

No 713

IN THE MATTER OF A
COUNTY ROAD

PETITION OF

W. W. Pinford et al

Beginning at *North End Main St Hug*
Add City Elgin Oregon

Petition filed *Mar 3* 1925

Affidavit of Posting filed *May 6* 1925

Bond filed *Mar 3rd* 1925

Order Appointing Viewers and Surveyor
made *May* Term 1925

Page Vol *10* Commissioners Journal

Oaths filed 1

Viewers Reports filed 1

Viewers Reports filed 1

Order of Court made *June 6* 1925
Petition denied

It is the duty of the clerk to file all papers filed in this office

M N F R & C
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:

Beginning at the North end of Main Street of Hugg's Addition to the City of Elgin, Union County, Oregon, being in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 10, Twp. 1 N. R. 39 E.W.M.; thence northerly about 7/8 miles along a lane where now located and used, to its terminis at about the center of the SE $\frac{1}{4}$ of Sec. 3, Township and Range, thence northerly a distance of 3/4 mile; along the most feasible route; intersecting with the present County Road at the NW corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec. 3, (being 3/4 mile East of the NW corner of said Sec. 3).

ADVANTAGES CLAIMED FOR SAID PROPOSED ROAD, are;

- Five farms now isolated from a County Road will be served by this one.
- Four farms will have direct connection with Thorny Grove School-house by county road where now they have no county road at all.
- Thirty families living north of the north end of proposed road will save 2 $\frac{1}{2}$ miles of travel on round trip to Elgin, over this proposed road.

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

NAMES:

W. W. Binfers
 James A. Widell
 Leo Widell
 John Widell
 H. W. Jourdant
 a. Thoral
 W. J. Brown Jr.
 W. O. Brown
 Perry Doty
 J. H. Fager
 J. H. Hawk
 V. E. Burnett
 Jesse N. Kalmback
 Leet Le Teater
 James A. Kieck
 H. C. Doty
 J. Schmitt
 J. P. Baumgardner
 Julius C. Hugg
 J. A. Masters

NAMES:

H. H. Culp
 J. C. Larkins
 Jennie Eckstein
 W. E. Brownell, M. D.

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 the North end of Main Street of Huggs' Addition to the City of Elgin, Union County, Oregon, being in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 10, Twp. 1 N. R. 39 E. W. M., thence northerly about 7/8 miles along a lane now located and used, to its terminus at about the center of the NE $\frac{1}{4}$ of Sec. 3, said Township and Range, thence northerly a distance of 3/4 mile, along the most feasible route, intersecting with the present County Road, at the NW corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec 3, (being 3/4 mile East of the NW corner of said Sec. 3).

ADVANTAGES CLAIMED FOR SAID PROPOSED ROAD, are :

Five farm now isolated from a County Road will be served by this one. Four farms will have direct connection with Thorny Grove School-house by county road where now they have no county road at all. Thirty families living north of the north end of proposed road will save 2 1/2 miles of travel on round trip to Elgin over this proposed road.

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

NAMES:

NAMES:

Edw. H. Huggs
Carl Gillett
Mrs. Clara Moore
E. C. Moore
W. H. Townsend
J. M. Longman
R. E. Townsend
Chas. Walps
James Harr
J. M. Durr
Cyrus Rush
Earl Moore
Wm. Robinson
~~*Wm. J. Dyer*~~
Miss Lucy Hoffman
S. E. Harris
J. C. Rice
W. H. Thompson
Garry Dutton
J. B. Weatherspoon

Wm C Alexander
Andrew Christensen
O. G. Ruttan

IN THE
COUNTY COURT

FOR THE
STATE OF OREGON
FOR
UNION COUNTY

In the matter of the

Proposed County Road

returned for by

W. H. Simpson et al

Petition

FILED March 3rd 19 22

W. H. Simpson et al
Clerk

By _____
Deputy

BOND OF ROAD PETITIONERS

Know All Men By These Presents That we, W. W. BINFORD
principal, and C. Moore as sureties, residents of
Union County, State of Oregon, are held and firmly bound unto the said County of Union in the penal
sum of Two Hundred Dollars (\$200) lawful money of the United States, for the payment of which
well and truly to me made we bind ourselves, our heirs, executors, administrators, and assigns for-
ever firmly by these presents.

The condition of the above obligation is such that whereas,
W. W. Binford and others have petitioned the County Court of
said County of Union, at the April term, 1925, thereof, for a County Road, described
in the petition and notice hereto annexed, as follows:

~~Beginning at the North end of Main Street of Huggs' Addition to the
City of Elgin, Union County, Oregon, being in the NW 1/4 of the SW 1/4 of Sec.
10, Twp. 1 N. R. 39 E.W.M., thence northerly about 7/8 miles along a lane
now located and used, to its terminis at about the center of the SE 1/4 of
Sec. 3, said Township and Range, thence northerly a distance of 3/4 mile
along the most feasible route, intersecting with the present County Road
at the NW corner of the NE 1/4 of the NE 1/4 of Said Sec. 3, (being 3/4 mile
East of the NW corner of said Sec. 3).~~

Now, if the above named W. W. Binford
or the petitioners for said road shall well and truly pay or cause to be paid to the said County of
Union, all costs and expenses that may be incurred by the said County of Union 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.

Witness our hands and seals this 3rd. day of March 1925.

Signed, sealed and delivered in

the presence of:

W. W. Binford (Seal)
C. E. Moore (Seal)

(Seal)

J. F. Holloway
J. E. ...
State of Oregon,
County of Union } ss.

We, C. Moore being duly sworn, depose and say, each for himself,
that I am a resident of said County and State, and a householder therein, and am worth the sum of
Four Hundred Dollars (\$400) over and above all my just debts and legal liabilities, and exclusive
of property exempt from execution. So help me God.

W. W. Binford
C. E. Moore

Subscribed and sworn to before me this 3rd. day of March 1925.

IN THE
COUNTY COURT

FOR THE
STATE OF OREGON
FOR
UNION COUNTY

In the matter of the

Proposed Security

Good partitioned land

by Williel Bonford

et al

Dand

FILED *March 31 19 25*

A. M. Carmichael
Clerk

By _____
Deputy

State of Oregon)
County of Union) ss.

I, C. K. Mc Carmick, being first duly sworn, say that I posted a notice, of which the notice hereunto attached is a true and correct copy, thirty days previous to the presentation of the road petition therein mentioned, to-wit: on the 4th day of March, 1925, on the front door of the Court House, in the City of La Grande, in Union County, Oregon, and that said notice remained posted thirty days previous to the presentation of said petition as I verily believe.

C. K. Mc Carmick

Subscribed and sworn to before me this 6th day of May,
1925.

H. G. Carsh

County Judge.

STATE OF OREGON, }
County of Union, } SS.

I, C. E. Moore, 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 on a fence post on the West side at the South end of said proposed road, one on a mail box post at the North end of said proposed road some 1/4 mile East of the Thorny Grove Schoolhouse, and one ~~on~~ about the center of said proposed road on the corner fence post of the J.F.T. Galloway farm, some 100 yards North of Gorden Creek, in SE 1/4 NE 1/4 of Sec. 3-2 N.R. 39 E.W.M.

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 5th day of March 1905, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the _____ day of _____ 190 , 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.

C E Moore

Subscribed and sworn to before me this 5th day of May 1905

[Signature]

NOTARY PUBLIC FOR OREGON

My Commission Expires Jan. 25, 1929

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 ~~18th~~ day of ~~April~~ *May* A. D., 192~~4~~⁵, 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 the North end of Main Street of Huggs' Addition to the City of Elgin, Union County, Oregon, being in the NW 1/4 of Sec. 10, Twp. 1 N. R. 29 E. W. 2 E., thence northerly about 7/8 miles along a lane where now located and used, to its terminus at about the center of the SE 1/4 of Sec. 5, said Township and Range, thence northerly a distance of 3/4 mile, along the most feasible route, intersecting with the present County Road, at the NW corner of the NE 1/4 of the NE 1/4 of said Sec 5, (being 3/4 mile East of the NW corner of said Sec. 5)~~

~~ADVANTAGES CLAIMED FOR SAID PROPOSED ROAD, are :~~

~~Five farm now isolated from an County Road will be served by this one. Four farms will have direct connection with Thorny Grove School-house by county road where now they have no county road at all. Thirty families living north of the north end of proposed road will save 2 1/2 miles of travel on round trip to Elgin over this proposed road.~~

Dated at Elgin Oregon, the 2nd day of March A. D., 192⁵.

NAMES	NAMES
W. W. BINFORD	S. G. HUDSON
JAMES A. WIDELL	CARL GILLETT
LEO WIDELL	MRS DORA MOORE
JOHN WIDELL	C. E. MOORE
H. W. GENT	W. H. TOWNSEND
D. W. TOWNSEND	J. M. CROGHAN
WM. S. BROWN Jr.	R. E. TOWNSEND
W? S? BROWN	CHAS HALFS
MERRY DOTY	JAMES DARR
F. H. FAGER	J. M. DARR
J. H. HOUX	CYRUS RUSH
V. E. BURNETT	EARL MOORE
JESSE M. KALEMBACK	WM. ROBINSON
CECIL C. GATES	W. H. RYSDAM
JAMES NICLOT	MISS LUCY HUFFMAN
S. C. DOTY	S. E. HARRIS
J. SCHMITTLE	J. C. RICE
I. P. BUMGARDNER	H. H. WEATHERSPOON
JULIUS C. HUG	GARY RUTTAN
J. A. MASTERSON	F. B. WEATHERSPOON
W. H. CULP	WM. C. ALEDANDER
J. C. LARKINS	ANDREW CHRISTIANSEN
JENNIE ECKSTEIN	O. G. RUTTAN.
W. E. BROWNELL, M.D.	
J. KBAULS	

1 WE THE UNDERSIGNED FARMERS AND PROPERTY OWNERS LIVING AND
2 OPERATING OUR FARMS ALONG THE PROPOSED ROAD WHICH WE UNDERSTAND
3 IS NOW BEING PETITIONED FOR OPENING TO THE COUNTY COURT OF UNION
4 COUNTY, STATE OF OREGON, COMMENCING AS FOLLOWS:- At the North
5 End of Main Street of Hug's Addition to Elgin, Oregon, running
6 thence North to the corner of County Road just east of the Thorny
7 Grove School House,
8 HEREBY OBJECT AND REMONSTRATE TO THE OPENING OF ANY SUCH COUNTY
9 ROAD. CLAIMING THAT SUCH COUNTY ROAD IS NOT NEEDED BY US WHO
10 ARE THE FARMERS LIVING ALONG SAID COUNTY ROAD, AND THAT THE
11 OPENING OF SUCH ROAD IS UNNECESSARY AND ONLY AN UNNECESSARY
12 EXPENSE TO UNION COUNTY, OREGON.

.....

12 J. A. H. Allgath

13 T. J. Meade

14 R. A. Olin

15 Garry Rutton

16 P. N. Johnson

17 A. McElenough

18 O. G. Rutton

19 Charley Churchill

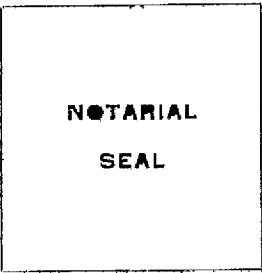
20 A. J. Vandervoort

STATE OF OREGON,

County of

ss

I, _____ being first duly sworn, depose and say that I am the _____ in the above entitled _____ and that the foregoing is true as I verily believe



Subscribed and sworn to before me this _____ day of _____ 19____

Notary Public for the State of Oregon

My Commission Expires _____

STATE OF OREGON,

County of

ss

I, _____ one of _____ Attorneys, do hereby certify that I have prepared the foregoing copy of _____ and have carefully compared the same with the original thereof, that it is a correct transcript therefrom and of the whole thereof _____ Oregon, dated the _____ day of _____ 19____

STATE OF OREGON,

County of

ss

Due service of the within _____ is hereby accepted in _____ County, _____ this _____ day of _____ 19____, by receiving a copy thereof, duly certified to as such by _____ Attorney for

Attorney for

No.

In the Court,
OF THE STATE OF OREGON
FOR COUNTY

Plaintif

VS

Defendant

Filed

19

By

Clerk

Deputy

Attorney for

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 May, A. D., 191²⁵, 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,
John Wells, Commissioner,
W. W. Stevens, Commissioner,
C. K. McCormick, Clerk,
Jesse Breshears, Sheriff.

WHEN, on Thursday, the 7th day of May, A. D. 191²⁵, 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 W. W. Binford, et al.

Comes now W. W. Binford, 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 the North end of Main Street of Hug's Addition to the city of Elgin, Union County, Oregon, being in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec 10, Twp 1 N., R 39 EWM, thence northerly about 7/8 miles along a lane where now located and used, to its terminis at about the center of the SE $\frac{1}{4}$ of Sec 3, said Township and Range, thence northerly a distance of 3/4 mile, along the most feasible route, intersecting with the present County Road at the NW corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec 3, (being 3/4 mile east of the NW corner of said Sec. 3),

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 on a fence post on the West side of the South end or beginning of said proposed road; one on a corner fence post of the J.F.T.Galloway farm, some 100 yards North of Gorden Creek; and one on a mail box post some 1/4 mile east of the Thorny Grove Schoolhouse, being 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 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 S. B. Morgan, County Roadmaster,

C. C. Welch, and Thomas Brasher, constituting a Board of County Road Viewers, be and they are hereby directed to meet at Elgin, Oregon, on Thursday, May 14th, 1925, at 10:00 A.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 May 23rd, 1925.

U. G. Couch, County Judge,

John Wells, Commissioner,

W. W. Stevens, Commissioner.

OATH OF ROAD VIEWERS.

State of Oregon }
County of Union } ss.

I, C. C. Welch do solemnly swear
that I will support the Constitution of the United States and
the Constitution and laws of the State of Oregon and that I will
perform the duties of Road Viewer to the best of my ability and
understanding, so help me God.

C. C. Welch

Subscribed and sworn to before me this 18th day of
May, 1929

A. B. Morgan
County Roadmaster

OATH OF ROAD VIEWERS.

State of Oregon)
County of Union) ss.

I, Thos Brasher do solemnly swear
that I will support the Constitution of the United States and
the Constitution and laws of the State of Oregon and that I will
perform the duties of Road Viewer to the best of my ability and
understanding, so help me God.

Thos Brasher

Subscribed and sworn to before me this 18th day of

May, 1925

Thos Brasher
J. M. Magan
County Prothonotary

In re proposed
County Road between
for the relief of Benford
chick.

State of Tennessee

Filed May 19, 1935
at Knoxville
County Clerk

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 June, A. D., 191²⁵, 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,
John Wells, Commissioner,
W. W. Stevens, Commissioner,
C. K. McCormick, Clerk,
Jesse Breshears, Sheriff.

WHEN, on Wednesday, the 3rd day of June, A. D. 191²⁵, 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 W. W. Binford, et al.

Now at this time the above entitled matter comes on for the first reading of the report of the Board of Road Viewers heretofore appointed to view said road and said report having been publicly read in open Court,

It is ORDERED that said report be and the same is hereby continued until tomorrow for a second reading.

U. G. Couch, County Judge,
John Wells, Commissioner,
W. W. Stevens, 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 3rd day of June, A. D., 19²⁵, 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,
John Wells, Commissioner,
W. W. Stevens, Commissioner,
C. K. McCormick, Clerk,
Jesse Breshears, Sheriff.

WHEN, on Thursday, the 4th day of June, 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 W. W. Binford, et al.

Now at this time the above entitled matter comes on for the second reading of the report of the County Road Viewers and said report having been publicly read in open Court for the second time,

It is ORDERED that same be continued until Saturday, June 6th, 1925, for final action.

U. G. Couch, County Judge,
John Wells, Commissioner,
W. W. Stevens, 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 3rd day of June, A. D., 19²⁵, 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,
Sohn Wells, Commissioner,
W. W. Stevens, Commissioner,
C. K. McCormick, Clerk,
Jesse Breshears, Sheriff.

WHEN, on Saturday, the 6th day of June, A. D. 19²⁵, or the third 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 W. W. Binford, et al.

Now at this time this matter comes on for final consideration of the report of the Board of County Road Viewers, said report having been publicly read in open Court upon two previous days this term, to-wit: June 3 and 4th, said report being in the following words, 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 14th day of May, 1925, instructed to view, lay out and alter the proposed County Road, of which the survey heretofore attached is a true and correct description, as petitioned for by W. W. Binford, et al, beg leave to report that on the 18th day of May, 1925, 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 nothing 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.

First: the proposed road is not altogether practical.

Second: It would incur quite an expense.

Third: We found that very few people would be

benefited, and very little trafic on the proposed road.

Fourth: We found the people tributary to road very much divided as to the convenience of trafic generally.

C. C. Welch	}	Board of County Road Viewers."
Thos. Brasher		
S. B. Morgan		

and it appearing to the Court that said report is unfavorable and that the Viewers recommend that said proposed road be not opened; and it further appearing that a number of free-holders residing in the vicinity of said proposed road have filed objections to the opening of said road,

It is CONSIDERED, ORDERED AND ADJUDGED that the petition be denied and that said proposed road be not opened or declared a public highway.

U. B. Couch, County Judge,

John Wells, Commissioner,

W. W. Stevens, 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 6th day of May, A. D., 1925, 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,
- John Wells, Commissioner,
- W. W. Stevens, Commissioner,
- C. K. McCormick, Clerk,
- Jesse Breshears, Sheriff.

WHEN, on Thursday, the 7th day of May, 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 W. W. Binford, et al.

Comes now W. W. Binford, 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 the North end of Main Street of Hug's Addition to the City of Elgin, Union County, Oregon, being in the NW 1/4 of the SW 1/4 of Sec. 10, Twp 1 N., R 39, EWM., thence northerly about 7/8 miles along a lane where now located and used, to its terminis at about the center of the SE 1/4 of Sec. 3, said Township and Range, thence northerly a distance of 3/4 mile, along the most feasible route, intersecting with the present County Road at the NW corner of the NE 1/4 of the NE 1/4 of said Sec. 3, (being 3/4 mile East of the NW corner of said Sec. 3).

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 on a fence post on the West side of the South end or beginning of said proposed road; one on a corner fence post of the J.F.T.Galloway farm, some 100 yards North of Gorden Creek; and one on a mail box post some 1/4 mile East of the Thorny Grove Schoolhouse, being 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 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 S. B. Morgan, County Roadmaster,

C. C. Welch, and Thomas Brasher, constituting a Board of County Road Viewers, be and they are hereby directed to meet at Elgin, Oregon, on Thursday, May 14th, 1925, at 10:00 A.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 May 23rd, 1925.

Ch. G. Couch County Judge,
John Wells Commissioner,
W. W. Stevens Commissioner.

SECOND JUDICIAL DAY

THURSDAY, MAY 7th, 1925.

In the matter of the application
of David A. Rowland for County Aid.

Now at this time this matter comes on to be heard upon the application of David A. Rowland for County Aid and it appearing to the Court from said application that the said David A. Rowland is of the age of 76 years and that by reason of his advanced age and physical condition is unable to earn a livelihood; that he has no funds with which to support himself and has no relatives or friends who are willing or able to assist him and the Court having investigated the circumstances of the applicant and being fully advised in the premises,

It is CONSIDERED AND ORDERED that said application be granted and the County Clerk is hereby authorized and directed to draw a warrant on the General Fund of the County each month in the sum of \$7.50 in favor of said David A. Rowland until the further orders of this Court.

In the matter of the application
of E. L. Bussey, for County Aid.

Now at this time this matter comes on to be heard upon the application of E. L. Bussey for County Aid and it appearing to the Court from said application that the said E. L. Bussey is of the age of 76 years and that by reason of his advanced age and physical condition is unable to earn a livelihood; that he has no funds with which to support himself and has no relatives or friends who are willing or able to assist him and the Court having investigated the circumstances of the applicant and being fully advised in the premises,

It is CONSIDERED AND ORDERED that said application be granted and the County Clerk is hereby authorized and directed to draw a warrant on the General Fund of the County each month in the sum of \$7.50 in favor of said E. L. Bussey until the further orders of this Court.

In the matter of the proposed
County Road petitioned for by
W. W. Binford, et al.

Comes now W. W. Binford, 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 the North end of Main Street of Hug's Addition to the city of Elgin, Union County, Oregon, being in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 10, Twp. 1 N., R 39, EWM, thence northerly about 7/8 miles along a lane where now located and used, to its terminis at about the center of the SE $\frac{1}{4}$ of Sec. 3, said Township and Range, thence northerly a distance of 3/4 mile, along the most feasible route, intersecting with the present County Road at the NW corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Sec. 3, (being 3/4 mile East of the NW corner of said Sec. 3),

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 on a fence post

SECOND JUDICIAL DAY

THURSDAY, MAY 7th, 1925.

on the West side of the South end or beginning of said proposed road; one on a corner fence post of the J. F. T. Galloway farm, some 100 yards North of Gorden Creek; and one on a mail box post some 1/4 mile East of the Thorny Grove Schoolhouse, being 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 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 S. B. Morgan, County Roadmaster, C. C. Welch, and Thomas Brasher, constituting a Board of County Road Viewers, be and they are hereby directed to meet at Elgin, Oregon, on Thursday, May 14th, 1925, at 10:00 A.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 May 23rd, 1925.

In the matter of the claim of George Driskell for indemnity for diseased cow slaughtered under the provisions of Chapter 215, Laws of 1923.

Now at this time is presented to the Court the claim of George Driskell in the sum of \$14.00 as indemnity for one cow over two years old, slaughtered under the provisions of the Chapter 215, Laws of 1923, and it appearing to the Court from the certificate of H. W. Riley, the Veterinarian supervising the slaughter of said animal, that said animal was killed on February 14th, 1925, at La Grande, Oregon, and from the affidavit of George Driskell, the claimant, that said animal was owned in the State the required length of time to come under the provisions of Chapter 215, Laws of 1923, and it further appearing that the requirements relative to the disinfection of the stables where said animal was kept have been complied with, and no one having appeared to resist said claim,

It is CONSIDERED AND ORDERED that the same be and is hereby allowed in the sum of \$14.00 and the County Clerk is hereby authorized and directed to draw a warrant on the General Fund of the County in favor of George Driskell in the sum of \$7.00, said sum being one half of said claim and the amount to be paid by Union County.

In the matter of the application of H. I. Robinson for a Dance Hall Permit.

Now at this time is presented to the Court the application of H. I. Robinson for a license to conduct a public dance hall at Perry, Oregon, and it appearing to the Court that the applicant is a person of good moral character

It is hereby ORDERED that the County Clerk issue a license to the said H. I. Robinson to conduct a dance hall with a floor space of 1800 square feet at Perry, Oregon, during the year 1925.

In the matter of the approval of the bond of E. J. Sencerbox, Justice the Peace for North Powder District.

Now at this time is presented to the Court for approval the bond of E. J.

FIRST JUDICIAL DAY

WEDNESDAY, JUNE 3rd, 1925.

Esther Powers, \$12.00; Margaret Pearson, \$10.00; Margaret Pearson, \$10.00; Delia M. Scott, \$15.00; Sarah Thompson, \$7.50; Louisa Williams, \$10.00; Benj. V. Willis, \$15.00; Andrew J. Rose, \$10.00; Martha Buchanan, \$10.00; David Rowland, \$7.50; E. L. Bussey, \$7.50.

In the matter of the monthly allowance to Charles H. Jones.

Now at this time it is ORDERED that the allowance of \$17.50 per month heretofore granted to Charles H. Jones as County Aid be and the same is hereby discontinued.

In the matter of the proposed County Road petitioned for by W. W. Binford, et al.

Now at this time the above entitled matter comes on for the first reading of the report of the Board of Road Viewers heretofore appointed to view said road and said report having been publicly read in open Court,

It is ORDERED that said report be and the same is hereby continued until tomorrow for a second reading.

Thereupon it was ORDERED that Court be now adjourned until Thursday, June 4th, 1925, at 9:00 o'clock, A.M.

SECOND JUDICIAL DAY

THURSDAY, JUNE 4th, 1925.

Court met pursuant to adjournment.

Present: Same officers as on last Judicial Day.

Due proclamation of the opening of Court having been made, the Journal of the last day's proceedings was read, approved and is here now signed.

H. G. Baum County Judge,
John Wille Commissioner,
W W Stevens Commissioner.

Whereupon the following proceedings were had, to-wit:

In the matter of the proposed County Road petitioned for by W. W. Binford, et al.

Now at this time the above entitled matter comes on for the second reading of the report of the County Road Viewers and said report having been publicly read in open Court for the second time,

It is ORDERED that same be continued until Saturday, June 6th, 1925 for final action thereon.

In the matter of the cancellation of County Warrants issued more than 7 years prior to July 1st, 1925.

Now at this time comes C. K. McCormick, County Clerk, and presents to the Court the following list of County Warrants which were issued more than 7 years prior to July 1st, 1925, and which have never been paid, viz:

GENERAL FUND

July 5, 1917	1901	Ah Hong	\$2.20
July 5, 1917	1916	R. E. L. Holt	2.20
July 5, 1917	2095	Grace Hardin	17.50
July 5, 1917	2208	F. M. Cox	1.50
July 5, 1917	2219	Wm. Evans	1.25
Aug. 1, 1917	2360	Chas. Gekeler	6.20
Aug. 1, 1917	2564	Dr. J. P. Myers	1.25
Aug. 1, 1917	2651	Grace Hardin	17.50
Sept. 5, 1917	2829	R. Edwards	6.60
Sept. 5, 1917	2971	Grace Hardin	17.50
Oct. 3, 1917	3098	Mabel Marlin	3.20
Oct. 3, 1917	3102	L. E. King	4.60
Oct. 3, 1917	3202	Ellen Palmer	10.00
Oct. 3, 1917	3289	Ed. Halley	3.00
Nov. 7, 1917	3363	Nathan Daron	6.60
Nov. 7, 1917	3396	Miles Houseman	3.20
Nov. 7, 1917	3397	W. R. Ledbetter	6.20
Nov. 7, 1917	3411	John Brant	8.20
Nov. 7, 1917	3555	John N. Young	1.70
Nov. 7, 1917	3557	T. J. Thurman	1.70
Nov. 7, 1917	3558	L. D. Shively	1.70
Nov. 7, 1917	3673	Mella J. Atteberry	12.50
Jan. 2, 1918	55	Archie Stephenson	2.10 rd
Feb. 6, 1918	289	J. C. Christiansen	2.20
Feb. 6, 1918	490	D. W. Miller	1.50 rd
Feb. 6, 1918	522	Standley O'Bryan	25.50
Feb. 6, 1918	523	Wesley O'Bryan	5.25
June 5, 1918	1668	J. B. Wilson	12.03

and the Court being fully advised in the premises,

It is therefore CONSIDERED AND ORDERED that the Clerk be and he is hereby authorized and directed to advertise said warrants for cancellation in the manner provided by law.

THIRD JUDICIAL DAY

SATURDAY, JUNE 6th, 1925.

Court met pursuant to adjournment.

Present: Same officers as on last Judicial Day.

Due proclamation of the opening of Court having been made, the Journal of the last day's proceedings was read, approved, and is here now signed.

B. G. Louch County Judge,
John Wells Commissioner,
W W Stevens Commissioner.

713

Whereupon the following proceedings were had, to-wit:

In the matter of the proposed county road petitioned for by W. W. Binford, et al.

Now at this time this matter comes on for final consideration of the report of the Board of County Road Viewers, said report having been publicly read in open Court upon two previous days this term, to-wit: June 3 and 4th, said report being in the following words, 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 14th day of May, 1925, 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 W. W. Binford, et al., beg leave to report that on the 18th day of May, 1925, 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 nothing 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.

First: the proposed road is not altogether practical.

Second: It would incur quite an expense.

Third: We found that very few people would be benefited, and very little traffic on the proposed road.

Fourth: We found the people tributary to road very much divided as to the convenience of traffic generally.

C. C. Welch) Board of County
Thos. Brasher) Road Viewers.
S. B. Morgan)

and it appearing to the Court that said report is unfavorable and that the Viewers recommend that said proposed road be not opened; and it further appearing that a number of free-holders residing in the vicinity of said proposed road have filed objections to the opening of said road,

It is CONSIDERED, ORDERED AND ADJUDGED that the petition be denied and that said proposed road be not opened or declared a public highway.

In the matter of the opening of bids for the grading of Unit "A" of the Alicel-Lower Cove Market Road.

Now at this time this matter comes on for the opening of bids for the grading of Unit "A" of the Alicel-Lower Cove Market Road and it appearing to the Court that six bids have been filed, the same were ordered opened and read by the Clerk, and found to be as follows:

Swartley Brothers: Concrete Pipe, \$10,599.25;
Galvanized Iron Pipe - - - -

George Shevar: Concrete Pipe, \$11,442.55
Galvanized Iron Pipe, \$11,461.90;