

No. 699

IN THE MATTER OF A
COUNTY ROAD

PETITION OF

C. C. Gates

et al

Beginning at a post marked in R
 about 50 yds west of the N E
 corner of S E 14 of Twp 14 of Sec
 13 Twp 3 N R 39 E W M

Petition filed *August 24* 1920

Affidavit of Postn. filed 1

Bond filed *August 24* 1920

Order Appointing Viewers and Surveyor
 made *October* Term 1920

Page *A* Vol. *493* Commissioners Journal

Oaths filed 1

Viewers Reports filed *Dec 22* 1920

Viewers Reports filed 1

Order of Court made *Jan 7* 1921

Petition denied

ll i f pl t fil i li pag b l g g t
 d l l l y b l p d f t t t t l l y



Petition for County Road

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:

..... Beginning at a post marked "NR" about ⁵⁰ rods ^{West} east of the NE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Saction Thirteen, Township 3 North, Range 39 E.W.M. thence diagonally to the SE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 13; above township and range; thence East one-fourth mile, thence South Three-fourth mile to the SE corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section Twenty-four in above township and range, thence in a southeasterly direction a distance of about 1/4 mile, terminating at County road leading to Palmer Junction, Oregon, near the NE corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section Twenty-five, in above township and range, marked by post marked N.R.

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

NAMES:

NAMES:

L. C. Cates
H. L. Baker
B. F. Howell
J. W. Gallaway
J. M. Darr
A. Kalkurn
D. W. Townsend
G. W. Rush
S. W. Hudson
H. W. Gent
C. E. Moore
J. M. Searles
M. C. Cropper

Free August 24, 1920
C. K. McComick
County Clerk

BOND OF ROAD PETITIONERS

Know All Men by These Presents, That we, Bert Oakman
and Mrs Mabel F. Oakman 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~~ ^{Two} HUNDRED DOLLARS (~~\$100.00~~ ^{\$200.00}) the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators firmly by these presents.

Signed this 24th day of August A. D., 1920

Now, the conditions of the above obligation are such, that whereas, C. C. Cates
J. L. Barker and others have petitioned the County Court of said County of Union, at the ~~March~~ October term, 1920 thereof for a County Road, described

in the petition and notice hereto annexed, as follows: Beginning at a post marked NE about 50 rods ~~east~~ ^{West} of the NE Cor. of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sect. ~~13~~ 13, Twp. 3 N. R. 39 E.W.M. thence diagonally to the SE Cor. of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sect. 13, thence East one-fourth mile, thence south Three-fourth mile to the SE Corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 24 in above Two and range, thence in a southeasterly direction a distance of about 1/4 mile, terminating at County road leading to Plamer Junction Oregon, near the NE Corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 25, in above Township and range, marked by post marked N.R.

Now, if the above named C. C. Cates et al 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.

Bert Oakman (Seal)
Mrs. Mabel F. Oakman (Seal)

STATE OF OREGON, } ss.
County of Union

I, Bert Oakman and Mabel F. Oakman each for himself, say ^{Four} ~~Two~~ HUNDRED DOLLARS, (~~\$200.00~~ ^{\$400.00}) over and above all debts and liabilities and property exempt from execution; that I am a resident householder in said county and State.

Bert Oakman
Mrs. Mabel F. Oakman

Subscribed and sworn to before me this 24th day of August A. D., 1920

C. F. McCarroll
County Clerk

Filed August 24, 1920
@ J. H. & Co. Smith
County Clerk

STATE OF OREGON, }
County of Union: } ss.

I, C. C. Cates

being first duly sworn, say that I posted three 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 About fifty rods west

of the Northeast corner of the S.E. 1/4 of the N.W. 1/4
Section 13, one at the S.W. corner of the N.E. 1/4
of the N.E. 1/4 Section 24 and one at the
intersection of the Palmer Junction road
near the N.E. corner of the N.E. 1/4 of the S.E. 1/2 Section
25, all in Township 37 N. Range 39 E. N.M. Union County Or.

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 21 day
of August 1920, and that ~~thereafter and thirty days previous to the presentation of said road~~

~~petition therein mentioned to-wit: On the 24 day of August 1920, 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 Union, in said County and State, and that said notices remained posted thirty days previous~~
La Grande
to the presentation of said petition as I verily believe.

C. C. Cates

Subscribed and sworn to before me this 21st day of September 1920.

June Crum

NOTARY PUBLIC FOR OREGON

My Comm. Expires Feb. 2, 1921

In re proposed
County Road petition
for by C. C. Carter et al

Affidavit of posting

Filed Sept 22, 1920
C. H. Mc Cormick
County Clerk

STATE OF OREGON,)
County of Union:) ss.

I, *C. H. McCormick*

being first duly sworn, say that, ~~I posted three 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~~

~~Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the~~ day
~~of~~ 1900, and that thereafter and thirty days previous to the presentation of said road
petition therein mentioned, to-wit: On the *24th* day of *August* 1900, I posted a true and
correct copy of ~~said~~ ^{*the attached*} 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*} ~~Union~~, in said County and State, and that said notices remained posted thirty days previous
to the presentation of said petition as I verily believe.

Subscribed and sworn to before me this

C. H. McCormick
6th day of *October* 1900
J. H. [unclear] Judge

NOTICE OF ROAD PETITION.

TO ALL PERSONS CONCERNED: You and each and all of you, will take notice that the undersigned freeholders, of Union county, Oregon, residing in the road district where the hereinafter described road is proposed to be, will at the next session of the County Court for Union county, Oregon, to-wit: on Wednesday, the ~~5th~~ day of **October** A. D. 1920... respectfully present to said court a petition praying said court to lay out, alter and establish a County Road within said county, on the following line, or route, to-wit:

----- Beginning at a post marked "NR" about ⁶⁰ rods ^{West} east of the NE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section Thirteen, Township 3 North, Range 39 E.W.M. thence diagonally to the SE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 13, above township and range, thence East one-fourth mile, thence South Three-fourth mile to the SE corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section Twenty-four in above township and range, thence in a south-easterly direction a distance of about 1/4 mile, terminating at County road leading to Palmer Junction, Oregon, near the NE corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section Twenty-five, in above township and range, marked by post marked N.R.

Dated at Elgin, Oregon, the 21 day of August A. D. 1920...

NAMES	NAMES
<i>L. G. Cates</i>	
<i>F. B. Baker</i>	
<i>B. F. Howell</i>	
<i>J. W. Gallaway</i>	
<i>J. M. Garr</i>	
<i>Al. Colburn</i>	
<i>W. W. Townsend</i>	
<i>Leyens Rush</i>	
<i>H. W. Bennett</i>	
<i>S. H. Hudson</i>	
<i>C. E. Moore</i>	
<i>J. M. Croghan</i>	
<i>M. C. Cropper</i>	

Passed 8/24/20

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 6th day of ^{Jan} October, A. D. 1920, 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. E. Phy, County Judge

W. J. Tomphey, Commissioner

G. K. McCormick, Clerk

Lee Warnick, Sheriff

^{12th} WHEN, on Wednesday, the 13th day of October A. D. 1920, 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
C. C. Cates et al.

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Comes now C. C. Cates, 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:

Beginning at a post marked "NR" about 50 rods West of the NE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section Thirteen, Township 3 North, Range 39 E.W.M., thence diagonally to the SE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 13; above township and range, thence East one-fourth mile, thence South three-fourth mile to the SE corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section twenty four in above township and range, thence in a southeasterly direction a distance of about 1 $\frac{1}{2}$ mile, terminating at County Road leading to Palmer Junction, Oregon, near the NE corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section twenty five, in above township and range, marked by post marked N.R.

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 City of La Grande, Union County, Oregon, and also in three public places in the vicinity of said proposed road, to wit:- One about fifty rods west of the NE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 13; one at the S.W. corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ Section 24, and one at the intersection of the Palmer Junction road near the N.E. corner of the NE $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ Section 25, all in Township 3, N. Range 39 E.W.M., Union County Oregon, 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 this court, at 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.

It is therefore ORDERED that D. J. McLellan, County Surveyor, and C. E. Moore, and J. M. Darr, constituting the Board of County Road Viewers, be, and they are hereby directed to meet at the beginning of said road, on Saturday, the 23rd day of October, 1920, at the hour of 9 o'clock A. M. and proceed to survey, view and lay out said road according to law, and file their report on or before October 25th, 1920.

(Sd) J. F. Phy, County Judge

C. A. Galloway, Commissioner

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Amey Dec 24 1920

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 November, A. D., 1920, 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,
C. K. McCernick, Clerk,
Lee Warnick, Sheriff.

WHEN, on Thursday, the 4th day of November, A. D. 1920, 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
G. C. Cates, et al.

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

(Sd) J. F. Phy, County Judge,
C. A. Galloway, Commissioner,
W. J. Townley, Commissioner.

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 day of
~~December~~ 19~~20~~, 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 G. G. Cates et al
..... et al, beg leave to report that on the 16th day of December, 19~~20~~,
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 not be laid out nor established as a public high-
way of Union County, Oregon; that the same is not practicable and would add.....
to the convenience of the householders residing in the vicinity thereof. We therefore recommend that said
proposed road be not laid out nor declared a public highway of said county. Owing to
~~fact that the road will not serve more than a very few people and the cost of the road~~
~~will be high owing to its length and some of the construction fetures we feel that it~~
~~would not be good policy to construct this road at this time. There is now a road~~
~~doing the service and while it has a few bad grades on it we think it will serve the purpo~~
~~ose until the country is settled more.~~

D. J. McFadden
J. M. Darr
R. E. Moore

} Board of County
Road Viewers.

In re proposed
County Road between
Van Dyke & E. Latta roads

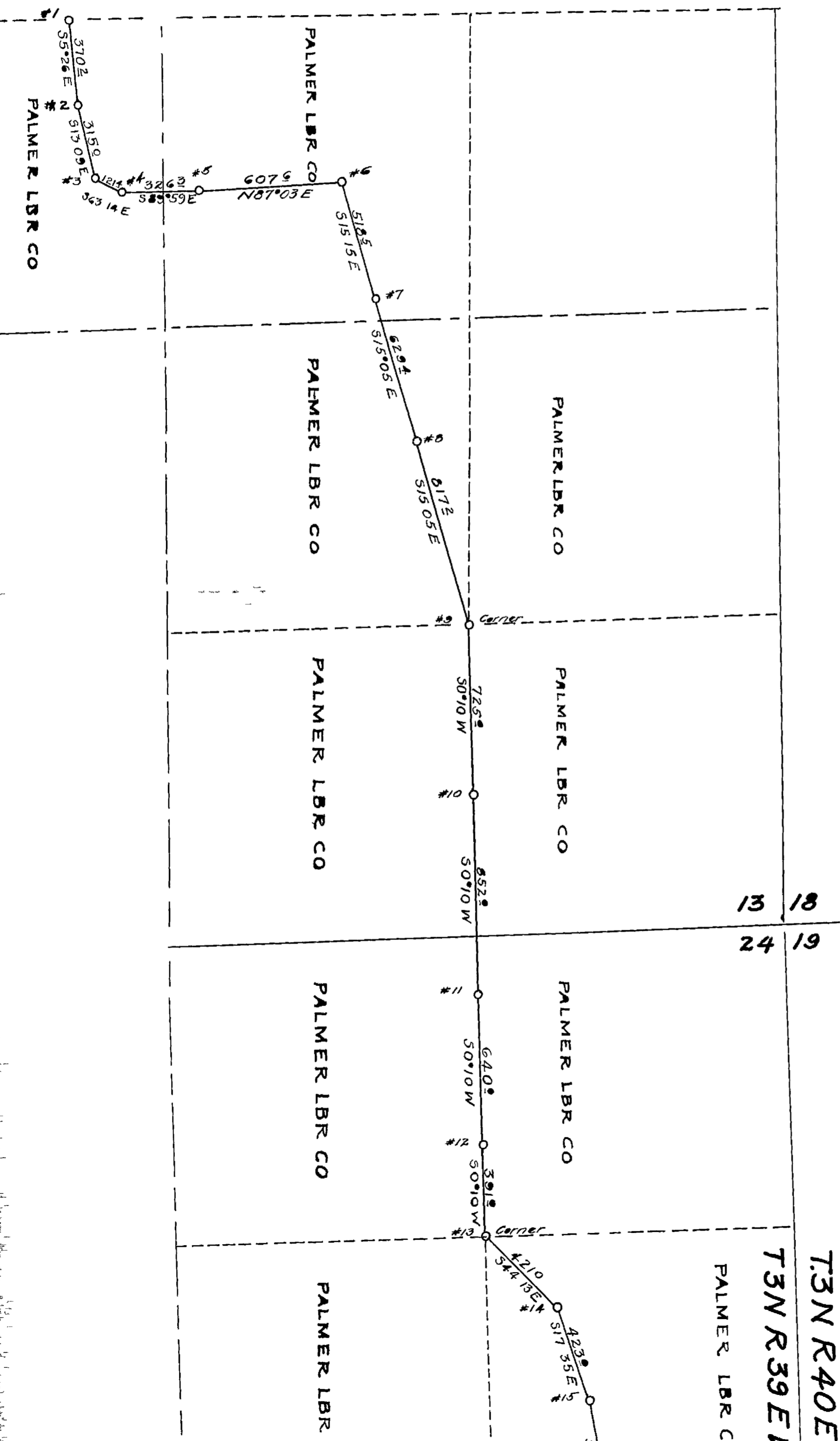
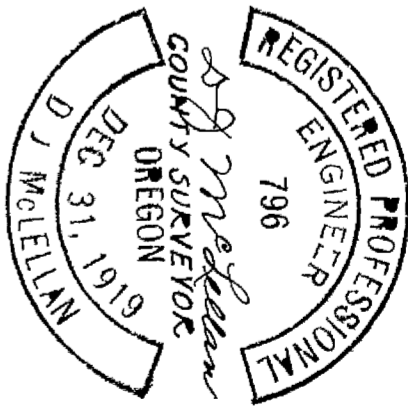
Report of the views

Filed Dec 22, 1920
J. K. McCombs
County Clerk

MAP OF PROPOSED COUNTY ROAD PETITIONED FOR
 BY C C CATES ET AL

DEC 21, 1920

SCALE 1" = 400'



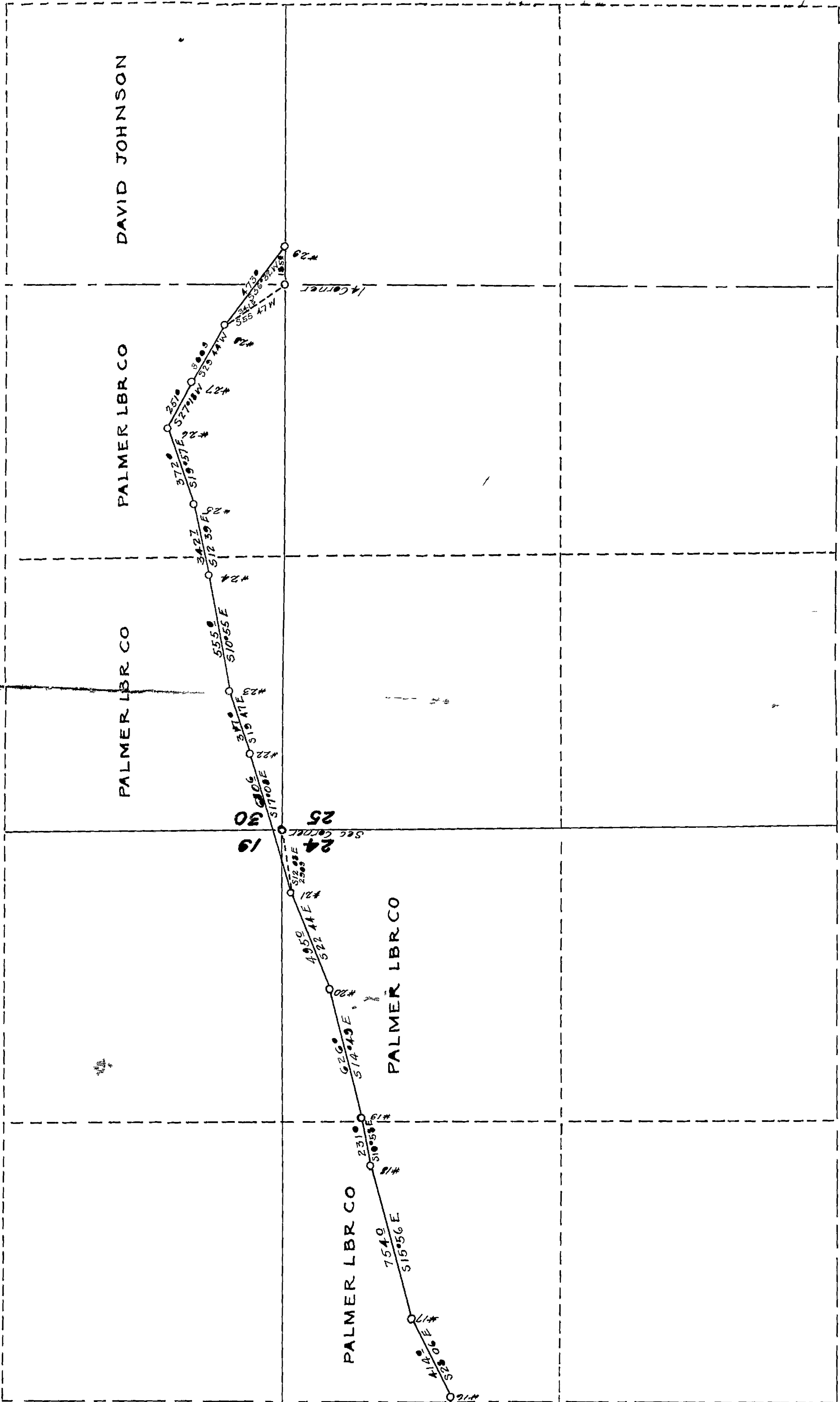
DAVID JOHNSON

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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 1st day of December A. D. 1920, 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
W. J. Townley, Commissioner
C. K. McCormick, Clerk
Lee Warnick, Sheriff

When, on Friday, the 3rd day of December, A. D. 1920, 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
C. C. Cates, et al.

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Now at this time it appearing to the Court that the Board of County Road Viewers heretofore appointed on October 13th, 1920, to survey, view and lay out the above entitled road, did not meet on the date set and failed to file their report on October 25th, 1920 as required in said order appointing said viewers,

It is therefore ORDERED that D. J. McLellan, County Surveyor, C. E. Moore and J. M. Darr be and they are hereby re-appointed as a Board of County Road Viewers and are hereby directed to meet at the beginning of said road on Wednesday, December 15th, 1920 at 10 A. M. and proceed to survey, view and lay out said proposed road according to law, or on failure to meet on said day, then within ten days thereafter. It is FURTHER ORDERED that said Board of County Road Viewers file its report with the Clerk of this Court on or before Saturday, December 25th, 1920.

(Sd) J. F. 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, 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., 1921, 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 U. G. Couch, County Judge,
_____, Commissioner,
J. F. Hutchinsen, Commissioner,
C. K. McFornick, Clerk,
Lee Warnick, Sheriff.

WHEN, on Wednesday, the 5th day of January, A. D. 1921, or the 1st 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
C. C. Cates, et al.

Now at this time the above entitled matter comes on to be heard for the first reading of the Viewers' Report, and said Report having been publicly read,

It is CONSIDERED AND ORDERED that said matter be and the same is hereby continued until Thursday, January 6th. 1921.

(Sd) U. G. Couch, County Judge,
J. F. Hutchinson, Commissioner.

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., 1921, 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 U. G. Couch, County Judge,
_____, Commissioner,
J. F. Hutchinsen, Commissioner,
C. K. McCormick, Clerk,
Lee Warnick, Sheriff.

WHEN, on Thursday, the 6th day of January, A. D. 1921, 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
G. G. Gates, et al.

Now at this time the above entitled matter came on to be heard for the second reading of the Viewers' Report, and said report having been read for the second time,

It is CONSIDERED AND ORDERED that said matter be and the same is hereby continued until Friday, January 7th, 1921.

(Sd) U. G. Couch, County Judge,
J. F. Hutchinsen, Commissioner.

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., 1921, 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 U. G. Couch, County Judge,
_____, Commissioner,
J. F. Hutchinsen, Commissioner,
C. K. McCernick, Clerk,
Lee Warnick, Sheriff.

WHEN, on Friday, the 7th day of January, A. D. 1921, 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 C. C. Cates, et al.

This matter came to be heard at this time on the report of the Board of County Road Viewers, said report having been read on two previous days of this term, to-wit: January 5th and 6th, as provided by law, being in words and figures as follows, to-wit:

"REPORT OF BOARD OF COUNTY ROAD VIEWERS.

IN THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned Board of County Road Viewers, heretofore on the ___ day of December, 1920, 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 C. C. Cates, et al., beg leave to report that on the 16th day of December, 1920, 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 not be laid out nor established as a public highway of Union County, Oregon; that the same is not practicable and would add to the convenience of the householders residing in the vicinity thereof. We therefore recommend that said proposed road be not laid out nor declared a public highway of said County owing to fact that the road will not serve more than a very few people and the cost of the road will be high owing to its length and some of the construction features we feel that it would not be good policy to construct this road at this time. There is now a road doing the service and while it has a few bad grades on it we think it will serve the purpose until the country is settled more.

D. J. McClellan) Board of County
J. M. Darr)
C. E. Moore) Read Viewers."

And it appearing to the Court that said Board of County Road

Viewers report unfavorably thereon, and recommend that said proposed road be not established as a county road or declared a public highway of Union County, Oregon,

It is therefore CONSIDERED AND ORDERED that said report be accepted and the petition for the above entitled road be and the same is hereby denied.

(Sd) U. G. Couch, County Judge,
J. F. Hutchinson, Commissioner.

SECOND JUDICIAL DAY

W EDNESDAY, OCTOBER 13th, 1920

In the matter of the application of James S. Burford for refund of taxes.

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

In the matter of the proposed County Road petitioned for by Chas. D. Johnson et al.

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

In the matter of the proposed County Road petitioned for by C. C. Cates et al.

Comes now C. C. Cates, 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:

Beginning at a post marked "NR" about 50 rods West of the NE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section Thirteen, Township 3 North, Range 39 E.W.M., thence diagonally to the SE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 13; above township and range, thence East one-fourth mile, thence South three-fourth mile to the SE corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section twenty four in above township and range, thence in a southeasterly direction a distance of about 1 $\frac{1}{2}$ mile, terminating at County Road leading to Palmer Junction, Oregon, near the NE corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section twenty five, in above township and range, marked by post marked N.R.

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 City of La Grande, Union County, Oregon, and also in three public places in the vicinity of said proposed road, to-wit:- One about fifty rods west of the NE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 13; one at the S.W. corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ Section 24, and one at the intersection of the Palmer Junction road near the N.E. corner of the NE $\frac{1}{4}$ of the S.E. $\frac{1}{2}$ Section 25, all in Township 3, N. Range 39 E.W.M., Union County, Oregon, 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 this court, at 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.

It is therefore ORDERED that D. J. McLellan, County Surveyor, and C. E. Moore and J. M.

SECOND JUDICIAL DAY

WEDNESDAY, OCTOBER 13th, 1920

Darr, constituting the Board of County Road Viewers be, and they are hereby directed to meet at the beginning of said road on Saturday, the 23rd day of October, 1920, at the hour of 9 o'clock A. M. and proceed to survey, view and lay out said road according to law, and file their report on or before October 25th, 1920.

In the matter of opening
the Ballot Boxes

Now at this time upon application of the County Clerk, it is ORDERED that said Clerk be and he is hereby authorized and directed to open the Ballot Boxes and burn the remaining ballots and stubs from the last election and prepare said boxes for use at the coming General Election.

In the matter of establishing
Polling Places for the General
Election

Now at this time it is ORDERED that the polling places for the various County precincts be and they are hereby reestablished as established by the order of this Court for the Primary Election, 1920.

In the matter of the application
of Bertha Moreland for cancella-
tion of lien against certain
property.

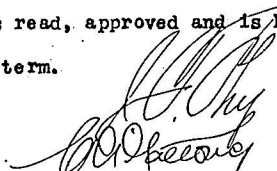
Now at this time it is ORDERED that this matter be and the same is hereby continued for the term.

In the matter of increasing the
Salary of the Deputy Water Master
assigned to the North Powder
River.

Now at this time is presented to the court the petition of Grant Dalton et al praying that the salary of the Water Master charged with the distribution of the waters of the North Powder River in Union County be fixed at the sum of \$7.50 per day, and it appearing to the court from said petition that the amount now allowed is not sufficient to enable the water users to secure the services of a competent man,

It is therefore CONSIDERED AND ORDERED that said application be and the same is hereby granted, and the salary of the Water Master charged with the distribution of the waters of the North Powder River is hereby fixed at \$7.50 per day.

Thereupon the Journal of today's proceedings was read, approved and is here now signed, and it was ORDERED that Court be now adjourned for the term.



County Judge



Commissioner



Commissioner

THIRD JUDICIAL DAY

FRIDAY, DECEMBER 3rd, 1920

into court by the petitioners of the sum of \$150.00 as damages for the benefit of Sarah A. Shappat.

In the matter of the proposed County Road petitioned for by C. C. Cates, et al.

Now at this time it appearing to the Court that the Board of County Road Viewers heretofore appointed on October 13th, 1920, to survey, view and lay out the above entitled road, did not meet on the date set and failed to file their report on October 25th, 1920 as required in said order appointing said viewers,

It is therefore ORDERED that D. J. McLellan, County Surveyor, C. E. Moore and J. M. Darr be and they are hereby re-appointed as a Board of County Road Viewers and are hereby directed to meet at the beginning of said road on Wednesday, December 15th, 1920 at 10 A. M. and proceed to survey, view and lay out said proposed road according to law, or on failure to meet on said day, then within ten days thereafter. It is FURTHER ORDERED that said Board of County Road Viewers file its report with the Clerk of this Court on or before Saturday, December 25th, 1920.

697 In the matter of the establishment of the Cove Cut-Off Road by Resolution.

Now at this time the above entitled matter comes on to be heard upon the report of the Board of County Road Viewers, said report being in words and figures as follows, towit:

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 4th day of November, 1920, 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 resolution of the County Court (Cove Cut-off Road) beg leave to report that on the 19th day of November, 1920, 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 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, and that no damages be allowed to any of the land owners thro whose land the road runs, but that the County construct all necessary fences. On T. H. Schwebke's land we recommend that two gates be put in the fences to allow passage from one field to another divided by this road and that by means of an underground crossing or thro arrangement between the County Court and A. B. Conley or the owner of the S.E.¼ of Sec. 15, Twp. 3, S. R. 39 E.W.M.; the stock belonging to T. H. Schwebke may get to water without opening and closing gates.

D. J. McLellan
W. D. Hanks
C. J. Black

Board of County Road Viewers

FIRST JUDICIAL DAY

WEDNESDAY, JANUARY 5th, 1921

\$10.00; Esther Powers \$7.50; Margaret Pearson \$10.00; America Roberts \$15.00; Mrs. J. O. Sage \$20.00; D. W. Souder \$15.00; Sarah Thompson \$7.50; Susie Trott \$10.00; John Vans, \$10.00; Mrs. Robt. Wilkinson \$5.00 and Carrie Jackson \$10.00.

It is FURTHER ORDERED that the allowance heretofore made Rebecca Galloway be discontinued.

In the matter of the proposed County Road petitioned for by C. C. Gates et al.

Now at this time the above entitled matter comes on to be heard for the first reading of the Viewers' Report, and said Report having been publicly read,

It is CONSIDERED AND ORDERED that said matter be and the same is hereby continued until Thursday, January 6th, 1921.

In the matter of the proposed County Road petitioned for by G. E. Stoddard et al.

Comes now G. E. Stoddard, 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 in the present County road approximately 550 ft. Northwest of the Southwest corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence in a Southerly direction following the course of what is commonly known as "Bear Canyon", connecting with the "Old Oregon Trail", at a point approximately 700 ft. southeast of the southwest corner of the NE $\frac{1}{4}$ all in section 35 Township 2, S. R. 37 E.W.M., in Union County, Oregon.

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 City of La Grande, Union County, Oregon, and also in three public places in the vicinity of said proposed road, to-wit:- One at the Post Office, Perry, Oregon; One at the crossing of the Highway under the Railroad Steel Bridge near Ore Dell; One at crossing of County Road over O-W.R.& N.Ry East of the Country Club building, 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 this court, at 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 costs of this proceeding has been duly given.

It is therefore ORDERED that D. J. McLellan, County Surveyor, and E. E. Bonham, and S. U. Evans, constituting the Board of County Road Viewers, be, and they are hereby directed to meet at the beginning of said road, on Wednesday, the 12th day of January, 1921, at the hour of 10 o'clock A.M. and proceed to survey, view and lay out said road according to law, and file their report on or before January 22nd, 1921.

Thereupon it was ORDERED that Court be now adjourned until Thursday, January 6th, 1921 at 9 o'clock A. M.

SECOND JUDICIAL DAY

THURSDAY, JANUARY 6th, 1921.

In the matter of the proposed County Road petitioned for by C. C. Cates, et al.

Now at this time the above entitled matter came on to be heard for the second reading of the Viewers' Report, and said report having been read for the second time,

It is CONSIDERED AND ORDERED that said matter be and the same is hereby continued until Friday, January 7th, 1921.

In the matter of designating official county newspapers for the year 1921.

Now at this time this matter came on for hearing upon the application of the Weekly Observer Star, and the Eastern Oregon Republican to be designated as the official County newspapers of Union County for the year 1921, and it appearing to the Court that both the said papers are of general circulation throughout the County and State and it appearing that there is no contest in said matter,

It is therefore CONSIDERED AND ORDERED that the La Grande Weekly Observer Star and the Eastern Oregon Republican be and they are hereby each designated as and for the official County newspapers of Union County.

In the matter of the approval of official bonds of the various County officials.

Now at this time is presented to the court the bonds of Lee Warnick, Sheriff, John Frawley, Treasurer, C. K. McCormick, County Clerk, David H. Procter, County Assessor, Mrs. A. E. Ivanhoe, School Superintendent, Daniel J. McLellan, Surveyor, Hal Bohnenkamp, Coroner, W. A. Maxwell, Justice of the Peace Union District and A. J. Patten, Constable Elgin District and it appearing to the court that said bonds are in due form of law and the sureties thereon being satisfactory to the court,

It is therefore CONSIDERED AND ORDERED that said bonds and each of them be and they are here now approved, and it is further ORDERED that the bonds of each of the County officers

Thereupon it was ORDERED that Court be now adjourned until Friday, January 7th, 1921, at 9 o'clock A. M.

THIRD JUDICIAL DAY

FRIDAY, JANUARY 7th, 1921

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In the matter of the proposed County Road petitioned for by G. C. Cates et al.

This matter came to be heard at this time on the report of the Board of County Road Viewers, said report having been read on two previous days of this term, towit: January 5th and 6th, as provided by law, being in words and figures as follows, towit:

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 ___ day of December, 1920, 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 G. C. Cates et al, et al., beg leave to report that on the 16th day of December 1920, 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 not be laid out nor established as a public highway of Union County, Oregon; that the same is not practicable and would add to the convenience of the householders residing in the vicinity thereof. We therefore recommend that said proposed road be not laid out nor declared a public highway of said County owing to fact that the road will not serve more than a very few people and the cost of the road will be high owing to its length and some of the construction features we fell that it would not be good policy to construct this road at this time. There is now a road doing the service and while it has a few bad grades on it we think it will serve the purpose until the country is settled more.

D. J. McLellan)
J. M. Darr) Board of County
C. E. Moore) Road Viewers.

And it appearing to the court that said Board of County Road Viewers report unfavorably thereon, and recommend that said proposed road be not established as a county road or declared a public highway of Union County, Oregon,

It is therefore CONSIDERED AND ORDERED that said report be accepted and the petition for the above entitled road be and the same is hereby denied.

Thereupon it was ORDERED that Court be now adjourned until Saturday, January 8th, 1921 at 9 o'clock A. M.