

**CERTIFICATE OF HIGHWAY MILEAGE
YEAR ENDING FEBRUARY 10, 2016**

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2016 to:
Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section
One National Life Drive, Montpelier, VT 05633.

We, the members of the legislative body of BRAINTREE in ORANGE 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.

Town Highways	Previous Mileage	Added Mileage	Subtracted Mileage	Total	Scenic Highways
Class 1	0.000				0.000
Class 2	9.320				0.000
Class 3	32.90		-0.08	32.82	0.000
State Highway	8.745				0.000
Total	50.965			50.885	0.000
* Class 1 Lane	0.000				
* Class 4	11.19				0.000
* Legal Trail	6.08	+ 1.26		7.34	

* Mileage for Class 1 Lane, Class 4, and Legal Trail classifications are 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).
-0.08 mi CL3 TH-29 South Rd Discontinued
- RECLASSIFIED/REMEASURED:** Please attach SIGNED copy of proceedings (minutes of meeting).
+1.26 mi LT-11 Legal Trail (Old Stagecoach Rd)
- 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:

[Handwritten signatures: Tom Capilford, Jay P. Hubel, Jonathan D. ...]

T/C/V Clerk Signature:

Jessica M Brassard

Date Filed:

Jan 20, 2016

Please sign ORIGINAL and return it for Transportation signature.

AGENCY OF TRANSPORTATION APPROVAL:

Signed copy will be returned to T/C/V Clerk.

APPROVED:

[Signature]
Representative, Agency of Transportation

DATE:

5/12/2016

Received

JAN 22 2016

Policy, Planning & Intermodal
Development 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.

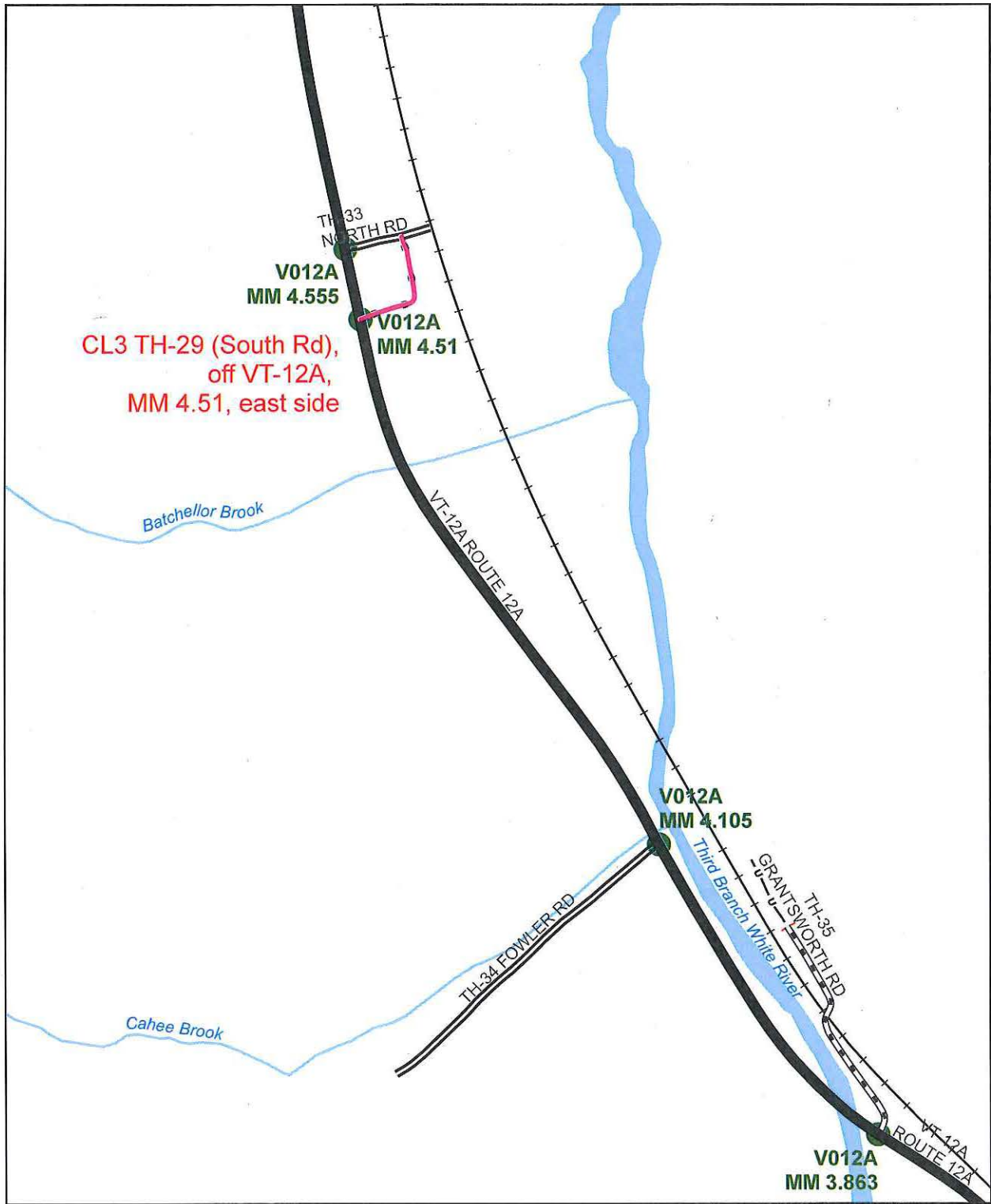
(e) The agency shall not accept any change in mileage until the records required to be filed in the town clerk's office by this section are received by the agency. A request by a municipality to the agency for a change in mileage shall include a description of the affected highway or trail, a copy of 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://legislature.vermont.gov/statutes/section/19/003/00305>

December 2015

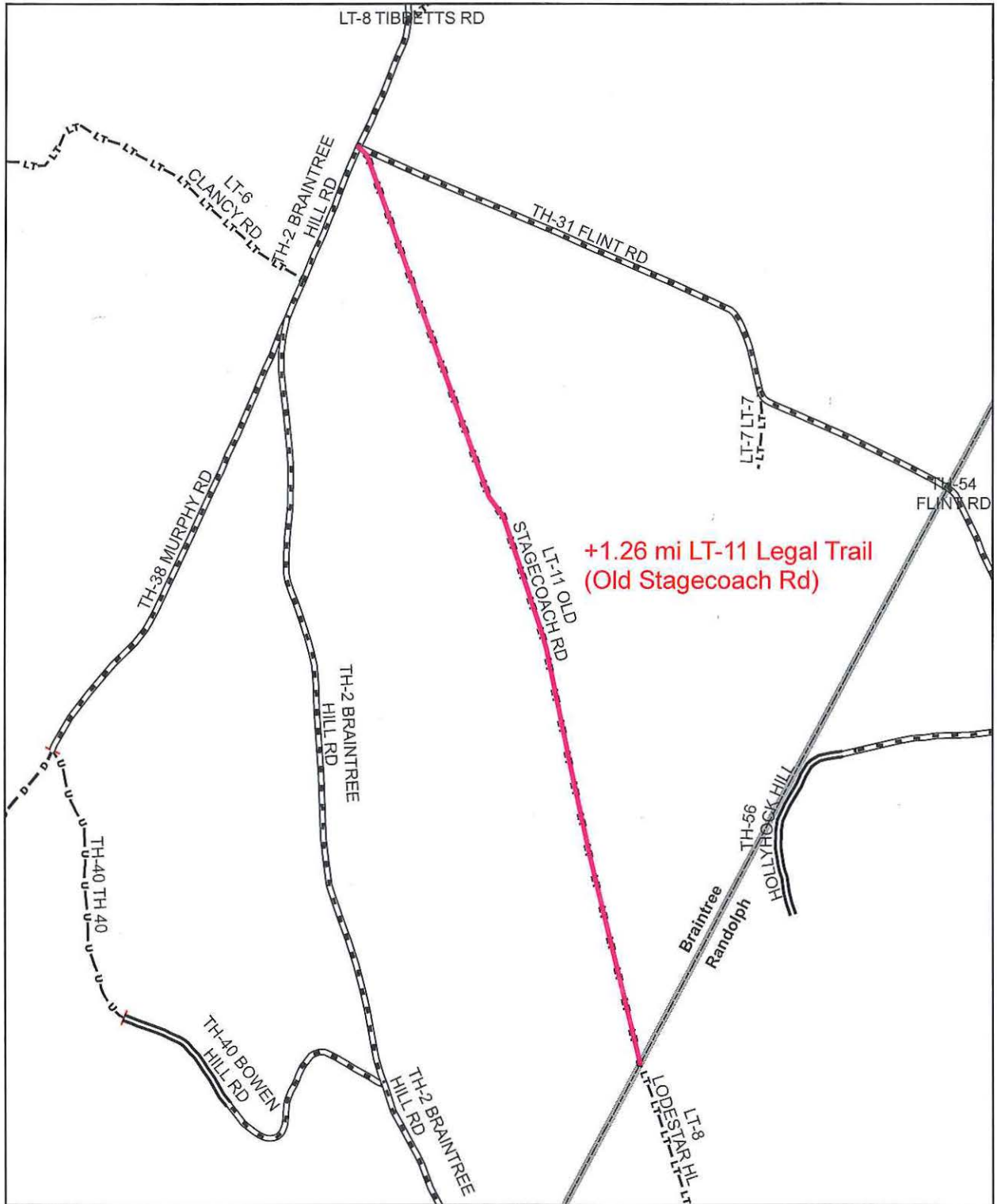


Mileage Certificate Change 2016
BRAINTREE

(CTCODE: 0902)

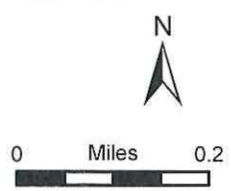
Mapping Section
 Division of Policy, Planning and Intermodal Development
 Vermont Agency of Transportation - March 2016

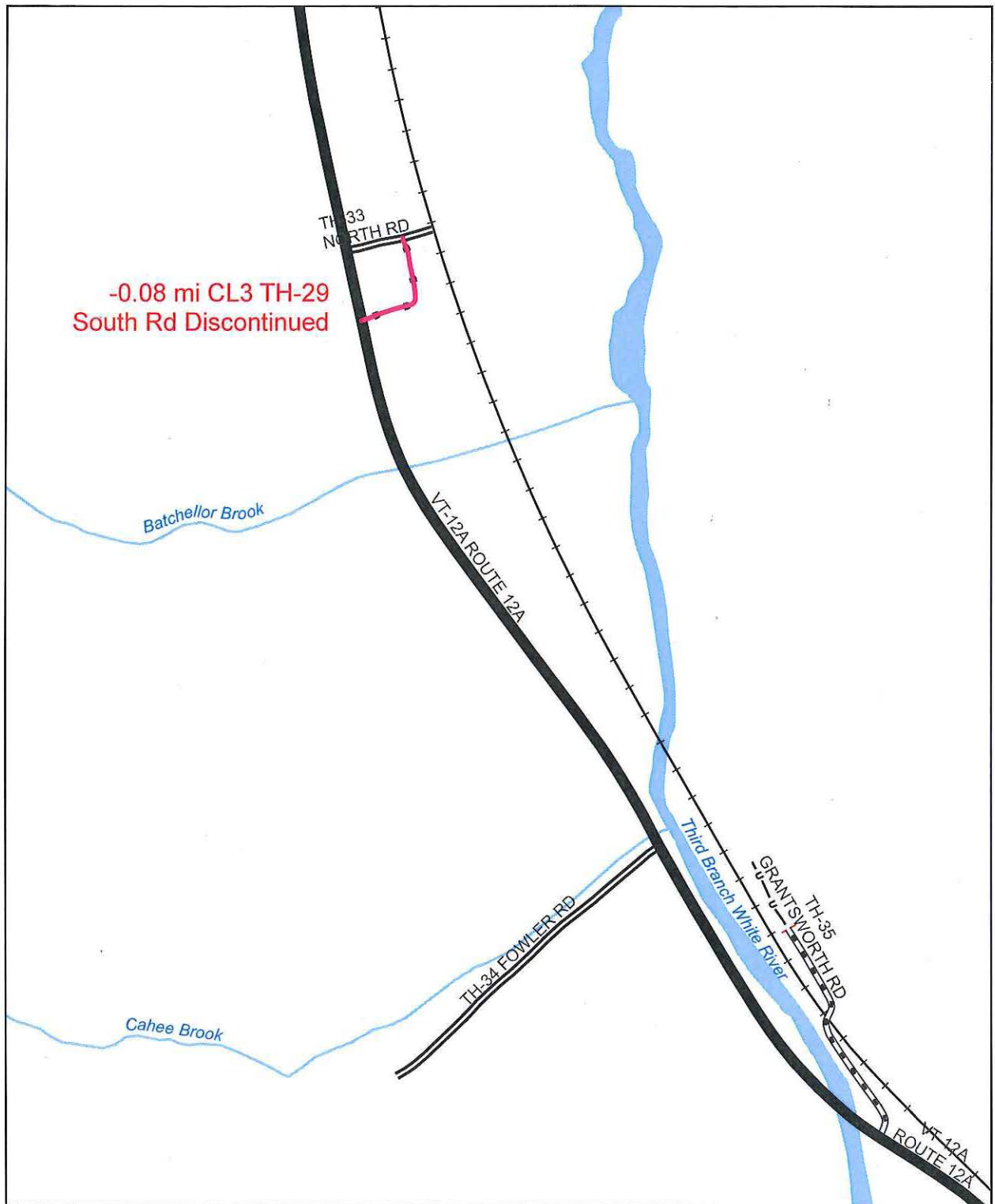




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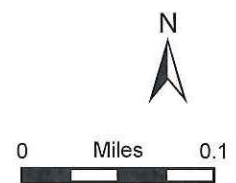
Mapping Section
 Division of Policy, Planning and Intermodal Development
 Vermont Agency of Transportation - March 2016





Mileage Certificate Change 2016
BRAINTREE
 (CTCODE: 0902)

Mapping Section
 Division of Policy, Planning and Intermodal Development
 Vermont Agency of Transportation - March 2016



Moulton, Sara

From: Holly Jarvis <braintreeadm@gmail.com>
Sent: Tuesday, March 08, 2016 8:11 AM
To: Moulton, Sara
Subject: Re: Braintree LT-11 Old Stagecoach Rd

Thanks!

Holly

On Mon, Mar 7, 2016 at 2:19 PM, Moulton, Sara <Sara.Moulton@vermont.gov> wrote:

Attn: Holly Jarvis,

This is in response to your telephone call requesting confirmation that the Vermont Agency of Transportation (VTrans) has accepted the documentation submitted with the Braintree 2016 Certificate of Highway Mileage to support the addition of Old Stagecoach Road as a Legal Trail.

Based on the documentation supplied, VTrans has recorded Old Stagecoach Road as Legal Trail LT-11 (1.26 miles) and will include it on the 2016 General Highway Map to be generated later this year.

It should be understood that VTrans' acceptance of changes noted on the Certificate of Highway Mileage is part of an administrative recording procedure. The VTrans review of the documentation submitted with the changes attempts to insure that the municipality has followed the statutory process in laying out, altering, reclassifying or discontinuing highways and trails. This acceptance by the VTrans is not the vehicle that makes the highway or trail action legal. That is performed under the authority of the Selectboard and has been completed before VTrans receives the Mileage Certificate. The Selectboard has the authority over town highways and legal trails. As part of the Town Highway Aid Program, VTrans maintains the mileage of each category and produces the Town Highway Maps based on the information provided by the Town.

Please let me know if you have further questions.

Sara Moulton, GISP

Mapping & GIS Specialist, Mapping Section

Division of Policy, Planning and Intermodal Development

Vermont Agency of Transportation (VTrans)

Tel: [802-828-2109](tel:802-828-2109)

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NOTICE: Under Vermont's public records law, documents - including e-mail - in the possession of public officials about town business are classified as public records. This means if anyone asks to see it, we are required to provide it. There are very few exceptions. We welcome citizen comments and want to hear from our residents, but please keep in mind that what you write in an e-mail is not private and could show up in the local newspaper.

Moulton, Sara

From: Hermanson, Tyler
Sent: Wednesday, October 21, 2015 3:47 PM
To: Moulton, Sara; Alley, Kerry; Croft, Johnathan
Subject: FW: address change
Attachments: AddressChange_SouthRoad.pdf; SouthRoadAddressChangeMap.jpg; E911Corrdinator_Holly.pdf

Hi Guys,

Wasn't sure if you were aware, but the town of Braintree has abandoned a Class 3 Rd and will no longer recognize South Rd. We got the update from the town and I am making the change today. The corresponding addresses will be off Vt Route 12A. I wanted to let you know since there is not many deletions we do, especially Class 3 roads.

Tyler Hermanson GIS Specialist State of Vermont Enhanced 911 Board
E: tyler.hermanson@vermont.gov P: 802-828-4092 ; F: 802-828-4109 ; **Tue – Fri** : 7-5:30

From: Holly Jarvis [<mailto:braintreadm@gmail.com>]
Sent: Tuesday, October 13, 2015 10:46 AM
To: E911 - Updates; Hermanson, Tyler
Subject: address change

Hi Tyler,

Attached is my appointment letter, and an update form with a map. There are green diamonds over the houses whose addresses are changing. There is an orange square over a house which has been taken down. It needs to be deleted.

Also, please note that the mobile home symbol for 17 South Road was over the wrong building. It was over their garage. Please move the symbol over the building where the green diamond is.

Please let me know if I should be doing something different, or if you need any more information! My phone number is 728-9787.

Thanks!

Holly

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VERMONT ENHANCED 9-1-1 ROAD & SITE G.I.S. (ATLAS) UPDATE FORM

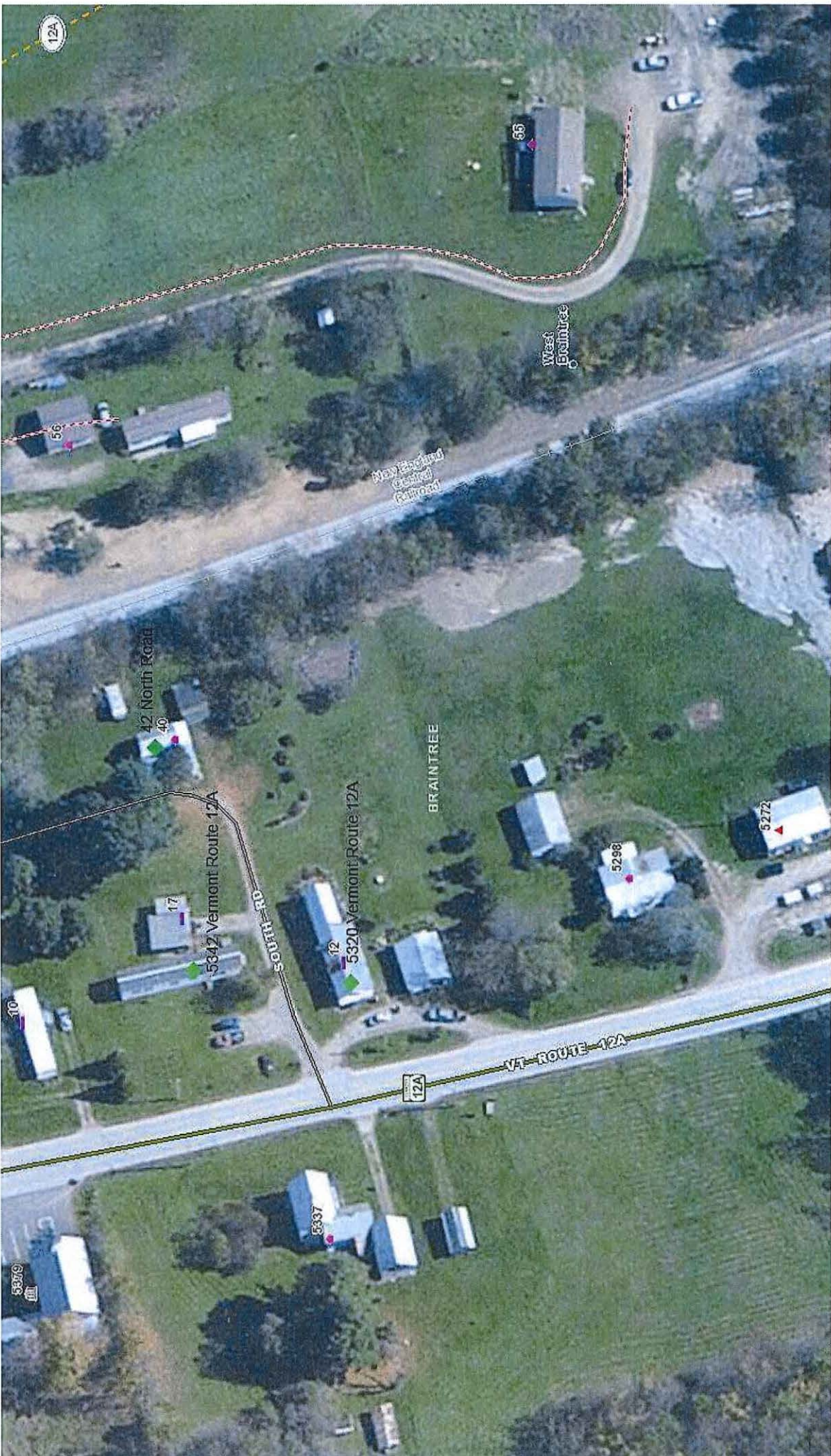
ALL ADDITIONS & CHANGES require submission of an atlas sheet copy with desired changes clearly marked.

Please note: New roads, road name changes, and address range changes require you to **IMMEDIATELY** update your MSAG with the VT E9-1-1 Board.

Road Addition or Change #1		
<input type="checkbox"/> Add New Road	<input type="checkbox"/> Move and/or Rename	<input checked="" type="checkbox"/> Delete Existing Road
<input checked="" type="checkbox"/> Change Addressing		Atlas Page Enclosed
Road Name <u>South Rd</u> Road Class _____		# _____
Change Street/Road Name Old: _____ New: _____		
Comments:		
Road Addition or Change #2		
<input type="checkbox"/> Add New Road	<input type="checkbox"/> Move and/or Rename	<input type="checkbox"/> Delete Existing Road
<input type="checkbox"/> Change Addressing		Atlas Page Enclosed
Road Name _____ Road Class _____		# _____
Change Street/Road Name Old: _____ New: _____		
Comments:		
Site and/or Building Change #1		
<input type="checkbox"/> Add New Site	<input checked="" type="checkbox"/> Move Site	<input type="checkbox"/> Delete Existing Site
<input type="checkbox"/> Change Community		<input type="checkbox"/> Change Site Type
Site Type: <u>Single Family Dwelling</u> Address # _____ Street Name _____		Atlas Page Enclosed
Change Address Number Old: <u>12 South Rd</u> New: <u>5320 VT Route 12A</u>		# _____
Site Description:		
Site and/or Building Change #2		
<input type="checkbox"/> Add New Site	<input checked="" type="checkbox"/> Move Site	<input type="checkbox"/> Delete Existing Site
<input type="checkbox"/> Change Community		<input type="checkbox"/> Change Site Type
Site Type: <u>Single Family Dwelling</u> Address # _____ Street Name _____		Atlas Page Enclosed
Change Address Number Old: <u>17 South Rd</u> New: <u>5342 VT Route 12A</u>		# _____
Site Description:		
Site and/or Building Change #3		
<input type="checkbox"/> Add New Site	<input checked="" type="checkbox"/> Move Site	<input type="checkbox"/> Delete Existing Site
<input type="checkbox"/> Change Community		<input type="checkbox"/> Change Site Type
Site Type: <u>Single Family Dwelling</u> Address # _____ Street Name _____		Atlas Page Enclosed
Change Address Number Old: <u>40 South Rd</u> New: <u>42 North Rd</u>		# _____
Site Description:		
Site and/or Building Change #4		
<input type="checkbox"/> Add New Site	<input type="checkbox"/> Move Site	<input checked="" type="checkbox"/> Delete Existing Site
<input type="checkbox"/> Change Community		<input type="checkbox"/> Change Site Type
Site Type: _____ Address # _____ Street Name _____		Atlas Page Enclosed
Change Address Number Old: <u>70 South Rd</u> New: <u>N/A</u>		# _____
Site Description: <u>empty lot</u>		
Municipality: <u>Braintree</u>		Date: <u>10, 13, 15</u> Page <u>1</u> of <u>1</u>
Signature: <u>Holly Jarvis</u>		Printed Name: <u>Holly Jarvis</u>
For Enhanced 9-1-1 Use Only:		
E911 GIS Corrected By: _____		Date: <u> / / </u>
Remarks:		

E-Mail to: E911-Updates@state.vt.us
For information call: 800-342-4911







October 8, 2015

Holly Jarvis
27 Sesame Street
Braintree, VT 05060

Dear Holly,

On October 06, 2015, the Selectboard appointed you to the position of E-911 Coordinator for the remainder of the term ending March 2016.

If you accept this appointment please sign below:

I accept the position as E-911 Coordinator for the term ending March 2016.

Signature: Holly Jarvis

Sincerely,


Timothy Caulfield, Selectboard Chair

TOWN OF BRAINTREE
SELECTBOARD
Decision on the Discontinuance of South Road

In re: South Road, Braintree

The Braintree Selectboard held a site visit and a hearing, after proper notice to all affected, July 21 to consider whether to discontinue South Road. The hearing was continued and was reconvened on August 4, and August 18, 2015, when it was closed. Present were Selectboard members Tim Caulfield (Chair), David Atkinson, Linda Doane, Loren Bent, Paul Kendall, and Richard Bowen (not a Selectboard member at the time of the site visit). Also present were Holly Jarvis, Assistant to the Selectboard; Jeff Masterson, Road Foreman; and residents Nancy Boucher, Roland Boucher, Hillman Maxham, Deb Owen, Amy Noyes, Nelson Noyes, Roy Young, Annette Young, Steven Stone, Brian Jones, Mark White, Mrs. Grimes, Kristin Haupt and Julia Haupt.

Based on the evidence presented at the hearing, the Board made the following:

Findings of Fact

1. South Road is a Class 3 town highway, and its right-of-way runs through parts of the three houses along the road.
2. South Road starts on North Road, 0.06 of a mile from the intersection of North Road and Route 12A. From that point, it travels south across the lands of Noyes', then it turns west and intersects with Route 12A, as shown by survey markers.
3. There is no reason to keep the South Road for highway maintenance reasons. It is difficult to plow and in places impossible to maintain.
4. Two of the three homes along the public right-of-way have access directly to Route 12A, without the need for South Road. The Stones will create a private right-of-way of their own to connect to North Road.

Based on the Findings of Fact, the Board makes the following:

Conclusions of Law

- A. State law authorizes the discontinuance of a town highway, after due notice to all those with landed interests in the highway, provided the Selectboard finds that the public good, necessity, and convenience of the inhabitants justifies it. 19 V.S.A. § 710.
- B. South Road serves no public interest or purpose.
- C. The road serves no private purpose either, as the residents in the area either already have access to public highways through private driveways or, in the Stones' case, will be able to create a private right-of-way without the need for a public highway.
- D. No compensation is due for this discontinuance. *Perrin v. Town of Berlin*, 138 Vt. 306 (1980).

E. Vermont Statute 19 V.S.A. 775 clearly defines how any land currently covered by the Town road right of way is subsequently redistributed to the abutting land owners.

Based on these findings and conclusions, the Selectboard makes the following:

Decision

The Selectboard discontinues South Road in its entirety.

Appeal Rights

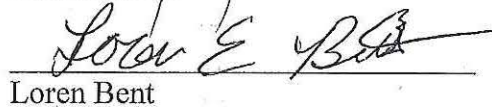
Any interested person may appeal this decision in writing within 30 days of its date to the Orange Unit of the Civil Division of the Vermont Superior Court pursuant to V.R.C.P. 74 or 75. Failure to appeal may prevent these persons from raising issues about the now former South Road in the future.

Dated this 6th day of October, 2015, at Braintree, Vermont.

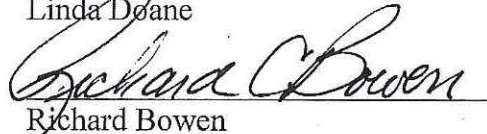
BRAINTREE SELECTBOARD

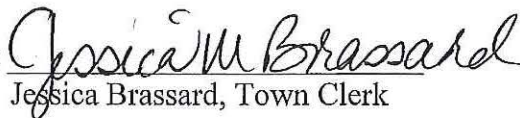

Tim Caulfield, Chair

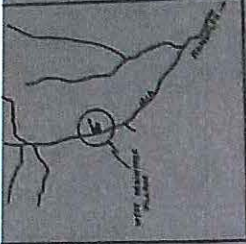

Paul Kendall


Loren Bent


Linda Doane


Richard Bowen

Attest: 
Jessica Brassard, Town Clerk



CENTRAL VERMONT RAILROAD

TRACIS



- IRON PIPE FOUND
- IRON PIN FOUND
- STONE POST FOUND
- ⊗ UTILITY POLE



NOTE: THIS MAP IS BASED ON A TRANSTIT TAPE SURVEY ON EVIDENCE FOUND IN THE FIELD AND ON THE FOLLOWING DOCUMENTS ON FILE IN THE BRAINTREE TOWN CLERK'S OFFICE:
 " " " " 28 - 476
 " " " " 25 - 404
 " " " " 24 - 37
 MAP BOOK 1 PAGE 15

NOTE: AREA SHOWN INCLUDES ANY RIGHT OR TITLE WHICH MAY EXIST IN T.H. #29 OR ST. RTE. 12-A.

COLLINS

NOTE: EDGE OF ROW OF T.H. #29, AS SHOWN, BASED ON PRESUMED THREE FOOT WIDTH.

NOTE: LINES BETWEEN STONE AND SCHWARTZ WERE AGREED TO AS SHOWN BY STONE AND CALLS, PROSPECTIVE BUYER OF SCHWARTZ PROPERTY.

11



LANDS OF
 REUBEN J. ROSI SCHWARTZ
 TOWN OF BRAINTREE
 COUNTY OF ORANGE
 STATE OF VERMONT
 SURVEYED MAY 1982
 BY JON ARBIS BLAKE THOMSEN
 NORTHWOODS, INC.
 APPROVED BY
 RANDOLPH CTR., VT.

SCALE: 1"=30'

NOTE: BEARINGS SHOWN BASED ON MAGNETIC NORTH.



*Surveyed by Jon Arbis Blake Thomsen
 May 9, 1982
 State of Vermont
 Northwoods, Inc.*

DRAWING NUMBER
 # 41

DRAWING NUMBER
 # 41
 Map Book # 1

Moulton, Sara

From: Holly Jarvis <braintreadm@gmail.com>
Sent: Wednesday, November 25, 2015 8:50 AM
To: Moulton, Sara
Subject: Re: Stagecoach Rd Location and Mileage

Great.

Thanks!

Holly

On Wed, Nov 25, 2015 at 8:45 AM, Moulton, Sara <Sara.Moulton@vermont.gov> wrote:

I've adjusted the linework based on your comments and will be pre-loading the Legal Trail and Discontinuance on the 2016 Certificate of Highway Mileage. Thank you for your quick response.

Sara Moulton

From: Holly Jarvis [mailto:braintreadm@gmail.com]
Sent: Tuesday, November 24, 2015 1:58 PM
To: Moulton, Sara
Subject: Re: Stagecoach Rd Location and Mileage

That looks good, but I think it may need to be a bit more of a straight line than that. It looks like you may have made the line where the private access is. At some point in the past the "road" was unofficially shifted to the west side of the stonewall by Freeman's house. Over the years after that shift the landowners have given private access to each other along that stretch of "road", as there had been general uncertainties as to if it was a public road or not. There is interest in keeping the locked gate intact which is in that section of the private access, therefore it was more amenable to everyone to have the public trail accepted where it was originally laid out on the east side of the stone wall.

I've attached a map which has tree lines on it and Freeman's house, to help show you what I mean.

The blue line is conveniently, a straight line, which starts just to the east of the stone wall off from Flint Road, just about at the intersection of Braintree Hill Road, it stays east of the lower stone walls by Freeman's house, and connects onto the rest of the clearly visible old road and trail past the gate.

I had not previously sent you Freeman's survey. It might be helpful, so here is a copy of it. This isn't all of it, of course, but it does contain all the information about the road that is on it. Also to help you understand it, Freeman's property sits in the middle of Simpson's land, and it is his house that you can see on the map.

Please feel free to call me, 728-9787 if you aren't sure about any of this!

Thanks,

Holly

On Tue, Nov 24, 2015 at 11:12 AM, Moulton, Sara <Sara.Moulton@vermont.gov> wrote:

I want to double-check that I've interpreted the documentation correctly concerning the location of Stagecoach Rd -- the Legal Trail that was classified earlier this year. Also, none of the documentation included a mileage amount. Please review the attached map and confirm whether the Legal Trail has been plotted in the correct location and that its mileage is 1.26. Thank you.

Sara Moulton, GISP

Mapping & GIS Specialist, Mapping Section

Division of Policy, Planning and Intermodal Development

Vermont Agency of Transportation (VTrans)

Tel: [802-828-2109](tel:802-828-2109)

From: Holly Jarvis [mailto:braintreadm@gmail.com]

Sent: Monday, November 23, 2015 10:28 AM

To: Moulton, Sara

Subject: Re: Braintree - CL3 TH-29 South Rd - address change

Hi Sara,

We have two changes to the highway map this year. One being the South Road discontinuance, the other being the addition of an old road (the Stagecoach Road) which had not previously been on the map. The board decided that it should be a legal trail.

I've attached the decisions for both, and surveys which had previously been recorded which shows the location of both roads. I have also attached how I read the original layout record's meets and bounds....I can scan the book and page from our records but it quite hard to read, and doesn't show up well in a scan.

Is there anything else you will need?

Thanks!

Holly

On Mon, Oct 26, 2015 at 11:28 AM, Moulton, Sara <Sara.Moulton@vermont.gov> wrote:

That's fine. I won't need it until the end of November when I start to prepare the Certificates for the January mailing.

Sara

From: Holly Jarvis [mailto:braintreeadm@gmail.com]
Sent: Monday, October 26, 2015 11:26 AM
To: Moulton, Sara
Subject: Re: Braintree - CL3 TH-29 South Rd - address change

Hi Sara,

Yes the Selectboard did discontinue the road using the official process. Yes, I will be able to email you the information. Although it might be a couple days before I can get to it.

Thanks,

Holly

On Mon, Oct 26, 2015 at 11:23 AM, Moulton, Sara <Sara.Moulton@vermont.gov> wrote:

Hi Holly,

Did the Selectboard discontinue this highway through the official Discontinuance process? If so, would you be able to send a copy of the documentation to me so I can start to prepare the Mileage Certificate to incorporate this change into our data?

If you aren't sure what I am referring to, please let me know and I can explain more thoroughly what I am looking for.

Sara Moulton, GISP

Mapping & GIS Specialist, Mapping Section

Division of Policy, Planning and Intermodal Development

Vermont Agency of Transportation (VTrans)

1 National Life Drive

Montpelier, VT 05633-5001

Tel: [802-828-2109](tel:802-828-2109)

From: Hermanson, Tyler
Sent: Wednesday, October 21, 2015 3:47 PM
To: Moulton, Sara; Alley, Kerry; Croft, Johnathan
Subject: FW: address change

Hi Guys,

Wasn't sure if you were aware, but the town of Braintree has abandoned a Class 3 Rd and will no longer recognize South Rd. We go the update from the town and I am making the change today. The corresponding

addresses will be off Vt Route 12A. I wanted to let you know since there is not many deletions we do, especially Class 3 roads.

Tyler Hermanson GIS Specialist State of Vermont Enhanced 911 Board

E: tyler.hermanson@vermont.gov P: [802-828-4092](tel:802-828-4092) ; F: [802-828-4109](tel:802-828-4109) ; **Tue – Fri** : 7-5:30

From: Holly Jarvis [<mailto:braintreeadm@gmail.com>]

Sent: Tuesday, October 13, 2015 10:46 AM

To: E911 - Updates; Hermanson, Tyler

Subject: address change

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Also, please note that the mobile home symbol for 17 South Road was over the wrong building. It was over their garage. Please move the symbol over the building where the green diamond is.

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Thanks!

Holly

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TOWN OF BRAINTREE
SELECTBOARD
Decision on the status of Stagecoach Road

In re: Stagecoach Road, Braintree

After proper notice to all affected, the Braintree Selectboard held a site visit and hearing in order to acknowledge the existence of Stagecoach Road. The site visit was held on June 6th and the hearing was convened on June 16, and was continued and reconvened July 7, and August 18, 2015, when the hearing was closed. Present were Selectboard Members Tim Caulfield (Chair), Linda Doane, Loren Bent, and Paul Kendall, David Atkinson and Richard Bowen (not a member of the Selectboard at the time of the site visit). Landowners and other officials present included Fay Sherman, Doris Sherman, Jeff Masterson - Road Commissioner, Angie Poulin, Robert Moyer - PC/DRB chair and an abutter, Justin Poulin, Malcolm Fitzpatrick, Zac Freeman, Larry Burns, Bob Simpson, Holly Jarvis – the Town Administrative Assistant.

Based on the evidence presented at the two hearings, the Board made the following:

Findings of Fact

1. The Road under consideration was originally laid out in Braintree Town Record Book 1, pages 108 through 109, and is currently represented by Class 3 town highways (primarily portions of Braintree Hill Road and Thresher Road) and a Class 4 town highway (commonly referred to as Stagecoach Road), the combined highway running from the border of Randolph to the border of Roxbury. The portion of the road under consideration at the hearing was the Class 4 section running from the border of Randolph to the corner of Flint Road and Braintree Hill Road.
2. The original layout for the road is documented in Braintree Town Record Book 1, pages 108 and 109. The portion of the road under consideration was reclassified to a “pent road” in Braintree Town Record Book 3, page 248. A search of the Town records uncovered no evidence that any portion of the road has been discontinued. The portion of the road under consideration is commonly referred to as the Stagecoach Road and is mentioned in many places in the Braintree Town records.
3. Residents of Braintree travel parts of the Stagecoach Road along deeded private rights-of-way to reach their homes and lands, although the existing traveled way does not always match the original road layout.
4. Parts of Stagecoach Road leading from the Randolph town line to Poulin’s north property line are used for recreational purposes only. Motorized travel has been stopped by the erection of a gate by one landowner on a portion of road where it veers off the originally laid out right of way and belongs exclusively to them. The purpose of the gate is to address problems of vandalism and trash dumping.
5. Those attending hearings on Stagecoach Road agreed that it should remain a public right-of-way for recreational purposes.

Conclusions of Law

A. State law authorizes the reclassification of a town highway, after due notice to all those with landed interests in the highway, provided the Selectboard finds that the public good, necessity, and convenience of the inhabitants justifies it. 19 V.S.A. § 710.

B. Stagecoach Road is no longer needed as a public highway, but it still serves a public purpose as a legal trail.

C. To the extent that there has been confusion in the past as to the public nature of the highway, there is a need to acknowledge its existence and clarify its status.

Decision

The Selectboard acknowledges the established right-of-way of Stagecoach Road from the intersection of Flint Road and Braintree Hill Road to the Randolph Town line as a town highway and reclassifies it as a legal trail for non-motorized use. This route runs from the intersection of Flint Road and Braintree Hill Road along the east side of the existing private road, and, where the stone wall still exists, it runs along the east side of the stone wall to the property of Justin Poulin. From there it is clearly visible through the woods to the Randolph Town border.

Appeal Rights

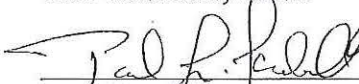
Any interested person may appeal this decision in writing within 30 days of its date to the Orange Unit of the Civil Division of the Vermont Superior Court pursuant to V.R.C.P. 74 or 75. Failure to appeal may prevent these persons from raising issues about the now Stagecoach Road in the future.

Dated this 6th day of October, 2015, at Braintree, Vermont.


BRAINTREE SELECTBOARD



Tim Caulfield, Chair




Paul Kendall




Loren Bent



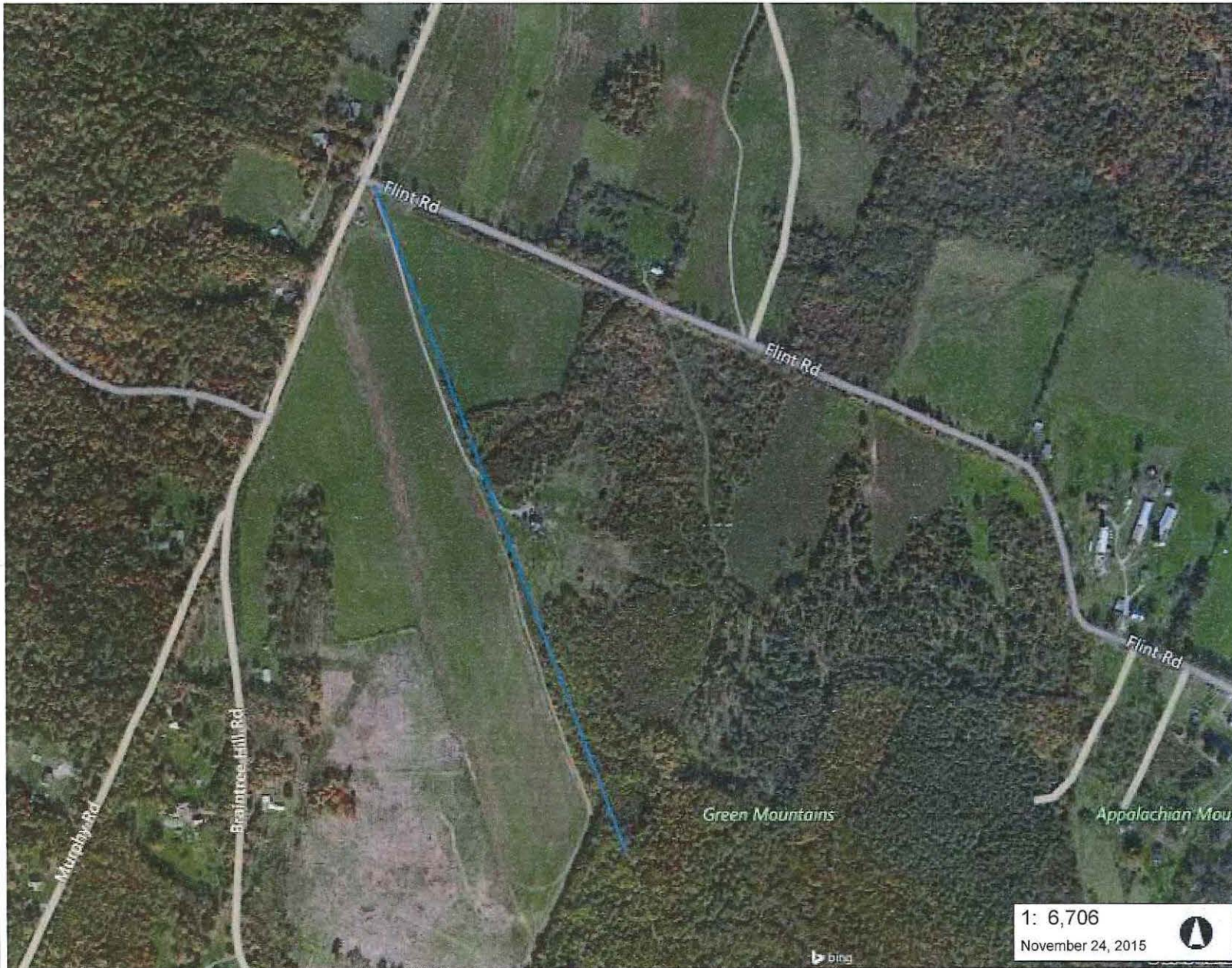
Linda Doane



Richard Bowen

Attest: 

Jessica Brassard, Town Clerk



LEGEND

Town Boundary

1: 6,706
November 24, 2015



341.0 0 170.00 341.0 Meters
WGS_1984_Web_Mercator_Auxiliary_Sphere
© Vermont Agency of Natural Resources
1" = 559 Ft. 1cm = 67 Meters
THIS MAP IS NOT TO BE USED FOR NAVIGATION

DISCLAIMER: This map is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. ANR and the State of Vermont make no representations of any kind, including but not limited to, the warranties of merchantability, or fitness for a particular use, nor are any such warranties to be implied with respect to the data on this map.

NOTES

Map created using ANR's Natural Resources Atlas

S 65-21-25 E

909.6

AREA = 6.00 ACRES

RECENTLY CLEAR CUT

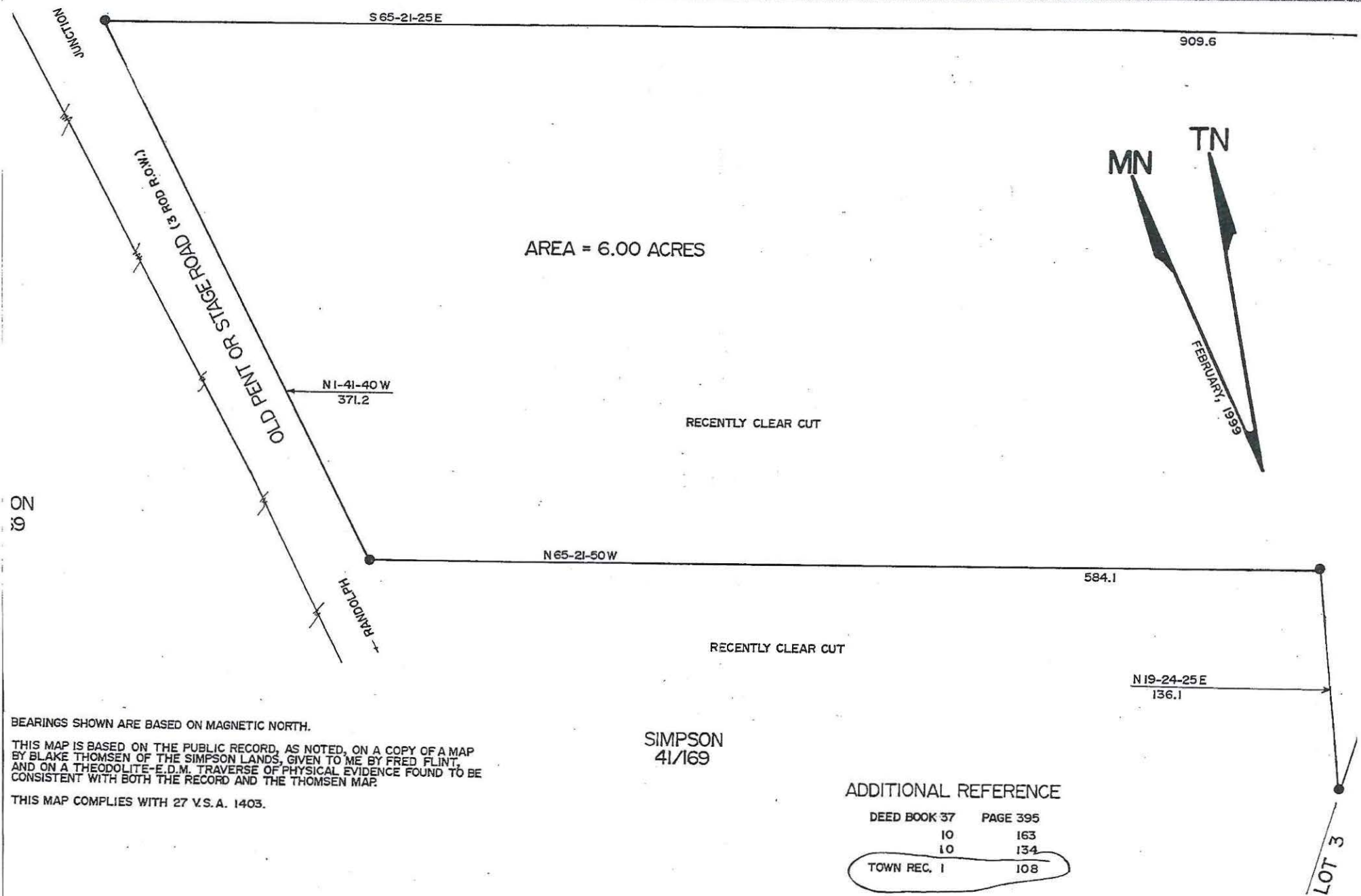
N 1-41-40 W
371.2

N 65-21-50 W

584.1

RECENTLY CLEAR CUT

N 19-24-25 E
136.1



ON
S

BEARINGS SHOWN ARE BASED ON MAGNETIC NORTH.

THIS MAP IS BASED ON THE PUBLIC RECORD, AS NOTED, ON A COPY OF A MAP BY BLAKE THOMSEN OF THE SIMPSON LANDS, GIVEN TO ME BY FRED FLINT, AND ON A THEODOLITE-E.D.M. TRAVERSE OF PHYSICAL EVIDENCE FOUND TO BE CONSISTENT WITH BOTH THE RECORD AND THE THOMSEN MAP.

THIS MAP COMPLIES WITH 27 V.S.A. 1403.

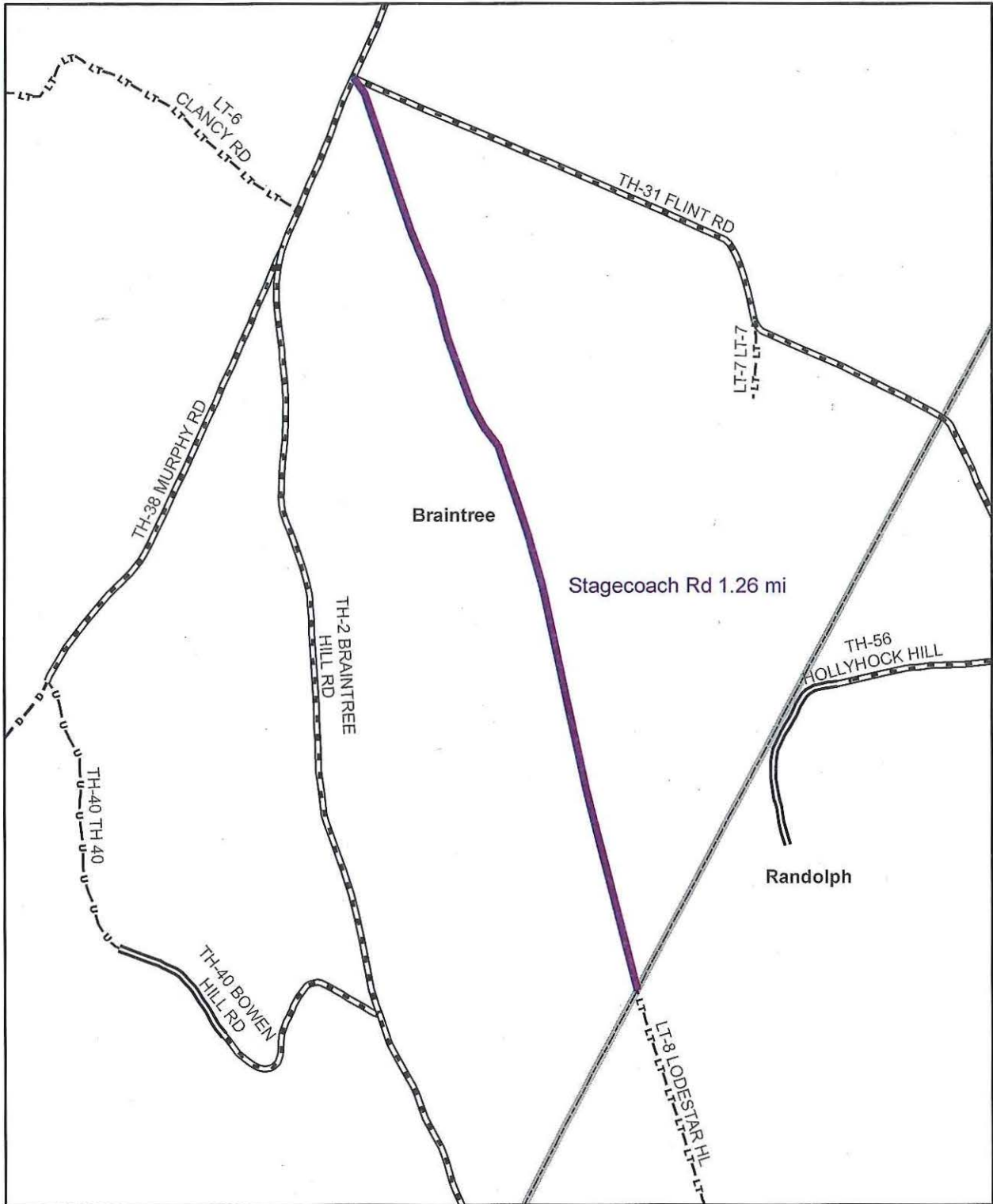
SIMPSON
41/169

ADDITIONAL REFERENCE

DEED BOOK 37	PAGE 395
10	163
10	134
TOWN REC. 1	108

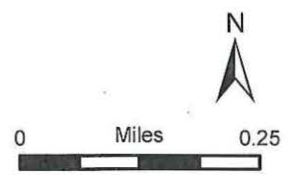
Map Book pg 105

Freeman's Survey



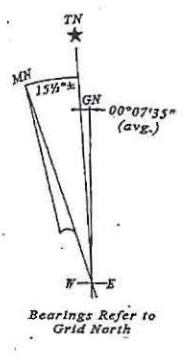
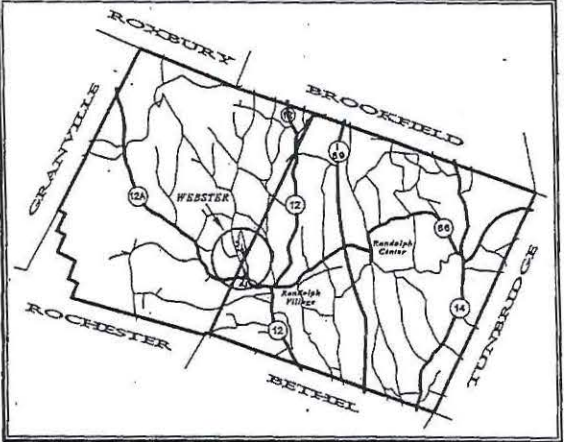
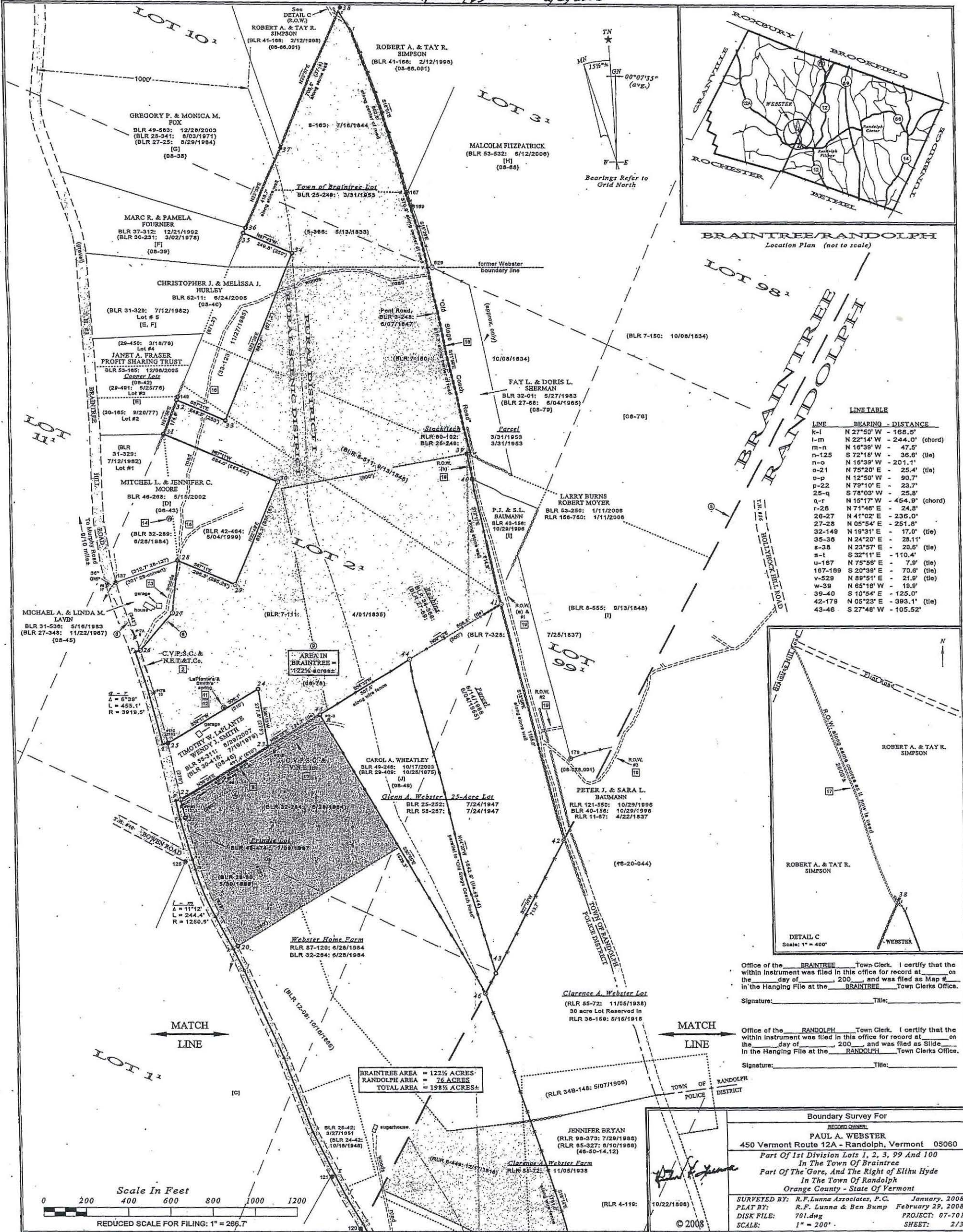
**Mileage Certificate Change 2016
BRAINTREE**

Mapping Section
 Division of Policy, Planning and Intermodal Development
 Vermont Agency of Transportation - November 2015



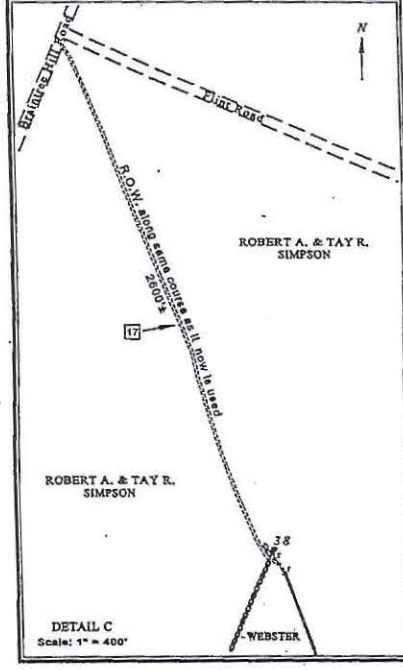
150 #1

Original Ink Drawing On Mylar
Signed: *R.F. Lunna* Date: 2/29/2008



LINE TABLE

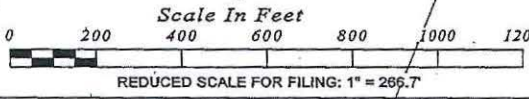
LINE	BEARING - DISTANCE
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l-m	N 22°14' W - 244.0' (chord)
m-n	N 10°39' W - 47.5'
n-125	S 72°18' W - 36.6' (tie)
n-o	N 15°39' W - 201.1'
o-21	N 75°20' E - 25.4' (tie)
o-p	N 12°50' E - 90.7'
p-22	N 79°10' E - 23.7'
25-q	S 78°03' W - 25.8'
q-r	N 15°17' W - 454.9' (chord)
r-26	N 71°48' E - 24.8'
26-27	N 41°02' E - 236.0'
27-28	N 05°54' E - 251.8'
32-149	N 19°31' E - 17.0' (tie)
35-36	N 24°20' E - 25.1'
s-38	N 23°57' E - 20.6' (tie)
s-t	S 32°11' E - 110.4'
u-167	N 75°58' E - 7.9' (tie)
167-189	S 20°39' E - 70.8' (tie)
v-529	N 89°51' E - 21.9' (tie)
w-39	N 65°18' W - 18.9'
39-40	S 10°54' E - 125.0'
42-178	N 05°23' E - 393.1' (tie)
43-46	S 27°48' W - 105.52'



Office of the BRAINTREE Town Clerk. I certify that the within instrument was filed in this office for record at _____ on the _____ day of _____, 2008, and was filed as Map # _____ in the Hanging File at the BRAINTREE Town Clerks Office.
Signature: _____ Title: _____

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Signature: _____ Title: _____

BRAINTREE AREA = 122 1/2 ACRES
RANDOLPH AREA = 76 ACRES
TOTAL AREA = 198 1/2 ACRES



Boundary Survey For
RECORDED CHAIN:
PAUL A. WEBSTER
450 Vermont Route 12A - Randolph, Vermont 05060
Part Of 1st Division Lots 1, 2, 3, 99 And 100
In The Town Of Braintree
Part Of The Gore, And The Right Of Elihu Hyde
In The Town Of Randolph
Orange County - State Of Vermont

SURVEYED BY: *R.F. Lunna Associates, P.C.* January, 2008
PLAT BY: *R.F. Lunna & Ben Bump* February 29, 2008
DISK FILE: 701.dwg PROJECT: 07-701
SCALE: 1" = 200' SHEET: 2/3

Randolph, Vermont
Town Clerk's Office
Received for record & recording

On August 25, 2011 at 10:25 A.M. in slide 131 B
Attest: *Lorilla H. Baygott* Asst. Town Clerk

A survey of a road beginning at the center of the road leading from Braintree Meeting house to Caption Jackson in Randolph and on the west line of Randolph.

North 19 W 89 rods

North 31 rods to the East line of the lot No. 2

same course 54

North 30 (33) West 80 rods

North 3 (9) West 183 rods to the south east corner of lot No. 16

North 32 East 87 (58) to a point about in road south of the school house?

North 7 West 167 rods to the North West corner of lot No. 16

North 58 West 101 rods to the North east corner of lot No. 28

South 89 West 40 rods Ammi Nichols spring

North 15 West 80 rods

North 30 West 150 rods

North 52 West 30 rods to a point one rod east from the guide post near Samuel Bass Junior?? house

North 18 West 281 rods to a point 3 rods west from Daniel Flints house.

Same course 26 rods

North 5 West 22 roads

North 5 62 rods

North 16 West 30 rods

North 29 West 95 rods to a point 2 rods west of a watering trough near John Vinton's house

North 44 West 57 rods

North 29 West 19 rods

North 19. 40 West 7 (217 west assumed) rods

North 25 East 7 rods

North 52 East 16 rods

North about 20 East, about 20 rods, to the lane now laid my from the road to Chester Lions house (no one by this name)

North 16 East 52 rods

North 6 East 113 rods

North 34 East 21 rods

North 32 East 24 rods

North 64 East 34 rods to the south line of Roxbury. Said road to extend on and one half roads each way from the marked line.

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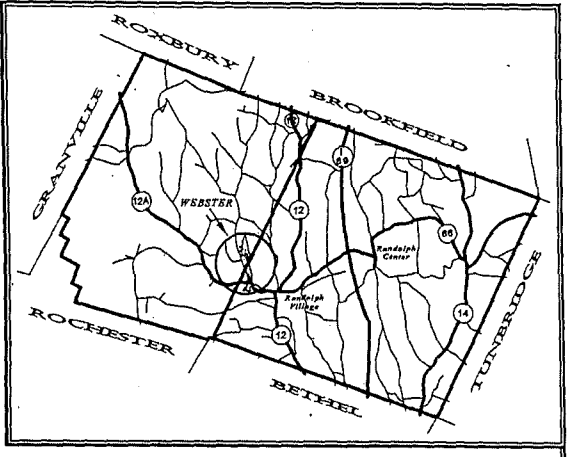
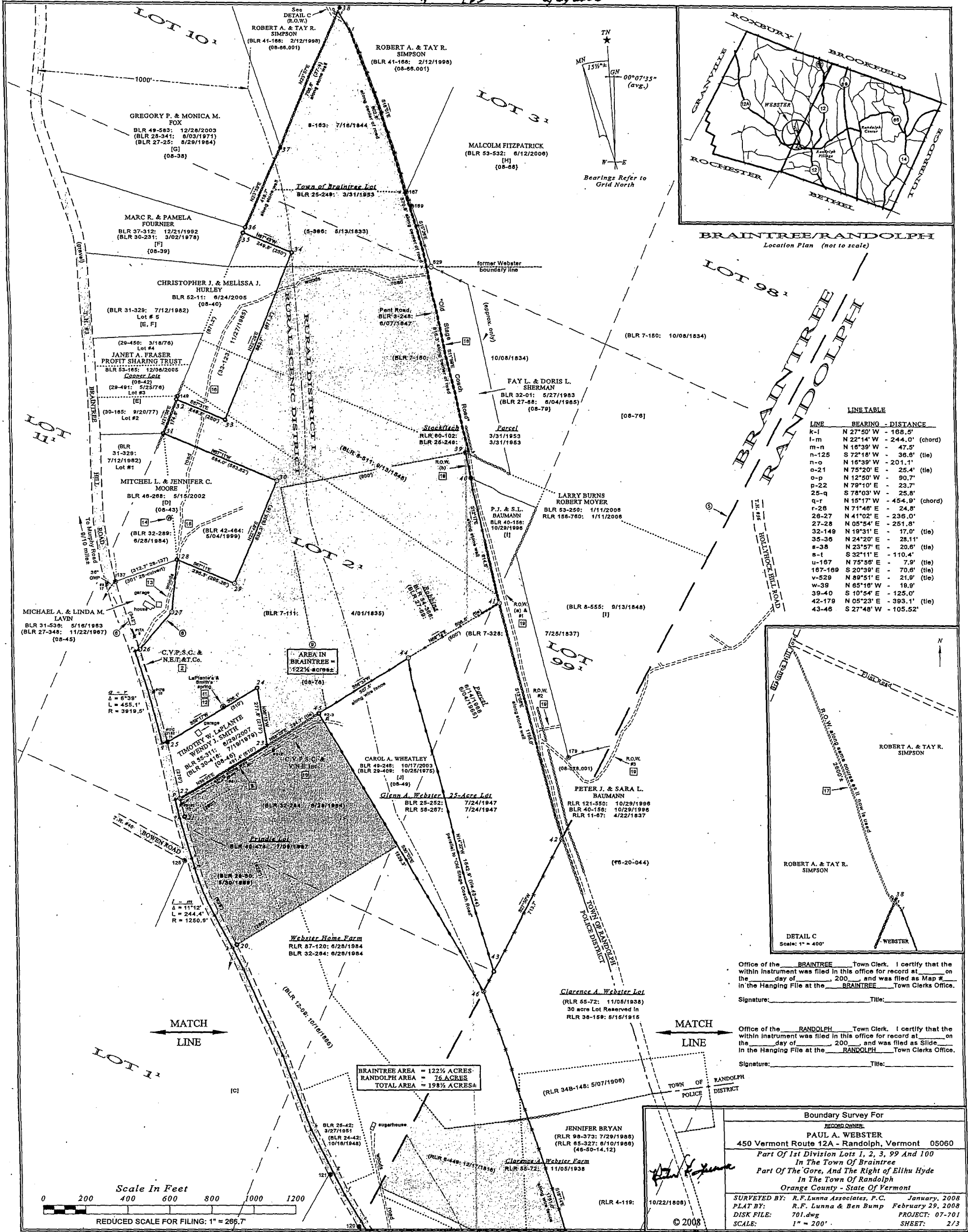
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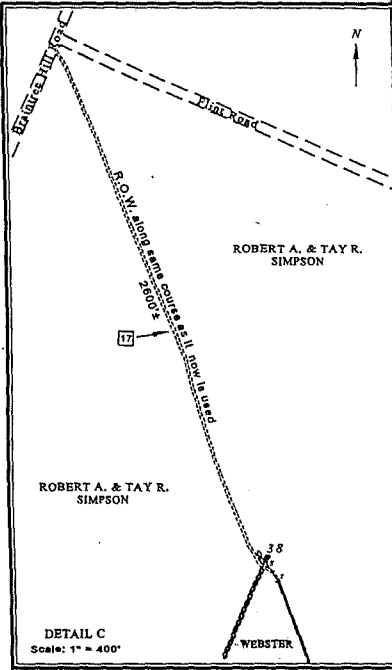
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Original Ink Drawing On Mylar
Signed: *R. F. Lunna* Date: 2/29/2008



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Randolph, Vermont
Town Clerk's Office
Received for record & recording
On August 25, 2011 at 10:25 A.M. in slide 131 B
Attest: *Solene H. Baygott* A.sst. Town Clerk

(numbering
in book
out of)

Braintree June 12 1847

Survey of Road Commencing at the center of the road about halfway
between the two bridges North of Samuel Marris house occupied by
John Mc Voy Thence south 74° W 8 Rods Thence South 85° W
10 Rods Thence N 82° W 45 Rods Thence S 82° W 18 Rods Thence N
 85° W 22 Rods Thence N 72° W 12 Rods Thence N 75° W 14 Rods
Thence N 81° W 8 Rods Thence N 74° W 12 Rods Thence South
 85° W 32 Rods To the East line of Avery Fitts Mountain lot

James Hutchinson

Braintree Town Clerks Office March 6 1848 Received for Record and Recorded
James Spear } Select Men
Ira Mann }

Attest John S Nichols Town Clerk

A Survey of a Road from Ira Kidders dwelling house to Randolph line
by Amos Longo This certifies that the undersigned Select Men have
converted the highway leading from said Kidders to said Randolph
line into a pent Road with two suitable Cuts for travelers thence

Braintree June 7 1847

James Hutchinson

James Spear } Select Men
Ira Mann }

Braintree Town Clerks Office March 6 1848 Received for Record
and Recorded Attest John S Nichols Town Clerk

Braintree March 6 1848 When Received for Recording

John S Nichols Town Clerk

A Survey of a road leading from Ira Marris house in Braintree
to Brookfield line Commencing in the center of the road South 73°
East 3 rods & 14 links from the North East corner of Ira Marris new
grain Barn Thence North $20^{\circ} 30'$ East 28 rods Thence North 12°
East 34 rods Thence North $13^{\circ} 30'$ East 32 rods to Jacob Bailey Jr
land Thence North 18° East 14 rods Thence North $12^{\circ} 30'$ East 19
rods Thence North 11° East 62 rods thence North 14° East 40 rods
to a Butternut tree marked on two sides Thence North 10° East
18 rods & 20 links to Jonah Loomise South line or Brookfield
south line to connect with the road laid out by the select men
of Brookfield May 10th A D 1847 the line described by the