

Land Transfer - Clarendon

March 25, 2003

[Transfer of Land from Agency of Transportation to Agency of Natural Resources in Clarendon]

WHEREAS, certain land hereinafter described and located in the Town of Clarendon, County of Rutland, and State of Vermont, is presently under the jurisdiction and control of the State of Vermont Agency of Transportation; and

WHEREAS, the Agency of Transportation desires to transfer to the Agency of Natural Resources certain land no longer needed for transportation purposes; and

WHEREAS, the Agency of Natural Resources has requested this land be transferred to it in order to provide a parking area and pedestrian path to access the swimming area in the "Lower Clarendon Gorge."

NOW THEREFORE, I, James H. Douglas, by the power vested in me as Governor of Vermont, do hereby transfer and set over to the Agency of Natural Resources, Department of Forests, Parks and Recreation, land of the Agency of Transportation, located in the Town of Clarendon and being more particularly described as follows:

Being part of the same land and premises acquired by the State of Vermont as part of the original US Route 7 which came into the State Highway System on April 1, 1931 and part of the segment of State Highway discontinued in accordance with 19 V.S.A. Sections 10 (14) and 771; such discontinuance is dated August 19, 2002 and is recorded in Book 108, Pages 119-126 of the Land Records of the Town of Clarendon, being further described as follows, viz:

Beginning at a point in the centerline of the former U.S. Route 7 located on the east side of the present U.S. Route 7 constructed as Highway Project Wallingford-Clarendon AP 019-2 (2), said point being located in the westerly property line of land now or formerly owned by James H. Byrne;

thence continuing in the above referenced centerline and property line the following courses and distances:

S 05° 45" W 113.3 feet;

S 11° 18" 45' W 393.6 feet;

S 13° 10" 50' W 264.3 feet;

S 26° 17" 20' W 182.2 feet;

S 28° 06" 20' W 218.2 feet.

The above centerline is as shown on a survey plat dated September 2001 prepared by Tinker Surveys entitled, "Survey of Lands of James H. Byrne, Mill River Lower Gorge Area," filed on January 15, 2002 in the office of the Town Clerk of the Town of Clarendon.

The land being conveyed is located between the above centerline and a line located 24.75 feet westerly from and parallel to the centerline.

This transfer is subject to conditions stated in the Memorandum of Agreement between the Agency of Transportation and the Agency of Natural Resources, dated March 19, 2003.

Witness my name hereunto subscribed and the Great Seal of the State of Vermont hereunto affixed at Montpelier, this 6th day of May, 2003.

James H. Douglas, Governor

By the Governor:

Neale F. Lunderville, Secretary of Civil and Military Affairs