

CERTIFICATE OF HIGHWAY MILEAGE

YEAR ENDING FEBRUARY 10, 2007

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2007 to: Vermont Agency of Transportation, Policy and Planning Division, Drawer 33, Montpelier, VT 05633.

JAN 19 2007
County
Policy & Planning Division

We, the Selectmen or Aldermen or Trustees of MARLBORO in WINDHAM

on an oath state that the mileage of highways, according to Title 19, V.S.A, Sec #305, added 1985, is as follows

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

Table with 6 columns: Town Highways, Previous Mileage, Added Mileage, Subtracted Mileage, Total, Scenic Highways. Rows include Class 1, Class 1 Lane, Class 2, Class 3, State Highway, Class 4, Legal Trail, and Total.

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

62.584 ← adjustment by

PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.

S. Moulton 1/22/07

1. NEW HIGHWAYS: Please attach Selectmen's "Certificate of Completion and Opening"

2. DISCONTINUED: Please attach SIGNED copy of proceedings (minutes of meeting

All required documents are attached for the discontinuance of .900 mi of TH 44, Jenne Road, to the Halifax Town line.

3. RECLASSIFIED/REMEASURED: Please attach SIGNED copy of proceedings (minutes of meeting

4. SCENIC HIGHWAYS: Please attach a copy of order designating/discontinuing Scenic Highways

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

PART III - SIGNATURES - PLEASE SIGN.

Selectmen/ Aldermen/ Trustees Signatures:

Handwritten signatures of C. B. Newton, Paul MacArthur, and Lucy Gabriel.

T/C/V Clerk Signature:

Handwritten signature of the T/C/V Clerk.

Date Filed: 1.18.2007

Please sign ORIGINAL and return it for Transportation signature.

AGENCY OF TRANSPORTATION APPROVAL:

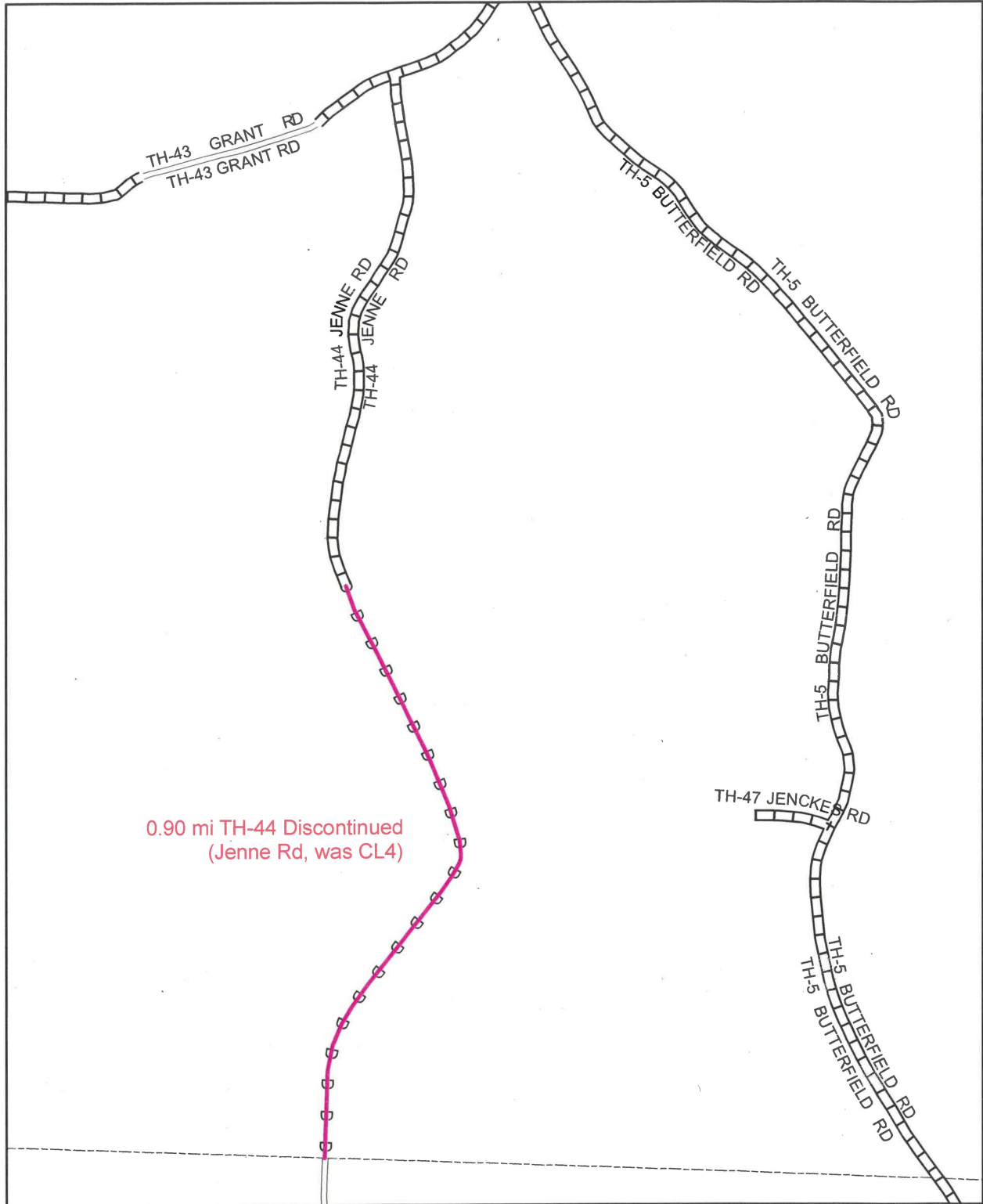
Signed copy will be returned to T/C/V Clerk.

APPROVED:

Handwritten signature and text: Representative, Agency of Transportation

DATE:

4/10/2007



**Mileage Certificate Change 2007 -- MARLBORO**

Mapping Unit  
 Policy & Planning Division  
 Vermont Agency of Transportation -- January 2007



TOWN OF MARLBORO  
SELECTBOARD  
DISCONTINUANCE OF A PORTION OF JENNE ROAD

On Thursday, August 24, 2006, the Selectboard met on Jenne Road at 6:00 p.m. and at the Town Office at 7:55 p.m. to consider a petition signed by landowners and voters equal to five percent of the checklist. The petition was to discontinue the portion of Jenne Road, Town Highway #44, that begins at the southern edge of the driveway to the property of Frances Bell at 703 Jenne Road and runs south to the Halifax Town Line, being in all 0.90 miles.

At the hearing on the Jenne Road site there were eight witnesses – Jack Horton, petitioner and trustee of the Ruth Jenne Forest Wildlife Trust, landowner on Jenne Road; Del Ames, nearby landowner; Mary Faith Wilson, landowner on Jenne Road; T. Hunter Wilson, nearby landowner; Patricia Wilson, resident; Bob Elliott, resident, David Elliott, road foreman; Nora Wilson, Marlboro Town Clerk.

Due notice was given by certified mail to the Commissioner of Forests, Parks and Recreation, the Marlboro Planning Commission, the Town of Halifax Selectboard, and all owners of land affected by the portion of Jenne Road, some 0.90 miles, that runs from the Bell driveway, previously described, south to the Halifax Town Line, and the subject of the hearing, at least 30 days before the date of the hearing. The Vermont Commissioner of Forests, Parks and Recreation, Agency of Natural Resources (ANR) sent a letter dated August 17, 2006 to the Selectboard which was received less than one week before the hearing. The ANR Lands Director responded to the Notice of Hearing and requested that local trail organizations such as snowmobile clubs be notified of the proposed reclassification. Immediately, certified copies of the notice of hearing were sent to the Deerfield Valley Stump Jumpers of Wilmington, VT and E-Z Riders Snowmobile Club of Jacksonville, VT. No members of those clubs were present at the hearing, nor have they contacted the Marlboro Selectboard to offer any thoughts.

The Selectboard also did cause a copy of said notice to be published on Friday, August 4, 2006 in the Brattleboro Daily Reformer, a daily newspaper having circulation in Marlboro, Vermont. A copy of such notice, as mailed, posted, published and delivered being attached hereto and incorporated herein by reference.

During the hearing the Selectboard, and others made an inspection of the highway, riding beside the roadway right-of-way on private property, because the roadway itself was not passable by vehicle due to the thick growth of trees and vegetation, approximately 0.75 miles, then walking on the right-of-way to the edge of the Green River, which was a swampy area dammed up by beavers. This swampy area is the point at which the bridge washed out in the hurricane and flood of 1938. At this point along the right-of-way the roadway is not navigable by foot or by vehicle, and the group returned to the hearing site.

There being no further discussion, the Selectboard then drove to the Town Office to hear further testimony. No further persons appeared to offer testimony and no written testimony had been presented for consideration

After hearing all witnesses, making the inspection, and reviewing the letter and attachments from the State of Vermont, Department of Forests, Parks and Recreation, Agency of Natural Resources, which are entered into the proceedings, the Selectboard make the following

#### Findings of Fact

1. Jenne Road is a Class IV highway laid out by the Town of Marlboro in the early 1800s.
2. The Agency of Transportation 2003 highway map designates that portion of Jenne Road, Town Highway #44, that begins at the southern edge of the driveway to the property of Frances Bell at 703 Jenne Road and runs south to the Halifax Town line, being in all 0.90, miles untraveled and impassable.
3. There are three class III roads nearby that go to Halifax, namely Butterfield Road, Grant Road, and Shearer Hill Road.
4. Except for 800 feet along the east side of the 0.90 miles of the portion of Jenne Road subject to the hearing owned by Frances Bell, the rest of the land is owned by the Ruth Jenne Forest Wildlife Trust, Jack Horton, Trustee. No residences or camps are located on this portion of the road.
5. The Ruth Jenne Forest Wildlife Trust is enrolled in a Wildlife Habitat Improvement Program.
6. The road has not been maintained since the bridge washed out in 1938. Subsequently, beaver ponds have made the road impassable since the 1950s.
7. Because of the beaver ponds, people who attempt to use the road must trespass on private property because the beaver ponds block the right-of-way. This trespass has caused damage to seedings and the trustee landowner's use and enjoyment of his land.
8. Nearby landowners T. Hunter Wilson and Mary Faith Wilson, stated they would prefer the road be reclassified as a trail.

Consideration was given to the effect upon home and homestead rights. Based on the preceding findings, and pursuant to 19 V.S.A. §708-811, the Selectboard finds that the public good, necessity and convenience of the inhabitants require that portion of Jenne



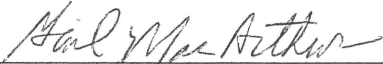
Road, Town Highway #44, that begins at the southern edge of the driveway to the property of Frances Bell at 703 Jenne Road and runs south to the Halifax Town line, being in all 0.90, miles, be discontinued.

The petition to discontinue is therefore accepted.

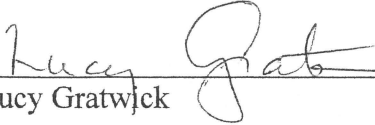
Dated this 28<sup>th</sup> day of September, 2006, at Marlboro, VT.



Callie B. Newton, Chair



Gail MacArthur



Lucy Gratwick

Attachment: Hearing Notice

TOWN OF MARLBORO  
SELECTBOARD  
PO BOX 518  
MARLBORO, VT 05344

**NOTICE OF ROAD DISCONTINUANCE HEARING**

NOTICE IS HEREBY GIVEN that the Selectboard of the Town of Marlboro proposes that, pursuant to Title 19, VSA Chapter 7, the following described portion of road in the Town of Marlboro be discontinued:

The Portion of Jenne Road, Town Highway #44, that begins at the southern edge of the driveway to the property of Frances Bell at 703 Jenne Road and runs south to the Halifax Town Line.

Therefore, pursuant to Title 19, VSA Chapter 7, you are hereby notified that a site inspection and hearing will be held on Thursday, August 24, 2006, in the driveway of the property of Frances Bell, 703 Jenne Road at 6:00 p.m. for the purpose of hearing all persons interested in said highway and its discontinuance. The Selectboard will return to the Town Office at 7:00 p.m. to receive further testimony.

Dated at Marlboro, Vermont, this 24<sup>th</sup> day of July, 2006.

TOWN OF MARLBORO SELECTBOARD

Callie B. Newton, Chair  
Gail MacArthur  
Lucy Gratwick



Home  
Full Archive Search

Quick Search:



Calendar » Meetings this week · Morning briefing  
Feedback » Letters » Classifieds » Press Releases » Website issue  
Please include phone number and address in correspondence.

**THE ARTS**  
Entertainment

**NEWS**

from the Banner  
Business  
Headlines  
Community  
Local News  
Region  
Nation  
World  
Obituaries  
Sports

Have a tip on a story or breaking event. » Email us.

**Opinion**  
Editorials  
Letters  
Columnists

**Features**  
Calendar  
Education  
Food  
Local Sales Page  
TV Listings  
Personals

» Photo Gallery and Reprints

**Local News**  
Advocate  
Berkshire Eagle  
Bennington Banner  
Brattleboro Reformer  
North Adams Transcript  
Manchester Journal  
Vermont Observer  
S. Vermont Adventures

**MARKETPLACE**  
Autos  
Homes  
Classifieds  
Jobs  
Public Notices  
Newspaper Ads

**INFO**  
Services  
Advertisers Info  
Contact Us  
Subscriber Services

**AUTO**  
**CLASS**  
**EMPL**  
**REAL**

# PUBLIC NOTICES

Home

Print Selected Notice(s)

Page 1 of 1 (1 total results)

Revise your Search

Search Results      Show 25 complete notices      Go

## NOTICE OF ROAD DISCONTINUANCE HEARING NOTICE IS NOTICE OF ROAD DISCONTINUANCE HEARING

NOTICE IS HEREBY GIVEN that the Selectboard of the Town of Marlboro proposes that, pursuant to Title 19, VSA Chapter 7, the following described portion of road in the Town of Marlboro be discontinued:

The Portion of Jenne Road, Town Highway #44, that begins at the southern edge of the driveway to the property of Frances Bell at 703 Jenne Road and runs south to the Halifax Town Line.

Therefore, pursuant to Title 19, VSA Chapter 7, you are hereby notified that a site inspection and hearing will be held on Thursday, August 24, 2006, in the driveway of the property of Frances Bell, 703 Jenne Road at 6:00 p.m. for the purpose of hearing all persons interested in said highway and its discontinuance. The Selectboard will return to the Town Office at 7:00 p.m. to receive further testimony.

Dated at Marlboro, Vermont, this 24th day of July, 2006.

Signed by Town of Marlboro Selectboard: Callie B. Newton, Chair, Gail MacArthur, Lucy Gratwick

Appeared in: **Brattleboro Reformer** on Friday, 08/04/2006

Select notice to print

Home

Go to myPublicNotices.com

I, Marcia L. Hamilton, Administrative Assistant for the Selectboard in the Town of Marlboro, state that I mailed by certified mail on July 24, 2006, Notice of Road Discontinuance Hearing for a portion of Jenne Road to the following:

Jonathan Wood, Commissioner  
Vermont Forests, Parks & Recreation  
103 South Main Street, 9 South  
Waterbury, VT 05671-0605

Frances Bell  
27 Shoreline Drive  
Foxboro, MA 02035

Marlboro Planning Commission  
PO Box E  
Marlboro, VT 05344

John P. Horton, Trustee  
Ruth Jenne Forest Wildlife Trust  
PO Box 343  
Marlboro, VT 05344

Further, on July 26, 2006, I sent by certified mail the Notice of Road Discontinuance Hearing for a portion of Jenne Road to the following:

Selectboard  
Town of Halifax  
PO Box 45  
West Halifax, VT 05358

---

I mailed by certified mail on August 21, 2006, the same Notice of Road Discontinuance Hearing for a portion of Jenne Road, on recommendation of Mike Fraysier, ANR Lands Director, in his letter to the Marlboro Selectboard dated August 17, 2006:

E-Z Riders Snowmobile Club  
PO Box 432  
Jacksonville, VT 05342

Deerfield Valley Stump Jumpers  
PO Box 1329  
Wilmington, VT 05363

---

I posted the Notice of Road Discontinuance Hearing for a portion of Jenne Road at the Town Office and at Sweeties' Store on Route 9, on July 24, 2006. I also caused a public notice to be published in the *Brattleboro Reformer* on August 4, 2006.

---

I, Marcia L. Hamilton, hereby certify that I mailed and posted the Notice of Road Discontinuance Hearing for a portion of Jenne Road on the dates and to the recipients as stated above. This certificate is hereby attached to the Report of the Selectboard for filing with the Town Clerk.

10/04/06

Date

*Marcia L. Hamilton*

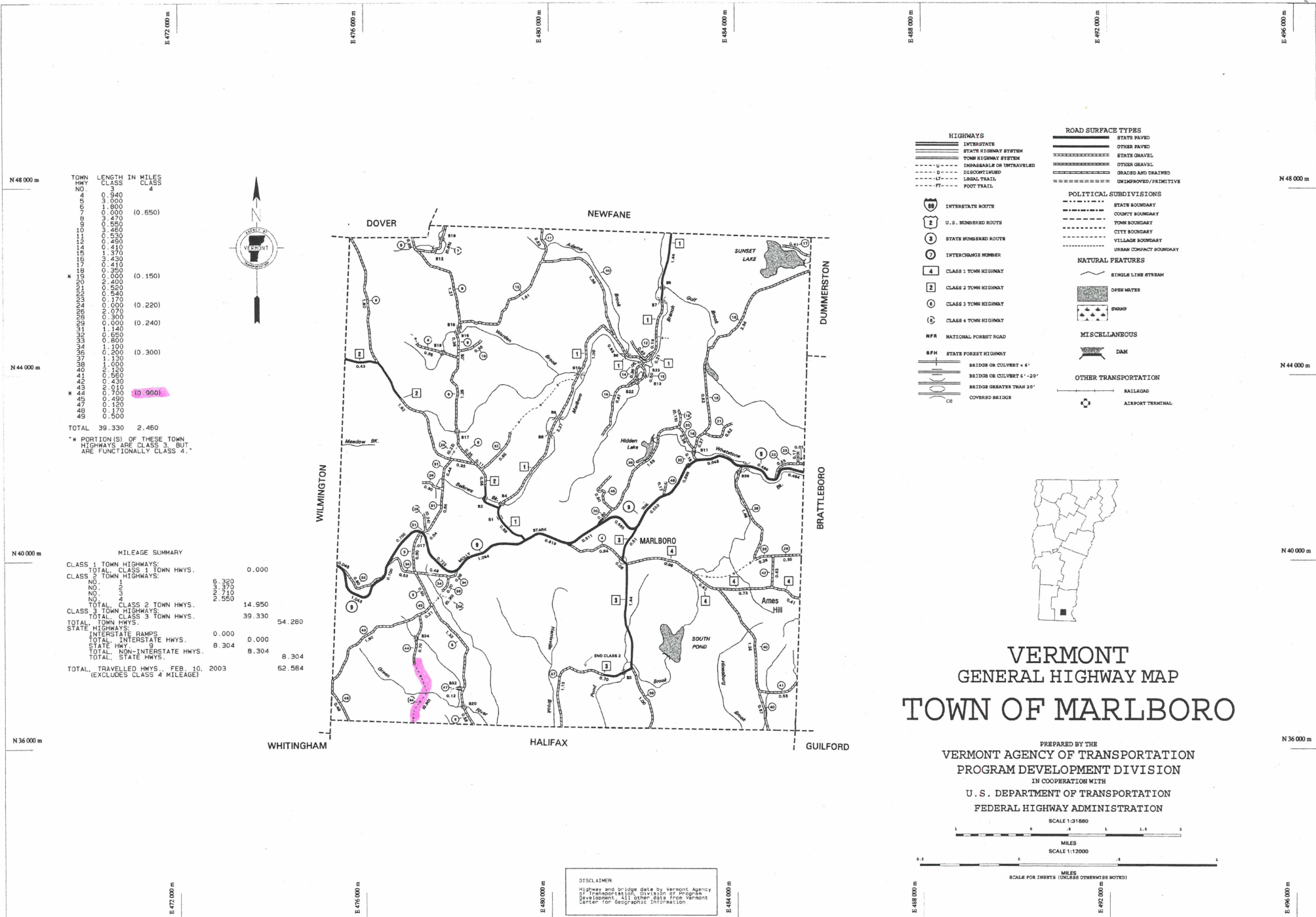
Marcia L. Hamilton

At Marlboro this 4<sup>th</sup> day of October 2006 Marcia Hamilton  
appeared before me + signed this document as her free act  
+ deed.

*NARA Wilson*

NARA WILSON, NOTARY PUBLIC

Comm. expires  
2-10-07.



TOWN HWY NO.	LENGTH IN MILES	CLASS
0.040		3
0.000		4
1.800	(0.650)	
0.000		
3.470		
0.850		
0.490		
0.530		
0.370		
2.430		
0.410		
0.250	(0.150)	
0.000		
0.000		
0.000		
0.170	(0.220)	
0.000		
0.300	(0.240)	
0.000		
1.140	(0.300)	
0.250		
0.800		
1.100		
0.200		
1.130		
1.000		
0.120		
0.000		
0.700	(0.900)	
0.100		
0.120		
0.170		
0.500		
TOTAL	39.330	2.460

\* PORTION(S) OF THESE TOWN HIGHWAYS ARE CLASS 3 BUT ARE FUNCTIONALLY CLASS 4.

MILEAGE SUMMARY	
CLASS 1 TOWN HIGHWAYS:	
TOTAL CLASS 1 TOWN HWYS.	0.000
CLASS 2 TOWN HIGHWAYS:	
NO. OF CLASS 2 TOWN HWYS.	329
NO. OF CLASS 2 TOWN HWYS.	710
NO. OF CLASS 2 TOWN HWYS.	550
TOTAL CLASS 2 TOWN HWYS.	14.950
TOTAL CLASS 3 TOWN HWYS.	39.330
TOTAL TOWN HWYS.	54.260
STATE HIGHWAYS:	
INTERSTATE RAMP	0.000
TOTAL INTERSTATE HWYS.	0.000
STATE HWY. 9	8.304
TOTAL NON-INTERSTATE HWYS.	8.304
TOTAL STATE HWYS.	8.304
TOTAL TRAVELLED HWYS. FEB. 10, 2003 (EXCLUDES CLASS 4 MILEAGE)	62.564

**HIGHWAYS**

- INTERSTATE
- STATE HIGHWAY SYSTEM
- TOWN HIGHWAY SYSTEM
- IMPROVED GRAVEL OR UNPAVELED
- DISCONTINUED
- LEASD TRAIL
- FT. FOOT TRAIL

**ROAD SURFACE TYPES**

- STATE PAVED
- OTHER PAVED
- STATE GRAVEL
- OTHER GRAVEL
- GRADED AND DRAINED
- UNIMPROVED/PRIMITIVE

**POLITICAL SUBDIVISIONS**

- STATE BOUNDARY
- COUNTY BOUNDARY
- TOWN BOUNDARY
- CITY BOUNDARY
- VILLAGE BOUNDARY
- URBAN CONTOUR BOUNDARY

**NATURAL FEATURES**

- SINGLE LINE STREAM
- OPEN WATER
- DAMP

**MISCELLANEOUS**

- DAM

**OTHER TRANSPORTATION**

- RAILROAD
- AIRPORT TERMINAL

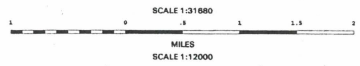
**SYMBOLS:**

- 89 INTERSTATE ROUTE
- 2 U.S. NUMBERED ROUTE
- 3 STATE NUMBERED ROUTE
- 0 INTERCHANGE NUMBER
- 4 CLASS 1 TOWN HIGHWAY
- 2 CLASS 2 TOWN HIGHWAY
- 0 CLASS 3 TOWN HIGHWAY
- 0 CLASS 4 TOWN HIGHWAY
- NFR NATIONAL FOREST ROAD
- SFH STATE FOREST HIGHWAY
- BRIDGE OR CULVERT 4'-4'
- BRIDGE OR CULVERT 6'-20'
- BRIDGE GREATER THAN 20'
- CE COVERED BRIDGE



# VERMONT GENERAL HIGHWAY MAP TOWN OF MARLBORO

PREPARED BY THE  
VERMONT AGENCY OF TRANSPORTATION  
PROGRAM DEVELOPMENT DIVISION  
IN COOPERATION WITH  
U. S. DEPARTMENT OF TRANSPORTATION  
FEDERAL HIGHWAY ADMINISTRATION



DISCLAIMER  
Highway and bridge data by Vermont Agency of Transportation, Division of Program Development. All other data from Vermont Center for Geographic Information.



**Office of the Selectboard  
Town of Halifax, Vermont  
PO Box 127  
West Halifax, VT 05358**

November 17, 2006

Selectboard  
Town of Marlboro  
PO Box 518  
Marlboro, VT 05344

Re: Discontinuance of Jenne Road

Selectboard Members,

Please be advised that at the Halifax Selectboard meeting on November 6, 2006, the Board moved to agree with your decision regarding the discontinuance of Jenne Road. The motion carried 2-1.

Sincerely,



Phyllis H. Evanuk  
Secretary to the Selectboard

/phe