° 02' 00" W a distance of 787.19 feet to the point or place of beginning. Said parcel being shown as "Buttolph Drive" on plan entitled in part "Lot Layout Buttolph Acres Record Plan - Section II, Middlebury, Vermont ..." prepared by Engineers Incorporated of Vermont which plan is dated November 27, 1973 and which plan is incorporated herein by reference.

0.18 Parcel 2 - Commence at a point in the easterly line of Parcel #1 as described above which point is the northwest corner of Lot #67 as shown on the plan referred to above and which point is marked by a concrete monument. Thence, from said point of beginning, run S 89° 58' 00" E a distance of 216.53 feet to a point marked by a concrete monument. Thence run along the circumference of a circle which has a radius of 466.34 feet and is subtended by a cord which goes S 84° 07' 45" E, a distance of 94.41 feet to a point marked by a concrete monument. Thence run S 78° 17' 30" E a distance of 658.81 feet to a point in the westerly line of Parcel 3 as described below which point is marked by a concrete monument. Thence turn and run N 14° 16' 10" E to a point by a concrete monument which also marks the southeast corner of Lot #43 in Section II of Buttolph Acres. Thence turn and run N 78° 17' 30" W a distance of 660.90 feet to a point marked by a concrete monument. Thence along the circumference of a circle which has a radius of 516.34 feet and is subtended by a cord which runs N 84° 07' 45" W a

LYNCH, KETCHAM  
& FOLEY  
ATTORNEYS AT LAW  
MIDDLEBURY, VERMONT  
00708

ATTORNEYS AT LAW  
MIDDLEBURY, VERMONT 05753

87.24 feet from station 1+56.34 and the angle of said arc is 05°00'.



distance of 104.55 feet to a point marked by a concrete monument. Thence run N 89° 59' 00" E a distance of 216.55 feet to a point in the easterly line of Parcel 1 as described above which point is marked by a concrete monument. Thence turn and run S 0° 02' 00" W a distance of 50.00 feet to the point or place of beginning. Said parcel is shown as Meadow Way on plan entitled in part "Lot Layout Buttolph Acres Record Plan - Section II, Middlebury, Vermont ..."

0.05  
Parcel 3 - Commence at a point marked by a concrete monument which point is the northeast corner of Parcel 2 as described above and which point is the southeast corner of Lot #43 Section II, Buttolph Acres. Thence from said point run S 80° 47' 25" E a distance of 50.40 feet to a point marked by an iron pipe. Thence turn and run S 09° 0' 00" W a distance of 27.26 feet to a point marked by a concrete monument. Thence turn and run S 17° 54' 30" W, a distance of 237.74 feet to a point marked by a concrete monument. Thence turn and run N 72° 05' 30" W a distance of 50.00 feet to a point marked by a concrete monument. Thence turn and run N 17° 54' 30" E a distance of 207.11 feet to a point marked by a concrete monument. Thence turn and run N 14° 16' 10" E a distance of 50.05 feet to the point or place of beginning. Said parcel being a portion of that shown as Woodland Park on plan entitled in part "Lot Layout Buttolph Acres Record Plan - Section II, Middlebury, Vermont..."

2/05  
Parcel 4 - A 40 foot easement for laying, maintaining and replacing water and/or sewer lines and for the drainage of surface water; lying 10 feet westerly of and 30 feet easterly of the following described line. Commence at a point which lies 10.02 S 88° 43' 00" E, following the northerly line of Swanage Court so-called from the concrete monument marking the southeast corner of Lot #60, Section II, Buttolph Acres so-called; thence from said point of beginning run N 04° 41' 00" E 159 feet to a point. Thence run N 04° 17' 00" W, 156.80 feet to a point. Thence run N 07° 40' 00" E 50 feet to a point. Thence run N 07° 40' 00" E 164.36 feet to a point. Thence continue N 07° 40' 00" E 149.15 feet to a point. Thence run N 06° 42' 05" E, 50.19 feet to a point. Thence run N 08° 0' 15" E, 160.36 feet to a point which point marks the northeast corner of Lot #69 in said Section II of said Buttolph Acres, so-called and the northwesterly corner of Lot #39 in said Section II of said Buttolph Acres.

Parcel 5 - A 20 foot easement for the drainage of surface water lying 10 feet on either side of the following described line. Commence at a point in the northwesterly line of Buttolph Drive so-called which point marks the northeast corner of Lot # 76 in Section I Buttolph Acres, so-called and the southwest corner of Lot # 77 in said Section I of said Buttolph Acres; Thence run N 41° 02' 00" W a distance of 115 feet to the northwest corner of said Lot #76. Thence run N 04° 55' 30" E a distance of 250.12 feet to a point. Thence turn and run N 32° 47' 00" E a distance of 89.0 feet to a point in the southwesterly line of Stearns Circle so-called shown on the above mentioned plan as a "proposed street". Thence continue N 32° 47' 00" E, crossing said Stearns Circle so-called a distance of 50 feet more or less to the southerly boundary of Lot #89. Thence turn and run S 58° 13' 00" W following the northeasterly line of said Stearns Circle 156.00 feet, more or less, to the southeast corner of said Lot #89 which corner is marked by a concrete monument; thence turn and run N 0° 02' E following the easterly line of said Lot #89 a distance of 82 feet

LYNCH, KETCHAM  
& FOLEY

ATTORNEYS AT LAW  
MIDDLEBURY, VERMONT 05753

87.24 feet from station 1+56.34 and the angle of said arc is 05°00'.

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Kenneth Gaul, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that  
the following described section of CLASS 3 HIGHWAY in the Town of  
Middlebury was COMPLETED AND OPEN FOR PUBLIC TRAVEL  
on April 30, 1974.

DESCRIPTION OF RIGHT-OF-WAY: Beginning

See attached deeds for Exchange St. - Town Rd. #73, said road being 1.17  
miles in length. Deed #1 - North end approx. 2500'

and as shown on a Highway Map of the Town of Middlebury,  
dated August 17, 1973, and filed in Book 73 on page 371 of the Records  
of the Town of Middlebury by the Town  
Clerk of said Town incorporated herein by reference  
and attested to on said map by said Town Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 13 day of February, A.D. 19 75.

[Signature] BOARD  
Town Manager OF  
[Signature] SELECTMEN  
ALDERMEN  
TRUSTEES

and the MAYOR of the City of \_\_\_\_\_

\*\*\*\*\*

Middlebury, VERMONT

February 13, 1975.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED  
FOR PUBLIC TRAVEL, RECORDED IN BOOK 73 ON PAGE 371 OF THE Land RECORDS  
OF THE Town OF Middlebury ON THE 29 DAY OF  
October, 19 73, AT 3 O'CLOCK, P M.

ATTEST: [Signature]  
Town CLERK OF Middlebury, VERMONT

Rev. 11/73

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Kenneth Caul, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that  
the following described section of CLASS 3 HIGHWAY in the Town of  
Middlebury was COMPLETED AND OPEN FOR PUBLIC TRAVEL  
on April 30, 1974.

DESCRIPTION OF RIGHT-OF-WAY: Beginning

See attached deed for Exchange St. - Town Rd. #73 - Said road being 1.17 miles  
in length - Deed #2. Deed approx. 1450' from station #25+00 to station #39+50.

and as shown on a Highway Map of the Town of Middlebury,  
dated August 17, 19 73, and filed in Book 73 on page 259 of the Records  
of the Town of Middlebury by the Town  
Clerk of said Town incorporated herein by reference  
and attested to on said map by said Town Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 13 day of February, A.D. 19 75.

J.H. Craft BOARD

Town Manager OF

Duly authorized agent SELECTMEN  
ALDERMEN  
TRUSTEES

and the MAYOR of the City of \_\_\_\_\_

\*\*\*\*\*

Middlebury, VERMONT

February 13, 1975.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED  
FOR PUBLIC TRAVEL, RECORDED IN BOOK 73 ON PAGE 259 OF THE Land RECORDS  
OF THE Town OF Middlebury ON THE 19 DAY OF  
Sept., 19 73, AT 5 O'CLOCK, P M.

ATTEST: Kenneth H. Caul  
Town CLERK OF Middlebury, VERMONT

Rev. 11/73

ATTORNEYS AT LAW  
MIDDLEBURY, VERMONT 05753

Radius of 1,000 feet and chord that bears N 82° 31' W,  
87.24 feet from Station 1+56.34 and the angle of said arc  
is 05°00'.



CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Kenneth Caul, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that  
the following described section of CLASS 3 HIGHWAY in the Town of  
Middlebury was COMPLETED AND OPEN FOR PUBLIC TRAVEL  
on April 30, 1974.

DESCRIPTION OF RIGHT-OF-WAY: Beginning

See attached deed for Exchange St. - Town Rd. #73 - said road being 1.17 miles  
in length - Deed #3. Deed for approx. 2250' from station # 39°50 to station 62°00.

and as shown on a Highway Map of the Town of Middlebury,  
dated October 8, 1973, and filed in Book 74 on page 27 of the Records  
of the Town of Middlebury by the Town  
Clerk of said Town incorporated herein by reference  
and attested to on said map by said \_\_\_\_\_ Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 13 day of February, A.D. 1975.

[Signature] BOARD  
Town Managers OF  
[Signature] SELECTMEN  
ALDERMEN  
TRUSTEES

and the MAYOR of the City of \_\_\_\_\_.

\*\*\*\*\*

Middlebury, VERMONT  
February 13, 1975.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED  
FOR PUBLIC TRAVEL, RECORDED IN BOOK 74 ON PAGE 27 OF THE Land RECORDS  
OF THE Town OF Middlebury ON THE 18 DAY OF  
January, 1974, AT 10 O'CLOCK, A M.

ATTEST: [Signature]  
Town CLERK OF Middlebury, VERMONT

Rev. 11/73

ATTORNEYS AT LAW  
MIDDLEBURY, VERMONT 05753

radius of 1,000 feet and chord that bears N 82° 31' W,  
87.24 feet from station 1+56.34 and the angle of said arc  
is 05°00'.

EUCLIDE + ALICE QUESNEL

LANGROCK AND SPERRY  
ATTORNEYS AT LAW  
15 SO. PLEASANT STREET  
MIDDLEBURY, VERMONT 05753

6/1.73

p. 3/1  
Page 370

to  
TOWN OF MIDD.

Deed # 1

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That We, EUCLIDE QUESNEL and ALICE QUESNEL, husband and wife, both of Middlebury in the County of Addison and State of Vermont, Grantors, in the consideration of ONE AND MORE DOLLARS, paid to our full satisfaction by the TOWN OF MIDDLEBURY, a municipal corporation of Addison County and State of Vermont, Grantee, by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, TOWN OF MIDDLEBURY, and its successors and assigns forever, a certain piece of land in Middlebury in the County of Addison and State of Vermont described as follows:

A portion of all and the same lands and premises conveyed to Euclide Quesnel by Administrator's Deed of Alphonse Quesnel, Administrator of the Estate of Fred Quesnel, dated 21 June 1958, and recorded in Book 56, Page 49 of the Middlebury Land Records, said lands being more particularly described as follows:

A parcel of land fifty feet (50') in width as shown on a plan of lands entitled "Town of Middlebury, Exchange Street Extension, north to U.S. Route #7," surveyed by Lee H. Lowell, Land Surveyor, dated August 17, 1973, in two (2) sheets, a copy of said survey being on file in the Middlebury Town Clerk's office.

The center line of said fifty foot (50') wide parcel herein conveyed is more particularly described as follows:

Beginning at a point on the westerly edge of the right of way of U.S. Route #7, said point being N 80° 07' W, 75.15 feet distant from Station 86+50 of Vermont Highway Department Project No. BP 019-3-7103 (Station 86+50 being the proposed Center Line of the relocation of U.S. Route #7).

Thence proceeding along the Center Line of the 50 foot parcel herein conveyed as follows:

From said point of beginning, being Station 0+75.15 as shown on the above mentioned survey by Lee H. Lowell, N 80° 07' W, 81.19 feet to a point, being Station 1+56.34 of said Center Line;

Thence proceeding westerly 87.27 feet along an arc to the left to Station 2+43.61 of the Center Line; said arc has a radius of 1,000 feet and chord that bears N 82° 37' W, 87.24 feet from Station 1+56.34 and the angle of said arc is 05°00'.

LANGROCK AND SPERRY  
ATTORNEYS AT LAW  
MIDDLEBURY, VERMONT 05753

Thence proceeding N 85° 07' W, 1016.07 feet to a point, being Station 12+59.68 of the Center Line;

Thence proceeding westerly 295.69 feet along an arc to the left to Station 15+55.37 of the Center Line; said arc has a radius of 500 feet and a chord that bears S 77° 56' 30" W, 291.39 feet from Station 12+59.68, and the angle of the arc is 33° 53' 00";

Thence proceeding S 61° 00' W, 643.31 feet to a point at or near a fence line, said point being at Station 21+98.68 of the Center Line, and said point further being on the boundary line between lands of the herein Grantors, and lands of William W. and Elizabeth Theis.

The Grantors herein convey a strip of land 50 feet in width and lying 25 feet on both sides of the above described Center Line.

Containing 2.44 acres be the same more or less.

Grantors further herein convey slope rights on both sides of the parcel herein conveyed such that the Grantee, in constructing a public highway with a traveled portion of 24 feet, and shoulders of 4.00 feet on either side, may construct 1 on 4 slopes from the edges of the shoulders.

Grantors further convey to the Grantee such channeling rights on its remaining property as may be necessary so that the Grantee can conduct surface waters from a public highway to be constructed on the herein conveyed premises to existing natural drainage areas, drainage swales, and other wet areas.

The Grantors may utilize the parcel herein conveyed for farm pasture and cultivation purposes, and may cross and recross from said parcel for all purposes until such time as the Grantee commences construction of any highway or other improvements thereon. If the Grantee does not complete construction of a highway on the above described property to its usual town highway specifications within five (5) years from the date of this deed, then the parcel herein conveyed shall revert to the Grantors, and become the sole and separate property of the Grantors, free from any encumbrances thereon which may be occasioned by this conveyance. Grantees by acceptance of this deed agree to execute any legal instruments that may be necessary to clear the title to the Grantors satisfaction in the event that the property be so reverted.

The Grantors may have highway access to any highway to be constructed on the parcel herein conveyed, subject to then existing zoning ordinances and subdivision regulations, provided however, that the Grantee shall not thereby deny the Grantors reasonable access to the Grantors remaining property by making a limited access highway on the parcel herein conveyed.

STOCK AND SPERRY  
ATTORNEYS AT LAW  
BRAND, VERMONT 05733

THEIS to TOWN of MIDD.

Bk 73 p. 259

2

Deed # 2

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That WILLIAM W. and ELIZABETH L. THEIS, both of Middlebury in the County of Addison and State of Vermont, Grantors, in the consideration of ONE AND MORE DOLLARS, paid to their full satisfaction by the TOWN OF MIDDLEBURY, a municipal corporation of Addison County and State of Vermont, Grantee, by these presents, do freely GIVE GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, TOWN OF MIDDLEBURY, and its successors and assigns forever, a certain piece of land in Middlebury in the County of Addison and State of Vermont described as follows:

Being a portion of all and the same lands and premises conveyed to the Grantors by Warranty Deed of Almon W. Lovett dated January 14, 1959 and recorded in Book 56, Page 285 of the Middlebury Land Records. The lands and premises herein conveyed being more particularly described as follows:

A parcel of land approximately 50 feet in width as shown on a highway design plan entitled "Town of Middlebury Exchange Street Extension north to U.S. Route # 7", surveyed and drawn by Lee H. Lowell, Land Surveyor, dated August 2, 1973, revised August 17, 1973, in two (2) sheets, a copy of said highway design plan being on file in the Middlebury Town Clerk's Office.

Beginning at a concrete monument in a fence line on the boundary between lands of the Grantors and lands of Euclide and Alice Quesnel, said concrete monument being at Station 21+63.63 as shown on the Lowell highway design plan, and marking the northeasterly corner of the lands herein conveyed;

Thence proceeding S 61° 00' W, 263.74 feet to a concrete monument. Said concrete monument marks the northerly end of the arc described in the next paragraph;

Thence proceeding southerly 451.82 feet along an arc to the left to a concrete monument; said arc has a radius of 475 feet and a chord that bears S 33° 47' 30" W, 434.37 feet from the northerly end of said arc and the angle of said arc is 54° 25';

Thence proceeding S 06° 35' W, 201.17 feet to a concrete monument. Said concrete monument marks the northerly end of the arc described in the next paragraphs;

Thence proceeding southerly 213.80 feet along an arc to the right to a concrete monument; said arc has a radius of 525

Rec 19 Sept 73  
5 o'clock PM

feet and a chord that bears S 18° 15' W, 212.33 feet from the northerly end of said arc, and the angle of the arc is 23° 20';

Thence proceeding S 29° 55' W, 396.51 feet to a concrete monument; said concrete monument marks the northerly end of the arc described in the next paragraph;

Thence proceeding southerly along an arc to the left a distance of 223.84 feet to a concrete monument; said arc has a radius of 744.92 feet and a chord that bears S 21° 19' W, 223.00 feet from the northerly end of the arc and the angle of the arc is 17° 13'. The concrete monument at the southerly end of said arc is in the southeasterly corner of the property herein conveyed, and on the boundary line between lands of the Grantors and lands of the President and Fellows of Middlebury College;

Thence proceeding N 06° 09' E, 59.78 feet to a point marked by an iron pipe next to a cedar fence post;

Thence proceeding N 83° 41' W, 41.57 feet to a concrete monument, being the southwesterly corner of the property herein conveyed. Said concrete monument is at the southerly end of the arc described in the next paragraph;

Thence proceeding northerly 184.06 feet along an arc to the right to a concrete monument; said arc has a radius of 794.92 feet and a chord that bears N 23° 17' E, 183.64 feet from the southerly end of the arc. The angle of the arc is 13° 16';

Thence proceeding N 29° 55' E, 396.51 feet to a concrete monument; said concrete monument is at the southerly end of the arc described in the next paragraph;

Thence proceeding northerly 193.44 feet along an arc to the left to a concrete monument; said arc has a radius of 475 feet and a chord that bears N 18° 15' E, 192.11 feet from the southerly end of the arc and the angle of the arc is 23° 20';

Thence proceeding N 06° 35' E, 201.17 feet to a concrete monument; said concrete monument marks the southerly end of the arc described in the next paragraph;

Thence proceeding northerly 498.62 feet along an arc to the left to a concrete monument; said arc has a radius of 475 feet and a chord that bears N 33° 47' 30" E, 480.09 feet from the southerly end of the arc and the angle of the arc is 54° 25' 00";

Thence proceeding N 61° 00' E, 193.64 feet to a concrete monument, being the northwesterly corner of the property herein described and being in the boundary line between lands of the Grantors and lands of Euclide and Alice Quesnel;

Thence proceeding along the boundary line between the Grantors and said Quesnel S 83° 30' E, 86.10 feet to the point of beginning;



Containing 1.89 acres more or less.

Meaning and intending hereby to convey a strip of land approximately 50 feet in width running from the southerly boundary line of lands of the said Quesnel to the northerly boundary line of lands of The President and Fellows of Middlebury College.

Grantors further convey to the Grantee slope rights on both sides of the herein conveyed parcel such that the Grantee in constructing a public highway with a traveled portion of 24 feet and shoulders of 4 feet on either side, may construct 1 on 4 slopes from the edges of the shoulders.

Grantors further convey to the Grantee such channeling rights on their remaining property as may be necessary so that the Grantee can conduct surface waters from a public highway to be constructed on the property herein conveyed, and on lands southerly thereof now or formerly of the President and Fellows of Middlebury College (from the College's northerly to its southerly line) to existing ditches, natural drainage areas, drainage swales, and other wet areas.

The Grantors may utilize the parcel herein conveyed for farm pasture and cultivation purposes and may cross and recross said parcel for all purposes until such time as the Grantee commences construction of any highway or other improvements thereon. If the Grantee does not complete construction of a highway on the property to its usual town specifications within five (5) years of the date of this Deed, then the property herein conveyed shall revert to the Grantors and become their sole and separate property, free from any encumbrances thereon which may be occasioned by this Deed. and the Grantees agree to execute such legal instruments as may be necessary to clear title to Grantors satisfaction.

TO HAVE AND TO HOLD all said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, TOWN OF MIDDLEBURY, and its successors and assigns, to its own use and behoof forever;

And We, the said Grantors, WILLIAM W. and ELIZABETH L. THEIS, for ourselves and our heirs, executors and administrators, do covenant with the said Grantee, TOWN OF MIDDLEBURY, that until the ensembling of these presents, we are the sole owners of the premises, and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE, whatsoever.

And We, hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever,

RECORDED AT THE  
CLERK'S OFFICE  
MIDDLEBURY, VERMONT  
1911

PRES. & FELLOWS MIDD. COLL.

Doc # 3

to  
TOWN OF MIDD.

QUIT-CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS That THE PRESIDENT AND FELLOWS OF MIDDLEBURY COLLEGE, a Vermont Corporation with offices and principal place of business in Middlebury in the County of Addison and State of Vermont, Grantor, in the consideration of ONE AND MORE DOLLARS paid to its full satisfaction by the TOWN OF MIDDLEBURY, a Municipal Corporation of Addison County and State of Vermont, Grantee, have REMISED, RELEASED, AND FOREVER QUIT-CLAIMED unto the said TOWN OF MIDDLEBURY all right and title which THE PRESIDENT AND FELLOWS OF MIDDLEBURY COLLEGE or its successors, or assigns, have in and to a certain piece of land in Middlebury in the County of Addison and State of Vermont, described as follows, viz:

A parcel of land as shown on a highway design plan entitled "Town of Middlebury Exchange Street Extension North to U.S. Route #7" surveyed and drawn by Lee H. Lowell, Land Surveyor, dated May 3, 1973, revised October 8, 1973, in two (2) sheets, a copy of said highway design plan being on file in the Middlebury Town Clerk's Office.

Beginning at a cedar fence post and iron pipe, being at the intersection of an east west and north south fence line, and being the northeasterly corner of the herein described parcel and a corner in the southerly line of lands of William W. and Elizabeth Theis;

Thence proceeding from said point of beginning S 06° 09' W along a westerly line of lands of Theis 611.20 feet to a cedar fence post and iron pipe, being in another corner in the southerly line of lands of said Theis and in the northwesterly corner of lands of John E. and Eunice Weddle;

Thence proceeding S 06° 36' W in the westerly line of lands of Weddle 392.67 feet to a cedar fence post;

Thence proceeding S 05° 25' W in the westerly line of lands of Weddle 612.95 feet to an iron pipe in an

east west fence line, being the southwesterly corner of lands of Weddle;

Thence proceeding N 84° 35' W, 9.00 feet to a concrete monument;

Thence proceeding S 17° 10' W, 143.00 feet to a concrete monument;

Thence proceeding S 19° 45' W, 134.67 feet to a concrete monument. Said concrete monument marks the northerly end of the arc described in the next paragraph;

Thence proceeding southerly 166.32 feet along an arc to the left to a concrete monument; said arc has a radius of 540.95 feet and a chord that bears S 10° 56' 30" W, 165.67 feet from the northerly end of the arc, and the angle of said arc is 17° 37'. The concrete monument at the southerly end of said arc marks the southeasterly corner of the herein described parcel, the northeasterly corner of the existing portion of the right of way of Exchange Street, and the northwesterly corner of lands of Agway, Inc. which lie easterly of said Exchange Street.

Thence proceeding S 84° 37' W, 50.43 feet to a concrete monument, being the southwesterly corner of the lands herein described, the northwesterly corner of the existing right of way of Exchange Street, and the northeasterly corner of lands of Agway, Inc. which lie westerly of Exchange Street;

Thence proceeding N 02° 08' E, 6.60 feet to a concrete monument, being the southerly end of the arc described in the next paragraph;

Thence proceeding northerly along an arc to the right 181.70 feet to a concrete monument; said arc has a radius of 590.95 feet, and a chord that bears N 10° 56' 30" E, 180.98 feet from the southerly end of the arc, and the angle of the arc is 17° 37';

Thence proceeding N 19° 45' E, 134.67 feet to a concrete monument;

Thence proceeding N 17° 10' E, 130.35 feet to a concrete monument;

Thence proceeding N 05° 25' E, 613.57 feet to a concrete monument.

Thence proceeding N 08° 28' 30" E, 305.61 feet to a concrete monument;

Thence proceeding N 06° 12' E, 698.80 feet to a concrete monument at or near an east west fence line, being the northwesterly corner of the herein described parcel, and being in the southerly line of lands now or formerly of Theis;



Thence proceeding along the southerly line of lands of Theis S 83° 41' E, 50.00 feet to the place of beginning. Containing 2.546 Acres, more or less.

32' wide strip

Grantor further conveys, as an easement only, and not in fee simple, to the Grantee slope rights on both sides of the herein described parcel from Station 60+33.02 to Station 55+88.48 such that the Grantee in constructing a public highway with a traveled portion of 24 feet and shoulders of 4.00 feet on either side, may construct and maintain 1 on 3 slopes from the edges of the shoulders.

Grantor further conveys, as an easement only, and not in fee simple, to the Grantee slope rights westerly of the herein described parcel from Station 55+88.48 to said parcels northerly line such that the Grantee in constructing a public highway with a traveled portion of 24 feet and shoulders of 4.00 feet, may construct and maintain 1 on 3 slopes from the westerly shoulder of said highway.

Grantor further conveys to the Grantee such channeling rights on its remaining property as may be necessary so that the Grantee can conduct surface waters from a public highway to be constructed on the herein described premises to existing natural drainage, drainage swales, and other wet areas. Subject to the right of the Grantor, its successors and assigns retained hereby to alter and relocate said natural drainage areas, swales and wet areas and to reconstruct the redirect highway channeling conduits and culverts accordingly.

Should said parcel cease at any time to be used for public highway purposes, then all rights of the Grantee its successors or assigns in and to said parcel shall revert to the Grantor.

Said parcel is conveyed for public highway and utility purposes only.

TO HAVE AND TO HOLD all right and title in and to said quit-claimed premises, with the appurtenances thereof, to the said TOWN OF MIDDLEBURY, its successors or assigns forever, subject to the reversion as above set forth.

AND FURTHERMORE the said THE PRESIDENT AND FELLOWS OF MIDDLEBURY COLLEGE does for itself and its successors or assigns covenant with the said TOWN OF MIDDLEBURY, its successors, or assigns, that from and after the ensembling of these presents, the said THE PRESIDENT AND FELLOWS OF MIDDLEBURY COLLEGE will have and claim no right, in, or to the said quit-claimed premises, subject to the reversion as above set forth.

ERICK AND SPERRY  
ATTORNEYS AT LAW  
MIDDLEBURY, VERMONT 05753

ROUTE	DATE
TO DHE	8/30/74
DHE RET	
TO COMM	8/19/74
COMM RET	8/23/74
TO C F	8/30/74
FILE COMP	9/20/74

DETERMINATION OF CLASS 1 TOWN HIGHWAYS

Town of MIDDLEBURY  
 County of ADDISON  
 District No 5  
 Total Class 1 Mileage 3.458

Extensions of state highway routes pursuant to Title 19, V.S.A., Section 17:

No. 1 1.528 miles

Beginning at end of State Highway on Court Street  
 extending (Give direction) north on Court and Pleasant Streets and including streets on the south and west sides of Court Square (US 7 southbound)  
 ending at beginning of State Highway on Pleasant Street  
 being the extension of state highway route US 7

No. 2 1.250 miles

Beginning at end of State Highway southwest of Urban Compact limit  
 extending (Give direction) northeast on South Main and Main Streets  
 ending at class 1 town highway #1  
 being the extension of state highway route VT 30

No. 3 0.680 miles

Beginning at end of State Highway on College Street  
 extending (Give direction) east on College Street  
 ending at class 1 town highway #2  
 being the extension of state highway route VT 125

No. .... miles

Beginning at  
 extending (Give direction)  
 ending at  
 being the extension of state highway route

HD 306 .5M 2-74

ending at class 1 town highway #1

No. 9 2.000 miles

ROUTE	DATE
TO DHE	8-20-74
DHE RET	11-4-74
TO COMM	1-17-75
COMM RET	1-23-75
TO C F	6-23-75
FILE COMP	4/27/75

SELECTION OF CLASS 2 TOWN HIGHWAYS

Town of MIDDLEBURY

County of ADDISON

District No. 5

Total Class 2 Mileage 15.720

NOTE: #1, #2, #3 are class 1

Important town highways pursuant to Title 19, V.S.A., Section 17:

No. 4 0.770 miles

Beginning at class 1 town highway #3  
 extending (Give direction) northwest on Weybridge Street  
 ending at Weybridge Town Line

No. 5 0.960 miles

Beginning at class 1 town highway #1  
 extending (Give direction) northwest on Seymour Street  
 ending at Weybridge Town Line

No. 6 4.280 miles

Beginning at class 1 town highway #1  
 extending (Give direction) northeast on Washington Street, Washington Street Extension,  
 Painter Road and Munger Street  
 ending at New Haven Town Line

No. 7 3.500 miles

Beginning at class 1 town highway #1  
 extending (Give direction) east on Seminary Street and Quarry Road  
 ending at VT 116

No. 8 0.100 miles

Beginning at class 1 town highway #2  
 extending (Give direction) east on Merchants Row  
 ending at class 1 town highway #1

No. 9 2.000 miles

Beginning at class 2 town highway #10  
 extending (Give direction) north  
 ending at US 7

No. 10 2.120 miles

Beginning at Salisbury Town Line

extending (Give direction) north and east

ending at US 7

No. 11 0.700 miles

Beginning at Salisbury Town Line

extending (Give direction) north

ending at VT 125

No. 12 1.260 miles

Beginning at US 7

extending (Give direction) east

ending at VT 116 near Middlebury State Airport

No. 13 0.030 miles

Beginning at class 2 town highway #4 at Middlebury Urban Compact

extending (Give direction) northeast

ending at Weybridge Town Line

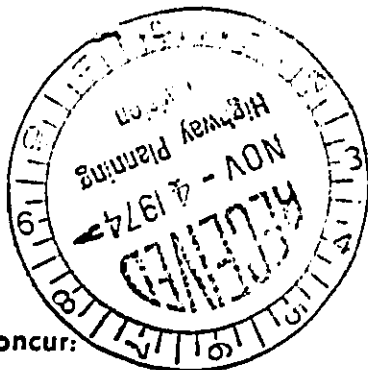
No. .... miles

Beginning at .....

extending (Give direction) .....

ending at .....

We have this 30 day of OCTOBER, 1974, made the above selection which is to supersede and replace any and all selections made prior to this time.



Paul A. Campbell  
Town Manager  
Duly authorized by  
selectmen on 10/24/74

Selectmen  
of the  
Town of  
MIDDLEBURY

Concur:

Effective February 10, 1974

October 31, 1974

Approved: JAN 22 1975, 1974

/s/ DH Remick  
Donald H. Remick  
District Highway Engineer

STATE HIGHWAY BOARD  
John T. Gray  
Commissioner of Highways

# CERTIFICATE OF HIGHWAY MILEAGE

FOR YEAR ENDING FEBRUARY 10, 1974

Fill out in triplicate and file with your Town Clerk on or before February 10, 1974

(Note section of Vermont Statutes Annotated on reverse side of this sheet)

We, the Selectmen of the town of MIDDLEBURY, on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1973, Act No. 63, not including class 4 town highways, in this town for the year ending February 10, 1974 is as follows:

	TOWN <del>XXXXXX</del> OF <u>MIDDLEBURY</u> <del>XXXX</del>				STATE HIGHWAYS	TOTAL TRAVELED HIGHWAYS NOT INCLUDING CLASS 4
	TOWN HIGHWAYS					
	CLASS 1	CLASS 2	CLASS 3	CLASS 4		
<b>PREVIOUS MILEAGE</b> as shown February 10, 1973	3.458	15.720	37.96		16.824	73.962
<b>HIGHWAYS ADDED</b> Since February 10, 1973 according to statute. Explain under paragraph 1 below.			<del>37.476</del>	2.67	0.010	
SUB-TOTAL						
<b>HIGHWAYS SUBTRACTED</b> Since February 10, 1973. Those becoming class 4 or discontinued. Explain under paragraphs 2 and 3 below.			37.96			73.972
<b>TOTAL TRAVELED HIGHWAYS</b> Feb. 10, 1974	3.458	15.720	<del>37.436</del>	2.67	16.834	<del>75.448</del>

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion," have been added since February 10, 1973:

..... Exchange St. Ext. 1.14 Mi. .... Buttolph Dr. .13 Mi. } Unaccepted. No Certificates  
 ..... Meadow Way .18 Mi. .... Woodland Park .026 Mi. } of Completion received  
 ..... } 2/28/74

2. We hereby certify that the following highways have been discontinued according to statute, since February 10, 1973 as substantiated by the attached copy of the proceedings:

3. We hereby certify that the following roads have been reclassified since February 10, 1973 as substantiated by the attached copy of the proceedings:

SELECTMEN:

*Paul A. Crawford*  
 Town Manager  
 authorized by selectmen 2/5/74

At Middlebury in the county of Addison  
 the 5 day of Feb, 1974 personally appeared David A. Crawford  
 Town manager -

Selectmen of \_\_\_\_\_ and made oath to the truth of the foregoing affidavit by them subscribed.

Before me,

*Kenneth W. Caul*  
 Town Clerk  
 (Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont, 05602, on or before February 15th)

I, Kenneth W. Caul Clerk of the Town of Middlebury  
Middlebury  
 hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of \_\_\_\_\_  
 relating to highway mileage, filed and recorded at this office Feb 5 1974.

Attest

*Kenneth W. Caul*  
 Town Clerk

Approved

*Arthur Joss*  
 Representative, State Highway Board

MAR

6 1974  
 Date

February 20, 1974

Kenneth W. Caul, Town Clerk  
Town of Middlebury  
Middlebury, Vermont 05753

Dear Mr. Caul:

We have received the Certificates of Highway Mileage which the Board of Selectmen signed on February 5, 1974, and note that the town's file copy was not returned.

Contrary to the instructions printed on the form and per the instructions included in the form letter which accompanied the Certificates, ALL copies of the form, including the town's, should be returned to this agency. It will then be approved by the representative of the State Highway Board and returned to you.

The Selectmen have indicated on the Certificate four additions to Class 3 mileage. Before these roads can be accepted, however, we are required by Statute to have on file a completed Certificate of Completion and Opening for each addition.

*Note Received  
2/28/74*

Sincerely,

Arthur J. Goss  
Acting Highway Planning Engineer

By: James E. Bisson  
Administrative Assistant

AJG/JEB/gjs

*Kenneth W. Caul*  
Town Clerk

(Write official title, as Notary Public)

January 15, 1974

Chairman, Board of Selectmen  
Town of Middlebury  
Middlebury, Vermont 05753

Gentlemen:

I am herewith forwarding the Certificates of Highway Mileage for your town for the year ending February 10, 1974. Due to the passage of Act 63 by the 1973 session of Legislature your town highway system has been reclassified. The enclosed form letter explains the four classifications of town highways and the procedures to be followed in making changes in your class 3 and class 4 town highway systems. Please read this form letter carefully before completing the Certificate.

In addition, the following mileage change was brought to our attention during the past year:

During the installation of mile markers along US 7, it was found that the length of that highway should be increased by 0.010 mile.

For your convenience we have entered this as well as the reclassification changes on the enclosed Certificates. We will also appreciate your indicating any other changes in your class 3 or class 4 town highway system processed in accordance with the Statutes during the past year. The enclosed form letter explains the procedures to be followed in making changes in class 3 or class 4 mileage.

ALL copies of the completed Certificate should be returned to this office no later than February 15, 1974 in order for any changes to be effective at this time. The town's copy will be approved by the designated representative of the State Highway Board and returned to the Town Clerk.

Sincerely,

Arthur J. Goss  
Acting Highway Planning Engineer

AJG/JEB/s1a

Enc.

*Clement H. Clark*  
Town Clerk

(Write official title, as Notary Public)

1973 TOWN HIGHWAY MILEAGE CHANGES  
DUE TO ACT 63 RECLASSIFICATION  
and/or REMEASUREMENT

<u>Map Ident. Letter</u>	<u>Town Hwy. No.</u>	<u>Miles Added</u>	<u>Miles Subtracted</u>	<u>Explanation</u>
A	12	(0.69)		Formerly untraveled, now Class 4
B	14	(0.10)		Formerly untraveled, now Class 4
C	16	(0.50)		Formerly untraveled, now Class 4
D	20	(0.95)		Formerly untraveled, now Class 4
E	29	(0.12)		Formerly untraveled, now Class 4
F	30	(0.07)		Formerly untraveled, now Class 4
G	31	(0.04)		Formerly untraveled, now Class 4
H	37	(0.20)		Formerly untraveled, now Class 4
TOTALS:		Class 3		
		Class 4	(+2.67)	

*Cornell W. Carter*  
Town Clerk

(Write official title, as Notary Public)



TOWN OF MIDDLEBURY  
MILEAGE CHANGES  
DUE TO ACT 63  
FEB. 10, 1974

CLASS 1 2.450  
CLASS 2 18.700  
CLASS 3 37.960\*  
SUB-TOTAL 57.138  
CLASS 4 2.670  
TOTAL 59.808

10 010 SH

Town Reclassified: Field \_\_\_\_\_  
Office ✓

\* 0.00 of provisional Class 3 included in mileage.

Clarence W. Carr  
Town Clerk

(Write official title, as Notary Public)

HPM 09 01.73

ACT 63 RECLASSIFICATION  
(Preliminary Recommendations)

Town Middlebury  
Sheet 1 of 4

Officials Participating:

Field Work By \_\_\_\_\_  
Date \_\_\_\_\_

Compilation By L. F. Wheeler  
Date 12/19/73

Town Hwy. No.	Present Mileage	Class 3	Provisional Class 3	Class 4	Remarks
6	3.89	3.89			
7	1.80	1.80			
8	1.56	1.56			
9	1.05	1.05			
10	0.36	0.36			
11	1.44	1.44			
12	UNT			0.69	
13	1.05	1.05			
14	0.32	0.32		0.10	
15	0.25	0.25			
16	UNT			0.50	
17	0.70	0.70			
18	0.20	0.20			
19	3.70	3.70			
20	0.77	0.77		0.95	
21	0.24	0.24			
22	0.67	0.67			
23	0.80	0.80			
24	1.26	1.26			
25	0.09	0.09			
26	0.35	0.35			
27	2.20	2.20			
28	0.42	0.42			
29	0.25	0.25		0.12	

Clarence W. Carr  
Town Clerk  
(Write official title, as Notary Public)

HPM 09.01.73

ACT 63 RECLASSIFICATION  
(Preliminary Recommendations)

Town Middlebury  
Sheet 2 of 4

Officials Participating:

Field Work By \_\_\_\_\_  
Date \_\_\_\_\_

Compilation By L. F. Wheeler  
Date 12/19/73

Town Hwy. No.	Present Mileage	Class 3	Provisional Class 3	Class 4	Remarks
30	UNT			0.07	
31	0.64	0.64		0.04	
32	None				
33	0.10	0.10			
34	0.33	0.33			
35	1.95	1.95			
36	0.69	0.69			
37	UNT			0.20	
38	0.23	0.23			
39	0.27	0.27			
40	0.56	0.56			
41	0.15	0.15			
42	0.10	0.10			
43	0.21	0.21			
44	0.10	0.10			
45	0.27	0.27			
46	0.48	0.48			
47	0.31	0.31			
48	0.03	0.03			
49	0.06	0.06			
50	0.05	0.05			
51	0.05	0.05			
52	0.16	0.16			
53	0.07	0.07			

*Clarence W. Carr*  
Town Clerk

(Write official title, as Notary Public)

HPM 09.01.73

ACT 63 RECLASSIFICATION  
(Preliminary Recommendations)

Town Middlebury  
Sheet 3 of 4

Officials Participating:

Field Work By \_\_\_\_\_  
Date \_\_\_\_\_

Compilation By L. F. Wheeler  
Date 12/19/73

Town Hwy. No.	Present Mileage	Class 3	Provisional Class 3	Class 4	Remarks
54	0.26	0.26			
55	0.26	0.26			
56	0.09	0.09			
57	0.22	0.22			
58	0.17	0.17			
59	0.17	0.17			
60	0.03	0.03			
61	0.23	0.23			
62	0.06	0.06			
63	0.12	0.12			
64	0.53	0.53			
65	0.19	0.19			
66	0.25	0.25			
67	None				
68	0.20	0.20			
69	0.08	0.08			
70	0.21	0.21			
71	0.09	0.09			
72	0.15	0.15			
73	0.42	0.42			
74	0.57	0.57			
75	0.11	0.11			
76	0.11	0.11			
77	0.34	0.34			

*Clarence W. Casper*  
Town Clerk  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont)

ACT 63 RECLASSIFICATION  
(Preliminary Recommendations)

Town Middlebury  
Sheet 4 of 4

Officials Participating:

Field Work By \_\_\_\_\_  
Date \_\_\_\_\_

Compilation By L. F. Wheeler  
Date 12/19/73

Town Hwy. No.	Present Mileage	Class 3	Provisional Class 3	Class 4	Remarks
78	0.20	0.20			
79	0.04	0.04			
80	0.09	0.09			
81	0.09	0.09			
82	0.32	0.32			
83	0.16	0.16			
84	0.32	0.32			
85	0.08	0.08			
86	0.11	0.11			
87	0.07	0.07			
88	0.07	0.07			
89	0.16	0.16			
90	0.14	0.14			
91	0.39	0.39			
92	0.26	0.26			
93	0.10	0.10			
94	0.13	0.13			
95	0.08	0.08			
96	0.11	0.11			
Totals	37.96	37.96		2.67	

*Clarence W. Carter*  
Town Clerk

(Write official title, as Notary Public)

# CERTIFICATE OF HIGHWAY MILEAGE

FOR YEAR ENDING FEBRUARY 10, 1973

Fill out in triplicate and file with your Town Clerk on or before February 10, 1973

(Note sections of Vermont Statutes Annotated on reverse side of this sheet)

We, the Selectmen of the town of Middlebury, on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1961, Act No. 28, not including pent roads and trails, in this town for the year ending February 10, 1973 is as follows:

	MILEAGE IN TOWN (Outside of villages incorporated for highways)			MILEAGE IN VILLAGE (Incorporated for highways)			Total All Systems
	Town Highways	State Aid Highways	State Highways	Town Highways	State Aid Highways	State Highways	
<b>PREVIOUS MILEAGE</b> as shown March 15, 1972	37.96	19.178	16.824				73.962
<b>HIGHWAYS ADDED</b> Since March 15, 1972 according to statute. Explain under paragraph 1 below.	none						none
SUB-TOTAL							
<b>HIGHWAYS SUBTRACTED</b> Since March 15, 1972. Those becoming untraveled, discontinued, legal trails or pent roads. Explain under paragraphs 2 and 3 below.	none						none
<b>TOTAL TRAVELED HIGHWAYS</b> Feb. 10, 1973	37.96	19.178	16.824				73.962

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion", have been added since March 15, 1972:

None

2. We hereby certify that the following highways have been discontinued, or changed to trails or pent roads according to statute, since March 15, 1972 as substantiated by the attached copy of the proceedings:

None

3. We hereby certify that the following roads have become untraveled since March 15, 1972:

None

SELECTMEN:

*David A. Crawford*  
Town Manager  
Authorized by Selectmen on 29 Jan 73  
in the county of Addison  
personally appeared *David A. Crawford*

At Middlebury  
the 16 day of Feb. 1973

Selectmen of Town Manager  
and made oath to the truth of the foregoing affidavit by them subscribed.

Before me,

*Kenneth W. Caul*  
Town Clerk  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont, on or before March 15th.)

I, Kenneth W. Caul, Clerk of the Town of Middlebury  
hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of Town Manager  
relating to highway mileage, filed and recorded at this office Feb. 16, 1973.

Attest

*Kenneth W. Caul*  
Town Clerk

# CERTIFICATE OF HIGHWAY MILEAGE

FOR YEAR ENDING FEBRUARY 10, 1972

Duplicate and file with your Town Clerk on or before February 10, 1972

(Note sections of Vermont Statutes Annotated on reverse side of this sheet)

We, the Selectmen of the town of Middlebury, on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1961, Act No. 28, not including pent roads and trails, in this town for the year ending February 10, 1972 is as follows:

	MILEAGE IN TOWN (Outside of villages incorporated for highways)			MILEAGE IN VILLAGE (Incorporated for highways)			Total All Systems
	MIDDLEBURY						
	Town Highways	State Aid Highways	State Highways	Town Highways	State Aid Highways	State Highways	
PREVIOUS MILEAGE as shown March 15, 1971	36.00	19.088	16.824				71.912
HIGHWAYS ADDED Since March 15, 1971 ac- cording to statute. Explain under paragraph 1 below.	+ 0.26 + 2.00	+ 0.060 + 0.030					
SUB-TOTAL							
HIGHWAYS SUBTRACTED Since March 15, 1971 Those becoming untraveled, discon- tinued, legal trails or pent roads. Explain under para- graphs 2 and 3 below.	- 0.30						
TOTAL TRAVELED HIGHWAYS Feb. 10, 1972	57.96	19.178	16.824				73.962

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion", have been added since March 15, 1971

Also due to remeasurement, the length of SA 5 has been lengthened 0.060 mile. Due to correction of the location of the Middlebury Urban Compact Line T 67 (0.030 mile) has become SA 13.

See attached sheet (sheet A) for additional mileage.

Town Hwy. No. 92 Prov. Miles added 0.26

2. We hereby certify that the following highways have been discontinued, or changed to trails or pent roads according to statute, since March 15, 1971 as substantiated by the attached copy of the proceedings:

Town Hwy. No. 14	-0.10 Miles	Town Hwy. No. 31	-0.04 Miles
Town Hwy. No. 20	-0.09 Miles		
Town Hwy. No. 30	-0.07 Miles		

3. We hereby certify that the following roads have become untraveled since March 15, 1971

Items listed under No. 2 (above) should have been listed here.

SELECTMEN:

*Earl F. Conroy*  
*Wm. W. Foster*  
*Robert G. Cole*  
*John D. Deane*

At Middlebury

in the county of Addison

the 11 day of Feb.

, 1972 personally appeared the above

named selectmen

Selectmen of \_\_\_\_\_ and made oath to the truth of the foregoing affidavit by them subscribed.

Before me,

*Kenneth W. Caul*  
Town Clerk

(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont, on or before March 15th.)

I, Kenneth W. Caul, Clerk of the Town of Middlebury

hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of Middlebury relating to highway mileage, filed and recorded at this office Feb. 11, 1972

Attest

*Kenneth W. Caul*  
Town Clerk



STATE OF VERMONT  
DEPARTMENT OF HIGHWAYS  
MONTPELIER

05602

January 10, 1972

Chairman, Board of Selectmen  
Town of Middlebury  
Middlebury, Vermont 05753

Gentlemen:

In accordance with Title 19, V.S.A., Section 15, as amended, all the traveled highways in your town were measured in 1971 by Mr. Cox, Road Foreman, with Mr. Chabot of this office.

The resulting changes in highway mileage are indicated on the enclosed map and are explained on the attached breakdown sheet.

The second breakdown sheet indicates those roads for which we will require copies of the rights-of-way and Certificates of Completion and Opening before they can be added to your town highway mileage.

Also due to remeasurement, the length of SA 5 has been lengthened 0.060 mile. Due to correction of the location of the Middlebury Urban Compact Line T 67 (0.030 mile) has become SA 13.

According to Mr. Cox, T 49 and T 50 (Map Identification Letters F and G) are not town highways. Before removing these roads from your town highway system we shall need a certificate, signed by the Selectmen, to the effect that these roads should never have been considered as town highways.

For your convenience we have entered on the enclosed Certificate of Highway Mileage all changes which were brought to our attention during the past year, and will appreciate your entering any other Town Highway changes processed in accordance with the Statutes during the past year.

The completed Mileage Certificates must reach this office by March 15, 1972 in order for these mileage changes to be effective at this time.

Very truly yours,

R. J. Nicholls  
Highway Planning Engineer

RJN/JEB/sla

Enc.

cc: District Office  
Mapping Section

And the said Grantor

Dutton Smith & Company, Inc.

None received  
2/15/72



BREAKDOWN OF 1971  
ROAD MEASUREMENT CHANGES

<u>Map Ident. Letter</u>	<u>Town Hwy. No.</u>	<u>Miles Added</u>	<u>Miles Subtracted</u>	<u>Explanation</u>
A	14		- 0.10	Now Untraveled
B	20		- 0.09	Now Untraveled
C	30		- 0.07	Now Untraveled
D	31		- 0.04	Now Untraveled
Q	92 Prov.	+ 0.26		Old Town Highway
<b>Totals</b>		<b>+ 0.26</b>	<b>- 0.30</b>	
<b>Net Change</b>			<b>- 0.04</b>	

And

the said Grantor

Dutton Smith &amp; Company, Inc.

Breakdown of 1971 Road Measurement on Town Highways

<u>Map Dent. Letter</u>	<u>Town Hwy. No.</u>	<u>Mileage</u>	<u>Explanation</u>
E - Fairground Road	45	✓ + 0.23	Addition
H - Exchange St. Ext.	73	✓ + 0.19	Addition
I - Colonial Drive	82	✓ + 0.14	Addition
J - Cones Drive	85 Prov.	✓ + 0.08	Addition
K - Leno Development	86 Prov.	✓ + 0.11	Addition
L - Leno Development	87 Prov.	✓ + 0.07	Addition
M - Buttolph Dev.(Portion)	88 Prov.	✓ + 0.34	Addition
O - Buttolph Dev.(Portion)	90 Prov.	✓ + 0.03	Addition
P - Rolling Acres	91 Prov.	✓ + 0.39	Addition
R - Grey Ledge Road	93 Prov.	✓ + 0.10	Addition
S - Juniper Lane	94 Prov.	✓ + 0.13	Addition
T - Sewer Plant Road	95 Prov.	✓ + 0.08	Addition
U - Storrs Avenue	96 Prov.	✓ + 0.11	Addition
Total		<u>+ 2.00</u>	
Q - Mead Lane	92 Prov.	✓ + 0.26	Old Town Highway
Total		<u>+ 2.26</u>	

And

the said Grantor

Dutton Smith & Company, Inc.

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. CAUL, TOWN Clerk of the TOWN  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of Middlebury, Route Number \_\_\_\_\_, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on \_\_\_\_\_, 19\_\_.

NONE AS MEAD LANE EXT.

DESCRIPTION OF RIGHT-OF-WAY: Beginning AT THE NORTHEASTERLY  
END OF TOWN ROAD #14 AND GOING IN  
AN EASTERLY DIRECTION .26 MILES TO A  
JUNCTION WITH ROUTE #116

THIS HAS BEEN A TRAVELED HIGHWAY, OPEN  
TO THE PUBLIC FOR MANY YEARS.

and as shown on a Highway Map of the TOWN of Middlebury,  
dated \_\_\_\_\_, 19\_\_, and filed in Book \_\_\_\_\_ on Page \_\_\_\_\_ of the  
Records of the TOWN of Middlebury by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972

Carl & Coe  
Highway Board Board

John C. Deppa of

Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont

Feb 11, 1972

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK \_\_\_\_\_ ON PAGE \_\_\_\_\_  
OF LAND RECORDS OF THE TOWN OF Middlebury  
ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 19\_\_, AT \_\_\_\_\_ O'CLOCK, \_\_\_\_\_ M.

ATTEST: Kenneth W. Caul  
TOWN CLERK OF Middlebury VERMONT

And

the said Grantor

Dutton Smith & Company, Inc.

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. CAUL, TOWN Clerk of the TOWN  
of MIDDLEBURY, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of MIDDLEBURY, Route Number 93, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on AUGUST 13, 1971.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
SEE ATTACHED DEED FOR  
GREY LEDGE ROAD

and as shown on a Highway Map of the TOWN of Middlebury,  
dated AUGUST 13, 1971, and filed in Book 69 on Page 82 of the  
Records of the TOWN of Middlebury by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972

Earl F. Carr  
Charles W. Foster Board  
Paul K. Carr  
Samuel A. Cole of  
John D. Deane  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb 11, 1972

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 69 ON PAGE 82  
OF LAND RECORDS OF THE TOWN OF Middlebury  
ON THE 13 DAY OF AUGUST, 1971, AT 4:35 O'CLOCK, P.M.

ATTEST: Kenneth W. Caul  
TOWN CLERK OF Middlebury VERMONT

And the said Grantor  
Dutton Smith & Company, Inc.



And it hereby  
engages to **Warrant and Defend** the same against all lawful claims  
whatever,

In Witness Whereof, it, / the said corporation  
hereunto sets its hand and seal  
by A. C. Dutton Smith, its president and agent duly authorized  
this 20 day of May A. D. 1970.

In Presence of

DUTTON SMITH & COMPANY, INC.

*Wm. Wm. Lynch*  
*Connie B. LaRose*

By *A. C. Dutton Smith*  
A. C. Dutton Smith, President



State of Vermont, } ss. At Middlebury this  
ADDISON County } 20 day of May A. D. 1970,

A. C. Dutton Smith, president and agent duly authorized of  
Dutton Smith & Company, Inc.

personally appeared, and he acknowledged this instrument, by  
him sealed and subscribed, to be his free act and deed, and  
the free act and deed of said corporation.  
Before me *Wm. Wm. Lynch*

Notary Public

Town Clerk's Office Middlebury, Vermont

13 day of Aug A. D. 1957

4 o'clock 35 Minutes P. M.

Received and recorded in Vol. 69 Page 20

Attest *[Signature]* Town Clerk.

Vermont Property Transfer Tax  
32 V.S.A. Chap. 231

**ACKNOWLEDGMENT**

Return Rec'd. - Tax Paid - Board of Health Cert. Rec'd. -

Vt. Land Use & Development Board Rec'd.

Return No. *[Redacted]*

Signed *[Signature]* Clerk

Date 8-13-71

1 V.S.A. § 317 (c) (6)

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Kenneth W. Paul Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the Town  
of Middlebury, Route Number 94, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on August 13, 1971.

DESCRIPTION OF RIGHT-OF-WAY: Beginning

SEE ATTACHED DEED FOR  
JUNIPER LANE



and as shown on a Highway Map of the Town of Middlebury,  
dated August 13, 1971, and filed in Book 69 on Page 82 of the  
Records of the Town of Middlebury by the Town  
Clerk of said Town incorporated herein by reference  
and attested to on said map by said Town Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Earl F. Core  
August W. Foster Board  
Paul Carrara  
Edward H. [unclear] of  
John D. [unclear]  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 69 ON PAGE 82  
OF LAND RECORDS OF THE TOWN OF Middlebury  
ON THE 13 DAY OF August, 1971, AT 11:35 O'CLOCK, A M.

ATTEST: Kenneth W. Paul  
Town CLERK OF Middlebury, VERMONT

# Know all Men by these Presents

That **DUTTON SMITH & COMPANY, INC.**, a Vermont corporation with its principal place of business in Middlebury

of *\_\_\_\_\_* in the County of *Addison* and State of *Vermont* Grantor, in the consideration of *-----ONE AND MORE-----* Dollars

paid to its full satisfaction by *Town of Middlebury, a municipal corporation in the County of Addison*

~~at~~ *\_\_\_\_\_* in the County of *\_\_\_\_\_* and State of *Vermont* Grantee, by these presents, do freely Give, Grant, Sell, Convey and Confirm unto the said Grantee *Town of Middlebury*

and its successors ~~and~~ *and* its heirs and assigns forever, a certain piece of land in *Middlebury* in the County of *Addison* and State of *Vermont*, described as

follows, viz: Being two parcels of land to be used for highway purposes; which parcels are located in the Grantor's development known as Painter Hills and which parcels are respectively known as "Juniper Lane" and "Gray Ledge Road" as shown on plan entitled in part; "Painter Hills, Town of Middlebury, Vermont" surveyed by J.R. Willt, dated November 3, 1966 and revised July 2, 1969 by D. Smith, which map is incorporated herein by reference and is to be filed with the Town Clerk of Middlebury. Said parcels are more specifically described as follows:



Parcel 1 - Juniper Lane: Begin at a marble monument, which monument marks the southeast corner of Lot No. 23 as shown on the plan above referred to; thence from said point run 1.) N 59° 51' E, 122.78 feet; 2.) N 31° 36' E, 38.39 feet; 3.) N 16° 44' E, 101.53 feet; 4.) N 13° 58' E, 75.08 feet; 5.) N 04° 33' E, 117.08 feet; 6.) N 13° 49' W, 96.13 feet; 7.) N 05° 55' E, 90.35 feet; 8.) N 18° 20' E, 157.73 feet to a point marked by a marble monument; thence following a curve to the right, which curve has a radius of 40 feet, to a point where such curve intersects with the northwest corner of Lot No. 33 as shown on said plan, which point is marked by a marble monument; thence from said point run 1.) S 18° 39' W, 148.40 feet; 2.) S 07° 54' W, 72.90 feet; 3.) S 12° 28' E, 111.00 feet; 4.) S 04° 52' W, 125.10 feet; 5.) S 14° 05' W, 78.80 feet; 6.) S 18° 20' W, 118.10 feet; 7.) S 37° 43' W, 58.60 feet; 8.) S 61° 13' W, 55.90 feet; 9.) S 10° 08' W, 24.22 feet to a point marked by a marble monument; thence run S 89° 40' W, 39.60 feet; thence N 48° 29' W, 50.00 feet to the point or place of beginning.

Said parcel is conveyed together with a surface water drainage easement, 5 feet wide, with a center line described as follows: Begin at a marble monument marking the northeast corner of Lot 26; thence S 18° 20' W a distance of 2.50 feet to a point; thence on a curve to the right with a radius of 42.50 feet to a point, said point being in the easterly edge of Juniper Lane; thence N 18° 39' E a distance of 2.50 feet to a marble monument marking the northwest corner of lot 33, also included is a 20' easement, 10' wide either side of a center line described as follows: Begin at the midpoint on the arc of the 40' radius curve described in the description for Juniper Lane; thence N 15° 27' E, 160.64 feet to a point; thence S 78° 01' E, 70.90 feet to the southeast corner of Lot 9; thence N 61° 40' E, 15.78 feet to the northeast corner of Lot 11.

Parcel 2 - Gray Ledge Road: Begin at a point which marks the southeast corner of Lot No. 5 as shown on the above referred to plan, which point is marked by a marble monument; thence run 1.) N 50° 01' E, 82.15 feet; 2.) N 31° 02' E, 95.30 feet; 3.) N 05° 47' E, 190.25 feet; 4.) N 11° 35' W, 68.60 feet; 5.) N 18° 38' W, 55.20 feet to a marble monument set in the southerly edge of Painter Road, so-called; thence run easterly along the southerly edge of said Painter Road, 50 feet more or less to a point which marks the northwest corner of Lot No. 9 as shown on said plan, which point is marked by a marble monument; thence run 1.) S 10° 01' E, 83.55 feet; 2.) S 07° 05' W, 152.13 feet; 3.) S 07° 05' W, 59.50 feet; 4.) S 32° 26' W, 111.60 feet; 5.) S 49° 40' W, 81.00 feet to a point in a northwesterly corner of Lot No. 4 as shown on said plan, which point is marked by a marble monument and is in the easterly edge of Painter Hills Road; thence turn and run, along the easterly edge of Painter Hills Road, N 42° 10' W, 52.63 feet to the point or place of beginning.

Each of the above parcels being a portion of the same lands and premises described in deed of Robert W. and Janet L. Leggett to A.C. Dutton and Catharine B. Smith, dated and recorded May 9, 1964, and recorded in Book 59 at Page 370 of the Land Records of the Town of Middlebury; and subsequently conveyed by the said A.C. Dutton and Catharine B. Smith to Dutton Smith & Company, Inc. by Quit-Claim Deed dated September 13, 1966 and recorded in Book 62 at Page 92 of the Land Records of the Town of Middlebury.

To have and to hold said granted premises, with all the privileges and appurtenances thereof, to the said Grantee

Town of Middlebury and its successors and

~~hereby~~ <sup>its</sup> assigns, to their own use and behoof forever;

And the said Grantor

Dutton Smith & Company, Inc.

for itself and its heirs, successors and assigns, does covenant with the said Grantee

Town of Middlebury and its successors and ~~hereby~~ assigns, that until the ensembling of these presents it is

the sole owner of the premises, and have good right and title to convey, the same in manner aforesaid, that they are Free from every encumbrance;

And it hereby  
expressly engages to **Warrant and Defend** the same against all lawful claims  
whatsoever.

In Witness Whereof, the said corporation  
by A. C. Dutton Smith, its president and agent duly authorized  
this 20 day of May A. D. 1970. hereunto sets its hand and seal.

In Presence of

DUTTON SMITH & COMPANY, INC.

Thos. Wm. Ayell  
Connie B. LaRose

By A. C. Dutton Smith  
A. C. Dutton Smith, President



State of Vermont, } ss. At Middlebury this  
ADDISON County } 20 day of May A. D. 1970.

A. C. Dutton Smith, president and agent duly authorized of  
Dutton Smith & Company, Inc.

personally appeared, and he acknowledged this instrument, by  
him sealed and subscribed, to be his free act and deed, and  
the free act and deed of said corporation.  
Before me Thos. Wm. Ayell  
Notary Public

Town Clerk's Office Middlebury, Vermont  
13 day of Aug A. D. 1957  
4 o'clock 35 Minutes P. M.  
Received and recorded in Vol. 109 Page 2  
Allison Smith Town Clerk.

Vermont Property Transfer Tax  
32 V.S.A. Chap. 231  
-ACKNOWLEDGMENT-  
Return Rec'd.-Tax Paid-Board of Health Cert. Rec'd.-  
Vt. Land Use & Development Office Rec'd.  
Return Rec'd. [Redacted]  
Signed [Redacted] Clerk  
Date 8-13-71

V.S.A. § 317(c)(6)

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. PAUL, TOWN Clerk of the TOWN  
of MIDDLEBURY, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of MIDDLEBURY, Route Number 82, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on NOVEMBER 13, 1971.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
SEE ATTACHED DEED FOR COLONIAL DRIVE

and as shown on a Highway Map of the TOWN of Middlebury,  
dated Nov. 15, 1971, and filed in Book 69 on Page 311 of the  
Records of the TOWN of Middlebury by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Earl T. Lane  
Charles W. Foster Board  
Paul Curran  
Howard K. Goble of  
John W. Deane  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 69 ON PAGE 311  
OF LAND RECORDS OF THE TOWN OF Middlebury  
ON THE 13 DAY OF NOVEMBER, 1971, AT 11:00 O'CLOCK, P.M.

ATTEST: Kenneth W. Paul  
TOWN CLERK OF Middlebury VERMONT

commences at Station 7+34.91, end-of-project, said  
point bears S 57° 08' E a distance of 25.0 feet from  
an iron pipe that designates the northeast corner of  
Lot No. 1 in the "Chipman Hill Estates" development  
so-called thence S 22° 52' W a distance of 69.02 feet

QUIT CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS that PATRONS CO-OPERATIVE FIRE INSURANCE COMPANY, FARMERS CO-OPERATIVE FIRE INSURANCE COMPANY and RURAL CO-OPERATIVE FIRE INSURANCE COMPANY, d/b/a CO-OPERATIVE FIRE INSURANCE ASSOCIATION OF VERMONT, having a principal place of business in Middlebury, in the County of Addison, State of Vermont, GRANTORS, in the consideration of TEN AND MORE DOLLARS paid to their satisfaction by the TOWN OF MIDDLEBURY, a municipal corporation of the State of Vermont, of Middlebury, in the County of Addison, State of Vermont, GRANTEE, have REMISED, RELEASED AND FOREVER QUITCLAIMED unto the said TOWN OF MIDDLEBURY, all right and title which Patrons Co-operative Fire Insurance Company, Farmers Co-operative Fire Insurance Company and Rural Co-operative Insurance Company or their heirs and successors have in and to a certain piece of land in Middlebury, in the County of Addison and State of Vermont, described as follows, viz:

Being a portion of the land and premises conveyed to the Grantor herein by Warranty Deed of Andrew M. Yakemore dated April 25, 1967, and recorded in Book 62 at Page 388 of the Middlebury Land Records. The said portion being more particularly described as a continuation of Colonial Drive, so-called, a town road previously conveyed to the Town of Middlebury by deed of one Yakemore et al dated September 14, 1966, recorded in Book 62, Page 122 of the Middlebury Land Records and laid out in a survey map drawn by Lee H. Lowell, land surveyor, dated November-December, 1969, on file with the Town Clerk of Middlebury, to which deeds and map reference is hereby made.

The said portion herein conveyed is further described as a 50 foot right-of-way, the center line of which commences at Station 7+34.91, end-of-project, said point bears S 57° 08' E a distance of 25.0 feet from an iron pipe that designates the northeast corner of Lot No. 1 in the "Chipman Hill Estates" development so-called; thence S 32° 52' W a distance of 68.02 feet to Station 6+66.89; thence along an arc to the right

having a radius of 75.0 feet and an angle of 76° 32' a distance of 100.65 feet to Station 5+66.24; thence N 70° 36' W a distance of 44.23 feet to the point of tangency being at Station 5+22.01; thence along an arc to the left having a radius of 75.0 feet and an angle of 76° 09' a distance of 99.68 feet to Station 4+22.33.

TO HAVE AND TO HOLD all our right and title in and to said Quit Claimed premises, with the appurtenances thereof, to the said TOWN OF MIDDLEBURY, its successors and assigns forever, and FURTHERMORE, we the said Patrons Co-Operative Fire Insurance Company, Farmers Co-Operative Fire Insurance Company, and Rural Co-Operative Fire Insurance Company do for our successors and assigns covenant with the said Town of Middlebury, its successors and assigns that from and after the ensembling of these presents, we, the said Patrons Co-Operative Fire Insurance Company, Farmers Co-Operative Fire Insurance Company and Rural Co-Operative Fire Insurance Company will have and claim no right in, or to the said quit-claimed premises.

IN WITNESS WHEREOF we have hereunto set our hands and seals this 1 day of ~~November~~ <sup>December</sup>, 1970.

IN PRESENCE OF

Lawrence J. DeWitt  
Delia Reynolds  
Lawrence J. DeWitt  
Delia Reynolds  
Lawrence J. DeWitt  
Delia Reynolds

PATRONS CO-OPERATIVE FIRE INS. COMPANY

by: H. Hale Nye Pres.

FARMERS CO-OPERATIVE FIRE INS. COMPANY

by: Henry A. Higgin Pres.

RURAL CO-OPERATIVE FIRE INS. COMPANY

by: Matthew H. Merrill  
Vice - Pres.

LAW OFFICES  
of  
ONLEY & FOOTE  
MIDDLEBURY  
VERMONT



STATE OF VERMONT  
ADDISON COUNTY, SS

At Middlebury on this 1st day of December, 1970, personally appeared H. HALE NYE, and he acknowledged this instrument by him sealed and subscribed, to be his free act and deed and the free act and deed of Patrons Co-operative Fire Insurance Company.

before me *Donald D. Ferland*  
NOTARY PUBLIC

STATE OF VERMONT  
ADDISON COUNTY, SS

At Middlebury on this 1st day of December, 1970, personally appeared Arlington O. Hazen, and he acknowledged this instrument by him sealed and subscribed, to be his free act and deed and the free act and deed of Farmers Co-operative Fire Insurance Company.

Before me *Donald D. Ferland*  
NOTARY PUBLIC

STATE OF VERMONT  
ADDISON COUNTY, SS

At Middlebury, on this 1st day of December, 1970, personally appeared Nathan G. Morrill, and he acknowledged this instrument by him sealed and subscribed, to be his free act and deed and the free act and deed of Rural Co-operative Fire Insurance Company.

Before me *Donald D. Ferland*  
NOTARY PUBLIC

Vermont Property Transfer Tax  
32 V.S.A. Chap. 231  
-ACKNOWLEDGMENT-  
Return Paid - Tax Paid - Board of Health Cert. Rec'd.  
Vt. Life Use & Development Plans Act & St. Rec'd.  
Sign No. [redacted]  
Signed *Donald D. Ferland* Clerk  
Date Nov 15 1971

Town Clerk's Office Middlebury, Vermont  
15 day of Nov A. D. 1971  
4 o'clock — Minutes P.M.  
Received and recorded in Vol 99 Page 511  
Attest *Donald D. Ferland* Town Clerk.

1 V.S.A. § 317 (c) (6)

OFFICES  
MIDDLEBURY  
VERMONT

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Kenneth W. Caul, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the Town  
of Middlebury, Route Number 45, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on July 17, 1968, 1968.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
SEE ATTACHED LEASE FOR  
FAIRGROUND ROAD

and as shown on a Highway Map of the Town of Middlebury,  
dated July 17, 1968, and filed in Book 63 on Page 540 of the  
Records of the Town of Middlebury by the Town  
Clerk of said Town incorporated herein by reference  
and attested to on said map by said Town Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Earl F. Lane  
George W. Foster Board

Paul Carrara  
Barbara J. Gile of  
John D. Depina Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 63 ON PAGE 540  
OF LANDS RECORDS OF THE Town OF Middlebury  
ON THE 17 DAY OF July, 1968, AT 4:00 O'CLOCK, PM.

ATTEST: Kenneth W. Caul  
Town CLERK OF Middlebury VERMONT

the northwesterly corner of lands of one Buttolph;

LEASE

AGREEMENT made this 25 day of June, 1968, by and between the Middlebury School District No. 4, hereinafter called the School District, and the Town of Middlebury, hereinafter called The Town, both municipal corporations of Middlebury, County of Addison, State of Vermont.

WITNESSETH:

That the School District has agreed to lease and hereby does lease to the Town, and the Town has agreed to take and hereby does take from the School District, a parcel of land containing 12.25 acres, more or less, situate easterly of Court Street in said Middlebury, and being more particularly described as follows:

Beginning at a point marked by a marble monument at the northeasterly corner of lands now or formerly of one Churchill;

Thence S 77° 30' W 165.0 feet along the northerly line of said Churchill to a point marked by an iron pin;

Thence N 12° 10' W 138.5 feet along or near the easterly edge of the right of way of Court Street to a point marked by a marble monument at the southwesterly corner of land now or formerly of one Upson;

Thence N 77° 50' E 262.3 feet along the southerly line of said Upson to a point marked by a marble monument;

Thence N 12° 10' W 75.2 feet along the easterly line of said Upson to a point marked by a marble monument;

Thence N 77° 50' E 104.5 feet in the southerly line of lands now or formerly of one Brown to a point marked by an iron pipe;

Thence S 87° 37' E 219.5 feet in a fence line in the southerly line of said Brown to a point marked by an iron pipe;

Thence S 84° 49' E 464.5 feet in a fence line along the southerly line of said Brown to a point marked by a gear and shaft in the intersection of fence lines at the southeasterly corner of lands of said Brown, the southwesterly corner of lands of one Langevin and the northwesterly corner of lands of one Buttolph;



Thence S 05° 27' W 617.85 feet in a fence line along the westerly line of said Buttolph to a point to be marked by an iron pin;

Thence S 88° 42' W 622.50 feet to a point to be marked by an iron pin in the easterly line of lands of one Langrock;

Thence N 12° 10' W 440.5 feet along lands first of the said Langrock, then of the County of Addison, then of one Zeno, then of one Bicknell, and lastly of said Churchill, to the point of beginning.

This Lease is made upon the following terms, conditions and covenants:

1. That the term of this Lease is for twenty-five (25) years, beginning on the date a recreational development plan for said land is accepted by the Federal Bureau of Outdoor Recreation. In the event that such a plan is not accepted by the Bureau within two years from the date this Lease is signed, this Lease shall be null and void.
2. The land hereby leased shall be used only for recreational purposes.
3. The land hereby leased shall not be sublet.
4. The Town shall develop and maintain a two-way traffic lane running through the westerly portion of said lands from the northerly entrance on Court Street to a point at the southerly boundary of said lands where it shall meet a one-way traffic lane running from the southerly entrance to the School District lands on Court Street. The Town shall develop and maintain a turn-around at or near that point.
5. Both the two-way traffic lane and the one-way lane shall be used in common by the School District and the Town.
6. If it becomes necessary to enlarge the present Court Street elementary school buildings to the north, the Town hereby agrees to release a portion of said lands, along the southerly boundary thereof, from the terms of this Lease, but not to exceed a strip of land 150 feet wide.
7. The lands hereby leased, improvements made thereon, including the two-way traffic lane and turn-around, and all facilities and equipment placed thereon, shall be maintained by the Town, during the term of this Lease.
8. The terms "School District" and "Town" shall include and bind their successors.
9. The Lease is executed in duplicate, said duplicates to be treated as originals for all purposes.

10. This Lease is recorded in the Office of the Middlebury Town Clerk in accordance with the provisions of 27 V. S. A. Secs. 342 and 309.

WITNESSETH the hands and seals of the parties hereto, by their duly authorized agents, on the date first above written.

IN PRESENCE OF:

*John H. Bennett*  
*Ramona P. Morse*

MIDDLEBURY SCHOOL DISTRICT  
No. 4 (Seal)

BY *Harold M. Curtiss, Jr.*  
*Edward M. Foster*  
Harold M. Curtiss, Jr.  
Edward M. Foster

*Robert W. Gleason*  
Robert W. Gleason

Richard E. Pomerville

Natalie Peters  
*Florence E. Pool*  
Florence E. Pool

A. C. Dutton Smith  
Prudential Committee

*David O. Crawford*  
*Bernard L. Burby*

TOWN OF MIDDLEBURY (Seal)

BY *Edward E. Buttolph*  
*Carl F. Cone*  
Edward E. Buttolph  
Carl F. Cone

*George W. Foster*  
*Norman E. Stearns*  
George W. Foster  
Norman E. Stearns

Wynn Underwood  
Board of Selectmen

STATE OF VERMONT

ADDISON COUNTY, SS.

At Middlebury in said County this

25 day of June, 1968, personally appeared Harold M. Curtis Jr.

Edward M. Foster

Robert W. Gleason

Florence E. Pool

members of the Prudential Committee of Middlebury School District No. 4, and they acknowledged this instrument, by them signed and sealed, to be their free act and deed, and the free act and deed of Middlebury School District No. 4.

Isabel C. Deane

Notary Public

STATE OF VERMONT

ADDISON COUNTY, SS.

At Middlebury in said County this

25<sup>th</sup> day of June, 1968, personally appeared Edward E. Buttalphy

Carl F. Lane

George W. Foster

Merran R. Starns

members of the Board of Selectmen of the Town of Middlebury, and they acknowledged this instrument, by them signed and sealed, to be their free act and deed, and the free act and deed of the Town of Middlebury.

William S. Burrows

Notary Public

Middlebury Town Clerk's Office  
Received for Record

July 17, 1968

4:00 P.M.

Attest:

James W. Carl

TOWN CLERK

WYLLIS I. ARMSTRONG  
LAWYER  
MIDDLEBURY  
VERMONT

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. CAUL, TOWN Clerk of the TOWN  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of Middlebury, Route Number 95, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on JUNE 3, 1961.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
SEE ATTACHED DEED FOR  
SEWER PLANT ROAD

and as shown on a Highway Map of the TOWN of Middlebury,  
dated JUNE 5, 1961, and filed in Book 57 on Page 570 of the  
Records of the TOWN of Middlebury by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Earl Cone

Sharon M. Foster Board

Paul Carrigan

Frank Hill of

John P. Payne  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb. 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 57 ON PAGE 570  
OF LAND RECORDS OF THE TOWN OF Middlebury  
ON THE 3 DAY OF JUNE, 1961, AT 10:45 O'CLOCK, A M.

ATTEST: Kenneth W. Caul  
TOWN CLERK OF Middlebury, VERMONT

WARRANTY DEED  
CHRISTOBEL J. ARMSTRONG  
TO  
THE VILLAGE OF MIDDLEBURY

KNOW ALL MEN BY THESE PRESENTS, that I, Christobel J. Armstrong, of Middlebury County of Addison, State of Vermont, Grantor, in the consideration of One and More Dollars paid to my full satisfaction by the Village of Middlebury, a municipal corporation, organized and existing under and by virtue of the laws of the State of Vermont, Grantee, by these presents, do feely give, grant, sell, convey and confirm unto the said Grantee, the Village of Middlebury, and its successors and assigns forever, a certain piece of land in the Village of Middlebury, in the town of Middlebury, County of Addison, and State of Vermont, described as follows:

Parcel No. 1: Commencing at a point marked by an iron pipe on the westerly side of Seymour Street, said point being the southeast corner of lands now owned by Harvey Langlois et ux; thence south 20 degrees 15 minutes east 100.7 feet along the westerly side of said Seymour street to an iron pipe; thence south 59 degrees 31 minutes west 156.8 feet to an iron pipe, which said iron pipe marks the northwest corner of the land and premises of Winifred Bigelow; thence south 20 degrees 15 minutes east 55.0 feet to an iron pipe, which said iron pipe is at the southwest corner of the land and premises of said Bigelow; thence south 00 degrees 27 minutes west 278.2 feet to an iron pipe, which said iron pipe is in the northerly boundary line of lands of Robert Baker et ux; thence westerly along the northerly boundary line of said Baker and along a wire fence the following courses and distances: North 84 degrees 43 minutes west 281.7 feet to an iron pipe, north 21 degrees 21 minutes west 45.9 feet to a marble monument, south 83 degrees 48 minutes west 678.1 feet to an iron pipe, south 83 degrees 48 minutes west 28.1 feet to a pdnt on the easterly bank of Otter Creek; thence northerly along the easterly bank of Otter Creek to a point, which said point is in a straight line north 11 degrees 00 minutes west 417.6 feet distant from the last described point; thence easterly the following courses and distances: north 75 degrees 21 minutes east 150.0 feet to an iron pipe, north 75 degrees 21 minutes east 182.6 feet to an iron pipe, north 75 degrees 21 minutes east 616.5 feet to an iron pipe, which said iron pipe is in the westerly boundary line of land of James G. O'Toole et ux; thence south 18 degrees 18 minutes east along a fence line, which said fence line is on the westerly boundary lines of lands of said O'Tooles, Joseph Marceilles et ux and Harvey Langlois et ux; thence north 71 degrees 57 minutes east along a wire fence 235.4 feet to an iron pipe, which said iron pipe marks the place of beginning and is on the westerly side of seymour Street.

The above described premises are conveyed subject to the following easements:

1. Electric pole line easement described in a deed from Marshall J. and Christobel J. Armstrong to the Central Vermont Public Service Corporation dated September 10, 1952 and recorded in Book 53 at Page 13 of the Middlebury Land Records.
2. Sewer line easement described in a deed from E. A. and Columbus Smith to the Village of Middlebury dated August 29, 1894 and recorded in Book 31 at Page 226 of the Middlebury Land Records.
3. Sewer line easement described in a deed from Harriet J. Smith, Thomas E. Boyce, special administrators of Columbus Smith Estate, to the Village of Middlebury dated September 20, 1911, and recorded in Book 34 at Page 657 of the Middlebury Land Records.

Parcel No. 2: The perpetual right and easement to dig for, lay, maintain and repair a 24 inch sewer line in and under a strip of land twenty feet in width, the center line of said strip of land being described as follows: commencing at an iron pipe on the westerly side of Seymour Street which said iron pipe is 6.6 feet southerly of an iron post set in concrete which said post marks the southeast corner of lands of Winifred Begelow, thence north 82 degrees 40 minutes west a distance of 15.1 feet to the southerly boundary line of said Bigelow.

The lands herein conveyed are a part of the land and premises described in a deed from Origen S. Seymour and Horatio Seymour, trustees u/w/o Epapha Seymour, to Micheal Welch dated June 16, 1864 and recorded in Book 20 at Page 426 of the Middlebury Land Records, reference to which deed and its record, and all prior deeds and their records is hereby made. Reference is also hereby made to a Quit-Claim Deed from Marshall J. Armstrong and Christobel J. Armstrong to John T. Conley dated September 25, 1956 and recorded in Book 55 at Page 180 of the Middlebury Land Records and to a Quit-Claim Deed from John T. Conley to Christobel J. Armstrong dated October 1, 1956 and recorded in Book 55 at Page 181 of the Middlebury Land Records, said deeds being executed pursuant to Judgment Order of the Windsor County Court dated September 6, 1956 and recorded in Book 55 at Page 184 of the Middlebury Land Records.

Reference is also hereby made to a Survey Map made August 11, 1960 by Lee H. Lowell of the above conveyed lands and now on file in the Office of the Town Clerk of Middlebury.

Taxes for the calendar year 1961 on the property herein conveyed are to be propated between the parties to this deed.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said grantee, the Village of Middlebury, its successors and assigns, to their own use and behoof forever; and I the said Grantor, Christobel J. Armstrong, for myself and my heirs, executors and administrators, do covenant with the said Grantee, the Village of Middlebury, its successors and assigns, that until the ensealing of these present I am the sole owner of the premises, and have good right and title to convey the same in manner aforesaid, that they are free from every encumbrance, except

Thence south 74 degrees 18 minutes west 45.8 feet  
to an iron pipe;  
Error corrected August 29, 1966  
Lee H. Lowell

Error correcte

westerly boundary lines of lands of said O'Tooles, Joseph Marcellis et ux and Harvey Langlois et ux; thence north 71 degrees 57 minutes east along a wire fence 235.4 feet to an iron pipe, which said iron pipe marks the place of beginning and is on the westerly side of seymour Street.

The above described premises are conveyed subject to the following easements:

- 1. Electric pole line easement described in a deed from Marshall J. and Christobel J. Armstrong to the Central Vermont Public Service Corporation dated September 10, 1952 and recorded in Book 53 at Page 13 of the Middlebury Land Records.
- 2. Sewer line easement described in a deed from E. A. and Columbus Smith to the Village of Middlebury dated August 29, 1894 and recorded in Book 31 at Page 226 of the Middlebury Land Records.
- 3. Sewer line easement described in a deed from Harriet J. Smith, Thomas E. Boyce, special administratrators of Columbus Smith Estate, to the Village of Middlebury dated Septmeber 20, 1911, and recorded in Book 34 at Page 657 of the Middlebury Land Records.

Parcel No. 2: The perpetual right and easement to dig for, lay, maintain and ropair a 24 inch sewer line in and under a strip of land twenty feet in width, the center line of said strip of land being described as follows: commencing at an iron pipe on the westerly side of Seymour Street which said iron pipe is 6.6 feet southerly of an iron post set in concrete which said post marks the southeast corner of lands of Winifred Begelow, thence north 82 degrees 40 minutes west a distance of 15.1 feet to the southerly boundary line of said Bieglow.

The lands herein conveyed are a part of the land and premises described in a deed from Origen S. Seymour and Horatio Seymour, trustees u/w/o Epapha Seymour, to Micheal Welch dated June 16, 1864 and recorded in Book 20 at Page 426 of the Middlebury Land Records, reference to which deed and its record, and all prior deeds and their records is hereby made. Reference is also hereby made to a Quit-Claim Deed from Marshall J. Armstrong and Christobel J. Armstrong to John T. Conley dated September 25, 1956 and recorded in Book 55 at Page 180 of the Middlebury Land Records and to a Quit-Claim Deed from John T. Conley to Christobel J. Armstrong dated October 1, 1956 and recorded in Book 55 at Page 181 of the Middlebury Land Records, said deeds being executed pursuant to Judgment Order of the Windsor County Court dated September 6, 1956 and recorded in Book 55 at Page 184 of the Middlebury Land Records.

Reference is also hereby made to a Survey Map made August 11, 1960 by Lee H. Lowell of the above conveyed lands and now on file in the Office of the Town Clerk of Middlebury.

Taxes for the calendar year 1961 on the property herein conveyed are to be propated between the parties to this deed.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said grantee, the Village of Middlebury, its successors and assigns, to their own use and behoof forever; and I the said Grantor, Christobel J. Armstrong, for myself and my heirs, executors and administrators, do covenant with the said Grantee, the Vjllage of Middlebury, it s successors and assigns, that until the ensealing of these present I am the sole owner of the premises, and have good right and title to convey the same in manner aforesaid, that they are free from every encumbrance, except as aforesaid; and I hereby engage to warrant and defend the same against all lawful claims whatever.

IN WITNESS WHEREOF, I hereunto set my hand and seal this 5th day of June, 1961.

IN PRESENCE OF:  
Phyllis J. Armstrong  
Edith Knott

Christobel J. Armstrong L.S.

\$6.60 in Documentary Stamps attached and canceled.

STATE OF VERMONT  
ADDISON COUNTY SS At Middlebury this 5th day of June, 1961 Christobel J. Armstrong personally appeared, and she acknowledged this instrument, by her sealed and subscribed, to be herfree act and deed.

Before me, Phyllis J. Armstrong  
Notary Public

Town Clerk's Office, Middlebury, Vermont this 5th day of June A.D., 1961 at 10:45 A  
Received for Record

Attest, Harry L. Culman  
Town Clerk.

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. CAUL TOWN Clerk of the TOWN  
of MIDDLEBURY, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of MIDDLEBURY, Route Number 88, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on AUGUST 4, 1971.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
SEE ATTACHED DEED FOR BUTTOLPH  
DEVELOPEMENT (PORTION)

and as shown on a Highway Map of the TOWN of Middlebury,  
dated AUGUST 4, 1971, and filed in Book 69 on Page 91 of the  
Records of the TOWN of Middlebury by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Earl Core  
Erwin W. Foster Board  
Paul Curran  
Edward Cole of  
John C. DePue  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 69 ON PAGE 91  
OF LAND RECORDS OF THE TOWN OF Middlebury  
ON THE 4 DAY OF AUGUST, 1971, AT 10:00 O'CLOCK, AM.

ATTEST: Kenneth W. Caul  
TOWN CLERK OF Middlebury VERMONT

monument in the southeasterly corner of Lot # 60;  
thence S 88° 43' 00" E 25.19 feet to a point in  
a roadway designated as Sunrise Avenue;  
thence S 81° 55' 00" E 25.19 feet to a concrete



W A R R A N T Y   D E E D

KNOW ALL MEN BY THESE PRESENTS, That We, Edward E. Buttolph and Barbara C. Buttolph, husband and wife, of Middlebury, in the County of Addison and State of Vermont, Grantors, in the consideration of Ten or More Dollars paid to our full satisfaction by the Town of Middlebury in the County of Addison and State of Vermont, Grantee, by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM, unto the said Grantee, Town of Middlebury, and its successors and assigns forever, a certain piece of land in Middlebury in the County of Addison and State of Vermont, described as follows, viz:

Being that portion of a road designated as Buttolph Drive, and all of the roadways designated as Swanage Court and Woodland Park in Section One of a development known as Buttolph Acres, as shown on a map entitled: "Buttolph Acres, Record Plan - Section I Middlebury, Vermont," said lands and premises hereby conveyed being more particularly described as follows:

Beginning at a point marked by a concrete monument set in the northerly edge of Monroe Street and the southeast corner of lands of Estate of Lillian Brayman;

thence N 4° 24' 00" E 134.13 feet to a concrete monument, set in the ground;

thence N 48° 55' 00" E 234.04 feet in the line of Lots No. 76 and 77 to a concrete monument, set in the ground;

thence N 48° 55' 00" E 26.81 feet to a point;

thence S 88° 43' 00" E 26.81 feet to a concrete monument in the southwesterly corner of Lot No. 59;

thence S 88° 43' 00" E 295.78 feet to a concrete monument in the southeasterly corner of Lot # 60;

thence S 88° 43' 00" E 25.19 feet to a point in a roadway designated as Sunrise Avenue;

thence S 81° 55' 00" E 25.19 feet to a concrete monument in the southwesterly corner of Lot # 22;



thence S 81° 55' 00" E 474.23 feet to a concrete monument in the southeasterly corner of Lot # 25;

thence N 08° 05' 00" E 310.20 feet to a concrete monument in the northeasterly corner of Lot # 26;

thence N 08° 05' 00" E 25.19 feet to a point in a proposed roadway;

thence N 18° 05' 00" E 25.19 feet to a concrete monument;

thence N 18° 05' 00" E 33.70 feet to a concrete monument in the southwest corner of a traffic circle (the center of the traffic circle is N 32° 33' 38" E and 40.00 feet from the last mentioned concrete monument);

thence along the circumference of the traffic circle in a clockwise direction, which said circumference is 40.00 feet from the aforescribed center point, 177.63 feet to a concrete monument in the southwesterly corner of Lot # 14;

thence S 18° 05' 00" W 89.00 feet to a concrete monument;

thence S 08° 05' 00" W 360.20 feet to a concrete monument;

thence S 24° 09' 00" W 181.13 feet to a concrete monument in the southwesterly corner of Lot # 9;

thence N 84° 17' 00" W 52.70 feet to a concrete monument in the southeasterly corner of Lot # 8;

thence N 24° 09' 00" E 157.38 feet to a concrete monument in the northeasterly corner of Lot # 8;

thence N 81° 55' 00" W 487.19 feet to a concrete monument in the northerly line of Lot # 5;

thence N 88° 43' 00" W 325.34 feet to a concrete monument located in the northwesterly corner of Lot # 2;

thence S 48° 55' 00" W 210.90 feet to a concrete monument in the southwesterly corner of Lot # 2;

thence S 04° 24' 00" W 113.13 feet to a concrete monument set in the northerly edge of Monroe Street and in the southwesterly corner of lands of Brayman Estate;

thence N 85° 36' 00" W 60.00 feet to the point of beginning.

Together with a ten-foot wide Pedestrian Walk located between Lot No. 10 and Lot No. 11 and leading from the westerly edge of Woodland Park to Battell Park.

Together with a twenty-foot drainage easement leading from Swanage Court through portions of Lots No. 3 and No. 4. Ten feet of said drainage easement would encumber the easterly boundary of

Lot No. 3 and ten feet of the easement would encumber the westerly boundary of Lot No. 4.

Together with all waterlines, hydrants, sewer lines, culverts and drains lying in and on the land herein conveyed.

It is a condition of this deed that the foregoing parcels are conveyed for public highway purposes, and the above utility lines are conveyed for public purposes, subject to any applicable Middlebury water and sewer regulations.

Grantors further convey any right, title and interest they may have in and to utility poles and lines which may lie within the land herein conveyed.

Should Grantors, their heirs, legal representatives and assigns, wish to extend the right of way designated as Woodland Park northerly from the traffic circle and should the Town of Middlebury approve and accept the said extension of Woodland Park, then the right, title and interest in and to that portion of the traffic circle, which is hereby conveyed and which would lie westerly of the then required right of way, shall revert to Grantors, their heirs, legal representatives and assigns.

TO HAVE AND TO HOLD all said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, Town of Middlebury, its successors and assigns, to its own use and behoof forever; And we the said Grantors, Edward E. Buttolph and Barbara C. Buttolph, for ourselves and our heirs, executors and administrators, do covenant with the said Grantee, Town of Middlebury, its successors and assigns, that until the ensembling of these presents, we are the sole owners of the premises, and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE; And we do hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever.

KARL W. NEUSE  
ATTORNEY AT LAW  
SOUTH PLEASANT STREET  
MIDDLEBURY, VERMONT

00763

IN WITNESS WHEREOF we hereunto set our hands and seals  
this 13<sup>th</sup> day of April A.D., 1971.

In Presence Of:

Karl W. Hemen

Edward E. Buttolph IS  
EDWARD E. BUTTOLPH

Barbara C. Buttolph

Barbara C. Buttolph IS  
BARBARA C. BUTTOLPH

STATE OF VERMONT )  
                          ) ss.  
COUNTY OF ADDISON )

At Middlebury this 13<sup>th</sup> day of April A.D., 1971, personally  
appeared Edward E. Buttolph and Barbara C. Buttolph, husband  
and wife, and they acknowledged this instrument by them sealed  
and subscribed to be their free act and deed.

Before me,

Karl W. Hemen  
NOTARY PUBLIC

Town Clerk's Office Middlebury, Vermont  
4 day of April A. D. 1971  
10 o'clock 00 Minutes P. M.  
Received and recorded in Vol. 69 Page 91  
Attest: Barbara C. Buttolph Town Clerk

Vermont Property Transfer Tax  
32 V.S.A. Chap. 231

ACKNOWLEDGMENT

Return Rec'd - Tax Paid - Board of Health Cert. Rec'd -  
Vt. Land Use & Devel. Bd.

Return No. [redacted]  
Signed: [Signature], Clerk  
Date: 5-4-71

1 V.S.A. § 317 (c) (6)

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. CAUL, Town Clerk of the TOWN  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of Middlebury, Route Number 90, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on August 4, 1971.

DESCRIPTION OF RIGHT-OF-WAY: Beginning

SEE ATTACHED DEED FOR BUTTOLPH  
DEVELOPMENT (PORTION)

and as shown on a Highway Map of the TOWN of MIDDLEBURY,  
dated August 4, 1971, and filed in Book 69 on Page 91 of the  
Records of the TOWN of Middlebury by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Earl Cone  
George W. Foster Board  
Paul Cayana  
Paul L. Hale of  
John C. Dejeu  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 69 ON PAGE 91  
OF LAND RECORDS OF THE TOWN OF Middlebury  
ON THE 4 DAY OF August, 1971, AT 10:00 O'CLOCK, AM.

ATTEST: Kenneth W. Caul  
TOWN CLERK OF Middlebury, VERMONT

monument in the southeasterly corner of Lot # 60;  
thence S 88° 43' 00" E 25.19 feet to a point in  
a roadway designated as Sunrise Avenue;  
thence S 81° 55' 00" E 25.19 feet to a concrete  
monument in the southwesterly corner of Lot # 22.

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That We, Edward E. Buttolph and Barbara C. Buttolph, husband and wife, of Middlebury, in the County of Addison and State of Vermont, Grantors, in the consideration of Ten or More Dollars paid to our full satisfaction by the Town of Middlebury in the County of Addison and State of Vermont, Grantee, by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM, unto the said Grantee, Town of Middlebury, and its successors and assigns forever, a certain piece of land in Middlebury in the County of Addison and State of Vermont, described as follows, viz:

Being that portion of a road designated as Buttolph Drive, and all of the roadways designated as Swanage Court and Woodland Park in Section One of a development known as Buttolph Acres, as shown on a map entitled: "Buttolph Acres, Record Plan - Section I Middlebury, Vermont," said lands and premises hereby conveyed being more particularly described as follows:

Beginning at a point marked by a concrete monument set in the northerly edge of Monroe Street and the southeast corner of lands of Estate of Lillian Brayman;

thence N 4° 24' 00" E 134.13 feet to a concrete monument, set in the ground;

thence N 48° 55' 00" E 234.04 feet in the line of Lots No. 76 and 77 to a concrete monument, set in the ground;

thence N 48° 55' 00" E 26.81 feet to a point;

thence S 88° 43' 00" E 26.81 feet to a concrete monument in the southwesterly corner of Lot No. 59;

thence S 88° 43' 00" E 295.78 feet to a concrete monument in the southeasterly corner of Lot # 60;

thence S 88° 43' 00" E 25.19 feet to a point in a roadway designated as Sunrise Avenue;

thence S 81° 55' 00" E 25.19 feet to a concrete monument in the southwesterly corner of Lot # 22;



thence S 81° 55' 00" E 474.23 feet to a concrete monument in the southeasterly corner of Lot # 25;

thence N 08° 05' 00" E 310.20 feet to a concrete monument in the northeasterly corner of Lot # 26;

thence N 08° 05' 00" E 25.19 feet to a point in a proposed roadway;

thence N 18° 05' 00" E 25.19 feet to a concrete monument;

thence N 18° 05' 00" E 33.70 feet to a concrete monument in the southwest corner of a traffic circle (the center of the traffic circle is N 32° 33' 38" E and 40.00 feet from the last mentioned concrete monument);

thence along the circumference of the traffic circle in a clockwise direction, which said circumference is 40.00 feet from the aforescribed center point, 177.63 feet to a concrete monument in the southwesterly corner of Lot # 14;

thence S 18° 05' 00" W 89.00 feet to a concrete monument;

thence S 08° 05' 00" W 360.20 feet to a concrete monument;

thence S 24° 09' 00" W 181.13 feet to a concrete monument in the southwesterly corner of Lot # 9;

thence N 84° 17' 00" W 52.70 feet to a concrete monument in the southeasterly corner of Lot # 8;

thence N 24° 09' 00" E 157.38 feet to a concrete monument in the northeasterly corner of Lot # 8;

thence N 81° 55' 00" W 487.19 feet to a concrete monument in the northerly line of Lot # 5;

thence N 88° 43' 00" W 325.34 feet to a concrete monument located in the northwesterly corner of Lot # 2;

thence S 48° 55' 00" W 210.90 feet to a concrete monument in the southwesterly corner of Lot # 2;

thence S 04° 24' 00" W 113.13 feet to a concrete monument set in the northerly edge of Monroe Street and in the southwesterly corner of lands of Brayman Estate;

thence N 85° 36' 00" W 60.00 feet to the point of beginning.

Together with a ten-foot wide Pedestrian Walk located between Lot No. 10 and Lot No. 11 and leading from the westerly edge of Woodland Park to Battell Park.

Together with a twenty-foot drainage easement leading from Swanage Court through portions of Lots No. 3 and No. 4. Ten feet of said drainage easement would encumber the easterly boundary of

CARL W. NEUSE  
ATTORNEY AT LAW

NY STREET  
VERMONT

Lot No. 3 and ten feet of the easement would encumber the westerly boundary of Lot No. 4.

Together with all waterlines, hydrants, sewer lines, culverts and drains lying in and on the land herein conveyed.

It is a condition of this deed that the foregoing parcels are conveyed for public highway purposes, and the above utility lines are conveyed for public purposes, subject to any applicable Middlebury water and sewer regulations.

Grantors further convey any right, title and interest they may have in and to utility poles and lines which may lie within the land herein conveyed.

Should Grantors, their heirs, legal representatives and assigns, wish to extend the right of way designated as Woodland Park northerly from the traffic circle and should the Town of Middlebury approve and accept the said extension of Woodland Park, then the right, title and interest in and to that portion of the traffic circle, which is hereby conveyed and which would lie westerly of the then required right of way, shall revert to Grantors, their heirs, legal representatives and assigns.

TO HAVE AND TO HOLD all said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, Town of Middlebury, its successors and assigns, to its own use and behoof forever; And we the said Grantors, Edward E. Buttolph and Barbara C. Buttolph, for ourselves and our heirs, executors and administrators, do covenant with the said Grantee, Town of Middlebury, its successors and assigns, that until the ensembling of these presents, we are the sole owners of the premises, and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE; And we do hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever.

CARL W. NEUSE  
ATTORNEY AT LAW

17 STATE  
BARNHART





CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Kenneth W. Caul, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the Town  
of Middlebury, Route Number 96, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on FEBRUARY 9, 1972.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
SEE ATTACHED DEED FOR  
STORRS AVE

and as shown on a Highway Map of the Town of Middlebury,  
dated \_\_\_\_\_, 19\_\_\_\_, and filed in Book 70 on Page \_\_\_\_\_ of the  
Records of the Town of Middlebury by the Town  
Clerk of said Town incorporated herein by reference  
and attested to on said map by said Town Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

East Care  
George W. Foster Board  
Paul Curran  
Thomas L. Bell of  
John C. Depina  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 70 ON PAGE \_\_\_\_\_  
OF LAND RECORDS OF THE TOWN OF Middlebury  
ON THE 9 DAY OF FEBRUARY, 1972 AT 3:10 O'CLOCK, P M.

ATTEST: Kenneth W. Caul  
Town Clerk of Middlebury, VERMONT

point of curvature; thence along a curve of 139.70 feet  
radius, 88.39 feet to a point of tangency; thence on a  
bearing of S 34° 56' E, 49.43 feet to a point on or near  
the northwesterly edge of South Main Street; thence along

WICK, DINSE  
& ALLEN  
ATTORNEYS AT LAW  
BURLINGTON, VERMONT

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. CAUL, TOWN Clerk of the TOWN  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of Middlebury, Route Number 96, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on FEBRUARY 9, 1976.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
SEE ATTACHED DEED FOR  
STORRS AVE

and as shown on a Highway Map of the TOWN of Middlebury,  
dated \_\_\_\_\_, 19\_\_\_\_, and filed in Book 70 on Page \_\_\_\_\_ of the  
Records of the TOWN of Middlebury by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1976.

East Care  
George W. Foster Board  
Paul Caraway  
James H. DePina of  
John G. DePina  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb 11, 1976.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 70 ON PAGE \_\_\_\_\_  
OF LAND RECORDS OF THE TOWN OF Middlebury  
ON THE 9 DAY OF FEBRUARY, 1976 AT 3:10 O'CLOCK, P M.

ATTEST: Kenneth W. Caul  
TOWN CLERK OF Middlebury VERMONT

point of curvature; thence along a curve of 139.70 feet  
radius, 88.39 feet to a point of tangency; thence on a  
bearing of S 34° 56' E, 49.43 feet to a point on or near  
the northwesterly edge of South Main Street; thence along

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS THAT

THE PRESIDENT AND FELLOWS OF MIDDLEBURY COLLEGE

of Middlebury in the County of Addison and State of Vermont,  
GRANTORS, in the consideration of TEN and MORE DOLLARS  
paid to their full satisfaction by

THE TOWN OF MIDDLEBURY, a municipal corporation, in the  
County of Addison and State of Vermont, GRANTEE, by these presents  
do freely GIVE, GRANT, SELL, CONVEY and CONFIRM unto the said  
GRANTEE, THE TOWN OF MIDDLEBURY, and its successors  
and assigns forever, a certain piece of land in the Town of  
Middlebury in the County of Addison and State of Vermont, described  
as follows, viz:

Beginning at a point in or near the southerly edge  
of the right of way of Franklin Street in the Town of  
Middlebury, Addison County, Vermont; said point of  
beginning being 142.52 feet on a bearing of S 86° 30' E  
from marble monument #2 described in the Indenture of  
Mortgage dated as of April 1, 1967, and recorded in  
Volume 63, Page 243, of the Middlebury Land Records from  
the Grantors herein to Chittenden Trust Company and shown  
on a "Plan of Land to be Mortgaged to United States of  
America" incorporated therein, drawn by Fred C. Koerner  
and dated February 22, 1968; said marble monument #2  
being set forth also on the "Plat of Portion of Storrs  
Avenue, Addison County, Village of Middlebury, Vermont,  
surveyed by Lee H. Lowell Land Surveyor dated December 3,  
1965" to which reference is made in said Indenture of  
Mortgage and which is recorded in Volume 5 of the Middlebury  
Village Records. Said point of beginning in or near the  
southerly edge of Franklin Street is also 77.43 feet on a  
bearing of N 28° 41' E from the northeasterly corner of  
the east rectangle of Science Center, Phase I; running  
thence on a bearing of S 1° 19' W, 400.54 feet to a  
point of curvature; thence along a curve of 139.70 feet  
radius, 88.39 feet to a point of tangency; thence on a  
bearing of S 34° 56' E, 49.43 feet to a point on or near  
the northwesterly edge of South Main Street; thence along

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS THAT

THE PRESIDENT AND FELLOWS OF MIDDLEBURY COLLEGE

of Middlebury in the County of Addison and State of Vermont,  
GRANTORS, in the consideration of TEN and MORE DOLLARS  
paid to their full satisfaction by

THE TOWN OF MIDDLEBURY, a municipal corporation, in the  
County of Addison and State of Vermont, GRANTEE, by these presents  
do freely GIVE; GRANT, SELL, CONVEY and CONFIRM unto the said  
GRANTEE, THE TOWN OF MIDDLEBURY, and its successors  
and assigns forever, a certain piece of land in the Town of  
Middlebury in the County of Addison and State of Vermont, described  
as follows, viz:

Beginning at a point in or near the southerly edge  
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from marble monument #2 described in the Indenture of  
Mortgage dated as of April 1, 1967, and recorded in  
Volume 63, Page 243, of the Middlebury Land Records from  
the Grantors herein to Chittenden Trust Company and shown  
on a "Plan of Land to be Mortgaged to United States of  
America" incorporated therein, drawn by Fred C. Koerner  
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Avenue, Addison County, Village of Middlebury, Vermont,  
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Village Records. Said point of beginning in or near the  
southerly edge of Franklin Street is also 77.43 feet on a  
bearing of N 28° 41' E from the northeasterly corner of  
the east rectangle of Science Center, Phase I; running  
thence on a bearing of S 1° 19' W, 400.54 feet to a  
point of curvature; thence along a curve of 139.70 feet  
radius, 88.39 feet to a point of tangency; thence on a  
bearing of S 34° 56' E, 49.43 feet to a point on or near  
the northwesterly edge of South Main Street; thence along

or near the northwesterly edge of South Main Street on a bearing of N 55° 04' E, 50.00 feet; thence on a bearing of N 34° 56' W, 49.43 feet to a point of curvature; thence along a curve of 89.70 feet radius 56.75 feet to a point of tangency; thence along a bearing of N 1° 19' E, 398.63 feet to a point on or near the southerly edge of Franklin Street; thence along or near the southerly edge of Franklin Street on a bearing of N 86° 30' W, 50.04 feet to the point of beginning.

Meaning hereby to convey a right of way above described for highway and pedestrian purposes in accordance with the terms of a certain agreement dated November 30, 1965, between the within Grantors and the then incorporated Village of Middlebury, Vermont, predecessor of the within Grantee, which agreement is hereby incorporated by reference herein. Said right of way to comprise a strip of land 50 feet in width connecting Franklin Street and South Main Street in said Town, and bounded on the north by the sideline of Franklin Street, on the south by the sideline of South Main Street, and on the east and west by lands of the within Grantors. Grantors specifically retain the right to run utility lines of any sort as presently existing or hereafter constructed through the right of way herein conveyed to connect its property on each side of the said right of way all as set forth in said Agreement hereinabove referred to.

Reference is hereby made to a certain right of way easement in favor of the Central Vermont Public Service Corporation for the establishment, maintenance and repair of utility poles within the boundaries of the above described parcel which easement is of record at Volume , Page , of the Town of Middlebury Land Records. Grantee agrees, by acceptance of this Deed, that in the event the roadway herein established shall at any time be discontinued as a public or town highway, the parcel herein conveyed shall revert to the within Grantors, its successors or assigns, and the said Grantee shall have no further right, claim, title or interest in the said parcel. The Grantee agrees that the right of way as above described and as constructed meets the requirements of the said agreement referred to above and that it shall not interfere in any way with the Grantors' rights as to parking automobiles thereon, all as set forth in said agreement.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said GRANTEE,

THE TOWN OF MIDDLEBURY and its successors and assigns, to their own use and behoof forever; and the said

GRANTORS, THE PRESIDENT AND FELLOWS OF MIDDLEBURY COLLEGE,  
themselves

and their successors and assigns, do covenant with  
the said GRANTEE,  
THE TOWN OF MIDDLEBURY, and its successors  
and assigns, that until the ensealing of these presents they  
are the sole owners of the premises, and have good right and title  
to convey the same in manner aforesaid, that they are free from  
every encumbrance, except as aforesaid;

AND THEY

hereby engage to WARRANT AND DEFEND the same against  
all lawfull claims whatever, except as aforesaid.

IN WITNESS WHEREOF, I have hereunto set my hand and seal  
as the duly authorized agent of the Grantor  
this *first* day of *November* A.D. 1969.

In Presence Of:

THE PRESIDENT AND FELLOWS OF  
MIDDLEBURY COLLEGE

*Carroll*  
*Walter E. Brooker*

By *L. Douglas Meredith* L.S.  
President

STATE OF VERMONT  
*ADDISON*

COUNTY, SS

At *Middlebury* in said

County this *First* day of *November* A.D. 1969,

L. DOUGLAS MEREDITH, President,

personally appeared, and he acknowledged this instrument, by him  
sealed and subscribed, to be his free act and deed and the free  
act and deed of MIDDLEBURY COLLEGE.

Before Me, *Betty D. Dunley*

Notary Public

THE UNDERSIGNED, Selectmen of the Town of Middlebury, hereby acknowledge their acceptance of the above described parcel as a public or town road of the said Town of Middlebury in accordance herewith, and in accordance with the Agreement dated November 30, 1965, hereinabove referred to.

SELECTMEN OF THE TOWN OF MIDDLEBURY  
VERMONT

BY:

Carl L. Case  
Thomas J. Shea  
Bernard R. Cole  
\_\_\_\_\_  
\_\_\_\_\_

Before me Pamela Vincent Field  
Notary Public

Middlebury Town Clerk's Office  
Received for Record

November 10, 1967

8:40 P.M.

[Signature]



THE UNDERSIGNED, Selectmen of the Town of Middlebury, hereby acknowledge their acceptance of the above described parcel as a public or town road of the said Town of Middlebury in accordance herewith, and in accordance with the Agreement dated November 30, 1965, hereinabove referred to.

SELECTMEN OF THE TOWN OF MIDDLEBURY  
VERMONT

BY:

Carl S. One

John D. [Signature]

Bernard K. Cole

\_\_\_\_\_  
\_\_\_\_\_

Before me Pamela Vincent Field  
Notary Public

Middlebury Town Clerk's Office  
Received for Record

November 10, 1967

8:40 P.M.

[Signature]

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. CAUL, TOWN Clerk of the TOWN  
of MIDDLEBURY, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of MIDDLEBURY, Route Number 87, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on NOVEMBER 10, 1967.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
SEE ATTACHED DEED FOR LENO  
DEVELOPEMENT ROAD # 87

and as shown on a Highway Map of the TOWN of Middlebury,  
dated November 19 67, and filed in Book 63 on Page 176 of the  
Records of the TOWN of Middlebury by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at MIDDLEBURY, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Earl F. Carr  
Harold W. Foster Board  
Ken Curran  
Donald G. Cole of  
John C. Deane  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 63 ON PAGE 176  
OF LAND RECORDS OF THE TOWN OF MIDDLEBURY  
ON THE 10 DAY OF November, 1967, AT 8:40 O'CLOCK, P M.

ATTEST: Kenneth W. Caul  
TOWN CLERK OF Middlebury, VERMONT

Before me Pamela Vincent Field  
Notary Public

Middlebury Town Clerk's Office  
Received for Record

November 10, 1967  
8:40 P.M.

## WARRANTY DEED

STANTON E. & HELEN M. LENO  
TO  
TOWN OF MIDDLEBURY

KNOW ALL MEN BY THESE PRESENTS THAT We, STANTON E. LENO and HELEN M. LENO, husband and wife, of Middlebury in the County of Addison and State of Vermont, grantors, in the consideration of TEN AND MORE Dollars paid to our full satisfaction by the TOWN OF MIDDLEBURY, a Municipal Corporation, organized under the laws of the State of Vermont, of Middlebury in the County of Addison and State of Vermont, Grantee, by these presents do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, the TOWN OF MIDDLEBURY and its successors and assigns forever, a certain piece of land in Middlebury in the County of Addison and State of Vermont, described as follows, viz:

BEING an extension of a right of way previously conveyed to the herein Grantee by Deed of the herein Grantors dated October 3, 1962, and recorded in Book 60 at Page 360 of the Middlebury Land Records. Said extension is more particularly described as a parcel of land 50 feet in width, the center line of which is as follows:

Commencing at a point in the northerly line of the aforementioned conveyance, which said point is S 65° 37' E a distance of 25 feet from the most southerly corner of lands now or formerly of one Shane, and N 28° 15' W a distance of 25 feet from the most westerly corner of lands now or formerly of one Banner; thence N 54° 16' E 67.5 feet to a point; thence S 79° 50' E 102.4 feet to a point; thence S 75° 27' E 118.0 feet to a point; thence S 87° 22' E 102.4 feet to a point in the westerly line of lands of the herein Grantors.

The Grantee herein covenants that the aforescribed land shall be used for highway purposes.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, the TOWN OF MIDDLEBURY, its successors and assigns, to their own use and behoof forever; And we, the said Grantors, STANTON E. LENO and HELEN M. LENO for ourselves and our heirs executors and administrators, do covenant with the said Grantee, the Town of Middlebury, its successors and assigns, that until the ensealing of these presents we are the sole owners of the premises, and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE;

and we hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever,

IN WITNESS WHEREOF, we hereunto set our hands and seals this 10th day of November, A. D. 1966.

Penelope J. Vincent

Stanton E. Leno IS

Pamela Vincent Field

Helen M. Leno IS

STATE OF VERMONT  
ADDISON COUNTY, SS.

At Middlebury this 10th day of November A. D. 1966 STANTON E. LENO and HELEN M. LENO, husband and wife, personally appeared, and they acknowledged this instrument, by them sealed and subscribed, to be their free act and deed.

Before me Pamela Vincent Field  
Notary Public

Middlebury Town Clerk's Office  
Received for Record

November 10, 1967 8:40 P.M.

Attest: Kenneth L. Cloutier  
TOWN CLERK

QUIT CLAIM DEED

GERALD CLOUTIER

TO

GEORGE DENNIS & JUDITH ALYCE O'BRIEN

KNOW ALL MEN BY THESE PRESENTS THAT I, Gerald Cloutier, of Middlebury in the County of Addison and State of Vermont Grantor, in the consideration

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Kenneth W. Caul, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the Town  
of Middlebury, Route Number 56, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on June 15, 1965.

DESCRIPTION OF RIGHT-OF-WAY: Beginning

See ATTACHED DEED FOR LENO DEVELOPEMENT  
ROAD # 56

and as shown on a Highway Map of the Town of Middlebury,  
dated June 13, 1965, and filed in Book 60 on Page 360 of the  
Records of the Town of Middlebury by the Town  
Clerk of said Town incorporated herein by reference  
and attested to on said map by said Town Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Earl E. Con  
Howard W. Foster Board  
Paul J. Curran  
Donald K. Dale of  
John D. Depina  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 60 ON PAGE 360  
OF LAND RECORDS OF THE Town OF Middlebury  
ON THE 15 DAY OF June, 1965, AT 11:20 O'CLOCK, A.M.

ATTEST: Kenneth W. Caul  
Town CLERK OF Middlebury VERMONT

Helen I. Baldwin  
Charles O. Adams

Stanton E. Leno L. S.  
Helen M. Leno L. S.  
L. S.

STANTON E. & HELEN M. LENO TO TOWN OR MIDDLEBURY

Know all Men by These Presents:

That we, Stanton E. Leno and Helen M. Leno, husband and wife, both of Middlebury in the County of Addison and State of Vermont Grantors, in the consideration of \*\*\*\*\*TEN AND MORE\*\*\*\*\* Dollars paid to our full satisfaction by Town of Middlebury, a municipal corporation

of Middlebury in the County of Addison and State of Vermont Grantee, by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, Town of Middlebury and its successors and assigns forever, a certain piece of land in Middlebury in the County of Addison and State of Vermont, described as follows, viz:

A parcel of land 50 feet in width the center line of which is described as follows: Commencing at a point in the center line of Vermont Route 116 where said Route adjoins premises of the herein Grantors said point being situate 51.2 feet southwesterly of a 20-inch pine tree, and also situate 49.1 feet northwesterly of a 24-inch pine tree, both of said trees are situated on Grantors' premises and near the easterly line of Vermont Route 116; thence S 65° 37' E, 261.3 feet; thence S 28° 15' E, 119.8 feet; thence S 80° 07' E, 175.0 feet.

The above described premises shall be used for highway purposes.

Any portions of the above lands that may be within the highway limits of Vermont Route 116 are conveyed by way of quitclaim deed only.

We give and in full said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, its successors

and we the said Grantors, and assigns, to their own use and behoof forever; and our heirs, executors and administrators, do covenant with the said Grantee, its successors

and assigns, that until the enselaling of these presents we are the sole owner of the premises, and ha good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE; and we do

hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever, except as aforesaid. In Witness Whereof we hereunto set our hands and seals this 3 day of October A. D. 19 62

IN PRESENCE OF

Helen I. Baldwin Stanton E. Leno L.S. Charles O. Adams Helen M. Leno L.S.

State of Vermont Addison County, ss. } At Middlebury, in said County this 3 day of October A. D. 19 62 Stanton E. Leno and Helen M. Leno

personally appeared, and they acknowledged this instrument, by them sealed and subscribed, to be their free act and deed. NO DOCUMENTARY STAMPS REQUIRED. BEFORE ME Charles O. Adams Notary Public.

Middlebury Town Clerk's Office June 15 A. D. 19 65, at 11 o'clock 20 minutes A. M. Received for record a Deed, of which the foregoing is a true copy. A True Record. Attest, Kenneth W. Carl Clerk.

I hereby certify that United States stamp to the amount of \$ were affixed to the foregoing instrument and were duly canceled. Attest: Clerk.

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. CAUL, TOWN Clerk of the TOWN  
of MIDDLEBURY, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of MIDDLEBURY, Route Number 85, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on JUNE 15, 1965, 1965.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
SEE ATTACHED DEED FOR CONES DRIVE

and as shown on a Highway Map of the TOWN of Middlebury,  
dated JUNE 15, 1965, and filed in Book 37 on Page 388 of the  
Records of the TOWN of Middlebury by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Carl F. Core  
Charles W. Foster Board  
Paul Larney  
Bruce H. Selby of  
John C. DePue Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
\_\_\_\_\_, 19\_\_\_\_.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 37 ON PAGE 388  
OF LAND RECORDS OF THE TOWN OF MIDDLEBURY  
ON THE 15 DAY OF JUNE, 1965, AT 11:20 O'CLOCK, A.M.

ATTEST: \_\_\_\_\_  
TOWN CLERK OF Middlebury VERMONT



# Know all Men by These Presents:

That Lyman C. Cone and Louise A. Cone, husband and wife

of Middlebury in the County of Addison and State of Vermont Grantors,  
in the consideration of \$310.00 and more Dollars  
paid to their full satisfaction by Town of Middlebury, a municipal corporation

of Middlebury in the County of Addison and State of Vermont Grantee,  
by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee,  
Town of Middlebury

and its successors and assigns forever, a certain piece of land in Middlebury in the  
County of Addison and State of Vermont, described as follows, viz:

Being a portion of the same lands and premises described in the deed  
of Edson W. and Marjorie A. Sessions to Lyman C. and Louise A. Cone, dated  
24 April 1963 and recorded in Book 59, page 5 of the Middlebury Land Records.

Meaning and intending to convey a fifty (50) foot strip of land for  
highway purposes, more particularly described as follows:

Commencing at a point marked by an iron pipe at the southerly edge of  
Vermont Route 116, sometimes called Ossee Street in East Middlebury, which  
said point is one hundred (100) feet westerly of the southwest corner of  
lands of George and Mary Scarborough and which is the southwest corner of  
lands of Evans E. and Cora R. Lutz; thence running in a straight line and  
100 Feet from and parallel to the westerly boundary line of lands of the  
said George and Mary Scarborough to a point marked by an iron pipe in the  
northline of lands of Edson W. and Marjorie A. Sessions; thence turning and  
running in a westerly direction in said north line of Sessions a distance of  
fifty (50) feet to an iron pipe; thence turning and running in a northerly  
direction in a straight line one hundred and fifty (150) feet from and  
parallel to the aforementioned westerly line of Scarboroughs to a point  
marked by an iron pipe at the southerly edge of Ossee Street; thence turning  
and running in an easterly direction in the southerly line of said Ossee  
Street a distance of fifty (50) feet, to the point or place of beginning.

To Have and to Hold said granted premises, with all the privileges and appurtenances thereof, to the said Grantee,  
Town of Middlebury

and its successors and assigns, to their own use and behoof forever;  
and we the said Grantors, Lyman C. Cone and Louise A. Cone

for for ourselves  
and our heirs, executors and administrators, do covenant with the said Grantee,  
Town of Middlebury

it successors heirs and assigns, that until the ensembling of these presents the sole owner  
of the premises, and ha good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY  
ENCUMBRANCE;

hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever.

In Witness Whereof we hereunto set our hands and seals this 8th day of October A.D. 1963

IN PRESENCE OF

Thos. Wm. Lynch

Wynn Underwood

Lyman C. Cone

Louise A. Cone

L.S.  
L.S.  
L.S.  
L.S.

State of Vermont  
Addison County, ss.

At Middlebury this 8th day of October A.D. 1963  
Lyman C. Cone and Louise A. Cone

personally appeared, and they acknowledged this instrument, by them sealed and subscribed, to be their  
free act and deed.

Before me, Thos. Wm. Lynch, Notary Public.

Middlebury Town Clerk's Office June 15, A.D. 1963, at 11 o'clock 20 minutes A.M.

Received for record a Deed, of which the foregoing is a true copy.

A True Record. Attest, *[Signature]* Clerk.

I hereby certify that United States stamp to the amount of \$ were affixed to the foregoing  
instrument and were duly canceled.

Attest: \_\_\_\_\_ Clerk.



CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. CAUL, TOWN Clerk of the TOWN  
of MIDDLEBURY, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of MIDDLEBURY, Route Number 91, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on FEBRUARY 15, 1966.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
SEE ATTACHED DEED FOR ROLLING ACRES

and as shown on a Highway Map of the TOWN of MIDDLEBURY,  
dated FEBRUARY 15, 1966, and filed in Book 61 on Page 237 of the  
Records of the TOWN of MIDDLEBURY by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at MIDDLEBURY, County of ADDISON and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Earl E. Lane  
Howard W. Foster Board  
Paul Murray  
Thomas C. Jeffrey of  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of MIDDLEBURY).

MIDDLEBURY, Vermont  
FEB 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 61 ON PAGE 237  
OF LAND RECORDS OF THE TOWN OF MIDDLEBURY  
ON THE 15 DAY OF FEBRUARY, 1966, AT 11:00 O'CLOCK, A. M.

ATTEST: Kenneth W. Caul  
TOWN CLERK OF MIDDLEBURY VERMONT

Know all Men by These Presents:

That We, Ernest Bourdon & Juliette Bourdon, husband and wife, both

of Middlebury in the County of Addison and State of Vermont Grantor, S. in the consideration of Ten and more Dollars paid to our full satisfaction by The Town of Middlebury, a municipal corporation of the State of Vermont

of Middlebury in the County of Addison and State of Vermont Grantee, S. by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, The Town of Middlebury a municipal corporation of the State of Vermont and its successors

and assigns forever, a certain piece of land in Middlebury in the County of Addison and State of Vermont, described as follows, vis: Being a parcel of land situate on the north side of Quarry Road, so-called, in the Town of Middlebury. Reference is hereby made to a survey map entitled 'Rilling Acres, Quarry Road' drawn by Lee Lowell, dated June 9, 1965, and filed with the Middlebury Land Records. The parcel of land herein conveyed is described on said map as a Right-of-Way and is more particularly described as follows: Beginning at a point marked by an iron pipe; which said point is in the northerly line of Quarry Road, so-called, in the Town of Middlebury and is the southwest corner of lands now or formerly of one LaRocque; thence N 06° 00' E. 385 feet to a point marked by an iron pipe; thence N 13° 10' E. 355 feet to a point marked by an iron pipe; thence N 14° 18' W. 127.8 feet to a point marked by an iron pipe; thence N 52° 01' W. 155.55 feet to a point marked by an iron pipe; thence N 79° 08' W. 79.5 feet to a point marked by an iron pipe; thence S 09° 09' W. 150.0 feet to a point marked by an iron pipe; thence S 06° 17' E. 422.45 feet to a point marked by an iron pipe; thence S 06° 00' W. 385.0 feet to a point in the northerly line of said Quarry Road which said point is marked by an iron pipe; thence S 84° 30' E 50.0 feet to a point marked by an iron pipe; thence N 06° 00' E. 389.95 feet to a point marked by an iron pipe; thence N 06° 17' W. 421.05 feet to a point marked by an iron pipe; thence N 09° 09' E. 91.70 feet to a point marked by an iron pipe; thence S 79° 08' E. 15.93 feet to a point marked by an iron pipe; thence S 52° 01' E. 126.40 feet to a point marked by an iron pipe; thence S 14° 18' E. 98.49 feet to a point marked by an iron pipe; thence S 13° 10' W. 345.90 feet to a point marked by an iron pipe; thence S 06° 00' E. 388.6 feet to a point marked by an iron pipe; thence along the northerly line of said Quarry Road S 84° 30' W. 50.0 feet to the point or place of beginning.

To Have and to Hold said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, The Town of Middlebury, a municipal corporation of the state of Vermont and its successors and we the said Grantor, Ernest and Juliette Bourdon, husband and wife, for ourselves and our heirs, executors and administrators, do covenant with the said Grantee, The Town of Middlebury, a municipal corporation of the State of Vermont, its successors

and assigns, that until the ensembling of these presents we are the sole owner of the premises, and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE; and we

hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever. In Witness Whereof we hereunto set our hand and seal this 23rd day of December A. D. 1965.

IN PRESENCE OF Carol Bianchi Ernest Bourdon L. S. Donald Ferland Juliette Bourdon L. S. L. S. L. S.

State of Vermont } At Middlebury this 23rd day of December A. D. 1965. Addison County, ss. } Ernest Bourdon and Juliette Bourdon

personally appeared, and they acknowledged this instrument, by them sealed and subscribed, to be their free act and deed. Before Me Carol Bianchi Notary Public. Middlebury Town Clerk's Office February 15, A. D. 1966, at 11 o'clock 00 minutes A. M.

Received for record a Deed, of which the foregoing is a true copy. A True Record. Attest, [Signature] Clerk. I hereby certify that United States stamp to the amount of \$ were affixed to the foregoing instrument and were duly canceled. Attest: Clerk.

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. CAUL, TOWN Clerk of the TOWN  
of MIDDLEBURY, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of MIDDLEBURY, Route Number 82, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on NOVEMBER 15, 1971.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
SEE ATTACHED DEED FOR COLONIAL DRIVE

and as shown on a Highway Map of the TOWN of MIDDLEBURY,  
dated NOVEMBER 15, 1971, and filed in Book 69 on Page 514 of the  
Records of the TOWN of MIDDLEBURY by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at MIDDLEBURY, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Earl F. Core  
Harold W. Foster Board  
Paul Curran  
Barbara A. G. G. G. of  
John C. DeShane  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of MIDDLEBURY).

MIDDLEBURY, Vermont  
Feb 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 69 ON PAGE 514  
OF LAND RECORDS OF THE TOWN OF MIDDLEBURY  
ON THE 15 DAY OF NOVEMBER, 1971, AT 4 O'CLOCK, P. M.

ATTEST: Kenneth W. Caul  
TOWN CLERK OF MIDDLEBURY VERMONT

Thence along an arc to the left, having a radius of 75.0  
feet and an angle of 76° 32' 100.65 feet to the point of  
tangent, being at station 6+66.89;

5

QUIT CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, That I, Philip L. Forrest, widower, of Middlebury, County of Addison, State of Vermont, GRANTOR, in consideration of ONE AND MORE DOLLARS paid to my full satisfaction by the Town of Middlebury, a municipal corporation organized and existing under the laws of the State of Vermont, GRANTEE, have REMISED, RELEASED, AND FOREVER QUITCLAIMED unto the said GRANTEE, the Town of Middlebury, all right and title which I, the said GRANTOR, Philip L. Forrest, or my heirs, have in and to a certain piece of land in Middlebury, County of Addison, State of Vermont, described as follows:

A fifty (50) foot right of way designated as "Colonial Drive" on a Survey Map drawn by Lee H. Lowell, Land Surveyor, dated November-December 1969, to be filed herewith in the Office of the Middlebury Town Clerk, said right of way being in part on the lands of the herein Grantor and in part on the lands of Cooperative Fire Insurance Association of Vermont.

The center line of said right of way is more particularly described on said Survey Map as follows:

Beginning at station 0+00 in the center line of a 50.0 foot right of way, being on or near the northwesterly edge of the right of way of Washington Street Extension, so-called, said station 0+00 bears N 56° 48' E 27.25 feet distant from an iron pipe that designates the northeasterly corner of Lot No. 1 in the Philip Forrest Development; so-called;

Thence N 56° 45' W to station 2+84.50, being a point of curve;

Thence along an arc to the right, having a radius of 75.0 feet and an angle of 90° 00', 117.83 feet to the point of tangent, being at station 4+02.33;

Thence N 33° 15' E 20.0 feet to a point of curve, being at station 4+22.33;

Thence along an arc to the right, having a radius of 75.0 feet and an angle of 76° 09' 99.68 feet to the point of tangent, being at station 5+22.01;

Thence S 70° 36' E 44.23 feet to a point of curve, being at station 5+66.24;

Thence along an arc to the left, having a radius of 75.0 feet and an angle of 76° 32' 100.65 feet to the point of tangent, being at station 6+66.89;

Thence N 32° 52' E 68.02 feet to a point in said center line, being at station 7+34.91, end of project, said point bears S 57° 08' E 25.0 distant from an iron pipe that designates the northeasterly corner of Lot No. 1 in the

MYLLIS I. ARMSTRONG  
LAWYER  
MIDDLEBURY  
VERMONT

"Chipman Hill Estates" Development, so-called, now owned by said Fire Insurance Association.

Also hereby conveyed is all the right and title of the Grantor in and to a six (6) inch transite sewer line, approximately 400 feet in length, located in and near the southerly edge of said right of way, as shown on said Survey Map, together with a ten (10) foot easement on each side of said sewer line where said sewer line does not lie in the right of way herein conveyed, for the purposes of repairing, maintaining, replacing and extending said sewer line.

This instrument is given by the Grantor to the Grantee for the purpose of complying with the Subdivision Regulations of the Town of Middlebury, adopted by the Middlebury Planning Commission on June 14, 1966.

TO HAVE AND TO HOLD all my right and title in and to said quit claimed premises, with appurtenances thereof, to the said GRANTEE, the Town of Middlebury, and its successors and assigns forever.

AND FURTHERMORE, I the said GRANTOR, Philip L. Forrest, do for myself and my heirs and executors and administrators, covenant with the said GRANTEE, the Town of Middlebury, and its successors and assigns, that from and after the ensealing of these presents, I the said GRANTOR, Philip L. Forrest, will have and claim no right in or to the said quit claimed premises.

IN WITNESS WHEREOF, I hereinto set my hand and seal this 15th day of January, 1970.

IN PRESENCE OF:

William Armstrong, Philip L. Forrest I.S.  
Terry Armstrong

STATE OF VERMONT

COUNTY OF ADDISON, SS.

At Middlebury in said County this

15th day of January, 1970, Philip L. Forrest personally appeared, and he acknowledged this instrument, by him signed and sealed, to be his free act and deed.

Before me, William Armstrong, NOTARY PUBLIC

HOLLIS I. ARMSTRONG  
LAWYER  
MIDDLEBURY  
VERMONT

Vermont Property Transfer Tax  
32 V.S.A. Chap. 231  
-ACKNOWLEDGMENT-  
Return Rec'd., Tax Paid, Board of Health Cert. Rec'd.,  
Vt. Land Use Cert. Rec'd.,  
Rec'd. No. [redacted]  
Recorded [redacted]  
Date [redacted]

Town Clerk's Office Middlebury, Vermont

15 day of JANUARY, A. D. 1970

7 o'clock P.M. Minutes

Received and recorded in Vol. 67 Page 519

Attest [redacted] Town Clerk

1 V.S.A. § 317 (c) (6)

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. CAUL, TOWN Clerk of the TOWN  
of MIDDLEBURY, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of MIDDLEBURY, Route Number 82, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on September 28, 1966.

DESCRIPTION OF RIGHT-OF-WAY: Beginning  
SEE ATTACHED DEEDS FOR COLONIAL DRIVE

and as shown on a Highway Map of the TOWN of MIDDLEBURY,  
dated September 28 1966, and filed in Book 62 on Page 121 of the  
Records of the TOWN of MIDDLEBURY by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Earl F. Core  
George W. Foster Board  
Paul Carney  
Donald H. Cole of  
John C. DePina  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of MIDDLEBURY).

MIDDLEBURY, Vermont  
Feb 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 62 ON PAGE 121  
OF LAND RECORDS OF THE TOWN OF MIDDLEBURY  
ON THE 28 DAY OF September, 1966, AT 9:30 O'CLOCK, A.M.

ATTEST: Kenneth W. Caul  
TOWN CLERK OF Middlebury VERMONT

IN WITNESS WHEREOF, we hereunto set our hands and seals this 14th day  
of September 1966.

IN PRESENCE OF



RIGHT OF WAY & EASEMENT AGREEMENT

ANDREW M. YAKEMORE  
AND  
J. RICHARD HAIGIS  
TO  
TOWN OF MIDDLEBURY

KNOW ALL MEN BY THESE PRESENTS that whereas Andrew M. Yakemore of Simsbury, Connecticut and J. Richard Haigis of Burlington, Vermont hereinafter called Grantors, are the holders of legal title to certain lands and premises located in the Town of Middlebury in the County of Addison and State of Vermont, and

WHEREAS the Town of Middlebury, a Municipal Corporation organized and existing under and by virtue of the laws of the State of Vermont, hereinafter called Grantee, desires to acquire a perpetual right of way and easement, as hereinafter more fully described, over and across said lands and premises, NOW THEREFORE, for and in consideration of ONE AND MORE DOLLARS paid by Grantee to Grantors, the receipt whereof is hereby acknowledged, Grantors hereby remise, release and forever quit-claim unto the Grantee, its successors and assigns all right and title which Grantors have in and to a strip of land located in the Town of Middlebury in the County of Addison and State of Vermont, and described as follows:

Being a strip of land consisting of the southerly 20 feet of lot #15 and of the southerly 7 feet of lots #1 and #19 as set forth on a Plan of Chipman Hill Estates drawn by Lee H. Lowell on 24 May 1966, a copy of said Plan being on file in the office of the Town Clerk, Middlebury, Vermont, meaning to incorporate said Plan herein by reference thereto for all purposes in further aid of the description of the strip of land, right of way and easement referred to herein.

Grantors also grant to Grantee a right of way and easement to the existing Village right of way as set forth on the above referred to Plan which lies southerly of Lots #1, #19 and #15.

Reference is also made to a deed from Leafia N. Kelsey to Grantors herein dated 25 August 1965 recorded in Book 60 at Page 357 of the Middlebury Land Records.

This right of way and easement is granted for future highway purposes only and Grantors reserve unto themselves and their heirs, executors, administrators successors and assigns the right to cross and recross said strip at such places as may be necessary in using the lands adjacent to said strip, provided such crossing and recrossing shall not interfere with the rights hereby conveyed.

Grantors hereby covenant that no building or any other structure or obstacle will be erected or placed within the limits of or upon said strip which, in the judgment of Grantee, its successors and assigns, might interfere with the exercise of the rights hereby conveyed.

TO HAVE AND TO HOLD the above granted rights and easements, with all privileges and appurtenances thereunto belonging, unto said Grantee, its successors and assigns forever. And furthermore, the said Grantors covenant with the said Grantee, its successors and assigns, that from and after the ensembling of these presents, the said Grantors will have and claim no right in or to the said Quit-claimed rights, privileges and easements.

IN WITNESS WHEREOF, we hereunto set our hands and seals this 14th day of September 1966.

IN PRESENCE OF

Carolyn W. Trudeau

Gerard Trudeau

Archie S. Mulhlin

Helen M. Ludorf

J. Richard Haigis LS

Andrew M. Yakemore LS



STATE OF VERMONT

ADDISON COUNTY, SS.

At Middlebury in said County this 14th day of September 1966, J. Richard Haigis, personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed.

Before me Carolyn W. Trudeau  
Notary Public

STATE OF Connecticut  
County of Hartford,

At Bloomfield, Conn. in said County this 22nd day of September 1966, Andrew M. Yakemore, personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed.

Before me Rocco D. Trocetro  
Notary Public  
(SEAL)

Middlebury Town Clerk's Office  
Received for Record

September 28, 1966 9:30 A.M.

Attest: Kenneth W. Paul  
TOWN CLERK

## WARRANTY DEED

ANDREW M. YAKEMORE  
AND  
J. RICHARD HAIGIS  
TO  
TOWN OF MIDDLEBURY

KNOW ALL MEN BY THESE PRESENTS THAT we, Andrew M. Yakemore of Simsbury, Connecticut and J. Richard Haigis of Burlington in the County of Chittenden and State of Vermont Grantors, in the consideration of ONE AND MORE Dollars paid to our full satisfaction by The Town of Middlebury, a Municipal Corporation organized and existing under and by virtue of of the laws of the State of Vermont of Middlebury in the County of Addison and State of Vermont Grantee, by these presents, do freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee and its successors and assigns forever, a certain piece of land in Middlebury in the County of Addison and State of Vermont, described as follows, viz:

Being a portion ONLY of the same land and premises conveyed to Grantors herein by deed of Leafia N. Kelsey dated 25 August 1965 recorded in book 60 at page 357 of the Middlebury Land Records, the portion hereby and herein conveyed being a strip of land of 50 feet in width extending from the northerly edge of an existing village right of way in a northeasterly and southeasterly direction through a development commonly known and referred to as "Chipman Hill Estates" to the northerly side of Washington Street Extension, said strip of land being commonly known and referred to as Colonial Drive, the exact metes and bounds and survey description of the strip of land hereby conveyed being set forth with particularity on a Plan of "Chipman Hill Estates" drawn by Lee H. Lowell dated 24 May 1966, a copy of said Plan being on file at the office of the Town Clerk, Middlebury, Vermont, meaning to incorporate said Plan herein by reference thereto for all purposes in further aid of the description of the strip of land hereby conveyed.

Meaning also to convey herein ONLY that portion of the southwest corner of lot #19 and the southeast corner of lot #1 contained within the circumference of the circle representing a turn-around area of said Colonial Drive as set forth in the above referred to Plan.

Grantors also hereby and herein convey to Grantee all existing water and sewer lines and systems which are now situate on, upon, under and within the 50' strip of land herein conveyed which is commonly known and referred to as Colonial Drive as set forth on the above referred to Plan.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee its successors and assigns, to their own use and behoof forever; And we the said Grantors for ourselves and our heirs, executors and administrators, do covenant with the said Grantee, its successors and assigns, that until the ensembling of these presents we are the sole owners of the premises, and have good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE;

We hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever,

IN WITNESS WHEREOF, we hereunto set our hands and seals this 14th day of September A. D. 1966

IN PRESENCE OF

Gerard Trudeau

J. Richard Haigis LS

Loretta M. Howard

Archie S. Mulhlin

Andrew M. Yakemore LS

Helen M. Ludorf

STATE OF VERMONT, )  
ADDISON COUNTY )

At Middlebury this 14th day of September A. D. 1966 J. Richard Haigis personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed.

Before me Gerard Trudeau  
Notary Public

STATE OF CONNECTICUT  
COUNTY OF HARTFORD, SS.

At Bloomfield, Conn. this 22 day of Sept. A. D. 1966 Andrew M. Yakemore personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed.

Before me Rocco D. Trocetro  
Notary Public  
(SEAL)

Middlebury Town Clerk's Office  
Received for Record

September 28, 1966 9:30 A.M.  
Attest: [Signature]  
TOWN CLERK

(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb. 11, 1972

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 68 ON PAGE 370 OF LAND RECORDS OF THE Town OF Middlebury ON THE 26 DAY OF MAY, 1971, AT 11:10 O'CLOCK, 2 P.M.

ATTEST: [Signature]  
Town CLERK OF Middlebury VERMONT

will use said lands and premises for a public highway,  
to wit, as an extension of Exchange Street.

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

KENNETH W. CAUL, TOWN Clerk of the TOWN  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the TOWN  
of Middlebury, Route Number 73, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on MAY 26, 1971.

DESCRIPTION OF RIGHT-OF-WAY: Beginning

~~Low Amherst~~  
Exchange St. Ext.

and as shown on a Highway Map of the TOWN of Middlebury,  
dated MAY 26, 1971, and filed in Book 68 on Page 370 of the  
Records of the TOWN of Middlebury by the TOWN  
Clerk of said TOWN incorporated herein by reference  
and attested to on said map by said TOWN Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this 8th day of FEBRUARY, A.D. 1972.

Earl Lane  
Board  
Paul Carrigan  
of  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of Middlebury).

Middlebury, Vermont  
Feb. 11, 1972.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 68 ON PAGE 370  
OF LAND RECORDS OF THE TOWN OF Middlebury  
ON THE 26 DAY OF MAY, 1971, AT 11:10 O'CLOCK, P.M.

ATTEST: Kenneth W. Caul  
TOWN CLERK OF Middlebury VERMONT

will use said lands and premises for a public highway,  
to wit, as an extension of Exchange Street.

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS That Agway, Inc., a Delaware corporation with its principal office at DeWitt, in the County of Onondaga, State of New York, Grantor, in the consideration of ONE (\$1.00) or more DOLLARS paid to its full satisfaction by Town of Middlebury, a municipal corporation, in the County of Addison, State of Vermont, Grantee, by these presents, does freely GIVE, GRANT, SELL, CONVEY AND CONFIRM unto the said Grantee, Town of Middlebury, and its successors and assigns forever, a certain piece of land in Middlebury in the County of Addison, State of Vermont, described as follows, viz:

Being all and the same lands and premises described in the deed of George H. and Joyce A. DeGray and Gerald S. and Loretta A. DeGray to Agway, Inc. dated 22 February 1971 and recorded in Book 68 at page 87 of the Middlebury Land Records, and in said deed more particularly described as follows:

"Commencing at a cement marker in the division line of lands of George H. and Joyce A. DeGray and lands of F.R. Churchill & Sons, Inc. Said cement marker is N 82°45' W, 203.09 feet from an iron pin which is N 83°43' W, 50.65 feet from the southeasterly corner of lands of said George H. and Joyce A. DeGray;

thence running N 82°45' W, 50.20 feet to a cement marker in the division line of lands of Gerald S. and Loretta A. DeGray and lands of Rogers Fuels, Inc. (formerly William R. Rogers);

thence running N 02°08' E, 388.07 feet to a cement marker in the division line of lands of George H. and Joyce A. DeGray and lands of Middlebury College;

thence running N 84°37' E, 50.43 feet to a cement monument;

thence running S 02°08' W, 399.15 feet to a cement monument, the place of beginning; containing 0.45 acres of land."

It is expressly understood by and between the Grantor and Grantee that by acceptance of this deed, Grantee will use said lands and premises for a public highway, to wit, as an extension of Exchange Street.

222  
FF  
37

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, Town of Middlebury, its successors and assigns, to their own use and behoof forever;

And the said Grantor, Agway, Inc., for itself and its successors and assigns, does covenant with the said Grantee, Town of Middlebury, its successors and assigns, that until the ensembling of these presents, it is the sole owner of the premises and has good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE;

And it does hereby engage to WARRANT AND DEFEND the same against all lawful claims whatever,

IN WITNESS WHEREOF, Agway, Inc. hereunto sets its hand and seal this 15<sup>th</sup> day of March A.D. 1971.

In Presence of:

Letitia Johnson  
Charlotte Luccardi

AGWAY, INC.  
By John E. Libby (Seal)  
its agent duly authorized

STATE OF NEW YORK )  
                                  ) ss.  
COUNTY OF ONANDAGA )

At DeWitt this 15<sup>th</sup> day of March A.D. 1971, John E. Libby, duly authorized agent of Agway, Inc., personally appeared, and he acknowledged this instrument, by him sealed and subscribed, to be his free act and deed and the free act and deed of Agway, Inc.

Before me, Elizabeth B. Corgel  
Notary Public

ELIZABETH B. CORGEL  
Notary Public, State of New York  
No. 55-0763350  
Qualified in Tompkins County  
Term Expires March 30, 1972

WOOD,  
KETCHAM  
AT LAW  
VERMONT

Town Clerk's Office Middlebury, Vermont  
26 day of May A.D. 1971  
1 o'clock 10 Minutes P.M.  
Received and recorded by Vol. 68 Page 310  
Attest: [Signature] Town Clerk

Vermont Property Transfer Tax:  
32 V.S.A. Chap. 233  
ACKNOWLEDGMENT  
Return Property Tax Paid to one of the following:  
1. Land Use & District in Middlebury  
Return to: [Signature]  
Date: 5-26-71

1 V.S.A. § 317 (c) (6)

DEPARTMENT OF HIGHWAYS  
TRANSMITTAL SLIP

OFFICE MEMORANDUM

T TO: Jim B. DATE 11/19/71  
F FROM: Wayne G.

ACTION

- Note & File
- Note & Return to Me
- Return with More Details
- Note & See Me About This
- Please Answer
- For Your Approval
- Per Our Conversation
- Prepare Reply for My Signature
- Take Appropriate Action
- Per Your Request
- Sign & Mail
- Sign & Return
- For Your Information
- Investigate & Report

*- one print each*

CC COMMENTS:

*Weybridge SA-4 0.42 (-0.05) rye Town map*  
*Middlebury V.C. SA-9 0.03 (+0.03) U.C.*  
Remeasurement Charges

HI HD 361 50M 7-69

*T-67, Middlebury V.C. should be selected S.T. to connect with Weybridge SA-4. per EJC.*

*and DHP marked map*

*NOV 9, 71*

*11/9/71*

HD-361 A 10M 12-68



(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont,

DEPARTMENT OF HIGHWAYS  
TRANSMITTAL SLIP

OFFICE MEMORANDUM

TO: *Don* DATE *11/1/71* *1 F*  
FROM: *Jim*

ACTION

- Note & File
- Note & Return to Me
- Return with More Details
- Note & See Me About This
- Please Answer
- For Your Approval
- Per Our Conversation
- Prepare Reply for My Signature
- Take Appropriate Action
- Per Your Request
- Sign & Mail
- Sign & Return
- For Your Information
- Investigate & Report

*we are print each*

COMMENTS:

*Large Town maps.*

*You may want to pass this along to Wayne if you agree T-67 should be S.A.*

*U.C.*

*Wayne looks as though it*

HD 341 50M

*should be to be consistent*

*T-67, Middlebury U.C. should be selected S.A. to connect with Weybridge SA-H. per EJC.*

*send DHP marked map*

*Nov. 9, 71*

HD-226 A 10M 12-66

*11/9/71*



(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont,



HIGHWAY DEPARTMENT

OFFICE MEMORANDUM

TO: WNT via EJC

FROM: AS

DATE: 11/9/71

SUBJECT:

Please get me one print each

of:

- ① Weybridge large town maps.
- ② Middlebury U.C.

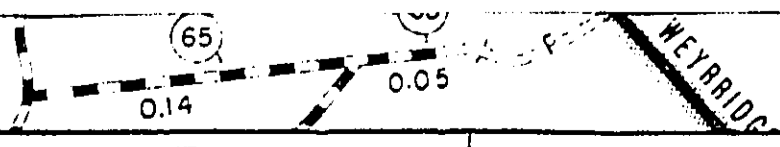
T-67, Middlebury U.C. should be  
 plotted S.H. to connect with  
 Weybridge S.A.-H. per EJC.

send DHP marked  
 map

11/9/71

11/9/71

HD-286 A 10M 12-68



(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont,

# CERTIFICATE OF HIGHWAY MILEAGE

FOR YEAR ENDING FEBRUARY 10, 1971

Fill out in triplicate and file with your Town Clerk on or before February 10, 1971

(Note sections of Vermont Statutes Annotated on reverse side of this sheet)

We, the Selectmen of the town of Middlebury, on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1961, Act No. 28, not including pent roads and trails, in this town for the year ending February 10, 1971 is as follows:

	MILEAGE IN TOWN (Outside of villages incorporated for highways)			MILEAGE IN VILLAGE (Incorporated for highways)			Total All Systems
	MIDDLEBURY						
	Town Highways	State Aid Highways	State Highways	Town Highways	State Aid Highways	State Highways	
PREVIOUS MILEAGE as shown March 15, 1970	35.91	19.088	16.824				71.822
HIGHWAYS ADDED Since March 15, 1970 ac- cording to statute. Explain under paragraph 1 below.	0.09						
SUB-TOTAL							
HIGHWAYS SUBTRACTED Since March 15, 1970 Those becoming untraveled, discon- tinued, legal trails or pent roads. Explain under para- graphs 2 and 3 below.							
TOTAL TRAVELED HIGHWAYS Feb. 10, 1971	36.00	19.088	16.824				71.912

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion", have been added since March 15, 1970.

Mae Clogg Court      0.09

2. We hereby certify that the following highways have been discontinued, or changed to trails or pent roads according to statute, since March 15, 1970 as substantiated by the attached copy of the proceedings:

3. We hereby certify that the following roads have become untraveled since March 15, 1970

SELECTMEN:

*Carl L. Lane*  
*John B. Jordan*  
*Paul Curran*

At Middlebury in the county of Windsor  
the 16 day of March, 1971 personally appeared

Selectmen of MIDDLEBURY  
and made oath to the truth of the foregoing affidavit by them subscribed.

Before me,

*Paul H. Crawford*  
Town Notary Public  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont, on or before March 15th.)

I, Kenneth H. Cuel, Clerk of the Town of Middlebury  
hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of Middlebury  
relating to highway mileage, filed and recorded at this office, 1971.

Attest:

*Kenneth H. Cuel*  
Town Clerk

DEPARTMENT OF HIGHWAYS  
TRANSMITTAL SLIP

TE OF COMPLETION AND OPENING  
IGHWAY FOR PUBLIC TRAVEL

TO: Benson DATE \_\_\_\_\_  
FROM: Shunk

Town Clerk of the Town  
Vermont.

ACTION

- Note & File
- Note & Return to Me
- Return with More Details
- Note & See Me About This
- Please Answer
- For Your Approval
- Per Our Conversation
- Prepare Reply for My Signature
- Take Appropriate Action
- Per Your Request
- Sign & Mail
- Sign & Return
- For Your Information
- Investigate & Report

.. Section 15, as amended, this is to certify  
tion(s) of highway in the Town  
\_\_\_\_\_, Route Number \_\_\_\_\_, was  
AVEL on \_\_\_\_\_, 19\_\_\_\_.  
: Beginning

COMMENTS:

*Handwritten notes in comments section, partially illegible.*

HD 361 90M 8-70

the Town of Middlebury,  
filed in Book On Feilage in Map of the Drawn  
Middlebury by the Town  
Survey incorporated herein by reference  
aid Town Clerk.

\_\_\_\_\_, County of Addison and  
\_\_\_\_ day of \_\_\_\_\_, A.D. 19\_\_\_\_.

Carl F. Cone  
Paul Cassius Board

[Signature] of  
Samuel Cole  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of \_\_\_\_\_).

Middlebury, Vermont  
\_\_\_\_\_, 19\_\_\_\_.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 17 ON PAGE 488  
OF Land RECORDS OF THE Town OF Middlebury  
ON THE 25 DAY OF Nov, 1970, AT 10 O'CLOCK, A M.

ATTEST: Kenneth W. Caud  
Town CLERK OF Middlebury VERMONT

Before me,

Kenneth W. Caud  
Town Clerk  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont,

CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

Kenneth W. Paul, Town Clerk of the Town  
of Middlebury, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended, this is to certify  
that the following described section(s) of highway in the Town  
of Middlebury, Route Number \_\_\_\_\_, was  
COMPLETED AND OPEN FOR PUBLIC TRAVEL on \_\_\_\_\_, 19\_\_.

DESCRIPTION OF RIGHT-OF-WAY: Beginning

and as shown on a Highway Map of the Town of Middlebury,  
dated \_\_\_\_\_, 19\_\_, and filed in Book En 7 on page in map of the Drawn  
Records of the Comm of Middlebury by the Town  
Clerk of said Town incorporated herein by reference  
and attested to on said map by said Town Clerk.

Dated at Middlebury, County of Addison and  
State of Vermont, this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 19\_\_.

Earl F. Cone  
Paul H. ... Board  
Edward R. Cole of  
Selectmen  
(Aldermen)  
(Trustees)

(and the Mayor of the City of \_\_\_\_\_).

Middlebury, Vermont  
\_\_\_\_\_, 19\_\_.

THE ABOVE IS A TRUE COPY OF DESCRIPTION OF SECTION(S) OF HIGHWAY COMPLETED  
AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 17 ON PAGE 488  
OF Land RECORDS OF THE Town OF Middlebury  
ON THE 25 DAY OF Nov, 1970, AT 10 O'CLOCK, A M.

ATTEST: Kenneth W. Paul  
Town CLERK OF Middlebury VERMONT

Before me, Kenneth W. Paul  
Town Clerk  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont,  
on or before March 15th.)

I, Kenneth W. Paul, Clerk of the Town of Middlebury  
hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of Middlebury  
relating to highway mileage, filed and recorded at this office Feb. 24, 1970.  
Attest Kenneth W. Paul  
Town Clerk

Mae Cliff Court

Beginning at the southerly edge of Cady Road, said point is also the northwesterly corner of lot #1 in the Mae Cliff Development; thence south 10° 23' 186.75 feet to the southwesterly corner of lot #1; thence south 10° 23' east 113.00 feet to the southwesterly corner of lot #2; thence south 10° 23' east 60.00 feet to a point; thence south 51° 58' east 30.60 feet to a point; thence south 15° 35' east 31.50 feet to the northwesterly corner of lot #4; thence south 21° 52' west 32.07 feet to the most westerly corner of lot #4; thence south 57° 18' west 28.10 feet to a point; thence south 85° 56' west 28.20 feet to a point; thence north 57° 20' west 28.01 feet to a point; thence north 26° 01' west 25.85 feet to a point; thence north 03° 29' east 25.85 feet to a point; thence north 34° 09' east 25.85 feet to a point; thence north 10° 23' west 60.00 feet to the north east corner of lot #6; thence north 10° 23' west 107.00 feet to the northeasterly corner of lot #7; thence north 10° 23' west 107.00 feet to the northeasterly corner of lot #8; thence north 18° 23' west 105.85 feet to the southerly edge of Cady Road; thence easterly along the southerly edge of Cady Road approximately 54 feet to the place of beginning.

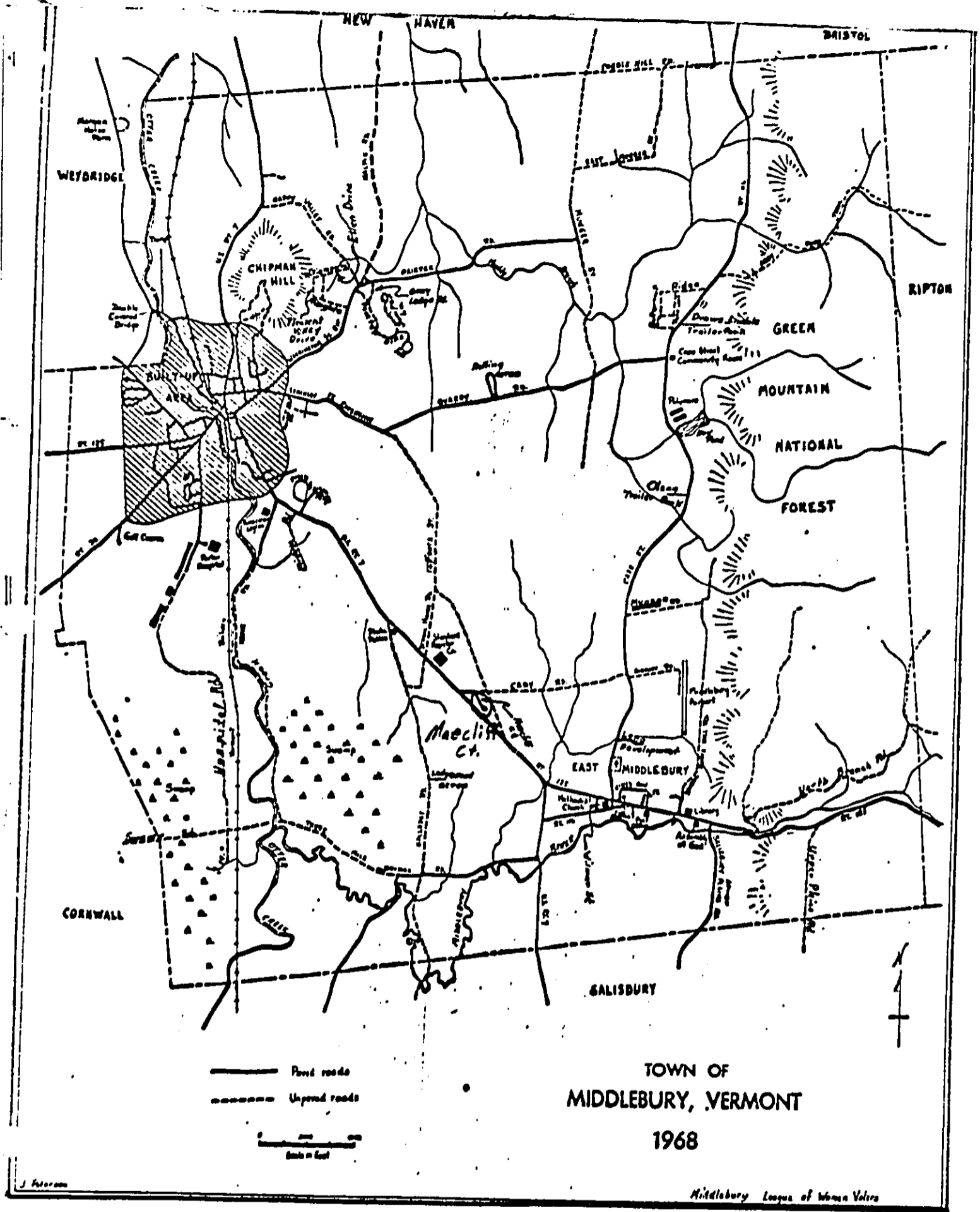
Length of Road - <sup>c.c.9</sup> .089 miles

Before me,

*Kenneth W. Paul*  
Town Clerk  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont, on or before March 15th.)

I, *Kenneth W. Paul*, Clerk of the Town of *Middlebury*,  
hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of *Middlebury*,  
relating to highway mileage, filed and recorded at this office *Feb. 24*, 1970.  
Attest *Kenneth W. Paul* Town Clerk



Before me,

*Kenneth W. Cull*  
 Town Clerk  
 (Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont, on or before March 15th.)

I, *Kenneth W. Cull*, Clerk of the Town of *Middlebury*, hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of *Middlebury* relating to highway mileage, filed and recorded at this office *Feb. 24*, 1970.

Attest: *Kenneth W. Cull*  
 Town Clerk

R. J. N.

April 7, 1971

Chairman, Board of Selectmen  
Town of Middlebury  
Middlebury, Vermont 05753

Gentlemen:

I am herewith returning a copy of the Certificate of Highway  
Mileage which you recently submitted.

This copy is for your records and should be retained in your  
files.

Sincerely,

R. J. Nicholls  
Highway Planning Engineer

By: James E. Bisson  
Administrative Assistant

RJN/JEB/sla  
Enc.  
cc: District Office  
Mapping Section

Before me,

*Kenneth W. Caud*  
Town Clerk  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont,  
on or before March 15th.)

I, *Kenneth W. Caud*, Clerk of the Town of *Middlebury*  
hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of *Middlebury*  
relating to highway mileage, filed and recorded at this office *Feb. 24*, 1970.

Attest *Kenneth W. Caud*  
Town Clerk



CR

# CERTIFICATE OF HIGHWAY MILEAGE

FOR YEAR ENDING FEBRUARY 10, 1970

Fill out in triplicate and file with your Town Clerk on or before February 10, 1970

(Note sections of Vermont Statutes Annotated on reverse side of this sheet)

We, the Selectmen of the town of Middlebury, on oath state that we have carefully measured all the traveled highways in this town and find that the total mileage of traveled highways according to Title 19, V.S.A. Sec. 15, amended 1961, Act No. 28, not including pent roads and trails, in this town for the year ending February 10, 1970, is as follows:

	MILEAGE IN TOWN (Outside of villages incorporated for highways)			MILEAGE IN VILLAGE (Incorporated for highways)			Total All Systems
	Town Highways	State Aid Highways	State Highways	Town Highways	State Aid Highways	State Highways	
PREVIOUS MILEAGE as shown March 15, 1969	35.91	19.088	16.824				71.822
HIGHWAYS ADDED Since March 15, 1969, ac- cording to statute. Explain under paragraph 1 below.							
SUB-TOTAL							
HIGHWAYS SUBTRACTED Since March 15, 1969. Those becoming untraveled, discon- tinued, legal trails or pent roads. Explain under para- graphs 2 and 3 below.							
TOTAL TRAVELED HIGHWAYS Feb. 10, 1970.							

1. We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion", have been added since March 15, 1969:

2. We hereby certify that the following highways have been discontinued, or changed to trails or pent roads according to statute, since March 15, 1969, as substantiated by the attached copy of the proceedings:

3. We hereby certify that the following roads have become untraveled since March 15, 1969:

SELECTMEN:

*Wm Underwood*  
*Paul Canara*  
*George W. Foster*  
*Alan J. Dru*

in the county of Windsor, 1970 personally appeared Wm Underwood,

At Middlebury  
the 24 day of Feb  
Paul J. Canara, George W. Foster, Alan J. Dru

Selectmen of Middlebury and made oath to the truth of the foregoing affidavit by them subscribed.

Before me,

*Kenneth W. Paul*  
Town Clerk  
(Write official title, as Notary Public)

(Town Clerk should fill out following and mail one white and one yellow copy to the Commissioner of Highways, Montpelier, Vermont, on or before March 15th.)

I, Kenneth W. Paul, Clerk of the Town of Middlebury hereby certify that the foregoing is a true copy of record of the certificate of the Selectmen of Middlebury relating to highway mileage, filed and recorded at this office Feb. 24, 1970.

Attest

*Kenneth W. Paul*  
Town Clerk

ANNUAL REVISION OF STATE AID HIGHWAYS - 1970  
TITLE 19, V.S.A., CHAPTER 1, SECTIONS 1 & 13  
SELECTION OF STATE AID HIGHWAYS

000.2

Town of Middlebury

County of Addison

Vt. Hwy. Dist. No. 5

Total S.A. Mileage 19.088

Important town highways as required by Title 19, V.S.A., Sections 1 & 13:

001.0

No. 1 1.528 miles

Beginning at the south end of State Highway on US 7 (Court Street),  
extending (Give direction) northerly over Court and North Pleasant Streets and including  
streets on the south and west sides of Court Square (US 7 southbound),  
ending at beginning of State Highway (being SACL for US 7).

000.2

No. 2 1.250 miles

Beginning at junction with SA 1 near Congregational Church,  
extending (Give direction) southwesterly,  
ending at beginning of State Highway (being SACL for VT 30).

001.2

No. 3 0.680 miles

Beginning at junction with SA 2 near Municipal Building,  
extending (Give direction) westerly,  
ending at beginning of State Highway - College Street (being SACL for VT 125).

001.2

No. 4 0.770 miles

Beginning at junction with SA 3 near Municipal Building,  
extending (Give direction) northwesterly,  
ending at Weybridge Town Line (Weybridge Street).

No. 5 0.900 miles

Beginning at junction with SA 1 near Chittenden Trust Company,  
extending (Give direction) northwesterly,  
ending at Weybridge Town Line (Seymore Street).

No. 6 4.280 miles

Beginning at junction with SA 1,  
extending (Give direction) northeasterly along Washington Street, Washington Street-Extension,  
Painter Road, and Mungers Street,  
ending at New Haven Town Line.

No. 7 3.500 miles.

Beginning at junction with SA 1,  
extending (Give direction) easterly along Seminary Street and Quarry Road,  
ending at intersection with VT 116.

No. 8 0.100 miles.

Beginning at junction with SA 1,  
extending (Give direction) westerly,  
ending at junction with SA 2 near Battell Block (Merchants Row).

No. 9 2.000 miles.

Beginning at US 7,  
extending (Give direction) southerly,  
ending at intersection with SA 10.

No. 10 2.120 miles.

Beginning at US 7 at Middlebury River,  
extending (Give direction) westerly and southerly,  
ending at Salisbury Town Line.

No. 11 0.700 miles.

Beginning at VT 125,  
extending (Give direction) southerly,  
ending at Salisbury Town Line.

We have this 2<sup>nd</sup> day of FEBRUARY, 1970, made the above selection which is to supersede and replace any and all selections made prior to this time.

*William Underwood*  
*Paul Bone*  
*Paul Carman*  
*George W. Heath*

Selectmen  
of the  
Town of

MIDDLEBURY

Effective March 15th 1970

Approved:

FEB 11 1970

*Chester F. Laythe*  
Chester F. Laythe  
District Highway Engineer

STATE HIGHWAY BOARD

*John Gray*  
Commissioner of Highways

TEN YEAR PLAN FOR SELECTION OF STATE AID HIGHWAYS - 1970  
TITLE 19, V.S.A., CHAPTER I, SECTION 13  
SELECTION OF STATE AID HIGHWAYS

92

Town of Middlebury  
County of Addison  
Vt. Hwy. Dist. No. 5  
Total S.A. Mileage 19.088

Important town highways as required by Title 19, V.S.A., Sections 1 & 13:

No. 12 1.260 miles.  
Beginning at junction with US 7,  
extending (Give direction) easterly,  
ending at junction with VT 116 near Middlebury Municipal Airport.

No. 2        miles.  
Beginning at         
extending (Give direction)         
ending at       

No. 3        miles.  
Beginning at         
extending (Give direction)         
ending at       

No. 4        miles.  
Beginning at         
extending (Give direction)         
ending at       

No. 5        miles.  
Beginning at         
extending (Give direction)         
ending at       

No. 6        miles.  
Beginning at         
extending (Give direction)         
ending at

No. 7 ..... miles.

Beginning at .....  
extending (Give direction) .....

ending at .....

No. 8 ..... miles.

Beginning at .....  
extending (Give direction) .....

ending at .....

No. 9 ..... miles.

Beginning at .....  
extending (Give direction) .....

ending at .....

No. 10 ..... miles.

Beginning at .....  
extending (Give direction) .....

ending at .....

No. 11 ..... miles.

Beginning at .....  
extending (Give direction) .....

ending at .....

We have this 2ND day of FEBRUARY, 1970, made the above selection which is to supersede and replace any and all selections made prior to this time.

*William Underwood*  
*Carl F. Gore*  
*Paul Caran*  
*George W. Foster*

Selectmen  
of the  
Town of  
Middlebury

Effective March 15th 1970

Approved:

..... 2-6-70 ....., 19 .....

*Chester F. Laythe*  
Chester F. Laythe  
District Highway Engineer

FEB 11 1970 ....., 19 .....

STATE HIGHWAY BOARD

*John Gray*  
Commissioner of Highways