

District 3
Certcode 1119-0

**CERTIFICATE OF HIGHWAY MILEAGE
YEAR ENDING FEBRUARY 10, 2020**

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2020 to:
Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section
219 N. Main Street, Barre, VT 05641.

We, the members of the legislative body of **RUTLAND CITY** in **RUTLAND** 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	6.001	—	—	6.001	0.000
Class 2	13.790	—	—	13.790	0.000
Class 3	56.28	0.22	—	56.50	0.000
State Highway	0.000	—	—	—	0.000
Total	76.071			76.291	0.000
* Class 1 Lane	1.356	—	—	1.356	
* Class 4	1.05	—	—	1.05	0.000
* Legal Trail	0.00	—	—	0.00	

* Mileage for Class 1 Lane, Class 4, and Legal Trail classifications are NOT included in total.

S.M.

K.A.

PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.

- NEW HIGHWAYS:** Please attach Selectmen's "Certificate of Completion and Opening".
+0.22 mi CL3 TH-353 (Hickory St) new road
- DISCONTINUED:** Please attach SIGNED copy of proceedings (minutes of meeting).
- 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:

[Handwritten signatures]
David W. Cleare

T/C/V Clerk Signature:

[Handwritten signature]

Date Filed:

3/26/2020

Please sign ORIGINAL and return it for Transportation signature.

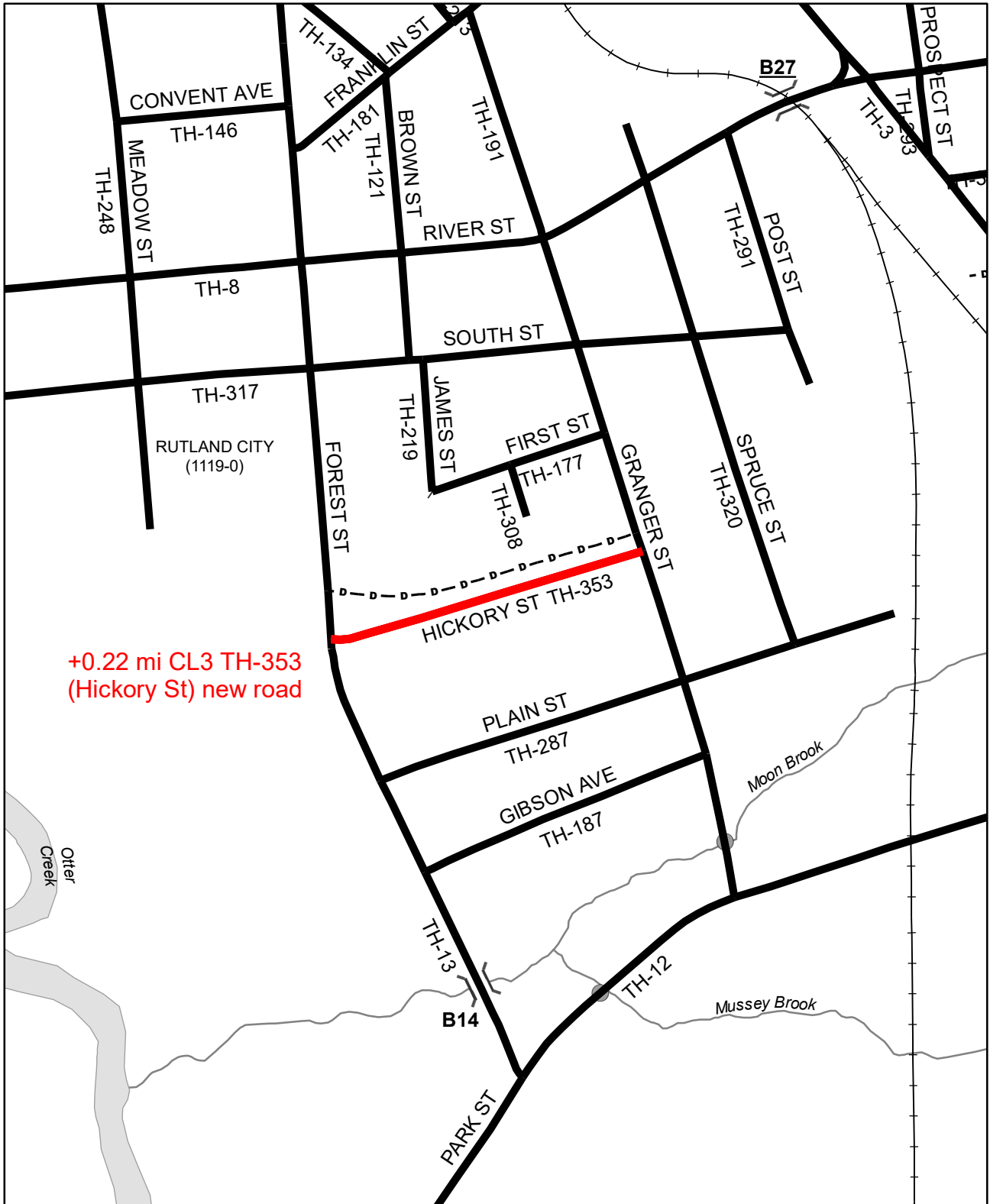
AGENCY OF TRANSPORTATION APPROVAL: Signed copy will be returned to T/C/V Clerk.

APPROVED:

E-SIGNED by Johnathan Croft
on 2020-10-08 08:20:50 EDT

Representative, Agency of Transportation

DATE: October 08, 2020



**Mileage Certificate Changes 2020
RUTLAND CITY**

(CTUA: 1119-0)

Mapping Section
Division of Policy and Planning
Vermont Agency of Transportation -- September 21, 2020



Alley, Kerry

From: Alley, Kerry
Sent: Friday, March 27, 2020 9:10 AM
To: Jim Rotondo; Judy Frazier
Cc: Jeff Wennberg; Croft, Johnathan
Subject: RE: Certificate of Highway Mileage

You're all set!

Thanks Jim, for doing all the coordinating on your side!

Kerry

From: Jim Rotondo <jimr@rutlandcity.org>
Sent: Friday, March 27, 2020 8:28 AM
To: Judy Frazier <judyf@rutlandcity.org>; Alley, Kerry <Kerry.Alley@vermont.gov>
Cc: Jeff Wennberg <jeffw@rutlandcity.org>
Subject: RE: Certificate of Highway Mileage

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Oh wow, sorry about that... At first glance it didn't look like a signature.

Kerry – please confirm that you have everything you need to accept the revised mileage certificate.

Thank you everyone for helping get this done!

James A. Rotondo, P.E.
City Engineer
City Of Rutland
Phone: 802-773-1800 (x215)
Fax: 802-775-3947
Cell: 860-921-7994

From: Judy Frazier [mailto:judyf@rutlandcity.org]
Sent: Friday, March 27, 2020 8:22 AM
To: Jim Rotondo <jimr@rutlandcity.org>; Kerry.Alley@vermont.gov
Cc: Jeff Wennberg <jeffw@rutlandcity.org>
Subject: RE: Certificate of Highway Mileage

Matt signed it below Jeff, not a clear written signature, but it is there.

From: Jim Rotondo [mailto:jimr@rutlandcity.org]
Sent: Friday, March 27, 2020 8:20 AM
To: Judy Frazier <judyf@rutlandcity.org>; Kerry.Alley@vermont.gov
Cc: Jeffrey Wennberg <jeffw@rutlandcity.org>
Subject: RE: Certificate of Highway Mileage

Judy - It doesn't appear that Matt Whitcomb signed the document. Is the plan for him to sign electronically?

Kerry - Matt's Email is: matthew.whitcomb11@gmail.com

James A. Rotondo, P.E.

City Engineer

City Of Rutland

Phone: 802-773-1800 (x215)

Fax: 802-775-3947

Cell: 860-921-7994

From: Judy Frazier [mailto:judyf@rutlandcity.org]

Sent: Friday, March 27, 2020 8:10 AM

To: Kerry.Alley@vermont.gov

Cc: Jim Rotundo <jimr@rutlandcity.org>

Subject: Certificate of Highway Mileage

Kerry,

Please find attached the signed Certificate of Highway Mileage for year ending February 10, 2020.

I will also put the original hard copy in the mail for you today.

Thank you,

Judy

Judy Frazier

Director of Risk Management & Government Operations

Rutland City Hall

52 Washington Street

Rutland, VT 05701

802-770-5366

judyf@rutlandcity.org

Alley, Kerry

From: Alley, Kerry
Sent: Thursday, March 26, 2020 4:26 PM
To: Jim Rotondo; Judy Frazier
Cc: Jeffrey Wennberg; Croft, Johnathan
Subject: RE: Mileage Certificate

Thank you so much Jim and Judy!

Judy, in addition to sending us a scan, could you also mail the original signed certificate by mail to the address written on the Certificate?

Thank you all once again,

Kerry

Kerry Alley | GIS Professional III
Vermont Agency of Transportation
219 North Main Street | Barre, VT 05641
802-917-2621 | Kerry.Alley@vermont.gov
<http://vtrans.vermont.gov/planning/maps>
(NOTE: new phone number and address)

From: Jim Rotondo <jimr@rutlandcity.org>
Sent: Thursday, March 26, 2020 4:14 PM
To: Judy Frazier <judyf@rutlandcity.org>; Alley, Kerry <Kerry.Alley@vermont.gov>
Cc: Jeffrey Wennberg <jeffw@rutlandcity.org>
Subject: FW: Mileage Certificate

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Judy,

Please obtain Matt Whitcomb's signature on the Certificate of Mileage this evening – that completes all the signatures needed.

Tomorrow morning, please scan the completed document and email to Kerry Alley @ VTrans and copy me.

Please call me @ 860-921-7994 with any questions.

Thank you,

James A. Rotondo, P.E.
City Engineer
City Of Rutland
Phone: 802-773-1800 (x215)
Fax: 802-775-3947
Cell: 860-921-7994

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Thursday, March 26, 2020 12:15 PM

To: James Rotondo <Jimr@rutlandcity.org>

Cc: Croft, Johnathan <Johnathan.Croft@vermont.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>; Ted Gillen <tedg@rutlandcity.org>

Subject: RE: Mileage Certificate

Attached:MileageCertificate_RutlandCity_2020_preloaded.pdf

Hello Jim,

I've attached a copy of the 2020 Certificate with Hickory St preloaded. I came up with 0.22 mi (rounded to the nearest 0.01 mi) which is the length from the centerline of Forest St to the centerline of Granger St. We measure centerlines instead of ROW parcels to be more consistent with the format of our line data.

Good luck finding everyone you need today, and let me know if you have any questions! Electronic signing is still an option too.

Kerry

From: Jim Rotondo <jimr@rutlandcity.org>

Sent: Wednesday, March 25, 2020 3:17 PM

To: Alley, Kerry <Kerry.Alley@vermont.gov>

Cc: Croft, Johnathan <Johnathan.Croft@vermont.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>; Ted Gillen <tedg@rutlandcity.org>

Subject: RE: Mileage Certificate

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Kerry,

Yes, please send me the updated certificate once you compute the exact distance. Because of Coronavirus and the overall confusion right now, it looks like we may be conducting meetings remotely. I may have to forward the updated certificate to each board member and get separate signatures from each of them. It may take a few days from the time I receive the certificate. Will that be acceptable?

James A. Rotondo, P.E.

City Engineer

City Of Rutland

Phone: 802-773-1800 (x215)

Fax: 802-775-3947

Cell: 860-921-7994

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Wednesday, March 25, 2020 2:18 PM

To: James Rotondo <Jimr@rutlandcity.org>

Subject: RE: Mileage Certificate

Hi Jim,

I'm working on it now... If I can't get you the exact measure in time, go ahead and add the road to the certificate, and either you or I can fill in the exact measure later today. If I don't hear from you, I'll assume you still want the updated Cert... and I'll have it to you in a bit...

It's been a bit crazy working through all of this while telecommuting!

Kerry

From: Jim Rotondo <jimr@rutlandcity.org>
Sent: Wednesday, March 25, 2020 9:42 AM
To: Alley, Kerry <Kerry.Alley@vermont.gov>; Croft, Johnathan <Johnathan.Croft@vermont.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>
Cc: Judy Frazier <judyf@rutlandcity.org>; Matt Bloomer <mattb@rutlandcity.org>; Ted Gillen <tedg@rutlandcity.org>; Jeffrey Wennberg <jeffw@rutlandcity.org>
Subject: Mileage Certificate

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Judy & Matt,

I don't believe such documentation exists but I will inquire with the City Attorney by way of this email.

I request that the revised mileage certificate not be held up while this matter is being reviewed so that I can obtain Board of Highway Commissioners signatures later today.

Thank you,

James A. Rotondo, P.E.
City Engineer
City Of Rutland
Phone: 802-773-1800 (x215)
Fax: 802-775-3947
Cell: 860-921-7994

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]
Sent: Tuesday, March 24, 2020 9:28 PM
To: James Rotondo <Jimr@rutlandcity.org>; Croft, Johnathan <Johnathan.Croft@vermont.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>
Cc: Ted Gillen <tedg@rutlandcity.org>; Jeff Wennberg <jeffw@rutlandcity.org>
Subject: RE: Mileage Certificate

No problem Jim!

Does Rutland City have a final document that brings it all together, a certificate or order confirming that all conditions have been met to the satisfaction of the City? It isn't required, but I figured I should ask because the rest of the material you've provided resembles scenarios where such documentation is often included.

Kerry

From: Jim Rotondo <jimr@rutlandcity.org>
Sent: Tuesday, March 24, 2020 1:31 PM
To: Alley, Kerry <Kerry.Alley@vermont.gov>; Croft, Johnathan <Johnathan.Croft@vermont.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>
Cc: Ted Gillen <tedg@rutlandcity.org>; Jeff Wennberg <jeffw@rutlandcity.org>
Subject: RE: Mileage Certificate

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Kerry,

I'm sorry for submitting the information piecemeal.

Attached please find the Warranty Deed.

Att: Warranty Deed - Hickory Street.pdf

James A. Rotondo, P.E.

City Engineer

City Of Rutland

Phone: 802-773-1800 (x215)

Fax: 802-775-3947

Cell: 860-921-7994

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]

Sent: Tuesday, March 24, 2020 11:22 AM

To: James Rotondo <Jimr@rutlandcity.org>; Croft, Johnathan <Johnathan.Croft@vermont.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>

Cc: Ted Gillen <tedg@rutlandcity.org>; Jeff Wennberg <jeffw@rutlandcity.org>

Subject: RE: Mileage Certificate

Thanks Jim!

The Resolution mentions that the acceptance of Hickory Street is subject to the condition of the RHA executing a warranty deed, and other Conditions. Have those Conditions been met, and officially acknowledged? That's the last link I need!

Kerry

Original Attachment(s) of message below:

- - - <<Resolution - Accepting Hickory Street as a City Street.pdf>>

From: Jim Rotondo <jimr@rutlandcity.org>

Sent: Tuesday, March 24, 2020 10:50 AM

To: Alley, Kerry <Kerry.Alley@vermont.gov>; Croft, Johnathan <Johnathan.Croft@vermont.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>

Cc: Ted Gillen <tedg@rutlandcity.org>; Jeff Wennberg <jeffw@rutlandcity.org>

Subject: RE: Mileage Certificate

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Kerry,

Attached please find additional documents pertaining to the Acceptance of Hickory Street.

Please let me know if you need anything else.

Thank you,

James A. Rotondo, P.E.

City Engineer

City Of Rutland
Phone: 802-773-1800 (x215)
Fax: 802-775-3947
Cell: 860-921-7994

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]
Sent: Tuesday, March 24, 2020 10:02 AM
To: James Rotondo <Jimr@rutlandcity.org>; Croft, Johnathan <Johnathan.Croft@vermont.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>
Cc: Ted Gillen <tedg@rutlandcity.org>; Jeff Wennberg <jeffw@rutlandcity.org>
Subject: RE: Mileage Certificate

Hi Jim,

Could you also send us copies of the documents mentioned in the minutes? Was the street deeded to the City? I'm guessing that this was a case of dedication and acceptance? If so, we need copies of the documentation specifying what was dedicated (maybe a deed, probably with reference to the ROW survey already provided) and that it was accepted by the City (maybe a copy of the resolution mentioned).

I'll start looking at the map details now to confirm measures.

Thank you!

Kerry

Original Attachment(s) of message below:

--- <<FINAL_Hickory Street ROW Survey.pdf>>
--- <<BOHC_Minutes_10-9-2019.pdf>>

From: Jim Rotondo <jimr@rutlandcity.org>
Sent: Tuesday, March 24, 2020 9:50 AM
To: Alley, Kerry <Kerry.Alley@vermont.gov>; Croft, Johnathan <Johnathan.Croft@vermont.gov>; Moulton, Sara <Sara.Moulton@vermont.gov>
Cc: Ted Gillen <tedg@rutlandcity.org>; Jeff Wennberg <jeffw@rutlandcity.org>
Subject: RE: Mileage Certificate

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Johnathan, Sara & Kerry,

Attached please find the following:

Final Survey Map of Hickory Street dated 7/17/2019
Board of Highway Commissioners - 10/9/2019 Meeting Minutes

If you can forward me the updated Certificate of Highway Mileage (including Hickory Street), I can have the Board of Highway Commissioners sign it tomorrow at their regularly scheduled meeting and return it to you.

Please let me know if you have any questions.

Thank you,

James A. Rotondo, P.E.
City Engineer
City Of Rutland
Phone: 802-773-1800 (x215)
Fax: 802-775-3947
Cell: 860-921-7994

From: Alley, Kerry [mailto:Kerry.Alley@vermont.gov]
Sent: Friday, March 20, 2020 3:51 PM
To: James Rotondo <Jimr@rutlandcity.org>; Croft, Johnathan <Johnathan.Croft@vermont.gov>
Cc: Ted Gillen <tedg@rutlandcity.org>; Jeff Wennberg <jeffw@rutlandcity.org>; Moulton, Sara <Sara.Moulton@vermont.gov>
Subject: RE: Mileage Certificate

Attached:MileageCertificate_RutlandCity_2020_blank.pdf

Good afternoon Jim,

I've attached a copy of Rutland City's 2020 Mileage Certificate. Let me know if you would like me to send you an updated copy of the Certificate (with the change pre-loaded on it) after I've had a chance to review the documentation for the laying out.

Kerry

Kerry Alley | GIS Professional III
Vermont Agency of Transportation
219 North Main Street | Barre, VT 05641
802-622-1289 | Kerry.Alley@vermont.gov
<http://vtrans.vermont.gov/planning/maps>
(NOTE: new phone number and address)

From: Jim Rotondo <jimr@rutlandcity.org>
Sent: Friday, March 20, 2020 3:38 PM
To: Croft, Johnathan <Johnathan.Croft@vermont.gov>
Cc: Ted Gillen <tedg@rutlandcity.org>; Jeff Wennberg <jeffw@rutlandcity.org>; Moulton, Sara <Sara.Moulton@vermont.gov>; Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Mileage Certificate

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.
Johnathan,

Will do.

Thank you!

James A. Rotondo, P.E.
City Engineer
City Of Rutland
Phone: 802-773-1800 (x215)
Fax: 802-775-3947
Cell: 860-921-7994

From: Croft, Johnathan [mailto:Johnathan.Croft@vermont.gov]
Sent: Friday, March 20, 2020 3:28 PM
To: James Rotondo <Jimr@rutlandcity.org>
Cc: Ted Gillen <tedg@rutlandcity.org>; Jeffrey Wennberg <jeffw@rutlandcity.org>; Moulton, Sara <Sara.Moulton@vermont.gov>; Alley, Kerry <Kerry.Alley@vermont.gov>
Subject: RE: Mileage Certificate

Good afternoon Jim,

We will send you a PDF of the Rutland City Mileage Certificate and you can send it back as soon as you can. If you can send the documentation of the laying out of Hickory Street as a scan via email and mileage of the segment, this will assist us in starting to review this addition. Sara or Kerry will be sending you the Mileage Certificate PDF shortly.

Johnathan

Johnathan Croft | Mapping Section Chief
Vermont Agency of Transportation
219 North Main Street | Barre, VT 05641
802-828-2600 | johnathan.croft@vermont.gov



From: Jim Rotondo <jimr@rutlandcity.org>
Sent: Friday, March 20, 2020 3:25 PM
To: Croft, Johnathan <Johnathan.Croft@vermont.gov>
Cc: Ted Gillen <tedg@rutlandcity.org>; Jeffrey Wennberg <jeffw@rutlandcity.org>
Subject: Mileage Certificate

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Johnathan,

I received your letter dated March 12, 2020 and would like to submit an updated Mileage Certificate but I do not have the blank form to fill out. I don't know what happened but I never received the original correspondence you mailed out in January. Last month I called VTrans District 3 and spoke to Brian Sanderson to request the form – he said he would get me the letter and blank certificate. Unfortunately, nothing was sent to me until your follow up letter arrived this week.

We added Hickory Street to our street network last year and would like to get credit for the additional mileage. Since the form must be returned to you by March 27th, please email it to me and I will also return the completed form to you by email.

Thank you,

James A. Rotondo, P.E.
City Engineer
City Of Rutland
Phone: 802-773-1800 (x215)

Fax: 802-775-3947
Cell: 860-921-7994

ACKNOWLEDGMENT-

RETURNS RECEIVED

Return No. 1904233
Signed: [Signature] Clerk
Date: 11-18-19

CITY OF RUTLAND VT REC'D FOR RECORDING

DATE 11-18-19 TIME 9:30 AM

BOOK 690 PAGE 536 - 540

[Signature] ASST. CLERK

Hickory St.
(Forest St.)

WARRANTY DEED

Attorney

Know All Men by these Presents, that it, **Rutland Housing Authority**, a municipal corporation with its principal place of business in the city of Rutland, county of Rutland, and state of Vermont, **Grantor**, in the consideration of one dollar (\$1.00) and other good and valuable consideration paid to its full satisfaction by the **City of Rutland**, a municipal corporation in the city of Rutland, county of Rutland, and state of Vermont, **Grantee**, by these presents does freely Give, Grant, Sell, Convey, and Confirm unto the said Grantee, and its successors and assigns, forever, a certain parcel of land located in the city of Rutland, county of Rutland, and state of Vermont, and more particularly described as follows (the "Property"):

Being a portion of the lands and premises conveyed to Rutland Housing Authority by Warranty Deed from Edwards Construction, Inc. dated March 28, 1972, and recorded in Book 161, Page 103 of the City of Rutland Land Records.

Said Property is commonly known as Hickory Street and is more particularly described on the attached Schedule A.


To Have and To Hold the said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, **City of Rutland**, and its successors and assigns, to their own use and behoof forever; and it, the said Grantor, **Rutland Housing Authority** for itself and its successors and assigns, does covenant with the said Grantee, **City of Rutland**, that until the sealing of these presents, it is the Sole Owner of the premises, and has good right and title to convey the same in the manner aforesaid, that they are Free from Every Encumbrance, except as hereinbefore mentioned, and it hereby engages to Warrant and Defend the same against all lawful claims whatsoever, except as hereinbefore mentioned.

[signature page follows]

Warranty Deed - Hickory Street.pdf

In Witness Whereof, **Rutland Housing Authority** he
reunto sets its hand this 30th day of October, 2019.

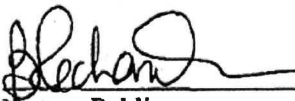
Rutland Housing Authority

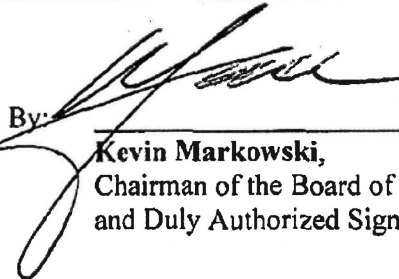
By: 
Kevin Loso,
Executive Director
and Duly Authorized Signer

STATE OF VERMONT
COUNTY OF RUTLAND, SS.

This record was acknowledged before me on this 30th day of October, 2019, by **Kevin Loso** as
Executive Director of Rutland Housing Authority.





Notary Public
Commission #: 157.0006608
Commission Expires: 01/31/2021

By: 
Kevin Markowski,
Chairman of the Board of Commissioners
and Duly Authorized Signer

STATE OF VERMONT
COUNTY OF RUTLAND, SS.

This record was acknowledged before me on this 30th day of October, 2019, by **Kevin
Markowski** as Chairman of the Board of Commissioners of Rutland Housing Authority.




Notary Public
Commission #: 157.0006607
Commission Expires: 01/31/2021

SCHEDULE A

HICKORY STREET

A PORTION OF THE RUTLAND HOUSING AUTHORITY PROPERTY

GRANGER STREET - FOREST STREET

CITY OF RUTLAND - COUNTY OF RUTLAND - STATE OF VERMONT

Being a portion of the Rutland Housing Authority property located on the west side of Granger Street (an accepted City street) and the east side of Forest Street (an accepted City street) in the City of Rutland, Vermont, hereinafter referred to as Hickory Street, and described as follows:

Beginning at a 2" magnetic spike & washer located in the westerly line of Granger Street at or near the edge of a concrete sidewalk, which spike marks the northeasterly corner of "Unit 3E2", and the southeasterly corner of the herein described Hickory Street (said point of beginning being further described as being on a bearing of South 17° 02' 35" East at a distance of one hundred forty-four and thirty-nine one-hundredths [144.39] feet from a 2" magnetic spike [flush in concrete walk] located in the westerly line of the said Granger Street, which magnetic spike marks the southeasterly corner of the property now or formerly belonging to Rutland Corp., and the northeasterly corner of "Unit 3E3" of other property belonging to the Rutland Housing Authority, in the City of Rutland, County of Rutland, State of Vermont);

Thence, from the point of beginning, South 73°45'10" West a distance of four hundred forty-two and sixty one-hundredths (442.60) feet along the northerly line of "Unit 3E2" of other property belonging to Rutland Housing Authority to a 12" spike, which spike marks the northeasterly corner of the easternmost portion of Juneberry Lane so-called and the northwesterly corner of the said "Unit 3E2" of other property belonging to the Rutland Housing Authority;

Thence, continuing South 73°45'10" West a distance of fifty and zero one-hundredths (50.00) feet along the northerly line of Juneberry Lane so-called to a ¼" drill hole at or near the edge of a concrete sidewalk, which drill hole marks the northwesterly corner of the easternmost portion of Juneberry Lane and the northeasterly corner of "Unit 3B & 3C" of other property belonging to Rutland Housing Authority;

Thence, continuing South 73°45'10" West a distance of two hundred seventy and eighty-five one-hundredths (270.85) feet along the northerly line of "Unit 3B & 3C" of other property belonging to Rutland Housing Authority to a 12" spike & washer located at or near the edge of a concrete sidewalk;

Thence, continuing South 73°45'10" West a distance of seventeen and fourteen one-hundredths (17.14) feet along the northerly line of "Unit 3B & 3C" of other property belonging to Rutland Housing Authority to a ¼" drill hole located at or near the edge of a concrete sidewalk, which drill hole marks the northwesterly corner of the said "Unit 3B & 3C" and the northeasterly corner of the westernmost portion of Juneberry Lane so-called;

Thence, continuing South 73°45'10" West a distance of fifty and zero one-hundredths (50.00) feet along the northerly line of Juneberry Lane so-called to a yellow capped 12" spike located at or near the edge of a concrete

sidewalk, which spike marks the northwesterly corner of the westernmost portion of Juneberry Lane and the northeasterly corner of "Unit 2" of other property belonging to Rutland Housing Authority;

Thence, continuing South 73°45'10" West a distance of two hundred eighty-nine and forty-three one-hundredths (289.43) feet along the northerly line of "Unit 2" of other property belonging to Rutland Housing Authority to a yellow capped 12" spike located in the easterly line of Forest Street (an accepted City street), which point marks the northwesterly corner of the said "Unit 2" of other property belonging to Rutland Housing Authority and the southwestwesterly corner of the western terminus of the herein described Hickory Street;

Thence North 04°41'35" West a distance of sixty-three and twenty-eight one-hundredths (63.28) feet along the easterly line of the said Forest Street to a 2" magnetic spike & washer, which spike marks the southwestwesterly corner of "Unit 1" of other property belonging to Rutland Housing Authority and which spike also marks the northwesterly corner of the western terminus of the herein described Hickory Street;

Thence, North 73°45'10" East a distance of three hundred forty-three and ninety one-hundredths (343.90) feet along the southerly line of "Unit 1" of other property belonging to Rutland Housing Authority to a 12" spike & washer located at or near the edge of a concrete sidewalk, which spike marks the southeasterly corner of the said "Unit 1" and the southwestwesterly corner of "Unit 3A" of other property belonging to Rutland Housing Authority;

Thence, continuing North 73°45'10" East a distance of three hundred twenty and eighty-five one-hundredths (320.85) feet along the southerly line of "Unit 3A" of other property belonging to Rutland Housing Authority to a 12" spike located at or near the edge of a concrete sidewalk, which spike marks the southeasterly corner of the said "Unit 3A" and the southwestwesterly corner of "Unit 3E1" of other property belonging to Rutland Housing Authority;

Thence, continuing North 73°45'10" East a distance of two hundred six and zero hundredths (206.00) feet along the southerly line of "Unit 3E1" of other property belonging to Rutland Housing Authority to a 12" spike & washer located at or near the edge of a concrete sidewalk, which spike marks the southeasterly corner of the said "Unit 3E1" and the southwestwesterly corner of "Unit 3E3" of other property belonging to Rutland Housing Authority;

Thence, continuing North 73°45'10" East a distance of two hundred thirty-five and seventy-five one-hundredths (235.75) feet along the southerly line of "Unit 3E3" of other property belonging to Rutland Housing Authority to a 2" magnetic spike & washer located at or near the edge of a concrete sidewalk and in the westerly line of Granger Street (an accepted City street), which spike marks the southeasterly corner of the said "Unit 3E3" and the northeasterly corner of the easterly terminus of the herein described Hickory Street;

Thence, South 17° 02' 35" East a distance of sixty-two and one one-hundredths (62.01) feet along the westerly line of Granger Street to the point or place of beginning.

All bearings in the above description are with respect to the Vermont State Plane Coordinate System (NAD 83) and are based upon GPS observations

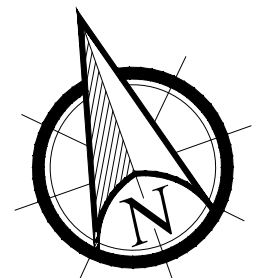
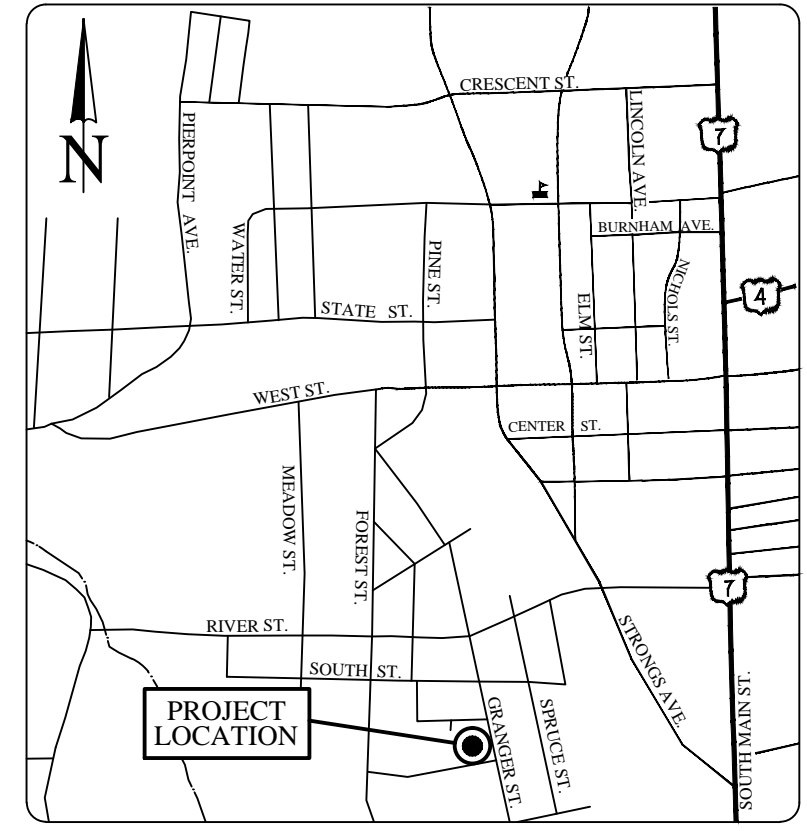
made in September, 2008.

The above described parcel -Hickory Street - A Portion of the Rutland Housing Authority Property -Granger Street - Forest Street - Rutland, Vermont contains one and fifty-eight one-hundredths (1.58) acres to be the same more or less.

2" MAG. SPIKE (REMOTE P.O.B.)
TIE TO "A" = S 17° 02' 35" E - 144.39'

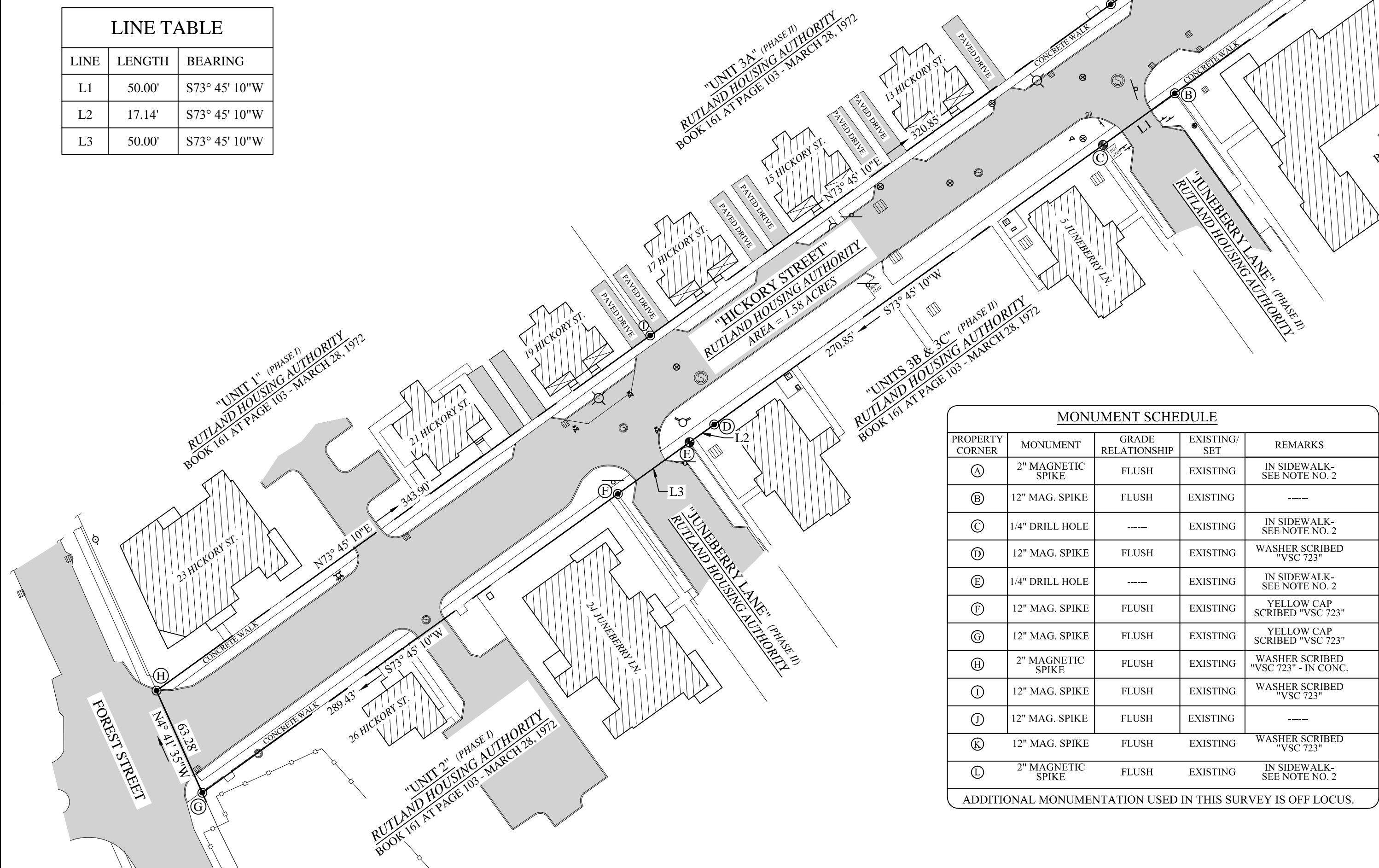
LEGEND

IRON PIPE/PIN (EXISTING)	
IRON SPIKE (SET)	
DRILL HOLE	
PROPERTY LINE	
R.O.W. LINE	
CHAINLINK FENCE	
WOODEN FENCE	
PAVED SURFACE	
UTILITY POLE/GUY	
LIGHT POLE	
CATCH BASIN	
SEWER MANHOLE	
FIRE HYDRANT	
WATER VALVE	
SIGN	



LINE TABLE

LINE	LENGTH	BEARING
L1	50.00'	S73° 45' 10"W
L2	17.14'	S73° 45' 10"W
L3	50.00'	S73° 45' 10"W



- 1. BASIS OF BEARING:**
BEARINGS AS DEPICTED ON THIS PLAT ARE WITH RESPECT TO THE VERMONT STATE PLANE COORDINATE SYSTEM (NAD 83) AND ARE BASED UPON GPS OBSERVATIONS MADE IN SEPTEMBER, 2008. DISTANCES AS DEPICTED ON THIS PLAT ARE GROUND DISTANCES. GRID DISTANCES ARE OBTAINED BY MULTIPLYING THE GROUND DISTANCE BY A FACTOR OF 0.99995745.
- 2. THIS PLAN WAS PREPARED IN SUPPORT OF THE CONVEYANCE OF HICKORY STREET TO THE CITY OF RUTLAND, VERMONT. ORIGINAL MONUMENTATION SET DURING THE COURSE OF THE SURVEYS REFERENCED BELOW WAS DISTURBED BY CONSTRUCTION ACTIVITIES. THESE MONUMENTS WERE RE-SET IN THE ORIGINAL LOCATIONS. THE MONUMENT TYPE AND DESCRIPTION AS DEPICTED HEREON MAY NOT BE THE SAME AS DEPICTED ON THE SURVEYS REFERENCED BELOW.**

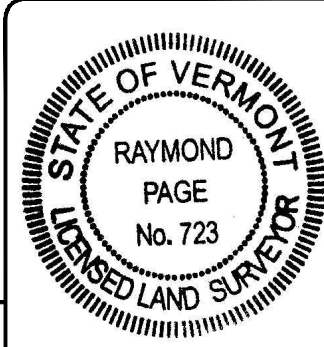
MONUMENT SCHEDULE

PROPERTY CORNER	MONUMENT	GRADE RELATIONSHIP	EXISTING/ SET	REMARKS
A	2" MAGNETIC SPIKE	FLUSH	EXISTING	IN SIDEWALK-SEE NOTE NO. 2
B	12" MAG. SPIKE	FLUSH	EXISTING	-----
C	1/4" DRILL HOLE	-----	EXISTING	IN SIDEWALK-SEE NOTE NO. 2
D	12" MAG. SPIKE	FLUSH	EXISTING	WASHER SCRIBED "VSC 723"
E	1/4" DRILL HOLE	-----	EXISTING	IN SIDEWALK-SEE NOTE NO. 2
F	12" MAG. SPIKE	FLUSH	EXISTING	YELLOW CAP SCRIBED "VSC 723"
G	12" MAG. SPIKE	FLUSH	EXISTING	YELLOW CAP SCRIBED "VSC 723"
H	2" MAGNETIC SPIKE	FLUSH	EXISTING	WASHER SCRIBED "VSC 723" - IN CONC.
I	12" MAG. SPIKE	FLUSH	EXISTING	WASHER SCRIBED "VSC 723"
J	12" MAG. SPIKE	FLUSH	EXISTING	-----
K	12" MAG. SPIKE	FLUSH	EXISTING	WASHER SCRIBED "VSC 723"
L	2" MAGNETIC SPIKE	FLUSH	EXISTING	IN SIDEWALK-SEE NOTE NO. 2

ADDITIONAL MONUMENTATION USED IN THIS SURVEY IS OFF LOCUS.

- REFERENCED SURVEY:** REFERENCE IS MADE TO THE FOLLOWING SURVEY PLANS:
- A SURVEY PLAT PREPARED BY VERMONT SURVEY CONSULTANTS, LLC ENTITLED "ALTA/ACSM LAND TITLE SURVEY, RUTLAND HOUSING AUTHORITY PROPERTY, UNIT NO. 3 & UNIT NO. 4 - AS CONSTRUCTED, HICKORY STREET - JUNE BERRY LANE, CITY OF RUTLAND, COUNTY OF RUTLAND, STATE OF VERMONT", DATED JULY 8, 2019.
 - A SURVEY PLAT PREPARED BY VERMONT SURVEY CONSULTANTS, LLC, ENTITLED: "ALTA/ACSM LAND TITLE SURVEY, RUTLAND HOUSING AUTHORITY PROPERTY, FOREST PARK REDEVELOPMENT - PHASE II, FOREST PARK DRIVE - FOREST STREET - GRANGER STREET, CITY OF RUTLAND, COUNTY OF RUTLAND, STATE OF VERMONT", DATED MARCH 6, 2012.
 - A SURVEY PLAT PREPARED BY VERMONT SURVEY CONSULTANTS, LLC ENTITLED "ALTA/ACSM LAND TITLE SURVEY, RUTLAND HOUSING AUTHORITY PROPERTY, UNIT NO. 1 & UNIT NO. 2 - AS CONSTRUCTED, HICKORY STREET - JUNE BERRY LANE, CITY OF RUTLAND, COUNTY OF RUTLAND, STATE OF VERMONT", DATED APRIL 23, 2012.

THIS SURVEY WAS PREPARED FOR AND CERTIFIED TO RUTLAND HOUSING AUTHORITY



VERMONT SURVEY CONSULTANTS, LLC
LAND SURVEYING - MAPPING - SUBDIVISIONS
734 U. S. ROUTE 4 UNIT 1 RUTLAND, VERMONT 05701 (802) 773-2210

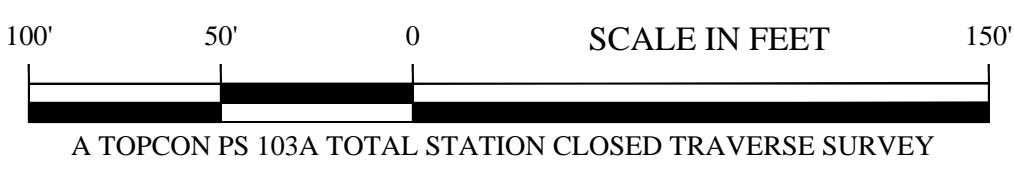
**SURVEY OF PROPOSED HICKORY STREET
RUTLAND HOUSING AUTHORITY PROPERTY**
LOCATED BETWEEN FOREST STREET & GRANGER STREET
CITY OF RUTLAND - COUNTY OF RUTLAND
STATE OF VERMONT

PROJ. NO: 2018-23	DRAWN BY: RHP	REV.
SCALE: 1" = 50 FT.	DATE: JULY 17, 2019	SHEET 1 OF 1

REV.	DESCRIPTION	BY	DATE
COPYRIGHT © 2019 VERMONT SURVEY CONSULTANTS, LLC ALL RIGHTS RESERVED. THIS DOCUMENT OR ANY PART THEREOF MAY NOT BE REPRODUCED OR UTILIZED IN ANY FORM WITHOUT PRIOR WRITTEN PERMISSION FROM VERMONT SURVEY CONSULTANTS, LLC.			

I, RAYMOND PAGE, HEREBY CERTIFY THAT THIS SURVEY IS CONSISTENT WITH INFORMATION ABSTRACTED FROM PERTINENT DEEDS, OFFICIAL RECORDS, DOCUMENTS, INFORMATION AND MARKERS EVIDENT ON THE PROPERTY.

Raymond Page
LICENSED LAND SURVEYOR



This plat meets the requirements of 27 VSA 1403.

Raymond Page
(Signature)

BOHC_Minutes-10-9-2019.pdf

**CITY OF RUTLAND, VERMONT
BOARD OF HIGHWAY
WEDNESDAY, OCTOBER 9, 2019**

Members present: Mayor Allaire, Commissioner Wennberg, Charles Romeo, James Rotondo and City Clerk Henry Heck.

Mayor Allaire called the meeting to order at 3:13PM.

Attorney Charles Romeo hired by the City was present to introduce the re-adoption of Hickory Street. Attorney Romeo noted the task before the Board was to accept the Housing Authority petition to accept Hickory Street back to the City. Attorney Romeo provided all documents and briefly reviewed actions taken. The Board and Mr. Loso discussed details to be completed and Mayor Allaire and Commissioner Wennberg signed the Resolution provided. All documents will be recorded within the City Land Records.

Meeting adjourned at 3:30pm.

Respectfully submitted,

Henry A. Heck

DATE 10-10-19 TIME 3:00 pm

BOOK 689 PAGE 717-730

CITY OF RUTLAND
BOARD OF HIGHWAY COMMISSIONERS

[Signature] ASST. CLERK
City of Rutland

RESOLUTION

Accepting Hickory Street as a City Street

WHEREAS the Rutland Housing Authority (hereinafter "RHA") has undertaken a major three-phase redevelopment of the former Forest Park housing development, now commonly known as "Hickory Street" (hereinafter "the Development"); and

WHEREAS Phase I of the Development first received approval from the City's Development Review Board (hereinafter "DRB") on February 1, 2010; and

WHEREAS that approval contained findings that there would be both private and public access roads to the development, location of the new public access road to the development would be approved by the Board of Highway Commissioners (herein after "BOHC"), and that the public road would be maintained by the City; and

WHEREAS the Development's Phase I approval was subject to the conditions, among others, that the design and installation of all roads required prior approval from the Department of Public Works (hereinafter "DPW") and the City Fire Department, and that the location of the new access road be approved by the BOHC; and

WHEREAS as part of the overall redevelopment plan, the BOHC discontinued Forest Park Drive, an accepted city street which ran through the former Forest Park development, on February 8, 2010 and subsequently quitclaimed the City's interest in the associated land to the RHA; and

WHEREAS in light of the discontinuance of the former Forest Park Drive, the RHA and the City, acting through the BOHC, entered in to an agreement on May 28, 2010 which provided:

1. the City would continue its current maintenance responsibilities of the former Forest Park Drive and the municipal utilities located in the former street until the former street was disturbed for construction purposes or no residents lived in the former Forest Park development, whichever was sooner,
2. all easements granted by the RHA to the City relative to the former Forest Park Drive would survive the discontinuance and that the RHA would grant the City any easements it required to service public utilities in the former street,
3. RHA agreed to provide an irrevocable offer of dedication for a new street that would meet DPW standards, the general configuration of which would be determined based on future funding of the Development; and

WHEREAS Phase II of the Development received DRB approval on June 18, 2012; and

Resolution - Accepting Hickory Street as a City Street.pdf

WHEREAS Phase III of the Development received DRB approval on June 17, 2016; and

WHEREAS that approval contained findings that the completion of Phase III would allow the main access road, itself now known as Hickory Street, to run straight through from Forest Street to Granger Street and the sidewalk would extend all the way to Granger Street as well; and

WHEREAS the Phase III approval was subject to the condition that a stop sign be erected at the end of Hickory Street at the intersection of Granger street, noting that the street was private property at that time and should the City accept the street, traffic signage would be under the control of the City; and

WHEREAS Phases I, II, and III of the Development were substantially completed on October 6, 2011, October 31, 2013, and May 30, 2018, respectively; and

WHEREAS the Development is subject to a Stormwater System Maintenance Agreement between the RHA and the City dated January 7, 2019, which memorialized the City's intention to accept Hickory Street and all improvements in the street by a warranty deed from the RHA to the City and, in anticipation of that, defined the responsibilities of the parties under Stormwater Permit No. 6350-9015 authorizing discharge of stormwater runoff from the Development, including Hickory Street; and

WHEREAS 24 App. V.S.A. ch. 9, § 25.02 (the City Charter) authorizes the BOHC to accept streets and highways in the city upon petition of the owners having a majority of the frontage on the proposed street, accompanied by a monumented survey with a plan of the street satisfactory to the BOHC, provided that the petitioners have done all construction and improvements relative to the proposed street as required by the Board of Aldermen; and

WHEREAS the RHA, the owner of all the frontage on the proposed street, has submitted such a petition to the BOHC accompanied by three ALTA/ACSM Title Surveys: "Rutland Housing Authority Property Unit No. 1 & Unit No. 2-As Constructed" dated April 23, 2012, "Rutland Housing Authority Property Unit No. 3 & Unit No. 4-As Constructed" dated July 8, 2014, and "Rutland Housing Authority Property Unit No. 3 & Unit No. 4-As Constructed" dated January 2, 2019, as well as a written description of the proposed public street based on those surveys; and

WHEREAS the RHA supplemented the aforementioned three ALTA/ACSM surveys dated April 23, 2012, July 8, 2014, and January 2, 2019 and corresponding written description with a "Survey of Proposed Hickory Street Rutland Housing Authority Property" dated July 17, 2019 and corresponding written description dated June 14, 2019; and

WHEREAS the BOHC finds the supplemental survey dated July 17, 2019 and related written description dated June 14, 2019 to be satisfactory; and

WHEREAS based on the information presented to it, the BOHC finds that the construction of Hickory Street conforms to requirements imposed by the City;


NOW THEREFORE BE IT **RESOLVED** by the Board of Highway Commissioners that Hickory Street, as described on the submitted survey dated July 17, 2019 and written description dated June 14, 2019, together with all other referenced surveys and documents (all of which are attached to this resolution and incorporated by reference), is hereby **accepted** as a City street, subject to the following conditions:

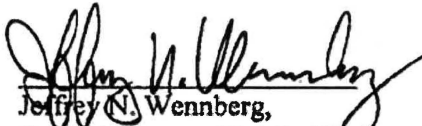
1. The RHA will execute a warranty deed conveying the land encompassing the proposed Hickory Street to the City in fee simple, subject to all easements of record.
2. The RHA, its successors or assigns, will convey by warranty deed any other temporary or permanent easements that the City may require, now or in the future, for maintenance, repair, replacement or improvement of the street, sidewalks, and other appurtenances thereto as well as for the maintenance, repair, replacement, improvement, and installation of any and all related utilities including, but not limited to, the City's water and sewer infrastructure.
3. The terms of the January 7, 2019 Stormwater System Maintenance Agreement, as it may be amended from time to time, will continue after the City's acceptance of Hickory Street and is hereby incorporated into and made part of this Resolution.
4. This Resolution and all its incorporated documents (including the survey maps, written descriptions, and Stormwater System Maintenance Agreement), the petition, warranty deed(s), property transfer return, and all other related documents will be recorded in the City Land Records.

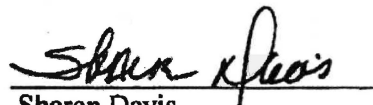
AND BE IT FURTHER **RESOLVED** that the acceptance of Hickory Street will be complete upon the recordation of all the aforementioned documents in the City Land Records.

Dated this 9th day of October, 2019.

BOARD OF HIGHWAY COMMISSIONERS


David W. Allaire, Mayor


Jeffrey N. Wennberg,
Commissioner of Public Works


Sharon Davis,
President of the Board of Aldermen



5 Tremont Street, Rutland, Vermont 05701-3551 • (802) 775-2926 • Fax (802) 747-6180 • TDD/TTY Relay 711
www.rhavt.org

May 15, 2019

Rutland City Board of Highway Commissioners
c/o Henry Heck
PO Box 969
Rutland, VT 05702

RE: Petition for the Acceptance of Hickory Street

Dear Commissioners:

The purpose of this letter is to petition the Rutland City Board of Highway Commissioners to accept Hickory Street as a public street as described and laid out on the previously submitted AITA maps of Hickory Street Phases one, two and three. As requested, enclosed is a consolidated written description of the street inclusive of all three phases. Also enclosed is the agreement executed on May 28, 2010 between RHA and the City of Rutland regarding the discontinuance of Forest Park Drive and the reversion of ownership to the City of the completed replacement roadway.

Please be advised that the construction of Hickory Street has been completed as per the plans approved by the City Engineer, and that the Department of Public Works as well as the Highway Commission has signed off on all necessary repairs and improvements in preparation for the transfer.

The RHA is grateful for the City of Rutland's ongoing support of the Hickory Street project. Please do not hesitate to contact me should you require any additional information regarding this petition.

Sincerely,

Kevin L. Loso
Executive Director

Enclosures

Board of Commissioners

Kevin Markowski, CPA, *Chairman* • Karl C. Anderson, *Vice Chairman* • Rev. Andrew Carlson • Beverly Johnson • James V. Richards
Kevin Loso, SPHM, Executive Director & Secretary



HICKORY STREET
A PORTION OF THE RUTLAND HOUSING AUTHORITY PROPERTY
GRANGER STREET – FOREST STREET
CITY OF RUTLAND – COUNTY OF RUTLAND – STATE OF VERMONT

Being a portion of the Rutland Housing Authority property located on the west side of Granger Street (an accepted City street) and the east side of Forest Street (an accepted City street) in the City of Rutland, Vermont, hereinafter referred to as Hickory Street, and described as follows:

Beginning at a 2" magnetic spike & washer located in the westerly line of Granger Street at or near the edge of a concrete sidewalk, which spike marks the northeasterly corner of "Unit 3E2", and the southeasterly corner of the herein described Hickory Street (said point of beginning being further described as being on a bearing of South 17° 02' 35" East at a distance of one hundred forty-four and thirty-nine one-hundredths [144.39] feet from a 2" magnetic spike [flush in concrete walk] located in the westerly line of the said Granger Street, which magnetic spike marks the southeasterly corner of the property now or formerly belonging to Rutland Corp., and the northeasterly corner of "Unit 3E3" of other property belonging to the Rutland Housing Authority, in the City of Rutland, County of Rutland, State of Vermont);

Thence, from the point of beginning, South 73°45'10" West a distance of four hundred forty-two and sixty one-hundredths (442.60) feet along the northerly line of "Unit 3E2" of other property belonging to Rutland Housing Authority to a 12" spike, which spike marks the northeasterly corner of the easternmost portion of Juneberry Lane so-called and the northwesterly corner of the said "Unit 3E2" of other property belonging to the Rutland Housing Authority;

Thence, continuing South 73°45'10" West a distance of fifty and zero one-hundredths (50.00) feet along the northerly line of Juneberry Lane so-called to a ¼" drill hole at or near the edge of a concrete sidewalk, which drill hole marks the northwesterly corner of the easternmost portion of Juneberry Lane and the northeasterly corner of "Unit 3B & 3C" of other property belonging to Rutland Housing Authority;

Thence, continuing South 73°45'10" West a distance of two hundred seventy and eighty-five one-hundredths (270.85) feet along the northerly line of "Unit 3B & 3C" of other property belonging to Rutland Housing Authority to a 12" spike & washer located at or near the edge of a concrete sidewalk;

Thence, continuing South 73°45'10" West a distance of seventeen and fourteen one-hundredths (17.14) feet along the northerly line of "Unit 3B & 3C" of other property belonging to Rutland Housing Authority to a ¼" drill hole located at or near the edge of a concrete sidewalk, which drill hole marks the northwesterly corner of the said "Unit 3B & 3C" and the northeasterly corner of the westernmost portion of Juneberry Lane so-called;

Thence, continuing South 73°45'10" West a distance of fifty and zero one-hundredths (50.00) feet along the northerly line of Juneberry Lane so-called to a yellow capped 12" spike located at or near the edge of a concrete sidewalk, which spike marks the northwesterly corner of the westernmost portion of Juneberry Lane and the northeasterly corner of "Unit 2" of other property belonging to Rutland Housing Authority;

Thence, continuing South 73°45'10" West a distance of two hundred eighty-nine and forty-three one-hundredths (289.43) feet along the northerly line of "Unit 2" of other property belonging to Rutland Housing Authority to a yellow capped 12" spike located in the easterly line of Forest Street (an accepted City street), which point marks the northwesterly corner of the said "Unit 2" of other property belonging to Rutland Housing Authority and the southwestly corner of the western terminus of the herein described Hickory Street;

Thence North 04°41'35" West a distance of sixty-three and twenty-eight one-hundredths (63.28) feet along the easterly line of the said Forest Street to a 2" magnetic spike & washer, which spike marks the southwestly corner of "Unit 1" of other property belonging to Rutland Housing Authority and which spike also marks the northwesterly corner of the western terminus of the herein described Hickory Street;

Thence, North 73°45'10" East a distance of three hundred forty-three and ninety one-hundredths (343.90) feet along the southerly line of "Unit 1" of other property belonging to Rutland Housing Authority to a 12" spike & washer located at or near the edge of a concrete sidewalk, which spike marks the southeasterly corner of the said "Unit 1" and the southwestly corner of "Unit 3A" of other property belonging to Rutland Housing Authority;

June 14, 2019

- 2 -

Thence, continuing North 73°45'10" East a distance of three hundred twenty and eighty-five one-hundredths (320.85) feet along the southerly line of "Unit 3A" of other property belonging to Rutland Housing Authority to a 12" spike located at or near the edge of a concrete sidewalk, which spike marks the southeasterly corner of the said "Unit 3A" and the southwesterly corner of "Unit 3E1" of other property belonging to Rutland Housing Authority;

Thence, continuing North 73°45'10" East a distance of two hundred six and zero hundredths (206.00) feet along the southerly line of "Unit 3E1" of other property belonging to Rutland Housing Authority to a 12" spike & washer located at or near the edge of a concrete sidewalk, which spike marks the southeasterly corner of the said "Unit 3E1" and the southwesterly corner of "Unit 3E3" of other property belonging to Rutland Housing Authority;

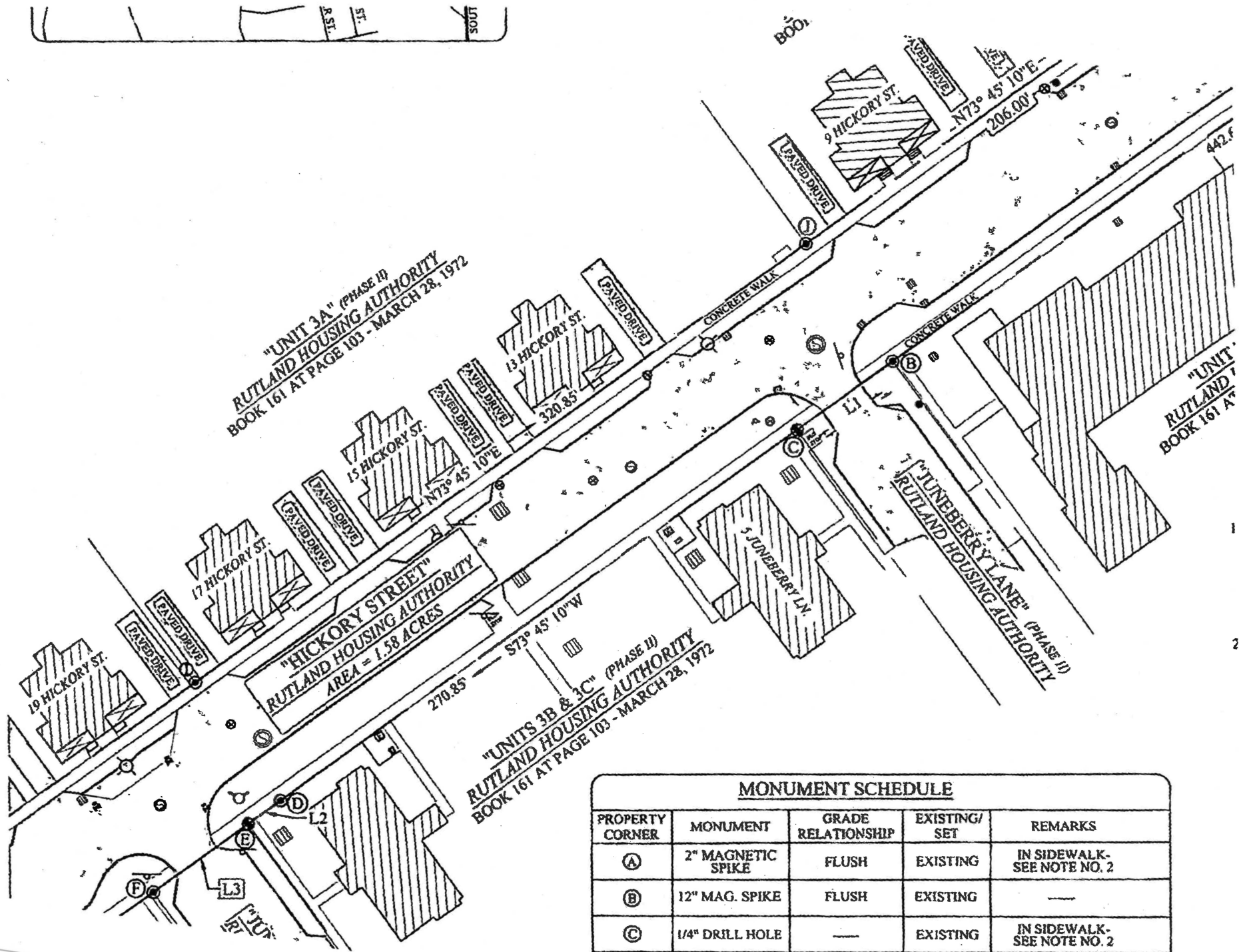
Thence, continuing North 73°45'10" East a distance of two hundred thirty-five and seventy-five one-hundredths (235.75) feet along the southerly line of "Unit 3E3" of other property belonging to Rutland Housing Authority to a 2" magnetic spike & washer located at or near the edge of a concrete sidewalk and in the westerly line of Granger Street (an accepted City street), which spike marks the southeasterly corner of the said "Unit 3E3" and the northeasterly corner of the easterly terminus of the herein described Hickory Street;

Thence, South 17° 02' 35" East a distance of sixty-two and one one-hundredths (62.01) feet along the westerly line of Granger Street to the point or place of beginning.

All bearings in the above description are with respect to the Vermont State Plane Coordinate System (NAD 83) and are based upon GPS observations made in September, 2008.

The above described parcel --Hickory Street - A Portion of the Rutland Housing Authority Property --Granger Street - Forest Street - Rutland, Vermont contains one and fifty-eight one-hundredths (1.58) acres to be the same more or less.

Book: 689 Page: 717 Seq: 7



MONUMENT SCHEDULE

PROPERTY CORNER	MONUMENT	GRADE RELATIONSHIP	EXISTING/ SET	REMARKS
(A)	2" MAGNETIC SPIKE	FLUSH	EXISTING	IN SIDEWALK-SEE NOTE NO. 2
(B)	12" MAG. SPIKE	FLUSH	EXISTING	—
(C)	1/4" DRILL HOLE	—	EXISTING	IN SIDEWALK-SEE NOTE NO. 2
(D)	12" MAG. SPIKE	FLUSH	EXISTING	WASHER SCRIBED

May 13, 2019

- 1 -

HICKORY STREET
A PORTION OF THE RUTLAND HOUSING AUTHORITY PROPERTY
GRANGER STREET - FOREST STREET
CITY OF RUTLAND - COUNTY OF RUTLAND - STATE OF VERMONT

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Beginning at a ¼" drill hole located in the westerly line of Granger Street at or near the edge of a concrete sidewalk, which drill hole marks the northeasterly corner of "Unit 3E2", and the southeasterly corner of the herein described Hickory Street (said point of beginning being further described as being on a bearing of South 17° 02' 35" East at a distance of one hundred forty-four and thirty-nine one-hundredths [144.39] feet from a 2" magnetic spike [flush in concrete walk] located in the westerly line of the said Granger Street, which magnetic spike marks the southeasterly corner of the property now or formerly belonging to Rutland Corp., and the northeasterly corner of "Unit 3E3" of other property belonging to the Rutland Housing Authority, in the City of Rutland, County of Rutland, State of Vermont);

Thence, from the point of beginning, South 73°45'10" West a distance of four hundred forty-two and sixty one-hundredths (442.60) feet along the northerly line of "Unit 3E2" of other property belonging to Rutland Housing Authority to a 12" spike, which spike marks the northeasterly corner of the easternmost portion of Juneberry Lane so-called and the northwesterly corner of the said "Unit 3E2" of other property belonging to the Rutland Housing Authority;

Thence, continuing South 73°45'10" West a distance of fifty and zero one-hundredths (50.00) feet along the northerly line of Juneberry Lane so-called to a ¼" drill hole at or near the edge of a concrete sidewalk, which drill hole marks the northwesterly corner of the easternmost portion of Juneberry Lane and the northeasterly corner of "Unit 3B & 3C" of other property belonging to Rutland Housing Authority;

Thence, continuing South 73°45'10" West a distance of two hundred seventy and eighty-five one-hundredths (270.85) feet along the northerly line of "Unit 3B & 3C" of other property belonging to Rutland Housing Authority to a 12" spike located at or near the edge of a concrete sidewalk;

Thence, continuing South 73°45'10" West a distance of seventeen and fourteen one-hundredths (17.14) feet along the northerly line of "Unit 3B & 3C" of other property belonging to Rutland Housing Authority to a ¼" drill hole located at or near the edge of a concrete sidewalk, which drill hole marks the northwesterly corner of the said "Unit 3B & 3C" and the northeasterly corner of the westernmost portion of Juneberry Lane so-called;

Thence, continuing South 73°45'10" West a distance of fifty and zero one-hundredths (50.00) feet along the northerly line of Juneberry Lane so-called to a 12" spike located at or near the edge of a concrete sidewalk, which spike marks the northwesterly corner of the westernmost portion of Juneberry Lane and the northeasterly corner of "Unit 2" of other property belonging to Rutland Housing Authority;

Thence, continuing South 73°45'10" West a distance of two hundred eighty-nine and forty-three one-hundredths (289.43) feet along the northerly line of "Unit 2" of other property belonging to Rutland Housing Authority to a point in the easterly line of Forest Street (an accepted City street), which point marks the northwesterly corner of the said "Unit 2" of other property belonging to Rutland Housing Authority and the southwesterly corner of the western terminus of the herein described Hickory Street;

Thence North 04°41'35" West a distance of sixty-three and twenty-eight one-hundredths (63.28) feet along the easterly line of the said Forest Street to a point, which point marks the southwesterly corner of "Unit 1" of other property belonging to Rutland Housing Authority and which point also marks the northwesterly corner of the western terminus of the herein described Hickory Street;

Thence, North 73°45'10" East a distance of three hundred forty-three and ninety one-hundredths (343.90) feet along the southerly line of "Unit 1" of other property belonging to Rutland Housing Authority to a ¼" drill hole located at or near the edge of a concrete sidewalk, which drill hole marks the southeasterly corner of the said "Unit 1" and the southwesterly corner of "Unit 3A" of other property belonging to Rutland Housing Authority;

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Thence, continuing North 73°45'10" East a distance of three hundred twenty and eighty-five one-hundredths (320.85) feet along the southerly line of "Unit 3A" of other property belonging to Rutland Housing Authority to a 12" spike located at or near the edge of a concrete sidewalk, which spike marks the southeasterly corner of the said "Unit 3A" and the southwesterly corner of "Unit 3E1" of other property belonging to Rutland Housing Authority;

Thence, continuing North 73°45'10" East a distance of two hundred six and zero hundredths (206.00) feet along the southerly line of "Unit 3E1" of other property belonging to Rutland Housing Authority to a 5/8" iron pin located at or near the edge of a concrete sidewalk, which pin marks the southeasterly corner of the said "Unit 3E1" and the southwesterly corner of "Unit 3E3" of other property belonging to Rutland Housing Authority;

Thence, continuing North 73°45'10" East a distance of two hundred thirty-five and seventy-five one-hundredths (235.75) feet along the southerly line of "Unit 3E3" of other property belonging to Rutland Housing Authority to a 5/8" iron pin located at or near the edge of a concrete sidewalk and in the westerly line of Granger Street (an accepted City street), which pin marks the southeasterly corner of the said "Unit 3E3" and the northeasterly corner of the easterly terminus of the herein described Hickory Street;

Thence, South 17° 02' 35" East a distance of sixty-two and one one-hundredths (62.01) feet along the westerly line of Granger Street to the point or place of beginning.

All bearings in the above description are with respect to the Vermont State Plane Coordinate System (NAD 83) and are based upon GPS observations made in September, 2008.

The above described parcel –Hickory Street – A Portion of the Rutland Housing Authority Property –Granger Street – Forest Street - Rutland, Vermont contains one and fifty-eight one-hundredths (1.58) acres to be the same more or less.

AGREEMENT

This Agreement is made this 28th day of May, 2010, by and between the City of Rutland (hereafter CITY), as authorized by its Board of Highway Commissioners, and the Rutland Housing Authority (hereafter RHA); and

WHEREAS, the CITY was the owner of an accepted street known as Forest Park Drive; and

WHEREAS, the RHA is proposing to redevelop the Forest Park Housing Complex located on Forest Park Drive between Granger Street and Forest Street and such redevelopment is planned to occur in two phases; and

WHEREAS, in Phase 1, the RHA is proposing to redevelop the westerly portion of Forest Park Drive, approximately 480 linear feet from the Forest Street ROW extending to the East with an anticipated construction start date of summer/fall 2010; and

WHEREAS, in Phase 2, the RHA is actively pursuing funding to complete the remaining westerly portion of the redevelopment project, approximately 615 linear feet from the Granger Street ROW extending to the west; and

WHEREAS, the proposed Phase 1 and Phase 2 improvements involve demolishing existing infrastructure and construction of new facilities over the entire site including the area that is now an accepted CITY street (Forest Park Drive); and

WHEREAS, the CITY has authorized the discontinuance of Forest Park Drive and the RHA has requested that the CITY accept relocated portions of Forest Park Drive; and

NOW, THEREFORE THE CITY and RHA agree as follows:

1. The CITY has authorized the discontinuance of Forest Park Drive and the reversion of ownership of all lands associated therewith to the RHA;
2. The CITY agrees to continue its maintenance of Forest Park Drive and all municipal utilities located in the former public right-of-way thereon. Such maintenance activities and responsibilities of the CITY shall be defined as all current maintenance activities and all responsibilities of the CITY. The CITY will continue such maintenance of Forest Park Drive until the former public right-of-way is disturbed for construction purposes or until no residents reside in the Forest Park Housing Complex, whichever is sooner;
3. All easements granted by the RHA to the CITY relative to Forest Park Drive will remain valid after such discontinuance. If the CITY requires easements to service public utilities in the former public right-of-way, the RHA agrees to convey such easements to the CITY;

4. RHA agrees to provide an irrevocable offer of dedication for a new street that will meet the CITY's Public Works standards. The general configuration of the new street will depend on successful Phase 2 funding. General descriptions of the two possibilities are as follows:

A. Phase 2 Successfully Funded and Built. Under this scenario, RHA agrees to convey a new right-of-way as shown on the development plan dated December 23, 2008, as attached hereto and previously approved by the CITY of Rutland's Development Review Board. RHA agrees to grant easements acceptable to the CITY for any municipal utilities not within the new right-of-way, should the CITY choose to accept such easements. RHA agrees that such newly constructed street (including appurtenances) will be built to all CITY Public Work's standards.

B. Phase 2 Not Built. If Phase 2 is not funded and under construction within five years from the date of this agreement, RHA agrees to design and construct a transitional "s" turn connector road section between the Forest Street ROW and the eastern section of Forest Park Drive. RHA further agrees to convey the connector road and western portion of Forest Park Drive to the CITY, provided that such connector road is built to all CITY Public Work's standards. RHA also agrees to grant easements acceptable to the CITY for any municipal utilities not within the new right-of-way of the connector road.

5. The discontinuance of Forest Park Drive and the reversion of ownership of all lands associated therewith was approved by the Rutland City Board of Highway Commissioners at a duly warned meeting on February 8, 2010. The terms of this agreement were approved by the Board of Highway Commissioners on May 24, 2010.

The terms of this Agreement have been reviewed in detail and are fair and acceptable to all parties.

CITY of Rutland
As authorized by its Board of
Highway Commissioners 2-8-10
and 5-24-10

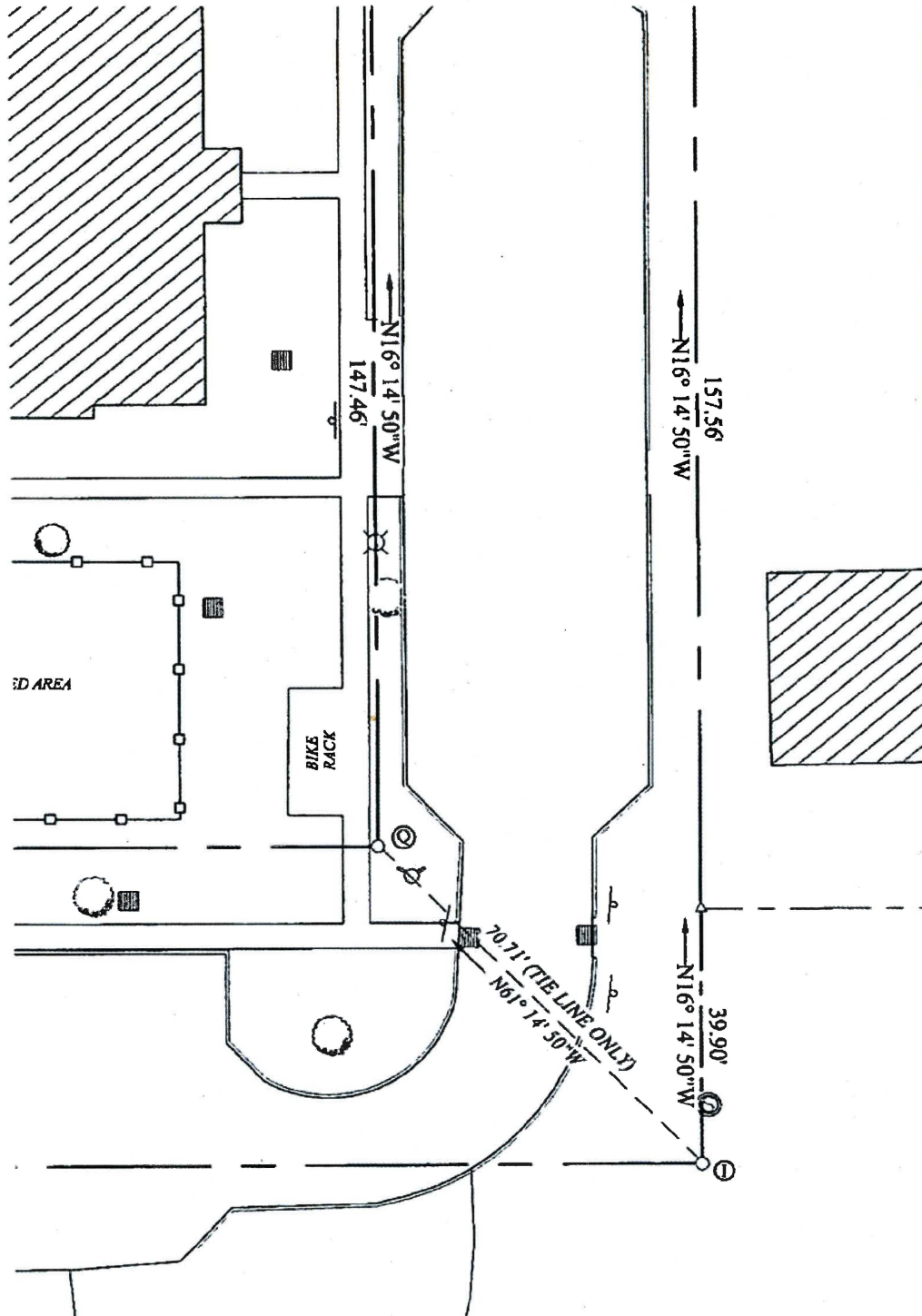
5/28/10

Date

Rutland Housing Authority

05/28/2010

Date



SERVICES. THE EXACT LOCATIONS OF EASEMENTS ARE TO BE DE

3. REFERENCE IS MADE TO THE DEED OF EDWARDS CONSTRUCTION, TELEPHONE & TELEGRAPH CO. DATED FEBRUARY 7, 1972 AND RECSAID DEED CONVEYING A UTILITY EASEMENT ENTERING FROM SGI POLE #18-1. SAID EASEMENT IS OFF LOCUS AND NOT DEPICTED.

- 1. BASIS OF BEARING:**
BEARINGS AS DEPICTED ON THIS PLAT ARE WITH RESPECT TO THE UPON GPS OBSERVATIONS MADE IN SEPTEMBER, 2008. DISTANCES OBTAINED BY MULTIPLYING THE GROUND DISTANCE BY A FACTOR
2. NO ATTEMPT HAS BEEN MADE AS PART OF THIS SURVEY TO OBTAIN ANY UTILITY OR MUNICIPAL PUBLIC SERVICE FACILITY. THE LOCATION UPON LIMITED SURFACE EVIDENCE AND INFORMATION SUPPLIED IS APPROXIMATE. THE ACTUAL LOCATION OF ANY SUBSURFACE UTILITY INFORMATION REGARDING THESE UTILITIES OR FACILITIES, PLEASE
3. AT THE TIME OF THIS SURVEY, THERE WAS NO OBSERVABLE EVIDENCE OF: 1) UNOPENED ROADS; 2) UNOPENED STREETS (HICKORY STREET AND JUNE BERRY CEMETERIES OR BURIAL GROUNDS; 4) OF THE SUBJECT PROPERTY CONDITIONS AS DEPICTED HEREON REFLECT THOSE PRESENT AT THE TIME OF THIS SURVEY.
4. THE FOLLOWING ENCROACHMENTS WERE OBSERVED: NONE.

HICKORY STREET (PHASE II) AS SURVEYED

BEGINNING AT A 12" SPIKE WHICH MARKS THE SOUTHEASTERLY CORNER OF THE HEREIN DESCRIBED HICKORY STREET (PHASE I) TO A DRILL HOLE IN THE SIDEWALK WHICH ALSO MARKS THE SOUTHWESTERLY CORNER OF THE HEREIN DESCRIBED HICKORY STREET (PHASE II) NORTH $73^{\circ}45'10''$ EAST AT A DISTANCE OF SEVENTEEN AND FOURTEEN ONE HUNDREDTHS (17.85) MARKING THE NORTHWESTERLY CORNER OF "UNIT 4", IN THE CITY OF RUTLAND, CALIFORNIA.

THENCE NORTH $16^{\circ}14'50''$ WEST A DISTANCE OF SIXTY-TWO AND ZERO ONE HUNDREDTHS (62.01) TO A DRILL HOLE IN THE SIDEWALK WHICH ALSO MARKS THE NORTHWESTERLY CORNER OF THE HEREIN DESCRIBED HICKORY STREET (PHASE II).

THENCE NORTH $73^{\circ}45'10''$ EAST A DISTANCE OF THREE HUNDRED TWENTY AND ZERO ONE HUNDREDTHS (320.01) FEET ALONG THE SOUTHERLY LINE OF "UNIT 3" TO A 12" SPIKE, WHICH SPIKE MARKS THE NORTHEASTERLY CORNER OF THE HEREIN DESCRIBED HICKORY STREET (PHASE II).

THENCE SOUTH $16^{\circ}14'50''$ EAST A DISTANCE OF SIXTY-TWO AND ZERO ONE HUNDREDTHS (62.01) TO A DRILL HOLE IN THE SIDEWALK WHICH MARKS THE NORTHEASTERLY CORNER OF JUNE BERRY LANE (PHASE II) AND THE SOUTHEASTERLY CORNER OF THE HEREIN DESCRIBED HICKORY STREET (PHASE II).

THENCE SOUTH $73^{\circ}45'10''$ WEST A DISTANCE OF FIFTY AND ZERO ONE HUNDREDTHS (50.01) TO A DRILL HOLE IN THE SIDEWALK WHICH MARKS THE SOUTHWESTERLY CORNER OF THE HEREIN DESCRIBED HICKORY STREET (PHASE II).

THENCE CONTINUING SOUTH $73^{\circ}45'10''$ WEST ALONG THE NORTHERLY LINE OF HICKORY STREET (PHASE II) A DISTANCE OF SEVENTY AND EIGHTY-FIVE ONE HUNDREDTHS (77.85) TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED PARCEL -HICKORY STREET -CONTAINS ONE AND EIGHTY-FIVE ONE HUNDREDTHS (85.01) FEET MORE OR LESS.

LEGEND

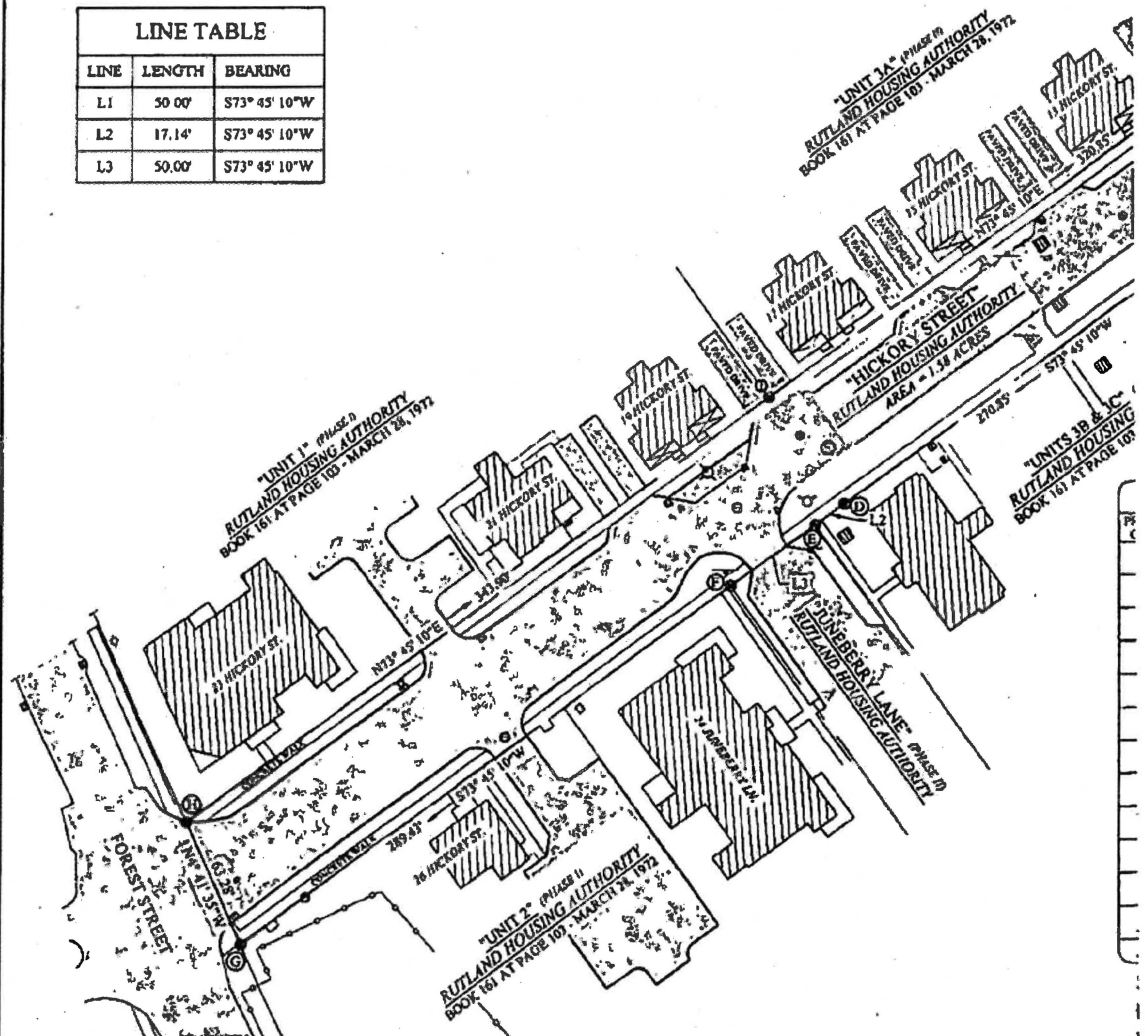
IRON PIPE/PIN (EXISTING)	
IRON SPIKE (SET)	
DRILL HOLE	
PROPERTY LINE	
R.O.W. LINE	
CHAINLINK FENCE	
WOODEN FENCE	
PAVED SURFACE	
UTILITY POLE/GUY	
LIGHT POLE	
CATCH BASIN	
SEWER MANHOLE	
FIRE HYDRANT	
WATER VALVE	
SIGN	



LINE TABLE

LINE	LENGTH	BEARING
L1	50.00'	S73° 45' 10"W
L2	17.14'	S73° 45' 10"W
L3	50.00'	S73° 45' 10"W

This plot meets the requirements of 27 VSA 1403.
Raymond Page (Signature)



I, RAYMOND PAGE, HEREBY CERTIFY THAT THIS SURVEY IS CONSISTENT WITH INFORMATION ABSTRACTED FROM PERTINENT DEEDS, OFFICIAL RECORDS, DOCUMENTS, INFORMATION AND MEASUREMENTS OBTAINED ON THE PROPERTY.
Book: 689 Page: 717 Seq: 13
 / LICENSED LAND SURVEYOR

