

Land Transfer - Otter Creek

June 12, 2003

[Transfer of part of Middlebury garage property, located along the Otter Creek, from the Agency of Transportation to the Agency of Natural Resources]

WHEREAS, certain state-owned land (the "Property") located in the Town of Middlebury, County of Addison and State of Vermont, described more particularly below, presently is under the jurisdiction and control of the Agency of Transportation; and

WHEREAS, the Agency of Transportation has determined the Property to be surplus to its needs; and

WHEREAS, the Agency of Natural Resources, Department of Fish and Wildlife desires to obtain jurisdiction and control of the Property for the purposes of habitat protection, wildlife management and perpetual conservation of wetland habitat;

NOW, THEREFORE, BE IT RESOLVED THAT I, James H. Douglas, by the power vested in me as Governor of Vermont, do hereby transfer and set over from the Agency of Transportation to the Agency of Natural Resources, Department of Fish and Wildlife, for the above purposes, jurisdiction and control of the following state-owned land:

Being part of the same land and premises conveyed to the State of Vermont by Charles F. Rogers by his Warranty Deed dated October 30, 1939, which is recorded in the land records of the Town of Middlebury at Book 46, Page 574, having been received for record on November 10, 1939. The part to be transferred is more particularly described as follows:

Being a strip of land that lies between the public highway known as Otter Creek Road (Town Highway #19) and the Otter Creek. This strip of land is believed to contain about six-tenths of an acre, more or less.

In aid of the above description, reference may be had to a survey entitled, in part, as follows:

CHARLES F. ROGERS

ELDRIDGE LOT IN MIDDLEBURY

TO

STATE OF VERMONT

Scale: 1" = 50'

A copy of this survey is on file in the property records of VTrans' Division of Operations, located in Montpelier, Vermont.

The remaining portion of the former Rogers property, located easterly of Otter Creek Road (Town Highway #19) shall remain under the jurisdiction and control of the Agency of Transportation.

This executive order shall take effect upon execution.

Witness my name hereunto subscribed and the Great Seal of the State of Vermont hereunto affixed at Montpelier, this 12th day of June, 2003.

James H. Douglas, Governor

By the Governor:

Neale F. Lunderville, Secretary of Civil and Military Affairs

Executive Order No. 09-03