

District 4  
Certcode 1403-0

CERTIFICATE OF HIGHWAY MILEAGE  
YEAR ENDING FEBRUARY 10, 2019

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2019 to:  
Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section  
One National Life Drive, Montpelier, VT 05633.

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

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

Town Highways	Previous Mileage	Added Mileage	Subtracted Mileage	Total	Scenic Highways
Class 1	0.000				0.000
Class 2	15.640				0.000
Class 3	42.59				0.000
State Highway	9.615				0.000
<b>Total</b>	<b>67.845</b>				<b>0.000</b>
* Class 1 Lane	0.000				
* Class 4	42.48	0.78		43.26	0.000
* Legal Trail	2.45				

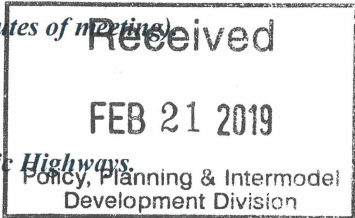
\* Mileage for Class 1 Lane, Class 4, and Legal Trail classifications are NOT included in total.

PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.

- NEW HIGHWAYS: Please attach Selectmen's "Certificate of Completion and Opening".  
0.78-mile class-4 segment of TH-90 laid out on 24 January 2018 with Certificate of Completion and Opening dated 14 March 2018
- DISCONTINUED: Please attach SIGNED copy of proceedings (minutes of meeting).

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

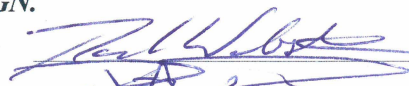
4. SCENIC HIGHWAYS: Please attach a copy of order designating/discontinuing Scenic Highways.



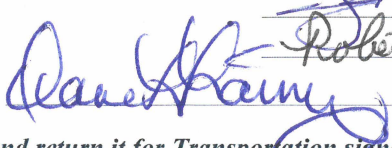
IF THERE ARE NO CHANGES IN MILEAGE: Check box and sign below. [ ]

PART III - SIGNATURES - PLEASE SIGN.

Selectmen/ Aldermen/ Trustees Signatures:

  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

T/C/V Clerk Signature:



Date Filed: 2/19/19

Please sign ORIGINAL and return it for Transportation signature.

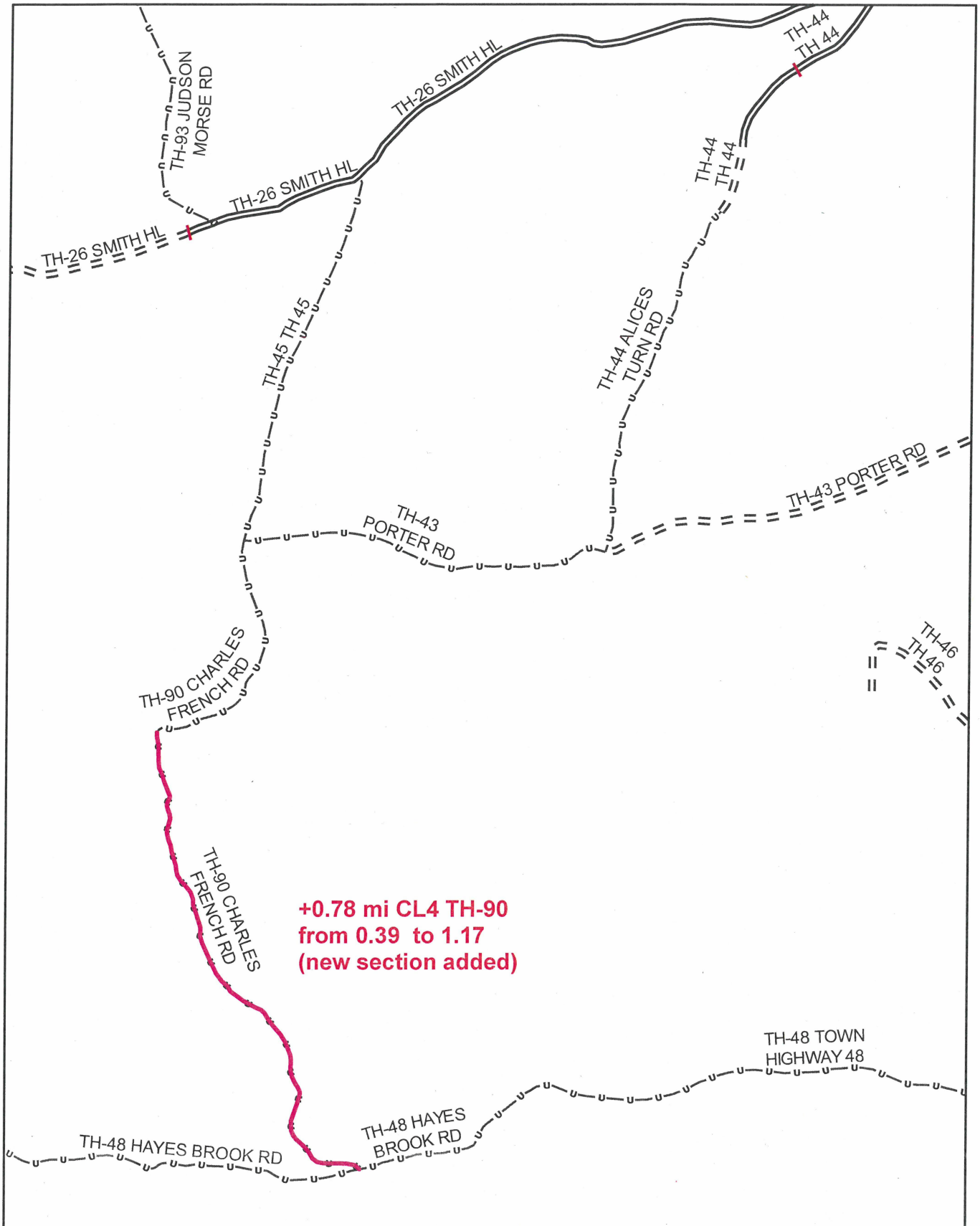
AGENCY OF TRANSPORTATION APPROVAL: Signed copy will be returned to T/C/V Clerk.

APPROVED:

  
 Representative, Agency of Transportation

DATE:

4/18/2019



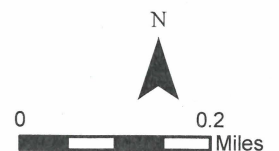
**+0.78 mi CL4 TH-90  
from 0.39 to 1.17  
(new section added)**

### Mileage Certificate Change 2019

#### BARNARD

(CTUA: 1403-0)

Mapping Section  
Division of Policy, Planning and Intermodal Development  
Vermont Agency of Transportation - February 2019



## Town Highway/Legal Trails Addition/Reclassification/Discontinuance Checklist

The following includes a checklist of the documentation to be supplied to the Vermont Agency of Transportation (VTrans) when adding / reclassifying / discontinuing highways and trails. The documentation is subject to verification by VTrans.

Check the box  if the information is included as part of the documentation submitted.

- A description of the affected highway or trail  
Vt. Stat. Ann. tit. 19, § 305(e)
  - A current town highway map with the requested deletions and additions sketched on it  
Vt. Stat. Ann. tit. 19, § 305(e)
  - Minutes of meetings at which the legislative body took action with respect to the changes (include copies of the meeting minutes) Vt. Stat. Ann. tit. 19, § 305(e)
  - Evidence of written notice to adjoining landowners (include a copy of the newspaper notice and a copy of the letter sent to adjoining landowners)  
Vt. Stat. Ann. tit. 19, § 709
  - A copy of any surveys of the affected highway or trail  
Vt. Stat. Ann. tit. 19, § 305(e) Vt. Stat. Ann. tit. 19, § 704
- 
- For Class 3 or Class 4 town highway additions  
A Certificate of Completion and Opening  
While not required by statute, a Certificate of Completion and Opening form is a helpful document for the record.

All records filed with the agency are subject to verification in accordance with 19 V.S.A. § 305 (a) and 19 V.S.A. § 305 (e).

Vermont Agency of Transportation  
Division of Policy, Planning and Intermodal Development, Mapping Section  
1 National Life Drive, Montpelier, VT 05633-5001



TOWN HWY. No.	LENGTH IN MILES CLASS 3	CLASS 4
5	5.70	
6	0.19	
7	0.58	
8	1.14	(0.70)
11	0.54	(0.48)
12	0.59	
13	0.15	(0.59)
14	1.64	(0.66)
15		(0.15)
17		(1.11)
18	0.50	(0.47)
19		(0.14)
20	0.30	
21	0.10	
22	0.07	
23	1.09	
24	0.95	(0.25)
25	0.27	
26	1.63	(1.56)
27	0.30	
28	1.45	
29	1.35	
30	0.42	
31	0.26	
32	0.23	(1.93)
33	1.43	
36	0.33	
37	2.23	
38	0.75	
39	1.98	
40	0.05	
43		(1.65)
44	0.20	(0.63)
45		(0.70)
46		(0.60)
47	3.09	(1.50)
48	0.08	(0.52)
49	0.09	
50	0.33	
51	0.40	(0.96)
52		(1.70)
54		(0.16)
55		(0.10)
56	2.56	(1.17)
57	1.10	(0.53)
58		(0.38)
60		(1.21)
61	2.65	
62	1.65	
63	1.25	
64	1.00	
66	0.32	(0.08)
70	0.19	(0.03)
72	0.37	
73		(1.05)
74	0.24	(0.22)
75	0.34	
79	0.24	(0.03)
80		(0.74)
81	0.07	(1.16)
85		(0.54)
86		(1.22)
87		(0.39)
88		(2.68)
89		(0.97)
90		(1.34)
91		(0.51)
92		(0.26)
93		(0.66)
94		(0.57)
95		(1.25)
96		(0.88)
97		(0.24)
98		(0.61)
99		(0.37)
100		(0.41)
101		(0.16)
102		(0.06)
103		(0.15)
104		(0.22)
105		
106		
107		
108		
TOTAL	42.59	41.89

**MILEAGE SUMMARY**

CLASS 2	3,940
TH-1	6,140
TH-2	3,850
TH-3	1,610
TH-4	
TOTAL CLASS 2	15,640
CLASS 3	
TOTAL CLASS 3	42,59
TOTAL TOWN	58,230
STATE HIGHWAY	
VT-12	9,615
TOTAL STATE HIGHWAY	9,615
TOTAL STATE	9,615

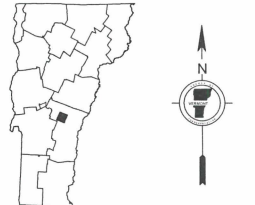
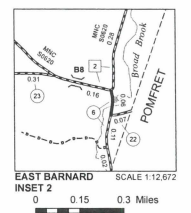
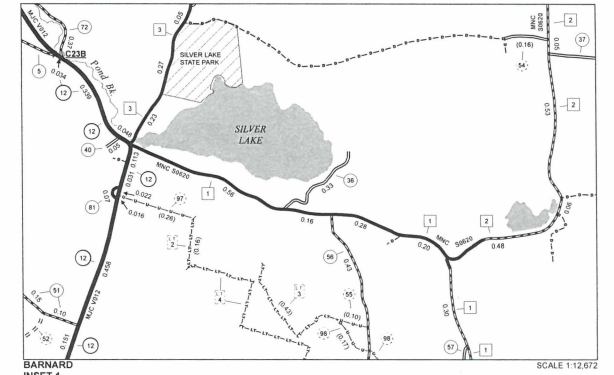
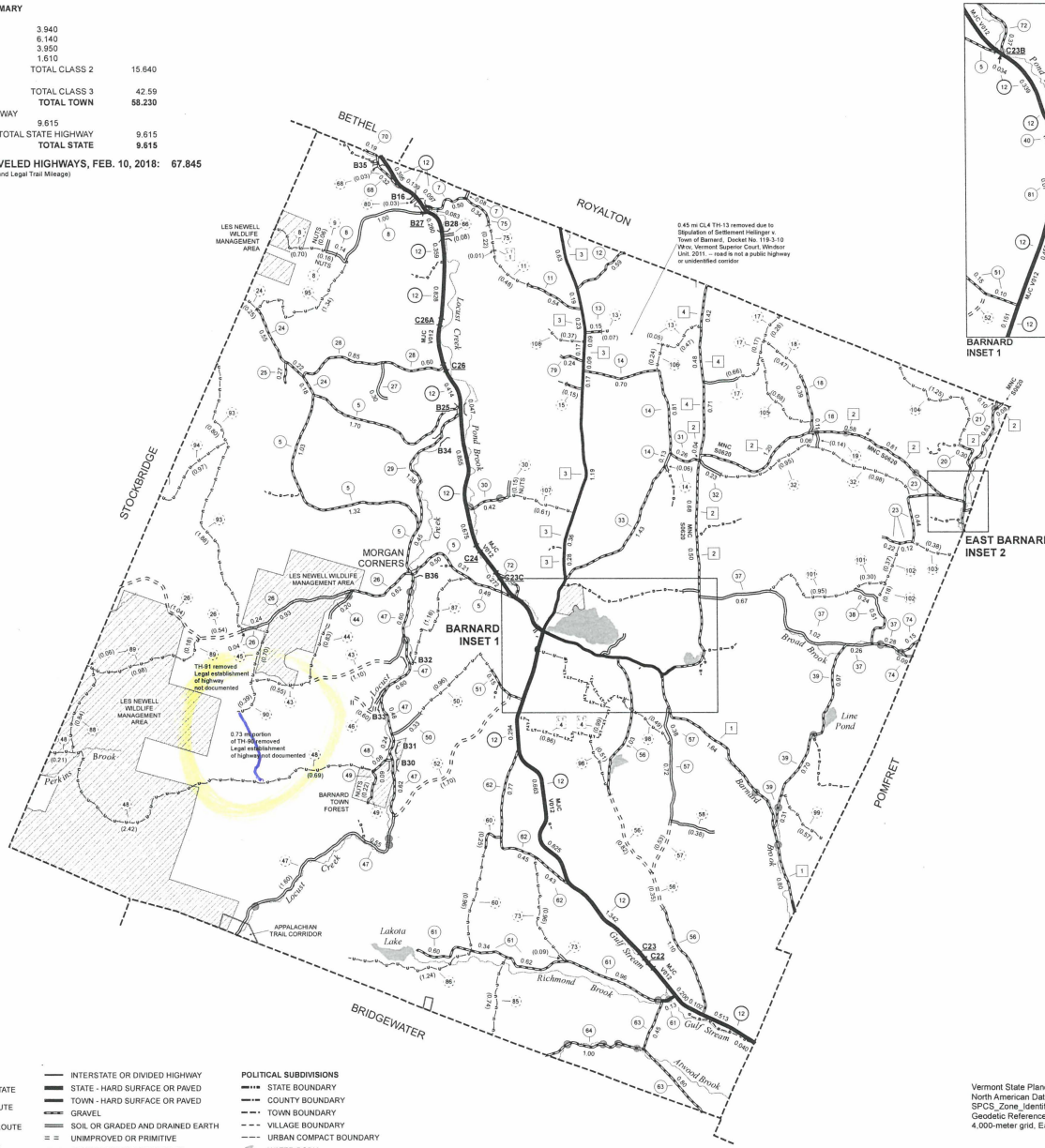
**TOTAL, TRAVELED HIGHWAYS, FEB. 10, 2018: 67.845**  
(Excludes Class 4 and Legal Trail Mileage)

TOWN HWY. No.	LENGTH IN MILES "NOT UP TO STANDARD"
8	(0.16)
9	(0.06)
30	(0.15)
49	(0.22)
TOTAL	0.59

\*The sections of the town highways listed above are legally Class 3, but have been deemed "Not Up To Standard" and are functionally Class 4 Town Highways

LEGAL TRAIL No.	LENGTH IN MILES LEGAL TRAIL
1	(0.01)
2	(0.16)
3	(0.43)
4	(1.85)
TOTAL	2.45

- HIGHWAYS**
- INTERSTATE
  - U.S. ROUTE
  - STATE ROUTE
  - CLASS 1
  - CLASS 2
  - CLASS 3
  - CLASS 4
  - LEGAL TRAIL
  - PARK AND RIDE
- INTERSTATE OR DIVIDED HIGHWAY**
- STATE - HARD SURFACE OR PAVED**
- TOWN - HARD SURFACE OR PAVED**
- GRAVEL**
- SOIL OR GRADED AND DRAINED EARTH**
- UNIMPROVED OR PRIMITIVE**
- IMPASSABLE OR UNTRAVELED**
- LEGAL TRAIL**
- DISCONTINUED**
- HIGHWAY CLASS CHANGE**
- RAILROAD**
- INACTIVE RAILROAD**
- PUBLIC LAND - NATIONAL FOREST**
- PUBLIC LAND - STATE/MUNICIPAL**
- NFR NATIONAL FOREST ROAD**
- SFH STATE FOREST HIGHWAY**
- POLITICAL SUBDIVISIONS**
- STATE BOUNDARY
  - COUNTY BOUNDARY
  - TOWN BOUNDARY
  - VILLAGE BOUNDARY
  - URBAN COMPACT BOUNDARY
  - WATER BODY
  - STREAM OR BROOK
  - BRIDGE OR CULVERT
  - BRIDGE OR CULVERT > 20'
  - BRIDGE OR CULVERT 6' - 20'
  - BIKE PATH STRUCTURE
  - VT CULVERTS BRIDGE
  - VT CULVERTS CULVERT > 6'
  - STATE BRIDGE OR CULVERT IDENTIFIER
  - TOWN BRIDGE OR CULVERT IDENTIFIER
- FEDERAL CLASSIFICATION IDENTIFIER**
- MA - MAJOR ARTERIAL
  - MJC - MAJOR COLLECTOR
  - MNC - MINOR COLLECTOR
  - PA - PRINCIPAL ARTERIAL



**VERMONT GENERAL HIGHWAY MAP**

**Town of Barnard**

WINDSOR COUNTY

Transportation District #4

Prepared by the Vermont Agency of Transportation  
Division of Policy, Planning and Intermodal Development  
in cooperation with  
U.S. Department of Transportation  
Federal Highway Administration

Mileage as of February 10, 2018  
Map prepared July 25, 2018

SCALE 1:31,680

**DISCLAIMER:**  
The untraveled highways (dashed-out town highways), discontinued highways, and legal trails herein are those of which the Agency of Transportation has record; others may exist.

Highway and bridge data by the Agency of Transportation, Town short structures drawn from the VTCULVERTS (formerly VOBCTI) online database. All other data from the Vermont Center for Geographic Information. Only named streams shown.



**CERTIFICATE of COMPLETION and OPENING**  
**of a HIGHWAY for PUBLIC TRAVEL**

<b>VTrans Use Only</b>	
Certificate Year:	_____
Highway Class:	_____
Town Highway #:	_____
Mileage:	_____

Diane L. Rainey, Town Clerk of the Town of Barnard, Vermont.  
(Clerk's Name) (City/Town/Village) (City/Town/Village)  
(City/Town/Village Name)

Pursuant to Title 19, V.S.A., Chapter 7, this is to certify that the following described section of Class 4 Highway in the Town of Barnard was COMPLETED AND OPENED FOR PUBLIC TRAVEL on March 14, 2018.  
(1,2,3 or 4)  
(City/Town/Village) (City/Town/Village Name)  
(Month - Day) (Year)


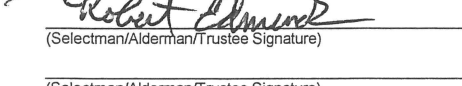
**DESCRIPTION OF RIGHT OF WAY:**

See "Right-of-Way Description, Charles French Road (T.H. #90), Barnard, Vermont, February 6, 2018" by Brad M. Ruderman & Associates, Inc., Civil Engineers – Land Surveyors, recorded in the Barnard Land Records at Book 117, Pages 348-353.

and as shown on a Highway Map of the Town of Barnard dated March 14, 2018, and filed in Book 118 on page 53 of the Records of the Town of Barnard by the Town Clerk of said Barnard incorporated herein by reference and attested to on said map by said Town Clerk.  
(City/Town/Village) (City/Town/Village Name) (City/Town/Village) (City/Town/Village)  
(Month - Day) (Year) (Book #) (Page #)

Dated at Barnard, County of Windsor and State of Vermont, this 14th day of March, A.D., 2018.  
(City/Town/Village Name) (County Name) (Date - Day) (Date - Month) (Date - Year)

BOARD  
 OF  
 SELECTMEN,  
 ALDERMAN,  
 or TRUSTEES

  
(Selectman/Alderman/Trustee Signature)  
  
(Selectman/Alderman/Trustee Signature)  
(Selectman/Alderman/Trustee Signature)


\_\_\_\_\_  
(Selectman/Alderman/Trustee Signature)  
 \_\_\_\_\_  
(Selectman/Alderman/Trustee Signature)  
 \_\_\_\_\_  
(Selectman/Alderman/Trustee Signature)

\_\_\_\_\_  
(Manager/Mayor Signature)  
 and the Manager/Mayor of the City/Town/Village of Not Applicable  
(City/Town/Village Name)

\*\*\*\*\*

Barnard, VERMONT March 14<sup>th</sup>, 2018  
(City/Town/Village Name) (Month - Day) (Year)

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 4 HIGHWAY COMPLETED AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 118 ON PAGE 52-53 OF THE Land RECORDS OF THE Town OF Barnard ON THE 14<sup>th</sup> DAY OF March, 2018, AT 7:05 O'CLOCK, P.M.  
(City/Town/Village) (City/Town/Village Name) (Date - Day) (Date - Month) (Date - Year) (Time) (A or P)  
(1,2,3 or 4) (Book #) (Page #)


ATTEST:   
(Clerk's Name)  
 Town Clerk of Barnard, VERMONT  
(City/Town/Village) (City/Town/Village Name)

Photocopy from General Highway Map of the Town of Barnard, base map prepared on October 7, 2014; annotated on March 14, 2018 to show the portion of Town Highway 90 hereby opened for public travel.

SELECTBOARD:

  
Rock Webster, Chair

ATTEST:

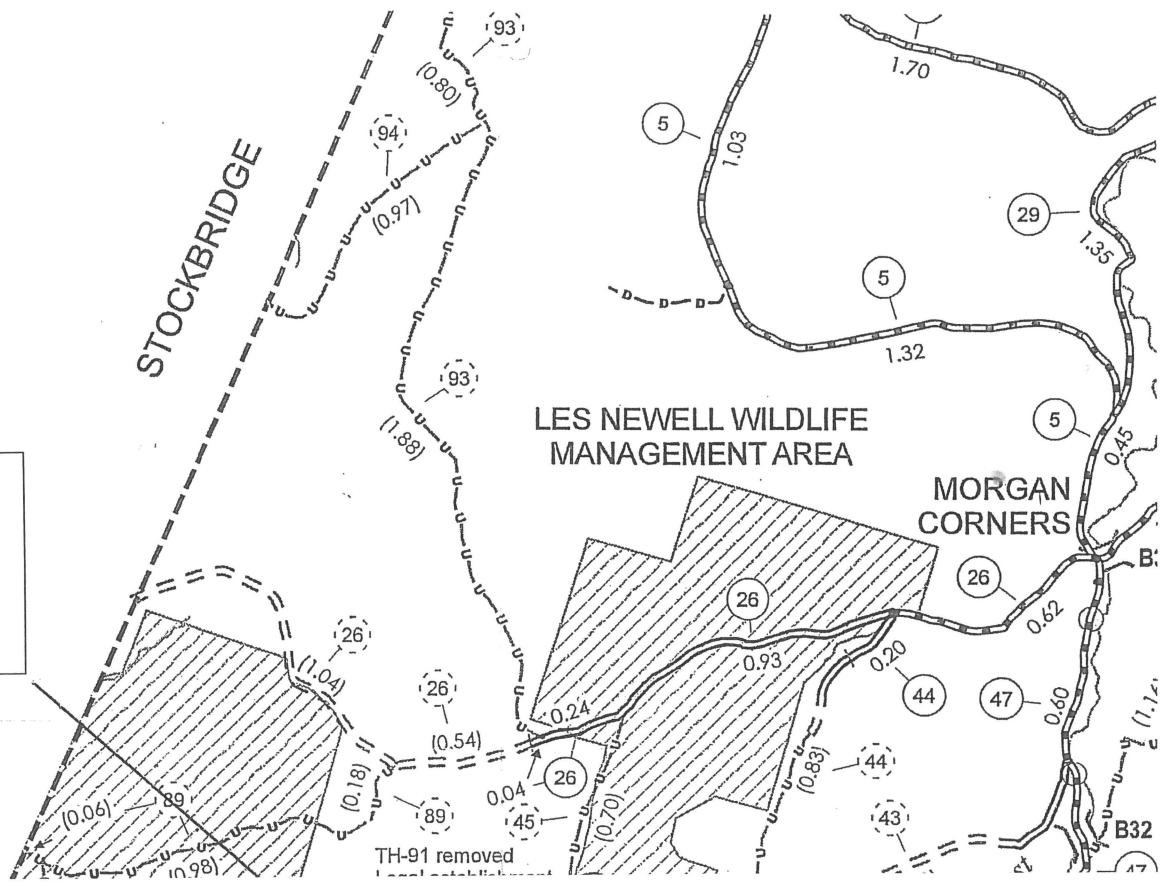
  
Diane L. Rainey, Town Clerk

3/14/18  
Date

Timothy Johnson

  
Robert Edmunds

PORTION OF  
TOWN HIGHWAY 90  
OPENED FOR  
PUBLIC TRAVEL



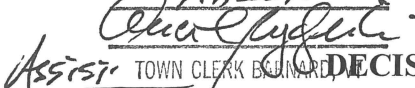
RECEIVED AND RECORDED

ON 02-07-2018

AT 9:37 A.M.

BOOK 117 PAGE 345-355

ATTEST:

  
TOWN CLERK BARNARD

## SELECT BOARD'S RETURN

### DECISION AND ORDER OF THE BARNARD SELECT BOARD

#### RE: THE LAYING OUT A TOWN HIGHWAY IN BARNARD

#### KNOWN AS CHARLES FRENCH ROAD

A public hearing to consider whether the Town of Barnard shall lay out a 0.73-mile portion of road known as Town Highway 90 or Charles French Road, which was removed from the Barnard mileage certificate and town highway map by the Agency of Transportation on July 1, 2015 for insufficient documentation, was held on December 13, 2017. The hearing was called on the Select Board's own motion.

A Notice of Hearing dated November 8, 2017 was posted at the Barnard Town Offices and the Barnard General Store on November 13, 2017; mailed via certified mail, return receipt requested, to Meadowsend Timberlands Limited Partnership and the Vermont Land Trust on November 10, 2017; and published in the *Valley News* on November 30, 2017. The Barnard Planning Commission was also notified.

The hearing was opened at 3:00pm on December 13, 2017 and immediately recessed to conduct a site visit to the portion of road proposed to be laid out. Due to recent snowfall, the participants were transported to the site in a snow grooming vehicle. Participating in the site visit were Rock Webster (Select Board chair), Robert Edmunds (Select Board member), Ryan Kilborn (Meadowsend Timberlands), Pieter van Loon (Vermont Land Trust) and Brad Ruderman (surveyor for Town). Also present was grooming vehicle driver Robert Tracy.

Immediately following return from the site visit, the hearing was reconvened at 4:20pm on December 13, 2017 at the Barnard Town Offices. Participating in the hearing were Rock Webster (Select Board chair), Robert Edmunds (Select Board member), Ryan Kilborn (Meadowsend Timberlands), Pieter van Loon (Vermont Land Trust), Peter Vollers (attorney for Town), Brad Ruderman (surveyor for Town), Jeff Tracy (Highway Foreman), Preston Bristow (Selectboard Assistant) and Curt Peterson (*Vermont Standard* reporter). Minutes of the hearing were approved on January 10, 2018 and recorded with the Select Board's minutes for January 10, 2018 and are available at the town clerk's office. The Select Board agreed that written comments from Meadowsend Timberlands and the Vermont Land Trust regarding compensation and other issues would be accepted on or before January 10, 2018. The hearing was closed at 5:10pm on December 13, 2017.

Following deliberation, a Notice of Intent to Survey dated December 13, 2017 was approved and mailed to Meadowsend Timberlands and the Vermont Land Trust via certified mail, return receipt requested, on December 18, 2017.

#### REPORT OF FINDINGS

The Select Board makes the following Report of Findings:



1. A 0.73-mile portion of road known as Town Highway 90 or Charles French Road was removed from the Barnard mileage certificate and town highway map by the Agency of Transportation on July 1, 2015 for insufficient documentation.
2. The Barnard Select Board attempted, unsuccessfully, by various means including appeal to the Vermont Transportation Board, to have this portion of Town Highway 90 reinstated on the Barnard mileage certificate and town highway map.
3. The Vermont Transportation Board stated (in *Town of Barnard v. Vermont Agency of Transportation*, TB-455, dated October 24, 2017) that “Barnard failed to provide an adequate “description of the affected highway or trail, a copy of any surveys of the affected highway or trail,” or any information legally establishing the 0.73 portion of Charles French Road as a town highway or trail,” and “Specifically, Barnard did not provide proof that that portion of Charles French Road was laid out or otherwise formally established by the Selectboard.”
4. The Barnard Select Board, therefore, resolved on November 8, 2017, on its own motion, to pursue the laying out and survey of this portion of Town Highway 90 under Chapter 19 of Vermont Statutes Annotated.
5. A contract with Brad M. Ruderman & Associates to provide a centerline survey of this portion of Town Highway 90 was signed on December 13, 2017.
6. This portion of Charles French Road has existed since the early settlement of the town as evidenced by two residential cellar holes along the route.
7. This portion of Charles French Road is actively used by hunters and recreationists and is an important component of a network of recreational trails.
8. This portion of Charles French Road provided disaster access to some residents in Stockbridge when their regular access on Davis Hill Road washed out during Tropical Storm Irene (2011).
9. This portion of Charles French Road could also provide access for emergency services and wildfire suppression.
10. For the foregoing reasons, with regard to “necessity” as defined in 19 V.S.A. § 501, the Select Board finds (a) there is a reasonable need which considers the greatest public good and the least inconvenience and expense to the Town and to the property owner, and (b) there is a reasonable need for the highway project in general as well as a reasonable need to take a particular property and to take it to the extent proposed.
11. In determining “necessity” the Select Board has given consideration to the criteria in 19 V.S.A. § 501(1) as follows:
  - A. “Adequacy of other property and locations” – the layout follows the traditional road route as visible on the ground.
  - B. “Quality, kind, and extent of cultivated and agricultural land which may be taken or rendered unfit for use, immediately and over the long term, by the proposed taking” – no cultivated or agricultural land will be taken through this layout.
  - C. “Effect upon home and homestead rights and the convenience of the owner of the land” – no home or homestead rights will be affected by this layout, and landowner Meadowsend Timberlands has requested the road be closed from March 1<sup>st</sup> to June 1<sup>st</sup> when road degradation is at its highest.
  - D. “Effect of the highway upon the scenic and recreational values of the highway” – recreational use will be guaranteed and enhanced through the layout, and scenic values will not be affected because the present road will remain unchanged.

- E. “Need to accommodate present and future utility installations within the highway corridor” – no utility installations are planned or envisioned.
  - F. “Need to mitigate the environmental impacts of highway construction” – no highway construction beyond maintenance and repair to meet state stormwater regulations, if applicable, are anticipated.
  - G. “Effect upon town grand lists and revenues” – as the road currently exists on the ground, no effect upon the town grand list and revenues is anticipated.
12. At the December 13, 2017 public hearing, Meadowsend Timberlands and the Vermont Land Trust were offered the opportunity to provide written comments regarding compensation.
  13. By letter received January 9, 2018, Meadowsend Timberlands requested for compensation that the road be closed from March 1<sup>st</sup> to June 1<sup>st</sup> by means including gates, signage and law enforcement.
  14. By letter dated January 10, 2018, the Vermont Land Trust requested that compensation be based on an appraisal of the lost property interests, that the road be closed from March 1<sup>st</sup> to June 1<sup>st</sup> (except for snowmobiles as conditions permit) by means including gates and signs, and that the landowner be permitted to continue to use the road for forest management.
  15. In determining “damages” the Select Board has given consideration to the criteria in 19 V.S.A. § 501(2) and finds that the most reasonable use of the property or right in the property, and the business on the property, is forest management, and that the laying out of this portion of Charles French Road will not decrease the value of the remaining property or right in the property and the business on the property.
  16. In determining “damages” the Select Board has also given consideration to 19 V.S.A. § 810 which states, “when a lot of land remains entire, as originally divided among the proprietors of a town, and is owned by one person, or jointly, to which a quantity of land was allowed for the use of highways more than has been taken up by highways already laid out, and a highway is laid through the lot, the allowance land may be taken into consideration in estimating the damages sustained by the owner.”
  17. This portion of Charles French Road crosses original proprietor’s lots #145, 161 and 160 which are entirely owned by Meadowsend Timberlands (except for approximately one-half acre “Hunton lot” owned by the Town), and the Barnard royal or crown charter of July 17, 1761 contains the provision, “... an Allowance is to be made for highways ...”
  18. The public good, necessity and convenience of the inhabitants of the municipality require that this portion of Charles French Road ought to be laid out as a public highway.

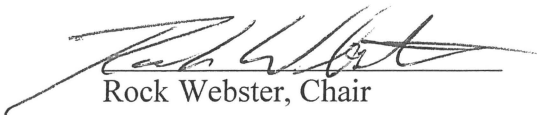
### **DECISION AND ORDER LAYING OUT THE HIGHWAY**

Based on these findings, the Barnard Select Board hereby orders that the portion of road known as Town Highway 90 or Charles French Road, which was removed from the Barnard mileage certificate and town highway map by the Agency of Transportation on July 1, 2015 for insufficient documentation, be laid out as a public highway, with a three rod right of way, as described on a survey prepared by Brad M. Ruderman & Associates and recorded with this Select Board’s Return, Decision and Order.

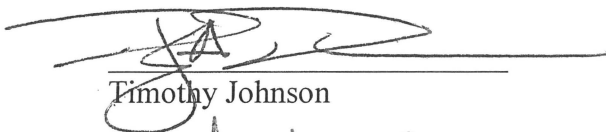
The Select Board determines that no payment of damages is due to the owners of land through which this highway is laid out other than a commitment to close the road annually from March 1<sup>st</sup> to May 15<sup>th</sup> though the posting of signs, legal enforcement, and other means as may be negotiated between the Town and the affected owners. The Select Board affirms the right of the affected owners to use the road for forest management subject to state statute on gross weight limits on highways, the annual road closure from March 1<sup>st</sup> to May 15<sup>th</sup>, and the Barnard Highway Ordinance.

This order is dated at Barnard, Vermont, this 24<sup>th</sup> day of January 2018.

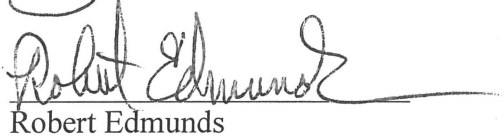
**BY THE BARNARD SELECTBOARD:**



Rock Webster, Chair



Timothy Johnson



Robert Edmunds

**APPEAL RIGHTS**

Any person interested in this decision to lay out a town highway in Barnard, or who objects to the decision on compensation, may appeal this decision to the Superior Court of Windsor County within 30 days of the decision, in writing. V.R.C.P. 75; 19 V.S.A. §740.



**BRAD M. RUDERMAN & ASSOCIATES, INC.**

CIVIL ENGINEERS – LAND SURVEYORS

28 U.S. ROUTE 5 NORTH

WINDSOR, VERMONT 05089

EMAIL: RUDERMAN1@AOL.COM

TELEPHONE: (802) 674-4248

**Right-Of-Way Description  
Charles French Road (T.H. #90)  
Barnard, Vermont  
February 6, 2018**

Being a right-of-way 49.5' in width leading northerly from Town Highway #48, aka Hayes Brook Road, through lands of Meadowsend Timberland Limited Partnership and the Town of Barnard as depicted on a plat prepared by Brad M. Ruderman & Associates, Inc. entitled "Total Station Right-Of-Way Survey, Portion of Charles French Road (T.H. #90)" in Barnard, Windsor County, Vermont, dated 2/06/18, the limits of said right-of-way as surveyed are further described as follows;

Beginning at a capped rebar set on the northerly right-of-way line of Town Highway #48, aka Hayes Brook Road.

Thence L1: N85°57'50"W, 249.53' to a point.

Thence C1: Northwesterly, 34.92' following a curve to the right having a radius of 109.47' to a capped iron rebar set.

Thence C2: Northwesterly, 66.38' following a curve to the right having a radius of 109.47' to a point.

Thence C3: Northwesterly, 159.88' following a curve to the left having a radius of 509.03' to a point.

Thence C4: Northerly, 228.61' following a curve to the right having a radius of 187.51' to a point.

Thence L2: N18°54'55"E, 173.79' to a point.

Thence C5: Northerly, 30.55' following a curve to the left having a radius of 60.95' to a capped iron rebar.

Thence C6: Northerly, 24.37' following a curve to the left having a radius of 60.95' to a point.

Thence C7: Northerly, 236.97' following a curve to the right having a radius of 336.78' to a point.

Thence C8: Northwesterly, 45.59' following a curve to the left having a radius of 109.85' to a point.

Thence C9: Northwesterly, 205.97' following a curve to the left having a radius of 383.96' to a point.

***Brad M. Ruderman & Associates, Inc.***  
Charles French Road R.O.W. Description  
February 6, 2018

Thence C10: Northerly, 91.17' following a curve to the right having a radius of 244.17' to a point.

Thence C11: Northwesterly, 58.74' following a curve to the left having a radius of 199.75' to a capped iron rebar.

Thence C12: Northwesterly, 64.50' following a curve to the left having a radius of 199.75' to a point.

Thence L3: N60°51'49"W, 102.53' to a point.

Thence C13: Northwesterly, 196.23' following a curve to the right having a radius of 468.61' to a point.

Thence L4: N36°52'16"W, 69.34' to a point.

Thence C14: Northwesterly, 217.76' following a curve to the right having a radius of 835.21' to a point.

Thence C15: Northwesterly, 10.62' following a curve to the left having a radius of 831.13' to a capped iron rebar.

Thence C16: Northwesterly, 94.49' following a curve to the left having a radius of 831.13' to a point.

Thence C17: Northerly, 91.91' following a curve to the right having a radius of 131.82' to a point.

Thence C18: Northerly, 59.53' following a curve to the left having a radius of 103.50' to a point.

Thence C19: Northwesterly, 196.07' following a curve to the right having a radius of 617.66' to a point.

Thence C20: Northwesterly, 100.05' following a curve to the left having a radius of 120.80' to a point.

Thence C21: Northwesterly, 86.21' following a curve to the right having a radius of 217.36' to a capped iron rebar.

Thence C22: Northwesterly, 62.36' following a curve to the right having a radius of 217.36' to a point.

***Brad M. Ruderman & Associates, Inc.***  
Charles French Road R.O.W. Description  
February 6, 2018

Thence L5: N12°17'34"W, 210.00' to a point.

Thence C23: Northwesterly, 80.37' following a curve to the left having a radius of 439.23' to a point.

Thence C24: Northerly, 89.53' following a curve to the right having a radius of 111.13' to a point.

Thence L6: N23°22'44"E, 33.53' to a point.

Thence C25: Northerly, 46.71' following a curve to the left having a radius of 66.51' to a point.

Thence L7: N16°51'39"W, 53.49' to a point.

Thence C26: Northerly, 51.45' following a curve to the right having a radius of 79.31' to a point.

Thence L8: N20°18'26"E, 35.39' to a point.

Thence C27: Northerly, 7.02' following a curve to the left having a radius of 28.44' to a capped iron rebar.

Thence C28: Northerly, 11.38' following a curve to the left having a radius of 28.44' to a point.

Thence L9: N16°44'50"W, 117.24' to a point.

Thence C29: Northwesterly, 67.02' following a curve to the left having a radius of 280.25' to a point.

Thence C30: Northerly, 60.43' following a curve to the right having a radius of 116.16' to a point.

Thence L10: N00°38'26"W, 95.39' to a point.

Thence C31: Northerly, 24.19' following a curve to the left having a radius of 375.25' to a point.

Thence L11: N04°20'04"W, 119.05' to a point.

Thence C32: Northeasterly, 78.65' following a curve to the right having a radius of 74.95' to a capped iron rebar.



***Brad M. Ruderman & Associates, Inc.***  
Charles French Road R.O.W. Description  
February 6, 2018

Thence C33: Northeasterly, 25.20' following a curve to the right having a radius of 74.95' to a point in the centerline of a discontinued road (T.H.91).

Thence L12: S08°13'21"E, 50.38' to a capped iron rebar.

Thence C34: Southerly, 29.29' following a curve to the left having a radius of 25.45' to a point.

Thence L13: S04°20'04"E, 119.05' to a point.

Thence C35: Southerly, 27.38' following a curve to the right having a radius of 424.75' to a point.

Thence L14: S00°38'26"E, 95.39' to a point.

Thence C36: Southerly, 34.68' following a curve to the left having a radius of 66.66' to a point.

Thence C37: Southeasterly, 78.86' following a curve to the right having a radius of 329.75' to a point.

Thence L15: S16°44'50"E, 117.24' to a point.

Thence C38: Southerly, 28.91' following a curve to the right having a radius of 77.94' to a capped iron rebar.

Thence C39: Southerly, 21.49' following a curve to the right having a radius of 77.94' to a point.

Thence L16: S20°18'26"W, 35.39' to a point.

Thence C40: Southerly, 19.33' following a curve to the left having a radius of 29.81' to a point.

Thence L17: S16°51'39"E, 53.49' to a point.

Thence C41: Southerly, 81.47' following a curve to the right having a radius of 116.01' to a point.

Thence L18: S23°22'44"W, 33.53' to a point.

Thence C42: Southerly, 49.65' following a curve to the left having a radius of 61.63' to a point.

***Brad M. Ruderman & Associates, Inc.***  
Charles French Road R.O.W. Description  
February 6, 2018

Thence C43: Southeasterly, 89.43' following a curve to the right having a radius of 488.73' to a point.

Thence L19: S12°17'34"E, 210.00' to a point.

Thence C44: Southeasterly, 39.86' following a curve to the left having a radius of 167.86' to a capped iron rebar.

Thence C45: Southeasterly, 74.88' following a curve to the left having a radius of 167.86' to a point.

Thence C46: Southeasterly, 141.05' following a curve to the right having a radius of 170.30' to a point.

Thence C47: Southerly, 180.36' following a curve to the left having a radius of 568.16' to a point.

Thence C48: Southerly, 88.01' following a curve to the right having a radius of 153.00' to a point.

Thence C49: Southerly, 57.40' following a curve to the left having a radius of 82.32' to a point.

Thence C50: Southeasterly, 100.22' following a curve to the right having a radius of 880.63' to a capped iron rebar.

Thence C51: Southeasterly, 11.15' following a curve to the right having a radius of 880.63' to a point.

Thence C52: Southeasterly, 204.86' following a curve to the left having a radius of 785.71' to a point.

Thence L20: S36°52'16"E, 69.34' to a point.

Thence C53: Southeasterly, 175.50' following a curve to the left having a radius of 419.11' to a point.

Thence L21: S60°51'49"E, 102.53' to a point.

Thence C54: Southeasterly, 80.60' following a curve to the right having a radius of 249.25' to a capped iron rebar.

Thence C55: Southeasterly, 73.18' following a curve to the right having a radius of 249.25' to a point.

*Brad M. Ruderman & Associates, Inc.*  
Charles French Road R.O.W. Description  
February 6, 2018

Thence C56: Southeasterly, 72.69' following a curve to the left having a radius of 194.67' to a point.

Thence C57: Southeasterly, 232.53' following a curve to the right having a radius of 433.46' to a point.

Thence C58: Southerly, 66.14' following a curve to the right having a radius of 159.35' to a point.

Thence C59: Southerly, 202.14' following a curve to the left having a radius of 287.28' to a point.

Thence C60: Southerly, 45.79' following a curve to the right having a radius of 110.45' to a capped iron rebar.

Thence C61: Southerly, 53.72' following a curve to the right having a radius of 110.45' to a point.

Thence L22: S18°54'55"W, 173.79' to a point.

Thence C62: Southerly, 168.26' following a curve to the left having a radius of 138.01' to a point.

Thence C63: Southeasterly, 175.42' following a curve to the right having a radius of 558.53' to a point.

Thence C64: Southeasterly, 37.65' following a curve to the left having a radius of 59.97' to a capped iron rebar.

Thence C65: Southeasterly, 17.84' following a curve to the left having a radius of 59.97' to a point.

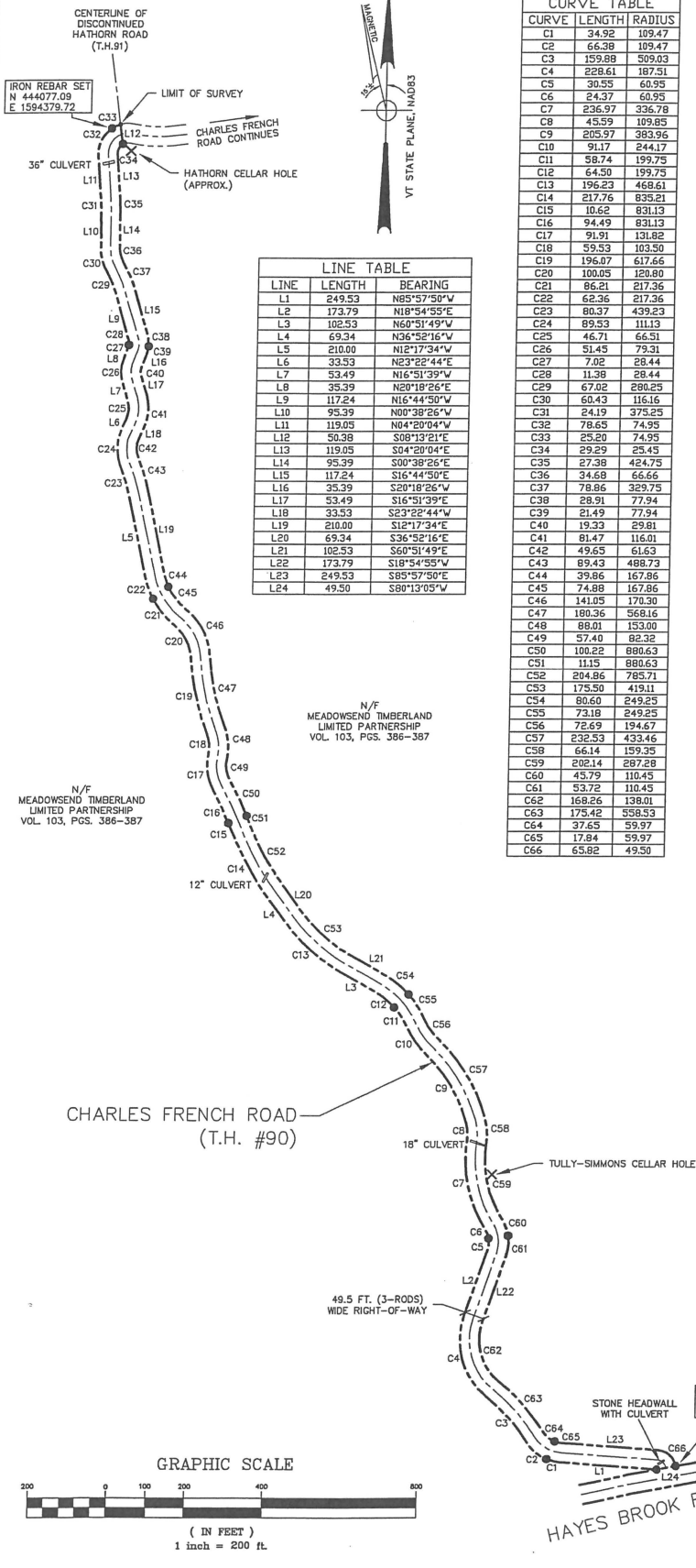
Thence L23: S85°57'50"E, 249.53' to a point.

Thence C66: Southerly, 65.82' following a curve to the right having a radius of 49.50' to a capped iron rebar set on the northerly right-of-way line of Town Highway #48, aka Hayes Brook Road.

Thence L24: S80°13'05"W, 49.50' to a capped iron rebar, point of beginning.

The basis of the directional bearings refers to Vermont Grid North.





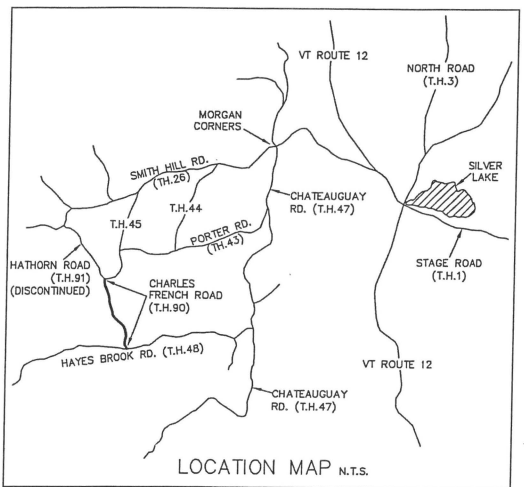
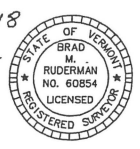
CURVE TABLE		
CURVE	LENGTH	RADIUS
C1	34.92	109.47
C2	65.38	109.47
C3	159.88	509.03
C4	228.61	187.51
C5	30.55	60.95
C6	24.37	60.95
C7	236.97	336.78
C8	45.59	109.85
C9	205.39	393.25
C10	91.17	244.17
C11	58.74	199.75
C12	64.50	199.75
C13	196.23	468.61
C14	217.76	835.21
C15	10.62	831.13
C16	94.49	831.13
C17	91.91	131.82
C18	59.53	103.50
C19	196.07	617.66
C20	100.05	120.80
C21	86.21	217.36
C22	62.36	217.36
C23	80.37	439.23
C24	89.53	111.13
C25	46.71	66.51
C26	51.45	79.31
C27	7.02	28.44
C28	11.38	28.44
C29	67.02	280.25
C30	60.43	116.16
C31	24.19	375.25
C32	78.65	74.95
C33	25.20	74.95
C34	29.29	25.45
C35	27.38	424.75
C36	34.69	66.66
C37	78.86	329.75
C38	28.91	77.94
C39	21.49	77.94
C40	19.33	29.81
C41	81.47	116.01
C42	49.65	61.63
C43	89.43	488.73
C44	39.86	187.86
C45	74.88	187.86
C46	141.05	179.30
C47	180.36	568.16
C48	88.01	153.00
C49	57.40	82.32
C50	100.22	880.63
C51	111.5	880.63
C52	204.86	785.71
C53	175.50	419.11
C54	80.60	249.25
C55	73.18	249.25
C56	72.69	194.67
C57	232.53	433.46
C58	66.14	159.35
C59	202.14	287.29
C60	45.79	110.45
C61	53.72	110.45
C62	168.26	138.01
C63	175.42	558.53
C64	37.65	59.97
C65	17.84	59.97
C66	65.82	49.50

LINE TABLE		
LINE	LENGTH	BEARING
L1	249.53	N85°57'50"W
L2	173.79	N18°54'55"E
L3	102.53	N60°51'49"W
L4	69.34	N36°52'16"W
L5	210.00	N12°17'34"W
L6	33.53	N23°22'44"E
L7	53.49	N16°51'39"W
L8	35.39	N20°18'26"E
L9	117.24	N16°44'50"W
L10	93.39	N00°38'25"W
L11	119.05	N04°20'04"W
L12	50.38	S08°13'21"E
L13	119.05	S04°20'04"E
L14	95.39	S00°38'26"E
L15	117.24	S16°44'50"E
L16	35.39	S20°18'26"W
L17	53.49	S16°51'39"E
L18	33.53	S23°22'44"W
L19	210.00	S12°17'34"E
L20	69.34	S36°52'16"E
L21	102.53	S60°51'49"E
L22	173.79	S18°54'55"W
L23	249.53	S85°57'50"E
L24	49.50	S80°13'05"W

TOTAL STATION RIGHT-OF-WAY SURVEY - PORTION OF  
**CHARLES FRENCH ROAD (T.H. #90)**  
 CHARLES FRENCH ROAD BARNARD, VT  
 SCALE: 1 INCH = 200 FT. SHEET 1 OF 1

I CERTIFY THAT, TO THE BEST OF MY KNOWLEDGE, THIS SURVEY IS CORRECT BASED UPON PHYSICAL EVIDENCE FOUND. THIS PLAT CONFORMS WITH 27 V.S.A. SEC. 1403.

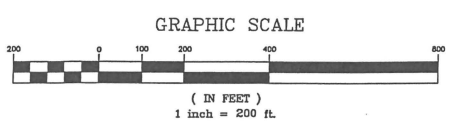
*Brad M. Ruderman* 2/06/18  
 BRAD M. RUDERMAN & ASSOCIATES, INC.  
 CIVIL ENGINEERS - LAND SURVEYORS  
 HARTLAND, VERMONT  
 FEBRUARY 6, 2018



- GENERAL NOTES:
- THIS IS TOTAL STATION SURVEY OF CHARLES FRENCH ROAD (TOWN HIGHWAY No. 90) AS COMMISSIONED BY THE BARNARD TOWN SELECTMEN, PERFORMED IN ACCORDANCE WITH THE RULES OF THE BOARD OF LAND SURVEYORS' STANDARDS FOR THE PRACTICE OF LAND SURVEYING. BEARINGS ARE ORIENTED TO THE VERMONT STATE PLANE COORDINATE SYSTEM AND SERVE ONLY TO DEFINE ANGULAR RELATIONSHIPS BETWEEN COURSES.
  - CHARLES FRENCH ROAD IS LAID OUT AS 1.5 RODS (24.75 FEET) EITHER SIDE OF THE CENTERLINE OF THE EXISTING TRAVELED WAY AS IT EXISTS ON THE GROUND.  
 - AREA WITHIN THE ROAD R.O.W. LIMITS AS SURVEYED IS 4.69 ACRES (204,165 S.F.).  
 - TOTAL LENGTH ALONG THE CENTERLINE IS 4,124.6 FT. (0.78 MILES).
  - HAYES BROOK ROAD (T.H.48) WAS ASSUMED TO BE 3 RODS WIDE (49.5 FEET) BASED ON STATE STATUTE.
  - REFERENCE IS MADE TO THE FOLLOWING:
    - VERMONT GENERAL HIGHWAY MAP, TOWN OF BARNARD, PREPARED BY THE VERMONT AGENCY OF TRANSPORTATION, DATED JUNE 18, 2015.
    - VERMONT GENERAL HIGHWAY MAP, TOWN OF BARNARD, PREPARED BY THE VERMONT AGENCY OF TRANSPORTATION, DATED OCTOBER 10, 2013.
  - PROPERTY SUBJECT TO AND/OR BENEFITED BY ALL EXISTING EASEMENTS AND RIGHTS-OF-WAY OF RECORD. BURIED STRUCTURES AND/OR UTILITY LINES MAY NOT ALL BE SHOWN.
  - EXISTING CULVERT SIZES ARE NOT SHOWN TO SCALE.
  - IN ACCORDANCE WITH 19 V.S.A. SECTION 33 PARAGRAPH (e), IT IS THE OPINION OF THE UNDERSIGNED THAT THE RECORD TITLE HOLDER OF THE LAND IS MEADOWSEND TIMBERLAND LIMITED PARTNERSHIP WITH THE EXCEPTION OF AN APPROXIMATE ONE-HALF ACRE PARCEL SURROUNDING THE TULLY-SIMMONS CELLAR HOLE, WHICH IS OWNED BY THE TOWN OF BARNARD THROUGH QUIT-CLAIM DEED RECORDED IN VOLUME 35, PAGE 336, DATED MARCH 24, 1970. THE TOWN OF BARNARD IS PRESUMED TO OWN FEE TITLE TO THE CENTERLINE OF THE ROAD ADJACENT TO ITS PARCEL.

LEGEND

- 5/8" IRON REBAR SET (RUDERMAN CAP)
- CALCULATED POINT
- N/F NOW OR FORMERLY
- RIGHT-OF-WAY
- CENTERLINE OF TRAVELED WAY





Meadowland Timberlands Limit. Part.  
Select Board Return + Order of 1/24/18  
and Survey of 2/6/18 as recorded

Date: February 10, 2018

Preston Bristow:

The following is in response to your February 10, 2018 request for delivery information on your Certified Mail™ item number 70171450000158392498. The delivery record shows that this item was delivered on February 9, 2018 at 10:14 am in NEW LONDON, NH 03257. The scanned image of the recipient information is provided below.

Signature of Recipient :

A handwritten signature in black ink that reads "Lisa Melanson".

Address of Recipient :

A handwritten address in black ink that reads "A.L.C.". The letters are somewhat stylized and spaced out.

Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,  
United States Postal Service



Vermont Land Trust

Select Board Return + Order of 1/24/18  
and Survey of 2/6/18 as recorded

Date: February 10, 2018

Preston Bristow:

The following is in response to your February 10, 2018 request for delivery information on your Certified Mail™ item number 70171450000158392481. The delivery record shows that this item was delivered on February 9, 2018 at 11:10 am in MONTPELIER, VT 05602. The scanned image of the recipient information is provided below.

Signature of Recipient :

A handwritten signature in black ink, appearing to read "Preston Bristow".

Address of Recipient :

8 Brity Ave

Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,  
United States Postal Service

**NOTICE OF INTENT TO SURVEY**

**RE: LAYING OUT A TOWN HIGHWAY IN BARNARD, VERMONT**

In accordance with 19 V.S.A. § 33(b), the Selectboard of the Town of Barnard hereby notifies Meadowsend Timberlands Limited Partnership of New London, New Hampshire, of the Town of Barnard's intent to survey a 0.73-mile portion of road known as Town Highway 90 or Charles French Road, pursuant to the laying out of that 0.73-mile portion of road as a public highway.

The 0.73-mile portion of road to be surveyed is visible on the ground and depicted on the official town highway map of mileage as of February 10, 2014, map prepared on October 7, 2014, and is available for review at the Barnard Town Office.

The Selectboard of the Town of Barnard further notifies Meadowsend Timberlands Limited Partnership of the Town of Barnard's intent to have a licensed land surveyor under the employ of the Town of Barnard enter onto property owned by Meadowsend Timberlands Limited Partnership for the purpose of conducting this survey.

Dated at Barnard, Vermont this 13<sup>th</sup> day of December 2017.


**BARNARD SELECTBOARD:**



Rock Webster, Chair

---

Timothy Johnson



---

Robert Edmunds



Meadowsend Trunk lands Limit. Part.  
Notice of Intent to Survey

Date: January 24, 2018

Preston Bristow:

The following is in response to your January 24, 2018 request for delivery information on your Certified Mail™ item number 70160750000064601388. The delivery record shows that this item was delivered on January 3, 2018 at 2:38 pm in NEW LONDON, NH 03257. The scanned image of the recipient information is provided below.

Signature of Recipient :

*Lisa Melanson*

Address of Recipient :

*966*

Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,  
United States Postal Service



Vermont Land Trust  
Notice of Intent to Survey

Date: January 24, 2018

Preston Bristow:

The following is in response to your January 24, 2018 request for delivery information on your Certified Mail™ item number 70160750000064601395. The delivery record shows that this item was delivered on December 20, 2017 at 2:38 pm in MONTPELIER, VT 05602. The scanned image of the recipient information is provided below.

Signature of Recipient :

A handwritten signature in black ink that reads "Kelly Webb". The signature is written in a cursive style with a large initial 'K'.

Address of Recipient :

A handwritten address in black ink that reads "8 Bailey Ave". The number "8" is written as a simple vertical line.

Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,  
United States Postal Service





# Town of Barnard, Vermont

Chartered July 17, 1761

P.O. Box 274  
Barnard, Vermont 05031  
(802) 234-9211

## MINUTES OF HEARING RE: LAYING OUT A TOWN HIGHWAY IN BARNARD, VERMONT DECEMBER 13, 2017

**Selectboard Members Present:** Rock Webster, Bob Edmunds

**Selectboard Member Absent:** Tim Johnson

**Also Present:** Ryan Kilborn (Meadowsend Timberland forester), Pieter van Loon (Vermont Land Trust forester), Peter Vollers (attorney for Town), Brad Ruderman (surveyor for Town), Jeff Tracy (Highway Foreman), Preston Bristow (Selectboard Assistant), Curt Peterson (Vermont Standard reporter)

A public hearing to consider whether the Town of Barnard shall lay out a 0.73-mile portion of road known as Town Highway 90 or Charles French Road, which was removed from the Barnard mileage certificate and town highway map by the Agency of Transportation on July 1, 2015 for insufficient documentation, was opened at the Barnard Town Offices by Selectboard Chair Rock Webster at 3:00pm.

The hearing was immediately recessed to conduct a site visit to the portion of road proposed to be laid out. Due to recent snowfall, the participants were transported to the site in a snow grooming vehicle. Participating in the site visit were Rock Webster, Robert Edmunds, Ryan Kilborn, Pieter van Loon, and Brad Ruderman. Also present was grooming vehicle driver Rob Tracy.

Following return from the site visit the hearing was reconvened at 4:20pm at the Barnard Town Offices where the following testimony regarding the proposed action was received.

Pieter van Loon read a 3-page letter dated December 13, 2017 from him addressed to the Selectboard, a copy of which is attached and made a part of the record. The Vermont Land Trust, which holds a conservation easement on the Meadowsend Timberlands property, objects to the laying out of this road section. Principal to the Land Trust's objection is that the road will be open to unregulated motorized vehicle use which will cause rutting, compaction and erosion to the road and which will require significant investments of time and money by Meadowsend Timberlands to maintain in an acceptable and useable condition in compliance with state regulations.

Pieter van Loon noted in his letter that Meadowsend's ability to respond quickly and efficiently to road maintenance needs will be hindered by the need for "selectman permission" before conducting repairs to a class 4 town road. He questioned the need to lay out a highway because the road would serve no homes. He also stated that laying out a highway will constitute a taking of rights held by Meadowsend and the Land Trust and both will need to be compensated by the Town.

Ryan Kilborn agreed with the points in Pieter van Loon's letter and stated that Meadowsend Timberlands objects to the laying out of this road section. He added that seasonal road weight limits (November 15 to May 15) could limit Meadowsend's access for timbering, and stated that this "laying out" amounted to a condemnation or taking by eminent domain.

Rock Webster responded that the Town always considered this segment a town road and that it was only due to the Act 178 ancient road legislation that this portion of road was dropped for lack of a documented layout. This road has been in existence since early settlement, it is a traditional right-of-way, and the Town feels it is the one who has had its rights taken away.

Ryan Kilborn asked if Meadowsend would be able to use the road segment in question for log skidding. Rock Webster replied that this road has always been used for forestry and the Town intends no restriction on logging use that is consistent with state regulations.

Ryan Kilborn asked if the road could be gated at times when erosion damage would be greatest. Rock Webster replied that the Selectboard could consider a gate but doubted they would approve it. Ryan Kilborn asked if the Selectboard will take steps to prevent recreational vehicle use during mud season. Rock Webster replied that the Selectboard is interested in exploring better ways to regulate and enforce ATV use of class 4 roads.

Peter Vollers asked how Meadowsend and the Land Trust can claim that an ATV, which is a smaller and lighter vehicle, can cause more environmental damage than a skidder or log truck. Pieter van Loon responded that logging vehicles use the road for short periods of time after which erosion control devices are installed. Continual ATV use wears down these erosion control devices and allows damage by running water.

Ryan Kilborn asked for clarification between minor repairs, which requires selectboard permission, and maintenance, which does not require permission under the Barnard Road Ordinance.

Peter Vollers stated that the Vermont Transportation Board decision (Town of Barnard v. Vermont Agency of Transportation, TB-455, October 24, 2017) was based upon the simple fact that the historical layout survey which the Town provided for this road segment did not match the road on the ground. For this reason, the Town is pursuing this re-laying out with survey.

Rock Webster noted that during Tropical Storm Irene (2011) this road provided emergency access to some residents in Stockbridge when their regular access on Davis Hill Road washed out. Pieter van Loon responded that select boards have the authority to lay out ROWs in emergency situations, so there is no need for this to be a town highway for it to serve the function of emergency access and that VLT would not object to such emergency access.

Preston Bristow provided letters received from Barnard residents Rob Ramrath and Charles "Chip" Davis, in favor of this road laying out, and from Alice S. Rydjeski, opposed to this road laying out, copies of which are attached and made a part of the record.

Rock Webster stated that the Selectboard wishes to maintain the traditional network of access corridors to the Chateauguay area. Pieter van Loon stated that there is no shortage of class 4 roads in Barnard.

Peter Vollers stated that the law requires the Selectboard to find this laying out to be in "the public good, necessity, and convenience of the inhabitants of the municipality," and "necessity" is defined in statute as "reasonable need" which includes recreation.

Rock Webster stated that Barnard's charter sets aside land for town highways and that compensation may not be required, but this needs to be researched.

Peter Vollers explained that the next step was for the Selectboard to order a survey and to make a report with order regarding laying out of the road within 60 days of the close of this hearing. Those objecting to the report or order can appeal to Superior Court.

Ryan Kilborn asked about compensation. After discussion, the Selectboard agreed that written comments from Meadowsend Timberlands and the Vermont Land Trust regarding compensation or other issues can be received no later than 5:00pm before the Selectboard meeting scheduled on Wednesday, January 10, 2018.

The hearing was closed at 5:10pm.

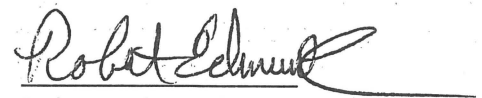
The Selectboard met for deliberation immediately following the hearing, and after deliberation, ordered that a survey of the 0.73-mile portion of road known as Town Highway 90 or Charles French Road, which was removed from the Barnard mileage certificate and town highway map by the Agency of Transportation for insufficient documentation, be conducted. A Notice of Intent to Survey was signed and will be sent to Meadowsend Timberlands Limited Partnership and the Vermont Land Trust via certified mail.

These minutes were prepared by Preston Bristow.

Selectboard:

  
Rock Webster, Chair

\_\_\_\_\_  
Timothy Johnson

  
Robert Edmunds

**NOTICE OF HEARING**

**RE: LAYING OUT A TOWN HIGHWAY IN BARNARD, VERMONT**

Pursuant to the provisions of 19 V.S.A. § 708(a), the Selectboard of the Town of Barnard, on its own motion, hereby gives notice, in accordance with 19 V.S.A. § 709, that the Selectboard of the Town of Barnard, Vermont, will meet at the Town Office in Barnard, a public place in Town, at 3:00 p.m. on December 13, 2017, for a site visit, and then recess to the Town Office for the purpose of receiving testimony and hearing all persons interested in the matter of whether the Town of Barnard shall lay out as a public highway a 0.73-mile portion of road known as Town Highway 90 or Charles French Road, which was removed from the Barnard mileage certificate and town highway map by the Agency of Transportation on July 1, 2015 for insufficient documentation.

The 0.73-mile portion of road to be laid out is visible on the ground and depicted on the official town highway map of mileage as of February 10, 2014, map prepared on October 7, 2014, and is available for review at the Barnard Town Office. The said portion of road is bounded by Meadowsend Timberlands Limited Partnership.


If after examination of the premises and hearing any and all interested persons, the Selectboard judges that the public good, necessity, and convenience of the inhabitants of the Town of Barnard require that said highway be laid out, it will be so ordered. The Selectboard will hear demands of compensation at the same time, if any.

Dated at Barnard, Vermont this 8<sup>th</sup> day of November 2017.


**BARNARD SELECTBOARD:**



Rock Webster, Chair



Timothy Johnson



Robert Edmunds



Meadowland Timberlands Lim. Part.  
Notice of Hearing

Date: January 24, 2018

Preston Bristow:

The following is in response to your January 24, 2018 request for delivery information on your Certified Mail™ item number 70171450000125783984. The delivery record shows that this item was delivered on November 13, 2017 at 11:03 am in NEW LONDON, NH 03257. The scanned image of the recipient information is provided below.

Signature of Recipient :

*Lisa Melanson*

Address of Recipient :

*9166*

Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,  
United States Postal Service



Vermont and Trust  
Notice of Hearing

Date: January 24, 2018

Preston Bristow:

The following is in response to your January 24, 2018 request for delivery information on your Certified Mail™ item number 70171450000125783977. The delivery record shows that this item was delivered on November 13, 2017 at 3:25 pm in MONTPELIER, VT 05602. The scanned image of the recipient information is provided below.

Signature of Recipient :

A handwritten signature in black ink, appearing to be "Preston Bristow", written over a horizontal line.

Address of Recipient :

A handwritten address in black ink, appearing to be "8 Bailey", written below the label.

Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,  
United States Postal Service



move channels from our lineup.

But as the past year has shown, RFD-TV has found new energy, with programs that networks may have overlooked.

"The coolest emails I get now are from people that are watching *Hee Haw* with their 10-year-old or 14-year-old sons and daughters," Gottsch said. "They say, 'It's family viewing again' ... a whole new group of folks are discovering this programming."

In this week's episode of *Majority Minority*, the Emmy Award-winning comedian discusses race relations, the intersection of activism, and some of the criticism that he gave white nationalist Richard Spencer and members of the Klan a platform by interviewing them on his CNN show.

Bell said his comedic mission is to shine a light on what's going on in

figures free television time to spread their views.

"Maybe you don't like how I'm doing this, maybe you don't think I'm funny, but this thing is still happening in America," Bell said. "This is really a part of this country. Whether you like how I approached it or not, you still should reckon with the fact that this is real."

"I feel up, to for my pened, when in Ber took t beauti ito.' ... there.

**330 APARTMENTS UNFURNISHED**

**CANAAN, NH 1BR**  
Join op laundry, no smoking, refs. & Sec. Dep. \$775-\$825 incl heat & hw. 603-523-7332

**HARTLAND, VT- 1BR,**  
nd flr, \$900./mo utils incl. lo pets/smoking. Ref, sec ep req. 802-436-2517

**HILLSIDE COURT**  
Barnet, 2 bdrm, subsidized, rent based on 30% income, no smoking, no pets. Subsidized, with income preference at or below  
2 persons: \$17,550  
3 persons: \$20,420  
4 persons: \$24,600  
EastPoint Properties  
603-262-3809

This institution is an equal opportunity provider and employer.

**RIVERVIEW APTS 1BR**

Bellows Falls VT  
Elderly/Disabled w/income Preference 1 person \$13,800 2 persons \$16,240.  
Rent based on 30% income, utils included  
No parking, no smoking  
EastPoint Properties  
603-262-3809

This Institution is an equal Opportunity provider and employer

**S. ROYALTON, 2BR**

Heat/trash/snow rem. incl., 900/mo., sec./ref. required. NO PETS/NO SMOKING.  
Call 802-763-7248-daytime hrs.

**ALLEY GARDEN APTS**

Newly renovated, 2 BR in l. Lebanon, incl ht., no pets, no smoking, lease & sec req. 503-448-2040 or 603-252-6442

**WINDSOR, VT- 1BR**

\$750/mo, includes electric, sec & ref req. 802-291-0200

**WINDSOR, VT**

Spacious, sunny apt. in quiet neighborhood, w/off st parking, hwdw, s, w/d on premises, some pets allowed, \$880-ht/hw incl. c. dep req. Call 802-674-5804

**5 ROOMS FOR RENT**

**ATTRACTIVE & CLEAN**  
Monthly & wkly rates. Cable TV  
The Crest Motel 802-295-2725

**Airlee Motel & Drive-In**

Daily & wkly rates, AC, micro & fridge, sat. TV.  
802-333-9192

**845 ROOMS FOR RENT**

**IN-TOWN LEBANON**  
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#022755

**WHITE RIVER JCT, VT**

Low daily/wkly rates, cable, effic. rm., tel., free internet, micro., fridge, AC, heat. Shady Lawn Motel, 802-295-7118.

**900 AUTOMOBILES FOR SALE**

**2003 AUDI A4 150000/MI AUDI QUATTRO**

3 litre, winter package, heated seats etc. new brakes and suspension parts. Extra tires, perfect winter car. \$2500  
802-457-9349  
info@ThisIsHillFarm.com

**2007 TOYOTA PRIUS 90K MI SUPER CLEAN**

Good tires, no rust. Maintained by WR Toyota, just VT inspected A-OK. Frequent oil changes.  
Asking \$7,475 802-356-4556  
2davidsbrown@gmail.com

**2008 HYUNDAI ELANTRA 113900/MI RELIABLE, SAFE, SUPER CLEAN CAR**

No rust. No accidents. Lien-free NH title. Very good tires. Set of very good Goodyear Ultragrip Winter snows available. \$3,999  
603-795-2300  
lymelaw@sover.net

**2013 HYUNDAI SUV SANTA FE SPORT AWD**

2.4L, 27K mi, Cabo Bronze, 6 spd., exc. cond., loaded, \$18,500. 802-457-2124

**2015 JEEP GRAND CHEROKEE LIMITED**

30K, Includes 4 studded snow tires, \$22,500. (W) 802-457-1901  
nickferro@gmail.com

**MERCURY SABLE**

2001, loaded w/ leather seats & sunroof, new snow tires, \$1000 OBO. 603-543-1067

**WE BUY USED CARS & JUNK CARS**

For info call 603-448-7674

**901 AUTO PARTS**

**FOR 2004 TOYOTA MATRIX AWD**

4 mntd Pirelli snow tires 205R55-16, used 2 wntrs/5360 mi, wheels, tires in great shape; Complete fact. svc manual; 2 NAPA #1394 oil fltr; 1 cabin air filter; set of 4 OEM splash guards (NIB) misc. other parts \$600 OBO  
603-643-5631  
stubby57a@gmail.com

**INTERIOR PACKAGE FOR 1997 TOYOTA RAV 4, blue in color, no front seats, \$150 for all. 603-448-4617**

**PLASTIC INTERIOR FRONT DOOR PANELS For 2005 Ford Focus. \$80 for the pair. 603-448-4617**

**910 TRUCKS**

**2009 TOYOTA TACOMA access cab, fully loaded, all new brakes, 4 cyl, 5 sp, good on gas, 4WD, runs & drives perfect, needs nothing, \$11000. 603-322-8266 text/call**

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No rust, 6 ft, fits 89-95 \$350. 802-869-2860

**940 BOATS & MOTORS**

**50 HP MERCURY OUTBOARD MOTOR**

\$250.  
603-448-4617

**1000 LEGALS**

**NOTICE OF HEARING**

RE: LAYING OUT A TOWN HIGHWAY IN BARNARD, VERMONT

Pursuant to the provisions of 19 V.S.A. § 708(a), the Selectboard of the Town of Barnard, on its own motion, hereby gives notice, in accordance with 19 V.S.A. § 709, that the Selectboard of the Town of Barnard, Vermont, will meet at the Town Office in Barnard, a public place in Town, at 3:00 p.m. on December 13, 2017, for a site visit, and then recess to the Town Office for the purpose of receiving testimony and hear-

**1000 LEGALS**

ing all persons interested in the matter of whether the Town of Barnard shall lay out as a public highway a 0.73-mile portion of road known as Town Highway 90 or Charles French Road, which was removed from the Barnard mileage certificate and town highway map by the Agency of Transportation on July 1, 2015 for insufficient documentation.

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**1000 LEGALS**

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Dated at Barnard, Vermont this 8th day of November 2017.

BARNARD SELECTBOARD:  
Rock Webster, Timothy Johnson, Robert Edmunds

STATE OF VERMONT

SUPERIOR COURT  
Windsor Unit  
PROBATE DIVISION

**1000 LEGALS**

Docket No. 532-10-1

In re ESTATE of:  
Dale R. Porter

**NOTICE TO CREDITORS**

To the Creditors of D Porter, late of Ascutney mont

I have been appointed administrator of this estate. Creditors having claims against the decedent estate must present claims in writing within (4) months of the first publication of this notice. A claim must be presented to me at the address listed below with a copy sent to the Court. The claim may be barred forever if it is not

**Part-Time Mailroom**  
Early AM hours. Typically 12:30 am - 3 or 4 am, 20-25 hours/week.  
If interested please stop by to fill out an application between 8 am and 5 pm.  
Valley News  
24 Interchange Drive  
West Lebanon, NH  
449460  


**Advance Training**  
Valley's public has an immediate technician to a diesel bus fleet is seeking a technician to job. Ideal candidate diagnosing die troubleshooting fabricating exp offers a comprehensive well-kept mail position will completion of I will be subject testing. Class I will train the confidential cor resume, detailing technical edu ahewes@advar person at 120 Wilder, VT. Adv Opportunity Em

 **the Greens at HANOVER condominiums**  
**Dining Room Server Position**  
The Greens at Hanover seeks an outgoing, energetic individual to assist in serving our midday meal to 29 lively, engaged seniors in a friendly, caring atmosphere.  
The position is part-time, 24-28 hours per week.  
Contact Lauren Young for details at 603-643-5512.  
456645

Valley News 11/30/17

TOTAL STATION RIGHT-OF-WAY SURVEY - PORTION OF  
**CHARLES FRENCH ROAD (T.H. #90)**

CHARLES FRENCH ROAD BARNARD, VT  
 SCALE: 1 INCH = 200 FT. SHEET 1 OF 1

I CERTIFY THAT, TO THE BEST OF MY KNOWLEDGE, THIS SURVEY IS  
 CORRECT BASED UPON PHYSICAL EVIDENCE FOUND. THIS PLAT CONFORMS  
 WITH 27 V.S.A. SEC. 1403.

*Brad M. Ruderman* 2/06/18

BRAD M. RUDERMAN & ASSOCIATES, INC.  
 CIVIL ENGINEERS - LAND SURVEYORS  
 HARTLAND, VERMONT  
 FEBRUARY 6, 2018

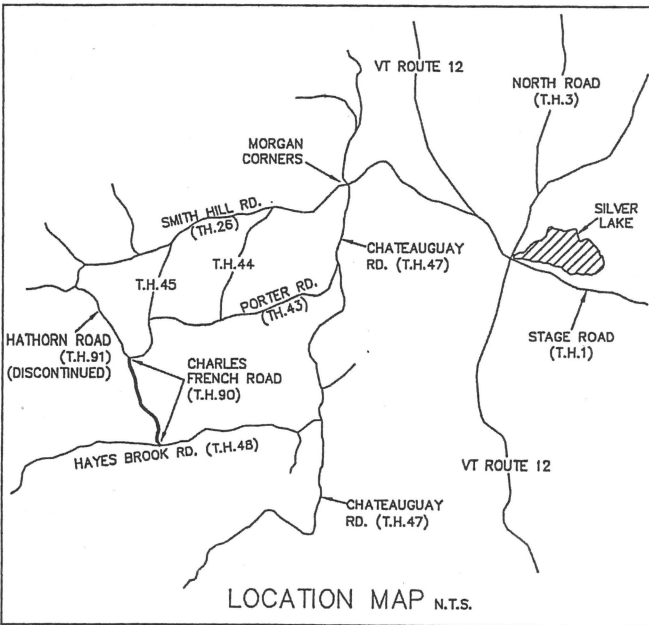


**CURVE TABLE**

CURVE	LENGTH	RADIUS
C1	34.92	109.47
C2	66.38	109.47
C3	159.88	509.03
C4	228.61	187.51
C5	30.55	60.95
C6	24.37	60.95
C7	236.97	336.78
C8	45.59	109.85
C9	205.97	383.96
C10	91.17	244.17
C11	58.74	199.75
C12	64.50	199.75
C13	196.23	468.61
C14	217.76	835.21
C15	10.62	831.13
C16	94.49	831.13
C17	91.91	131.82
C18	59.53	103.50
C19	196.07	617.66
C20	100.05	120.80
C21	86.21	217.36
C22	62.36	217.36
C23	80.37	439.23
C24	89.53	111.13
C25	46.71	66.51
C26	51.45	79.31
C27	7.02	28.44
C28	11.38	28.44
C29	67.02	280.25
C30	60.43	116.16
C31	24.19	375.25
C32	78.85	74.95
C33	25.20	74.95
C34	29.29	25.45
C35	27.38	424.75
C36	34.68	66.66
C37	78.86	329.75
C38	28.91	77.94
C39	21.49	77.94
C40	19.33	29.81
C41	81.47	116.01
C42	49.65	61.63
C43	89.43	488.73
C44	39.86	167.86
C45	74.88	167.86
C46	141.05	170.30
C47	180.36	568.16
C48	88.01	153.00
C49	57.40	82.32
C50	100.22	880.63
C51	11.15	880.63
C52	204.86	785.71
C53	175.50	419.11
C54	80.60	249.25
C55	73.18	249.25
C56	72.69	194.67
C57	232.53	433.46
C58	66.14	159.35
C59	202.14	287.28
C60	45.79	104.45
C61	53.72	104.45
C62	168.26	138.01
C63	175.42	558.53
C64	37.65	59.97
C65	17.84	59.97
C66	65.82	49.50

**LINE TABLE**

LINE	LENGTH	BEARING
L1	249.53	N85°57'50"W
L2	173.79	N18°54'55"E
L3	102.53	N60°51'49"W
L4	69.34	N36°52'16"W
L5	210.00	N12°17'34"W
L6	33.53	N23°22'44"E
L7	53.49	N16°51'39"W
L8	35.39	N20°18'26"E
L9	117.24	N16°44'50"W
L10	95.39	N00°38'26"W
L11	119.05	N04°20'04"W
L12	50.38	S08°13'21"E
L13	119.05	S04°20'04"E
L14	95.39	S00°38'26"E
L15	117.24	S16°44'50"E
L16	35.39	S20°18'26"W
L17	53.49	S16°51'39"E
L18	33.53	S23°22'44"W
L19	210.00	S12°17'34"E
L20	69.34	S36°52'16"E
L21	102.53	S60°51'49"E
L22	173.79	S18°54'55"W
L23	249.53	S85°57'50"E
L24	49.50	S80°13'05"W



**GENERAL NOTES:**

- THIS IS TOTAL STATION SURVEY OF CHARLES FRENCH ROAD (TOWN HIGHWAY No. 90) AS COMMISSIONED BY THE BARNARD TOWN SELECTMEN, PERFORMED IN ACCORDANCE WITH THE RULES OF THE BOARD OF LAND SURVEYORS' STANDARDS FOR THE PRACTICE OF LAND SURVEYING. BEARINGS ARE ORIENTED TO THE VERMONT STATE PLANE COORDINATE SYSTEM AND SERVE ONLY TO DEFINE ANGULAR RELATIONSHIPS BETWEEN COURSES.
- CHARLES FRENCH ROAD IS LAID OUT AS 1.5 RODS (24.75 FEET) EITHER SIDE OF THE CENTERLINE OF THE EXISTING TRAVELED WAY AS IT EXISTS ON THE GROUND.
  - AREA WITHIN THE ROAD R.O.W. LIMITS AS SURVEYED IS 4.68 ACRES± (204,165 S.F.).
  - TOTAL LENGTH ALONG THE CENTERLINE IS 4,124.6 FT. (0.78 MILES).
- HAYES BROOK ROAD (T.H.48) WAS ASSUMED TO BE 3 RODS WIDE (49.5 FEET) BASED ON STATE STATUTE.
- REFERENCE IS MADE TO THE FOLLOWING:
  - VERMONT GENERAL HIGHWAY MAP, TOWN OF BARNARD, PREPARED BY THE VERMONT AGENCY OF TRANSPORTATION, DATED JUNE 18, 2015.
  - VERMONT GENERAL HIGHWAY MAP, TOWN OF BARNARD, PREPARED BY THE VERMONT AGENCY OF TRANSPORTATION, DATED OCTOBER 10, 2013.
- PROPERTY SUBJECT TO AND/OR BENEFITED BY ALL EXISTING EASEMENTS AND RIGHTS-OF-WAY OF RECORD. BURIED STRUCTURES AND/OR UTILITY LINES MAY NOT ALL BE SHOWN.
- EXISTING CULVERT SIZES ARE NOT SHOWN TO SCALE.
- IN ACCORDANCE WITH 19 V.S.A. SECTION 33 PARAGRAPH (e), IT IS THE OPINION OF THE UNDERSIGNED THAT THE RECORD TITLE HOLDER OF THE LAND IS MEADOWSEND TIMBERLAND LIMITED PARTNERSHIP WITH THE EXCEPTION OF AN APPROXIMATE ONE-HALF ACRE PARCEL SURROUNDING THE TULLY-SIMMONS CELLAR HOLE, WHICH IS OWNED BY THE TOWN OF BARNARD THROUGH QUIT-CLAIM DEED RECORDED IN VOLUME 35, PAGE 336, DATED MARCH 24, 1970. THE TOWN OF BARNARD IS PRESUMED TO OWN FEE TITLE TO THE CENTERLINE OF THE ROAD ADJACENT TO ITS PARCEL.

**LEGEND**

- 5/8" IRON REBAR SET (RUDERMAN CAP)
- CALCULATED POINT
- N/F NOW OR FORMERLY
- RIGHT-OF-WAY
- - - CENTERLINE OF TRAVELED WAY

