

CERTIFICATE OF HIGHWAY MILEAGE FOR YEAR ENDING FEB. 10, 1992

Fill out the certificate, file a copy with the Town Clerk, and mail original to Vt. Agency of Transportation, Planning Division before February 10, 1992.

▶ IF NO CHANGES IN MILEAGE, OMIT PART I, CHECK BOX IN PART II, AND SIGN PART III ◀

PART I

DISTRICT 8

We, the Selectmen/Trustees/Aldermen of Hyde Park, Lamoille County on an oath state that the mileage of highways, according to Title 19, V. S. A., Sec. * 305, added 1985, 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, 1991	0.000	13.650	47.570	8.770	9.492	70.712
MILEAGE ADDED SINCE FEBRUARY 10, 1991 EXPLAIN UNDER (1) BELOW	0.000	0.000	1.040	0.000	0.000	1.040
SUB TOTAL	0.000	13.650	48.610	8.770	9.492	71.752
MILEAGE SUBTRACTED SINCE FEBRUARY 10, 1991 EXPLAIN UNDER (2) AND (3)	0	0	0	0	0	0
TOTAL HIGHWAY MILEAGE FEB. 10, 1992	0.000	13.650	48.610	8.770	9.492	71.752
SCENIC HIGHWAY MILEAGE (19 VSA 2502)						

DURING THE PAST YEAR THE FOLLOWING CHANGES HAVE OCCURRED.

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

The so-called Sterling View Road and Ebenezer Road have been added. Please see attached Selectboard's Certificate of Completion for both roads. 0.730 + 0.310

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

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

(4) SCENIC HIGHWAYS: 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.

PART II ■ CHECK BOX IF NO CHANGES IN MILEAGES

PART III

SELECTMEN/ALDERMEN/TRUSTEES SIGNATURES

Nancy Anderson Town Clerk

Town/City/Village CLERK SIGNATURE:

Kenneth A. Stacey
Harold Locke
William G. Brudman
Robert R. Jones

Gene A. Marceau, Jr.

attests

that this record of highway mileage was filed and recorded on Feb. 20, 1992.

Approved: _____

Representative, Agency of Transportation

Date

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

Title 19, V. S. A. Section 305
Added 1985

SEC. 305. MEASUREMENT OF HIGHWAYS

(a) A representative of the agency in the presence of the selectmen or their designee shall measure and inspect the class 1, 2 and 3 town highways in each town at least once every ten years. The agency shall notify the town when any highway, or portion of a highway, does not meet the standards for its assigned class. If the town fails, within one year, to restore the highway or portion of the highway to the accepted standard, or to reclassify, or to discontinue, or develop an acceptable schedule for restoring to the accepted standards, the agency for purposes of apportionment under section 306 of this title shall deduct the affected mileage from that assigned to the town for the particular class of the road in question.

(b) Annually, on or before February 10, the selectmen shall, after review by a representative of the agency, file with the town clerk a sworn statement of the description and measurements of all class 1, 2 and 3 town highways, then in existence, including any special designation such as a throughway or scenic highway. When class 1, 2 or 3 town highways are accepted, discontinued, or reclassified, a copy of the proceedings shall be filed in the town clerk's office and a copy shall be forwarded to the agency.

(c) The agency shall not accept any change in mileage until the records required to be filed in the town clerk's office by this section are received by the agency.

(d) The selectmen of any town who are aggrieved by a finding of the agency concerning the measurement, description or classification of a town highway may appeal to the board by filing a notice of appeal with the executive secretary of the board.

Title 19, V. S. A. Section 2502
Added 1985

Sec. 2502. TOWN SCENIC ROADS; DESIGNATION AND DISCONTINUANCE

(a) On recommendation of the planning commission of a municipality, or on the initiative of the legislative body of a municipality, a legislative body may, after one public hearing warned for the purpose, designate or discontinue any town highway or portion of a town highway as a town scenic highway. Such action by the legislative body may be petitioned by the registered voters of the municipality pursuant to the provisions of section 1973 of Title 24.

(b) A town scenic road may be reconstructed or improved in a manner consistent with the standards established by the transportation board, pursuant to section 425 of Title 10. A class 1, 2 or 3 scenic highway shall still be eligible to receive aid pursuant to the provisions of this title.

(c) The legislative body of a municipality may appeal for a variance from standards promulgated by the transportation board. In these appeals the board's decision shall be final.

RETURN TO: VERMONT AGENCY OF TRANSPORTATION
PLANNING DIVISION
133 STATE STREET
MONTPELIER, VERMONT 05633

POLOW AND POLOW

ATTORNEYS AT LAW

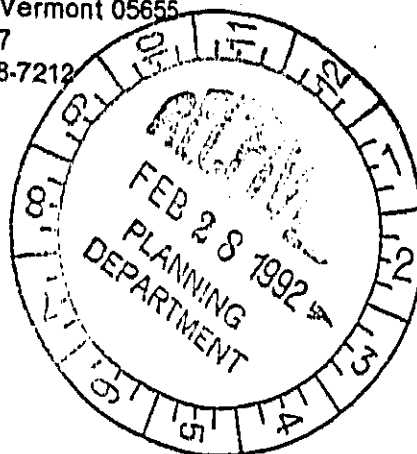
P. O. Box 130
Hyde Park, Vermont 05655
802-888-7707
Fax: 802-888-7212

David Polow
Graham H. Govoni

Of Counsel
Bertram Polow*

*Also admitted in New Jersey

February 27, 1992



Mr. Edward J. Chabot
Business Manager
Agency of Transportation
133 State Street
Administrative Building
Montpelier, Vermont 05633

RE: Town of Hyde Park Certificate of Highway Mileage

Dear Ed:

Enclosed please find the following:

1. Certificate of Highway Mileage for Year Ending February 10, 1992;
2. Selectboard's Return regarding the Sterling View Road;
3. Certificate of Completion and Opening of a Highway for Public Travel in connection with the Sterling View Road;
4. Selectboard's Return for the Ebenezer Place Road; and
5. Certificate of Completion for the Ebenezer Place Road.

Although the Sterling View Road documents do not yet have a book and page number, they were recorded on January 23, 1992 at 1:30 P.M. and 1:35 P.M. The Selectboard's Return was recorded first.

Thank you for your attention to this matter.

Sincerely,


David Polow

DP/lv

Enclosures

cc: Hyde Park Selectboard w/o enclosures



STATE OF VERMONT

TOWN OF HYDE PARK

LAMOILLE COUNTY, SS.

SELECTBOARD'S RETURN REGARDING
THE STERLING VIEW ROAD

On their own motion on June 5, 1990, the Selectboard for the Town of Hyde Park appointed July 11, 1990 at 7:30 P.M. at the Town Offices in the Town of Hyde Park, Vermont, as the time and place when they would hear persons interested in the laying out of a town highway that is commonly referred to as the Sterling View Road in the Town of Hyde Park, more particularly described as follows:

Being part of the same land and premises conveyed to Kenneth A. Harvey and Martha A. Harvey by the warranty deed of the Charles Barnett Wool Corporation dated June 3, 1987 and of record in Book 56 at Pages 168-170 of the Hyde Park Land Records.

Also being a part of the same land and premises conveyed to Kenneth A. Harvey and Martha A. Harvey by Pietertje Barnett, Trustee, dated July 11, 1986 and of record in Book 54 at Pages 203-205 of the Hyde Park Land Records.

Being a 50 foot wide roadway with a cul-de-sac at its terminus and centerline of said strip to be more particularly described as follows:

Beginning at a point in the easterly edge of easement of Vermont Route 15 which point lies in the centerline of a 50 foot wide strip of land bounded on the north by one Shedd and bounded on the south by one Bradley; thence along the centerline of said strip N 65 degrees 51' 47" E 136 feet +/- to a point of curvature of 390.00 foot radius curve to the right which point also bears S 54 degrees 38' 43" W 128.10 feet from an iron pin or near the corner of land of said Shedd and bears N 84 degrees 51' 08" W 79.84 feet from an iron pin on or near the corner of land of said Bradley; thence along or near the centerline of travelled way of an existing development roadway by the following courses; thence easterly 192.54 feet in said curve to its point of tangency; thence S 81 degrees 51' E 342.35 feet to a point; thence S 82 degrees 31' E 214.0 feet to a point; thence S 78 degrees 36' E 227.0 feet to a point, thence S 75 degrees 17' E 159.0 feet to a point at the intersection of said centerline of roadway with the centerline of travelled way of a sideroad; thence S 3 degrees 58' W 147.0 feet to a point at the intersection of said centerline of roadway with the centerline of travelled way of a sideroad; thence S 11 degrees 59' E 112.0 feet to a point at the intersection of said centerline of



roadway with the centerline of travelled way of two sideroads; thence S 88 degrees 01' E 192.61 feet to a point of curvature of a 190.00 foot radius curve to the left; thence northeasterly 207.26 feet in said curve to its point of tangency; thence N 29 degrees 29' E 118.15 feet to a point; thence N 56 degrees 22' E 282.0 feet to a point; thence N 46 degrees 46' E 251.0 feet to a point at the intersection of said centerline of roadway with the centerline of travelled way of a sideroad; thence S 45 degrees 00' E 72.0 feet to a point; thence S 37 degrees 01' E 120.54 feet to a point of curvature of a 50.00 foot radius curve to the left; the remainder of the courses may or may not follow along said centerline of roadway; thence southerly and easterly 76.50 feet in said curve to its point of tangency; thence N 55 degrees 19' E 171.97 feet to a point; thence N 70 degrees 25' 39" E 94.75 feet to a point; thence N 60 degrees 13' 54" E 96.58 feet to a point; thence N 28 degrees 07' 01" E 251.14 feet to a point; thence N 32 degrees 57' E 160.0 feet to a point in the center of a cul-de-sac with a 50 foot radius.

Bearings are based on a line whose bearing is magnetic as of 1979.

For further references see map entitled "Town Highway Dedication of Sterling View Road, Kenneth A. & Martha A. Harvey to Town of Hyde Park, Vermont, February 1990, Scale: 1" - 100'" done by the office of Charles Grenier, Consulting Engineer, P.C. of record in Map Book _____ at Page _____ of the Hyde Park Land Records.

The grantors reserve the right to construct, relay, repair and maintain any and all utilities and drives which may lie in the said 50 foot wide strip to be conveyed.

Notice of such hearing was given to the Planning Commission for the Town of Hyde Park, a copy was posted in the Town Offices, a copy was published in the News & Citizen, a newspaper of circulation in the area, in the October 10, 1991 issue and copies were sent to the following property owners and others listed in the premises over which the above-described town highway is proposed:

Town of Hyde Park
Surviva, Ltd.
Hyde Park Planning Commission
Roger J. and Joan M. Seyer
Douglas E. Lefebvre
Franklin Lamoille Bank
Vermont State Housing Authority
Town of Wolcott
Kendall W. and Heidi M. Shedd



At the time and place set forth in the notice, the Selectboard took testimony from the developer of the Sterling View Mobile Home Park, Kenneth Harvey, and other members of the public attending the hearing. The property owners, other interested parties, and other members of the public were given an opportunity to cross-examine these witnesses, to give testimony on their own behalf or to present their own witnesses.

After receiving the evidence, the Selectboard indicated on the record that they had inspected the site of the proposed highway. After consideration of the evidence and inspection of the premises, the Selectboard makes the following findings of fact:

1. The proposed highway to be laid out known as the Sterling View Road provides access from Vermont Route State Highway 15 to a mobile home park that predominantly provides mobile home lots for the elderly. The highway is to be laid out as shown on the survey map entitled "Town Highway Dedication of Sterling View Road, Kenneth A. & Martha A. Harvey to Town of Hyde Park, Vermont. February, 1990, Scale: 1" - 100' " done by the office of Charles Grenier, Consulting Engineer, P.C. of record in Map Book ____ at Page ____ of the Hyde Park Land Records.

2. The purpose of the project is to provide access from Vermont State Highway 15 to the mobile home park known as Sterling View.

3. The Sterling View Roadway has been constructed in conformance with the Town of Hyde Park Class III specifications.

4. The roadway was constructed with an adequate base.



5. The roadway was constructed with an adequate drainage system.

6. The roadway has been surveyed and the survey map has been recorded in the Hyde Park Land Records.

7. The Department of Transportation for the State of Vermont has inspected the roadway and certified that its construction has met Class III specifications.

8. The laying out of this town highway will help keep lot rents affordable in the Sterling View Mobile Home Park.

9. The public good, necessity and convenience of the inhabitants of the Town of Hyde Park are best served by the establishment of the proposed new highway.

NOW, THEREFORE, it is ordered that the public good, necessity and convenience of the inhabitants of the Town of Hyde Park require that the aforementioned proposed laying out of the town highway, be laid out and altered accordingly, and that the above-described land as depicted on the above-referenced warranty deed and survey map be accepted by the Town of Hyde Park as a town highway.

Dated at Hyde Park, Vermont.

Stephanie Bourdeau
Merill Locke
Selectboard, Town of
Hyde Park



STATE OF VERMONT

LAMOILLE COUNTY, SS.

TOWN OF HYDE PARK

CERTIFICATE OF COMPLETION AND
OPENING OF A HIGHWAY FOR PUBLIC TRAVEL

Pursuant to 19 V.S.A. Section 715, as amended in 1985, this is to certify that the following described section of a Class III highway in the Town of Hyde Park was completed and opened for public travel on January 8, 1992.

DESCRIPTION OF RIGHT OF WAY

Reference is made to the description of the right of way as more particularly noted in the Selectboard's Return in connection with the so-called Sterling View Highway previously recorded in the Hyde Park Land Records. Reference is also made to a survey map entitled "Town Highway Dedication of Sterling View Road, Kenneth A. & Martha A. Harvey to Town of Hyde Park, Vermont. February, 1990, Scale: 1" - 100'" done by the office of Charles Grenier, Consulting Engineer, P.C. recorded in the Hyde Park Land Records.

Dated at Hyde Park, Vermont, this 8th day of January, 1992.

Stephanie Brubaker
Merill Locke
Selectboard, Town of
Hyde Park

The above is a true copy of the description of a Class III highway completed and open for public travel, recorded in Book _____ at Page _____ of the Hyde Park Land Records on the _____ day of _____, 199____ at _____ o'clock _____ .M.

Attest: _____
Gary Anderson, Clerk
Town of Hyde Park



STATE OF VERMONT

LAMOILLE COUNTY, SS.

TOWN OF HYDE PARK

SELECTBOARD'S RETURN

On their own motion on August 26, 1991, the Selectboard for the Town of Hyde Park appointed October 2, 1991 at 7:30 P.M. at the Town Offices of the Town of Hyde Park, Vermont as the time and place when they would hear persons interested in the laying out of a town highway commonly referred to as the Ebenezer Place Roadway in the Town of Hyde Park, more particularly described as follows:

Being a part of the same land and premises conveyed to Allie and Aline Ring by the warranty deed of James and Virginia Vanderbeck dated May 18, 1976 and of record in Book 42 at Pages 540-541 of the Hyde Park Land Records and being further described as follows:

Beginning at a point on the westerly side of Vermont Route #100 approximately one mile south of the North Hyde Park Village;

Thence N 61 degrees 10' 46" W a distance of 267.86 feet to a point which is a point of curvature;

Thence in a circular curved line with a left deflection angle of 56 degrees 11' 28" and a radius of 225.00 feet, a distance of 220.66 feet to a point which is the point of tangency;

Thence S 62 degrees 37' 46" W a distance of 303.04 feet to a point which is a point of curvature;

Thence in a circular curved line with a right deflection angle of 66 degrees 57' 41" and a radius of 75.00 feet, a distance of 87.65 feet to a point of tangency;

Thence N 50 degrees 24' 21" W a distance of 272.21 feet to a point which is the point of curvature;

Thence in a circular curved line with a left deflection angle of 24 degrees 11' 38" and a radius of 850.00 feet, a distance of 358.93 feet to a point which is a point of compound curvature;

Thence in a circular curve with a left deflection angle of 245 degrees 17' 37" and a radius of 50.00 feet, a distance of 214.06 feet to a point which is a point of reverse curvature;



Thence in a circular curved line with a right deflection angle of 70 degrees 42' 34" and a radius of 30.00 feet, a distance of 37.02 feet to a point of compound curvature;

Thence in a circular curved line with a right deflection angle of 18 degrees 46' 41" and a radius of 800.00 feet, a distance of 262.19 feet to a point which is a point of tangency;

Thence S 50 degrees 24' 21" E a distance of 272.21 feet to a point which is a point of curvature;

Thence in a curved line with a left deflection angle of 66 degrees 57' 41" and a radius of 125.00 feet, a distance of 146.09 feet to a point of tangency;

Thence N 62 degrees 37' 46" E a distance of 303.04 feet to a point which is a point of curvature;

Thence in a circular curved line with a right deflection angle of 56 degrees 11' 28" and a radius of 175.00 feet, a distance of 171.63 feet to a point which is a point of tangency;

Thence S 61 degrees 10' 46" E a distance of 282.33 feet to a point in the westerly side of Vermont Route #100;

Thence N 12 degrees 40' 53" E a distance of 52.05 feet to the point of beginning.

Hereby meaning to describe a parcel of land of 1.87 acres which is a 50 foot right of way and cul de sac within the subdivision known as Ebenezer's Place and as depicted on a survey entitled "Plat Showing Survey of a Portion of Land of Allie C. & Aline Ring, Hyde Park, Vermont" prepared by Shiretown Engineering, Morrisville, Vermont and of record in Map Book III at Page 73 of the Hyde Park Land Records.

The grantors reserve the right to construct, relay, repair and maintain any and all utilities and drives which may lie within the 50 foot wide right of way being conveyed herein.

Notice of such hearing was given to the Planning Commission for the Town of Hyde Park, a copy was posted in the Town Offices, a copy was published in the News & Citizen, a newspaper of general circulation in the area, in the August 29, 1991 issue and copies were sent to the following property owners and others listed in the premises over which the above-described town highway is proposed:

Alton L. and Louise A. Smith
Franklin Lamaille Bank

251 70 + 2500 + 18 1/2 + 1 1/2

= 2008 5



Town of Hyde Park
Hyde Park Planning Commission
Allie and Aline Ring

At the time and place set forth in the notice, the Selectboard took testimony by David Ring, an engineer, and other members of the public attending the hearing. The property owners, other interested parties and other members of the public were given an opportunity to cross-examine the witnesses, to give testimony on their own behalf and to present their own witnesses.

After consideration of the evidence and noting that they had inspected the proposed highway, the Selectboard makes the following findings of fact:

1. The proposed highway to be laid out known as the Ebenezer Place Roadway provides access from Vermont State Highway 100 to a proposed 14 lot moderate income housing development owned by Allie and Aline Ring.
2. The lots are all to be residential in nature.
3. The Ebenezer Place Roadway has been constructed in conformance with the Town of Hyde Park Class III road specifications.
4. The roadway was constructed with an adequate base.
5. The roadway was constructed with an adequate drainage system.
6. The roadway has been surveyed and the survey map has been recorded in the Hyde Park Land Records.
7. The Department of Transportation for the State of Vermont has inspected the roadway and certified that its construction has met Class III specifications.



8. The public good, necessity and convenience of the inhabitants of the Town of Hyde Park are best served by the establishment of the proposed Ebenezer Place Roadway.

NOW, THEREFORE, it is ordered that the public good, necessity and convenience of the inhabitants of the Town of Hyde Park require that the aforementioned proposed laying out of the Ebenezer Place Roadway, be laid out accordingly, and that the above-described land be accepted from Allie and Aline Ring for the purposes noted above. It is further ordered that the Town of Hyde Park shall have no duty to maintain or snow plow the above-described roadway until such time that seven of the lots in the proposed development as depicted on the recorded survey map are substantially completed with structures constructed thereon. Until such time that seven structures are substantially completed, Allie and Aline Ring will be solely responsible for the road maintenance and snow plowing.

Dated at Hyde Park, Vermont, this 11 day of December, 1991.

Stephanie Bourdeau

Robert B. Jones

Gene A. [unclear]

Merrill Lockey

Ronald A. [unclear]

Selectboard, Town of
Hyde Park



STATE OF VERMONT

LAMOILLE COUNTY, SS.

TOWN OF HYDE PARK

CERTIFICATE OF COMPLETION AND
OPENING OF A HIGHWAY FOR PUBLIC TRAVEL

Pursuant to 19 V.S.A. Section 715, as amended in 1985, this is to certify that the following described section of a Class III highway in the Town of Hyde Park was completed and opened for public travel on December 11, 1991.

DESCRIPTION OF RIGHT OF WAY

Reference is made to a description of the highway as more particularly described in the Selectboard's Return filed in the Hyde Park Land Records and a survey map entitled "Plat Showing Survey of a Portion of Land of Allie C. & Aline Ring, Hyde Park, Vermont" prepared by Shiretown Engineering, Morrisville, Vermont and recorded in Map Book III at Page 73 of the Hyde Park Land Records.

Dated at Hyde Park, Vermont, this 11th day of December, 1991.

[Signature]
[Signature]
[Signature]
[Signature]
[Signature]
Selectboard, Town of
Hyde Park

The above is a true copy of the description of a Class III highway completed and opened for public travel, recorded in Book 66 at Page 217-221 of the Hyde Park Land Records on the 13 day of December, 1991 at 3:20 o'clock P. M.

Attest, [Signature]
Gary Anderson, Clerk
Town of Hyde Park



CERTIFICATE OF HIGHWAY MILEAGE FOR YEAR ENDING FEB. 10, 1991

Fill out the certificate, file a copy with the Town Clerk, and mail original to
Vt. Agency of Transportation, Planning Division before February 10, 1991.

▶ IF NO CHANGES IN MILEAGE, OMIT PART I, CHECK BOX IN PART II, AND SIGN PART III. ◀

PART I

DISTRICT 8 + 6

We, the Selectmen/Trustees/Aldermen of Hyde Park, Lamoille County
on an oath state that the mileage of highways, according to Title 19, V. S. A., Sec. * 305,
added 1985, 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, 1990	0.000	13.650	47.570	8.770	9.492	70.712
MILEAGE ADDED SINCE FEBRUARY 10, 1990 EXPLAIN UNDER (1) BELOW						
SUB TOTAL						
MILEAGE SUBTRACTED SINCE FEBRUARY 10, 1990 EXPLAIN UNDER (2) AND (3)						
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SCENIC HIGHWAY MILEAGE (19 VSA 2502)						

DURING THE PAST YEAR THE FOLLOWING CHANGES HAVE OCCURRED.

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

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

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

(4) SCENIC HIGHWAYS: 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.

PART II . CHECK BOX IF NO CHANGES IN MILEAGES.

PART III

SELECTMEN/ALDERMEN/TRUSTEES
SIGNATURES

Ronald A. Lamer
Sophane Bonald
Messill Locke

Town/City/Village Hyde Park CLERK SIGNATURE:

Mary Anderson attests that this record of highway mileage was filed and recorded on February 8, 1991.

Approved: *Vail C. Leach*
Representative, Agency of Transportation

2-15-91
Date

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

Title 19, V. S. A. Section 305
Added 1985

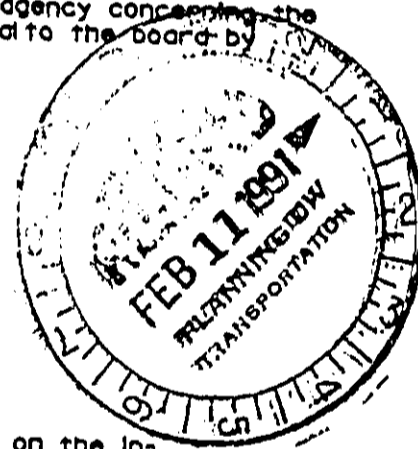
SEC. 305. MEASUREMENT OF HIGHWAYS

- (a) A representative of the agency in the presence of the selectmen or their designee shall measure and inspect the class 1, 2 and 3 town highways in each town at least once every ten years. The agency shall notify the town when any highway, or portion of a highway, does not meet the standards for its assigned class. If the town fails, within one year, to restore the highway or portion of the highway to the accepted standard, or to reclassify, or to discontinue, or develop an acceptable schedule for restoring to the accepted standards, the agency for purposes of apportionment under section 306 of this title shall deduct the affected mileage from that assigned to the town for the particular class of the road in question.
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- (c) The agency shall not accept any change in mileage until the records required to be filed in the town clerk's office by this section are received by the agency.
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Title 19, V. S. A. Section 2502
Added 1985

Sec. 2502. TOWN SCENIC ROADS; DESIGNATION AND DISCONTINUANCE

- (a) On recommendation of the planning commission of a municipality, or, on the initiative of the legislative body of a municipality, a legislative body may, after one public hearing warned for the purpose, designate or discontinue any town highway or portion of a town highway as a town scenic highway. Such action by the legislative body may be petitioned by the registered voters of the municipality pursuant to the provisions of section 1973 of Title 24.
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- (c) The legislative body of a municipality may appeal for a variance from standards promulgated by the transportation board, in these appeals the board's decision shall be final.



RETURN TO: VERMONT AGENCY OF TRANSPORTATION
DEPARTMENT OF PLANNING AND PRECONSTRUCTION
PLANNING DIVISION
133 STATE STREET
MONTPELIER, VERMONT 05602

CERTIFICATE OF HIGHWAY MILEAGE FOR YEAR ENDING FEB. 10, 1990

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▶ IF NO CHANGES IN MILEAGE, OMIT PART I, CHECK BOX IN PART II, AND SIGN PART III. ◀

PART I

DISTRICT 8/6

We, the Selectmen/Trustees/Aldermen of Hyde Park, Lamoille County on an oath state that the mileage of highways, according to Title 19, V. S. A., Sec. * 305, added 1985, is as follows:

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SCENIC HIGHWAY MILEAGE (19 VSA 2502)						

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T-87 0.410 mi. Class 3

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

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

(4) SCENIC HIGHWAYS: 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.

PART II CHECK BOX IF NO CHANGES IN MILEAGES.

PART III

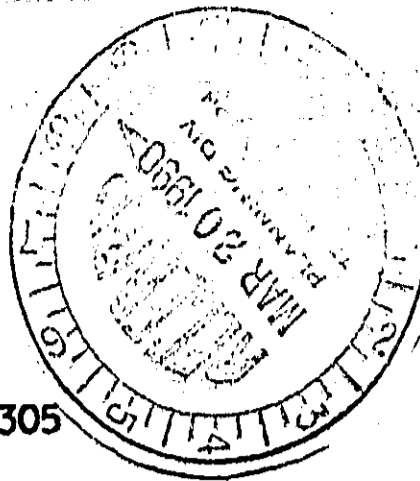
SELECTMEN/ALDERMEN/TRUSTEES
SIGNATURES

Merrill E. Locke
Paul A. M... ..
St... ..

Town/City/Village/CLERK SIGNATURE: Nancy S. Anderson attests that this record of highway mileage was filed and recorded on 3/9/90, 1990.

Approved: Wilson K. Wheatley III 3.23.90
Representative, Agency of Transportation Date

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



**Title 19, V. S. A. Section 305
Added 1985**

SEC. 305. MEASUREMENT OF HIGHWAYS

(a) A representative of the agency in the presence of the selectmen or their designee shall measure and inspect the class 1, 2 and 3 town highways in each town at least once every ten years. The agency shall notify the town when any highway, or portion of a highway, does not meet the standards for its assigned class. If the town fails, within one year, to restore the highway or portion of the highway to the accepted standard, or to reclassify, or to discontinue, or develop an acceptable schedule for restoring to the accepted standards, the agency for purposes of apportionment under section 306 of this title shall deduct the affected mileage from that assigned to the town for the particular class of the road in question.

(b) Annually, on or before February 10, the selectmen shall, after review by a representative of the agency, file with the town clerk a sworn statement of the description and measurements of all class 1, 2 and 3 town highways, then in existence, including any special designation such as a throughway or scenic highway. When class 1, 2 or 3 town highways are accepted, discontinued, or reclassified, a copy of the proceedings shall be filed in the town clerk's office and a copy shall be forwarded to the agency.

(c) The agency shall not accept any change in mileage until the records required to be filed in the town clerk's office by this section are received by the agency.

(d) The selectmen of any town who are aggrieved by a finding of the agency concerning the measurement, description or classification of a town highway may appeal to the board by filing a notice of appeal with the executive secretary of the board.

**Title 19, V. S. A. Section 2502
Added 1985**

Sec. 2502. TOWN SCENIC ROADS; DESIGNATION AND DISCONTINUANCE

(a) On recommendation of the planning commission of a municipality, or on the initiative of the legislative body of a municipality, a legislative body may, after one public hearing warned for the purpose, designate or discontinue any town highway or portion of a town highway as a town scenic highway. Such action by the legislative body may be petitioned by the registered voters of the municipality pursuant to the provisions of section 1973 of Title 24.

(b) A town scenic road may be reconstructed or improved in a manner consistent with the standards established by the transportation board, pursuant to section 425 of Title 10. A class 1, 2 or 3 scenic highway shall still be eligible to receive aid pursuant to the provisions of this title.

(c) The legislative body of a municipality may appeal for a variance from standards promulgated by the transportation board. In these appeals the board's decision shall be final.

**RETURN TO: VERMONT AGENCY OF TRANSPORTATION
DEPARTMENT OF PLANNING AND PRECONSTRUCTION
PLANNING DIVISION
133 STATE STREET
MONTPELIER, VERMONT 05602**

POLOW AND POLOW
ATTORNEYS AT LAW

P.O. BOX 130-HYDE PARK, VERMONT 05665
802-888-7707
FAX: 802-888-7212

DAVID POLOW
BERTRAM POLOW*

*ALSO ADMITTED IN NEW JERSEY

February 16, 1990

Mr. Edward J. Chabot
Business Manager
Agency of Transportation
133 State Street
Administrative Building
Montpelier, Vermont 05602

*Done
epc
2/20/90*

RE: Town of Hyde Park Certificate of Highway Mileage

Dear Mr. Chabot:

Enclosed please find the original blank Certificate of Highway Mileage that was sent to the Town of Hyde Park and a photocopy of the deed that created the only new town highway in Hyde Park in 1989. Please note that this a Class 3 highway.

Pursuant to our phone conversation of February 15, I understand that you are going to fill in the Class 3 mileage to be added on the Certificate and then will be returning it to me.

Thank you for your consideration.

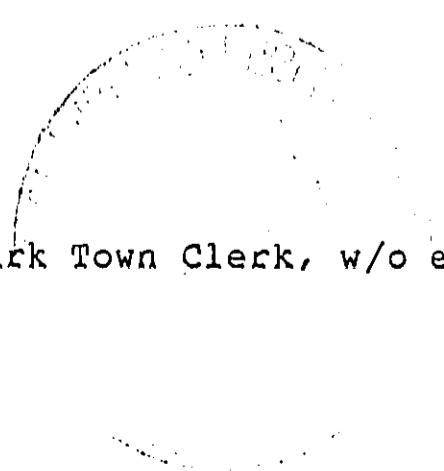
Sincerely,

David Polow
David Polow

DP/lv

Enclosures

cc: Gary Anderson, Hyde Park Town Clerk, w/o enclosure



Hyde Park

Know all Persons by These Presents

That I, Katherine C. Nash

of -----Hyde Park-----in the County of -----Lamoille-----
and State of -----Vermont-----Grantor, in the consideration of
One Dollar and other good and valuable consideration-----Dollars
paid to -----my----- full satisfaction by
The Town of Hyde Park

of -----Hyde Park-----in the County of -----Lamoille-----
and State of -----Vermont-----Grantee, by these presents, do
freely Give, Grant, Sell, Convey and Confirm unto the said Grantee
The Town of Hyde Park

and its-----heirs and assigns forever, a
certain piece of land in -----Hyde Park-----in the
County of -----Lamoille-----and State of Vermont, described as
follows, viz:

Being a part of the same land and premises conveyed to
Katherine C. Nash by the warranty deed of George T. Fisher and C.
Kathryn Fisher dated October 13, 1987 and of record in Book 57 at
Pages 80-81 of the Hyde Park Land Records. Being a 50 foot wide
roadway with no buildings thereon, bounded and described as
follows:

Beginning at a point in the centerline of Town Highway #80,
lying 375.00 feet, N 44 09' 49" E of a point in the centerline of
Town Highway #80, being the intersection of the common boundary
between Eileen Simms and Lot #6 with the said highway.

Thence; N 45 50' 11" W, 50.00 feet, to the point of
beginning of a curvature; Thence; along an arc, curving to the
right, having a radius of 653.47 feet and a length of 103.76
feet, to a point of reverse curvature; Thence; along an arc,
curving to the left, having a radius of 628.83 feet, and a length
of 218.97 feet, to another point of reverse curvature; Thence;
along an arc, curving to the right, having a radius of 884.25
feet, and a length of 295.65 feet to an iron rod set at a point
of compound curvature. Said iron rod marks the intersection of
the common boundary of lots 5 and 6, with the westerly sideline
of herein described road; Thence; along an arc, curving to the
right, having a radius of 186.12 feet, and a length of 177.18
feet, to another iron rod set at a point on the curve. Said iron
rod marks the common boundary of lots 4 and 5 with the
northwesterly boundary of herein described road; Thence;
continuing along the same arc, to the right, having a radius of
186.12 feet, an arc distance of 88.46 feet, to a point of
tangency; Thence; N 44 14' 29" E, a distance of 107.03 feet, to
a point of beginning of an arc to the right, having a radius of
50.00 feet, and a length of 65.39 feet, to an iron rod set at the
intersection of the common boundary of lots 3 and 4, with the
northeasterly sideline of the herein described road; Thence;
continuing along the same arc to the right, an arc length of
90.66 feet, to another iron rod set. Said iron rod marks the
point of intersection of the common boundary of lots 2 and 3 with
the easterly sideline of the herein described road; Thence;
continuing along the same arc to the right, an arc distance of
101.31 feet, to a point; Thence; S 44 14' 29" W, a distance of
121.68 feet, to a point of curvature; Thence; along an arc to

the left, having a radius of 136.12 feet, an arc length of 194.27 feet, to a point of compound curvature: Thence; along an arc to the left having a radius of 834.25 feet, an arc length of 183.63 feet, to an iron rod set at the point of intersection of the common boundary of lots 1 and 2, with the easterly sideline of the herein described road: Thence; continuing along the same arc to the left, having a radius of 834.25 feet, an arc length of 95.31 feet, to a point of reverse curvature: Thence; along an arc to the right, having a radius of 678.83 feet, an arc length of 236.38 feet, to a point of reverse curvature: Thence; along an arc to the left, having a radius of 603.47 feet, an arc length of 95.82 feet, to a point of tangency: Thence; S 45 50' 11" E, 50.00 feet, to a point in the centerline of Town Highway #80: Thence; S 44 09' 49" W, a distance of 50.00 feet, to the point of beginning.

Meaning hereby to convey a parcel 50 foot wide, following a roadway, terminating at a cul de sac having a radius of 50.00 feet, its center point being offset 12.00 feet left of the centerline of the herein described roadway.

Reference is made to a survey plat entitled "Patriot Plantation, Hyde Park, Vermont" as prepared by Shire Town Engineering, dated 3/14/88 and filed in Map Book 3 at Page 31 of the Hyde Park Land Records.

This conveyance is subject to the terms and conditions of the State of Vermont Subdivision Permit No. EC-5-1625 which shall run with the land.

Reference is made to the above-noted deed and its record and to all former deeds and their records for a more particular description of the land and premises being conveyed herein.

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

The Town of Hyde Park and its successors

And ---I--- the said Grantor ~~heirs~~ and assigns, to ~~his~~ ^{its} own use and behoof forever;

Katherine C. Nash

executors and administrators, do ^{for -----myself-----and-----my-----heirs,} covenant with the said Grantee
The Town of Hyde Park and its successors

~~heirs~~ and assigns, that until the ensembling 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~~ ^{Free} from every encumbrance; except as aforesaid, and I

hereby engage to ~~Marrant~~ ^{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 -----August---A. D. 1989

In Presence of

Lisa J. Varat

Katherine C. Nash
Katherine C. Nash



David Polan









State of Vermont,
LAMOILLE County

ss. At -----Hyde Park-----this
29th----- day of --August---A. D. 1989

Katherine C. Nash personally appeared, and -----she-----acknowledged this instrument, by her-----sealed and subscribed, to be ---her--- free act and deed.

Before me

David Polan

Notary Public

(Title)

DEED

WARRANTY

KATHERINE C. NASH

TO

THE TOWN OF HYDE PARK

Butler, August 29 1989

HYDE PARK TOWN CLERK'S OFFICE

RECEIVED FOR RECORD

A.D., 19

AT O'CLOCK MINUTES M.

AND RECORDED IN

BOOK PAGE OF LAND RECORDS

ATTEST

CLERK

RECORDERS FEE \$

CERTIFICATE OF HIGHWAY MILEAGE FOR YEAR ENDING FEB. 10, 1989

Fill out the certificate, file a copy with the Town Clerk, and mail original to Vt. Agency of Transportation, Planning Division before February 10, 1989.

▶ IF NO CHANGES IN MILEAGE, OMIT PART I, CHECK BOX IN PART II, AND SIGN PART III. ◀

PART I

DISTRICT 8

We, the Selectmen/Trustees/Aldermen of Hyde Park, Lamoille County on an oath state that the mileage of highways, according to Title 19, V. S. A., Sec. * 305, added 1985, 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, 1988	0.000	13.650	47.160	9.490	9.512	70.322
MILEAGE ADDED SINCE FEBRUARY 10, 1988 EXPLAIN UNDER (1) BELOW						
SUB TOTAL						
MILEAGE SUBTRACTED SINCE FEBRUARY 10, 1988 EXPLAIN UNDER (2) AND (3)				.72	0.020	0.020
TOTAL HIGHWAY MILEAGE FEB. 10, 1989	0.000	13.650	47.160	8.770	9.492	70.302
SCENIC HIGHWAY MILEAGE (19 VSA 2502)						

DURING THE PAST YEAR THE FOLLOWING CHANGES HAVE OCCURRED.

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

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

The Class 4 portion of town highway #40 was discontinued and town highway #28 was discontinued.

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

VT 100C: -0.020 mile - Project BRZ 0248(2)S

(4) SCENIC HIGHWAYS: 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.

PART II CHECK BOX IF NO CHANGES IN MILEAGES.

PART III

SELECTMEN/ALDERMEN/TRUSTEES SIGNATURES

Joseph A. Blaney
Arthur H. Fowles

Town/City/Village/CLERK SIGNATURE: _____

Thomas D. Jones

attests

that this record of highway mileage was filed and recorded on Jan. 23, 1989.

Approved: _____

Neil O. Beach
Representative, Agency of Transportation

2-17-89
Date

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

Title 19, V. S. A. Section 305

Added 1985

SEC. 305. MEASUREMENT OF HIGHWAYS

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Added 1985

Sec. 2502. TOWN SCENIC ROADS; DESIGNATION AND DISCONTINUANCE

(a) On recommendation of the planning commission of a municipality, or on the initiative of the legislative body of a municipality, a legislative body may, after one public hearing warned for the purpose, designate or discontinue any town highway or portion of a town highway as a town scenic highway. Such action by the legislative body may be petitioned by the registered voters of the municipality pursuant to the provisions of section 1973 of Title 24.

(b) A town scenic road may be reconstructed or improved in a manner consistent with the standards established by the transportation board, pursuant to section 425 of Title 10. A class 1, 2 or 3 scenic highway shall still be eligible to receive aid pursuant to the provisions of this title.

(c) The legislative body of a municipality may appeal for a variance from standards promulgated by the transportation board. In these appeals the board's decision shall be final.

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STATE OF VERMONT
LAMOILLE COUNTY, SS.

TOWN OF HYDE PARK

ORDER DISCONTINUING TOWN HIGHWAY #28 AND A
PORTION OF TOWN HIGHWAY #40

A duly noticed public hearing was held on November 15, 1988 in the Hyde Park Town Offices regarding the reclassification of town highway #28 from a class IV highway to a trail and the discontinuance of a portion of town highway #40.

A. FINDINGS OF FACT REGARDING TOWN HIGHWAY #28

1. The road has not been used as a public highway in many years.
2. The highway dead-ends on the Henry Meigs' property and does not provide access to any other highways.
3. Abutting property owners, Henry Meigs, Florence Tallman, Kevin Tallman and Kent and Natalie Mitchell, are in favor of a discontinuance.
4. There was no evidence presented to support the reclassification of town highway #28 from a class IV highway to a trail.
5. The public good, necessity and convenience of the inhabitants requires that town highway #28 be discontinued.

B. FINDINGS OF FACT REGARDING TOWN HIGHWAY #40

1. The road has not been used as a public highway in many years.
2. There is an old barn adjacent to the highway where frequent vandalism has occurred.
3. The highway does not provide access to any other highways.

4. The highway dead ends on the Robert and Susan Hart property.

5. There was no evidence presented opposing a discontinuance of this highway.

6. Abutting property owners, Robert and Susan Hart, Robert and Joan Hartt and Lester Farr are in favor of discontinuing this highway.

7. The public good, necessity and convenience of the inhabitants requires that town highway #40 be discontinued.

ORDER

It is ordered that town highway #28 be discontinued and that town highway #40 be discontinued from the point where it becomes a class IV highway adjacent to the Robert and Susan Hart property line to the point where it intersects with town highway #12.

Dated at Hyde Park, Vermont, December 7, 1988.

Robert H. Powers

Frank A. Lundy

Wynon E. Langdon

Selectmen, Hyde Park

CERTIFICATE OF HIGHWAY MILEAGE FOR YEAR ENDING FEB. 10, 1988

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PART III

SELECTMEN/ALDERMEN/TRUSTEES SIGNATURES

London H. Powers
 William E. Longshore
 Kenneth A. Busey

Town/City/Village/CLERK SIGNATURE: Mary H. Jones attests that this record of highway mileage was filed and recorded on 2/4, 1988.

Approved: J. J. Landry 2-19-88
Representative, Agency of Transportation Date

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

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Added 1985

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