

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

Fill out the certificate, file a copy with the Town Clerk, and mail original to  
Vt. Agency of Transportation, Planning Division before February 10, 1988 .

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

**PART I**

DISTRICT 1

We, the Selectmen/Trustees/Aldermen of Stratton, 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:

	TOWN HIGHWAYS				STATE HIGHWAYS	TOTAL EXCLUDING CLASS 4
	CLASS 1	CLASS 2	CLASS 3	CLASS 4		
PREVIOUS MILEAGE AS SHOWN FEBRUARY 10, 1987	0.000	10.050	18.590	1.090	1.337	29.977
MILEAGE ADDED SINCE FEBRUARY 10, 1987 EXPLAIN UNDER (1) BELOW						
SUB TOTAL						
MILEAGE SUBTRACTED SINCE FEBRUARY 10, 1987 EXPLAIN UNDER (2) AND (3)			.690	.740		0.690
TOTAL HIGHWAY MILEAGE FEB. 10, 1988	0.000	10.050	17.900	0.350	1.337	29.287
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.

T5 0.740 Class 4      T21 0.380 Class 3  
T19 0.100 Class 3      T22 0.050 Class 3

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

T6 0.160 Reclassified Class 3 to legal trail

(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

*Erno J. Adams*  
*Jim J. Burr*  
*Kevin J. Chitt*

Town/City/Village/CLERK SIGNATURE:

that this record of highway mileage was filed and recorded on 2/8, 1988.

Approved: \_\_\_\_\_

Representative, Agency of Transportation

Date

2-19-88

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

X

**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**

TOWN OF STRATTON, VERMONT

REPORT ON THE DISCONTINUANCE OF  
TOWN HIGHWAYS NOS. 22, 19 and 21

We, the Selectmen of the Town of Stratton, hereby report on our doings concerning the discontinuance of Town Highways Nos. 22, 19 and 21 located within the Town of Stratton. Pursuant to resolution adopted at a regular meeting of the Board of Selectmen on the 22nd day of June, 1987, notices of the proposed discontinuance of Town Highways Nos. 22, 19 and 21 were caused to be posted in the office of the Town Clerk, published in the Brattleboro Reformer on July 27, 1987, and mailed to the Stratton Planning Commission. Copies were also mailed to the following persons at the following addresses by Certified Mail, Return Receipt Requested:

Mr. Michael Babbitts  
South Wardsboro, VT 05355

Mr. and Mrs. Richard Steiner  
45 Jockey Hollow Road  
Monroe, CT 06468

Town of Stratton  
P. O. Box 166  
West Wardsboro, VT 05360

Town of Dover  
P. O. Box 527  
West Dover, VT 05356

Mr. and Mrs. Robert Slate  
142 Southwest Street  
Feeding Hills, MA 01030

Estate of Victor Carter  
c/o Parker, Lamb & Ankuda  
P. O. Box 519  
Springfield, VT 05156

TELEPHONE MESSAGE	
While you were out -	
To:	ETC
From:	<i>Samuel D. Moody</i>
Of:	
Date:	Time:
Phone No.:	
<input type="checkbox"/> PLEASE CALL	<input type="checkbox"/> CALLED TO SEE YOU
<input type="checkbox"/> TELEPHONED	<input type="checkbox"/> WANTS TO SEE YOU
<input type="checkbox"/> WILL CALL AGAIN	<input type="checkbox"/> WISHES AN APPOINTMENT
MESSAGE: <u>Reclassified Highway 5</u>	
✓ TH 5	0.74 mi CL 4 (Disc.)
✓ TH 6	0.16 mi CL 3 (now Legal Trail)
✓ TH 19	0.10 mi CL 3 (Disc.)
✓ TH 21	0.38 mi CL 3 (Disc.)
✓ TH 22	0.05 mi CL 3 (Disc.)
PERSON WHO TOOK MESSAGE <i>Stratton</i>	

1987

TOWN OF STRATTON, VERMONT

REPORT ON THE DISCONTINUANCE OF  
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Estate of Victor Carter  
c/o Parker, Lamb & Ankuda  
P. O. Box 519  
Springfield, VT 05156

✓



Triple Corporation  
c/o John Tensen  
P. O. Box 313  
West Dover, VT 05356

Mr. and Mrs. James L. Saulnier  
17 Regina Drive  
Chelmsford, MA 01824

Mr. Lawrence T. Gibbons  
1734 Gascony Road  
Leucadia, CA 92024

Mr. and Mrs. Andres Llana, Jr.  
Box 372  
West Dover, VT 05356

Mrs. Janet Greene  
West Dover  
VT 05356

In accordance with said notice, a copy of which is attached hereto, the Board of Selectmen met at the Stratton Town Hall on Monday, August 10, 1987 at 7:00 p.m. to consider the following:

1. The discontinuance of Town Highway No. 22 which runs easterly from Penny Avenue (Town Highway No. 20) a distance of 0.05 miles.
2. The discontinuance of Town Highway No. 19 which runs southeasterly from Pike Hollow Road (Town Highway No. 18) a distance of 0.10 miles.
3. The discontinuance of Town Highway No. 21 (the northern end of Handle Road) which runs southwesterly from Vermont Route 100 to the Dover Town Line a distance of 0.38 miles.

Present at the hearing were Selectmen Lauren, Bills, Dupell, LaMarche, and Tuttle; Town Clerk Andy King; Town Attorney Robert Pu; Mr. Michael Babbits, Mrs. Janet Greene and Donna Friedman of the U.S. Forest Service.

Testimony was taken from Attorney Pu, Town Clerk King, Mr. Babbits, Mrs. Janet Greene and Donna Friedman. All parties present waived their right to require the Board to examine the premises affected by the possible discontinuance of the above-described highways.

In consideration of the testimony and official town records, the Board makes the following findings of fact, conclusions of law, and order:

Findings of Fact

1. Town Highway No. 22 only serves the property owned by Mr. Michael Babbits and Mr. Babbits has no objection to the road being abandoned so long as the Town continues to plow the road to its junction with his driveway.

2. Town Highway No. 19 only serves the property owned by Mr. and Mrs. Richard Steiner and Mr. and Mrs. Steiner have no objection to the road being abandoned so long as the Town agrees to put in a new culvert at the end of the road.

3. Mrs. Janet Greene spoke in support of the proposed discontinuance of Town Highway No. 21. A representative from the United States Forest Service was also present and offered some testimony. However, due to some concern about the U.S. Forest Service's right of way, the Board was reluctant to make a decision on this road without first contacting Mr. Edward Griffith of the U.S. Forest Service in Rutland.

4. Subsequent to the hearing, both the Chairman and the Town Clerk spoke with Mr. Edward Griffith of the U.S. Forest Service. The Forest Service is not opposed to the discontinuance of Town Highway No. 19. However, they would like to maintain access to their property, either by having the road discontinued but with the right of way maintained or by acquiring a separate right of way from the Town of Stratton.

#### Conclusions of Law

4. The Board of Selectmen has the authority to lay out, alter and discontinue highways, subject to the public good, necessity or convenience.

5. When a highway is discontinued, the right of way may be continued at the same width by the Board of Selectmen by designating the right of way as a trail.

6. If a discontinued highway is not designated as a trail, it shall be set and belong to the owners of the adjoining lands; if it is located between lands of two different owners, it shall be set to the lots to which it originally belonged, if they can be ascertained; if not, it shall be equally divided between the owners of the land on each side.

7. Since Town Highways Nos. 22 and 19 only serve one property owner each, the public good, necessity and convenience of the inhabitants of the Town of Stratton are best served by the discontinuance of these two roads.

8. All of the property owners potentially affected by the possible discontinuance of Town Highway No. 21, with the exception of the United States Forest Service, have access to their property from Route 100.

9. Provided that the Town of Stratton gives the United States Forest Service a right of way to their property, the public good, necessity and convenience of the inhabitants of the Town of Stratton are best served by the discontinuance of Town Highway No. 21.

Order

WHEREFORE, Town Highway No. 22 which runs easterly from Penny Avenue (Town Highway No. 20) a distance of 0.05 miles; Town Highway No. 19 which runs southeasterly from Pike Hollow Road (Town Highway No. 18) a distance of 0.10 miles; and Town Highway No. 21 (the northern end of Handle Road) which runs southwesterly from Vermont Route 100 to the Dover Town Line a distance of 0.38 miles are hereby discontinued and the existing highway is hereby set to the owners of the adjoining lands. It is further ordered that upon receipt of a survey of the proposed right of way that the United States Forest Service would like to acquire from the Town of Stratton to replace the access formerly provided by Town Highway No. 21, the Town of Stratton shall execute and deliver an easement deed of said right of way to the United States Forest Service.

Dated at Stratton, Vermont, this 14<sup>th</sup> day of September, 1987.

STRATTON BOARD OF SELECTMEN

Alvin J. Boyd

Kenneth A. Tuttle

James A. Bice

Gene F. Blum

Kathleen LaMorché

TOWN OF STRATTON, VERMONT

REPORT ON THE DISCONTINUANCE OF  
TOWN HIGHWAYS NOS. 6 & 5

We, the Selectmen of the Town of Stratton, hereby report on our doings concerning the discontinuance of Town Highways Nos. 6 and 5 located within the Town of Stratton. Pursuant to resolution adopted at a regular meeting of the Board of Selectmen on the 22nd day of June, 1987, notices of the proposed discontinuance of Town Highways Nos. 6 & 5 were caused to be posted in the office of the Town Clerk, published in the Brattleboro Reformer on August 10, 1987, and mailed to the Stratton Planning Commission. Copies were also mailed to the following persons at the following addresses by Certified Mail, Return Receipt

Requested:

Mrs. Lee J. Smith  
5415 Congress Street  
Fairfield, CT 06430

Town of Jamaica  
Box 173  
Jamaica, VT 05343

David and Janet B. Hamilton  
Neil and Arlene Hamilton  
Pikes Falls Road  
Jamaica, VT 05343

In accordance with said notice, a copy of which is attached hereto, the Board of Selectmen met at the Stratton Town Hall on Monday, August 24, 1987 at 7:00 p.m. to consider the following:

1. The discontinuance of Town Highway No. 6 (Twing Farm Road) which runs easterly from its intersection with Town Highway Nos. 7 and 5 (abandoned section) to the Jamaica Town Line a distance of 0.16 miles.

2. The discontinuance of Town Highway No. 5 (abandoned section) which runs in a southerly direction from Town Highway No. 7 to the Jamaica Town Line a distance of 0.74 miles.

The Board of Selectmen together with Town Attorney Robert Pu and Jamaica Selectman Robert Brown drove to the site to examine the premises affected by the possible discontinuance of these two highways. The Board observed Town Highway No. 5 and the large boulder which had been placed at its entrance a number of years ago. The Board then drove to Town Highway No. 6 and proceeded to walk its full length. During the course of this walk, Mr. Brown expressed the desire of the Town of Jamaica that a turnaround be provided in the event that the road was discontinued. The site visit having concluded, the parties returned to the Stratton Town Hall to resume the hearing.

Present at the hearing were Selectmen Lauren, Bills, Dupell, LaMarche, and Tuttle; Town Clerk Andy King; Town Attorney Robert Pu; and Mr. Robert Brown, Selectman of the Town of Jamaica.

Mr. Brown was invited to testify and he repeated the sentiments that he had expressed earlier at the site. Members of the Board questioned why the Town of Stratton should provide a turnaround if they elected to discontinue the road. Mr. Brown was of the opinion that if the Town of Stratton discontinued its portion of the road that it would only be a matter of time before the Town of Jamaica did likewise. Town Attorney Robert Pu responded to questions from the Board members who wanted to know if Stratton was under any legal obligation to provide the turnaround. Mr. Pu indicated that he did not think that Stratton



was legally obligated to provide the turnaround if it discontinued the road. However, Mr. Pu did acknowledge that Jamaica's concerns were valid and suggested that if the road were discontinued it might be advisable to continue the right of way by designating it as a trail.

In consideration of the testimony, discussion, site visit, and official town records, the Board makes the following findings of fact, conclusions of law, and order:

#### Findings of Fact

1. A 0.74-mile section of Town Highway No. 5 is presently a Class 4 highway and is not maintained at all by the Town of Stratton. A large boulder was placed at the entrance to the section of this road a number of years ago and it does not appear as if vehicles have used this section of road for a number of years.

2. S. Giles Payne, Esquire, attorney for Lee J. Smith and William J. Buckley, owners of property adjacent to Town Highway No. 5, contacted Town Clerk Andy King and indicated that his clients had no objection to the discontinuance of this section of Town Highway No. 5.

3. The Town of Jamaica has no objection to the discontinuance of this section of Town Highway No. 5.

4. Town Highway No. 6 is presently a Class 3 highway and is passable to trucks and 4-wheel drive vehicles; however, it has not been maintained by the Town of Stratton.

5. The Town of Jamaica is not opposed to the discontinuance of Town Highway No. 6; however, it would like to see the Town of Stratton provide a turnaround for vehicles forced to turn around at the point where the road is blocked off.

#### Conclusions of Law

6. The Board of Selectmen has the authority to lay out, alter and discontinue highways, subject to the public good, necessity or convenience.

7. When a highway is discontinued, the right of way may be continued at the same width by the Board of Selectmen by designating the right of way as a trail.

8. If a discontinued highway is not designated as a trail, it shall be set and belong to the owners of the adjoining lands; if it is located between lands of two different owners, it shall be set to the lots to which it originally belonged, if they can be ascertained; if not, it shall be equally divided between the owners of the land on each side.

9. Since Town Highway No. 5 is already a Class 4 highway and has been blocked off with a large boulder for a number of years, the public good, necessity and convenience of the inhabitants of the Town of Stratton are best served by the discontinuance of this highway.

10. Since Town Highway No. 6 continues into the Town of Jamaica and that portion of the highway is still in use, the public good, necessity and convenience of the inhabitants of the Towns of Stratton and Jamaica are best served by the discontinu-

ance of this road and the preservation of the right of way by designating it as a trail.

Order

WHEREFORE, Town Highway No. 5 (abandoned section) which runs in a southerly direction from Town Highway No. 7 to the Jamaica Town Line a distance of 0.74 miles is hereby discontinued and the existing highway is hereby set to the owners of the adjoining land and Town Highway No. 6 (Twing Farm Road) which runs easterly from its intersection with Town Highways Nos. 7 and 5 (abandoned section) to the Jamaica Town Line a distance of 0.16 miles is hereby discontinued and the existing right of way designated as a trail.

Dated at Stratton, Vermont, this <sup>th</sup> 14 day of September, 1987.

STRATTON BOARD OF SELECTMEN

Erne H. Poirer

Keith LaMoreche

James A. Bur

Kenneth A. Bittle

Albert J. Taylor

TOWN OF STRATTON, VERMONT  
NOTICE OF HEARING ON DISCONTINUANCE OF  
TOWN HIGHWAYS NOS. 6 & 5

August 24, 1987

Pursuant to the authority granted to us by the provisions of 19 V.S.A. §§292 and 531, and such other general or special enactments as may be material hereto, we, the undersigned Board of Selectmen of the Town of Stratton, hereby give notice to persons owning or interested in lands through which the above-described highways are presently laid out, to persons owning or interested in lands abutting such highways, to the Stratton Planning Commission and the Town Clerk, and to any other interested parties, that we will meet at 7:00 p.m. on Monday, the 24th day of August, 1987 at the Stratton Town Hall for the purpose of holding a public hearing to consider the following:

1. The discontinuance of Town Highway No. 6 (Twing Farm Road) which runs easterly from its intersection with Town Highways Nos. 7 and 5 (abandoned section) to the Jamaica Town Line a distance of 0.16 miles.

2. The discontinuance of Town Highway No. 5 (abandoned section) which runs in a southerly direction from Town Highway No. 7 to the Jamaica Town Line a distance of 0.74 miles.

3. Claims for damages.

4. To examine the premises affected by the possible discontinuance of the above-described highways.

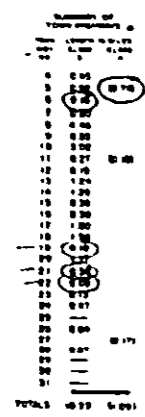
A map of the above-described highways may be reviewed at the Stratton Town Clerk's Office.

Dated at Stratton, Vermont, this 22nd day of June, 1987.

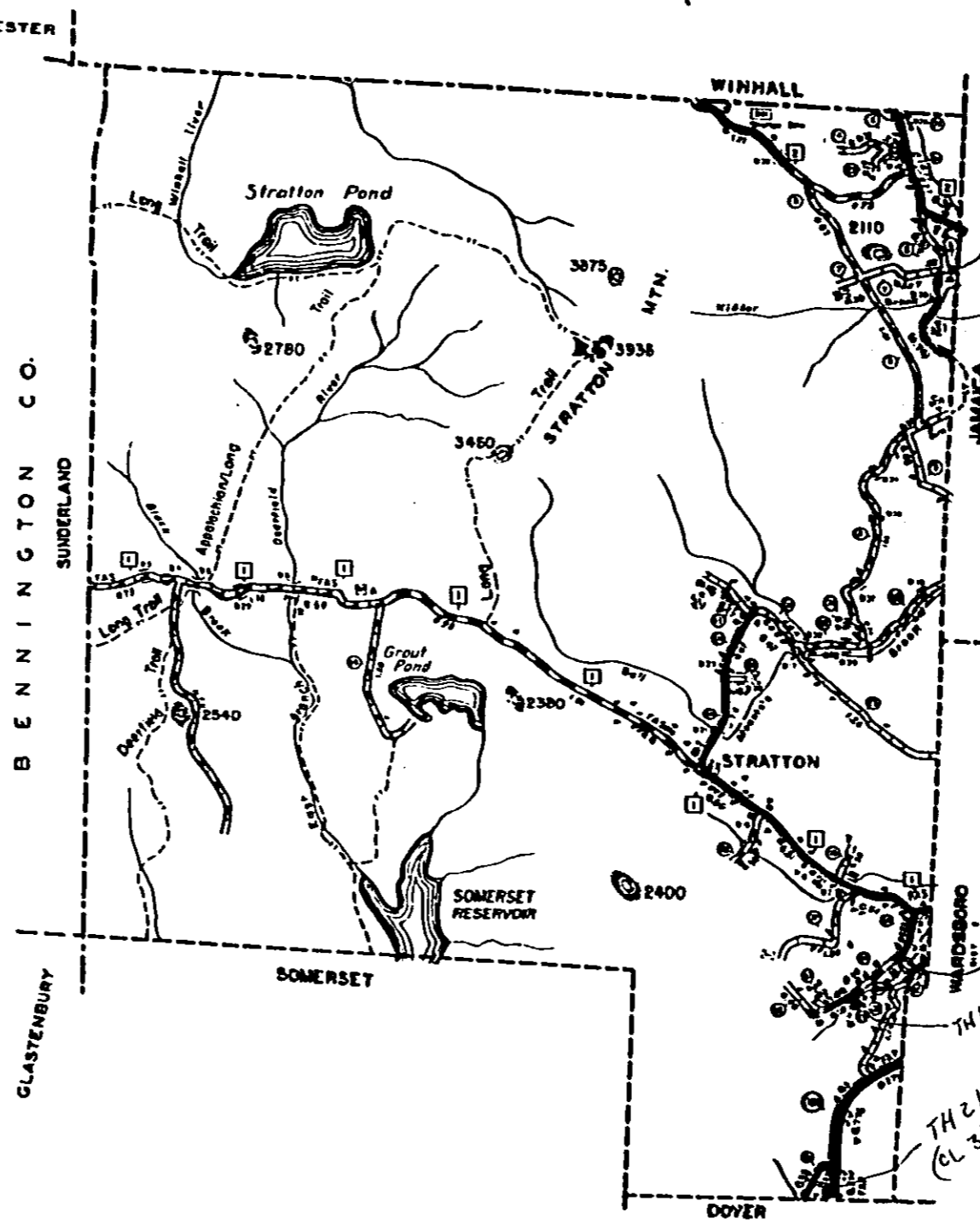
*James H. Jones*  
*Keith Little*  
*Alan J. O'Connell*  
*Kenneth Little*

Board of Selectmen  
Town of Stratton

To be published August 10, 1987.



- LEGEND**
- HIGHWAYS**
- Interstate of State
  - Interchange
  - State Highway
  - Local Highway
  - Trail
  - Discontinued Highway
  - Legal Trail
  - Foot Path
  - Interstate & Numbered Route
  - U.S. Numbered Route
  - State Numbered Route
  - Class 1 Town Highway
  - Class 2 Town Highway
  - Class 3 Town Highway
  - Class 4 Town Highway
  - FCA
  - FAP
  - FAS
  - FAS
  - NFM
- ROAD SURFACE TYPES**
- Asphalt
  - Concrete
  - Surface Treated Gravel
  - Gravel
  - Soil Surface - Fine Gravel
  - Graded and Drained Earth
  - Unimproved Earth
  - Grass
- BRIDGES**
- Concrete
  - Steel
  - Timber
  - Other
- MISCELLANEOUS**
- Water Road and Grade Crossing
  - Valley Center
- CULTURAL FEATURES**
- Church
  - Graveyard
  - Mill
  - Well
  - Shed
  - House
  - Store
  - Office
  - School
  - Station
  - Cemetery
  - Public Building
  - Garage
  - Gas Station
  - Post Office



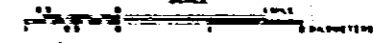
Legal Trail (Disc. cl 3)

Discontinued cl 4



**GENERAL HIGHWAY MAP**  
**TOWN OF STRATTON**

1980 POPULATION 122  
PREPARED BY  
VERMONT AGENCY OF TRANSPORTATION  
PLANNING DIVISION



TH22 (cl 3)

TH19 (cl 3)

TH21 (cl 3)

**RELEASE SUMMARY**

CLASS 1 TOWN HIGHWAYS	0.000
CLASS 2 TOWN HIGHWAYS	7.00
CLASS 3 TOWN HIGHWAYS	18.93
TOTAL, CLASS 2 TOWN HWYS	10.00
CLASS 3 TOWN HIGHWAYS	18.93
TOTAL TOWN HWYS	28.93
STATE HIGHWAYS	1.370
TOTAL, STATE HWYS	1.370
TOTAL TRAVELED HWYS, FEB. 10, 1980	29.97

**NOTES**  
Inventory date of cultural features is 1970.  
The untraveled highways (ford, dirt, local highways),  
discontinued highways, and legal trails shown here  
are those of which the Department of Highways  
has record, others may exist.