

CERTIFICATE OF HIGHWAY MILEAGE

YEAR ENDING FEBRUARY 10, 2002

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2002 to: VT Agency of Transportation, Technical Services Division, Drawer 33, Montpelier, VT 05633.

We, the Selectmen or Aldermen or Trustees of BARNARD in WINDSOR 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 totals.

Town Highways	Previous Mileage	Added Mileage	Subtracted Mileage	Total	Scenic Highways
Class 1	0.000				0.000
* Class 1 Lane	0.000				
Class 2	15.560				0.000
Class 3	44.310		-.25 (TH15) -.20 (TH71)	15.560 43.860	0.000
State Highway	9.615			9.615	0.000
* Class 4	13.330	+.15 (TH15)		13.480	0.000
Total	69.485	+.15	-.45	69.035	0.000

* Class 1 Lane Mileage and Class 4 is NOT included in total.

PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.

- NEW HIGHWAYS: Please attach Selectmen's "Certificate of Completion and Opening".
- DISCONTINUED: Please attach SIGNED copy of proceedings (minutes of meeting).
TH 71 -0.2 class 3. Discontinued.
- RECLASSIFIED/REMEASURED: Please attach SIGNED copy of proceedings (minutes of meeting).
- SCENIC HIGHWAYS: Please attach a copy of order designating/discontinuing Scenic Highways.

IF THERE ARE NO CHANGES IN MILEAGE: Check box and sign below. []

PART III - SIGNATURES - PLEASE SIGN.

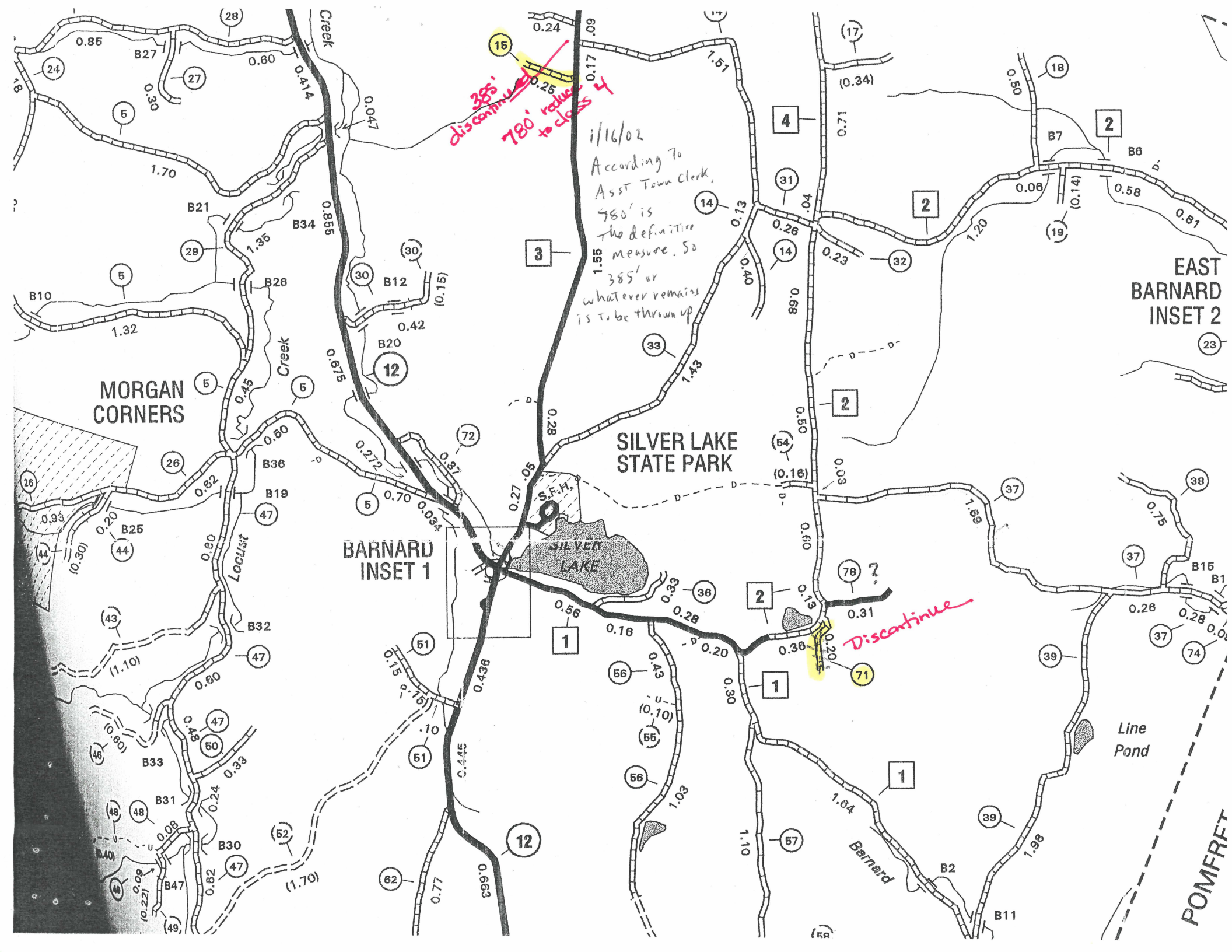
Selectmen/ Aldermen/ Trustees Signatures:

Clerk Signature: Donald H. Hauney Date Filed: 1.9.02

Please sign ORIGINAL and return it for Transportation signature.

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

APPROVED: Donald H. Salthus DATE: 1/16/02
Representative, Agency of Transportation



385' discontinuous
780' reduce to class 4

1/16/02
According to
Asst Town Clerk,
480' is
the definitive
measure. So
385' or
whatever remains
is to be thrown up

Discontinue

MORGAN CORNERS

BARNARD INSET 1

SILVER LAKE STATE PARK

EAST BARNARD INSET 2

POMFRET



Town of Barnard, Vermont

Chartered July 17, 1761

P.O. Box 274
Barnard, Vermont 05031
(802) 234-9211

TH# 71

August 29, 2001

VT Agency of Transportation
133 State Street Administration Building
Montpelier VT 05633-5001

RE: Highway Mileage

Dear Administrator:

While inspecting a General Highway Map that I just received I noticed that a road that had been discontinued was still on the map.

Investigating further I discovered that the discontinuance had never been reported to you therefore I hope this letter will serve such purpose.

Class 3	Town Highway # 71	.20 miles	was discontinued on 5/6/92
			Recorded Bk 56 pgs 472-477

If this letter is not sufficient please send me the appropriate forms, in order to remove TH# 71 from the Town Highway Map.

When such change is made could I please get a copy of a new map.

Also I noticed that the map I received has no date on it?

In addition I have discovered that I have no Certificate of Mileage recorded for years ending 1999 or 2000. If you have these certificates would you please send me a copy or the appropriate forms that I need to fill out.

Thank you very much for your help.

Sincerely,

Diane L. Rainey
Town Clerk

Town of Barnard, Vermont

Chartered July 17, 1761

Barnard, Vermont 05031
(802) 234-9211

FLD

*TH # 71
56/42-71*

NOTICE

April 1, 1992

PUBLIC NOTICE.....TOWN HIGHWAY # 71

The Selectmen wish to discontinue (.2 miles) TH # 71. Being the road that enters the Twin Farm Development, and connecting to Thurston & Laila Twigy-Smith driveway.

The purpose is to remove TH # 71 from the Town of Barnard highway system.

The date set to inspect this road is Wednesday, May 6, 1992 at 6:00 P.M.

Hearing to be Wednesday May 6, 1992 at 7:00 P.M. in the Barnard Town Hall. This meeting will be to hear testimony and make decision on the said road.

Town of Barnard Vt.
Selectmen

Joseph Tokarski



Thomas Morse



Dwight Dotson



473

Selectmen's Minutes

6 May, 1992

Tokarski, Morse, Doton present, started meeting at 7:00 p.m. at town hall. Approved town and highway orders and minutes of previous (28 April, 1992) meeting.

Signed annual financial plan for state highway funds, to be returned to Tom Tetreault, dist. trans. administrator.

Reviewed A. O. 's actions re. Frake & Lancaster.

Buzz Audsley discussed need for changes at the transfer station, including handling, storage, sorting, and public awareness.

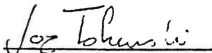
Discussed failed septic system at Mt. Meadows with Mike Clarke, he is working on a solution.


Meeting closed at 9:00 p.m.

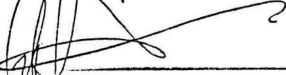


Throw-up TH 71

Inspection held at 6:00p.m., Dwight Doton present. Hearing held at 9:00p.m., Tom Morse moved to throw up TH 71, and sign warrantee deed to Thurston and Laila Twigg-Smith. Second by Dwight Doton. Moved that hearing close by Joe Tokarski, second by Dwight Doton. Meeting closed at 9:05 p.m.


Joe Tokarski


Tom Morse


Dwight Doton

Selectmen, town of Barnard

TWIN FARMS DEVELOPMENT COMPANY

KOKE TWIGG-SMITH

PROJECT MANAGER

March 13, 1992

Barnard Board of Selectmen
Barnard, VT 05031

Tom, Joe & Dwight,

In preparing the maps, etc for our project, we researched the section of Town Road retained by the town back in 1968 when it exchanged roads with Kurash. This stub was retained to provide access to the road leading to the Lewis House, which burned in 1989.


(Contrary to everyone's opinion, the old road to Lewis is NOT a town road, and was thrown up in the forties. This action is recorded. Also, the deed descriptions of the Lewis parcel include this fifty foot right of way as part of the property.)

As we are planning to remove the stub of TH 71 in relocating the entrance to Twin Farms, we are asking herein to have the town throw up or discontinue the remaining section of TH 71, giving title to the land to THURSTON & LAILA TWIGG-SMITH.

Included with this letter you will find a copy of the map recorded when the Town and Kurash swapped roads, a description of the remainder of TH71 that needs to be discontinued, a suggested deed to use to record the transfer of the land, and two sets of the new map that shows the meets and bounds of the piece of road in question.

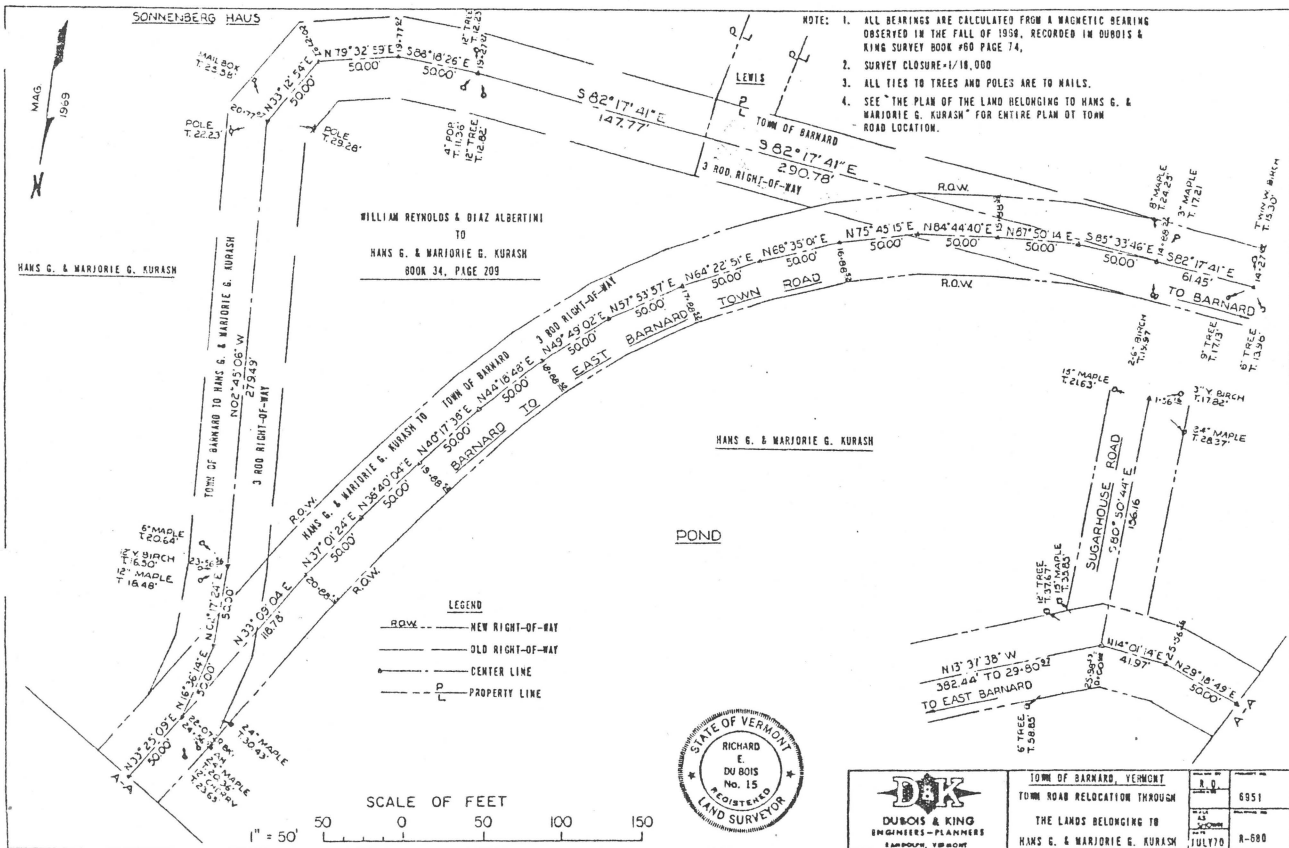
Since I won't be in town between March 18 and April 1, I am hoping you can start the process to have this road discontinued. I'll check with Diane when I get back to see if you need anything else.

Sincerely,



Koke Twigg-Smith

474



489

VERMONT WARRANTY DEED

Know all men by these presents That Town Of Barnard, a municipal corporation of Barnard in the County of Windsor and State of Vermont Grantor, in the consideration of One Dollar and other valuable considerations... Hans R. Kurash and Marjorie G. Kurash, husband and wife, as tenants by the entirety and their heirs and assigns forever, a certain piece of land in Barnard in the County of Windsor and State of Vermont, described as follows, viz:

All of the land which originally comprised the Town of Barnard right of way three rods in width and located between the entrance to the premises formerly of Dorothy Thompson Lewis and son of Jean Paul Lewis and Gregory Lewis and the entrance to Sugarhouse Road, so-called.

The premises hereby conveyed originally comprised the main road from Barnard to East Barnard, said road having been re-located in 1976 and the new road having been opened by Hans R. Kurash and Marjorie G. Kurash to the Town of Barnard by a deed dated November 30, 1970.

To have and to hold the said granted premises, with all the privileges and appurtenances thereof, to the said Grantees Hans R. Kurash and Marjorie G. Kurash, husband and wife, as tenants by the entirety, their heirs and assigns, to their own use and behoof forever; and the said Grantor Town of Barnard for itself and successors, executors and administrators, do covenant with the said Grantees Hans R. Kurash and Marjorie G. Kurash, husband and wife, as tenants by the entirety, their heirs and assigns, that until the ensueing of these presents it is the sole owner of the premises, and have good right and title to convey the same in manner aforesaid, that they are free from every encumbrance; and it does hereby engage to warrant and defend the same against all lawful claims whatsoever,

In Witness Whereof, I hereunto set my hand and seal this 22 day of November A.D. 1971

In Presence of Hazel R. Davis Vivian M. Webster

Town Of Barnard John R. Stewart L.S. Roger S. Webster L.S. Wm. H. Edmunds, Jr. L.S.

State Of Vermont } At Barnard this 22 day of November A.D. 1971 County of Windsor } John R. Stewart, Roger S. Webster and Wm. H. Edmunds, Jr. personally appeared, and they acknowledged this instrument, by their sealed and subscribed, to be their free act and deed.

Before me Hazel R. Davis Notary Public (Seal)

Barnard Town Clerk's Office Received for Record November 22, A.D. 1971 at 8 o'clock and 50 minutes P.M.

Attest: [Signature] Town Clerk

DEED USED TO CONVEY TO KURASH OLD ROAD

I used it as model for proposed deed

Kolman

499te

VERMONT WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS:

THAT the TOWN OF BARNARD, a municipal corporation of Barnard in the County of Windsor and State of Vermont, GRANTOR, in consideration of One Dollar paid to its full satisfaction by THURSTON TWIGG-SMITH and LAILA TWIGG-SMITH, husband and wife of Honolulu in the County of Honolulu in the State of Hawaii, GRANTEES, by these presents do freely Give, Grant, Sell, Convey And Confirm unto the said GRANTEES Thurston Twigg-Smith and Laila Twigg-Smith, husband and wife, as tenants by the entirety and their heirs and assigns forever, a certain piece of land in Barnard in the County of Windsor and State of Vermont, described as follows, viz:

BEING a portion of the 3 rod right-of-way of the original main road leading from Barnard to East Barnard which lies between the entrance to the former Lewis premises and the southeasterly right-of-way line of the new portion of roadway previously conveyed to the Town of Barnard as recorded in Book 36, page 280 of the land records, and is further described as follows:

BEGINNING at a point in the southerly right-of-way line of the original road where it intersects the southeasterly line of said new right-of-way;

THENCE along the southeasterly side of said new right-of-way in a generally northeasterly direction following a curve to the left having a radius of 510.96 feet for a distance of 222.05 feet to a point where said new right-of-way intersects the northerly line of the original main road;

THENCE South 82 degrees, 17 '41" East, 75.40 feet along the northerly right-of-way of said original road to a point;

THENCE South 7 degrees, 42'19" West, 49.50 feet to a point;

THENCE North 82 degrees, 17'41" West, 290.78 feet along the southerly right-of-way line of said original road to the point of beginning.

SAID Parcel contains 7,260 square feet, more or less, and is subject to all existing easements and rights-of-way of record.

Further reference is made to a map prepared by Bruno Associates, INC, P.C., entitled "Town Road Survey in Barnard, Windsor County, Vermont, for Thurston and Laila Twigg-Smith", dated 3/9/92 and recorded in the Town of Barnard Land Records in Map Book 3, page 97, on the 6 day of May, 1992.

TO HAVE AND TO HOLD, the said granted premises, with all the privileges and appurtenances thereof, to the said GRANTEES, their heirs and assigns to their own use and behoof forever; and said GRANTORS, for itself and successors, executors and administrators, do covenant with the said GRANTEES, that until the ensealing of these presents it is the sole owner of the premises, and have good right and title to convey the same in the manner aforesaid, that they are Free From Every Encumbrance: And it does hereby engage to Warrant And Defend the same against all lawful

~~281~~

claims whatever,

IN WITNESS WHEREOF, I hereunto set my hand and seal this 6th day of May, A.D. 1992.

In the Presence of:

Neal C. [Signature]
Dave X. Campbell

TOWN OF BARNARD, by its Selectmen:

[Signature]
Tom Morse
[Signature]
Joseph Tokarski
[Signature]
Dwight Doton

State of Vermont,)
County of Windsor)ss.

At Barnard this 6th day of May, A.D. 1992,
Tom Morse, Joseph Tokarski, and Dwight Doton
personally appeared, and they acknowledge this
instrument, by them sealed and subscribed, to
be their free act and deed.

Before Me, Dave X. Campbell
Notary Public
Barnard Town Clerk

Barnard Town Clerk's Office Received for Record May 14, A.D. 1992
at 8 o'clock and 35 minutes A.M.

Attest:
Dave X. Campbell
Town Clerk

Bt 56
Pg 472-481 477
Also
Map Bt 3
Pg 97

Vermont Property Transfer Tax
32 V.S.A. Chap. 231
--ACKNOWLEDGMENT--
Return Rec'd.--Tax Paid--Board of Health Cert. Rec'd.
Vt. Land Use & Development Plans Act Cert. Rec'd.
Return No. _____
Signed _____
Date _____

Vermont Property Transfer Tax
32 V.S.A. Chap. 231
--ACKNOWLEDGMENT--
Return Rec'd.--Tax Paid--Board of Health Cert. Rec'd.
Vt. Land Use & Development Plans Act Cert. Rec'd.
Return No. 1992-21
Signed D. Campbell, Clerk
Date 5/14/92

TH # 15

- 219 -



Town of Barnard, Vermont

Chartered July 17, 1761

P.O. Box 274
Barnard, Vermont 05031
(802) 234-9211

PUBLIC NOTICE

The Barnard Board of Selectmen will hold a public hearing to hear considerations for altering the classification of certain town roads.

Examination of these roads will be on Wednesday, November 7, 2001, beginning with TH# 14 at 6:00 PM and progress to the other location as listed.

A hearing will commence at the Barnard Town Office at 7:00 PM, Wednesday, November 7, 2001.

The following is a list of roads to be considered.

TH# 14 ----	320 ft.	Reduce to Class 4 (From the intersection)
	1792 ft.	Discontinue (Remaining)
TH# 15 ----	780 ft. 67% .17	Reduce to Class 4 (From the intersection of the North Road (TH#3))
	385 ft. 33% .08	Discontinue (Remaining)

October 3, 2001
Barnard Board of Selectmen

Rock Webster, Chair

Tom Morse

Tim Johnson

STATE OF VERMONT
OFFICE OF THE ATTORNEY GENERAL
BARNARD, VERMONT 05031
(802) 234-9211



Town of Barnard, Vermont

Chartered July 17, 1761

P.O. Box 274
Barnard, Vermont 05031
(802) 234-9211

SELECTMEN MINUTES

Date: 11/14/01
Meeting Called to Order: 7:00 PM
Selectmen Present: Tom Morse, Rock Webster
Guest: See attached guest list of all present for discussion of reclassification of TH14 and TH15

Minutes: Previous weeks Reviewed: X Approved ___ Revised, and Signed
Orders: Town & Highway Orders Reviewed and: X Approved ___ Revised, and Signed
Mail: Reviewed

Litigation//Ferguson: Rec'd notice of appeal of recent BOA decision to Environmental Court by A & B Ferguson

Administrative Officer// Fichtner//Creech: Rec'd notice of appeal of recent BOA decision by A Rydjeski re Administrative Officer's issuance of a permit to D Creech to reopen restaurant on Fitchner property (formerly the Valley View)

Town Hall: Rec'd letter of thanks from Wendy Wannop for use of Town Hall for a field hockey banquet

TH #14: Discussed reclassification of TH 14 as warned (see Attached guest list): On-site inspection held prior meeting, no comments objecting. At meeting, J Dutton presents evidence that a through right of way exists through the farm buildings to property to the south and back onto Turnpike Rd. Several guests express desire to retain public rights of way. Landowner expresses disinclination to have public right of way pass through his farm buildings and field. Morse moves to postpone decision until November 28 for consideration by full Select board, Passed

→ TH #15: Discussed reclassification of TH 15 as warned (see attached guest list): j Dutton alleges that a right of way (approx. 385') exists through the farm to another old public right of way running from the North Road to Route 12 South. Woods advises to retain right of way for value of unusual scenic view. Others again express desire for retention of all public rights of way. Selectmen note that no one attending earlier on-site inspections or hearings brought evidence of a through right of way or objected on grounds of it. Also noted existence of an elaborate pond, dam and bridge taking over a section of road proposed to be thrown up. Also noted that through right of way from the North Road to Route 12 is served by a right of way from Lillienthals to the Gilman farm. Morse moved to reclassify as warned. Passed

Meeting Adjourned: 9:00 PM
Recording Selectman: Tom Morse

Selectmen Signatures:

Rock Webster

Tom Morse

Timothy Johnson

RECEIVED AND RECORDED

ON 12-11-01

AT 7:30 AM

BOOK 73 PAGE 219-220

attest

TOWN CLERK BARNARD, VT



Town of Barnard, Vermont

Chartered July 17, 1761

P.O. Box 274
Barnard, Vermont 05031
(802) 234-9211

SELECTMEN MINUTES

Date: 11/28/01
Meeting Called to Order: 7:05 PM
Selectmen Present: Tom Morse, Tim Johnson, Rock Webster
Guest: See attached guest list of all present for discussion of reclassification of TH14 and TH15
Minutes: Previous weeks Reviewed: X Approved ___ Revised, and Signed
Orders: Town & Highway Orders Reviewed and: X Approved ___ Revised, and Signed
Mail: Reviewed

Highway//

TH#14: Discontinuance & Reclassification of TH# 14:
 Discussion of past meetings in regards to rights-of-ways and legalities on this issue; Tom Morse makes motion to leave TH# 14 class 3 to Spencer's farm buildings and until mapping project is complete and environmental court investigation is complete; T Johnson 2nd and board voted in favor.

RE FERGUSON V. TOWN
TM

Highway//

TH# 43: (Porter Road) Joe Tokarski expressed concern and complaints on Porter Road; Discussed previous Oct 16th 2001 meeting, same outcome after investigating road site; (See attached letter)

Septic: Permit # 01-22 Wackenhut Plans signed & approved by Select Board BUT denied by Mike Clarke (Septic Officer) Pending State Permits for more Dwellings

Litigation//

Ferguson: Select Board authorized T Morse to call Stitzel's office to let them know they can enter an Appearance on the town's behalf.

Transfer Station//

Peter McGuire: Received letter from Peter McGuire (see attached); Select Board will look into the request for Gaylord boxes, baler and also roll off skid boxes; Board gave T Morse permission to make phone calls inquiring of these items

Litigation//


CLA (State v Town): Settlement on appeal of 1997 & 1998 Common Level of Appraisal; Board gave Town's lawyer permission for handling final settlement

Meeting Adjourned: 9:35 PM
 Recording Selectman: ~~Tom Morse~~ Tim Johnson ^{DJR}

Selectmen Signatures:


 Rock Webster


 Tom Morse


 Timothy Johnson