

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, OMT PART I, CHECK BOX IN PART II, AND SIGN PART III. ◀

PART I

DISTRICT 6

We, the Selectmen/Trustees/Aldermen of Northfield, Washington 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	0.909	4.810	56.620	10.380	10.531	72.870
MILEAGE ADDED SINCE FEBRUARY 10, 1988 EXPLAIN UNDER (1) BELOW				0.040		
SUB TOTAL						
MILEAGE SUBTRACTED SINCE FEBRUARY 10, 1988 EXPLAIN UNDER (2) AND (3)			0.100 0.100 0.040			0.240
TOTAL HIGHWAY MILEAGE FEB. 10, 1989	0.909	4.810	56.380	10.420	10.531	72.630
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.

T.H. 63 ~~XXX~~ 0.100 Class 3
T.H. 82 0.100 Class 3 ~~T.H. 36 .10~~ No Documentation

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

T.H. 63 (.038) 0.040 Class 3 to Class 4

(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

David L. MacDougall
R. D. Mart
Clayton B. ...

Town/City/Village/CLERK SIGNATURE: Lawrence J. Robinson attests
that this record of highway mileage was filed and recorded on 2/7, 1989.

Approved: Wilson K. Wheatley III 3/21/89
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**

1989 clw

ORDER OF DISCONTINUANCE

NOW COME the Selectmen of the Town of Northfield, Vermont, pursuant to 19 V.S.A. 771:

WHEREAS, pursuant to 19 V.S.A. 708(a). the Selectmen initiated proceedings to consider the discontinuance of Town Highway 82 as a public road;

WHEREAS, the Selectmen appointed a public hearing for this purpose to be held on September 6, 1988, at 7:00 o'clock p.m. at the Municipal Building, 26 South Main Street, Northfield, Vermont, to consider this discontinuance and gave due notice thereof as required by 19 V.S.A. 709;

WHEREAS, notice of the public hearing was given as follows:

- (a) On August 4, 1988, notice in the form annexed as Exhibit A was given by certified mail, postage prepaid, to those persons listed on Exhibit B, being the only persons owning or interested in lands abutting Town Highway 82.
- (b) On August 4, 1988, notice in the form annexed as Exhibit C was given by hand delivery to the Joint Planning Commission of the Town of Northfield.
- (c) On August 4, 1988, notice in the form annexed as Exhibit D was posted in the office of the Town Clerk in said Municipal Building; and
- (d) On August 4, 1988, notice in the form annexed as Exhibit E was published in the Northfield News, a paper of general circulation in the Village and Town of Northfield; and

WHEREAS, the scheduled public hearing and site inspection having concluded and the Selectmen having determined that the public good, necessity, and the convenience of the inhabitants of the municipality so require;

IT IS HEREBY ORDERED as follows:

1. Town Highway 82 is hereby discontinued as a public road along its entire length 1/10th mile North of the Northfield/Roxbury Town Line on 12A running in a Southeasterly direction .10 mile to the O'Connell residence pursuant to 19 V.S.A. 771.

2. Central Vermont Railway, Inc. does have a permanent deeded R.o.W. to maintain a culvert at that location which is a stone box culvert near the termination of the existing road, Town Highway #82.

3. The discontinued highway shall not be designated as a trail pursuant to 19 V.S.A. 775.

4. No person or property owner having sustained damage by this discontinuance, no damages shall be paid.

Discontinuance of T.H. #82

5. This Order shall be recorded forthwith by the Town Clerk in Northfield Land Records.

DATED at the Town of Northfield, County of Washington, and State of Vermont this 19th day of SEPTEMBER, 1988.

SELETCIMEN OF THE TOWN
OF NORTHFIELD, VERMONT

David A. MacDougall

David A. MacDougall, Chairman

Clark Bothfeld

Clark Bothfeld

Richmond Moot

Richmond Moot

AGREEMENT BETWEEN TOWN OF NORTHFIELD
AND WILLIAM AND WANITA OREN

History

William and Wanita Oren are landowners in Northfield, Vermont. Their property lies at the end of Town Highway 63, a class three town highway which is a dead end road which ends after the entrance to the Oren premises.

Through letter to the selectmen, and subsequent meetings, the Orens indicated a wish to discontinue town maintenance of the road at some point beyond where the road presently abuts their nearest neighbors, but before it gets to them. The purpose of the request was two-fold: to provide additional privacy for themselves, since they requested permission to put a gate across the road at or above the point of discontinuance, and to save the town the trouble, time, and expense of maintaining the road all the way to the Oren premises.

Based on the request, it is hereby Agreed between the parties as follows:

1. The Town will take such steps so as to legally downgrade a portion of Town Road 63 as a Class III highway with the result that the portion designated will become a Class IV highway, thereby relieving the Town of Maintenance obligations on the portion downgraded. The portion downgraded will begin at the intersection of Town Road 64 and continue to a point marked by a stone wall which marks the property boundary between Murphy and Oren.
2. The portion of the town road to be discontinued begins at that property boundary line and extends southerly for the remainder of the road.

LAW OFFICES OF
**EDWARD A.
MILLER, JR.**
9 N. MAIN STREET
NORTHFIELD, VT.

05603

EDWARD A. MILLER, JR.

—
DAVID J. BLYTHE

—
(802) 485-8396

(802) 226-4311

3. If for any reason the Town resumes maintenance of the portion of the road downgraded during the time the Orens own property adjacent, the Town shall have the right and easement to turn its vehicles around at a point where the road abuts the so-called new Oren driveway (located at 7 + 50 on Townsend survey dated 10/29/86) doing as little damage as possible, and in such event it is agreed that the Orens will execute any instruments necessary or convenient to convey an easement allowing town vehicles to turn around utilizing a radius of 50 feet at or about location 7 + 50.
4. It is agreed that this Agreement is for such duration that the present landowners, William and Wanita Oren, own all the premises they own at the present time. In the event they convey all or a portion of the premises they presently own on Town Highway 63, this Agreement shall be null and void. No portion of this Agreement is designed to be binding on heirs or assigns of the landowners, or on the selectmen in the event of transfer of any portion of the property presently owned by the Orens on Town Highway 63.

Dated:

June 23, 1987

Richard D. Wood
 Chairman, Board of Selectmen

Dated:

June 18, 1987

William Oren
 William Oren

Dated:

June 18, 1987

Wanita Oren
 Wanita Oren

LAW OFFICES OF
 EDWARD A.
 MILLER, JR.
 9 N. MAIN STREET
 NORTHFIELD, VT.
 05603
 EDWARD A. MILLER, JR.

—
 DAVID J. BLATHE

—
 (802) 445-8300
 (802) 226-4311

ORDER OF DISCONTINUANCE

T.H. #63

NOW COME the Selectmen of the Town of Northfield, Vermont, pursuant to 19 V.S.A. 771:

WHEREAS, pursuant to 19 V.S.A. 708(a) the Selectmen initiated proceedings to consider the discontinuance of a portion of Town Highway 63 and to reclassify from Class 3 to Class 4 a portion of Town Highway 63.

WHEREAS, the Selectmen held a Public Hearing on January 17, 1987 at 2:30PM at the Municipal Building, 26 South Main Street, Northfield, Vermont, to consider this discontinuance and gave due notice thereof as required by 19 V.S.A. 709;

WHEREAS, notice of the public hearing was given as follows:

- (a) On December 15, 1986, notice of the public hearing was sent to Mr. and Mrs. William Oren and Mr. and Mrs. Michael Murphy by certified mail.
- (b) Notice of Public Hearing was posted in the Municipal Building on December 11, 1986.
- (c) Notice of Public Hearing was posted at the Northfield Falls General Store on December 11, 1986.
- (d) Notice of Public Hearing was printed in the Northfield News on January 1, 1987.
- (e) Notice of Public Hearing was sent to the Northfield Planning Commission on December 16, 1986.

WHEREAS, the scheduled public hearing and site inspection having concluded and the Selectmen having determined that the public good, necessity, and the convenience of the inhabitants of the municipality so require;

IT IS HEREBY ORDERED as follows:

Based on Board research and public response at a hearing for this purpose held January 19, 1987, the Board of Selectmen will approve the discontinuance of a portion of T.H. #63 and the reclassification of a portion of T.H. #63 from Class 3 to Class 4 providing legal documentation of accommodations agreed to by the Town of Northfield and William and Wanita Oren are exercised and recorded with the Town of Northfield Clerk.

Accommodations by William and Wanita Oren will include:

1. Legal documentation that the Town of Northfield will not be liable or responsible for maintenance on any portion of Town Highway 63 south of the Town Highway 64 intersection. The Orens agree to provide that maintenance.
2. Legal documentation to provide the Town of Northfield with a right of way requisition option at no remuneration in the case of a transfer of the Oren owned property to any other party.

Order of Discontinuance
T.H. #63

Description of Transfer and Reclassification:

1. Town Highway #63 R.O.W. discontinuance from a point on Town Highway 63 adjacent to the southern most border of land owned by Michael and Phyllis Murphy (point 5 & 80 on Oren survey map).
2. Town Highway #63 reclassified from Class 3 to Class 4 from the southern most border of the intersection of Town Highway 63 and 64 to a point adjacent to the southern most border of land owned by Michael and Phyllis Murphy (Point 3 & 80 to Point 5 & 80 on Oren survey map).

The discontinued highway shall not be designated as a trail pursuant to 19 V.S.A. 775.

No person or property owner having sustained damage by this discontinuance, no damages shall be paid.

EXHIBIT A: Agreement of Oren and Town (June 18, 1987).

EXHIBIT B: Copy of Map T.H. #63.

Adopted on June 24, 1987 on a motion by Selectman MacDougall, seconded by Selectman Bothfeld to accept agreement (Exhibit A) passed 3-0.


This Order shall be recorded forthwith by the Town Clerk in Northfield Land Records.

DATED at the Town of Northfield, County of Washington, and State of Vermont this 6 day of FEBRUARY, 1989.

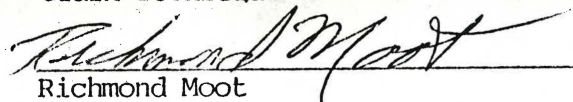
SELECIMEN OF THE TOWN
OF NORTHFIELD, VERMONT



David A. MacDougall, Chairman



Clark Bothfeld



Richmond Moot

TRUE MERIDIAN
NORTH 1986

LAND NOW OR FORMERLY OF
WILLIAM & ANITA OREN

CENTER-LINE CURVE DATA

R = 274.22 Ft.
D = 20°-53'-38"
Δ = 67°-53'-07" Left
L = 324.90 Ft.
T = 184.57 Ft.
C = 306.23 Ft.
M = 46.73 Ft.
E = 56.33 Ft.

T-63

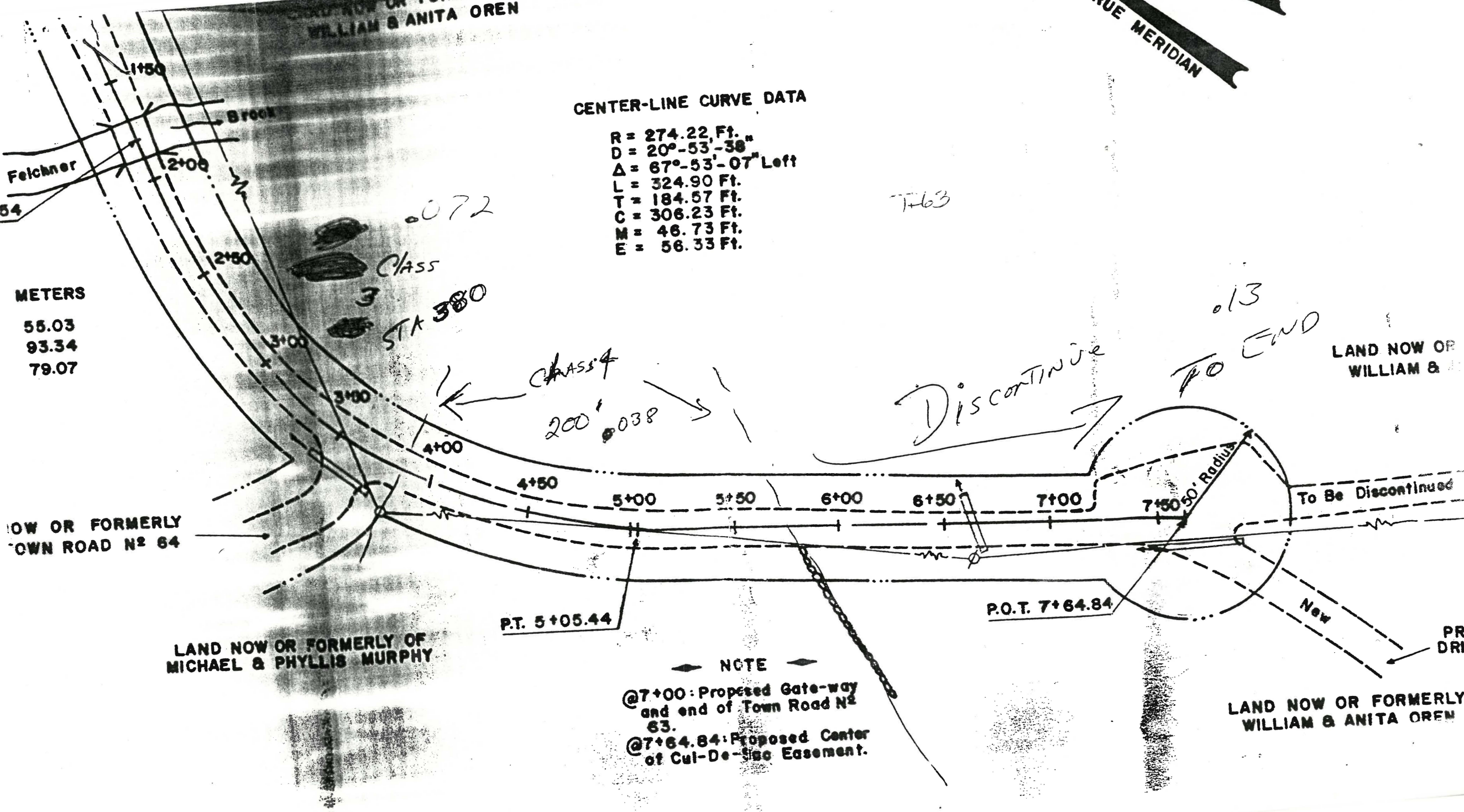
METERS
55.03
93.34
79.07

LAND NOW OR FORMERLY
OWN ROAD N^o 64

LAND NOW OR FORMERLY OF
MICHAEL & PHYLLIS MURPHY

LAND NOW OR FORMERLY
WILLIAM & ANITA OREN

LAND NOW OR
WILLIAM &



NOTE
@7+00: Proposed Gate-way
and end of Town Road N^o
63.
@7+64.84: Proposed Center
of Cul-De-Sac Easement.

LEGEND