

No. *702*

IN THE MATTER OF A  
**COUNTY ROAD**

PETITION OF  
*S. C. Doty* et al

Beginning at *near the center corner*  
*of the east line of Sec 25,*  
*T. 32 R. 39 E. 1/4*

Petition filed *Sept 6* 1921  
 Affidavit of Posting filed *Sept 6* 1921  
 Bond filed *Sept 6,* 1921

Order Appointing Viewers and Surveyor  
 made \_\_\_\_\_ Term 1

Page \_\_\_\_\_ Vol \_\_\_\_\_, Commissioners Journal

Oaths filed 1  
 Viewers Reports filed 1  
 Viewers Reports filed 1  
 Order of Court made *Nov 7* 1921  
*opening road*

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

# 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:

Starting near the center corner of the east line of Sec. 25 Township 3 N. Range 39 then straight west along the center line of section 25 to the center corner of the west line of Sec. 25 Township 3 N. Range 39. Then following same line west to center corner of west line of Sec. 26 Township 3 N. R. 39 then south along Sec. line of 26 & 27 about  $\frac{1}{4}$  of a mile. Then bearing south of east down the creek across the south west  $\frac{1}{4}$  of the south west  $\frac{1}{4}$  Sec. 26 Township 3 N. R. 39. To pass between Amesberg's House and Barn. Bearing down the creek across south of east across the N. W.  $\frac{1}{4}$  Sec. 30 Township 3 N. R. 39. Bearing south of east across the N. E.  $\frac{1}{4}$  ~~of~~ S. W.  $\frac{1}{4}$  Sec. 30. And in duty bound your petitioners will ever pray, &c.  
Township 3 N. R. 39, where it joins county road about 20 Rods N.

NAMES: of School House. NAMES:

- George Bader
- Sadie Steers
- H. M. Schaffner
- R. J. Amesberg
- C. N. Miller
- W. J. Bailey
- J. J. Hudson
- J. H. Fager
- James Darr
- H. L. Bader
- ~~W. J. Johnson~~
- Wayton J. Brown
- W. J. Ekstein
- W. W. Binford
- R. C. Crapper
- V. E. Burnett
- G. S. Long
- C. Linn Doty
- S. C. Doty

**FILED**

SEP 7 - 1921

*A. H. McCormick*

COUNTY CLERK

**FILED**

SEP 7 - 1921

*W. M. Connick*

COUNTY CLERK



# BOND OF ROAD PETITIONERS.

Know All Men By These Presents, That we, Wm Eckstein  
and F. H. Fager of the county of Union and State of Oregon, are held and firmly bound unto said County of Union in the full sum of <sup>Two</sup> ~~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 5 day of September D. 1921.

Now, the conditions of the above obligation are such, that whereas, S. C. Doty and others have petitioned the County Court of said County of Union, at the September term, 1921, thereof, for a County Road, described in the petition and notice hereto annexed, as follows:

Starting near the center corner of the East line of Sec. 25 Township 3 N. Range 39 then straight west along the center line of Sec. 25 to the center corner of the west line of Sec. 25 Township 3. N. Range 39. Then following same line west to center corner of west line of Sec. 26 township 3. N.R. 39 then south along section line to within 40 rods of sec. 27 and southwest corner of Sec. 26 Township 3 N.R. 39 Then along old trail to the center of North line of Southeast one fourth Sec. 34 T. 3. N.R. 39. Then south to center of SE 1/4 Sec. 34 T. 3 N.R. 39 where it joins county road.

Now, if the above named S. C. Doty 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.

Wm Eckstein (Seal.)  
F. H. Fager (Seal.)

STATE OF OREGON, } ss.  
COUNTY OF UNION,

I, Wm Eckstein and F. H. Fager each for himself, say I am worth the sum of <sup>Two</sup> ~~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.

Wm Eckstein  
F. H. Fager

Subscribed and sworn to before me this 5th day of September A. D. 1921.

June Crown

NOTARY PUBLIC FOR OREGON  
My Commission Expires Feb. 6, 1925

# 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 7 day of September, A. D. 1911 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:

~~Starting near the center corner of the east line of Sec. 25 Township 3 N. Range 39 then straight west along the center line of Sec. 25 to the center corner of the west line of sec. 25 township 3. N. Range 39. Then following same line west to center corner of west line of Sec. 26 Township 3. N. R. 39 then straight along section line to within 40 rods of sec. 27 and southwest corner of sec. 26 Township 3. N. R. 39 Then along old trail to the center of north line of southeast one fourth sec. 24, 4. 3. N. R. 39. Then south to center of sec. 24 T. 3. N. R. 39 where it joins county road.~~

South along sec line of 26-27 about  $\frac{1}{2}$  of a mile then bearing south of E. down the creek a cross of the S. W.  $\frac{1}{4}$  of the S. W.  $\frac{1}{4}$  Sec. 6 Township 3 N. R. 39. To pass between Amshberg's House and barn bearing down the creek a crossed S. of E. a crossed S. E. N. W.  $\frac{3}{4}$  Sec. 27 Township 3 N. R. 39. Bearing S. of E. a crossed the N. E.  $\frac{1}{4}$  N. W.  $\frac{1}{4}$  of S. W.  $\frac{1}{4}$  Sec. 26. Township 3. N. R. 39. where it joins county Road about 40 Rods N. of School House.

Dated at Palmyra Oregon, the 5 day of July

A. D. 1911.

NAMES	NAMES
George Bader	W E Burnett
Sadie Steers	G D Lang
H. M. Schaffer	Clem Doty
R. F. Amshberg	S C Doty
W. D. Miller	
E. M. Bailey	
S. L. Hudson	
F. H. Jager	
James Darr	
J. L. Baker	
D. L. Johnson	
Clayton S. Brown	
Wm Eckstein	
Wm Bimperd	
M. C. Cropper	

8/3/21

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

I, S. C. Doty

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 at east end of proposed road by putting on old tree stump. - and one about the center of the route of proposed road on a fir tree snag near the corner of the S. C. Doty farm. and one on the west or north end of proposed road on a gate post on the Brown farm.

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 7<sup>th</sup> day of August 1921, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 31<sup>st</sup> day of August 1921, I <sup>had</sup> 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 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 5 day of September 1921

S. C. Doty  
James Crum

NOTARY PUBLIC FOR OREGON  
My Commission Expires Feb. 6, 1925

**FILED**

SEP 7 - 1921

*Wm. Dennis*  
COUNTY CLERK



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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 7th day of September, 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,  
C. A. Galloway, County Commissioner,  
J. F. Hutchinson, County Commissioner,  
C. K. McCormick, Clerk,  
Lee Warnick, Sheriff.

WHEN on Thursday, the 8th day of September, 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 S. C. Doty, et al.

0-6/10

Comes now S. C. Doty, 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:

Starting near the center corner of the east line of Sec. 25, Township 3 N. Range 39, then straight west along the center line of Section 25 to the center corner of the west line of Sec. 25, Township 3 N. Range 39, then following same line west to center corner of west line of Sec. 26 Township 3 N R 39, then South along Sec. line of 26 & 27 about 1/4 of a mile, then bearing south of east down the creek across the southwest 1/4 of the southwest 1/4 Sec 26 Township 3 N.R. 39 to pass between Amesbery's House and Barn bearing down the creek across south of east across the NW 1/4 Section 26 Township 3 N.R. 39, bearing south of E. across the NE 1/4 of SW 1/4 of Sec. 35 Township 3 N.R. 39, where it joins county road about 40 rods N of Schoolhouse.

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 specified 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 this city of La Grande, Union County, Oregon, and also in three public places in the vicinity of said proposed road to-wit: One on a stump at the beginning of said proposed road, One on a fir tree snag near the corner of the S. C. Doty Farm, and one on a gate post at the Brown Farm near the terminus of the 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 this Court at its present session 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 filed.

It is therefore ORDERED that J. F. Birney, County Roadmaster, and J. M. Darr, and ~~G. N. Moore~~, constituting a Board of County Road Viewers, be and they are hereby directed to meet at the Cabin Creek Schoolhouse on Wednesday, September 22th, 1921, at 2:00 P.M., or within ten days thereafter and proceed to survey, view and lay out said proposed road according to law, and that said Board of County Road Viewers file its report with this Court not later than September 24th, 1921.

October 22.

(Sgd)

U. G. Couch, County Judge,  
C. A. Galloway, Commissioner,  
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 2nd day of November, 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,  
C. A. Galloway, Commissioner,  
J. F. Hutchinson, Commissioner,  
C. K. McCormick, Clerk,  
Lee Warnick, Sheriff.

WHEN, on Monday, the 7th day of November, A. D. 1921, or the third Judicial Day of said term, among others the following proceedings were had, to-wit:

O-624

In the matter of the proposed road petitioned for by S. C. Doty, et al.

Now at this time the above entitled matter came on for final action upon the report of the Board of County Road Viewers, heretofore filed herein, said report having been publicly read on two separate days of this term of Court, to-wit: November 2nd and 3rd, and continued until this time for final action, said report being in words and figures as follows, to-wit:

"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 28th day of September 1921, 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 S. C. Doty, et al., beg leave to report that on the 28th day of Sept., 1921, 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 declared a public highway of said county 60 ft. wide. We agreed to pay Mr. F. G. Killian twenty-five and no/100 dollars (\$25.00) for damages

as the road goes through his cleared and plowed land.

J. F. Birney) Board of County  
J. M. Darr )  
D. A. Barnes) Road Viewers. "

And it appearing to the Court that said Board of County Road Viewers is favorable and that they recommend that said proposed road be established as a County Road and declared a public highway of Union County, Oregon, and all the proceedings herein having been legal and according to law and no remonstrance or claim for damages having been filed other than the damages recommended in the Viewers' report, and there having been no cause shown why this proposed road should not be declared a public highway and ordered open;

And the Court being satisfied from the report of the viewers that said road will be of public utility,

It is therefore CONSIDERED and ORDERED that said report be accepted and placed on record in the journal of this Court 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 and the same is hereby declared a public highway of Union County, Oregon.

It is further ordered that the County Clerk be and he is hereby authorized and directed to draw a warrant on the road fund of the County in favor of F. G. Killian as damages in accordance with the recommendation of the Board of County Road Viewers. *W. G. Couch* County Judge.

*B. A. Galloway* Commissioner  
*J. L. 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 2nd day of November, 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,
- C. A. Galloway, Commissioner,
- J. F. Hutchinson, Commissioner,
- C. K. McCormick, Clerk,
- Lee Warnick, Sheriff.

WHEN, on Wednesday, the 2nd day of November, A. D. 1925, 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  
S. C. Doty, et al.

Now at this time the above entitled matter comes on to be heard upon the report of the Board of County Road Viewers heretofore appointed to view said road, and said report having been publicly read, the same was continued until tomorrow for further action.

- (sd) U. G. Couch, County Judge,
- C. A. Galloway, Commissioner
- 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 2nd day of November, 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,  
C. A. Galloway, Commissioner,  
J. F. Hutchinson, Commissioner,  
C. K. McCormick, Clerk,  
Lee Warnick, Sheriff.

WHEN, on Thursday, the 3rd day of November, A. D. 1925, 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  
S. C. Doty, et al.

Now at this time the above entitled matter comes on to be heard for the second reading of the Viewer's Report, the said report having been publicly read for the second time, said matter was continued until November 7th, 1921, for further action.

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