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Robbo Holleran Forester

211 Green Mountain Tpk Chester, VT 05143 (802) 875-3021 Fax: 8
Providing a complete forest management service since 1982

David L. Grayck, Esq.
Cheney Saudek & Grayck, PC
159 State Street
Montpelier, VT 05602

May 9, 2013

Re: Plum Creek, Clough Brook North unit.

Dear Mr. Grayck,

This letter supplements my letter of September 15, 2011. In my Sept 15 letter, I referenced the map (**Exhibit 8**) which "splits out the area proposed for an overstory removal (OSR) versus a shelterwood" for stand 43. This letter addresses Plum Creek's compliance with the prescription for stand 43 based on the assumption that the map's intra-stand treatments are part of the prescription on UVA Form 2, Page 2.

As I explain below, Plum Creek complies with the prescription for stand 43 even if the referenced Exhibit 8 map depicts the intra-stand location of silviculture treatments:

1. Before harvest (Form 2 page1), the stand had AGS well below the C-line. (The minimum of AGS to make the stand worth managing.) Regenerating the stand is appropriate.
2. The management prescription (Form 2 page 2) calls for 30-40% of the stand as Overstory Removal (OSR – Residual BA zero for this portion) and 60-70% Shelterwood, with Gaps (2SS – Residual BA 60 average for this portion)
3. These are all Even –Aged management prescriptions with the overall goal of regenerating a new stand of seedlings and saplings, across the stand.
4. 40% is allowed to be OSR. 40% times 115 stand acres equals 46 OSR acres.
5. Exhibit 8 shows an "overstory box" of approximately 27 acres.
6. This area was harvested with a combination of OSR, 2SS and Gaps, and residual/riparian areas as required by the prescription for stand 43.
7. An additional 19 acres of OSR is authorized by the approved prescription. The remainder is required to be 2SS or Gaps. OSR can be conducted outside of the "box" if regeneration is adequate.
8. Areas not meeting the requirement for OSR (adequate regeneration and overstory decline) might include regeneration gaps, low or high density shelterwood, or riparian zones. This portion of the stand should have an overall BA of 60 ft².
9. Our review of the alleged "cut contrary" portion of stand 43 (about 1 plot per 1.1 acres) shows:
 - OSR and gaps (Resid BA 0-10) 7 plots ~8 acres

Low Density 2SS (Resid BA 20-40) 13 plots ~15 acres
High Density 2SS (Resid BA 50-70) 8 plots ~9 acres
Retention/Riparian areas (Resid BA 80+) 7 plots ~8 acres

10. The variability of the stand required implementation of OSR, 2SS, or gaps, on small scale patches across the stand. Each of these plots complies with one of the options of the approved prescription.
11. Measured across the stand, even counting the entire "OSR box" as OSR, gives compliant ratios of OSR and 2SS with gaps for stand 43, along with stand total BA.
12. Further, the regeneration is abundant. I found 12,900 seedlings and saplings per acre after three growing seasons. 1804 of these are balsam fir and 536 are red spruce.
13. While most of the alleged "cut contrary" portion of stand 43 should be considered 2SS, it meets any regeneration requirement. My observation was that virtually all of the red spruce was over 3 years old, and is pre-existing to the harvest. Some of it is small, and might have been overlooked. Some of it is 3-20 feet tall. More than 350 red spruce were found per acre on the entire alleged "cut contrary" portion.
14. 30-40% OSR (Residual BA zero) and 60-70% 2SS with Gaps (Resid BA 60) requires an overall stand residual BA of 36-42. Total stand residual BA is excessive for this prescription (73.5 BA, Table 1, Sept 15 Holleran report).
15. The overall goal of the approved prescription was to regenerate an even aged mixedwood stand with new seedlings and released seedling/saplings with a mixture of moderate and complete removals. This overall goal has been clearly met, with the exception of allowable uncut reserve and riparian areas.
16. Mr. Langlais reported residual BA of 23, with 112 overstory trees per acre. He also reported 25% of his mil-acre (1/1000) acre regeneration plots stocked directly after harvest.
17. 25% milacre plots stocked implies 250 trees per acre. Adding the 112 overstory trees gives 362 trees per acre, directly after the harvest, for the entire "cut contrary" portion. This exceeds the 350 trees per acre minimum requirement, even without 3 years of regeneration growth.
18. Only a portion of the alleged "cut contrary" area would be OSR, requiring existing understory. Shelterwood portions and gaps are not required to have existing regeneration.
19. Mr. Langlais reported residual basal area plots (about 1 plot per acre) as follows:
 - OSR and gaps (Resid BA 0-10) 17 plots ~17 acres
 - Low Density 2SS (Resid BA 20-40) 17 plots ~17 acres
 - High Density 2SS (Resid BA 50-70) 3 plots ~3 acres
 - Retention/Riparian areas (Resid BA 80+) 2 plots ~2 acres
20. Mr. Langlais data confirms that the alleged "cut contrary" portion of stand 43 also includes OSR, 2SS and Gaps as required in the approved prescription.
21. Regeneration is not required directly after harvest for 2SS or Gaps, but is more than adequate today, as required by the 2006 Program Manual at p. 29 ("For newly-regenerated stands, the successful establishment of acceptable species must be not less than 350 stems per acre well distributed throughout the stand three

years after the regeneration cut is made or for initial eligibility (350 stems/acre equals an average spacing of 11’’).

22. Using either Mr. Langlais data or my own, and counting the entire “Overstory Removal box” as OSR, Stand 43 clearly meets the authorized prescription for ratios of OSR and 2SS with Gaps, total residual basal area, and successful regeneration of even aged mixedwoods, as measured on each acre, or across the stand.

Respectfully submitted,

Robbo Holleran



State of Vermont
 Department of Forests, Parks & Recreation
 100 Mineral Street, Suite 304
 Springfield, VT 05156-3168
 www.vtfpr.org

[phone] 802-885-8855
 [fax] 802-885-8890
 [tdd] 800-253-0191

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sources
 -8823
 e.vt.us

Andrew Hall
 Newhall Farm inc.
 P.O. Box 128
 Reading, VT 05062

Dear Mr. Hall,

I was in Reading the other day and noticed the woods work that has been happening on your property that is enrolled in the Use Value Appraisal (UVA) program.

There has recently been work done in your forest that is out of compliance with the UVA program standards. The area of concern is from the log home east of Tattle Street extending west up the side of the Tyson Reading Road and to the field that abuts the east side of Tattle Street. It looks like the overstory trees were thinned and the understory completely removed, graded, and seeded to grass. This is a type of woodscaping and does not meet the goals of the UVA program in which growing repeated forest products is a primary objective.

Using computer map acreage estimates the total area affected is 7 acres (not counting 2 acres excluded from the program around the log home that was also treated in the same manner). Responsibility for conforming to the UVA program lies with you the landowner. To remain in compliance with program standards, please remove this acreage from the Use Value Appraisal Program before July 22, 2010. Otherwise, your entire property could be removed from the UVA program for a minimum of five years, you could be assessed a Land Use Change Tax on the area "cut contrary" to your forest management plan (in this case the cutting complied but not the grading and seeding), your property would return to its full assessed value for tax purposes and the lien would remain on the previously enrolled acres not harvested contrary to the plan.

Since the goal of the UVA program is to promote sustainable forest management activities on enrolled land, we can offer you the opportunity to mitigate the current situation and have your parcel remain eligible for enrollment in the UVA program.

Please feel free to contact me if you have any questions or concerns.

Sincerely, *Sam Schneski*

Sam Schneski
 County Forester
 Windham, Windsor, and Southern Bennington Counties

Cc: Scott Miller, Manager Newhall Farm
 Cc: Robbo Holleran, Consulting forester
 Cc: Jay Maciejowski, Forestry District Manager: Vermont Forests, Parks and Recreation



RECEIVED

JUL 16 2010



VERMONT
DEPARTMENT OF TAXES
MONTPELIER, VT 05633-1401

NOTICE OF DEVELOPMENT OR DISCONTINUANCE FROM
LAND USE VALUE APPRAISAL PROGRAM

PLEASE READ INSTRUCTIONS ON BACK
PLEASE PRESS HARD WHEN WRITING

SECTION A To be completed by Landowner or Director of PVR		Parcel Identification No. Newhall 81 #3065	TOWN: READING, VT
Name of Landowner NEWHALL FARM LTD. c/o SCOTT MILLER		Date of original use value appraisal approval 1999?	
Street, P. O. Box or RFD P.O. BOX 128		Date of development or discontinuance 7/2010	
City READING	State VT	Phone 802-484-7677	Zip Code 05062

Check appropriate boxes; and explain reasons for withdrawal or disqualification below.

- Voluntary withdrawal from appraisal program
- Disqualified but no development
- Withdrawal due to development
- Full parcel of land withdrawn
- Portion of parcel withdrawn (please describe)

Maps: If a portion of the land is being withdrawn, you must submit 3 copies of maps and map charts of the entire parcel delineating the revised enrolled and excluded acreage drawn to the orthophoto mapping standards.

Description: 14 ACRES ADJACENT TO TYSON ROAD AS SHOWN ON MAP

~~AND 10 ACRES AND 3 ACRES PORTIONS AS SHOWN ON MAP~~

Reason for withdrawal: LANDSCAPE FORESTRY APPLIED IN VARIANCE WITH USE VALUE STANDARDS

Number of acres withdrawn 14 ~~15.00~~ ~~30.00~~

Number of acres developed 0 14

Scott Miller
Signature of Landowner
7/12/10
Date

Signature of Landowner
Date

Mail all copies of completed form and maps to : Property Valuation & Review Division
Department of Taxes, P.O. Box 1577, Montpelier, VT 05601-1577

SECTION B	To be completed by PROPERTY VALUATION & REVIEW DIVISION
DATE OF DEVELOPMENT OR DISCONTINUANCE	7/2010
DATE OF ORIGINAL USE VALUE APPRAISAL APPROVAL	1999?
DATE OF DEVELOPMENT OR DISCONTINUANCE	7/2010

PROPERTY VALUATION & REVIEW COPY
WHITE

VERMONT

COPY
FOR YOUR RECORDS

4G OFFICIALS COPY
PINK

LANDOWNER COPY
GOLDENROD

Schneski, Sam

From: Robbo Holleran [robbo@vermontel.net]
Sent: Thursday, July 08, 2010 2:08 PM
To: Schneski, Sam
Subject: RE: New Hall Farm

Sam,

Thanks for getting back to me. I totally agree that the area around the cabin is beyond forestry. I was not involved in any of that, and when they called me I warned them that it was likely not to be eligible (there is my disclaimer...) They got started and liked it, so they kept going. That is probably 7 acres, including the two excluded acres, depending on how far back we should go.

The piney area along the road is stocked with AGS, they took out the junk and the junky understory: beech and striped maple mostly, some poplar. Since the area is well stocked (above the B-line) I would argue that the understory is irrelevant until it reached rotation age or time for the next harvest. If your argument is "stumping is verboten", then I understand. This would add another 6 acres or so.

On the low side of the road, that was a muddy mess from previous logging, and they went in and smoothed up the ruts, and seeded the disturbed areas. That was not stumped and will be allowed to regenerate, so I don't think this is a violation.

If you could send or fax (875-2337) a map, that will be some help so I can see what you are looking at. I came up with quite a bit more acres, so that might be a shock to the landowner. I will process the paperwork and new maps. There are no other areas like that, that I know of. They have brush-sawed the understory in part of the sugarbush, but I think that is acceptable practice. No stumping...

What are the acceptable ways of dealing with junk understories? Invasive shrubs? What if someone does not want to use herbicides? If it is done mechanically and there is disturbed ground, is seeding with conservation mix preferred or acceptable? These are fair questions, so I hope you can toss them around with the bosses and get back to me. There are a lot of different ways to manage forests, and you and I do not have all the answers (yet... :o)) And I know that you got a complaint that you have to respond to. Some people think ugly is bad; now pretty is bad too?

Robbo

From: Schneski, Sam [mailto:Sam.Schneski@state.vt.us]
Sent: Thursday, July 08, 2010 1:24 PM
To: 'Robbo Holleran'
Cc: Maciejowski, Jay; Anderson, Ginger
Subject: RE: New Hall Farm

Hi Robbo,
I just tried your phone and it was busy so figured I would try e-mail.

Jay Maciejowski and Ginger Anderson were actually in the Reading area the other day and stopped to look at the Newhall Farm seeded grass in woods situation. They both agreed that it was not consistent with management of forests in the Use Value Appraisal program. They also noticed the seeding in of the understory in stand 11 on the south side of the road. They agree with my request in the letter that I sent to you and the Newhall Farm folks that these areas need to be removed from the program.

I could give you a map with my estimate but it might not be as accurate as you could get by GPSing it so I'll leave that up to you. I would also like to know if this has happened on any other enrolled forestland on that parcel. If the answer is yes, those portions will have to be removed as well.

Thanks,
Sam

Sam Schneski
County Forester,
Windham, Windsor, and Southern Bennington Counties
100 Mineral Street, Suite 304
Springfield, VT 05156
www.vtffpr.org
(802) 885-8823

From: Robbo Holleran [mailto:robbo@vermontel.net]
Sent: Tuesday, July 06, 2010 12:59 PM
To: Schneski, Sam
Subject: RE: New Hall Farm

Sam, I will be around on-and-off this week so I hope to have at least a phone conversation. Best time to reach me is 8 a.m. If you can fax me the map of what you think should be withdrawn that will help.
Fx # 875-2337

Robbo

From: Schneski, Sam [mailto:Sam.Schneski@state.vt.us]
Sent: Wednesday, June 30, 2010 2:02 PM
To: 'Robbo Holleran'
Subject: RE: New Hall Farm

Robbo,
I just received your e-mail and phone message. I have been out of the office a lot lately. I am planning on running this by Jay, so I'll get back to you sometime next week.

-Sam

P.S.
Is Newhall Farm conserved through VLT or something? I didn't know it was.

Sam Schneski
County Forester,
Windham, Windsor, and Southern Bennington Counties
100 Mineral Street, Suite 304
Springfield, VT 05156
www.vtffpr.org
(802) 885-8823

From: Robbo Holleran [mailto:robbo@vermontel.net]
Sent: Monday, June 28, 2010 6:53 PM
To: Schneski, Sam
Subject: New Hall Farm

Sam,
I would like to talk about NewHall Farm and the nastigram you sent. I would hope that you would call me about something like that so I have a heads up. It would be best to talk this through over the phone, but let me make some of my case here.

The area in question is scheduled for a thinning Art's plan is a bit vague and calls for uneven aged management, but uses thinning and individual tree selection. I had amended the plan and bumped up the date from 2015 to 2010, and thought of it as thinning. I think the remaining stocking is adequate, and the UGS was generally removed. Commercial wood products were harvested and sold, and the ground is stocked with commercial trees, generally AGS. The understory was mostly undesirable striped maple, with some beech and poplar. As an immature stand, the understory is almost irrelevant, but the fact that they removed the junk we would normally call a good thing. The grass understory is only a problem when it is time to regenerate, and that is a while off yet.

I think that this could be considered as acceptable forest practice within the broad standards of growing "repeated crops of forest products", and perhaps it would be appropriate to plant trees when the rotation is done here. In the big picture, NewHall Farm is conserving a huge tract of land, and promoting both agriculture and forestry, generally with best available practices. I hope this might count for something.

If there is any room for discussion on this, let me know.

Thanks, Robbo

AGRICULTURAL LAND, FOREST LAND, CONSERVATION LAND AND FARM BUILDINGS USE VALUE APPRAISAL

APPLICATION FORM Please check if: New Enrollment

FORM LU-AFCFB

PLEASE READ INSTRUCTIONS ON COVER PAGE - Do not separate this form.

Addition to enrolled parcel

Rev. 1999

Section 1. To be completed by landowner (Please Print or Type - Provide all information and return all copies of this application will be returned)

1. NAME OF LANDOWNER (list all persons holding record title to this parcel):
ROGER C. AMATO
DEBRA T. AMATO

3. APPLICATIONS MUST BE POSTMARKED OR DELIVERED TO PROPERTY VALUATION AND REVIEW DEPARTMENT OF TAXES, 109 STATE STREET, MONTPELIER, VT 05609-1401, BY SEPTEMBER 1. ENCLOSE A RECORDING FEE CHECK FOR \$7.00 AND 3 COPIES OF MAP.

2. LANDOWNER'S MAILING ADDRESS:
Box 291 N. POMFRET VT.
05053 PHONE _____

4. PROPERTY LOCATED IN TOWN OF (if located in more than one town, file a separate application for each town):
N. POMFRET

6. LISTER'S PARCEL ID NUMBER OR TOWN TAX MAP NUMBER:
291A

5. SPECIFIC LOCATION OF PROPERTY (example: north side of intersection of Town Road #14):
1 Mile South Intersection of Bunker Hill Rd & Town Rd #6

7. ACCORDING TO YOUR TOWN'S GRAND LIST, HOW MANY TOTAL ACRES IN THIS PARCEL DO YOU OWN? 76.69 ACRES

8. FROM THE TOTAL ACRES IN QUESTION 7, HOW MANY ACRES, IF ANY, ARE YOU EXCLUDING FROM USE VALUE APPRAISAL? 2 ACRES. (At a minimum you must exclude the 2 acres of land surrounding each dwelling, camp, mobile home, or other buildings not directly related to farming or forestry purposes; the actual acreage of any land used for a right-of-way, fee hunting or fishing, commercial mining, excavation or landfill activity, or other land not directly related to farming or forestry purposes.)

9. EXCLUDED PORTIONS: (To prevent you from being charged a penalty in the future on excluded land, precisely describe each portion of land that is on line 8.)
2 acres around home and 2 acres SW of intersection Bunker Hill Rd & Town Rd #6

10. TOTAL LAND TO BE APPRAISED AT USE VALUE:

Category	Acres
Agricultural land	<u>3</u>
Productive Forest land	<u>2</u>
Nonproductive Forest land	_____
Conservation Land	_____

11. FARM BUILDINGS ACTIVELY USED BY A FARMER TO BE APPRAISED AT USE VALUE: Provide number of each type to be enrolled.

Barns	_____	Sugarhouses	_____
Greenhouses	_____	Other	_____
Sheds	_____	Total	_____
Silos	_____		

12. ANSWER THE FOLLOWING QUESTIONS: ELIGIBILITY/QUALIFICATIONS

- A. Is all of the land that is the subject of this application in the same ownership? YES NO _____
- B. Are all portions of the land that are the subject of this application physically contiguous, unless separated by road, stream, town line, or right-of-way? YES NO _____
- C. Are there any dwellings, camps, mobile homes or other buildings on this property? YES NO _____
 if YES, give number and type: 1 house, 1 barn
- D. Do you (owner) qualify as a farmer by making half of your gross income from the business of farming as defined in Regulation 1.175-3 of the Internal Revenue Code of 1986? YES _____ NO
- E. If you (owner) do not qualify as a farmer, are your farm buildings leased to and actively used by a qualifying farmer under a written lease of at least 3 years? Enclose copy of lease. YES _____ NO
- F. IF YOU ARE APPLYING FOR AGRICULTURAL LAND:
 1. Is this application for at least 25 contiguous acres in active use for any of the following? YES _____ NO _____
 Cropland _____ Hayland _____ Orchard _____ Sugarbush _____ Christmas trees _____ Pasture _____
2. If this application is for less than 25 contiguous acres:
 a. Is the land contiguous with other land you own in the next town, making at least 25 total acres to be enrolled in the program? YES _____ NO _____
 b. Does the land produce gross income of at least \$2,000/year from the sale of farm crops? YES _____ NO _____
 c. Is the land leased to and actively used by a farmer under a written lease for at least 3 years? (include copy of lease stating actual property being leased) YES _____ NO _____
- G. IF YOU ARE APPLYING FOR FOREST LAND:
 1. Is your application for at least 25 contiguous acres of forest land? YES NO _____
 2. Is more than 20% of the land nonproductive forest land or open land (see instructions)? YES _____ NO
 3. If this application is for less than 25 contiguous forested acres, is the land contiguous with other land you own in the next town, making a least 25 acres to be enrolled in the program? YES _____ NO _____
- H. IF YOU ARE APPLYING FOR CONSERVATION LAND:
 1. Has your land been certified under 10 V.S.A. subsection 6306(b)? YES _____ NO _____
 2. Have you been certified as a qualified organization as defined in 10 V.S.A. section 6301a? YES _____ NO _____
 3. Have you been determined by the Internal Revenue Service to qualify as a Section 501(c)(3) organization which is not a private foundation as defined in Section 509a of the Internal Revenue Code for at least five years preceding certification as defined in 10 V.S.A. Section 6301a? YES _____ NO _____

SECTION 2. To be completed by landowner(s) - ALL LANDOWNERS MUST SIGN - if signature by other than owner(s), attach

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State of Vermont

Department of Fish and Wildlife
Department of Forests, Parks and Recreation
Department of Environmental Conservation
State Geologist
Natural Resources Conservation Council



AGENCY OF NATURAL RESOURCES

Department of Forests, Parks & Recreation

February 8, 2002

212 Holiday Dr., Ste 4
White River Jct., VT 05001
Tel: 802-296-7630
Fax: 802-296-7631
TDD: 800-253-0192
Email: jon.bouton@anr.state.vt.us

Roger & Debra Amato
PO Box 347
No. Pomfret, VT 05053

Roger & Debra Amato,

I saw from your Use Value Appraisal Program Annual Conformance Report that you restored old fields in stand III. I talked with Jason Eaton at Chippers and confirmed that they bush hogged about an acre of this stand for you.


Your plan said you would allow this abandoned stand III to revert to forest. It was enrolled as forestland. The Use Value program requires you to follow your plan. Cutting contrary to that plan is development in the eyes of this program.

You technically violated your agreement. It is fairly minor so I have asked Chippers to make some corrections to your map and to submit a corrected application. The result of this will be a new one acre area assessed at the agricultural value instead of the forest value. Please complete this and submit it to the Division of Property Valuation and Review by March 7, 2002.

In the future, I urge you to review your forest management plan before any management activity. The penalty for miscutting is substantial.

Feel free to contact me or your consultant forester whenever you have questions about this program.

Sincerely,


Jon Bouton
Windsor County Forester

cc: Chippers
Property Valuation & Review

Attachment to Application

AGRICULTURAL LAND, FOREST LAND, CONSERVATION LAND AND FARM BUILDINGS USE VALUE APPRAISAL APPLICATION FORM

PLEASE READ INSTRUCTIONS ON COVER PAGE - Do not separate this form. Section 1: To be completed by landowner (Please Print or Type - Provide all information and return all copies of this application will be returned)

1. NAME OF LANDOWNER (list all persons holding record title to this parcel):
Raymond C. Farnsworth
Dorothy M. Farnsworth

2. LANDOWNER'S MAILING ADDRESS:
Box 211, Newbury, VT
05253 PHONE: _____

6. LISTER'S PARCEL ID NUMBER OR TOWN TAX MAP NUMBER:
2114

3. APPLICATIONS MUST BE POSTMARKED OR DELIVERED TO PROPERTY VALUATION AND REVIEW, DEPARTMENT OF TAXES, 109 STATE STREET, MONTPELIER, VT 05609-1401, BY SEPTEMBER 1. ENCLOSE A RECORDING FEE CHECK FOR \$7.00 AND 3 COPIES OF MAP.

4. PROPERTY LOCATED IN TOWN OF (if located in more than one town, file a separate application for each town):
N. Newbury

5. SPECIFIC LOCATION OF PROPERTY (example: north side of intersection of Town Road #14):
N.E. of intersection of RR 6 (Newbury Highway) & Sugar Hill Rd.

7. ACCORDING TO YOUR TOWN'S GRAND LIST, HOW MANY TOTAL ACRES IN THIS PARCEL DO YOU OWN? 76.65 ACRES

8. FROM THE TOTAL ACRES IN QUESTION 7, HOW MANY ACRES, IF ANY, ARE YOU EXCLUDING FROM USE VALUE APPRAISAL? (At a minimum you must exclude: the 2 acres of land surrounding each dwelling, camp, mobile home, or other buildings not directly related to farming or forestry purposes; the actual acreage of any land used for a right-of-way, fee hunting or fishing, commercial mining, excavation or landfill activity, or other land not directly related to farming or forestry purposes.)

9. EXCLUDED PORTIONS: (To prevent you from being charged a penalty in the future on excluded land, precisely describe each portion of land that is on line 8.)
20.00 acres located on Sugar Hill Rd. & RR 6 (see also Model)

10. TOTAL LAND TO BE APPRAISED AT USE VALUE: 56.65 ACRES

Category	Acres
Agricultural land	<u>56.65</u>
Productive Forest land	<u>56.65</u>
Nonproductive Forest land	<u>7.75</u>
Conservation Land	_____

11. FARM BUILDINGS ACTIVELY USED BY A FARMER TO BE APPRAISED AT USE VALUE: Provide number of each type to be enrolled.

Barns	_____	Sugarhouses	_____
Greenhouses	_____	Other	_____
Sheds	_____	Total	_____
Silos	_____		

12. ANSWER THE FOLLOWING QUESTIONS:

	ELIGIBILITY/QUALIFICATIONS	
A. Is all of the land that is the subject of this application in the same ownership?	YES <input checked="" type="checkbox"/>	NO _____
B. Are all portions of the land that are the subject of this application physically contiguous, unless separated by road, stream, town line, or right-of-way?	YES <input checked="" type="checkbox"/>	NO _____
C. Are there any dwellings, camps, mobile homes or other buildings on this property? if YES, give number and type: <u>1/2/1/1/1/1</u>	YES <input checked="" type="checkbox"/>	NO _____
D. Do you (owner) qualify as a farmer by making half of your gross income from the business of farming as defined in Regulation 1.175-3 of the Internal Revenue Code of 1986?	YES _____	NO <input checked="" type="checkbox"/>
E. If you (owner) do not qualify as a farmer, are your farm buildings leased to and actively used by a qualifying farmer under a written lease of at least 3 years? Enclose copy of lease.	YES _____	NO <input checked="" type="checkbox"/>
F. IF YOU ARE APPLYING FOR AGRICULTURAL LAND:		
1. Is this application for at least 25 contiguous acres in active use for any of the following? Cropland _____ Hayland _____ Orchard _____ Sugarbush _____ Christmas trees _____ Pasture _____	YES _____	NO <input checked="" type="checkbox"/>
2. If this application is for less than 25 contiguous acres:		
a. Is the land contiguous with other land you own in the next town, making at least 25 total acres to be enrolled in the program?	YES _____	N/A NO _____
b. Does the land produce gross income of at least \$2,000/year from the sale of farm crops?	YES _____	N/A NO _____
c. Is the land leased to and actively used by a farmer under a written lease for at least 3 years? (include copy of lease stating actual property being leased)	YES _____	N/A NO _____
G. IF YOU ARE APPLYING FOR FOREST LAND:		
1. Is your application for at least 25 contiguous acres of forest land?	YES <input checked="" type="checkbox"/>	NO _____
2. Is more than 20% of the land nonproductive forest land or open land (see instructions)?	YES _____	NO <input checked="" type="checkbox"/>
3. If this application is for less than 25 contiguous forested acres, is the land contiguous with other land you own in the next town, making a least 25 acres to be enrolled in the program?	YES _____	N/A NO _____
H. IF YOU ARE APPLYING FOR CONSERVATION LAND:		
1. Has your land been certified under 10 V.S.A. subsection 6306(b)?	YES _____	N/A NO _____
2. Have you been certified as a qualified organization as defined in 10 V.S.A. section 6301a?	YES _____	N/A NO _____
3. Have you been determined by the Internal Revenue Service to qualify as a Section 501(c)(3) organization which is not a private foundation as defined in Section 509a of the Internal Revenue Code for at least five years preceding certification as defined in 10 V.S.A. Section 6301a?	YES _____	N/A NO _____

SECTION 2: To be completed by landowner(s). ALL LANDOWNERS MUST SIGN. If signature by other than owner(s) attach copy of recorded power of attorney.

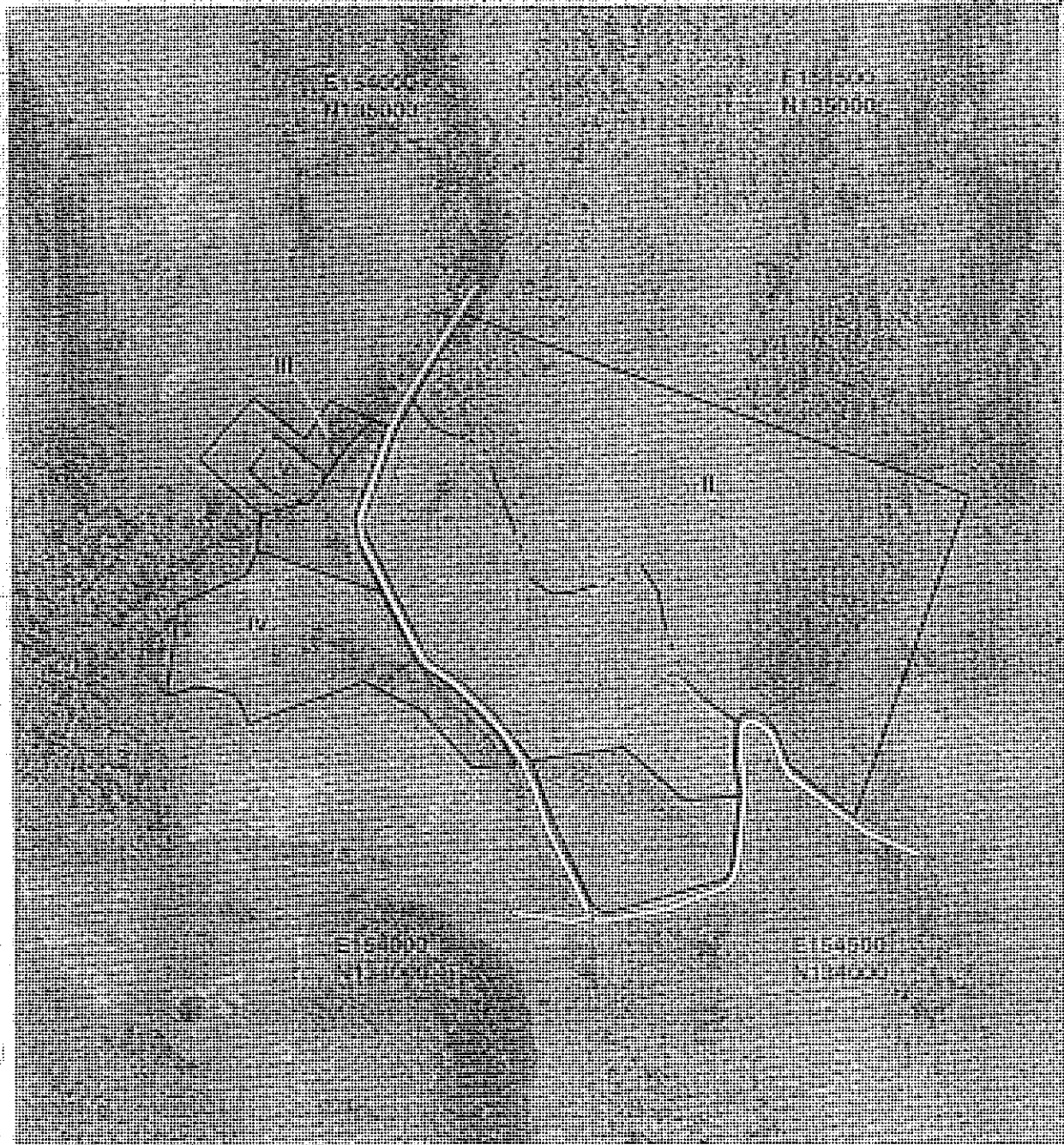
PROPERTY OF

ROGER AND DEBRA AMA

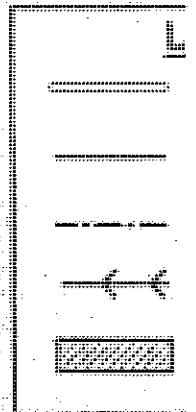
NORTH POMFRET, VERMONT

Orthophoto base Sheet 156128 Series 5000
 Scale: 1:5000 1"=416.7'

2/8/2002 - Chippers - Mark Fogarty



- Area
- Product
 - St
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TO

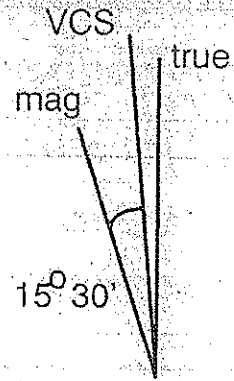
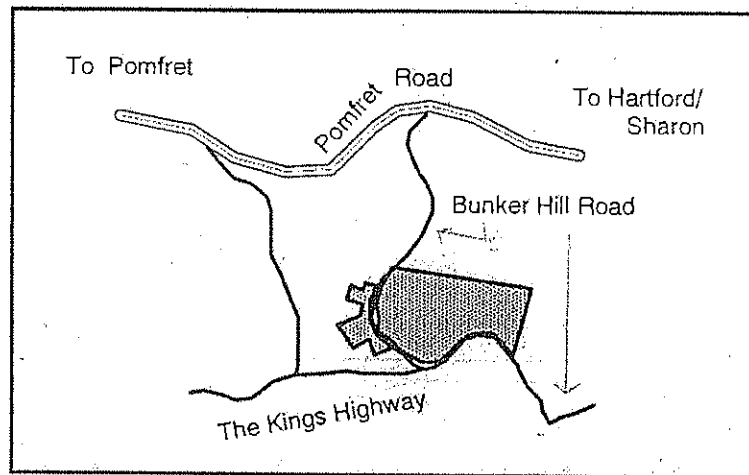


CHART OF ACREAGE ADJUSTMENTS

1. Town listed acres	76.7	4. Acres to be entered	
2. Acres to be excluded	7.6	according to map	75.2
3. Acres to be entered	69.6	5. Proation factor	.912

Type	Map Ac.	x	Factor	Prorated Ac.
ve Forest				
nd I	Aspen/Birch	19.3	.912	17.7
nd II	Beech/Birch/Maple	43.6	.912	39.8
nd III	Mixed Wood	2	.912	1.8
d IV	Open	10.3	.912	9.4
unt				
IV	Grass Land	1	.912	.912
	Subtotal	75.2		69.6
	Enrolled Land (adjusted)			69.6
	Excluded Land (actual)			7.6
	Total Grand List Acres			76.7

- gend**
- County Road
- Property Boundary
- Stand Boundary
- Stream
- Excluded Land



NOTICE OF CHANGE OF OWNERSHIP
(Not to be recorded in municipal land records)

PART A

The property is located in the Town of _____ Parcel ID# from grand list book _____

Description of Parcel: _____

Prior to change, the property was enrolled as follows:

Owners Names: _____

(list all) _____

Address(es): _____

Total Parcel Size _____ acres

Excluded acres _____

Agricultural, Forest and Conservation Use Value Program

Farm Buildings exempt from all taxes

_____ Ag. Acres
_____ Forest
_____ Non-Prod.

_____ Barns
_____ Greenhouses
_____ Sheds
_____ Silos
_____ Sugar houses
_____ Farm Employee
_____ Housing
_____ Other
_____ Total

On ____/____/____ a change of ownership took place and _____ acres were transferred to: (Name and Address)

PART B

I am the owner of all/a portion of the property described in Part A and wish to have it continue in the use value appraisal program as outlined below. I have enclosed a program application and maps of the parcel drawn to the standards established for enrollment in the program.

Owners Names: _____

(list all) _____

Address(es): _____

Total Parcel Size _____ acres

Excluded acres _____

Agricultural, Forest and Conservation Use Value Program

Farm Buildings exempt from all taxes

_____ Ag. Acres
_____ Forest
_____ Non-Prod.

_____ Barns
_____ Greenhouses
_____ Sheds
_____ Silos
_____ Sugar houses
_____ Farm Employee
_____ Housing
_____ Other
_____ Total

Signature _____ Date _____ Signature _____ Date _____

SEND THIS COMPLETED LU-CHANGE, NEW OR REVISED APPLICATION, COPIES OF THE MAPS AND RECORDING FEE TO PROPERTY VALUATION AND REVIEW, DEPARTMENT OF TAXES, P.O. BOX 1577, MONTPELIER, VT 05601-1577. THIS INFORMATION MUST BE RECEIVED AT PROPERTY VALUATION AND REVIEW IMMEDIATELY FOLLOWING THE CHANGE OF OWNERSHIP. IT IS SUGGESTED THAT THIS MATERIAL BE COMPLETED AND FORWARDED AT THE TIME OF CLOSING. FAILURE TO COMPLY WILL RESULT IN DISQUALIFICATION. IT MAY ALSO RESULT IN THE ASSESSMENT OF A LAND USE CHANGE TAX OR TAXATION AT FAIR MARKET VALUE.

PROPERTY OF

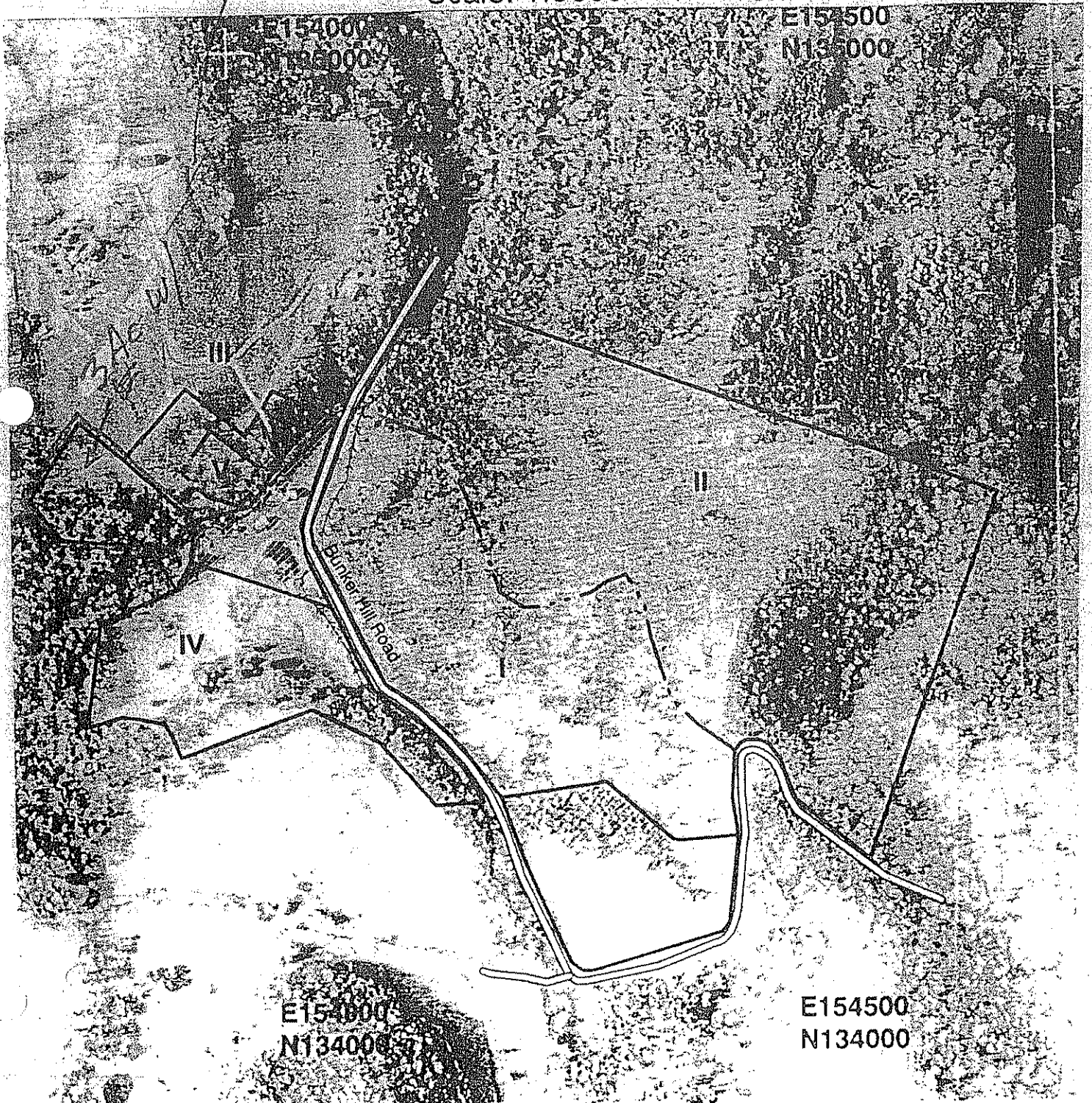
ROGER AND DEBRA AMAT

NORTH POMFRET, VERMONT

Orthophoto base Sheet 156128 Series 5000

Scale: 1:5000 1"=416.7'

Acquired
6-4-2009



AGRICULTURAL LAND, FOREST LAND, CONSERVATION LAND AND FARM BUILDINGS USE VALUE APPRAISAL APPLICATION FORM

Please check if: New Enrollment
 Addition to enrolled parcel

Please read instructions on cover page. DO NOT SEPARATE THIS FORM.

SECTION I: To be completed by landowner. (Please Print or Type. Provide all information and return all copies of this application will be returned.)

<p>1. NAME OF LANDOWNER (list all persons holding record title to this parcel): _____ _____</p>	<p>3. APPLICATIONS MUST BE POSTMARKED OR DELIVERED TO PROPERTY VALUATION AND REVIEW, VT DEPARTMENT OF TAXES, PO. BOX 1577 MONTPELIER, VT 05601-1577, BY SEPTEMBER 1. ENCLOSE A CHECK FOR \$38.00 FOR THE APPLICATION FEE AND 3 COPIES OF MAP.</p>
---	---

<p>2. LANDOWNER'S MAILING ADDRESS: _____ _____ PHONE: _____</p>	<p>4. PROPERTY LOCATED IN TOWN OF (if located in more than one town, file a separate application for each town): _____</p>
--	---

<p>6. SCHOOL PROPERTY ACCOUNT NUMBER (SPAN): _____</p>	<p>5. LOCATION OF PROPERTY (example: north side of intersection of Town Road #14): _____</p>
--	---

7. ACCORDING TO YOUR TOWN'S GRAND LIST, HOW MANY TOTAL ACRES IN THIS PARCEL DO YOU OWN? 19.09 ACRES

8. FROM THE TOTAL ACRES IN QUESTION 7, HOW MANY ACRES, IF ANY, ARE YOU EXCLUDING FROM USE VALUE APPRAISAL? 15.00 ACRES
 (At a minimum you must exclude: the 2 acres of land surrounding each dwelling, camp, mobile home, or other buildings not directly related to farming or forestry purposes, the actual acreage of any land used for a right-of-way, fee hunting or fishing, commercial mining, excavation or landfill activity, or other land not directly related to farming or forestry purposes.)

9. EXCLUDED PORTIONS: (To prevent you from being charged a penalty in the future on excluded land, precisely describe each portion of land that is on Line 8.)
5 ac. SW of intersection Baker Hill Rd
5 ac. with 1200' easement contiguous with 2 ac. exclusion

<p>10. ACRES TO BE APPRAISED AT USE VALUE: <u>3.09</u></p> <table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Category</th> <th style="text-align: left;">Acres</th> </tr> </thead> <tbody> <tr> <td>Agricultural Land</td> <td><u>2.10</u></td> </tr> <tr> <td>Productive Forest Land</td> <td><u>0.99</u></td> </tr> <tr> <td>Nonproductive Forest Land</td> <td><u>0.00</u></td> </tr> <tr> <td>Conservation Land</td> <td><u>0.00</u></td> </tr> </tbody> </table>	Category	Acres	Agricultural Land	<u>2.10</u>	Productive Forest Land	<u>0.99</u>	Nonproductive Forest Land	<u>0.00</u>	Conservation Land	<u>0.00</u>	<p>11. FARM BUILDINGS ACTIVELY USED BY A FARMER TO BE ENROLLED: Provide number of each type to be enrolled.</p> <table style="width:100%; border-collapse: collapse;"> <tr> <td>Barns</td> <td>_____</td> <td>Sugarhouses</td> <td>_____</td> </tr> <tr> <td>Greenhouses</td> <td>_____</td> <td>Farm Crop Processing Facility</td> <td>_____</td> </tr> <tr> <td>Sheds</td> <td>_____</td> <td>Farm Employee Housing</td> <td>_____</td> </tr> <tr> <td>Silos</td> <td>_____</td> <td>TOTAL</td> <td>_____</td> </tr> </table>	Barns	_____	Sugarhouses	_____	Greenhouses	_____	Farm Crop Processing Facility	_____	Sheds	_____	Farm Employee Housing	_____	Silos	_____	TOTAL	_____
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Sheds	_____	Farm Employee Housing	_____																								
Silos	_____	TOTAL	_____																								

12. ANSWER THE FOLLOWING QUESTIONS. Unanswered questions will limit eligibility.

A. Is there acreage in the same ownership and contiguous to the total acres on Line 7 which is not included in this application? Yes No

B. Are there any dwellings, camps, mobile homes or other buildings on the entire property? Yes No
 If YES, give number and type: _____

C. Do you (owner) qualify as a farmer by making half of your gross income from the business of farming as defined in Regulation 1.175-3 of the Internal Revenue Code of 1954 and/or from the sale of processed products produced from 75 percent of the farm crops produced on the farm? Yes No

D. Was the dwelling(s) on Line 11 in use during the preceding tax year exclusively to house one or more farm employees, as defined in 9 V.S.A. §4469, and their families, as a nonmonetary benefit of the farm employment? Yes No

E. If you (owner) do not qualify as a farmer, are your farm buildings leased to and actively used by a qualifying farmer under a written lease of at least 3 years? Enclose copy of lease. Yes No

F. IF YOU ARE APPLYING FOR AGRICULTURAL LAND:

1. Is this application for at least 25 contiguous acres in active use for any of the following? Yes No
 Cropland _____ Hay land _____ Orchard _____ Sugarbush _____ Christmas trees _____ Pasture _____

2. If this application is for less than 25 contiguous acres:

a. Is the land contiguous with other land you own in the next town, making at least 25 acres? Yes No

b. Does the land produce gross income of at least \$2,000/year from the sale of farm crops? Yes No

c. Is the land leased to and actively used by a farmer under a written lease for at least 3 years? Yes No
 (include copy of lease stating actual property being leased)

G. IF YOU ARE APPLYING FOR FOREST LAND:

1. Is your application for at least 25 contiguous acres of forest land? Yes No

2. Is more than 20% of the land nonproductive forest land or open land (see instructions)? Yes No

3. If this application is for less than 25 contiguous forested acres, is the land contiguous with other land you own in the next town, making at least 25 acres? Yes No

H. IF YOU ARE APPLYING FOR CONSERVATION LAND:

1. Have you been certified under 10 V.S.A. §6306(b)? Yes No

2. Have you been certified as a qualified organization as defined in 10 V.S.A. §6301a? Yes No

3. Have you been determined by the Internal Revenue Service to qualify as a Section 501(c)(3) organization which is not a private foundation as defined in Section 509a of the Internal Revenue Code for at least five years preceding certification as defined in 10 V.S.A. §6301a? Yes No

State of Vermont
Department of Forests, Parks and Recreation
103 South Main Street, 10 South
Waterbury, VT 05671-0601
www.vtfpr.org

Agency of Natural Resources

February 13, 2009

Dan Singleton
Plum Creek Timberlands
49 Mountain Ave.
PO Box 400
Fairfield, ME 04937

48

Dear Dan:

I am signing this Heavy Cut application on the strength of field work done by the Essex County Forester, Matt Langlais, and because I feel that Plum Creek needs to have a transition period as they learn about Vermont's regulations and settle into a relationship with FPR regarding UVA and Heavy Cut.

In future, I will not sign permits that have unexplained or obscure silvicultural terminology such as "cluster thinning." If you are using a silvicultural guide other than those commonly used in the Northeast, please send along a web reference or copy. Referring to the stand harvest history as "classic CIC," may mean something to your staff, but I need to know if the area had been subjected to a diameter limit cut or some other practice this designation connotes.

On this application, the number of plots sampled for both regeneration and inventory are not to standards. The TIMO UVA exemption was designed to allow applicants more time to produce detailed stand information including adequate field plots on which to base activity decisions. This system was designed to facilitate field operations, but it is an internal policy and can be rescinded in favor of a more detailed 10-year management plan for each stand on each enrolled parcel. This may be critical given the number of Heavy Cut applications that may be generated from your operations.

Stems MORE than 1" in diameter are not considered "regeneration" and should not be referred to or counted as such for the purposes of either UVA or Heavy Cut. They are considered as current stocking, but not as regeneration.

In reading the prescriptions, I was left with the impression that for several stands the major species of management interest are striped maple and pin cherry. We do not recognize these as acceptable commercial species. Certainly they are a concern, and the

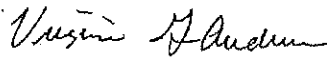


treatments to control them should be discussed. Our interest is in understanding how the heavy cut activity will improve or produce acceptable growing stock in the stand.

Matt took the time to visit this area and walk the stands covered by this prescription so we did not have to reject this permit out of hand. It is not going to be possible or reasonable for him to spend this level of time to visit all Plum Creek proposed cuts in this detail in the future. We need good maps with clear activity descriptions; better plot information, and an understandable narrative of how the cut will result in an improvement of the future stand.

Please call me at 802-241-3675 if you would like to discuss this further. I look forward to working with Plum Creek.

Sincerely,



Virginia G. Anderson
Chief, Forest Resources Management
VT Dept. Forests, Parks and Recreation

Cc: Matt Langlais, Essex/Caledonia County Forester



State of Vermont
 Department of Forests, Parks and Recreation
 1229 Portland Street, Suite 201
 St. Johnsbury, VT 05819-2099
 www.vtfpr.org

{pnc:e} 802-751-0110
 {fax} 802-748-6687
 {tdd} 800-253-0191

Agency of Natural Resources

REF: HC#05.04.09
 Cone Head Road

Notice of Determination

To the Town of Ferdinand:

Consistent with the rules established under the Heavy Cut Provision of 10 VSA § 2622 and in conformance with the Regulation of Heavy Cutting of 10 VSA § 2625, the following determination has been issued for land owned by Plum Creek Timberlands in the town of Ferdinand.

EXEMPTIONS:

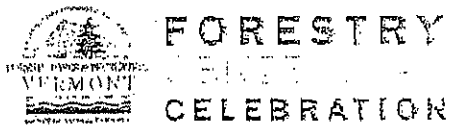
- Harvest is not subject to regulations under provision of this law.
- The proposed heavy cut is intended to carry out an agricultural conversion plan.
- The proposed heavy cut is a conversion subject to regulation by a District Commission and the Environmental Board under 10 VSA, Chapter 151, Act 250, or by the Public Service Board, Title 30.
- The proposed heavy cut is consistent with one of the following:
 - A forest management plan currently in effect and approved by the Department under the Current Use Assessment program,
 - A chip harvesting plan currently in effect and approved by the Department of Fish and Wildlife under a permit issued under 40 VSA Section 248,
 - A forest management plan currently in effect and approved by the Department under rules in effect at the time of approval of the plan.

FOR PARCELS THAT DO NOT QUALIFY FOR AN EXEMPTION:

- The proposal is in conformance with rules adopted by the Department and the cut may proceed.
- The proposal is not in conformance with rules adopted by the Department and the cut may not proceed.

Virginia M. Audette
 Chief of Forest Management

02-13-09
 Date



Senate Finance Committee
March 16, 1978

bite is not going to go up that much.

MR. LEONARD: You are probably right, Senator, but you have more faith in the Miller Formula than I do, if that is so.

SEN. DANIELS: We will debate that some other day.

MR. LEONARD: That is a long story.

SEN. GIBB: Gentlemen, we have at least one member of this committee that has to milk cows tonight, so I am going to cut this off pretty short. John, can you -

John Downs
Attorney
St. Regis Paper Company

MR. DOWNS: Senator, I could come in some other time if you would rather I did. Because you know me, I am here too much.

SEN. GIBB: Well, you said you would be brief. That is the only reason I am putting you on.

MR. DOWNS: All right. Late in the day, I like to be brief as much as you.

SEN. GIBB: Who are you representing in the case, John?

MR. DOWNS: Two entities. St. Regis Paper Company and John Downs. And I will talk about two different things to bear my point out. In the house debate last year, Peter Giuliani said to encourage the passage of H.16 that we have a moral obligation for a land use tax to follow, which is what we have. How right he was. Remember I was in before you earlier this year, on this tax stabilization bill for the gores.

SEN. GIBB: Right.

MR. DOWNS: The very reason why I was in then was what happened up in Essex County that would be mandated as H.16 begins to get applied. What had happened was that the state tax people came in. They reappraised the gores and land values went up from \$15.00 to \$75.00 per acre. Not that they may not have been right, but you can imagine what the consequences would be for the land owners. So, my company told me and has instructed me over the years, as far as a land use tax bill is concerned, they are for it as long as it does not hurt the towns, because they have to live in comfort with the principal tax payer in many of these towns and they did not want a bill that would be to their advantage at the expense of the towns, and this bill does not do that. It is a fair bill both ways, and it has that protective device whereas if the money runs out, then the land owners have to pay back part of whatever saving they had. So- we are the largest land owner. We do not visualize that we would come under the law for a while. Values and taxes in Essex County

are understate. We operate under this type of law in Maine, New Hampshire, Florida, Minnesota and possibly other states. Our taxes in Maine are lower than they are in Vermont. New Hampshire taxes are - I am not sure whether they are above or below, they are about the same. Florida, they are a little higher. But we think that it is a concept whose time has come, and is mandated. Now, I would like to shift back now, and to John Towns. I no longer live in St. Johnsbury, but I still own some land there, and I was a citizen there when the horror took place last year. B.351 was just a year too late for St. Johnsbury. We had a reappraisal of our property. Let me give you an example of what happened. I owned a nice house there. I sold the house in September of this year. When St. Johnsbury was reappraised, they appraised my house for 75% of the price that I sold it for. And my taxes on that house went down \$200.00 in 1978 over what it had been in 1977. Commercial properties were reduced in value. And my tax burden was shifted to people out in the country, who owned 15, 30, 75, 100, 125 acres of land, and some of the things that happened just raised the buckles on my back. We have handled some appeals. Some people figured they did not know whether they could afford an appeal, or they hoped the town would do better next year, because they immediately stabilized some of the farm properties. But one example. One farmer - one retired person - lived on 125 acres of property. If it had ever been farmed, it was a hundred years ago. He had a very modest amount of open land. Primarily timber land around his property. His valuation went from 35,000 to sixty-eight or seventy thousand. His taxes went from about \$600.00 to about \$2,400, or \$2,500. And that is the sort of thing that - I think that this law, in place, would provide relief for. And I can -

SEN. CIRK: Would the guy qualify for -

MR. TOWNS: Oh, he easily could. He easily could for his timberland. If he wanted to start doing the things that would make that a productive resource. Some months ago, some St. Egin people who like to know the governor when-
ever they can, we met with Governor Halliday, as they had in the past with other governors, and in the course of the discussion, it was brought out what a great increase has come about in the productivity of our forest lands.

SEN. CIRK: Oh, yes. No question.

MR. TOWNS: And everybody knows that. And this will help make it more possible.

SEN. CIRK: This will be an incentive.

MR. TOWNS: So, I say from the personal experiences. One for a client and one personally. If there was ever a time when there was a need for a bill like this, and it will get more acute as the years go by.

SEN. WALLACE: Would you give us the figures again on this land owner -
\$4,500, to \$75,000?

MR. TOWNS: Yes, it went from approximately \$4,500, to \$45,000. I could get you the grand list book that would show you -

SEN. WALLACE: And the taxes went -

MR. DOWNS: Taxes went from about \$600. to \$2,800. - something like that. And there were many instances like that.

SEN. GIBB: What was the reason for that big increase in land of that type?

SEN. WALLACE: That is just about what happened in my town.

MR. DOWNS: The people who made the appraisal had previously worked for the state appraisal office and they just have a firm belief that commercial properties were over valued, and rural areas were under valued.

SEN. GIBB: Well, rural values are under valued because it is in the rural areas that the buying is taking place, is that the reason?

MR. DOWNS: No, it is just that they think - listers, I think some of the said, that as listers have approached some of this property, they have not valued it as high as they have commercial properties and residential properties. So, by golly, that was there - that was the approach they brought in to the town. You know St. Johnsbury. It is a hilly, rough place. Much of the property that they seem to feel must have had developmental value - it just doesn't. I own a little land. I know. Could not sell some of it in the general area if I wanted to - what I paid for it.

SEN. GIBB: Okay. Any questions? If not, we thank you gentlemen. We meet tomorrow at 1:00 P.M. here jointly with the government operations committee on 294. And we will continue on a few other things. We have a VIDA bill, which we have to act on fairly soon and get it out of the way and we will also do some more on 361.

99

WAGE AND HOUR COMMISSION

January 16, 1934

A meeting of the Wage and Hour Commission was held in the City of Washington, D.C., on January 16, 1934, at 10:30 A.M. in Room 34 of the State Department Building, Washington. The purpose of the meeting was to hear testimony relating to the proposed amendments to the National Labor Relations Act, 1933, and to the Fair Labor Standards Act, 1938, and to the proposed amendments to the National Labor Relations Act, 1933, and to the Fair Labor Standards Act, 1938, and to the proposed amendments to the National Labor Relations Act, 1933, and to the Fair Labor Standards Act, 1938.

Members present:

- | | |
|-------------------------------------|-----------------------------|
| Rep. Thomas L. Bacon, Vice Chairman | Rep. Merritt P. Fox |
| Rep. Donald Roy | Rep. David E. Bonior, Clerk |
| Rep. Michael Bernard | Rep. Edward Quinn Tamm, Jr. |
| Rep. Moses Sadegh | Rep. Albert C. Bland |
| | Rep. Charles McNary |

Administrative Staff present:

- | | |
|-------------|-------------------|
| Miss Porter | Miss Finkel Staff |
|-------------|-------------------|

Witnesses present:

- | | |
|-------------|---------------------------|
| Robert Hood | Representative, Transport |
| Paul Mallin | Representative, Air |
| Harry Case | Representative, Shipping |

MR. LAMM: As we have written into this bill which I was just
now, but it's in there, that you're not to suit 5 years and then you've
got to spend some portion in a way that the law says the great
part is to be used with the interest, so that there's no responsibility
anyway that you have to show some of cooperation to show that
you're going to be there. So that is - I think that in every instance
where you're getting out money, that part of the money is going to be
used. It's to improve the land and to improve production and to
improve management and that the government is in a better, first position
and that you're in a position to make a long term commitment and I'm
sure that if this bill is passed, that it is certainly important
because each year you're building in a extra investment in the
land and if you're not after a certain amount of years, you've
used all the money and that is in line with the intention of the program. So
that you're not going to be worried that you're going to have a
large investment in the part of the investment to require for his investment.
I don't think it's a good bill. I don't think it's got a chance, but I
think it's a good bill and I hope you'll consider it.

MR. LAMM: Will you suggest maximum involved at 15 percent.

MR. LAMM: Okay, I haven't suggested involved at 15 or 20 percent
and that has not been a large part of the program yet. That was the British
idea the bill originally was introduced by the farmer. There was written
in certain qualifications for farmers. Now there have been - let me see
now - we didn't change that.

MR. LAMM: Did you say how much they'd pay for for farmers
reimbursement this year?

THE CHAIRMAN: ...

THE CHAIRMAN: ...

MR. [Name]: ...

THE CHAIRMAN: ...

MR. [Name]: ...

THE CHAIRMAN: ...

MR. [Name]: ...

THE CHAIRMAN: ...

MR. [Name]: ...

THE CHAIRMAN: ...

MR. [Name]: ...

THE CHAIRMAN: ...

MR. [Name]: ...

THE CHAIRMAN: ...

MR. [Name]: ...

THE CHAIRMAN: ...

MR. [Name]: ...

THE CHAIRMAN: ...

MR. [Name]: ...

THE CHAIRMAN: ...

MR. [Name]: ...

THE CHAIRMAN: ...

For that.

REP. TAYLOR: But that is - they get the same rate percent of credit basis if they own the - collect to make, it's a credit on your own basis to the property owner. The taxes they collect - liability they still collect from the property owner, so it's just the amount that they're having a problem. And so if they are short because of the state not giving them what they carry over then and add it on the bill at that year to the tax of the property owner.

REP. CASH: Some times that are getting rather large amounts of money I think, would find that a general hardship. First the fact, if we're going to run that time, I think there should be something in there not to prevent people from increasing the collection of forest management in coming back in the program. The logical step, however, as was known in the state is not in this program. Can you get that right?

REP. TAYLOR: I can see if you're in the old business -

REP. CASH: You, and what they're doing is they're selling places. They're the timber companies, the big timber companies in this new standard for management, they require an inventory. I'd like to go out and see how to take an inventory. The reason for that is the forest manager in reviewing the management report, he has to have some information to know what was there before you cut - he has to go out and look and see what you did, but if he doesn't know what was there before you cut he'd be blindfolded. Then you - the management plan you're going to have to have an inventory of your woods. And the big timber companies are that way's better with that.

REP. TAYLOR: Yes.

REP. CASH: Which surprised me. But you've got to look and see how

...that that one at least we are getting some management that is
...already you can see the better results. And the government
...I keep talking to Mr. Mansuet. He says before there was time
...to see that could affect us here regarding forestry to come in and work
...of it. The fact is, Mansuet was making a lot of every year in the forest
...and definitely the forest was down to the level where you can afford
...to fire a forester. And I would say at least at the beginning part of this
...the forest has gone into management plans for the forestry people. I don't
...the forest, but at that point, promising you're going to watch it and
...the matter will be done.

...To that does the forest this is going to be a return from
...the people of the state from the higher timber (unintelligible)

...From our forest resources. If you believe that in 20 years
...there's going to be timber shortages and there's not going to be thousands
...of acres planted from the west coast and that this is the hardwood sector - we
...and timber products here in this part of the country that almost certainly a
...my wife will be in Springfield. It's been going downhill on our hardwood
...production and this would give us good jobs. I think you have to be
...concerned as you're talking about the future. There's been a lot of talk
...about having it to make good, and having it for the board, and then
...spending it up and changing it, and all this kind of thing. But that is
...all economic and value stuff. We need more help in getting out the
...rains. But if we're going to have a successful forest industry, what would
...in the forestry market. And I think with a business for the forest, which goes
...into Echar Allen's furniture, and if that's the kind of stuff we want.

...that's wonderful for everybody and you've got jobs at Echar Allen's furniture,
...and all kinds for hardwood at all the foresters. There's really a difference there.

problem is to have somebody that will do a small job without any equipment.
The rest with the big equipment, having 50,000 or more on the machine, has got
to get an extra lot of stuff and ship it out. I had one fellow at the time
he took out what he wanted and I've been thinking about it a great deal and
have looked two years now picking up what he left. And he can make
a living out of that and he doesn't have to pay for the machine.

See: James Mays and Mays Committee, transcript, dated
January 12, 1954 regarding H. M. Mays and Mays Committee. Copy of
transcript can be found in James Mays and Mays House.

- 1. To provide guidance and set the standards features of the Forest Use Program
- 2. To facilitate of those held by the landowner in their program for forest products
- 3. To encourage of landowners to manage their forest land because of their forest
- 4. To facilitate of Government's interest
- 5. To facilitate of forest landowners in the benefits of a forest management
- 6. To provide private landowners to encourage land use which benefits the region
- 7. To increase the productivity of National woodland in the future action
- 8. To provide a good incentive to having landowners hold on to their
- 9. To provide the forest helps create less pressure to break up holdings
- 10. To increase in management will have a increase in jobs and a total in the area
- 11. To provide incentives to assist in growing stages
- 12. To provide a reasonable relationship between value of the timber and the

- I. The NEP program, what are the present features of the Forest Land program.
- II. The NEP program, what are the present features of the Forest Land program.
- III. The NEP program, what are the present features of the Forest Land program.
- IV. The NEP program, what are the present features of the Forest Land program.
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- IX. The NEP program, what are the present features of the Forest Land program.
- X. The NEP program, what are the present features of the Forest Land program.
- XI. The NEP program, what are the present features of the Forest Land program.
- XII. The NEP program, what are the present features of the Forest Land program.
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- XIV. The NEP program, what are the present features of the Forest Land program.
- XV. The NEP program, what are the present features of the Forest Land program.
- XVI. The NEP program, what are the present features of the Forest Land program.
- XVII. The NEP program, what are the present features of the Forest Land program.
- XVIII. The NEP program, what are the present features of the Forest Land program.
- XIX. The NEP program, what are the present features of the Forest Land program.
- XX. The NEP program, what are the present features of the Forest Land program.

Langlais, Matt

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From: Sinclair, Steve
Sent: Monday, September 13, 2010 10:37 AM
To: Purvee, Meghan; Clark, Sarah; Langlais, Matt; Duane, Mike; Richardson, Corinne
Subject: RE: Plum Creek

We need to have our pre-hearing planning meeting. Corrine, can you check calendars and with Matt. Thanks

From: Purvee, Meghan
Sent: Monday, September 13, 2010 9:54 AM
To: Clark, Sarah; Sinclair, Steve; Langlais, Matt; Duane, Mike; Richardson, Corinne
Subject: FW: Plum Creek

Please mark your schedules for the Plum Creek hearing on October 13. We typically hold the hearing in the FPR conference room. I will check with David to see how many people they will have attending to determine if we need a larger conference room. I propose to start the hearing at 10:00 am.
Meghan

From: David Grayck [DGrayck@cbs-law.com]
Sent: Friday, September 10, 2010 6:04 PM
To: Purvee, Meghan
Subject: RE: Plum Creek

Meghan,
I have confirmed that October 13 works for Plum Creek's personnel. Please let me know the hearing location.
David

David L. Grayck, Esq.
Cheney, Brock & Saudek, P.C.
159 State Street
Montpelier, VT 05602

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(802) 223-4000
(802) 229-0370 (facsimile)

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From: Purvee, Meghan [<mailto: Meghan.Purvee@state.vt.us>]
Sent: Friday, September 10, 2010 12:17 PM
To: David Grayck
Subject: RE: Plum Creek

David,
I have consulted with the Commissioner about your request for a site visit and the Commissioner feels that a site visit is not necessary at this point. If, after you present the information you wish to present on your appeal, the Commissioner

feels a site visit would be useful to her in making a decision on the appeal, we can schedule a site visit then. At this point, October 13th is the best date for FPR. Is Plum Creek still available on the 13th?
Meghan

From: David Grayck [DGrayck@cbs-law.com]
Sent: Tuesday, September 07, 2010 11:19 AM
To: Purvee, Meghan
Subject: Plum Creek

Meghan,
Per our call of last week, thanks for listening to my explanation of why Plum Creek would like a site visit. I just want to make sure that where we are at is you are considering the site visit issue and will get back to me.
Thanks,
David

David L. Grayck, Esq.
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Montpelier, VT 05602

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Langlais, Matt

From: Dan Kilborn [Dan@vlt.org]
Sent: Friday, January 15, 2010 9:03 AM
To: Langlais, Matt
Subject: RE: Plum Creek Harvest Plan Approval Status
Attachments: HPFS BM-01-01-08 _revised 06-15-09_.pdf; 2009_07_10_approval.pdf

Hey Matt,

For the Fisher Brook sale (BM-01-01-08) I remember the same conversation. I received an amended THP from John. I also referenced the change in my approval letter. Maybe they never sent you the new plan. I have attached what I have and the approval letter.

If you think that having my comments included on the spreadsheet to Chris would be helpful for some reason feel free to keep them, otherwise feel free to remove them.

I have to touch base with Chris on the 26th today, so I will mention that I think it would be a good idea if you could come too.

Talk to you soon, dan

From: Langlais, Matt [mailto:Matt.Langlais@state.vt.us]
Sent: Wednesday, January 13, 2010 8:35 AM
To: Dan Kilborn
Subject: RE: Plum Creek Harvest Plan Approval Status

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Dan,

Thanks for taking a look at this. Regarding the two plans that you've approved that I have not yet: one is simply a signature issue (BM 01 02 09) and I expect Chris to be sending it in shortly. The second, (BM-01-01-08) my notes indicate from our May 22 site visit that Chris was going to revise the seed tree prescription to describe 20-40 square feet of residual basal area as there were some nice scattered 10-16's worthy of retention. Is this your recollection or was I out to lunch on this one?

I plan to revise this spreadsheet and send to Chris. Let me know if I should I keep your comments or delete. Chris did not contact me regarding the 26th. I would be interested in attending. Thanks, Matt

From: Dan Kilborn [mailto:Dan@vlt.org]
Sent: Tuesday, January 12, 2010 4:52 PM
To: Langlais, Matt
Subject: RE: Plum Creek Harvest Plan Approval Status

Hey Matt,

Thanks for sending this along, it was very helpful for me. Looks like we are right in line for the most part, but I did include a few notes as there was one plan that you approved that I have not, and two that I have approved that you have not.

Also, Chris and I have the 26th of this month set up to visit active jobs. Has he been in touch to see if you want to join us?

From: Langlais, Matt [mailto:Matt.Langlais@state.vt.us]
Sent: Tuesday, December 15, 2009 4:46 PM
To: Dan Kilborn
Subject: FW: Plum Creek Harvest Plan Approval Status

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