

No 666

IN THE MATTER OF A  
**COUNTY ROAD**

PETITION OF

*John B. Scott*  
et al

Beginning at

Petition filed			1
Affidavit of Posting filed			1
Bond filed			1
Order Appointing Viewers and Surveyor made		Form	1
Page	Vol	Commissioners Journal	
Oaths filed			1
Viewers Reports filed			1
Viewers Reports filed			1
Order of Court made			1

*Final Order Aug 3 1916*

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**BUSHONG & CO**  
OFFICE BANK AND COUNTY SUPPLIES  
PORTLAND ORE

W. L. Howard

3/4/16

# BOND OF ROAD PETITIONERS.

Know All Men By These Presents, That we, John Gray  
and Gene Gray of the county of Union and State of Oregon, are held and firmly bound unto said County of Union in the full sum of ONE HUNDRED DOLLARS (\$100.00), the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators firmly by these presents.

Signed this 25<sup>th</sup> day of February A. D. 1916

Now, the conditions of the above obligation are such, that whereas,

John B. Scott and others have petitioned the County Court of said County of Union, at the April term, 1916, thereof, for a County Road, described in the petition and notice hereto annexed, as follows:

commencing, at a point on the east side of county road running North and south, at the southwest corner of the northwest quarter of section ten, township two north, range 40 E.W.M. running thence east one half a mile, on the line between the northwest quarter and the southwest quarter of said section ten, to the southeast corner of the Northwest quarter of said section ten, intersecting with county road running north and south, there terminating.

Now, if the above named John B. Scott,

shall well and truly pay, or cause to be paid, all costs and expenses that may be incurred by reason of the view or review of said road, in case the prayer of the petitioners be not granted or allowed, then that this obligation shall be void, otherwise to remain in full force and virtue.

John Gray (Seal.)  
Gene Gray (Seal.)

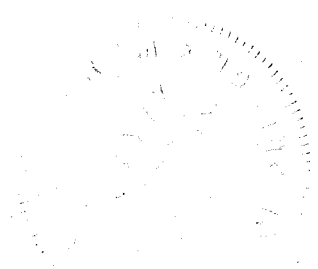
STATE OF OREGON, } ss.  
COUNTY OF UNION,

I, John Gray and Gene Gray each for himself, say I am worth the sum of TWO HUNDRED DOLLARS (\$200.00) over and above all debts and liabilities and property exempt from execution; that I am a resident householder in said county and State.

John Gray  
Gene Gray

Subscribed and sworn to before me this 25th day of February A. D. 1916

Gene Crum  
Notary Public for Oregon  
Com. Exp. Feb. 7-1917



IN THE  
**COUNTY COURT**  
FOR THE  
STATE OF OREGON  
FOR  
UNION COUNTY

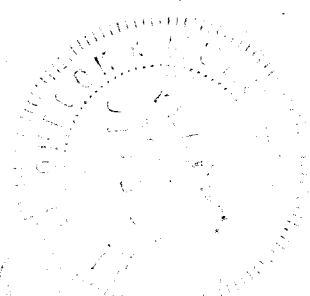
*In the matter of the*

*Proposed County  
road purchased by  
Sgt. John Scott et al.*

*Notes & affidavits*

FILED. *Apr. 4 1916*

*Geo. Wright*  
Clerk



STATE OF OREGON, )

County of Union, )

SS.

John B. Scott, being first duly sworn, say that I posted

several notices, of which the notice hereunto attached is a true and correct copy, in three public places in said county in the vicinity of the proposed road therein described, to-wit: One

at the SW corner of the NW 1/4 Section 10 T. 2 N. R. 40 E. W. M. on a Pine Tree;

One at the SE corner of the NW 1/4 Section 10 T. 2 N. R. 40 E. W. M. on a Pine tree;

One on a Pine tree in corner of Church Yard of Church situated one mile south of proposed road.

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the

28 day of February 1906

and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the

31 day of March 1906

I posted a true and correct copy of said notice at the place of holding Court for Union County, Oregon, to-wit:

On the front of the Court House door, in the City of La Grande, in the said County and State, and that said notices remained posted thirty days previous to the presentation of said petition as I verily believe.

John B. Scott

Subscribed and sworn to before me this 1st day of April 1906

Jesse Crum  
Notary Public for Oregon  
Commission Exp. Feb. 7-1917

# REPORT OF BOARD OF COUNTY ROAD VIEWERS.

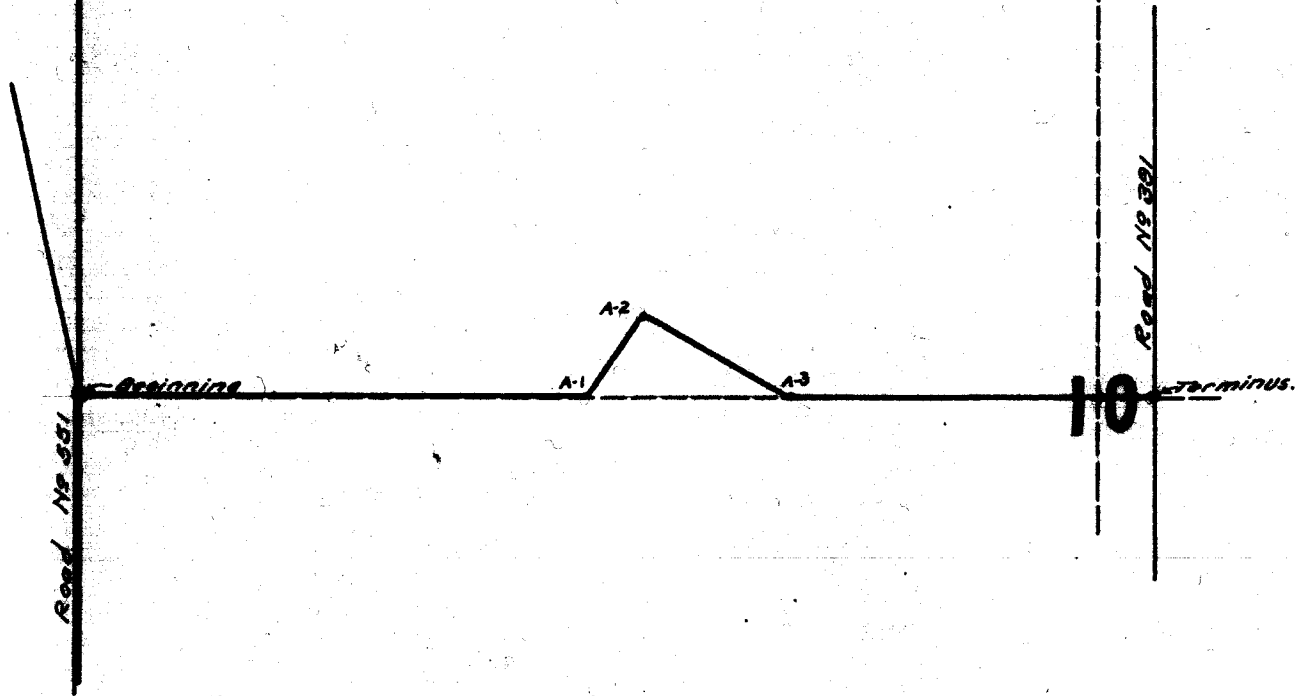
To the Honorable County Court for Union County, Oregon:

The undersigned Board of County Road Viewers, heretofore on the 3rd day of May 1906, instructed to view, lay out and alter the proposed county road, of which the survey hereto attached is a true and correct description, as petitioned for by J. B. Scott, et al., beg leave to report that on the 20th day of May 1906, in pursuance with said order, we proceeded to view out said proposed road for the whole distance thereof, and that in our opinions said proposed road should --- be laid out and established as a public highway of Union county, Oregon; that the same is practicable and would add greatly to the convenience of the householders residing in the vicinity thereof. We therefore recommend that said proposed road be ----- laid out and declared a public highway of said county. Length 2770 feet, One culvert required.  
\$100.00 should put the road in fairly good condition for travel.

*J. B. Scott*  
*W. J. Finn*  
*A. H. Parsons*

Board of County  
Road Viewers.

Township 2 North, Range 40 East, W.M.



# MAP

Showing road No Petitioned for by  
J.B. Scott, et al.

Scale, 1 in. = 500 Ft.

May 22, 1916. *L. P. Howland Co. Surveyor.*

Legend:—

- Proposed New road.
- Existing road.

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 7th day of June, A. D., 1916, 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 J. F. Phy, County Judge,  
C. A. Galloway, Commissioner,  
W. J. Townley, Commissioner,  
Ed Wright, Clerk,  
August Hug, Sheriff.

WHEN, on Thursday, the 8th day of June, A. D. 1916, or the second Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the proposed  
County road petitioned for by  
J. B. Scott, et al.

015'

Now at this time it is ORDERED that this matter be and the same is hereby continued for the term.

County Judge.



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 3rd day of May, A. D., 1916, 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 J. F. Phy, County Judge,  
C. A. Galloway, Commissioner,  
W. J. Townley, Commissioner,  
Ed Wright, Clerk,  
August Hug, Sheriff.

WHEN, on Thursday, the 4th day of May, A. D. 1916, or the second Judicial Day of said term, among others the following proceedings were had, to-wit:

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In the matter of the proposed County road petitioned for by J. B. Scott, et al. )  
----- )

Comes now J. B. Scott, one of the petitioners for the above named proposed County road, and presents to the Court the petition of himself and others, praying for the location and establishment of a County road described as follows, to-wit:

Commencing at a point on the East side of County road running north and south, at the Southwest corner of the Northwest quarter of Section Ten, Township Two North, Range 40, E.W.M., running thence east one half a mile, on the line between the northwest quarter and the Southwest quarter of said section ten, to the Southeast corner of the Northwest quarter of said Section Ten, intersecting with County road running North and South, there terminating.

And it appearing to the Court that said petition is signed by more than twelve freeholders of this county, residing in the road district where the hereinbefore described road is proposed to be and that said petition properly specifies the place of beginning, intermediate points and place of termination of said road, and it satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding County Court, to-wit: at the Court House in the town of La Grande, Union County, Oregon, and also in three public places in the vicinity of said proposed road, to-wit: one at the southwest corner of the Northwest Quarter Section 10, Tp. 2, R. 40, E.W.M., on a pine tree; one at the Southeast corner of the NW 1/4 Section 10, Tp. 2, R. 40, E.W.M., on a pine tree; and one on a pine tree in corner of church yard of church situated one mile south of proposed road., for more than thirty days immediately prior to the presentation of said petition to this court, notifying all persons concerned that application would be made to the court of the present session of this court, and that the notices so posted were in due form and duly signed by the petitioners, and that a bond for the cost of this proceeding has been duly given

ORDERED that L. D. Howell, County Surveyor, Wm. Sims and A.H. Parsons, constituting the Board of County Road Viewers, be and they are hereby directed to meet at the Brush Chapel Church north-

east of Elgin, on the 15th day of May, 1916, at the hour of twelve o'clock, or within five days thereafter, and proceed to survey, view and lay out said road according to law.

**County Judge.**

[Faint, illegible text, likely a legal notice or court order]

[Faint, illegible text, likely a list of names or a detailed legal document]

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 July, A. D., 1916, 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 J. P. Phy, County Judge,  
W. J. Townley, Commissioner,  
Ed Wright, Clerk,  
August Hag, Sheriff.

WHEN, on Friday, the 7th day of July, A. D. 1916, or the 3rd Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the proposed  
County road petitioned for by

J. B. Scott et al

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Now, at this time, it is ORDERED that this matter be, and the same is hereby continued for the term.

(Signed) J. P. Phy, County Judge.

W. J. Townley, Commissioner

**Be it Remembered,** That at a regular term of the County Court of the State of Oregon, for the County of Union, begun and held at the Court House, in the City of <sup>La Grande</sup> ~~Union~~, said County and State, on Wednesday, the 2nd day of August A. D. 1906, the same being the first Wednesday in said month and the time fixed by law for holding a regular term of said Court, when were present to-wit:

The Hon. J. F. Phy Judge, Presiding.  
The Hon. C.A. Galloway County Commissioner.  
The Hon. W.J. Townley County Commissioner.  
Ed Wright Clerk.  
August Hug Sheriff.

When on Thursday ~~day~~, the 3rd day of August A. D. 1906, or the 2nd Judicial day of said term, among others, the following proceedings were had, to-wit:

In the Matter of the Proposed County Road Petitioned  
for by John B. Scott et al.

836

This matter came to be heard at this time on the report of the Board of County Road Viewers for a second reading, as provided by law, said report being in words following to-wit:

REPORT OF BOARD OF COUNTY ROAD VIEWERS.

*To the Honorable County Court of Union County, Oregon:*

The undersigned Board of County Road Viewers heretofore on the 3rd day of May 1906, instructed to view, lay out and alter the proposed county road, of which the survey hereto attached is a true and correct description, as petitioned for by J.B. Scott et al., beg leave to report that on the 20th day of May 1906, in pursuance with said order, we proceeded to view out said proposed road for the whole distance thereof, and that in our opinions said proposed road should be laid out and established as a public highway of Union County, Oregon; that the same is practicable and would add greatly to the convenience of the householders residing in the vicinity thereof. We therefore recommend that said proposed road be laid out and declared a public highway of said county Length 2770 feet, One culvert required. \$100.00 should put the road in fairly good condition for travel.

L. D. Howland  
Wm. Fine  
A. H. Parsons

} Board of County  
Road Viewers.

And said report of the Board of County Road Viewers having been now publicly read in open court on two several days of the present term of the court, and it appearing to the court that said Board of County Road Viewers report favorably thereon, and recommend that said proposed road be established as a county road and be declared a public highway of Union County, Oregon, and all the

proceedings herein having been regular and according to law, and no remonstrance or claim for damages having been filed herein.

and there having been no cause shown why this proposed road should not be declared a public highway and ordered open according to law, and the court being satisfied from the report of the Board of County Road Viewers that such road will be of public utility; the report of the viewers being favorable thereto, and all the files and records of said proceedings having been submitted to the District Attorney, who has advised this court as to the legality of said proceedings, it is therefore considered and ordered by the court that the report of the Board of County Road Viewers be placed on record in this journal, and that the surveyor's profile and plat of the proposed road, and his field-notes of the survey thereof be placed on record in the Book of Plats of County Roads of Union County, Oregon, and that said proposed road be declared a public highway of Union County, Oregon, and ordered opened up and placed in repair for travel according to law, and that

Link Wood Road Supervisor of Road District No. 4, the same being the road district in which said road is located, be furnished with a copy of the petition herein, and a copy of this decree and ordered to open up said road and place the same in repair for travel.

(Signed) J.F. Phy County Judge.

C.A. Galloway Commissioner.

W.J. Townley Commissioner.

STATE OF OREGON, }  
COUNTY OF UNION, } ss.

I, \_\_\_\_\_, Clerk of the County Court of the State of Oregon for the County of Union, do hereby certify that the foregoing copy of Journal Entry has been by me compared with the original entry made in the above entitled proceedings, now remaining of record in my office; that it is a correct transcript therefor, and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the said court this \_\_\_\_\_ day of \_\_\_\_\_ A. D. 190\_\_\_\_\_

\_\_\_\_\_  
Clerk.

By \_\_\_\_\_  
Deputy.

# PETITION FOR COUNTY ROAD.

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TO THE HONORABLE COUNTY COURT, FOR UNION COUNTY, OREGON:

The undersigned freeholders, of Union county, Oregon, residing in the Road District where the hereinafter described road is proposed to be, respectfully petition your honorable body to lay out, alter and establish a County Road within said county, on the following line or route, to-wit:

Commencing at a point on the East side of County road running North and South, at the Southwest Corner of the Northwest quarter of Section Ten, Township Two North, Range 40 E. W. M. running thence East One-half a Mile, on the line between the Northwest quarter and the Southwest quarter of said section ten, to the Southeast corner of the Northwest quarter of said Section Ten, intersecting with County Road Running North and South, There terminating.

And in duty bound, your petitioners will ever pray, &c.

NAMES:

NAMES:

John B. Scott  
 W. F. Weiss  
 J. W. Whiting  
 Thomas Scott  
 Overton Scott  
 Jas. Bechtel  
 H. O. Harryman  
 A. E. Hewitt  
 J. E. Witherspoon  
 Albert Scott  
 J. W. English  
 J. W. Withers  
 D. P. Withers  
 W. J. Bault  
 Wilber Bault  
 Albe Fitzgerald  
 Homer Bechtel  
 John Gray

PETITION FOR COUNTY ROAD

IN THE  
COUNTY COURT  
FOR THE  
STATE OF OREGON  
FOR  
UNION COUNTY

In the matter of the

*Highway 100 Road*

*Petition for the*

*J. B. Hunt et al*

*Petition*

*Petition*

*Filed*

*March 3, 1911*

*Clark*