

CERTIFICATE OF HIGHWAY MILEAGE
YEAR ENDING FEBRUARY 10, 2011

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2011 to: Vermont Agency of Transportation, Division of Planning, Outreach and Community Affairs, One National Life Drive, Montpelier, VT 05633.

We, the members of the legislative body of ROYALTON in WINDSOR County on an oath state that the mileage of highways, according to Vermont Statutes Annotated, Title 19, Section 305, added 1985, is as follows:

PART I - CHANGES TOTALS - Please fill in and calculate totals.

Table with 6 columns: Town Highways, Previous Mileage, Added Mileage, Subtracted Mileage, Total, Scenic Highways. Rows include Class 1, Class 2, Class 3, State Highway, Total, Class 1 Lane, Class 4, Legal Trail, Unidentified Corridor. Includes handwritten adjustments and a note: 'Adjustment by S. Moulton 3/11/2011'.

PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.

- 1. NEW HIGHWAYS: Please attach Selectmen's "Certificate of Completion and Opening". + 0.14 mi CL4 William Bowles Rd TH-106 (S. Moulton)
2. DISCONTINUED: Please attach SIGNED copy of proceedings (minutes of meeting).
3. RECLASSIFIED/REMEASURED: Please attach SIGNED copy of proceedings (minutes of meeting).
4. 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: [Signatures]

T/C/V Clerk Signature: [Signature] Date Filed: 2/7/2011 at 8:20 AM

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

APPROVED: [Signature] DATE: 6/30/2011 Representative, Agency of Transportation Johnathan Croft

Received

VT Agency of Transportation

FEB 11 2011

Planning Outreach and  
Community Affairs Division

## Vermont Statutes Annotated

### 19 V.S.A. § 305. Measurement and inspection

#### § 305. Measurement and inspection

(a) After reasonable notice to the selectboard, a representative of the agency may measure and inspect the class 1, 2, and 3 town highways in each town to verify the accuracy of the records on file with the agency. Upon request, the selectboard or their designee shall be permitted to accompany the representative of the agency during the measurement and inspection. 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 selectboard shall file with the town clerk a sworn statement of the description and measurements of all class 1, 2, 3, and 4 town highways and trails then in existence, including any special designation such as a throughway or scenic highway. When class 1, 2, 3, or 4 town highways, trails, or unidentified corridors 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) All class 1, 2, 3, and 4 town highways and trails shall appear on the town highway maps by July 1, 2015.

(d) At least 45 days prior to first including a town highway or trail that is not clearly observable by physical evidence of its use as a highway or trail and that is legally established prior to February 10, 2006 in the sworn statement required under subsection (b) of this section, the legislative body of the municipality shall provide written notice and an opportunity to be heard at a duly warned meeting of the legislative body to persons owning lands through which a highway or trail passes or abuts.

(e) 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. A request by a municipality to the agency for a change in mileage shall include a description of the affected highway or trail, a copy of any surveys of the affected highway or trail, minutes of meetings at which the legislative body took action with respect to the changes, and a current town highway map with the requested deletions and additions sketched on it. A survey shall not be required for class 4 town highways that are legally established prior to February 10, 2006. All records filed with the agency are subject to verification in accordance with subsection (a) of this section.

(f) The selectboard 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 transportation board by filing a notice of appeal with the executive secretary of the transportation board.

(g) The agency shall provide each town with a map of all of the highways in that town together with the mileage of each class 1, 2, 3, and 4 highway, as well as each trail, and such other information as the agency deems appropriate.

Excerpt of 19 V.S.A. § 305 - *Measurement and inspection* from Vermont Statutes Online located at –  
<http://www.leg.state.vt.us/statutes/fullsection.cfm?Title=19&Chapter=003&Section=00305>

12/20/2010

# Royalton

11-Mar-11

Westerly from William Bowles Dwelling Place

Traverse transcribed into ArcGIS format by S.Moulton, Mapping & GIS Specialist

Vermont Agency of Transportation - Mapping Unit

Original traverse recorded in Royalton town records

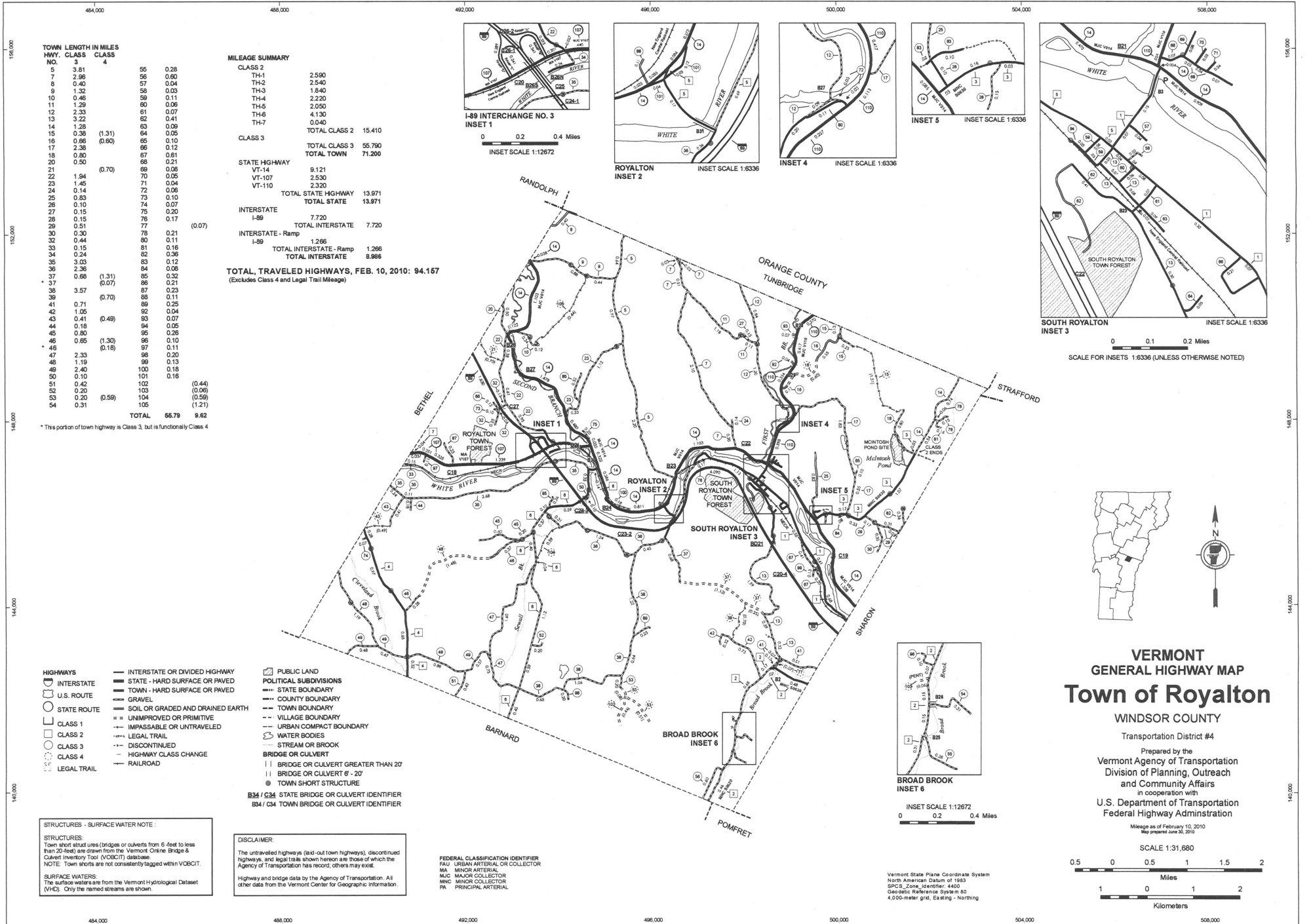
Book 1786-1813 page 363

One other road beginning at Wm Bowles's house thence

DT QB				Degrees	Minutes	Seconds		Rods	Feet	Meters	Miles
DU DMS											
SP 494426 150235											
DD N68-0-0W 231.3432	DD	N68-0-0W	N	68	0	0 W		46.0	759.00	231.34	0.14

The following courses were not adopted by the town as part of their 2011 Mileage Certificate

DD S7-0-0W 90.5256	DD	S7-0-0W	S	7	0	0 W		18.0	297.00	90.53
DD S45-0-0W 321.8688	DD	S45-0-0W	S	45	0	0 W		64.0	1056.00	321.87
DD S51-0-0W 341.9856	DD	S51-0-0W	S	51	0	0 W		68.0	1122.00	341.99
DD S60-0-0W 181.0512	DD	S60-0-0W	S	60	0	0 W		36.0	594.00	181.05



TOWN HWY. NO.	LENGTH IN MILES CLASS 3	LENGTH IN MILES CLASS 4
5	3.81	55
7	2.98	56
8	0.40	57
9	1.32	58
10	0.46	59
11	1.29	60
12	2.33	61
13	3.22	62
14	1.28	63
15	0.38 (1.31)	64
16	0.88 (0.60)	65
17	2.38	66
18	0.80	67
20	0.50	68
21		69
22	1.94 (0.70)	70
23	1.45	71
24	0.14	72
25	0.83	73
26	0.10	74
27	0.15	75
28	0.15	76
29	0.51	77
30	0.30	78
32	0.44	80
33	0.15	81
34	0.24	82
35	3.03	83
36	2.36	84
37	0.88 (1.31)	85
38	3.57 (0.07)	86
39		87
41	0.71 (0.70)	89
42	1.05	92
43	0.41 (0.48)	93
44	0.18	94
45	0.80	95
46	0.85 (1.30)	96
47		97
48		98
49		100
50		101
51		102
52		103
53		104
54		105
<b>TOTAL</b>	<b>56.79</b>	<b>9.62</b>

**MILEAGE SUMMARY**

CLASS	LENGTH IN MILES
CLASS 2	2,590
TH-1	2,540
TH-2	1,840
TH-3	2,220
TH-4	2,050
TH-5	4,130
TH-6	0.040
TH-7	0.040
<b>TOTAL CLASS 2</b>	<b>15,410</b>
<b>TOTAL CLASS 3</b>	<b>55,790</b>
<b>TOTAL TOWN</b>	<b>71,200</b>

STATE HIGHWAY	LENGTH IN MILES
VT-14	9,121
VT-107	2,530
VT-110	2,320
<b>TOTAL STATE HIGHWAY</b>	<b>13,971</b>
<b>TOTAL STATE</b>	<b>13,971</b>

INTERSTATE	LENGTH IN MILES
I-89	7,720
<b>TOTAL INTERSTATE</b>	<b>7,720</b>

INTERSTATE - Ramp	LENGTH IN MILES
I-89	1,266
<b>TOTAL INTERSTATE - Ramp</b>	<b>1,266</b>
<b>TOTAL INTERSTATE</b>	<b>8,986</b>

**TOTAL, TRAVELED HIGHWAYS, FEB. 10, 2010: 94,157**  
(Excludes Class 4 and Legal Trail Mileage)

\* This portion of town highway is Class 3, but is functionally Class 4

- HIGHWAYS**
- INTERSTATE OR DIVIDED HIGHWAY
  - STATE - HARD SURFACE OR PAVED
  - STATE - HARD SURFACE OR PAVED
  - GRAVEL
  - SOIL OR GRADED AND DRAINED EARTH
  - UNIMPROVED OR PRIMITIVE
  - IMPASSABLE OR UNTRAVELED
  - LEGAL TRAIL
  - DISCONTINUED
  - HIGHWAY CLASS CHANGE
  - RAILROAD

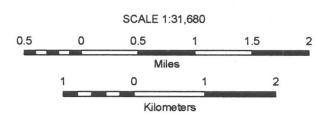
- PUBLIC LAND**
- STATE BOUNDARY
  - COUNTY BOUNDARY
  - TOWN BOUNDARY
  - VILLAGE BOUNDARY
  - URBAN COMPACT BOUNDARY
  - WATER BODIES
  - STREAM OR BROOK
  - BRIDGE OR CULVERT
  - || BRIDGE OR CULVERT GREATER THAN 20'
  - || BRIDGE OR CULVERT 6' - 20'
  - TOWN SHORT STRUCTURE
- B34 / C34 STATE BRIDGE OR CULVERT IDENTIFIER  
B84 / C84 TOWN BRIDGE OR CULVERT IDENTIFIER

**STRUCTURES - SURFACE WATER NOTE:**  
STRUCTURES: Town short structures (bridges or culverts from 6 feet to less than 20 feet) are drawn from the Vermont Online Bridge & Culvert Inventory Tool (VOBCIT) database.  
NOTE: Town shorts are not consistently tagged within VOBCIT.  
SURFACE WATERS: The surface waters are from the Vermont Hydrological Dataset (VHD). Only the named streams are shown.

**DISCLAIMER:**  
The untraveled highways (laid-out town highways), discontinued highways, and legal trails shown hereon are those of which the Agency of Transportation has record; others may exist.  
Highway and bridge data by the Agency of Transportation. All other data from the Vermont Center for Geographic Information.

- FEDERAL CLASSIFICATION IDENTIFIER**
- FAU URBAN ARTERIAL OR COLLECTOR
  - MA MINOR ARTERIAL
  - MJC MAJOR COLLECTOR
  - MNC MINOR COLLECTOR
  - PA PRINCIPAL ARTERIAL

**VERMONT GENERAL HIGHWAY MAP**  
**Town of Royalton**  
WINDSOR COUNTY  
Transportation District #4  
Prepared by the Vermont Agency of Transportation  
Division of Planning, Outreach and Community Affairs  
in cooperation with  
U.S. Department of Transportation  
Federal Highway Administration  
Mileage as of February 10, 2010  
Map prepared June 26, 2010





## Highway Mileage

Royalton Selectboard  
Knight's Opera House

January 25, 2011

Public Present: VLS representatives Loraine Attwood, and James McGrath, Truex and Cullins, Architects representative Steve Kredell, Stuart Levasseur, Royalton Conservation Commission representative Don Carbino, John Dumville, Pastor Brad Keller, State Representative Sarah Buxton, Town Road Foreman Roger McCrillis, and Administrative Assistant Nathan Cleveland

Selectboard Present: Chairman Larry Trottier, Ernie Amsden, Peggy Ainsworth, Joan Goldstein, and Phil Gates

Chairman Trottier opened the meeting at 7:00 p.m.

### **VLS – 190 Chelsea Street remodeling plans**

Mr. Steve Kredell of Truex and Cullins, an architecture firm contracted by VLS to develop renovation plans for 190 Chelsea Street, known as the “Freck’s Building”. The representatives of VLS and Truex and Cullins answered questions concerning the renovation plans. It was noted that the building is listed on the nation historic registry. One notable change will be moving the current book store to the corner of Chelsea and S. Windsor Street. Construction is scheduled to commence in June 2011 with a completion date estimated to be October 2011.

### **Royalton Town Forest – Royalton Conservation Commission**

Mr. Don Carbino was present to discuss the proposed article to sell the Royalton Town Forest, located on VT Route 107. He presented a letter from the Royalton Conservation Commission in opposition to the proposed article to sell the Royalton Town Forest. In the letter to the board the Conservation Commission identified vernal pools that are breeding grounds for endangered salamanders and historic railroad beds and stone walls that the commission feels should be conserved for future use by residents of Royalton. Discussion ensued on the potential to only sell the field portion of the open land that is adjacent to VT Route 107 and the value that the property has to the resident’s of Royalton.

Mr. John Dumville asked what other town owned properties were being considered for sale. He noted that a socially responsible move the board should contact the Brightwood House, a senior citizen housing facility as there is a large demand for senior and low income housing. He noted that he was in favor of the Crawford Autoland property as it would be suitable site for town offices, emergency facilities, and recreational facilities.

Mr. Carbino asked if the potential purchase would require bonding. It was noted that the board hopes to borrow for a term of less than 5 years.

### **Vermont State Representative Sarah Buxton**

She is on the education committee and has been appointed clerk of that committee. She opened discussion on the need to be an active participant and voice for the needs of the residents and Selectboard. Ms. Buxton noted that one particular issue she hopes to address is to allow the Town’s of Royalton and Tunbridge to be granted an exemption to remove gravel above the high

water mark from the surrounding rivers. Discussion ensued on the proposed issue of removing gravel from the rivers for municipal purposes.

#### **Journey Church – Authorization to use Town Clerk copy Machine**

Journey Church Pastor Brad Keller was present to discuss the use of the Town Clerk copy machine for a fee. Administrative Assistant Cleveland noted that the Clerk is concerned with allowing the use of the machine on a regular basis as the copy machine is required by the residents doing research and the potential issue of not complying with the current lease agreement on the copy machine. Discussion ensued on the subject.

**P. Ainsworth made a motion that was seconded by P. Gates to allow the Journey Church to use the Town Clerk's copier machine to make no more than 65 copies per week for a total of two weeks at a rate of \$.15 per copy. The motion passed unanimously.**

#### **Highway Department**

##### **Backhoe**

Road Foreman McCrillis noted that the company that we purchased the new Backhoe from has agreed to bring the backhoe to their headquarters to address the ongoing issues with the hydraulic system.

##### **Truck Replacement Schedule**

It was noted by Road Foreman McCrillis that two price quotes have been received on a replacement dump truck. Chairman Trottier noted that SG Reed of Claremont N.H. has agreed to submit a quote on the specifications that the two quotes that were received are based on.

##### **Operations**

It was noted that the furnace at the town garage has required servicing at least 4 times in the last two weeks. He wanted the board to be aware of the issue.

#### **Revolving Loan Application – Sticky Bun's Café, Lois Gross**

**E. Amsden made a motion that was seconded by J. Goldstein, to enter executive session to discuss a confidential revolving loan application. The motion passed unanimously.**

**Entered executive session at 8:35 p.m.**

**Out of executive session at 9:36 p.m. with no action taken.**

Discussion ensued on Mrs. Gross's revolving loan application. Mrs. Gross had requested an additional \$10,000 on the previously approved \$20,000 loan from the Royalton Revolving Loan Fund.

**P. Gates made a motion that was seconded that approval of additional \$10,000 will be contingent upon receipt of a business plan detailing cash flow statement, labor costs and approval from the Royalton Revolving Loan Fund Committee. Motion carried with E. Amsden opposed.**

## **Highway Department**

### **Excess Weight Permit – Hartigan Company**

**P. Ainsworth made a motion that was seconded by P. Gates to approve Hartigan Companies excess weight permit application. The motion passed unanimously.**

**P. Ainsworth made a motion that was seconded by P. Gates to appoint Administrative Assistant N. Cleveland as the authorized agent to sign approved excess weight permits. The motion passed unanimously.**

### **Certificate of Highway Mileage**

**P. Ainsworth made a motion that was seconded by P. Gates to add a section of class four road as described in the March 3, 2009 Vermont Superior Court ruling to the annual certificate of mileage contingent upon confirmation of the total mileage by the Ancient Roads Committee. The motion passed unanimously.**

### **Bloss Ballou Rd**

**J. Goldstein made a motion that was seconded by P. Gates to reconfirm the motion made concerning enforcing the rule 70 and filing a motion for discovery on December 28, 2010. The motion passed unanimously.**

### **Selectboard Minutes of January 10, 2011**

**J. Goldstein made a motion that was seconded by P. Gates motion to accept the minutes of January 10, 2011. EA/PA abstained. The motion passed 3-0-2.**

### **Selectboard Minutes January 18, 2011**

**P. Gates made a motion that was seconded by J. Goldstein to accept the minutes of January 18, 2010 as amended. The motion passed unanimously.**

### **Liquor and Tobacco**

**P. Ainsworth made a motion that was seconded by J. Goldstein to approve Black Grape Inc. (Crossroad's Bar and Grill), Corner Stop Mini Mart's liquor and tobacco license renewal application, as well as Royalton Village Pizza's liquor license renewal application. The motion passed unanimously.**

### **Board of Civil Authority – Hearing Appeal**

Discussion ensued on the request to request a formal appeal of the BCA property valuation decision concerning property owned by Broad Brook Mountain Farm Inc., and Mr. Nils Daulaire's.

**E. Amsden made a motion to proceed with the formal appeal to the State of Vermont Property Valuation Director for the BCA decision, recorded in the Royalton Town Office on January 3, 2011 for the reduction in taxable valuation on the BROADBROOK MOUNTAIN FARM, INC'S AND MR. NILS DAULAIRE'S properties due to an inequitable valuation based on current sales and land location factors that effect many parcels in the town of Royalton. The motion passed with J. Goldstein abstaining.**

**Town of Royalton Annual Report – Warning**

Discussion ensued on the articles to be placed on the warning for the annual town meeting.

**P. Ainsworth made a motion that was seconded by E. Amsden to approve the warning for the Annual Town Meeting as follows:**

**TOWN OF ROYALTON, VERMONT  
WARNING FOR ANNUAL MEETING  
MARCH 1, 2011**

Note: The polls will be open from 8:00 a.m. to 7:00 p.m. for Australian Ballot voting.

The legal voters of the Town of Royalton are hereby warned and notified to meet at the South Royalton High School Auditorium in South Royalton Village, in the Town of Royalton on Tuesday, the 1<sup>st</sup> day of March 2011, at ten o'clock in the forenoon to transact the following business:

Article I To elect by Australian ballot the following officers:

<u>Officer</u>	<u>Term Length</u>
Moderator	One year
Town Clerk	One year
Town Treasurer	One year
Selectboard	Two-years
Selectboard	Three-years
Lister	Three-year
Second Constable	Two-year
Collector of Delinquent Taxes	One-year
Cemetery Commissioner	Three-year term
Cemetery Commissioner	Two years remaining of a three year term
Town Agent	One year
Grand Juror	One year
Trustee of Public Funds	Three-years
School Director	Two-years
School Director	Three-years

Article II To receive the reports of the Town Officers?

Article III Shall the Town appropriate \$250,610 to the following Royalton organizations, pursuant to 24 V.S.A. § 2691?

	<b>Approved 2010</b>	<b>Requested 2011</b>
South Royalton Fire Dept.	\$49,000	\$45,000
Royalton Memorial Library	\$52,855	\$53,355
South Royalton Rescue Squad	\$120,000	\$146,255
Royalton Town Band	\$2,300	\$2,300
Fuller Stearn Post #51 (Memorial Day)	\$700	\$700



South Royalton Area Senior Citizens	\$3,000	\$3,000
<b>Total</b>	<b>\$227,855</b>	<b>\$250,610</b>

Article IV Shall the voters appropriate \$20,925 to the following social service agencies, pursuant to 24 V.S.A. § 2691?

	<b>Approved 2010</b>	<b>Requested 2011</b>
HIV/HCV Resource Center	\$500	\$500
CV Community Action	\$400	\$400
CV Council on Aging	\$1,000	\$1,000
Clara Martin Center	\$4,180	\$4,180
The Family Place	\$200	\$200
Aiken Resource	\$100	\$100
Safeline	\$1,000	\$1,000
Winsor County Adult Learning	\$500	\$500
VT Assc. Of the Blind	\$750	\$750
Ctr. For Independent Living	\$305	\$305
Visiting Nurses	\$5,876	\$5,876
WR Partnership	\$500	\$500
WC Partners	\$500	\$500
WC Youth Services	\$400	\$400
HCRS	\$2,689	\$2,689
Stagecoach	\$2,025	\$2,025
<b>Total</b>	<b>\$20,925</b>	<b>\$20,925</b>

Article V Shall the voters approve total general fund expenditures of \$901,103, of which \$667,403 shall be raised by taxes pursuant to 24 V.S.A § 2664?

Article VI Shall the voters approve total highway fund expenditures of \$937,854, of which \$837,354 shall be raised by taxes pursuant to 24 V.S.A § 2664?

Article VII Shall the voters authorize collection of real property taxes in two installments, with the due dates being November 1, and May 1 pursuant to 32 V.S.A. § 4871-4873?

Article VIII Shall the voters authorize the Selectboard to sell municipal real estate known as "the Hope Property" located at 332 South Windsor Street (Parcel ID# Q-370), pursuant to 24 V.S.A. § 1061?

Article IX Shall the voters authorize the Selectboard to sell a portion of municipal real estate known as the "Sarnoff Property", located at Vermont Route 107 (Parcel ID# F-275), pursuant to 24 V.S.A. § 1061?

Article X Shall the voters authorize the Selectboard to enter into a purchase agreement to buy property located at 89 Crawford Auto Lane (Parcel ID # S-160 and Parcel ID # S-140), pursuant to 24 V.S.A. § 1061 (b)?



Article XI Shall the voters authorize the Selectboard to borrow money, if necessary, to purchase the Crawford Property for a term not to exceed five (5) years pursuant to 24 V.S.A. § 1786 (a)?

Article XII To transact any other non-binding business proper to be brought before said meeting.

**The motion to approve the warning passed unanimously.**

**Additional Business - Sidewalk Snow Removal**

Administrative Assistant reported to the board on the ongoing sidewalk snow removal. He noted that the sidewalk worker had been asked to clear the back alley of the Chelsea Street business block. Historically the town has not cleared snow from the back alley and the sidewalk in front of the stores as the town does not own them. The Selectboard asked that a letter be sent to the different owners of the Chelsea Street business block buildings to remind them that the town does not own the sidewalk or back alley and that snow removal is the building's owner's responsibility.

**Adjourned at 11:18 p.m.**

**Respectfully submitted by Nathan P. Cleveland**

CONFORMED COPY

STATE OF VERMONT  
WINDSOR COUNTY, SS.

RONALD BENSON, BETTY BENSON, )  
BARRY BENSON, EDITH BENSON and the )  
TOWN OF ROYALTON, )  
Plaintiffs, )

v. )

WINDSOR SUPERIOR COURT  
DOCKET NO. 291-6-04 WRCV

PERRY HODGDON AND CAROL )  
HODGDON, ELLEN L. FROST, JEFFREY S. )  
SLACK, and WARREN E. PRESTON, )  
Defendants. )

DECLARATORY JUDGMENT

Pursuant to V.R.C.P. 58 and the Court's February 4, 2009 "Findings of Fact, Conclusions of Law, and Order," declaratory judgment is hereby entered as follows:

A class 4 town highway exists in the Town of Royalton per the May 4, 1804 survey, Exhibit T-8.<sup>1</sup> This town highway is three rods wide.

The course of the town highway is as follows: Beginning at Post Farm Road in the location depicted on Exhibit T-19 northerly of the "BARN" depicted on T-19. Its centerline then proceeds generally southerly on a course that bisects, or approximately does so, said barn and the "POND" depicted on T-19, matching the bearing of and then continuing through the center of the northernmost section of the bilateral "WIRE FENCE OR REMNANTS" depicted on T-19. At the southernmost section of the bilateral wire fence or remnants depicted on T-19, the town highway centerline then proceeds generally southwesterly along the course and through the center of the bilateral "EDGE OF WHEEL TRACK." Where there is a gap in the bilateral edge of wheel track on T-19, the centerline of the town highway then continues generally southwesterly

<sup>1</sup> All "Exhibit" references are to the exhibits from the December 15, 2008 evidentiary hearing before the Court in this matter.

STITZEL, PAGE &  
FLETCHER, P.C.  
ATTORNEYS AT LAW  
171 BATTERY STREET  
P.O. BOX 1607  
BURLINGTON, VERMONT  
05403-1607

FILED

MAR - 4 2009

WINDSOR COUNTY CLERK

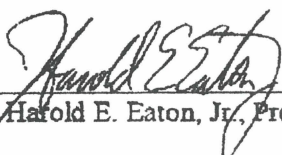
CONFIRMED COPY

following the course of the "CENTERLINE ROAD LAYOUT 05/08/1804" depicted on T-19, until this course re-unites on T-19 with the next segment of bilateral edge of wheel track. The centerline of the town highway then continues along the course and through the center of the bilateral edge of wheel track to where the easternmost edge of the depicted wheel track nears a "3/4" DIA. REROD FOUND" depicted on T-19. This rerod is the same monument referenced as IPS 527 on Exhibit T-6, and the centerline of the town highway continues generally southwesterly as depicted on Exhibit T-6 along the center of the course first depicted as "OLD TOWN HIGHWAY" and then along the course depicted as "WOODS ROAD." Where the "WOODS ROAD" is depicted in Exhibit T-6 as terminating at its southwestern-most end, the easternmost edge of the town highway right-of-way follows the course of a series of monuments (identified as "IPS") depicted on Exhibit T-6 as follows: 406, 532, 533, 536, 535. The town highway then concludes where it intersects with Slack Hill Road.

One additional length of town highway that has been determined by the Court to exist is depicted on Exhibit T-19, which is where the centerline of the town highway follows the section of the "centerline road layout 05/08/1804" that runs in a straight course between the "WILLIAM BOWLES HOUSE SITE / OLD STONE FOUNDATION" depicted on T-19 and a point of intersection along the course of the town highway as described supra.

Any use of this land inconsistent with the existence of a town highway in this location without the permission of the Town shall be discontinued forthwith. The Town of Royalton shall record a copy of this declaratory judgment in the Royalton Town Records.

Dated this 3 day of March, 2009.

  
 Hon. Harold E. Eaton, Jr., Presiding Judge FILED

K:\WPDOC\LIT\09-004 draft judgment.doc

MAR - 4 2009

WINDSOR COUNTY CLERK

May 8<sup>th</sup> 1804 Survey of a road in

Royalton begining a beath tree on the west line of Lot No. 13  
Town plat thence west 40 rods thence S 74<sup>o</sup> E 26 rods thence S 48<sup>o</sup>  
W 60 rods to the old road thence rods East of Squim Cleaveland's <sup>now</sup> dwelling  
house thence S. 27<sup>o</sup> W. 174 rods to the old road westerly of Wm Howles  
now dwelling house about 45 rods -

one other road begining  
at Wm Howles's house thence N 68<sup>o</sup> W 46 rods thence S. 7<sup>o</sup> W 18 rods  
then S 48<sup>o</sup> W 84 rods thence S 51<sup>o</sup> W 88 rods thence S 60<sup>o</sup> W 36 rods to the  
branch road North side of Joseph Shirden's now dwelling house

one other road begining at the south line of Robert  
Andersons Lot at a stake and stones thence S 89<sup>o</sup> W 28 rods thence  
S 52<sup>o</sup> W 40 rods thence S 65<sup>o</sup> W 35 rods to the branch road

####

John Billings Selectmen  
Sam<sup>l</sup> Curtis

Recorded May 8<sup>th</sup> 1804 ### Abel Stevens Town Clerk

Survey of a road in Royalton on the Lot belonging  
to John Hubbard Jr. begining at the road leading from said  
Hubbards to Arunah Adams from thence north 20 degree west  
30 rods to Jd. Cleavelands house: Royalton May 10<sup>th</sup> 1800

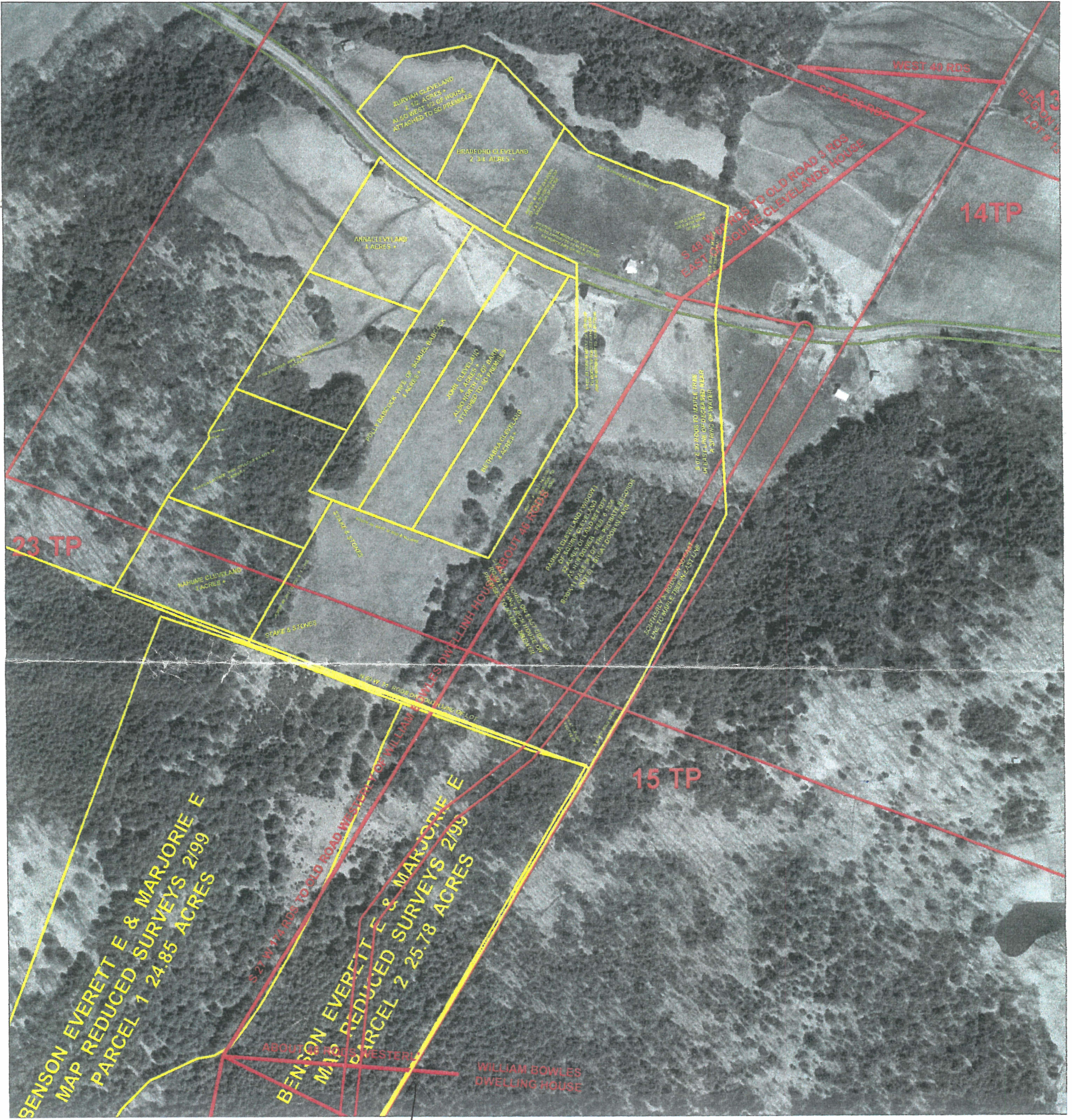
Recievd March 5<sup>th</sup> 1801

Elias Stevens } Selectmen  
John Billings }

Recorded ####

Abel Stevens Town Clerk





additional .13 miles included in the March 3, 2009 Windsor county Superior Court Declaratory Judgement