

First Judicial Day

April 3, 1974

Court Convened at 9:25 A.M. Judge Misener, Comm. Elmer & Comm. Schwebke present.

IN THE MATTER OF THE )  
LADD CANYON PIT - )  
SOLID WASTE )

Report by Millard Gibbons

Millard Gibbons also reported on his budget.

After reading this agreement the Court agreed to have it revised in regards to percentage, time element and turning in a recording of receipts & disbursements.

IN THE MATTER OF THE )  
MEDICAL-EMERGENCY )  
OPERATIONS )

Millard Gibbons reported

Discussion of 9 out of 22 risks (disasters) that we should be concerned about and be able to control. Millard has sent brochures of this to each community. Possible training sessions to be held after further evaluation. Seminar to be held April 22-23 on "Natural Man-Made Disasters" Salem, Oregon.

Steve Robinson present from Newspe

IN THE MATTER OF THE )  
ROAD VACATION #389 )  
aka #86 (WHEELER RD) )

D.A. D. Dale Mammen advised

Resolution signed & Order Drawn requesting Roadmaster to make a written report on Road #389 Map and legal description included.

IN THE MATTER OF WHEELER )  
COUNTY ROAD VACATION )

RESOLUTION

WHEREAS County Road No. 389 (now numbered 86) was petitioned for July 8, 1891, and approved by the County Court by Order entered Nov. 5, 1891. (See attached report of surveyor and copy of surveyor's map marked Exhibit "A" and Exhibit "B"), and

WHEREAS it appears from visual inspection that said County Road No. 389 (now No. 86) has not been a part of the County Road system over 25 years, and

WHEREAS said County Road No. 389 (now No. 86) will not be used as a part of the County general road system in the future, and

WHEREAS the County Court has been requested to vacate said County Road No. 389 (now No. 86) as the same appears in the attached Exhibit "B", and

WHEREAS the names of the owners of the land adjacent to the proposed vacation are Ervin C. Scott, care of Kimber Kennedy; W.H. Wheeler, Boise Cascade Corporation; James F. and Bessie Waldron, care of Inland Empire Financial Service Inc.; Warren O. Scott; J.W. Wheeler; James C. Fazzari and John Parezzi; and

WHEREAS the public will be benefited by the vacation of said road,

BE IT RESOLVED THAT proceedings be instituted to vacate County Road No. 389 (now No. 86) as the same appears in the attached Exhibit "B".

Dated at La Grande, Oregon,  
this 3 day of April, 1974

/s/ Earle C. Misener  
County Judge

/s/ Russell Elmer  
Commissioner

/s/ Harold Schwebke  
Commissioner

IN THE MATTER OF WHEELER )  
COUNTY ROAD VACATION )

ORDER

Pursuant to a resolution adopted by the County Court of Union County, Oregon, on the 3 day of April, 1974, and in accordance with ORS 368.570, it is hereby

ORDERED that the County Roadmaster examine the said County Road No. 389 (Now No. 86) and make a report in writing on the road.

The report shall include the opinion of the Roadmaster as to whether the road should be vacated, whether the road is or has been in use as a part of the County road's system during the past 25 years, whether it will be advisable to preserve the road as a part of the general road system in the future or whether the public will be benefited by the vacation of said County road, and all other facts, matters, and things which are of importance to the County Court.

Upon completion of report it shall be filed with the County Clerk.

DATED at La Grande, Oregon, this 3 day of April, 1974.

/s/ Earle C. Misener  
County Judge

/s/ Russell Elmer  
Commissioner

/s/ Harold Schwebke  
Commissioner

FIRST JUDICIAL DAY

APRIL 3, 1974

UNION COUNTY HIGHWAY DEPARTMENT  
Rt. 1 Box 1676 Phone 963-4196  
La Grande, Oregon 97850

April 5, 1974

TO UNION COUNTY COURT:

On this Fifth (5) day of April, 1974, I have inspected the portion of the Wheeler Road (County No 86), petitioned to be closed by the Wheeler Brothers.

I recommend its vacation for the convenience of the Wheeler Brothers and also the Union County Road Department. This portion of this road has not been used as a county road for the last 25 years.

The road has had no improvements and large trees are now growing inside the right of way on part of the County Road. Therefore my approval is granted to the resolution of vacating this portion of County Road No. 86.

Sincerely,  
  
/s/ Alvin W. Campbel  
Roadmaster

AWC: gwl

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IN THE MATTER OF )  
WHISKEY CREEK ) RESOLUTION  
ROAD VACATION )

WHEREAS County Road No. 300 (also known as #118) was petitioned for July 6, 1888 and approved by the County Court by Order entered Sept. 7, 1888, (See attached report of surveyor and copy of surveyor's map marked Exhibit "A", and

WHEREAS it appears from visual inspection that said County Road No. 300 (Known as #118) has not been a part of the County Road system over 25 years, and

WHEREAS said County Road No. 300 (known as #118) will not be used as a part of the County general road system in the future, and

WHEREAS the County Court has been requested to vacate said County Road No. 300 (known as #118) as the same appears in the attached Exhibit "A", and

WHEREAS the names of the owners of the land adjacent to the proposed vacation are Home and Kay Abell; J.C. Williams; and

WHEREAS the public will be benefited by the vacation of the said road,

BE IT RESOLVED that proceedings be instituted to vacate County Road No. 300 (known as #118) as the same appears in the attached Exhibit "A".

DATED at La Grande, Oregon,  
this 3 day of April, 1974

/s/ Earle C. Misener  
County Judge  
  
/s/ Russell Elmer  
Commissioner  
  
/s/ Harold Schwebke  
Commissioner

IN THE MATTER OF )  
WHICKEY CREEK ) ORDER  
ROAD VACATION )

Pursuant to a resolution adopted by the County Court of Union County, Oregon on the 3 day of April, 1974, and in accordance with ORS 368.570, it is hereby

ORDERED that the County Roadmaster examine the said County Road No. 300 (also known as #118) and make a report in writing on the road.

The report shall include the opinion of the Roadmaster as to whether the road should be vacated, whether the road is or has been in use as a part of the County road's system during the past 25 years, whether it will be advisable to preserve the road as a part of the general road system in the future or whether the public will be benefited by the vacation of said County road, and all other facts, matters, and things which are of importance to the County Court.

Upon completion of the report it shall be filed with the County Clerk.

DATED at La Grande, Oregon, this 3 day of April 1974.

/s/ Earle C. Misener  
County Judge  
  
/s/ Russell Elmer  
Commissioner  
  
/s/ Harold Schwebke  
Commissioner

force for those areas having flood or mudslide hazards, adequate land use and control measures with effective enforcement provisions consistent with the Criteria set forth in Section 1910 of the National Flood Insurance Program Regulations; and

2. Vests the Director of Emergency Services with the responsibility, authority, and means to:

(a) Delineate or assist the Administrator, at his request, in delineating the limits of the areas having special flood (and/or mudslide) hazards on available local maps of sufficient scale to identify the location of building sites.

(b) Provide such information as the Administrator may request concerning present uses and occupancy of the flood plain (and/or mudslide area).

(c) Cooperate with Federal, State, and local agencies and private firms which undertake to study, survey, map, and identify flood plain or mudslide areas, and cooperate with neighboring communities with respect to management of adjoining flood plain and/or mudslide areas in order to prevent aggravation of existing hazards.

(d) Submit on the anniversary date of the County's initial eligibility an annual report to the Administrator on the progress made during the past year within the community in the development and implementation of flood plain (and/or mudslide area) management measures.

3. Appoints the Director of Emergency Services to maintain for public inspection and to furnish upon request a record of elevations (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures located in the special flood hazard areas. If the lowest floor is below grade on one or more sides, the elevation of the floor immediately above must also be recorded.

4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the program.

DATED at La Grande, Oregon, this 11 day of April 1974.

ATTEST TO:

SHIRLEY L. BOLIN, COUNTY CLERK

/s/ Earle C. Misener  
County Judge

BY: /s/ Loretta McDaniel Deputy

/s/ Russell Elmer  
Commissioner

/s/ Harold Schwebke  
Commissioner

NOTICE OF HEARING ON ROAD VACATION

Notice is hereby given that a public hearing will be held in the County Courtroom, Union County Courthouse, La Grande, Oregon, on the 22nd day of May, 1974, to consider the matter of vacating County Road No. 389 (now No 86) as created by Order entered April 3, 1974.

Dated at La Grande, Oregon, this 17th day of April, 1974

/s/ Earle C. Misener  
County Judge

Instructional note:

Must be posted at Courthouse and 3 public places in the vicinity of road at least 30 days before the date set for a hearing.

NOTICE OF HEARING ON ROAD VACATION

Notice is hereby given that a public hearing will be held in the County Courtroom, Union County Courthouse, La Grande, Oregon, on the 22nd day of May, 1974, to consider the matter of vacating County Road No. 300 (known as #118) as created by Order entered April 3rd, 1974.

DATED at La Grande, Oregon, this 17th day of April, 1974.

/s/ Earle C. Misener  
County Judge

Instructional note:

Must be posted at the Courthouse and 3 public places in the vicinity of the road at least 30 days before the date set for a hearing.



MAY 13, 1974

In the Matter of the Board  
of Equalization

The Board reviewed statutes and met with  
assessor, Dick Hartsock

The Board Convened at 9:15 A.M. Judge Misener, Dean Puckett & Ed Brog present

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MAY 20, 1974

In the matter of the Board of  
Equalization

20 minutes interviews allowed the following  
petitioners:

1. Herbert Carroll	1505 M.	
2. Gerold L. Gildemeister	Box 370, Union	
3. Carl & Mary Belemy	Route 2 Box 2860	Did not come
4. G.A. Raff	301 Spring	Did not come
5. Joe D. & Florence Estes	P.O. Box 173	
6. Goerge A. Bugg	2012 Cedar St.	
7. Orval Arbogast	1906 2nd	
8. Texaco, Inc.	3350 Wilshire Blvd., Los Angeles, Calif	Did not come
9. William And L. Grace Carpenter	1301 5th	Did not come
10. Edwin W. Hug	1925 N.W. 5th Gresham	Did not come
11. Golda M. Murray	1703 1st	
12. John W. Jambura	1709 Foley	Did not come
13. K.W. & Echo Siegrist	1901 Foley	
14. Charles & Barbara DeFires	2102 Cedar	
15. Rudolph H. Pleger	603 N.	
16. Verle M Elder	P.O. Box 88	
17. Dean K & Mamie P. Severns	West "M"	
18. Dennis Turner	1506 Crist Ct.	
20. Wayne H. Goerge	1504 Crist Ct.	
19. Florence S. Otten	403 Balsa	
21. Laurel Witty	660 Albany, Elgin	
22. Larry M. Milelr	407 1st	
23. Fleet E. Sturdevant	1006 J. ave	

MAY 21, 1974

24. Gregory T. Blackman	502 1st	
25. James W. Simmons	1307 West St.	
26. Donald L. Carlson		
27. James Wimer	1001 D. Aven.	
28. James Wimer		
29. Grande Ronde Angus Inc.	Alicel Route, Cove, Ore	
30. Edward C. Hofman	2010 E. "H"	
31. Robert R. Wathias	409 1st	Did not come
32. James L. Ingerson	608 B.	
33. James L. Ingerson		
34. Ronald Deutz	206 Spring	
35. Edwin E. Patterson	1608 2nd	
36. Jay Laudermilk & Marian Brigoitte		
37. Richard J. Pederson	484 Hawthorne Dr.	
38. Donald G. Willmarth	1108 I.	Did not come
39. James G. Eveson	1605 Cedar	Did not come
40. Michael L. Keffer	Stonewood Mobil Court	Did not come
41. Fred Wallendar	Route 1 Box 2284	
42. John J. Norris	P.O. Box 671	
43. James G. Knight	102 1st	
44. Francis Greulick	Pinecrest Dr.	

\* \* \* \* \*

MAY 22, 1974

County Court Convened at 10:00 a.m.  
Judge Misener, Comm. R. Elmer, Comm.  
H. Schwebke, County Surveyor Jim Voelz,  
Mr. & Mrs. Joseph Wheeler, Roy Miller  
Homer Abel, D. Dale Mammen District Attorney,  
Joan Lenker & Herman Lovan, Deputy were all  
present.

IN THE MATTER OF THE HEARING FOR  
ROAD VACATION OF WHEELER ROAD

Herman Lovan & Joseph Wheeler testified.

Decision of the court to repost and write new legal description and then hold another hearing  
at the proper time.

IN THE MATTER OF THE HEARING FOR  
ROAD VACATION OF WHISKEY CREEK ROAD

Herman Lovan Testified

Decision fo Court to repost and hold another hearing at the proper time.

September 18, 1974

SECOND JUDICIAL DAY

IN THE MATTER OF  
VACATION OF PATTEN  
STREET & BELL STREET  
SUMMERVILLE, OREGON

R E S O L U T I O N

WHEREAS: a portion of Bell Street and Patten Street as recorded on the plan of Summerville, recorded August 6th, 1897, in Plat Book 1, page 57, has been road (See attached plan of Summerville and map of area to be vacated, marked Exhibit B and A), and  
WHEREAS: the Union County Court has relocated that portion of the County road and deeded the land to the adjacent property owners, but has not officially vacated the original portion of the County road, and  
WHEREAS: that portion of the County road that has been deeded to the adjacent property owners will not be used as a part of the County general road system in the future because of the road relocation, and  
WHEREAS: the County Court has been requested to vacate that portion of the County road no longer in use as the same appears in the attached Exhibit B, and  
WHEREAS: the names of owners of the land adjacent to the proposed vacation are Donald E. Carsrud and Kieth E. Glenn, and  
WHEREAS: the public will be benefited by the vacation of that portion of said County road,  
BE IT RESOLVED that proceedings be instituted to vacate that portion of Patten Street and Bell Street in Summerville, Oregon, as the same appears on the attached Exhibit B.

Dated this 18th day of September 1974

s/s Earle C. Misener  
County Judge

s/s Russell Elmer  
Commissioner

s/s Harold Schwebke  
Commissioner

\* \* \* \* \*

In the Matter of  
taking an Oath

Misener being the one responsible for staffing  
Emergency Services, Gibbons must take oath.  
Oath read and signed 2:10 p.m. 9/19/74

\* \* \* \* \*

In the Matter of  
Bids on Senior  
Citizen Bus

One bid was submitted by Goss Motors (\$9,094.00)  
1974 model front air, rear axelan, heater, 16  
pass. step sidedoor, 8 cyn. Bid was accepted.

\* \* \* \* \*

In the Matter of  
Tire Bids

Les Schwab, General Tire, Larry's Tire, were  
presented.

\* \* \* \* \*

IN THE MATTER OF  
WHEELER ~~ROAD~~  
ROAD VACATION

ORDER OF ROAD VACATION

This matter came on for a hearing on the 21st day of August, 1974, and the Court in session pursuant to ORS 368.570 did consider the matter of the vacation of County road No. 389 (Now 86) as created by Order dated November 5, 1891.

Findings of Fact--

The County Court finds that portion of said County road also known as Wheeler Road, as the same appears on the attached Exhibit A (map), is burdensome to maintain, is not needed as a part of the County road system, and has not been used as a part of said County road system for over 25 years.

The Court further finds that no person or persons residing on the County road and depending thereon for access will be adversely affected by closure.

ORDER

IT IS THEREBY ORDERED that the County road No. 389 (now #86) as the same appears on the map attached ehreto and marked Exhibit A, will be vacated.

Dated this 18th day of September, 1974

s/s Earle C. Misener  
County Judge

s/s Russell Elmer  
Commissioner

s/s Harold Schwebke  
Commissioner

PLANT  
COUNTY ROAD NO. 389  
(vacated & unvacated portions)

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LEGEND  
SCALE 1" = 400'  
ROAD STATIONS  
VACATED ROAD S  
RETAINED ROAD  
REF: COUNTY ROAD FILE NO. 389  
ASSUMED 60 FOOT  
T2 N R40E WM.

FIELD NOTES.  
N  
JN.  
389.

