Fill out form, make & file COPY with the Town Clerk, & mail ORIGINAL before Feb. 20, 1997 TO: Vt. Agency of Transportation, Planning Dept., 133 State Street, Montpelier, Vt. 05633.

We, the Selectmen or Trustees or Aldermen of ROCKINGHAM , WINDHAM COUNTY on an oath state that the mileage of highways, according to Title 19, V.S.A., Sec#305, added 1985, is as follows:

PART I - CHANGES & TOTALS - Please fill in and calculate tota	PART	T -	CHANGES	2.	TOTALS	-	Please	fill	in	and	calculate	totals	7
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DISTRICT 2

TOWN HIGHWAYS	PREVIOUS MILEAGE	ADDED MILEAGE	SUBTRACTED MILEAGE *	TOTAL	* SCENIC * HIGHWAYS	
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CLASS 2	15.516		*	15.516	* 3 3	- 1
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PART	II	-	INFORMATION	&	DESCRIPTION	OF	CHANGES	SHOWN	ABOVE.

- (1) NEW HIGHWAYS: Please attach Selectmen's "Certificate of Completion and Opening".
 - (2) DISCONTINUED: Please attach SIGNED copy of proceedings(minutes of meeting).
 - (3) RECLASSIFED/REMEASURED: Please attach SIGNED copy of proceedings(minutes of meetings).

 Determination made by Selectboard that road running NW off Gaskill Rd. is class 4

road.

(4) SCENIC HIGHWAYS: Please attach copy of order designating/discontinuing Scenic Highways.

PART II - CHECK BOX IF NO CHANGES IN MILEAGES AND SIGN BELOW []

PART III - SIGNATURES - PLEASE SIGN. SELECTMEN/ALDERMEN/TRUSTEES

SIGNATURES:

Just M. Hinnis

CLERK SIGNATURE: & Selen B. Cellrich

DATE FILED Feb. 5, 1997

Please sign ORIGINAL & return for Transportation signature.

AGENCY OF TRANSPORTATION APPROVAL: Signed copy will be returned to T/C/V Clerk.

APPROVED: Donald C. Harwey
Representative, Agency of Transportation

DATE: 2/20/97

TOWN OF ROCKINGHAM MEETING OF THE BOARD OF SELECTMEN JANUARY 21, 1997

Lamont Barnett, D. Thomas Burns, N. Lincoln Divoll, III, Selectmen:

Fred McGinnis, Edward Soboleski

Press: Dan Harrington, Bob Smith

Others Present: Roberta R. Smith, Municipal Manager; Everett Hammond,

Ellen Howard, Kim Carbonneau, Dan Peloquin, Phyllis Shepard,

Alice Powers, Brad Robinson, John Peterson, Gary Chase, Denise Chase, Nelson Douglas, Nellie Douglas

Chairman Linc Divoll called the meeting to order at 7:00 P.M. in the Town Hall Conference Room.

MINUTES - JANUARY 7, 1997 AND JANUARY 9, 1997 - SELECTMEN'S MEETINGS

Lamont Barnett moved to approve the Minutes of the January 7th and January 9th, 1997, Selectmen's Meetings as printed. Seconded by E. Soboleski. Dan Peloquin said Mr. Bowman noted that in the Minutes of the January 7th meeting, page 3, the name "Nichols" should be changed to "Michols". The motion carried.

ORDERS, BILLS AND WARRANTS

The Orders, Bills and Warrants were examined, approved and signed.

BOWMAN LOGGING ACCESS / GASKILL ROAD

Linc Divoll advised there was a request for a determination of this road and there was the possibility of a public hearing. The matter was turned over to Attorney Steve Ankuda and we have received information from him. Portions of the response letter were read as follows: "It is my opinion that such request should be denied without Hearing in that it is clear that the necessity for such road for the removal of lumber does not exist. It is my opinion that the existing old road leading northerly and westerly from the cul-de-sac is a Town Road as laid out in Book 26 at Page 26. It is my opinion that it would be appropriate for the Select Board to inform, in writing, the property owners located adjacent to such Town Road that they are to remove any obstructions to any such Town Roadway forthwith with the failure to remove such obstructions possible resulting in the Town taking affirmative action at their expense." Linc Divoll advised that a survey of a road exists as set forth in Town Highway Book 26 at Page 26, dated June 6, 1797, and a description is provided. Board members signed a letter to Ronald Pellerin and Marie Pellerin, dated January 21, 1997, so advising that "this public way is a Town Road as laid out in 1797. Further, whoever obstructs the use of a Town way may be subject to an action by the Town under 19 VSA Section 1105. You are hereby directed to remove any obstruction to this Town Road forthwith. Failure to comply with this directive may result in the Town taking affirmative action at your expense". A copy of a letter from several residents on the Gaskill Road explaining their concern with the use of the road by logging trucks was distributed. Ed Soboleski did not feel that a motion was needed since it is a Class 4 road, which we thought in the beginning, and we were asked to get a right-of-way so that the logging could continue. He felt that in the section that is now Class 3 leading up to the cul-de-sac, the folks in that area have been paying a fee for that portion of the road that the Town has updated for them and he suggested that Dan Peloquin meet with them and take care of that portion of road to address their concerns. Dan Peloquin confirmed he would and said if he lived there, that would be his concern also. Linc Divoll recommended that before anything starts on this road, he feels it should be reviewed by the Town Engineer and a Bond posted in the event there is damage to the Class 3 or Class 4 part of the road. We also need to acknowledge that this is a Town right-of-way. Fred McGinnis felt that the logging trucks should be

aware of the school bus times to protect the children on the road: Mrs. Chase noted the school bus is on the road at approximately 7:00 A.M., 10:30 A.M. and about 3:00 P.M. Ellen Howard suggested if there is any length of the road that it be included in the motion as it needs to be included with the Certificate of Mileage. Linc Divoll responded it is the area included in the "School District Map of Rockingham" from a survey made in 1860, Samuel Gowing's Homestead appears to be just westerly of the termination of what is now known as Town Highway No. 16, Gaskill Road. The road goes from a northerly and westerly from John Harwood's house a/k/a Gowing house then running northerly and westerly to the Williams River ford-way and then continuing. John Harwood's house is the house referred to as Sam Gowing's in the ancient maps reviewed. Gowing's predecessor in title was John Harwood. Such premises being located on Lot 7, Range 3. length could be determined by DiBernardo and Associates. Dan Peloquin advised that Hansen Savage is used for the hauling and will adhere to any of the requests and/or restrictions. Brad Robinson asked if T.H. No. 16 was built withstand the weight of the log trucks, the part of the road that they pay for; is the road up to standards. Linc Divoll said that the Town allowed for a variance in the width of that road; it was granted because of the steepness and width but the road is not any different than other roads in the Town. Dan Peloquin felt the road will withstand the trucks as long as the temperature is under 30 degrees. Roberta Smith advised that Aurelius DiBernardo called her today, he had walked the road and there is evidence of a double stone wall through there and they could find the old roadway. John Peterson questioned if the culverts were built to sustain the weight of the trucks; Linc Divoll responded if they do not, we will have to replace them. Mrs. Chase commented there are a lot of foot-prints on her property and she would appreciate being notified of who is there. Lamont Barnett moved that: 1) The request should be denied for a logging access without a Hearing because it has been determined by Counsel that an existing road leads northerly and westerly from the cul-de-sac and it is laid out in Book 26, Page 26; 2) Accept the attorney's interpretation that the road is a Town highway right-of-way or Class 4; 3) Further in the recommendation of Counsel, that a letter be signed by the Board and forwarded to the Pellerin's advising them to remove the obstruction to the Town road forthwith; 4) That the Town Engineer meet with Mr. Bowman and his representative, who will be removing the timber, to determine what is to be done to the road, to what extent, and also inspect T.H. No. 16; 5) That a Bond be posted in the amount of \$10,000.-\$20,000. for repairs to the road that they may cause; 6) That it be pointed out there are a number of school children that reside on that road and that trucks avoid school bus times if at all possible. Seconded by F. McGinnis. The motion carried. John Peterson requested that the stone walls be kept in tact. Dan Peloquin said one section of the wall was moved some time ago and was blocking the right-ofway; that section of stone wall will have to be moved again to enable access to the road but that is the only wall. Board members signed the letter to Ronald and Marie Pellerin. There was discussion pertaining to further development; Ellen Howard responded that everyone on the Gaskill Road would be notified if someone were to propose building in that area. Ellen Howard clarified that the Class 4 road is from the cul-de-sac to the Williams River ford-way and then continued. It has basically been determined that it is a Class 4 highway all the way through, said Linc Divoll. Roberta Smith said the letter specified northerly and westerly to the Williams River ford-way and then continuing. She thought the road was taken all the way through to Bartonsville in the survey. John Peterson questioned if there are already two access roads to the Bowman property. Dan Peloquin answered that there are 468 acres of land, there is an access two miles down the road (Stage Coach Road which goes to Springfield and they are logging in that section) and there is an access on the other end which is in question; in retrospect there are three accesses, one of which is being settled now and the second is in the process.

PHYLLIS SHEPARD

Phyllis Shepard read a seven minute document in which she stated she feels she is being discriminated against because of her religious beliefs. The Bellows

Falls Women's Club will be meeting on February 11th, March 11th and April 15th. How are they able to justify allowing an organization, not only to set up guidelines for the usage but to monopolize and capitalize on the rooms when they have a meeting once a month. Her request was to use the Women's Club rooms every Monday evening to promote christian activities. They responded that they use the income for their many community out-reach programs by renting the meeting rooms. In the Town Hall, Mrs. Shepard was told that arrangements to rent the Women's Club rooms would have to be made with one of their members and the decision to charge rent was theirs. She was lead to believe that the Women's Club was not paying any rent in the Town Hall at this time. Her first answer from the Women's Club was that the rooms were not available and she asked why; what nights are the rooms available. Again, she wrote to the Women's Club. They informed her that liability insurance coverage would be needed and the times of usage. They also were going to ask the Manager of the New Falls Cinema if activity in the clubrooms during the evening would cause noise and disruption in the Theater which is directly above. This is not the first time she has asked to use the Women's Club - once it was for christian activities (denied); another time was for prayer meetings for the men and women in the Persian Gulf (denied) - there should have been concern for this situation to end quickly and for the many loved ones sent there to come back safely. The cloggers use the rooms on Thursday nights but the Theater is closed. She believes that a deliberate attempt has been made to stop her from spreading the good news of the gospel. that this entire community should encourage her in her endeavors to promote christian activities; it would make the community a better place to live and have a better family life. The Women's Club is entertained by a Christmas choir; this was a day-time activity. The first activities would be a five week evangelistic school for born again spirit filled Christians; hours would be 7:00 P.M. to 10:00 It could be for young people and adults; it will generate an influx of people into the community. Linc Divoll questioned why the store area is not being used. Stairside Christian Center is an out-reach for the Lord, Jesus Christ; the Women's Club would be more conducive to music than the store space. Alice Powers said that the Women's Club is perfectly willing to rent the rooms to Phyllis Shepard if we know the hours and what christian activities included. Will there be chaperons? They do collect rents but in turn pay the Town rent. Everything in the Women's Club rooms belongs to them including the piano. They do not want any abuse of their furnishings. Monday nights are movie nights and loud noises do interfere with people enjoying the movie. Most facilities that rent are now requiring some proof of insurance. Ed Soboleski felt it is the concern of everyone that the movies are predominantly first so strong noise, music or vocal which might interfere should be avoided. Phyllis Shepard does respect the Women's Club as they are here since 1901 and it is a wonderful organization. Alice Powers said that the Women's Club is a non-profit organization, do pay rent and have about 85 members. Linc Divoll explained that several years ago the Board of Selectmen agreed to have no lease with the Women's Club in the event a decision was made to convert it into a Conference Room; at that time, the Women's Club would still be able to use the rooms for their meetings, special events, etc. but would have to schedule them with the Town Phyllis Shepard never advised the number of people anticipated to Offices. attend. Alice Powers asked that a member of the Board of Selectmen attend one of the Women's Club meetings to explain what their future plans are to the group. There seems to be a lack of communication, said Linc Divoll, both parties should get together to work out the details. Alice Powers explained that the Women's Club meetings are in the afternoon, they rent the space out on Thursday nights and Sunday mornings when there is no movie; they do not interfere with the Theater. At this point, Phyllis Shepard withdrew her request to rent the Women's Club, she is listening to her heart. The space seems very near and dear to their hearts; she appreciates the Selectboard listening to her. Linc Divoll explained that the Town will not be able to use the Women's Club space until it becomes handicapped accessible.

OTHER BUSINESS

ZONING AMENDMENT MEETING: Ellen Howard advised that there have not been any changes since the Zoning Amendments were discussed with the Selectboard. The Public Hearing on the Zoning Amendment Meeting has been scheduled for February 4, 1997, at 7:30 P.M. If there are some proposed changes, they should be sent to the Planning Commission fifteen days ahead. The Hearing can be continued, if necessary.

SELECTMEN'S MEETING: The next Selectmen's Meeting is scheduled for February 4th, 1997. Linc Divoll recommended beginning at 7:00 P.M. Ed Soboleski will be unable to attend as he will be on vacation.

JOINT MEETING: A Joint Meeting will be scheduled on Tuesday, January 28th, 1997, at 8:00 P.M. The regular Trustees Meeting will begin at 7:00 P.M.

REVOLVING LOAN FUND - TEMPORARY LOAN: A request was received from Tom Appel, Development Director, regarding short term borrowing for the Kurn Hattin Project. It is expected that a \$50,000. grant will be processed by the State by February 3rd, however, local contractors need to be paid for their work at the Warner Center. This loan was approved by the RLF Committee.

Ed Soboleski moved that the Town appropriate \$50,000. from the Revolving Loan Fund to bridge this project of the BFADC for 30 days. This loan to be interest free for the 30 days. Seconded by F. McGinnis. The motion carried.

LOCAL GOVERNMENT DAY: Local Government Day sponsored by the Vermont League of Cities and Towns will be held on February 11th, 1997. Lamont Barnett, Fred McGinnis and the Manager will attend; perhaps Linc Divoll will also attend.

CEMETERY DEEDS: Three Cemetery Deeds were signed by the Board members.

PLANNING COMMISSION: The Planning Commission has submitted some comments on the Sonnax application to the District Environmental Commission. They are available for review in the Manager's Office.

VERMONT WASTE DISTRICT: Linc Divoll reported that there will be a meeting of the Vermont Waste District tomorrow night as it was recessed two weeks ago. If approved, the new Wheelabrator contract will be signed. The bonds are in the process of being refinanced. A copy of the proposed contract is available in the Manager's Office.

PROPOSED ANNUAL REPORT OF THE MANAGER AND SELECTBOARD: A draft copy of the Annual Report was available for review.

PUBLIC TOUR OF THE THEATER: Lamont Barnett suggested a public tour of the Theater, with video coverage, to see if we can spark some interest on the condition of the Theater.

PROPOSED ARTICLE: A letter was received from Representative Nancy Sheltra, Derby, suggesting a proposed article to voters at the municipal level to vote on unfunded mandates passed by the legislative body of the State of Vermont. Board members will consider if they wish to add this as an Article on the Warning.

SAXTONS RIVER: Everett Hammond received a letter from the District II Office, Agency Of Transportation advising that the Town would receive \$42,000. for the 2-for-1 money for Main Street in Saxtons River rather than the \$33,000. applied for. Board members signed the document.

FINALIZE FY'97-'98 BUDGET PROPOSAL

Board members began to review the proposed budget on page 25.

FIRE DEPARTMENT: Remove the \$15,000. from page 29 (Capital Reserve); put \$5,000. in Rockingham Fire Department for repairs of one truck.

HEALTH OFFICER: Page 26 - \$1,500.

RECREATION DEPARTMENT: Page 27 - Manager's proposed budget is \$98,340. difference between that figure and Bill Murphy's of \$116,623. is the up-grade. There is approximately \$25,000. left from the previous voted appropriation. Lamont Barnett noted the Recreation budget is almost \$20,000. less this year than last year. Linc Divoll felt that the Board will need to address if any money will be expended on the building improvements at the Recreation area.

DEBT SERVICE: Page 30 - This is committed expenses. Board members discussed possibly looking at interest rates to see if it can be reduced within the current

structure.

PARKS AND CEMETERIES: Page 35 - Ed Soboleski asked if we should be looking to do some research to open up some of the lands that are available for cemeteries. Roberta Smith advised that the Town Clerk and Sexton are up-dating their maps to see what is available in the cemeteries. Oak Hill Cemetery is filling up very fast. Lamont Barnett felt that the Board should keep the \$1,500. rubbish removal figure in mind.

HIGHWAY DEPARTMENT: Page H-3 - Double vacation was figured in by mistake; delete \$7,680. Page 49 - Change Holiday & Vacation from \$37,000. to \$29,320. New page total \$158,820. Page 41 - Red Light Hill Wall: Everett Hammond met with Mrs. Vogel; only a small portion of the wall is her responsibility (lower section which is not a problem). It will be a major job to replace; some of the trees will have to be removed. Lack of drainage could be contributing to the problem. Westminster Terrace Wall: Fred McGinnis felt that this wall is worse as it is leaning. The road might have to be one way until the wall can be fixed; should the sidewalk be eliminated as it would save money? Board members reviewed the report from Warren Stevens on both walls. There was a consensus to reduce the Red Light Hill wall from \$22,000. to \$18,000. New page total is \$117,800. Fred McGinnis expressed concern with the condition of the Tenney Bridge; Linc Divoll suggested that, while the Legislature is still in session, Everett Hammond put some political pressure on our Representatives, Senators, etc. to get the Tenney Bridge moved up on the list. If the Tenney Bridge were closed, it would place a real hardship on the people that need to cross it - the residents of the upper Village of Saxtons River, portions of Rockingham, Westminster, and Westminster West - meet the school busses, need fire and ambulance service and use the post office and store; they would be cut off.

Roberta Smith advised that, at this point in the budget, by reclaiming the \$.02 that was taken out of the surplus last year, we are about 3% budget increase for a total of 5.9% increase in the Town portion of the taxes. The impact of Current Use would have been \$.04 last year and so it was agreed to take one-half of that amount or \$.02 out of the surplus.

Page 42 - Pavement Management: Reduce the \$100,000. to \$92,000. (The \$8,000. would have been for a low priority section of Route 121.) Ed Soboleski said he has a concern with the marking of the center line of the streets. Atkinson Street should be done by the State along with the repaving project. The intersection of Atkinson St. and Red Light Hill was discussed; Fred McGinnis commented that the "Our Town" Committee would like to do some fund raising to bring the intersection back to the way it used to be as it is the entrance to the community. Board members discussed the proposed plans presented a few years ago; Everett Hammond felt this might be done in May or June.

Page 43 - Materials and Supplies: Reduce the \$65,000. to \$62,000. (Barker Street quardrail). Contract Work: Reduce from \$10,000. to \$8,000. (O'Brien Road

culvert). New page total \$316,800.

Page 44 - Increase \$30,000. to \$40,000. The Village will pay one-half of the repaving of Myrtle St., Williams St. Ext., Butterfield Ave., and Underhill Ave. following new water line replacement.

Page 46 - Bridges - Materials and Supplies: Reduce \$17,000. to \$14,000. Outside Services: Reduce \$1,500. to \$1,000. New page total \$70,000.

Fred McGinnis questioned if the State will replace Bridge 50 in 1998; Everett Hammond responded maybe late 1997. We rely on the Tenney Bridge heavily — what can we do to get both of these bridges fixed right away as we have been putting money into the bridges all along. The push should be toward the Tenney Bridge; Bridge 50 needs to be safe but doesn't get the usage that the Tenney Bridge does. Get Bill Noyes to look at the bridge, document the condition and have him express the Board's concern and the money crunch; how can we work something out with the State. Let's move this along! The 1996 Bridge Inspection Reports received from the State were reviewed.

Page 47 - Street Signs - Is \$2,000. enough as additional signs will be needed to comply with E-911. Rural Street Lights: Obtaining a survey of the rural street lights was discussed; Roberta Smith thought a map could be obtained from Green Mountain Power Corp.

Page 48 - Fred McGinnis commented that the Town has so much bridge work that needs to be done. Maybe the two Villages should be responsible for their own

sidewalks unless they are a part of a Town project.

Page 57 - Theater - Linc Divoll said this is an asset to the community and it continues to operate successfully. Lamont Barnett felt that if you look at the big picture the Theater is not working; it needs to be cleaned-up. the rates should be raised especially during the \$1.50 bargain night. Maybe we should have a plan for reinvesting, said Roberta Smith. Ed Soboleski felt the repairs to this building caught us off-guard but the asset of having the Theater here is superior. The Theater has always made money; much of it is from the sale of popcorn, candy, soda, etc. Linc Divoll suggested leaving the Theater budget as presented but to have Ed Howard come in to talk to the Board relative to the percentages paid for the films, attendance and the rates.

Equipment Fund: Board members discussed whether or not to purchase a new grader. Ed Soboleski asked Everett Hammond if we are able to squeeze one more year out of the grader and only replace/repair what we have to. Everett Hammond responded that it would only a guesstimate, maybe \$15,000. Trade-in value would be between \$30,000. and \$40,000. Everett Hammond is also looking at a couple of loaders down the road (long-range); Linc Divoll said we just bought one which is not yet paid for. We are not building up this fund as was the original intent but spending it as fast as it is accumulated, said Linc Divoll.

spending it as fast as it is accumulated, said Linc Divoll.
Radios: Everett Hammond advised there is funding built into the budget. Since it involves the Village of Bellows Falls, this will be discussed at the next Joint Meeting.

Town Hall: Board members discussed sharing the expenses of the Town Hall with the Village. This will be an agenda item at the next Joint Meeting.

Presently the budget is \$72,300. more than last year - \$.72 as opposed to \$.68 last year (\$.02 from last year and \$.02 for this year).

Board members agreed to have a Budget Workshop on Thursday, January 23, 1997, at 7:00 P.M. to work toward finalization of the budget.

TOWN MEETING WARNING

A copy of the proposed Warning will be reviewed during the meeting of January 23rd and then forwarded to an attorney for approval after it is finalized. It will be ready for adoption and signing at the meeting of January 28, 1997.

NEXT JOINT MEETING: Linc Divoll suggested looking at the insurance coverages at the next Joint Meeting on Tuesday, January 28th, 1997.

Lamont Barnett moved to adjourn this meeting at 10:38 P.M. Seconded by E. Soboleski. The motion carried.

Attest:

Gegina Borden Regina Borden, Clerk

Bo01(2 Mockingham June 6" 1797 Page 534 Sunver 6 Soull 2 Survey of a no all low Rods in with beginning at a 1 Day 126 Of 1798 Lovels state and Stones East of John Harwoods Hours, and run Ir. Ju 6 1799 al-asta 300 h 11 rodo: Then No 290 W. 32 rodo; then W, 35 h 12 rodo; 4 Umo then W. 15th 8 rods; Then N. 35° W. 36 rods; then Northerly W. 6 and worth westerty in the most convenient-place for a road 140 rods, near Benjamin Cechen house by Abroham Then Lucker: Their Westerty about 70 rods to Williams River 411 200 Hill S ford way, and from raid Williams River to Whester Road wall 1 to be subject to gales and Bars, and running from said Never S. 350 W. 8 rod; then W. 10 °S. 15 rods; then Southarty Merone 28 rods; then I 212 W. 18 rods; to Chester Road about-15aftert rods booth of Oliver Willards; the Survey line from Sad Niver on the north Siels of Said Horad. Surveyed prin of Burt. Samuel Culter Wheney Samuel Enery Selection in Pay 3ps Survey Sept-1798 west. Me render po d. But Lown telest al-1/1 a bus copy of the original Record Your lelist 2706 loas. Men 343 Survey of a road from moses marshes to James mit 1798 Walkers, beginning about Eight rods Earl of Said Marshes House on Lot to Phileen in the fourth Change More Edso Mori 8,36 and run both 45° Bast 5.6 rods; they h., 7° E. 40 mcb MINA Samuel butter thence N. 150 Es Sep roda line Samuel Emery ello Much am 1 (1et 12" march 1788 on the Most for a Part - Red v Goo a hui copy of the original Record Twell Mr. S. Myers Zown blush Rockingham 25' april 1798 Days 5:53 showey of a boad how rodo in welth beginning at the April 1794 both sail cornis of the widow Cloth house, and um NoNA 10° 8. Muity Sup rods: their north Evin degrees west twenty Eight ords to the ald Road linding to Spring field. The Pay 5.94 , 1 601-1798 Sev Sour Survey line on the west side of said Road W, 8 Surreyd for Jona Burt 8.16 Samuel butter dul 15 May 1498 Samuel Ennery Selections
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