

CERTIFICATE OF HIGHWAY MILEAGE year ending FEB. 10, 1996

Fill out form, make & file COPY with the Town Clerk, & mail ORIGINAL before Feb. 20, 1996 TO:
Vt. Agency of Transportation, Planning Dept., 133 State Street, Montpelier, Vt. 05633.

We, the Selectmen or Trustees or Aldermen of ROCKINGHAM, WINDHAM COUNTY
on an oath state that the mileage of highways, according to Title 19, V.S.A., Sec#305, added
1985, is as follows:

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

DISTRICT 2

TOWN HIGHWAYS	PREVIOUS MILEAGE	ADDED MILEAGE	SUBTRACTED MILEAGE *	TOTAL	* SCENIC HIGHWAYS
CLASS 1	1.724		*	1.724	*
CL1 LANE	.231		*	0.231	*
CLASS 2	15.516		*	15.516	*
CLASS 3	61.760	0.430 0.550	0.110 0.277	62.080 62.033	*
STATE HWY	23.471		*	23.471	*
TOTAL	102.702		*	103.022	*
CLASS 4	7.090	0.330	0.390 0.640	7.030 6.78	*

VT. AG. TRANSPORTATION
FEB 27 1996
PLANNING DIVISION

PART II - INFORMATION & DESCRIPTION OF CHANGES SHOWN ABOVE.

- (1) NEW HIGHWAYS: Please attach Selectmen's "Certificate of Completion and Opening".
T.H. #16, Gaskill Rd. Documentation enclosed.
T.H. #98. Correction as to actual location of portion of T.H. 98. See enclosed.
- (2) DISCONTINUED: Please attach SIGNED copy of proceedings(minutes of meeting).
T.H.#76-77. Country Club Rd. A portion. Info enclosed. T.H. #48, as portion. See Court order & info enclosed. T.H.#98. See info enclosed. This portion wrongly location. T.H.#114. No road exists there. See enclosed. T.H.#412. Was not revised. T.H.16-class 4 section. T.H.84
- (3) RECLASSIFIED/REMEASURED: Please attach SIGNED copy of proceedings(minutes of meetings).
Class 4, Keefe Rd. Classified as class 4 road. See info enclosed.
- (4) SCENIC HIGHWAYS: Please attach copy of order designating/discontinuing Scenic Highways.

PART II - CHECK BOX IF NO CHANGES IN MILEAGES AND SIGN BELOW []

PART III - SIGNATURES - PLEASE SIGN.

SELECTMEN/ALDERMEN/TRUSTEES SIGNATURES:

Thomas Merrill B. ...
James Muller
James ...

CLERK SIGNATURE: Doreen B. Aldrich DATE FILED Feb. 26, 1996
Please sign ORIGINAL & return for Transportation signature.

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

APPROVED: Donald C. Harvey DATE: 3/1/96
Representative, Agency of Transportation

Town of Rockingham
and
Bellows Falls Village Corporation



Post Office Box 370
Bellows Falls, Vermont 05101
(802) 463-3964
Fax (802) 463-1228

January 19, 1996

Donald Harvey
Planning Division
Vermont Agency of Transportation
133 State St.
Montpelier VT 05633

RE: Town of Rockingham, Bellows Falls & Saxtons River Villages

Dear Mr. Harvey:

Enclosed are the copies of the maps for the above which have been reviewed for corrections. These are noted on the maps themselves in red.

I have also enclosed copies of our Town Plan maps for your information which may assist you in making the corrections. For instance, Crotty Drive is a newly laid out town road (Bellows Falls). I also enclosed a copy of the survey for it. Please use the number which we have assigned. These numbers are tied into our parcel mapping system and we cannot easily make changes.

Also to be added to the Bellows Falls map is a class 4 road, Keefe Rd. We have given this #454. This does have a residence on it. The Town Road information was reviewed for corrections when we worked on it and roads such as Crotty and Keefe were added from the orthophotos.

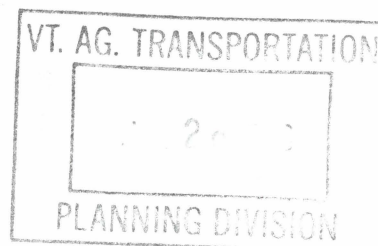
Please give me a call if there are any questions. We'd like to see the information corrected since so many are using this data.

One thing which should be realized is that road names may be affected by E-911 and so these may change in the near future.

Very truly yours,

TOWN OF ROCKINGHAM

Ellen Howard
Zoning/Planning



To: AOT
1-19-96

2/2

enclosures: AOT Map - BFV
AOT Map - SRV
AOT Map - Rockingham
Survey - Gaskill Rd.
Survey - Crotty Dr.
Survey - Clace Dr.
Town Plan Transportation Route Maps - 2
List of Corrections

cc: Paul McGinley, Mang.
Everett Hammond, PWD

TOWN OF ROCKINGHAM
BELLOWS FALLS VILLAGE
SAXTONS RIVER VILLAGE

Class 3 Additions

- +0.43 1. T.H. #16. Add ~~0.54~~ ^{0.43 (0.11 ALREADY ON MAP AS CLASS #3)} mile. Rockingham map. Gaskill Rd. See information on layout enclosed.
- N.C. 2. T.H. #98. Add ~~0.01~~ mile. Saxtons River Map. Maple St. runs back up to Main St. and connects. See map enclosed for area referred to. This isn't anything new. Just clearing up mistake on map.
DO NOT CHANGE

Class 3 Deletions

- 0.04 1. T.H. #76. Country Club Rd. Delete ~~0.028~~ ^{.004 (MAP FIGURE CLASS #3)} mile. Rockingham map. See information on discontinuance enclosed. The left turn portion was discontinued by Town for length of 150' from intersection to boundary of Park. The rest of the old right-of-way northwesterly is not maintained.
- 0.04 2. T.H. #48. Delete ~~0.049~~ ^{0.04 (FIELD INVENTORY MILEAGE)} mile. Rockingham Map. This is the private driveway of Bezanson. See information enclosed as to which portion of #48 affected. Court order states that portion is property of Bezanson.
- N.C. 3. T.H. 98. Delete ~~0.02~~ mile as shown on the map portion, Saxtons River Village, running between Main St. and River St. There is no road there at all. This is just a private yard.
DO NOT CHANGE
MOVE MILEAGE
FIGURE
- 0.03 3. T.H. #412. Westminster Terrace, Bellows Falls map. Delete .03 section. Road removed due to reconstruction of bridge over Saxtons River. See map enclosed for specific section referred to.
- N.C. 4. T.H. #114. Rockingham map. Delete 0.15 completely. There is no road there. Map is correct as far as T.H. #111, 112 and 113 which are part of the Rockingham Industrial Park. However, there is no road (private or public) where #114 is shown.
DELETED ON 1995
MILEAGE CERTIFICATE

Mileage Certification - Feb. 1996, cont.Class 4 Additions:

- 0.33** 1. Keefe Rd. Use #454. Add .33 mile. Bellows Falls map. Use #454 as already so numbered by Town. Information on action making class 4 enclosed.

Class 4 Deletions:

- 0.39** 1. T.H. #16, Gaskill Rd. Delete 0.390 mile. Documentation enclosed.

- N.C. 2. T.H. #84, BF Watershed. Delete ~~0.25~~ mile portion in watershed. Road was discontinued. Documentation enclosed.
DO NOT CHANGE, PORTION WAS DISCONTINUED IN 1973

TOTALS

+0.43 class #3 (T-16)

-0.11 class #3 (T-76, T-48, +T-412)

+0.33 class #4 (T-454)

-0.39 class #4 (T-16)

Per phone call to Ellen Howard
March 1, 1996

D.C. Harvey

TOWN OF ROCKINGHAM

CLASS 3 ADDITION

- T.H. #16. Add .54 mile. Rockingham map. Gaskill Rd. See information on layout enclosed.

Copy of survey sent previously

INDEX	BOOK	CARD
GRANTOR	W	1
GRANTEE	W	10

CERTIFICATE OF COMPLETING AND OPENING
HIGHWAY FOR PUBLIC TRAVEL

Rockingham _____, Town Clerk

Town of Rockingham _____, Vermont

Pursuant to Statute (Title 19, V.S.A., Section 15 as amended), this is to certify that the following described section of highway in the Town of Rockingham _____, Vermont is completed and OPEN FOR PUBLIC TRAVEL.

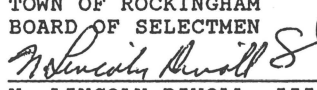
DESCRIPTION OF TOWN HIGHWAY 16 LAYOUT - GASKILL ROAD:

Beginning at a point marked by an iron pin to be set in the northerly bounds of Williams Road, so-called, in the approximate vicinity of the southeasterly corner of lands now or formerly of Wolf Kahn; thence North 12° 45' East 98.6 feet to a point of curvature to be marked by an iron pin; thence northerly along a curve to the left having a radius of 175.0 feet a distance of 42.0 feet to a point of tangency to be marked by an iron pin; thence North 01° 01' West 100.8 feet to a point to be marked by an iron pin; thence North 16° 33' West along lands of Douglas R. Magee and Vera B. Zila 205.5 feet to point marked by an iron pin at a corner of lands of said Magee and Zila, said point bears South 49° 36' East 28.6 feet from the southeasterly corner of the brick house and South 28° 00' East 49.2 feet from the northeasterly corner of the said brick house on lands of said Magee and Zila; thence North 88° 44' East along lands of said Magee and Zila 114.3 feet to a point of non-tangency to be marked by an iron pin at the southeasterly corner of lands of said Magee and Zila; thence northerly and northwesterly along a curve to the left having a radius of 175.0 feet a distance of 115.4 feet to a point of tangency to be marked by an iron pin, said point bears North 37° 06' East from the southeasterly corner of and North 78° 23' East 15.5 feet from the northeasterly corner of the garage on lands of said Magee and Zila; thence North 40° 05' West 69.5 feet to a point of curvature to be marked by an iron pin; thence northwesterly, northerly and northeasterly along a curve to the right having a radius of 475.0 feet a distance of 450.1 feet to a point of tangency to be marked by an iron pin; thence North 14° 13' East 499.4 feet to a point of curvature; thence northerly and northeasterly along a curve to the right having a radius of 225.0 feet a distance of 47.4 feet to a point of tangency to be marked by an iron pin, said point bears South 32° 32' East 26.6 feet from the northeasterly corner of the well house and South 49° 40' East 25.4 feet from the southeasterly corner of said well house on lands of Bradley C. and Linda L. Robinson; thence North 26° 16' East 579.4 feet to a point of curvature to be marked by an iron pin; thence northeasterly and northerly along a curve to the left having a

radius of 725.0 feet a distance of 281.3 feet to a point of tangency to be marked by an iron pin; thence North 04° 03' East 326.8 feet to a point of curvature in the westerly bounds of a cul-de-sac to be marked by an iron pin; thence northerly, easterly, southerly and westerly along a curve to the right having a radius of 60.0 feet a distance of 292.8 feet to a point of non-tangency to be marked by an iron pin; thence South 04° 03' West 267.6 feet to a point of curvature to be marked by an iron pin; thence southerly and southwesterly along a curve to the right having a radius of 775.0 feet a distance of 300.7 feet to a point of tangency to be marked by an iron pin; thence South 26° 16' West 579.4 feet to a point of curvature to be marked by an iron pin; thence southwesterly and southerly along a curve to the left having a radius of 175.0 feet a distance of 36.8 feet to a point of tangency to be marked by an iron pin; thence South 14° 13' West 499.4 feet to a point of curvature to be marked by an iron pin; thence Southerly and Southeasterly along a curve to the left having a radius of 425.0 feet a distance of 402.8 feet to a point of tangency to be marked by an iron pin; thence South 40° 05' East 69.5 feet to a point of curvature; thence southeasterly, southerly and southwesterly along a curve to the right having a radius of 225.0 feet a distance of 259.2 feet to a point of tangency to be marked by an iron pin; thence South 25° 56' West 53.1 feet to a point of curvature to be marked by an iron pin; thence southwesterly and southerly along a curve to the left having a radius of 100.0 feet a distance of 47.0 feet to a point of tangency to be marked by an iron pin; thence South 01° 01' East 100.8 feet to a point of curvature to be marked by an iron pin; thence southerly and southwesterly along a curve to the right having a radius of 225.0 feet a distance of 54.1 feet to a point of tangency to be marked by an iron pin; thence South 12° 45' West 103.5 feet to a point to be marked by an iron pin in the northerly bounds of Williams Road, so-called; thence North 71° 36' West along the easterly bounds of said Williams Road 50.2 feet to the point and place of beginning.

Reference is hereby made to a plan entitled, "PLAN SHOWING LAYOUT TOWN HIGHWAY NO. 16, GASKILL ROAD, PREPARED FOR TOWN OF ROCKINGHAM", TOWN OF ROCKINGHAM, WINDHAM COUNTY, STATE OF VERMONT, Dated Nov. 7, 1994, Drawing No. 94-1917, prepared by DiBernardo Associates, Licensed Land Surveyor, Bellows Falls, VT.

Dated at Bellows Falls, County of Windham, and State of Vermont, this 7th day of March, 1995.

TOWN OF ROCKINGHAM
BOARD OF SELECTMEN


N. LINCOLN DIVOLL, III
Chairman

Lamont Barnett
 LAMONT BARNETT
John Lippincott
 JOHN LIPPINCOTT
James Mullen
 JAMES MULLEN
Fred McGinnis
 FRED MCGINNIS

Subscribed and sworn to March 7, 1995. *Ralph S. Buckley*
Notary Public

Rockingham, Vermont
March 7, 1995

The above is a true copy of the description of the section of highway completed and OPENED FOR PUBLIC TRAVEL, recorded in Book _____, Page _____, of Records of the Town of Rockingham, Vermont, on the _____ day of _____, 19____, at _____ o'clock _____ M.

Attest: _____
 Town Clerk of Rockingham, Vermont

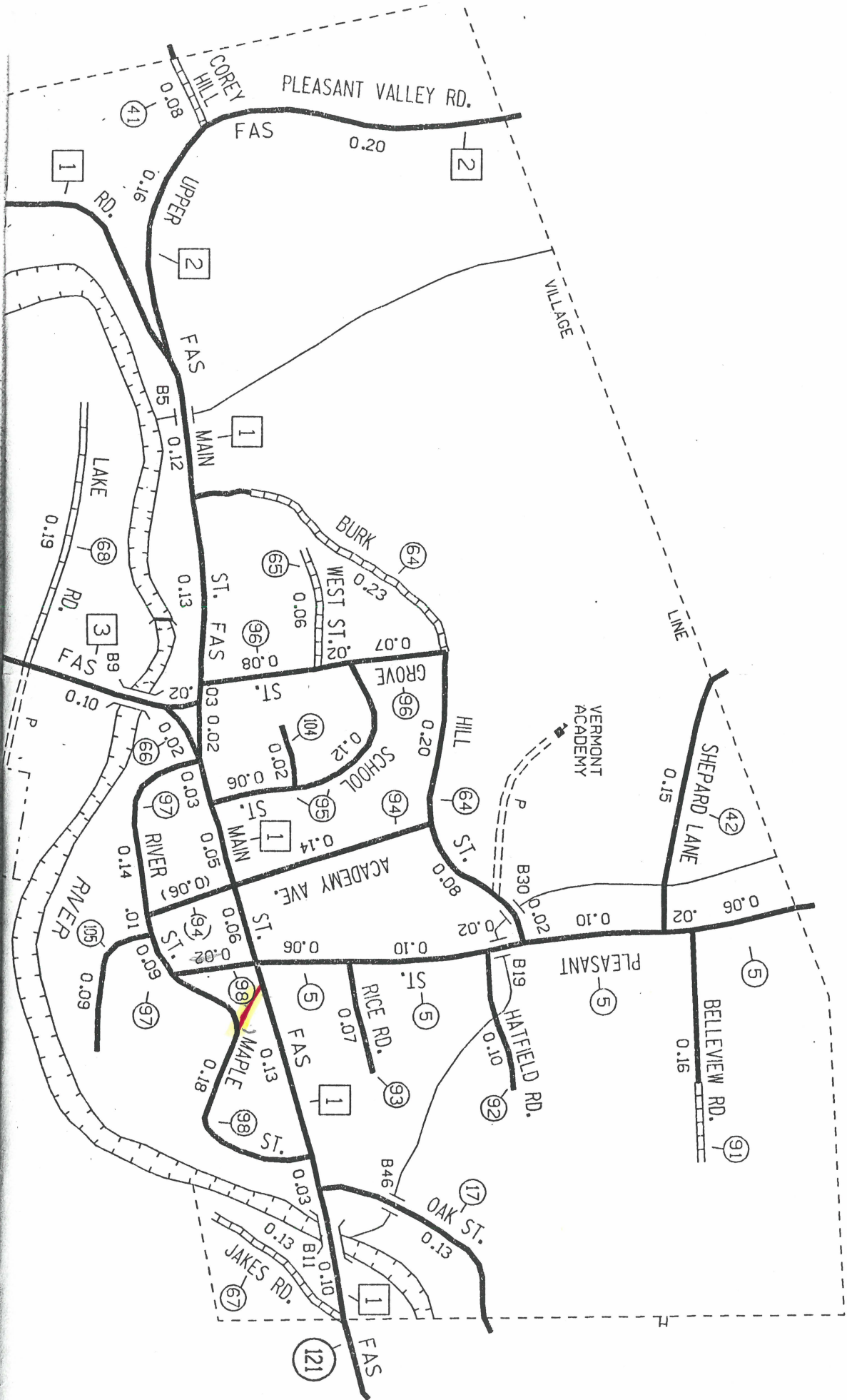
Received for the record Rockingham Town Clerk's Office March 8, 1995 at 8:53 A. M.
 Attest: *Doreen B. Aldrich*, Asst. Town Clerk
 Doreen B. Aldrich

TOWN OF ROCKINGHAM

SAXTONS RIVER VILLAGE

CLASS 3 ADDITION

- T.H. #98. Add 0.01 mile. Saxtons River Map. **Maple St.** runs back up to Main St. and connects. See map enclosed for area referred to. This isn't anything new. Just clearing up mistake on map.



TOWN OF ROCKINGHAM

Class 3 Deletion

- T.H. #76. Country Club Rd. Delete .028 mile. Rockingham map. See information on discontinuance enclosed. Town listing calls all of Country Club Road #77. The left turn portion was discontinued by Town for length of 150' from intersection to boundary of Park. The rest of the old right-of-way northwesterly is not maintained.

Vol. 184
7.59

Country Club Rd #77
- left turn
portion discount is #76.

59

STATE OF VERMONT.
WINDHAM COUNTY, SS.

NOTICE OF DISCONTINUANCE OF A PORTION OF TOWN HIGHWAY #77

WHEREAS, the Selectmen of the Town of Rockingham on the 20th day of February, 1989, by virtue of the authority vested in them by Title 19 V.S.A. Chapter 7, did resolve on their own motion that the public good and the convenience of the inhabitants required the discontinuance of a highway, known as Old Route 103 consisting of a portion of Town Highway #77, a section of road 150 feet, more or less, as depicted in Vermont Department of Highways Prepared Improvements Map - Project # Rockingham F 99(8), on file with the Rockingham Town Clerk.

"Being a right of way 50 feet in width which center line runs between lands of the Frank W. Whitcomb Construction Corporation on the westerly side and Avery E. and Ruth P. Park on the easterly side of said discontinued highway."

and thereupon, the said Selectmen did set the 22nd day of February, 1989 at 7:30 P.M. at the Selectmen's Office as the time and place for the hearing of parties interested and did publish a copy of said Notice in the newspaper on the 17th day of January, 1989, and did cause a like notice to be mailed by U.S. certified mail, return receipt requested to the Rockingham Planning Commission; Windham Regional Planning and Development Commission; Vermont Department of Highways; Vermont Board of Recreation; Mr. & Mrs. Avery E. Park and Mr. & Mrs. Frank Moody, they being all of the parties interested in said discontinuance; and at the time and place set forth in said Notice, the Selectmen did meet.

No objection was made to the decision of the Selectmen.

The Selectmen then and there were of the opinion that the public good, the necessity and convenience of individuals require that portion of Highway #77 to be discontinued as hereinabove described.

WHEREUPON, IT IS ORDERED by the Selectmen that said highway as above laid out be discontinued.

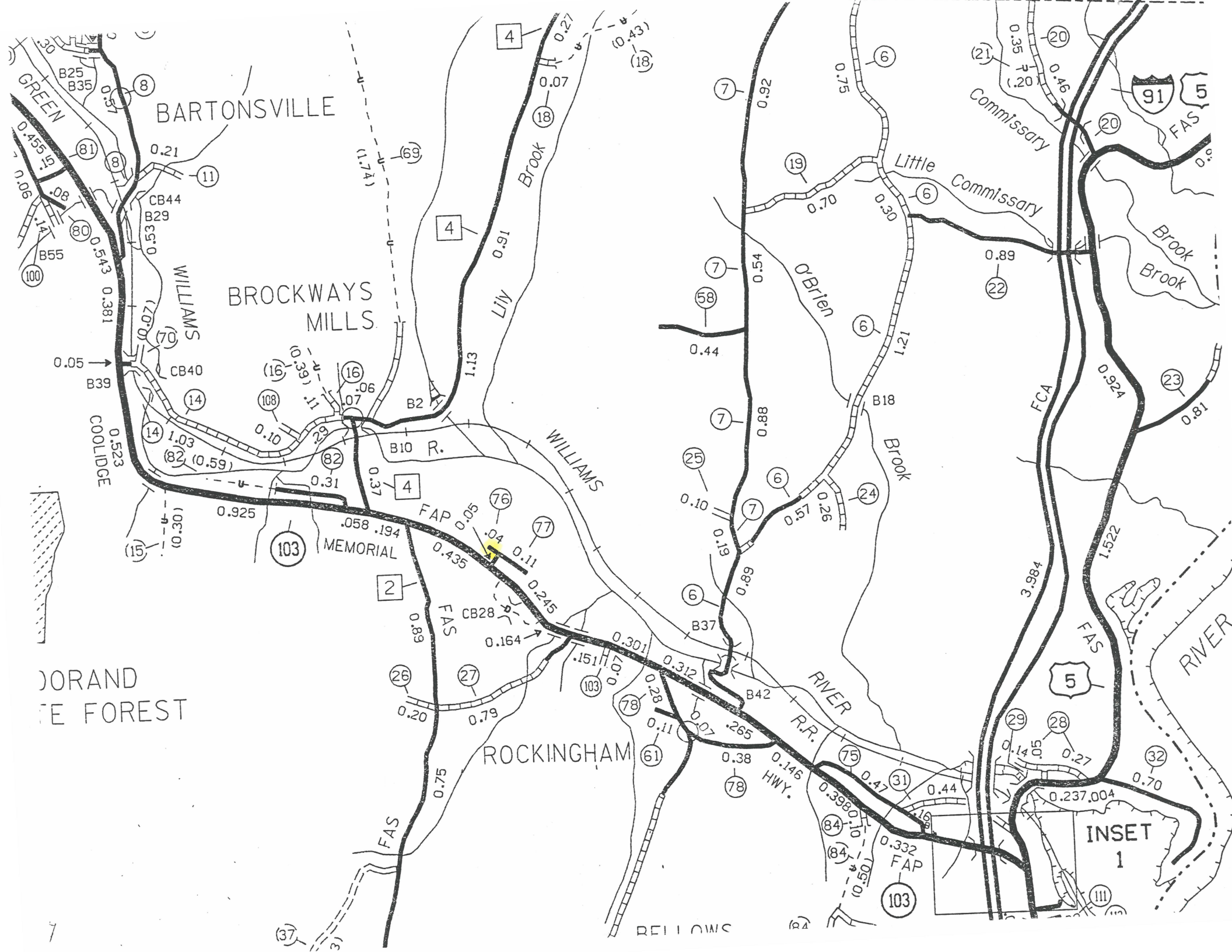
Dated at Rockingham, in said County and State, this 15 day of May, 1989.

[Signature] L.S.
[Signature] L.S.
[Signature] L.S.
[Signature] L.S.
[Signature] L.S.

SELECTMEN
TOWN OF ROCKINGHAM

Received for the record Rockingham Town Clerk's Office-May 22nd, 1989 at 3:30 P.M.

Attest: [Signature]
Rita M. Bruce, Town Clerk



CH OVEN HOUSE

NO. 19
R. 30" ALDER
EV. 512.60

FURNISH & INSTALL SLEEVES

299+75 = 0+00 Dr.
Δ 90° 00' rt

18" x 24" R.C.P.
301+25 Lt
Drive

301+50
New 24" x 24" R.C.P.
124'

Rev P.C. 303+15.6

225 300 301 302 303 304

0+20
BEGIN DRIVE

300+10
New 24" x 24" R.C.P. provide cover for water line

0+82 Shew 78° 22' Lt.
New 24" x 84 R.C.P.

Hub
Hub
Hub

3/4" Iron Pipe
167'
to house

300+50 R1 15' ACCIMP

90" PINE
22' 0" FINE

Recorded in Rockingham Highway Record Book 113, page 88, on November 13, 1958.

300+70 Rt.
32' Item 541-A

1" = 50'

2+25
END DRIVE

1 1/2 SFH

James H. & Martha A. Woolley

BARN

Ernest C. & Lora M. Fairbanks

0.318%

520

510

500

TOWN OF ROCKINGHAM

Class 3 Deletion

- T.H. #48. Delete 0.049 mile. Rockingham Map. This is the private **driveway of Bezanson**. See information enclosed as to which portion of #48 affected. Court order states that portion is property of Bezanson.

STATE OF VERMONT
Windham County, ss.

STEAMTOWN FOUNDATION FOR THE]
PRESERVATION OF STEAM AND]
RAILROAD AMERICANA]

v.]

HORACE A. BEZANSON and]
BETTY B. BEZANSON and]
THE TOWN OF ROCKINGHAM,]
VERMONT]

WINDHAM SUPERIOR COURT

Docket No. S218-82WmC

ORDER

The above-captioned case came on for hearing before the undersigned Superior Judge on the thirteenth day of September, 1983 relative to the plaintiff's complaint and the counterclaim of the defendants Horace A. Bezanson and Betty B. Bezanson.

The plaintiff was represented by its attorney, J. Garvan Murtha, Esq.; the defendants Horace A. Bezanson and Betty B. Bezanson were represented by their attorney, John H. Carnahan, Esq.; the defendant Town of Rockingham was represented by its attorney, David F. Buckley, Esq.

Prior to the hearing, the defendant Town of Rockingham, through its attorney, moved to be dismissed from the case. The plaintiff and the defendants Horace A. Bezanson and Betty B. Bezanson stated that they had no objection to the motion and the court thereupon dismissed the action against the Town of Rockingham only.

Following the hearing, the parties waived "Findings of Fact" by the court.

Based upon the evidence adduced at the hearing, the court makes the following Order.


CLERKS' OFFICE
FILED
OCT - 5 1983

JCRobison

The court having been unable to find that the use of the roadway in question by the plaintiff and its predecessor in title has been continuous, notorious, open and hostile for a period of at least fifteen years, they have no claim to same by adverse possession. The title to subject property remains in the defendants, Horace A. Bezanson and Betty B. Bezanson, free and clear of any easement of the plaintiff, Steamtown Foundation for the Preservation of Steam and Railroad Americana, and the Temporary Injunction effective August 10, 1982 is hereby dissolved.

The defendants having permitted the plaintiff, Steamtown Foundation for the Preservation of Steam and Railroad Americana, to use the property in question, and further, the plaintiffs having failed to prove, by the requisite measure of proof, that they were distressed by the actions of the defendants or that their reputation was damaged, the defendants' counterclaim is DENIED.

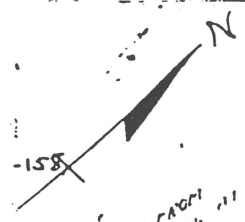
Dated at Newfane, County of Windham and State of Vermont
this 5th day of October , 1983.



Silvio T. Valente
Superior Judge

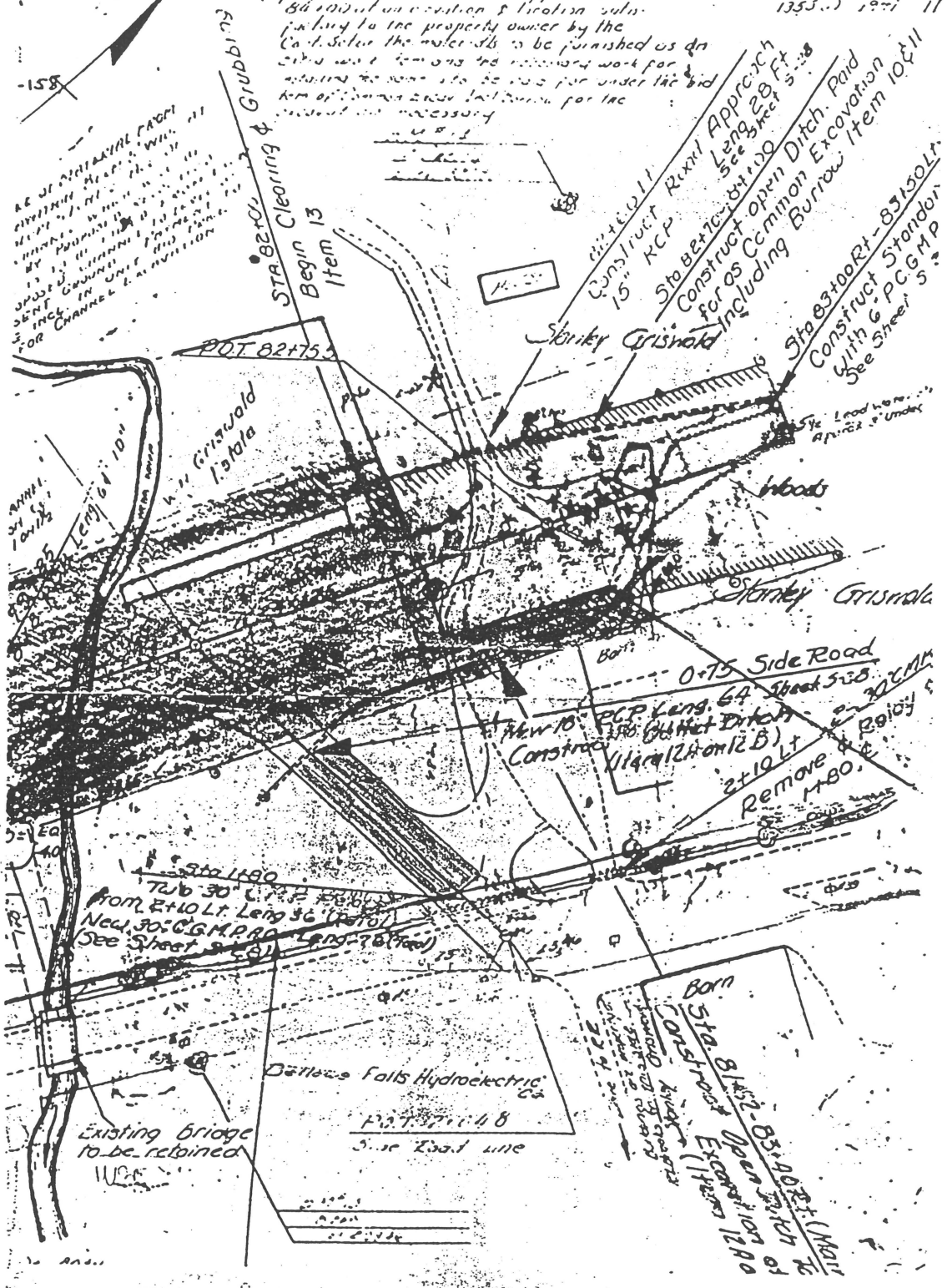
CLERKS' OFFICE
FILED
OCT - 5 1983


Clerk



Note: Sleeve for water pipe to be placed under the road at approx. Sta. 83+00.00 at intersection & location subject to the property owner by the Contract. The water pipe to be furnished as per contract and necessary work for installing the same to be done per under the bid item of the contract. See Item 10 & 11.

1355... 1971 11



RE: SITE INVESTIGATION REPORT
 PREPARED BY M. J. WILSON, CIVIL
 ENGINEER, IN CONNECTION WITH THE
 PROPOSED CONSTRUCTION OF A
 3 INCH IN DIAMETER WATER MAIN
 FOR CHANNEL EXCAVATION

STA 82+00
 Clearing & Grubbing
 Begin Item 13

Construct 15" RCP
 Sta 83+00 to 84+00
 Construct open ditch
 for OS Curvature Excavation
 including Burrow Item 10 & 11
 Sta 83+00 RT - 83+50 LT
 Construct Standoff
 with 6" PCGMP
 See Sheet 5

0+75 Side Road
 RCP Leng. 64' Sheet 508
 Construct 12" (12" diam) B
 2+10 LT
 Remove 1+80

Sta 1190
 Tub 30" C.P.P. 12' long
 from 2+10 LT Leng 36' (12' x 3)
 New 30" CGMP RCP Leng 78' (7' x 11)

Barn
 Sta 84+00 RT - 83+40 RT (Main)
 Excavation 12' x 10'
 12' x 10' x 12'

Dawson Falls Hydroelectric
 P.O.T. 82+00
 See Road line

Existing bridge
 to be retained

Town of Rockingham

and

Bellows Falls Village Corporation



Post Office Box 370

Bellows Falls, Vermont 05101

(802) 463-3964

Lawrence E. McAuliffe, Manager

September 15, 1982

Mr. Donald Ball
Steamtown
Route 5
Bellows Falls, Vt. 05101

Re: Temporary Restraining Order

Dear Don;

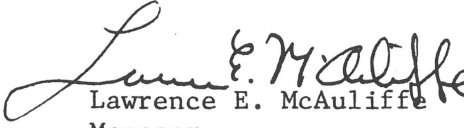
At the Town of Rockingham Board of Selectmen meeting on September 6, 1982 the Board decided to maintain only that portion of Old Route 5 at the entrance near Simmonds Precision to the railroad track road leading to Steamtown's property. This means that the Town will no longer be maintaining the Bezanson's private driveway from the new Route 5 road to the Old Route 5 abandoned road.

I trust you understand the Town of Rockingham's position in this matter.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

TOWN OF ROCKINGHAM


Lawrence E. McAuliffe
Manager

LEM/a

cc: Horace & Betty Bezanson

DAVID F. BUCKLEY
ATTORNEY AT LAW
18 BRIDGE STREET
P.O. BOX 493
BELLOWS FALLS, VERMONT 05101-0493
802 463-3271

CV

August 18, 1982

AUG 19 1982

Lawrence E. McAuliffe
Municipal Manager
Town of Rockingham
P. O. Box 370
Bellows Falls VT 05101

Re: Steamtown v. Bezanson and Town of Rockingham

Dear Larry:

I have double checked the ownership with the Department of Highways and find that the driveway in question was a relocated private drive in favor of the Griswold Estate and Brooks. The old driveway was southerly of the White Spot restaurant building.

Under these circumstances, it should also be noted that the 100 foot private driveway leads on to old Route 5 which has been relinquished by the State of Vermont to the Town of Rockingham. From the easterly edge of old Route 5 to Steamtown's property, Steamtown, by its predecessors in title, have a right of way.

Accordingly, it is my advice to sign the easement or license agreement in favor of the Town. This will recognize that the Bezansons own the highway and that the Town of Rockingham has the year-to-year privilege of maintaining the road for the benefit of Steamtown for \$1.00.

If, any time in the future, the Bezansons wish to extract tribute for the property, an alternative route would have to be evaluated. Copies of the respective deeds of Griswold and No. 11 of 151 map are attached hereto for your records.

The present legal Stipulation filed with the Court is that the respective parties have agreed to extend the Temporary Restraining Order until further order of the Court and until such time that an orderly resolution of the problem is agreed to between Bezanson, Steamtown and the Town of Rockingham.

Very truly,


David F. Buckley
DFB:em

Enclosures

attended a weekend forum focussing most people from Connecticut towns, Patarano added. "The people in charge.

Injunction To Prevent Steamtown Barricade

Reformer 8-12-82

By DOT NADEAU

BELLOWS FALLS — Steamtown Foundation received a temporary injunction in Windham County Superior Court earlier this week preventing the access road to its property from being barricaded.

"This whole thing is stupid," Steamtown director Donald Ball said Wednesday.

The access road belongs to Horace and Betty Bezanson, and they planned to block it off from 8 p.m. Tuesday to 8 p.m. Wednesday in order to protect legally their ownership of the property.

By common law practice and statute, if a piece of property is used as a town road for a period of 15 years without public declaration of ownership, the public acquires the legal right of way, according to the Bezanson's attorney John Carnahan.

Ball said he did not know that the access road was the property of the Bezansons until Monday when he learned they planned to close the road.

"I knew nothing. We always thought it was a town road," Ball said. The town of Rockingham maintains the road.

Superior Court Judge Robert Grussing granted the temporary restraining order in which Ball contended that closing of the road would not only cost him approximately \$4,000 in lost revenue, but damage would be done to the tourist attraction's reputation. The legal action names both the Bezansons and the town of Rockingham as defendants.

Consideration of extension of the injunction will be made at a hearing on Aug. 25 in superior court.

Ball said the Bezansons offered the selectmen of the town on Aug. 2 a lease agreement for \$1 for use of the property. If the selectmen had accepted the lease at that meeting, the legal blocking would not have been necessary, Ball said.

Carnahan said the road agreement would have made the barricading unnecessary, but is not sure if the agreement was signed now by the town how it would affect the case.

"I was tempted to let them barricade the road and stage a huge media event out on Route 5," Ball said. But, he said, in the interest of safety he chose to go through the courts instead.

Ball said on Wednesday he had several hundred cars and two bus tours on Steamtown grounds.

The selectmen met Tuesday afternoon and held a lengthy executive session to discuss the matter, but took no formal action after returning to open session.

"It's their front yard. It's their land. It's their property," Carnahan said. He added that the Bezansons had no intention of stopping the public from using the road, they just wanted their ownership of the property made clear.

"They were concerned they would lose further control," he said. If they lost ownership of the property, Carnahan said the town could expand or change it without the Bezansons' permission.

Carnahan said the Bezansons were concerned also about their liability.

"They had no objections to the public using it. They just wanted it know it was their land," Carnahan said.

Carnahan said that while the issue is in court the 15-year statute of adverse possession is stayed.

The New Ordinance

Minutes: Town of Rockingham Board of Selectmen

Date: September 6, 1982

Selectmen present: John Cook, Chairman; Sandra Beaudry, Albert White, Prentice Hammond.

Press present: Marilyn Jackson, Linda Garbart, Susan Smallhear.

Others present: Michael Shannon, Clark Barber, David Buckley, Michael Burke, representative of F.W. Whitcomb Construction Company.

Board Chairman John Cook brought the meeting to order at 7:30 P.M.

Minutes

Sandra Beaudry moved to accept the minutes of August 2, 1982. Seconded by Prentice Hammond. Passed unanimously.

Sandra Beaudry moved to accept the minutes of August 10, 1982. Seconded by Albert White. Passed unanimously.

Sandra Beaudry moved to accept the minutes of August 19, 1982. Seconded by Albert White. Passed unanimously.

Orders, Bills & Warrants

Tabled until the next regularly scheduled meeting.

✓ Discontinuance of Town Highway #90 Public Hearing

Highway #90 is the small stretch of road located off Route 103 going around the Vermont Country Store in Rockingham. Proper notice of the discontinuation notice was given to all parties involved and published in the newspaper properly. No one objected to throwing up the road. The Town highway crew has been maintaining the road for several years and it was the general consensus of the Board that there was no public need for it.

Sandra Beaudry moved that Highway #90 be discontinued and turned over to the property owner. Seconded by Albert White and so voted unanimously.

✓ Steamtown vs. Bezanson and Town - Temporary Restraining Order

Town Counsel David Buckley recommended to the Board to go into executive session. Albert White so moved. Sandra Beaudry seconded and the motion passed unanimously. The Board went into executive session at 7:37P.M.

The Board returned from executive session at 8:24 P.M. and Chairman John Cook advised the press that the Board discussed the Steamtown vs. Bezanson and Town temporary restraining order and contract discussion with F.W. Whitcomb Construction Company with reference to Rockingham Street project.

Albert White moved that we notify Steamtown that the Town is going to maintain access to Steamtown through Old Route 5 at the entrance near Simmonds Precision to the railroad tracks road leading to Steamtown's property. Sandra Beaudry seconded the motion and it passed unanimously.

10/29-14-82
②

State of Vermont, }
WINDHAM County, ss. }

Windham Superior Court

Civil Action, Docket Number

STEAMTOWN FOUNDATION FOR THE PRESERVATION OF STEAM AND RAILROAD AMERICANA
HORACE A. BEZANSON and BETTY B. BEZANSON and THE TOWN OF ROCKINGHAM, VERMONT

Plaintiff

Defendant

SUMMONS

To the above-named Defendant(s):

You are hereby summoned and required to serve upon J. Garvan Murtha, Esq.

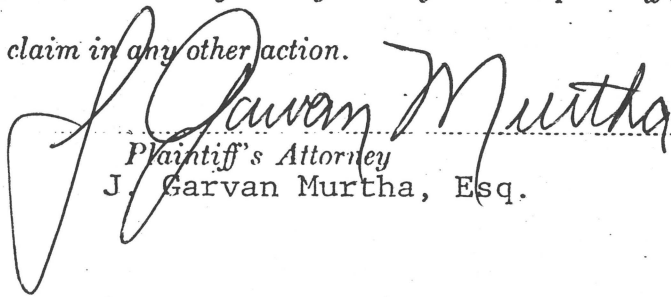
, plaintiff's attorney, whose address is 5 Grove St., P.O. Box 677,

Brattleboro, Vermont 05301

, an answer to the complaint which is herewith

served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default can be taken against you for the relief demanded in the complaint. Your answer must also be filed with the court. Unless the relief demanded in the complaint is for damage covered by a liability insurance policy under which the insurer has the right or obligation to conduct the defense, or unless otherwise provided in Rule 13 (a), your answer must state as a counterclaim any related claim which you may have against the plaintiff, or you will thereafter be barred from making such claim in any other action.

Dated: ...August 10, 1982.....



Plaintiff's Attorney
J. Garvan Murtha, Esq.

Served on
Date

Sheriff, deputy, constable or
person specially appointed

STATE OF VERMONT
WINDHAM COUNTY, SS.

STEAMTOWN FOUNDATION FOR THE) Windham Superior Court
PRESERVATION OF STEAM AND)
RAILROAD AMERICANA) Civil Action
)
v.) Docket No.
)
HORACE A. BEZANSON and)
BETTY B. BEZANSON and)
THE TOWN OF ROCKINGHAM,)
VERMONT)

TEMPORARY RESTRAINING ORDER

This matter came before the Court on August 10, 1982 on plaintiff's application for a Temporary Restraining Order commenced by the plaintiff by Verified Complaint dated August 10, 1982. Based on that Complaint, on this date, the undersigned acting Superior Judge, hereby issues an Order to defendants, Town of Rockingham, Vermont and Horace A. Bezanson and Betty B. Bezanson, to show cause why plaintiff's prayer for Temporary Injunction should not be granted and an Injunction should not be issued. Plaintiff's application for a Temporary Restraining Order is pursuant to Rule 65, Vermont Rules of Civil Procedure, and the Court makes the following Findings:

1. The plaintiff claims the use of a certain access road to its property from U.S. Route No. 5. Such access roadway has been used by the plaintiff since at least 1967.
2. The plaintiff has no other regular and usual means of access to its property.
3. The defendants Bezanson apparently with the knowledge of the defendant, Town of Rockingham, Vermont, served notice on the plaintiff on Monday, August 9, 1982

that they intended to close the access road used by the plaintiff to all public traffic in transit between 8:00 p.m. Tuesday, August 10, 1982 until 8:00 p.m. Wednesday, August 11, 1982.

4. The summer season is one of the busiest times of year for the plaintiff.

5. If the defendants Bezanson close the access to the plaintiff's property, it will result in substantial loss of income and irreparable damage to Steamtown's reputation as a tourist attraction.

6. The plaintiff is expecting at its facilities at least three busloads of visitors, ~~in addition to a television crew from a national television network on Wednesday, August 11.~~

7. If the defendants Bezanson and the defendant Town of Rockingham, close the access road to the plaintiff's property, it will result in injury and irreparable harm to the plaintiff.

8. This Order is being granted without notice to the defendants since there is insufficient time to arrange a hearing on a preliminary injunction.

9. Since there is little or no chance that the defendants will suffer any harm as a result of the issuance of this Temporary Restraining Order, the Court hereby waives the giving of security by the plaintiff.

Based upon the foregoing findings and for the reasons set forth therein the undersigned acting Superior Judge grants the plaintiff's application for a Temporary Restraining Order and sets forth the terms and description thereof as follows:

1. The Town of Rockingham, Vermont and Horace A. Bezanson and Betty B. Bezanson are hereby strictly enjoined from closing or preventing access to the general public on the access roadway leading from U.S. Route No. 5 to the property of Steamtown. This Order shall remain in full force and effect until the Court has issued a decision upon plaintiff's Motion for a Preliminary Injunction, ^{but in no event beyond} which ^{August 20, 1982} Motion has been set down for hearing at 1:15 p.m., August 25, 1982, or until such time as the undersigned acting Superior Judge ^{in. as modified by Superior Court Order} modifies or dissolves this Order pursuant to Rule 65(a) of the Vermont Rules of Civil Procedure.

2. Counsel for the plaintiff shall append this Order to the Summons and Complaint herein and it shall be served with them pursuant to law upon the defendants.

Done in Brattleboro at 12:45 P.M.,
Vermont, August 10, 1982.

Robert Gussignee
Superior Judge

STEAMTOWN FOUNDATION FOR THE)
PRESERVATION OF STEAM AND)
RAILROAD AMERICANA)

v.)

HORACE A. BEZANSON and)
BETTY B. BEZANSON and)
THE TOWN OF ROCKINGHAM,)
VERMONT)

Windham Superior Court
Civil Action
Docket No.

COMPLAINT AND REQUEST FOR TEMPORARY RESTRAINING ORDER

NOW COMES the plaintiff, Steamtown Foundation for the Preservation of Steam and Railroad Americana, by and through its attorneys, Kristensen, Cummings, Murtha and Stewart, P.C., and by way of verified Complaint states as follows:

1. Steamtown Foundation for the Preservation of Steam and Railroad Americana (hereinafter referred to as "Steamtown"), is the largest operating railroad museum in the country and is a non-profit educational foundation.

2. Steamtown owns approximately 84.98 acres of land with buildings and other facilities located thereon situated in the Town of Rockingham, Vermont. The real estate is located on the easterly side of what is commonly known as U.S. Route No. 5.

3. The defendants, Bezanson, upon information and belief, own real estate situated between U.S. Route No. 5 and the real estate of Steamtown.

4. Steamtown was formerly operated and owned by Green Mountain Railroad and Nelson and Ruth Blount.

5. On December 23, 1971 Ruth Blout conveyed to Steamtown the 84.98 acres of land with facilities and buildings thereon. A copy of said deed is attached hereto as Exhibit "A".

KRISTENSEN, CUMMINGS,
MURTHA & STEWART, P.C.
ATTORNEYS AT LAW
5 GROVE STREET
ATTLEBORO, VERMONT
05301

6. Included in such conveyance is a right-of-way two rods in width extending from the property to Vermont Route 103.

7. Upon information and belief Vermont Route 103 is now U.S. Route No. 5.

8. The defendant, Town of Rockingham, is a municipal corporation organized under the laws of the State of Vermont.

9. The regular and usual access to the property of Steamtown is by way of a roadway leading easterly from U.S. Route No. 5.

10. Since at least 1967, this roadway has been open to the general public, including visitors to the Steamtown museum and facilities.

11. Through the years the Town of Rockingham, Vermont has made improvements to said roadway including the paving of it, and has erected a Town road sign upon it.

12. Steamtown has considered the access roadway to its property to be either a Town road or a recorded right-of-way across lands of others.

13. Upon information and belief, there have been recent discussions between the Town of Rockingham, Vermont and the defendants, Bezanson, concerning the legal status of said roadway. Steamtown has not been a party to these discussions.

14. On August 9, 1982 I received a letter from Horace and Betty Bezanson, a copy of which is attached hereto as Exhibit "B".

15. It is my information that the Bezansons are taking this action since they have been unable to convince the Town

of Rockingham to execute a written agreement in their favor regarding the legal status of said roadway.

16. It is also my information that the Town of Rockingham, and the defendants, Bezanson, may resolve their differences as to the ownership and status of the roadway in question which will result in it being left open to the general public, but that such resolution cannot occur until after a meeting of the Rockingham Board of Selectmen.

17. The Rockingham Board of Selectmen may not take action in time to prevent the blockage of the roadway from 8:00 p.m. Tuesday, August 10, 1982 until 8:00 p.m. Wednesday, August 11, 1982.

18. If the defendants Bezanson close the access roadway to Steamtown during the period stated in their letter of August 6, 1982, Steamtown will suffer immediate and future loss of income and irreparable damage to its reputation as a tourist attraction.

19. The summer months are is the busiest time of year at Steamtown.

20. Several hundred visitors per day visit Steamtown during this time of year and if the access roadway is closed, Steamtown will suffer an estimated loss of revenue in excess of \$4,000.00 per day.

21. In addition, on Wednesday, August 11, three bus tours are scheduled to arrive at Steamtown, ~~plus a film crew from a national television network.~~

22. Since the threatened action by the defendants, Bezanson, is scheduled to take place at 8:00 p.m. on Tuesday,



August 10, 1982, there is not a sufficient amount of time for notice to the adverse parties and for a hearing to be held on a preliminary injunction.

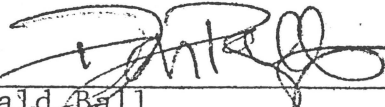
23. If the Temporary Restraining Order is granted, there will be no potential loss or injury to the defendant Town or defendants, Bezanson, since they will be free to continue their discussions concerning the legal status of the roadway.

24. Therefore, I would request that the Court waive the giving of security in accordance with Rule 65(c) of the Vermont Rules of Civil Procedure.

25. I am the chief executive officer and administrative officer of Steamtown.

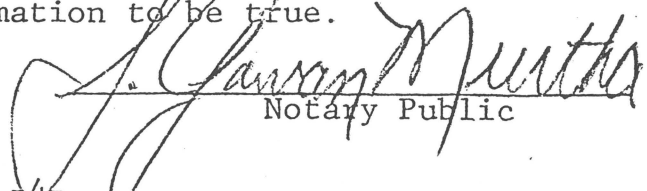
Wherefore, plaintiff applies for an immediate issuance of an Order temporarily restraining defendants, Horace A. Bezanson and Betty B. Bezanson and the Town of Rockingham, Vermont, from closing or preventing access to the general public on the access roadway leading from U.S. Route No. 5 to the property of Steamtown.

Dated at Brattleboro, Vermont this 10th day of August, 1982.



Donald Ball

On the 10th day of August, 1982 personally appeared DONALD BALL, and being under oath, swore to the truth of the above Complaint as being true upon his own knowledge, information and belief and, so far as upon information and belief, that he believes the information to be true.



Notary Public

Exhibit B

Rockingham Road
Bellows Falls, VT
August 6, 1982

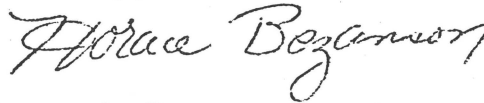
Mr. Donald Ball, Director
Steamtown
Bellows Falls, VT 05101

Dear Mr. Ball:

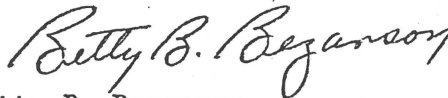
Please consider this letter official notice that our private driveway will be closed for the 24 hour period from 8 P.M. Tuesday, August 10, 1982 until 8 P.M. Wednesday, August 11, 1982.

The purpose of closing this driveway to all public traffic and transit is to proclaim and publish our dominion, control and ownership of same. The time, chosen so as to least inconvenience any person or persons, will appear in the August 9, 1982 edition of the Brattleboro Reformer so as to ensure public awareness of the closure.

Sincerely,



Horace A. Bezanson



Betty B. Bezanson

cc: Lawrence McAuliffe,
Town Manager
Rockingham, VT

1355 () 1971 11 151

NOTE: Sleeve for water pipe to be placed under the road at approx. Sta. 84+00 at an elevation & location satisfactory to the property owner by the Contractor the materials to be furnished as an extra work item and the necessary work for installing the same is to be paid for under the bid item of Common Excav Incl. borrow for the excavation necessary.

THE CHANNEL SHALL BE MAINTAINED FROM EXISTING CHANNEL WITH A SLOPE OF 1:1. THE CHANNEL SHALL BE MAINTAINED WITH A SLOPE OF 1:1. THE CHANNEL SHALL BE MAINTAINED WITH A SLOPE OF 1:1. THE CHANNEL SHALL BE MAINTAINED WITH A SLOPE OF 1:1.

Grubbing & Clearing STA. 82+00 Begin Item 13

82+60 Lt Construct 15" RCP Road Approach Leng. 28 Ft See Sheet 5-28

Sta 83+00 Rt - 83+50 Lt - 86+24 Lt Construct Standard Underdrain with 6" P.C.G.M.P.A.C Leng. 348 Ft See Sheet 5-30A

P.O.T. 82+75.5

Stanley Griswold

5/4" Lead Water Pipe Approx 3' Under

CHANNEL 10' 1/2" x 10' 1/2" Leng 64' 10"

W. H. Griswold Estate

heads → N S

Stanley Griswold

0+75 Side Road RCP Leng. 64' Sheet 5-28 Construct (Integral with D) 2x19 Lt Remove 1+80' & Re-Relay at

Sta 1+80

Two 30" C.P.C. Bells From 2+10 Lt Leng 36' (Total) New 30" C.G.M.P.A.C Leng 276' (Total) (See Sheet 5-28)

Bellows Falls Hydroelectric

P.O.T. 2+048 Side Road Line

Existing Bridge to be retained

Born Sta. 81+2 - 83+40 Excavation 12' 00'

Sta. 82+00

TOWN OF ROCKINGHAM

SAXTONS RIVER VILLAGE

Class 3 Deletion

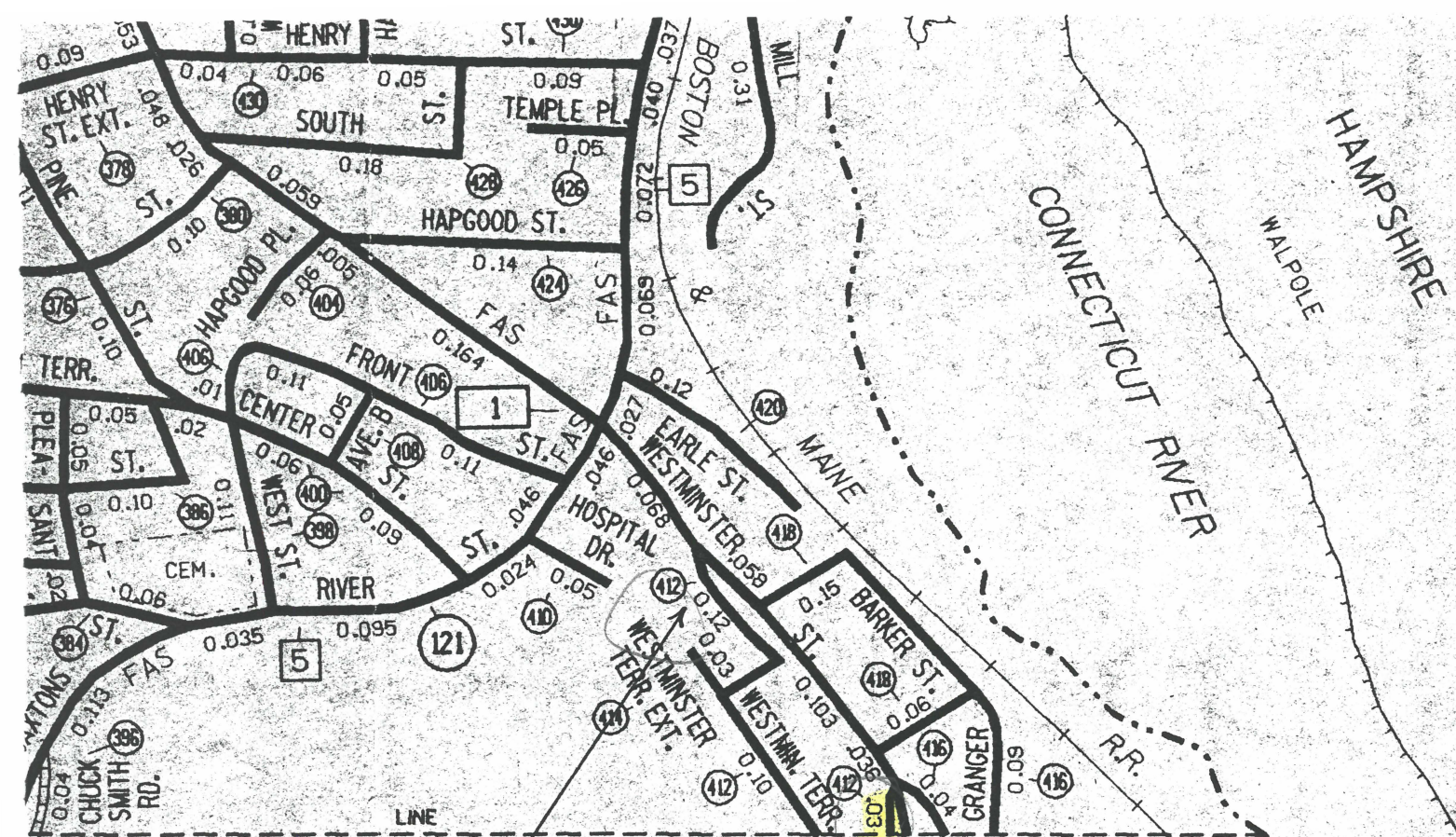
- T.H. 98. Delete 0.02 mile as shown on the map portion, Saxtons River Village, running between Main St. and River St. There is no road there at all. This is just a private yard.

TOWN OF ROCKINGHAM

BELLOWS FALLS VILLAGE

Class 3 Deletion

- T.H. #412. Westminster Terrace, Bellows Falls map. Delete .03 section. Road removed due to reconstruction of bridge over Saxtons River. See map enclosed for specific section referred to.



① REVISION

-0.03 Not Class 3
Need to discontinue
due to us &
Construction

NOTE AGAIN -
THIS ROAD NOT
DISCONTINUED

THIS IS
THE CORRECT
LOCATION

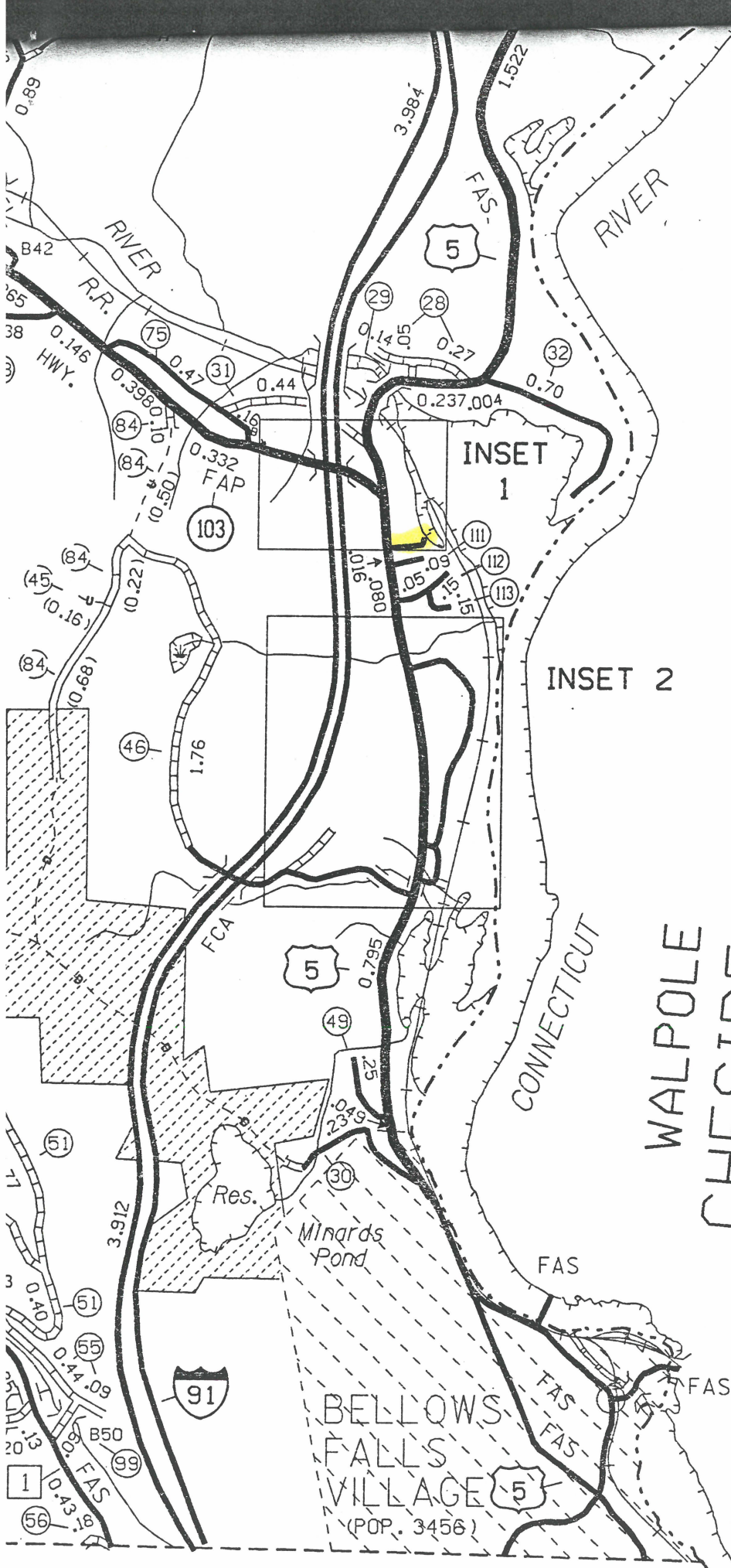
VILLAGE C

VERM

TOWN OF ROCKINGHAM

Class 3 Deletion

- **T.H. #114.** Rockingham map. Delete 0.15 completely. There is no road there. Map is correct as far as T.H. #111, 112 and 113 which are part of the Rockingham Industrial Park. However, there is no road (private or public) where #114 is shown.



CHA
SUL

NEW HAMPSHIRE

WALPOLE CO.
CHESHIRE CO.

TOWN

VEF

TOWN OF ROCKINGHAM

BELLOWS FALLS VILLAGE

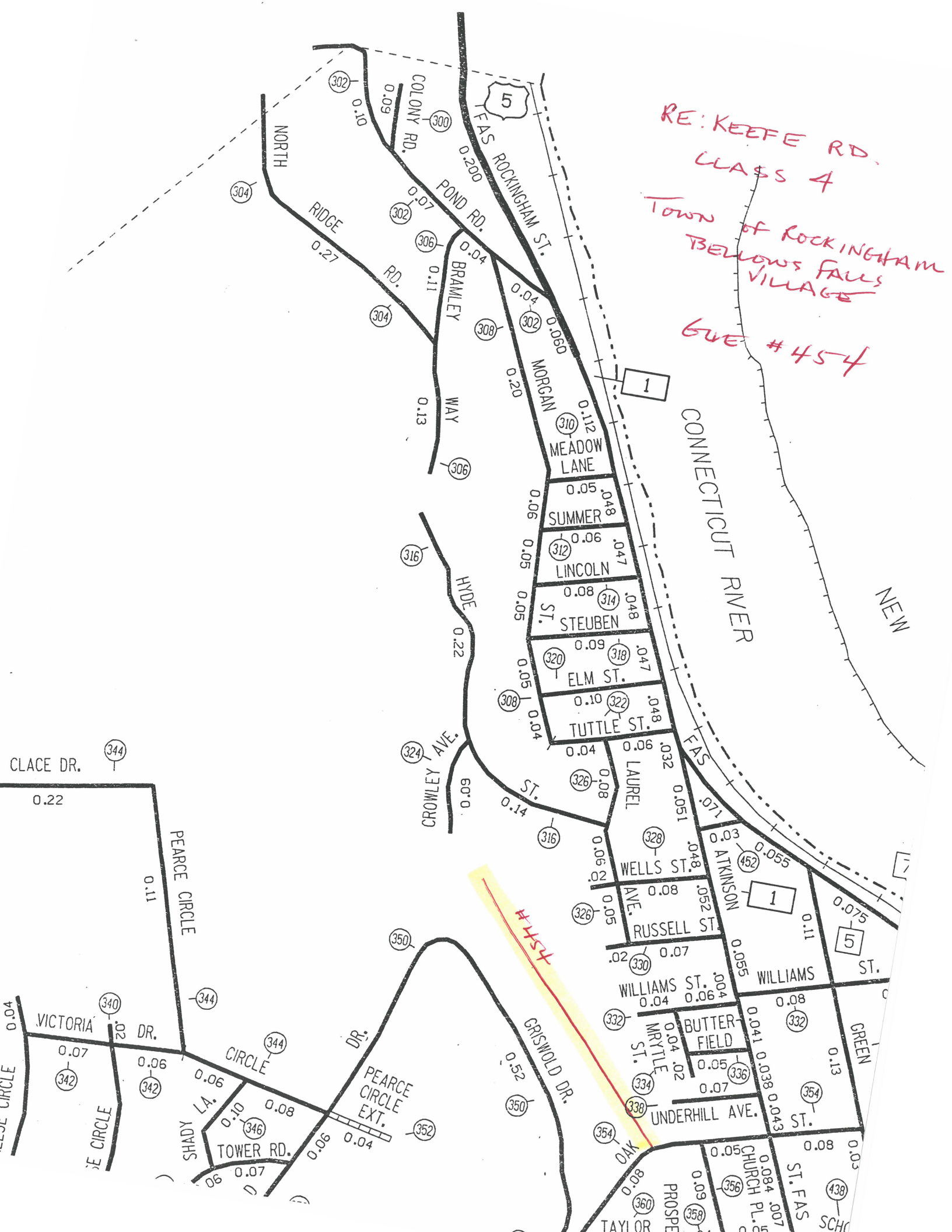
Class 4 Addition

- Keefe Rd. Use #454. Add .33 mile. Bellows Falls map. Use #454 as already so numbered by Town. Information on action making class 4 enclosed.

RE: KEEFE RD.
CLASS 4

TOWN OF ROCKINGHAM
BELLOWS FALLS
VILLAGE

GVE # 454



454
Class 4

ROAD HEARING AND DECISION

Pursuant to receiving the petition entitled PETITION TO RECOGNIZE A TOWN ROAD TO HYDE STREET A/K/A KEEFE ROAD and to keep it in good and sufficient repair, dated May 30, 1973, the Selectmen of the Town of Rockingham, pursuant to 19 VSA 342 (A) held a hearing on the 16th day of July at 8 o'clock in the afternoon in the Town Manager's office. That hearing was recessed until July 20, 1973 at 11:00 in the forenoon at which the Selectmen viewed said road. At the Selectmen's meeting of September 17th 1973 the following motion was passed "That the old road from Oak Hill to Hyde Street is hereby declared a Class 4 highway, and in that the necessity of the Town, the public good and the convenience of the inhabitants does not merit the restoration of this road".

dated this 18th day of September 1973

Mark J. Leonard

J. G. A. Menninger

Wesley F. K.

Albert Johnson

G. Lincoln Dural Jr.

Board of Selectmen
Town of Rockingham

TOWN CLERK'S OFFICE
Rockingham, Vt.

Received October 3, 1973

at 8:55 A.M.

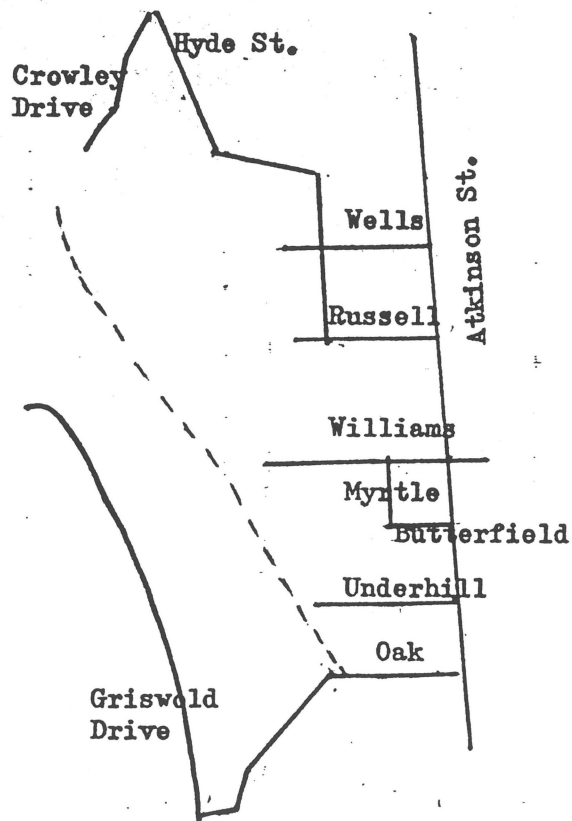
Recorded in Book 113 **Page** 301

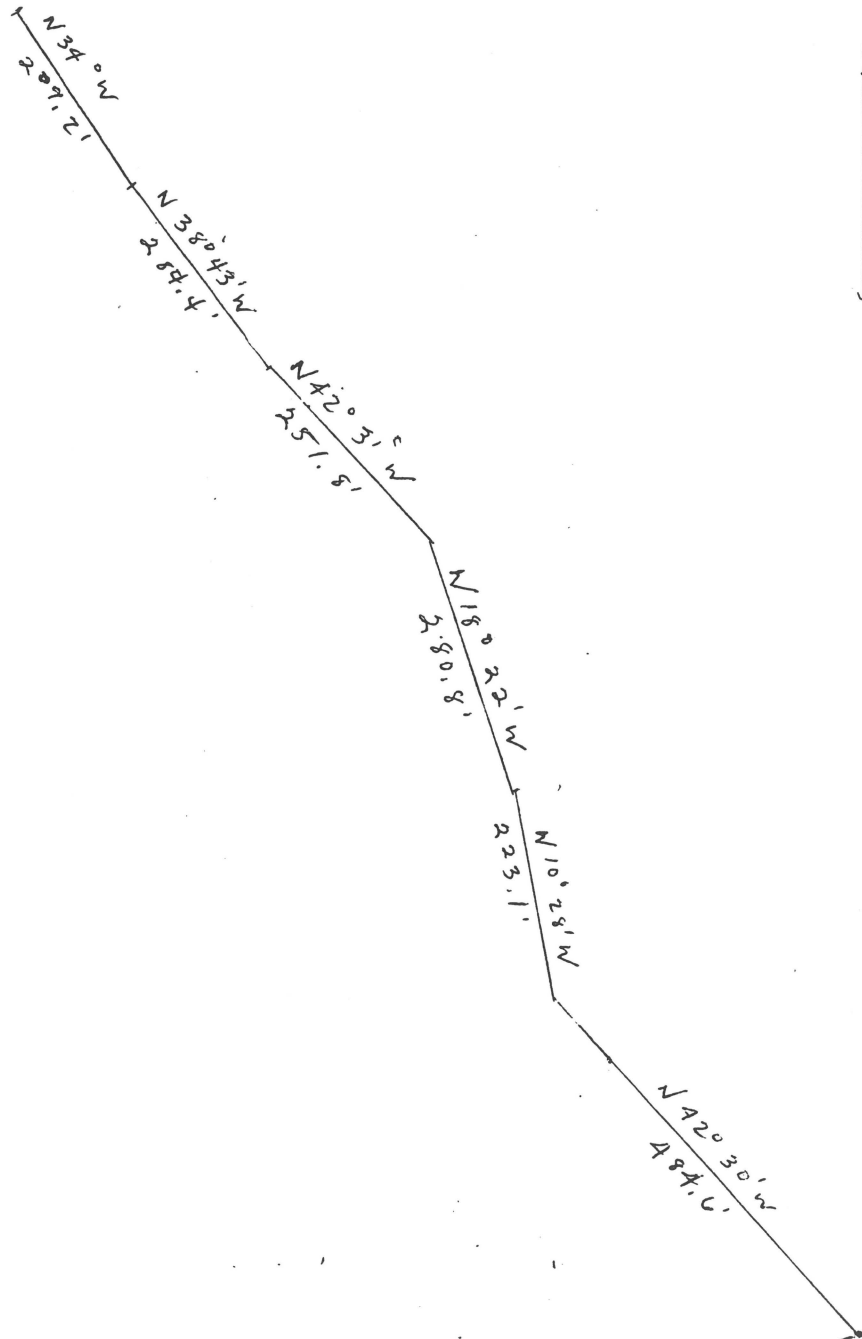
Attest: Constance Robbin
asst. Town Clerk

PETITION BY:

Stevens, Richard (reopen)

Old Road #43: Survey Book 26 page 295 in 1902. 1733.9' long by 30' wide. Runs from Oak Street in Bellows Falls to the north side of a tenement house that is or was Westerly off from Hyde St.





1" = 200'

No. from
OAK ST.

BEGINNING AT POINT
411' FROM WEST ~~END~~ S.W.
OF ~~ATKINSON ST.~~
ATKINSON ST.

We hereby certify that the street above laid out has been worked and the same is now open for travel.

Rockingham, N.H.

Jan'y 1, 1912. Wm. H. Ray, Selectmen
 H. K. Huntington, of Rockingham

Pursuant to the petition of L. F. Lovell, J. H. Webb, and other freeholders of Rockingham, in the County of Windham and State of Vermont, asking that a road be laid out in the Village of Bellows Falls, running westerly from Oak Street along Oak Hill to a house upon land of L. F. Lovell, we gave notice to L. F. Lovell, S. M. Blake, owners of land over which said road would pass, and to others, stating when and where we would meet all persons interested, and pursuant to said notice we met upon the 11 day of June A.D. 1907, and after examining the premises and hearing all persons interested we judge that if the public good and convenience of individuals requires the laying out of said road and we accordingly do lay out said road as follows:

Beginning at an iron pin in the North line of Oak Street, 411 feet from the west side of Athol Street, running thence N. 47° 30' W. 484.6 feet; thence N. 10° 28' W. 273.1 feet; thence N. 18° 22' W. 280.8 feet; thence N. 47° 13' W. 251.8 feet; thence N. 38° 43' W. 284.4 feet; thence N. 34° 21' W. 209.2 feet to a point in line with the westerly side of a tenement house of L. F. Lovell. The purpose line of said street being in the center and said street to be 30 feet wide.

L. F. Lovell owner of part of the land over which said street is laid being present and claiming no damages if any were awarded to him. S. M. Blake owner of the rest of the land over

So-called kept rd running north from Oak St.

claim for damages now were allowed
Rockingham, Va. M. H. Ray, Selectman
July 6, 1902 W. H. Lawrence of Rockingham

We hereby certify that the street above
said has been worked and the same
is now open for travel.

Rockingham, Va. M. H. Ray, Selectman
July 10, 1902. W. H. Lawrence of Rockingham
Rec'd. Feb. 28 ad. 1903
at 12 m. street at Bolles
asst. Town Clerk

TOWN OF ROCKINGHAM

Class 4 Deletion

- T.H. #16, Gaskill Rd. Delete 0.390 mile. Documentation enclosed.



CERTIFICATE OF DISCONTINUANCE OF A PORTION OF TOWN
HIGHWAY 16 - GASKILL ROAD FOR PUBLIC TRAVEL

Rockingham _____, Town Clerk

Town of Rockingham _____, Vermont

Pursuant to Statute (Title 19, V.S.A., Section 15 as amended), this is to certify that the following described section of highway in the Town of Rockingham, Vermont is discontinued and CLOSED FOR PUBLIC TRAVEL.

DESCRIPTION OF THE PORTION OF TOWN HIGHWAY 16 BEING DISCONTINUED
- GASKILL ROAD:

Beginning at a point marked by an iron pin to be set at a corner of lands of Douglas R. Magee, Sr. and Vera B. Zila in the westerly bounds of TH #16, said point bears South 36° 41' East 45.2 feet from the southeasterly corner of the brick house and South 24° 52' East 67.5 feet from the northeasterly corner of the said brick house on lands of said Magee and Zila; thence North 16' 33' West along the westerly bounds of TH #16 114.0 feet to the northerly terminus of said road; thence North 73' 27' East along the northerly terminus of said highway 50.0 feet to a point; thence South 16' 33' East along the easterly bounds of said highway 109.1 feet to a point; thence North 88' 44' East along the southerly bounds of lands of said Magee and Zila 62.5 feet to the point marked by an iron pin at the southeasterly corner of lands of said Magee; thence South 79' 27' West 110.9 feet to the point and place of beginning.

Meaning and intending to discontinue any portion of the two rod wide road bed northerly of the aforesaid discontinued portion of the highway which runs in a northerly direction (abutted by lands now or formerly of Magee) to the new laid out portion of the highway.

Meaning and intending to discontinue any portion of the old town road that lies outside the boundaries of the Plan, DWG. No. 94-1917.

Reference is hereby made to a plan entitled, "PLAN SHOWING LAYOUT TOWN HIGHWAY NO. 16, GASKILL ROAD, PREPARED FOR TOWN OF ROCKINGHAM", TOWN OF ROCKINGHAM, WINDHAM COUNTY, STATE OF VERMONT, Dated Nov. 7, 1994, Drawing No. 94-1917, revised Feb. 21, 1995, prepared by DiBernardo Associates, Licensed Land Surveyor, Bellows Falls, VT.

Dated at Bellows Falls, County of Windham, and State of Vermont, this 26th day of March, 1995.

TOWN OF ROCKINGHAM
BOARD OF SELECTMEN

N. Lincoln Divoll III
N. LINCOLN DIVOLL, III
Chairman

Lamont Barnett
LAMONT BARNETT

John Lippincott
JOHN LIPPINCOTT

James Mullen
JAMES MULLEN

Fred McGinnis
FRED MCGINNIS

Subscribed & sworn to March 7 1995

Clair S. Buckley
Notary Public

Rockingham, Vermont

March 7, 1995

The above is a true copy of the description of the section of highway discontinued and CLOSED FOR PUBLIC TRAVEL, recorded in Book _____, Page _____, of Records of the Town of Rockingham, Vermont, on the _____ day of _____, 19____, at _____ o'clock _____M.

Attest: _____
Town Clerk of Rockingham, Vermont

Received for the record Rockingham Town Clerk's Office March 8, 1995 at 8:52 A. M.

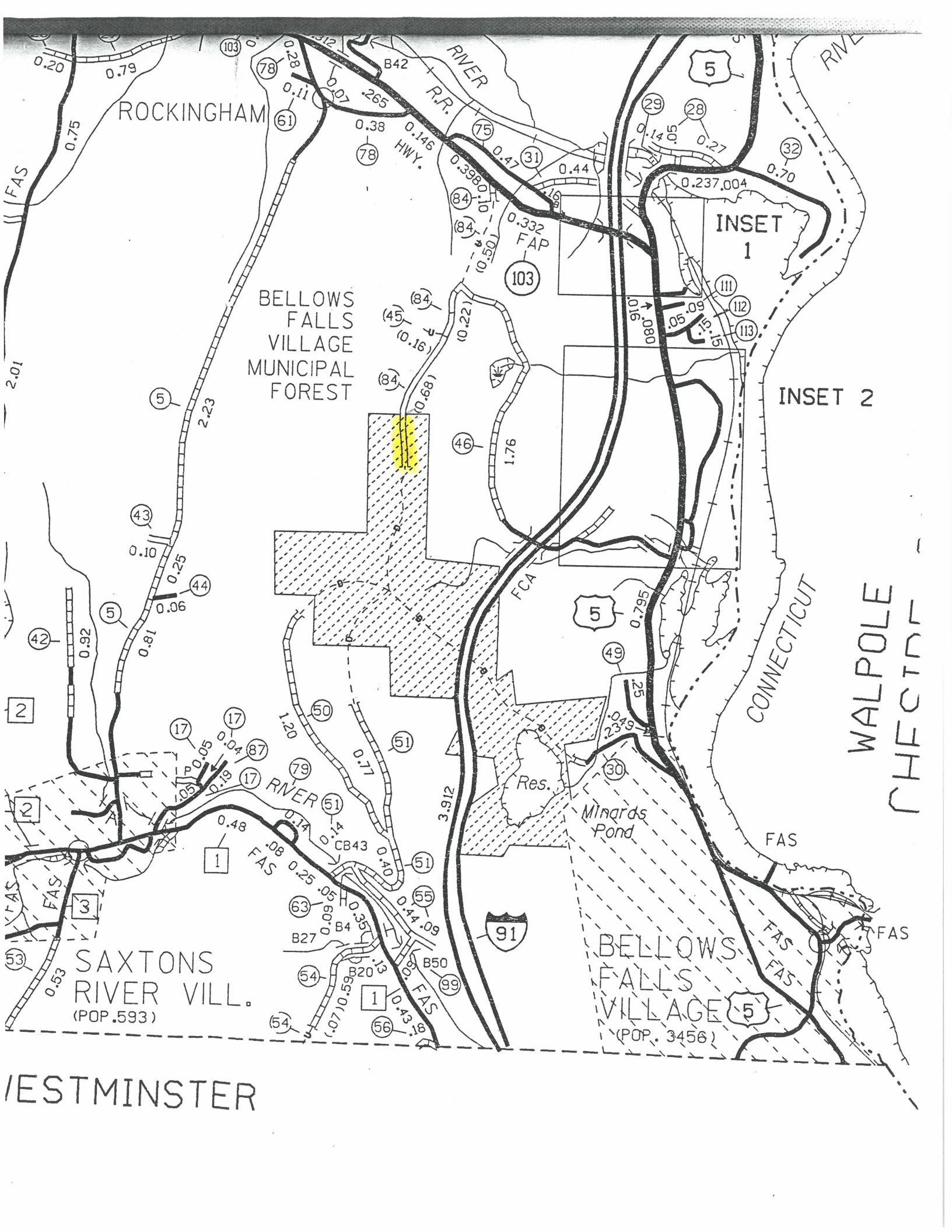
Attest: Doreen B. Aldrich Asst. Town Clerk

Doreen B. Aldrich

TOWN OF ROCKINGHAM

Class 4 Deletion

- T.H. #84, BF Watershed. Delete .25 mile portion in watershed. Road was discontinued. Documentation enclosed.



ROCKINGHAM

BELLOWS FALLS VILLAGE MUNICIPAL FOREST

INSET 1

INSET 2

CONNECTICUT RIVER
WALPOLE CHESTER

SAXTONS RIVER VILL.
(POP. 593)

BELLOWS FALLS VILLAGE
(POP. 3456)

WESTMINSTER

ROAD HEARINGS

One June 18, 1973 the notice was given pursuant to 19 VSA 531 "Discontinuance of Highways", by the Selectmen of the Town of Rockingham that hearings on the Following roads would be held on the 16th day of July 1973 at 8 o'clock in the evening at the Town Manager's office.

TOWN HIGHWAYS IN THE BELLOWS FALLS WATERSHED.

1. TOWN HIGHWAY #30 from a point at the Minards Pond Dam northwest to Interstate 91, continuing on the west side of Interstate 91 northwest and north to the northern boundary of the Bellows Falls Village Corporation land, the highway laying entirely on Bellows Falls Village Corporation land.
2. TOWN HIGHWAY #50 from a point on the southern boundary of the Bellows Falls Village Corporation land, north and east to a point of intersection with Town Highway #30, this highway laying entirely on Bellows Falls Village Corporation land.
3. AN OLD TOWN HIGHWAY from a point on the south boundary of Bellows Falls Village Corporation land to a point on the east boundary of Bellows Falls Village Corporation land as recorded in Book 4 Page 115 in the Rockingham Town Clerk's office.

SECTION OF OLD 103.

THE SECTION OF OLD 103 LAYING BETWEEN STATE HIGHWAY SURVEY STATIONS 348 AND 378+97 ON PROJECT FO25-1 (3) (STATION 348 BEING AT THE NORTHWESTERN BOUNDARY OF LAND OWNED BY JED LAKIN)

Notice was sent to all interested parties on June 18th 1973. Hearings were held on the above mentioned roads on the 16th day of July 1973 at 8 o'clock in the evening at the Town Manager's office.

The Selectmen met and viewed the roads on July 20th 1973 at 10 o'clock in the forenoon.

At the Board of Selectmen's meeting of Sept. 17th 1973 the road hearings were reconvened and the following motions voted;

TOWN HIGHWAYS IN THE BELLOWS FALLS WATERSHED.

Mr. Johnson moved that the following sections of highway be discontinued and the land set back to the Bellows Falls Village

*See Board of
Selectmen's minutes
of Sept. 17, 1973
of ~~Sept 16~~
July 16, 1973*

BK 113

p. 302

Bk 113
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Corporation.

1. TOWN HIGHWAY #30 from a point at the Minards Pond Dam north-west to Interstate 91, continuing on the west side of Interstate 91 northwest and north to the northern boundary of the Bellows Falls Village Corporation land, the highway laying entirely on Bellows Falls Village Corporation land.
2. TOWN HIGHWAY #50 from a point on the southern boundary of the Bellows Falls Village Corporation land, north and east to a point of intersection with Town Highway #30, this highway laying entirely on Bellows Falls Village Corporation land.
3. AN OLD TOWN HIGHWAY from a point on the south boundary of Bellows Falls Village Corporation land to a point on the east boundary of Bellows Falls Village Corporation land as recorded in Book 4 Page 115 in the Rockingham Town Clerk's office.

Motion was seconded by Mr. McMennamin. So voted.

SECTION OF OLD 103.

Mr. Divoll moved that the section of old 103 laying between State Highway Survey stations 348 and 378+97 on project map F025-1 (3) (Station 348 being at the Northwestern boundary of land owned by Jed Lakin) be declared a Class 4 highway.

Seconded by Mr. Johnson. So voted.

Dated Sept. 17th 1973

Mark J. Lennard
J. McMennamin
Walter F. Curry
Albin Johnson
N. Lincoln Smith

Board of Selectmen
Town of Rockingham

TOWN CLERK'S OFFICE
Rockingham, Vt.

Received October 3, 1973
at 8:55 A.M.

Recorded in Book 113 Page 302-3

Attesty Constance Robbin
asst. Town Clerk

TOWN OF ROCKINGHAM
BELLOWS FALLS VILLAGE
SAXTONS RIVER VILLAGE

Class 3 Additions

1. T.H. #16. Add .54 mile. Rockingham map. **Gaskill Rd.** See information on layout enclosed.
2. T.H. #98. Add 0.01 mile. Saxtons River Map. **Maple St.** runs back up to Main St. and connects. See map enclosed for area referred to. This isn't anything new. Just clearing up mistake on map.

Class 3 Deletions

1. T.H. #76. **Country Club Rd.** Delete .028 mile. Rockingham map. See information on discontinuance enclosed. Town listing calls all of Country Club Road #77. The left turn portion was discontinued by Town for length of 150' from intersection to boundary of Park. The rest of the old right-of-way northwesterly is not maintained.
2. T.H. #48. Delete 0.049 mile. Rockingham Map. This is the private **driveway of Bezanson.** See information enclosed as to which portion of #48 affected. Court order states that portion is property of Bezanson.
3. T.H. 98. Delete 0.02 mile as shown on the map portion, Saxtons River Village, running between Main St. and River St. There is no road there at all. This is just a private yard.
3. T.H. #412. **Westminster Terrace,** Bellows Falls map. Delete .03 section. Road removed due to reconstruction of bridge over Saxtons River. See map enclosed for specific section referred to.
4. T.H. #114. Rockingham map. Delete 0.15 completely. There is no road there. Map is correct as far as T.H. #111, 112 and 113 which are part of the Rockingham Industrial Park. However, there is no road (private or public) where #114 is shown.

Mileage Certification - Feb. 1996, cont.Class 4 Additions:

1. Keefe Rd. Use #454. Add .33 mile. Bellows Falls map. Use #454 as already so numbered by Town. Information on action making class 4 enclosed.

Class 4 Deletions:

1. T.H. #16, Gaskill Rd. Delete 0.390 mile. Documentation enclosed.
2. T.H. #84, BF Watershed. Delete .25 mile portion in watershed. Road was discontinued. Documentation enclosed.