

# CERTIFICATE OF HIGHWAY MILEAGE FOR YEAR ENDING FEB. 10, 1990

Fill out the certificate, file a copy with the Town Clerk, and mail original to  
Vt. Agency of Transportation, Planning Division before February 10, 1990 .

▶ IF NO CHANGES IN MILEAGE, OMIT PART I, CHECK BOX IN PART II, AND SIGN PART III. ◀

## PART I

DISTRICT 3

We, the Selectmen/Trustees/Aldermen of Plymouth, Windsor County  
on an oath state that the mileage of highways, according to Title 19, V. S. A. , Sec. # 305,  
added 1985, is as follows:

	TOWN HIGHWAYS				STATE HIGHWAYS	TOTAL EXCLUDING CLASS 4
	CLASS 1	CLASS 2	CLASS 3	CLASS 4		
PREVIOUS MILEAGE AS SHOWN FEBRUARY 10, 1989	0.000	3.720	37.420	13.030	14.488	55.628
MILEAGE ADDED SINCE FEBRUARY 10, 1989 EXPLAIN UNDER (1) BELOW			0.130			0.130
SUB TOTAL						
MILEAGE SUBTRACTED SINCE FEBRUARY 10, 1989 EXPLAIN UNDER (2) AND (3)			0.080			0.080
TOTAL HIGHWAY MILEAGE FEB. 10, 1990	0.000	3.720	37.470	13.030	14.488	55.678
SCENIC HIGHWAY MILEAGE (19 VSA 2502)						

**DURING THE PAST YEAR THE FOLLOWING CHANGES HAVE OCCURRED.**

(1) NEW HIGHWAYS: We hereby certify that the following new highways, as substantiated by the attached  
"Selectmen's Certificate of Completion" have been added.

heading off from T.H. 5 for a distance of approximately 715 feet.  
0.130 mi. Class 3

(2) DISCONTINUED: We hereby certify that the following highways have been discontinued according to statute  
and are substantiated by the attached copy of the proceedings.

T.H. 33 0.080 mi. Class 3

(3) RECLASSIFIED/REMEASURED: We hereby certify that the following highways have been reclassified/remeasured  
and are substantiated by the attached copy of the proceedings.

~~T.H. 4 changed from Class 4 to Class 3 as this was the shortest route,  
also the cheapest.~~

(4) SCENIC HIGHWAYS: We hereby certify that the following highways have been designated or discontinued  
as "Town Scenic Highways", and are substantiated by the attached copy of the proceedings.

## PART II CHECK BOX IF NO CHANGES IN MILEAGES.

### PART III

SELECTMEN/ALDERMEN/TRUSTEES  
SIGNATURES

*Joseph J. Jacks*  
*Donald K. Martin*  
*Phillip B. Martin*

Town/City/Village/CLERK SIGNATURE: X

*Phillip B. Martin*

attests  
that this record of highway mileage was filed and recorded on Feb. 20, 1990.

Approved: Wilson K. Wheatley III  
Representative, Agency of Transportation

3-9-90  
Date

Note: Applicable section of Vermont Statutes is printed on reverse side.

**Title 19, V. S. A. Section 305**  
**Added 1985**

**SEC. 305. MEASUREMENT OF HIGHWAYS**

(a) A representative of the agency in the presence of the selectmen or their designee shall measure and inspect the class 1, 2 and 3 town highways in each town at least once every ten years. The agency shall notify the town when any highway, or portion of a highway, does not meet the standards for its assigned class. If the town fails, within one year, to restore the highway or portion of the highway to the accepted standard, or to reclassify, or to discontinue, or develop an acceptable schedule for restoring to the accepted standards, the agency for purposes of apportionment under section 306 of this title shall deduct the affected mileage from that assigned to the town for the particular class of the road in question.

(b) Annually, on or before February 10, the selectmen shall, after review by a representative of the agency, file with the town clerk a sworn statement of the description and measurements of all class 1, 2 and 3 town highways, then in existence, including any special designation such as a throughway or scenic highway. When class 1, 2 or 3 town highways are accepted, discontinued, or reclassified, a copy of the proceedings shall be filed in the town clerk's office and a copy shall be forwarded to the agency.

(c) The agency shall not accept any change in mileage until the records required to be filed in the town clerk's office by this section are received by the agency.

(d) The selectmen of any town who are aggrieved by a finding of the agency concerning the measurement, description or classification of a town highway may appeal to the board by filing a notice of appeal with the executive secretary of the board.

**Title 19, V. S. A. Section 2502**  
**Added 1985**

**Sec. 2502. TOWN SCENIC ROADS; DESIGNATION AND DISCONTINUANCE**

(a) On recommendation of the planning commission of a municipality, or on the initiative of the legislative body of a municipality, a legislative body may, after one public hearing warned for the purpose, designate or discontinue any town highway or portion of a town highway as a town scenic highway. Such action by the legislative body may be petitioned by the registered voters of the municipality pursuant to the provisions of section 1973 of Title 24.

(b) A town scenic road may be reconstructed or improved in a manner consistent with the standards established by the transportation board, pursuant to section 425 of Title 10. A class 1, 2 or 3 scenic highway shall still be eligible to receive aid pursuant to the provisions of this title.

(c) The legislative body of a municipality may appeal for a variance from standards promulgated by the transportation board. In these appeals the board's decision shall be final.

RETURN TO: VERMONT AGENCY OF TRANSPORTATION  
DEPARTMENT OF PLANNING AND PRECONSTRUCTION  
PLANNING DIVISION  
133 STATE STREET  
MONTPELIER, VERMONT 05602



CERTIFICATE OF COMPLETION AND OPENING  
OF A HIGHWAY FOR PUBLIC TRAVEL

1990  
T-64

Phyllis Martin, Town Clerk of the Town  
of Plymouth, Vermont.

Pursuant to Title 19, V.S.A., Section 15, as amended 1973, this is to certify that the following described section of Class 3 Highway in the Town of Plymouth was COMPLETED AND OPEN FOR PUBLIC TRAVEL on September 26, 1990.

DESCRIPTION OF RIGHT-OF-WAY: Beginning at an iron pipe located on the northerly edge of the right-of-way of town Highway No. 5, which point and place of beginning is at the end of a stone wall in the westerly boundary of said parcel; thence North 01° 24' East 155.5 feet continuing along the course of said stone wall to a boundary point; thence North 08° 01' East 374.0 feet partially along the course of said stone wall to an iron pin; thence North 09° 58' East 184.6 feet to an iron pin, thence South 80° 02' East 100 feet to an iron pin; thence South 09° 58' West 100 feet to an iron pin; thence West 83.8 feet to a boundary point; thence South 08° 01' West 370.2 feet to a boundary point; thence South 01° 24' West 149.7 feet to an iron pin located on the northerly edge of the right-of-way of Town Highway No. 5; thence and as shown on a Highway Map of the \_\_\_\_\_ of \_\_\_\_\_, dated \_\_\_\_\_, 19\_\_\_\_, and filed in Book \_\_\_\_\_ on page \_\_\_\_\_ of the Records of the \_\_\_\_\_ of \_\_\_\_\_ by the \_\_\_\_\_ Clerk of said \_\_\_\_\_ incorporated herein by reference and attested to on said map by said \_\_\_\_\_ Clerk.

Dated at \_\_\_\_\_, County of \_\_\_\_\_ and State of Vermont, this \_\_\_\_\_ day of \_\_\_\_\_, A.D., 19\_\_\_\_.

Southwesterly along the northerly edge of the right-of-way of Town Highway No. 5 a distance of 51 feet, more or less (Tie Line: South 87° 59' West 50.1 feet).

John S. Locke  
Donald K. Monte  
[Signature]

BOARD  
OF  
SELECTMEN  
ALDERMEN  
TRUSTEES

and the MAYOR of the City of \_\_\_\_\_.

\*\*\*\*\*

Plymouth, VERMONT  
February 20, 1990.

THE ABOVE IS A TRUE COPY OF THE DESCRIPTION OF CLASS 3 HIGHWAY COMPLETED AND OPENED FOR PUBLIC TRAVEL, RECORDED IN BOOK 58 ON PAGE 297 OF THE Land RECORDS OF THE Town OF Plymouth ON THE 22<sup>nd</sup> DAY OF May, 1989, AT 6:15 O' CLOCK, P.M.

ATTEST: Phyllis B. Martin  
Town CLERK OF Plymouth, VERMONT

69.38

WARRANTY DEED  
OF  
HIGHWAY DEDICATION

KNOW ALL PERSONS BY THESE PRESENTS that SAILER CONSTRUCTION, INC., formerly SAILER BROTHERS CONSTRUCTION, INC., a Vermont corporation with its principal place of business in Plymouth, in the County of Windsor and State of Vermont, in the consideration of One (\$1.00) Dollar and other good and valuable considerations paid to its full satisfaction by the TOWN OF PLYMOUTH, a municipal corporation located in the County of Windsor and State of Vermont, Grantee, by these presents does freely GIVE, GRANT, SELL, CONVEY, and CONFIRM unto the said Grantee, the TOWN OF PLYMOUTH, and its successors and assigns forever, a certain parcel of land in Plymouth, in the County of Windsor, and State of Vermont, described as follows, viz:

It being a parcel of land for highway purposes fifty feet in width extending in a northerly direction from Town Highway No. 5 a distance of approximately 715 feet to Parcels No. 2, No. 3, and No. 4 depicted on a survey dated December 23, 1986, revised May 24, 1988 and June 3, 1988, prepared by Michael Engineering Company of Plymouth, Vermont, entitled "Division of Lands of Sailer Brothers Corporation", Proj. No. 86-85, a mylar thereof recorded September 20, 1988 in Map Book 2 at Page 45 of the Plymouth Book of Maps. The parcel of land herein conveyed and dedicated for highway purposes is described from the above referenced survey as follows:

Beginning at an iron pipe located on the northerly edge of the right-of-way of Town Highway No. 5, which point and place of beginning is at the end of a stone wall in the westerly boundary of said parcel; thence North 01° 24' East 155.5 feet continuing along the course of said stone wall to a boundary point; thence North 08° 01' East 374.0 feet partially along the course of said stone wall to an iron pin; thence North 09° 58' East 184.6 feet to an iron pin; thence South 80° 02' East 100 feet to an iron pin; thence South 09° 58' West 100 feet to an iron pin; thence North 80° 02' West 50 feet to an iron pin; thence South 09° 58' West 83.8 feet to a boundary point; thence South 08° 01' West 370.2 feet to a boundary point; thence South 01° 24' West 149.7 feet to an iron pin located on the northerly edge of the right-of-way of Town Highway No. 5; thence Southwesterly along the northerly edge of the right-of-way of Town Highway No. 5 a distance of 51 feet, more or less (Tie Line: South 87° 59' West 50.1 feet).

Meaning hereby to convey all of the remaining lands and premises conveyed to Sailer Brothers Construction, Inc. (now Sailer Construction, Inc.), by James S. Abatiell and John P.

BOURDON & CULLEN  
ATTORNEYS AT LAW  
24 HILL STREET  
WINDSOR, VT  
05791

Ryan by Warranty Deed dated October 26, 1987, recorded in Book 54 at Pages 311-314 of the Plymouth Land Records, and by Roger B. Bresnahan, Executor of the Estate of Francis D. Bresnahan, by Executor's Deed dated November 9, 1987, recorded in Book 54 at Pages 317-319 of the Plymouth Land Records, to which deeds and the records of deeds and surveys therein mentioned, as revised, reference may be had for further particulars of description of the strip of land conveyed hereby.

TO HAVE AND TO HOLD said granted premises, with all the privileges and appurtenances thereof, to the said Grantee, THE TOWN OF PLYMOUTH, and its successors and assigns, to their own use and behoof forever; and the said Grantor, SAILER CONSTRUCTION, INC., for itself and its successors and assigns, does covenant with the said Grantee, THE TOWN OF PLYMOUTH, and its successors and assigns, that until the ensealing of these presents it is the sole owner of the premises, and has good right and title to convey the same in manner aforesaid, that they are FREE FROM EVERY ENCUMBRANCE, except as herein stated, and SAILER CONSTRUCTION, INC., does hereby engage to WARRANT and DEFEND the same against all lawful claims whatever, except as herein stated.

IN WITNESS WHEREOF, I, JOHN S. SAILER, duly authorized agent for SAILER CONSTRUCTION, INC., hereunto set my hand and seal this 22 day of May, 1989.

IN PRESENCE OF:

SAILER CONSTRUCTION, INC.

Phyllis B. Martin  
Kimberly D. York  
Witnesses

By: John S. Sailer  
John S. Sailer, President and  
Duly Authorized Agent

STATE OF VERMONT )  
COUNTY OF WINDSOR ) SS. At Plymouth, this 22<sup>nd</sup> day of May,  
1989, JOHN S. SAILER, duly authorized agent for SAILER  
CONSTRUCTION, INC., personally appeared, and he acknowledged  
this instrument by him sealed and subscribed to be his free act  
and deed, and the free act and deed of SAILER CONSTRUCTION, INC.

Before me, Phyllis B. Martin  
Notary Public

24 p. 2/10/91

BOURDON & COLLEN  
ATTORNEYS AT LAW  
24 ELM STREET  
WINDSOR VT

CERTIFICATE OF ACCEPTANCE

Pursuant to 9 V.S.A., Chapter 7, the Town of Plymouth, a municipal corporation, through its Selectmen, accepts the within described highway as a completed roadway constructed in accordance with the highway specifications for the Town of Plymouth, and certifies that said highway is completed and open for the use of the public.

Certified and accepted by the Town of Plymouth, a municipal corporation, through its Selectmen, this 22 day of May, 1989.

TOWN OF PLYMOUTH

By: John S. Sailer  
John S. Sailer, Selectman

By: Ralph J. Michael  
Ralph J. Michael, Selectman

By: Donald K. Martin  
Donald K. Martin, Selectman

overnight Priority Transfer Tax  
32 V.S.A. Chap. 231  
-ACKNOWLEDGMENT-  
Return Rec'd.-Tax Paid-Board of Health Cert. Rec'd.-  
Vt. Land Use & Development Plans Act Cert. Rec'd.  
Return No.  
Signed Kimberly A. Cole  
Date 5-22-1989

BOURDON & CULLEN  
ATTORNEYS AT LAW  
44 ELM STREET  
ACADSTOCK VT  
US951

at 6:15P.M.  
Plymouth Town Clerk's Office May 22, A.D. 1989 recieved for record  
a Warranty Deed of which the foregoing is a true copy.

Attest: Kimberly A. Cole Asst. Clerk

STATE OF VERMONT )  
COUNTY OF WINDSOR )  
TOWN OF PLYMOUTH )

REPORT OF DISCONTINUANCE OF TOWN HIGHWAY

We, the Selectmen of the Town of Plymouth, on January 29, 1990 at 7:00 P.M. did hold a properly warned Hearing, pursuant to Chapter 7, Title 19, VSA, to listen to interested parties on the discontinuance of 0.08 mile of T.H. 53, leading from T. H. 8 (Hale Hollow Rd.) to residence of Jeffrey Davies.

No one attended this hearing, and one letter was received. We, the selectmen of Plymouth decided to discontinue 0.08 mile of T. H. 53, leading off T. H. 8.

Whereupon, it is ordered by the Selectmen that the said portion of highway be discontinued and that same shall hereby revert to the landowners abutting thereto.

Done at Plymouth in said County this 20<sup>th</sup> day of February, 1990.

In presence of:

Phyllis B. Martin  
Jason Blanchard

John S. Sailer  
Donald K. Martin  
Ralph J. Michael  
Selectmen, Town of Plymouth

STATE OF VERMONT )  
                          ss  
COUNTY OF WINDSOR)

At Plymouth, this 20<sup>th</sup> day of  
February A.D. 1990

John S. Sailer, Donald K. Martin, Ralph J. Michael  
Selectmen of the town of Plymouth

personally appeared, and they acknowledged this instrument, by them sealed and subscribed, to be their free act and deed and the free act and deed of the town of Plymouth.

Before me,

Phyllis B. Martin  
Notary Public

The Selectmen did not have a hearing (an oversight) so will have to warn for one at a later date, and put this on next year.



STATE OF VERMONT  
AGENCY OF TRANSPORTATION  
133 State Street, Administration Building  
Montpelier, Vermont 05602  
PLANNING DIVISION



February 22, 1990

Dear Plymouth Town Clerk:

Your Mileage Certificate is being returned/or further information is being requested due to the checked items:

I.  SIGNATURE: Selectmen/Aldermen/Trustees RETURN CERTIFICATION.

II.  SIGNATURE: Town/City/Village Clerk RETURN CERTIFICATION.

III.  SUPPORTING DOCUMENTATION is needed for:

(#1. NEW ROAD FORM, #2-5. MINUTES OF MEETING - must be positive wording, exact location, and signed.)

1.  We hereby certify that the following new highways, as substantiated by the attached "Selectmen's Certificate of Completion" have been added. New Road Form attached.
2.  We hereby certify that the following highways have been discontinued according to statute and are substantiated by the attached Copy of the Proceedings.
3.  We hereby certify that the following highways have been reclassified/remeasured and are substantiated by the attached Copy of the Proceedings. T.H.4!
4.  We hereby certify that the following highways have been designated or discontinued as "Town Scenic Highways", and are substantiated by the attached Copy of the Proceedings.

IV.  MISCELLANEOUS PROBLEMS/MEMOS

*Documentation for other changes Very well done.*

If you have any questions, please feel free to call Mr. Edward J. Chabot, Business Manager, at 828-2671.

Please return the needed information as soon as possible in the enclosed envelope.

Sincerely,

Wilson K. Wheatley, III, P.E.  
Planning Engineer

*Edward J. Chabot*

BY: Edward J. Chabot  
Business Manager

Enc.

WKW/EJC/dl

Plymouth, Windsor County, District 3