

January 5, 1977

UNION COUNTY COURT

FIRST JUDICIAL DAY

BE IT REMEMBERED, that at a regular term of the County Court of the State of Oregon, for the County of Union, sitting for the transaction of County business, begun and held at the Court House in the City of La Grande, in said County and State, on Wednesday, the 5th day of January, A. D., 1977, the same being the first Wednesday of said month and the time fixed by law for holding a regular term of said Court, when were present:

THE HONORABLE Earle C. Misener, County Judge  
Harold Schwebke, Commissioner  
Ralph Robinson, Commissioner  
Shirley Bolin, Clerk  
Robert V. Price, Sheriff

WHEN, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, A. D., 19\_\_\_\_  
or the \_\_\_\_\_ Judicial day of said term among others, the following proceedings were had, to-wit:

IN THE MATTER )  
OF ROAD VIEWERS ) COURT ORDER  
(MELTON ROAD) )

WHEREAS: the County Court has been petitioned by a land owner on or near the Lower Cove Road area to view an access road to their property, and

WHEREAS, in that the ORS state such a process shall be accomplished by a board of road viewers, and

WHEREAS, Leal Graham, Rt. 1 Box 1585; and Bill Boothman, 1308 "O" Ave. are qualified viewers,

THEREFORE, The aforementioned men are HEREBY APPOINTED for this specific action.

DATED THIS 5th day of January, 1977

Earle C. Misener, County Judge  
Harold Schwebke, Commissioner

IN THE MATTER OF )  
FINLEY CREEK ROAD CLOSURE ) ORDER  
\_\_\_\_\_ )

IT APPEARING to the Union County Court that a request has been made to limit travel on a portion of Finley Creek Road also known as Union County Road # 22, more particularly described as: "North from the Finley Creek Bridge to the Umatilla National Forest boundary a distance of approximately 2.26 miles, located in Range 38 East, Township 1 North, Sections 16, 17, and 8." This request was made by the La Grande Snowdrifters, Inc. so that the above described road can be used for snowmobiles.

AND IT FURTHER APPEARING to the Union County Court that ORS 368.205 gives the Union County Court general authority and supervision of all roads located in the County; and

IT FURTHER APPEARING to the Court that if the road above described would not be used during the restricted times except for snowmobiling purposes, IT IS HEREBY

ORDERED that the above portion of Finley Creek Road No. 22 be closed for vehicular traffic from 7:00 p.m. until 4:00 a.m. Monday through Friday, and from 7:00 p.m. Friday until 4:00 a.m. Monday.

IT IS FURTHER ORDERED that the Union County Roadmaster install an appropriate sign informing the public of the road restrictions at each end of the road and at appropriate places on the road.

Any and all costs incurred for preparation and installation of the road restriction signs shall be paid by La Grande Snowdrifters, Inc.

IT IS FURTHER ORDERED that this restriction shall be in effect from January 19, 1977 until April 15, 1977 unless further extended by order of this Court.

DATED this 19th day of January, 1977.

Earle C. Misener, County Judge  
Harold Schwebke, Commissioner

APRIL 20, 1977

UNION COUNTY COURT

FIRST JUDICIAL DAY

BE IT REMEMBERED, that at a regular term of the County Court of the State of Oregon, for the County of Union, sitting for the transaction of County business, begun and held at the Court House in the City of La Grande, in said County and State, on Wednesday, the -----day of -----, A.D., 19-- the same being the first Wednesday of said month and the time fixed by law for holding a regular term of said Court, when were present:

The Honorable EARLE C. MISENER County Judge
HAROLD SCHWEBKE Commissioner
RALPH ROBINSON Commissioner
SHIRLEY BOLEN Clerk
ROBERT V. PRICE Sheriff

WHEN, on \_\_\_\_\_, THE DAY OF \_\_\_\_\_, A.D., 19----- or the \_\_\_\_\_ Judicial day of said term, among others, the following proceedings were had, to-wit:

IN THE MATTER OF )
TRANSFER OF FUNDS ) COURT ORDER
FROM WEED CONTROL TO )
ROAD FUND )

NOW, it comes before the County Court setting in official business, the request for transfer of funds from the General Fund Weed Control Budget to the Road Department.

THEREFORE, the Union County Court DOES HEREBY AUTHORIZE the County Clerk and she shall transfer funds as listed herein:

Table with 3 columns: Item Code, Description, Amount. Includes items like Weed Foreman (\$1,044.00), Labor (804.00), Unemployment Ins. & Overtime (363.41), Payroll Expense (103.00), Equip. Maint. & Repair (153.35), Maint. & Util. & Radio (10.00). Total \$2,477.76. Transfer to Road Cash #12101 \$2,477.76.

DATED THIS 6 DAY OF April, 1977

Earle C. Misener County Judge
Harold Schwebke Commissioner
Ralph Robinson Commissioner

ROAD VIEWERS REPORT: ) IN THE MATTER OF ESTABLISHING A PUBLIC ROAD, ETC. ) DELORIS MELTON, Plaintiff ) WALTER L. OBENDORF AND VERNA OBENDORF, Defendants )

TO THE HONORABLE COUNTY COURT OF UNION COUNTY:

We, the Undersigned Viewers appointed by the County Court of Union County to view out and establish a road thru the Obendorf property to be used by Melton, on February 1st, 1977, did meet and made a thorough examination of the matter. The Road Viewers found that to avoid cutting anyones property in half by the access road and making the shortest and most direct route, that the access road be placed up the South and west boundary fence on the Obendorf property, T2S, R40 E, Section 21, to the Melton property. The Road Viewers also recommend a 60 foot right of way be purchased, damages sustained should be made by qualified appraiser.

Dated 5-3-77

LEAL W. GRAHAM
ALVIN CAMPBELL
BILL BOOTHMAN

July 6, 1977

UNION COUNTY COURT

FIRST JUDICIAL DAY

MATTER OF APPLETON CONDITIONAL USE PERMIT CONT.

Earle C. Misener	County Judge
Harold Schwebke	Commissioner
Ralph Robinson	Commissioner

BE IT REMEMBERED, htat at a regular term of the County Court of the State of Oregon, for the County of Union, sitting for the transaction of County business, begun and held at the Court House in the City of La Grande, in said County and State, on Wednesday, the 6th day of July, A.D., 1977 the same being the first Wednesday of said month and the time fixed by law for holding a regular term of said Court, when were present:

The Honorable	Earle C. Misener	County Judge
	Harold Schwebke	Commissioner
	Ralph Robinson	Commissioner

WHEN, on WEDNESDAY, the 6th day of JULY, A.D., 1977 or the Judicial day of said term, among others, the following proceedings were had, to-wit:

IN THE MATTER OF THE ESTABLISHMENT OF A WAY OF NECESSITY )

DELORIS MELTON, )

Petitioner, )

RESOLUTION OF THE UNION COUNTY COURT

WALTER L. OBENDORF and VERNA OBENDORF, )

Defendants. )

WHEREAS, the Union County Court has received a sworn petition from Deloris Melton, Petitioner, requesting the establishment of a Way of Necessity pursuant to ORS 376.105 et. seq., the Union County Court has found that:

- (1) County Road Viewers were appointed pursuant to ORS 376.105(1) to view out and establish a Way of Necessity to be used by said Petitioner; and
- (2) Said Road Viewers, on February 1, 1977, did meet and made a thorough examination of the matter pursuant to the prior Order of the Union County Court dated January 19, 1977; and
- (3) Interested persons were notified of the said meeting of February 1, 1977 pursuant to the aforementioned Union County Court Order dated January 19, 1977; and
- (4) The Road Viewers reported their findings to the Union County Court on May 4, 1977, at 1:30 p.m.; the aforementioned interested parties were notified of said meeting and were invited to attend the said meeting; and
- (5) The Road Viewers reported that in their opinion:
  - (a) That the said Way of Necessity be located upon the South and West boundary fence of the Obendorf property, Township 2 South, Range 40 East, Section 21 to the Petitioner's property in order to avoid cutting any interested parties property in half and to provide the shortest and most direct route for said Petitioner to the nearest public road; and
  - (b) That a 60-foot right-of-way be purchased and that damages sustained, if any, in the creation of the said way should be determined by a qualified appraiser; and
- (6) Pursuant to the aforementioned recommendations of said Road Viewers the Union County Court instructed George C. Bertels, Appraiser, Northwest Appraisals, to make an appraisal report on the above referenced parcel of land to determine just compensation as a result of the taking of the above referenced parcel of land; and
- (7) Mr. Bertels; appraisal, as of June 15, 1977, determined that just compensation for the taking of the above referenced parcel of land was in the amount of \$3,500.00; and

WHEREAS, the Union County Court is of the opinion that Petitioner has shown that it is necessary that Petitioner and the Public have ingress and egress to the Petitioner's land; and

WHEREAS, the Union County Court is of the opinion that the final report of the county Road Viewers of July 6, 1977 is just, it is hereby resolved that:

Absent an objection pursuant to ORS 376.115, a Union County Court Order shall be executed declaring the above referenced parcel of land a perpetual right-of-way within twenty (20) days after Petitioner has:

- (1) Paid compensation in the amount of \$3,500.00 to the owners of the above referenced parcel of land, Mr. and Mrs. W. L. Obendorf;
- (2) Paid the reasonable amount of \$80.00 for costs incurred by the County Road Viewers in the performance of their duties; and
- (3) Paid to Northwest Appraisals the reasonable cost of \$200.00 incurred in the performance of the abovementioned appraisal.

DATED this 6 day of July, 1977

Earle C. Misener	County Judge
Harold Schwebke	Commissioner
Ralph Robinson	Commissioner