

No.

Register

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IN PROBATE

UNION COUNTY  
OREGON

ESTATE OF

*G. M. Richey*

Deceased

*Mayme Richey*  
*Executrix*

ATTORNEYS

*H. E. Dixon*

MANUFACTURED BY  
KILHAM STATIONERY & PRINTING CO.  
238 S. W. FIFTH AVENUE AT OAK  
PORTLAND, OREGON

728-A

In the matter of the  
Vacation of County Road  
No. 480

Ordered vacated July 3, 1930

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 2 day of April A.D., 1930, 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,
- W. W. Stevens, Commissioner,
- W. R. Ledbetter, Commissioner,
- C. K. McCormick, Clerk,
- Jesse Breshears, Sheriff.

WHEN, on Thursday, the 3rd day of April A.D., 1930, or the 2nd judicial day of said term, among others the following proceedings were had, to-wit:

In the matter of the vacation of County Road No. 480.

WHEREAS, It appearing to the County Court of Union County, Oregon, that County Road number 480, more particularly described as follows, to-wit: beginning 1320 feet east of the section corner common to sections 19 and 30 T 2 N, R 40 EWM and sections 24 and 25 T 2 N, R 39 EWM, thence south 1620 feet said point being approximately 1620 feet south and 1320 feet east of the above described section corner, is useless as a part of the general road system of Union County, and is burdensome to maintain, and

WHEREAS, the public will be benefited by the vacation of said road, therefore

BE IT RESOLVED that such proceedings as are required by law will be taken to vacate said above described road.

- (sd) U. G. Couch, County Judge,
- W. R. Ledbetter, Commissioner,
- W. W. Stevens, Commissioner.

May 8, 1930.

For the Partial Road Vacation of Road No.480  
In Section 30 T 2N R40 EWM

To the Honorable County Court of Union County, Oregon:

I beg leave to report that on the 7th day of April, 1930, in pursuance with said order, I proceeded to view out that portion of the present county road No. 480, as described as follows:

Beginning 1320 feet east of the section corner common to sections 19 and 30 T 2N R40 EWM and sections 24 and 25 T 2N R39 EWM, thence south 1620 feet said point being approximately 1620 feet south and 1320 feet east of the above described section corner.

The above described road has been taken care of by the opening of a new road which was opened and built in the year 1929.

I therefore recommend that the above described road be closed.

Respectfully submitted,  
  
County Engineer.

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 7 day of September, A.D., 1930, 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,

W. W. Stevens, Commissioner,

W. R. Ledbetter, Commissioner,

C. K. McCormick, Clerk,

Jesse Breshears, Sheriff.

WHEN, on Thursday, the 8th day of May A.D., 1930, or the 2nd judicial day of said term, among others the following proceedings were had, to-wit:

In the matter of the proposed vacation of a portion of county road No. 480.

Now at this time, it appearing to the court that the County Roadmaster has viewed that portion of the above entitled road proposed to be vacated and has filed a written report recommending vacation thereof,

It is CONSIDERED AND ORDERED that July 2nd, 1930, at 10 AM at the County Court Room at the Court House at La Grande, Oregon, be fixed as the time and place for hearing said report and the County Clerk is hereby directed to give notice of said hearing for the time and in the manner provided for by law.

(sd) U. G. Couch, County Judge,

W. W. Stevens, Commissioner,

W. R. Ledbetter, Commissioner.

NOTICE OF ROAD VACATION

NOTICE IS HEREBY GIVEN that the County Court of Union County, Oregon, will on the 2nd day of July, 1930, at the County Court Room in La Grande, in said county and state, at the hour of 10:00 AM, hear the report of the County Engineer of said County made upon his survey of the hereinafter described portion of the public road which, by resolution of the said court made and entered on the 3rd day of April, 1930, was ordered to be vacated. All persons concerned or having objections to said resolution or the report thereon of the County Engineer may appear and be heard at said time and place.

The said resolution is as follows:

"In the matter of the vacation of County Road No. 480.

WHEREAS, it appearing to the County Court of Union County, Oregon, that county road Number 480, more particularly described as follows, to-wit: Beginning 1320 feet east of the section corner common to sections 19 and 30 T 2 N, R 40 EWM and sections 24 and 25 T 2 N, R 39 EWM, thence south 1620 feet, said point being approximately ~~1620~~ 1620 feet south and 1320 feet east of the above described section corner, is useless as a part of the general road system of Union County, and is burdensome to maintain, and

WHEREAS, the public will be benefited by the vacation of said road,

THEREFORE, BE IT RESOLVED that such proceedings as are required by law will be taken to vacate said above described road.

Dated this 3rd day of April, 1930, at LaGrande, Oregon.

U. G. Couch, County Judge,  
W. W. Stevens, Commissioner,  
W. R. Ledbetter, Commissioner."

WITNESS, the Hon. U. G. Couch, County Judge, ~~Jammie~~  
W. W. Stevens, Commissioner, and W. R. Ledbetter, Commissioner, of Union County, Oregon, with the seal of the County Court affixed this the 15th day of May, 1930.

Attest:

C. K. MCCORMICK

County Clerk and ex-officio Clerk of the County Court.

By *J. A. Graham*, Deputy

AFFIDAVIT OF POSTING NOTICES.

State of Oregon }  
County of Union } ss.

I, Roscoe Neal, County Surveyor, being first duly sworn, say that I posted three several notices, of which the notice here-  
to attached is a true and correct copy, in three public places in  
Union County in the vicinity of the road proposed to be vacated  
and therein described, to-wit:- One on a fence post at the begin-  
ing of said road; one on a telephone pole near the middle of said  
road and one on a fence post at the terminus of said road, thirty  
days previous to the date set for hearing the resolution and report  
of the County Roadmaster therein mentioned, to-wit; on June 2, 1930  
and that thereafter and thirty days previous to the hearing of the  
resolution and report therein mentioned, to-wit; on the 2nd day of  
June 1930, 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 door of the Court House in the City of La Grande, in said  
County and State, and that said notices remained posted thirty  
days previous to the time set for hearing said resolution and report  
of the Roadmaster.

Roscoe Neal

Subscribed and sworn to before me this 2nd day of July, 1930

C. K. McCormick  
County Clerk of Union County, Oregon.

Vacation Road 480.

NOTARY PUBLIC  
STATE OF OREGON  
COUNTY OF WASHINGTON

where the same shall be made, and the same shall be returned to the  
proper authorities, and the same shall be recorded in the office of the  
County Clerk, and the same shall be a part of the public records of the  
County, and the same shall be a part of the public records of the State.

IN THE <b>COUNTY COURT</b> FOR THE STATE OF OREGON FOR WASHINGTON COUNTY	
a quarter of the	
<i>Location of County Road #480</i>	
Affidavit of Posting <i>Notarized</i>	
FILED	<i>July 2nd 1920</i>
<i>C. R. McCormick</i> Clerk	
By	Deputy

Witness my hand and seal of said office at the City of Portland, Oregon, this 2nd day of July, 1920.

Notary Public for the State of Oregon, County of Washington.

Witness my hand and seal of said office at the City of Portland, Oregon, this 2nd day of July, 1920.

*C. R. McCormick*  
Deputy

Notary Public for the State of Oregon, County of Washington.



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 July A.D., 1930, 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,  
, Commissioner,

C. K. McCormick, Clerk,

Jesse Breshears, Sheriff.

WHEN, on Thursday the 3rd day of July A.D., 1930, or the 2nd judicial day of said term, among others the following proceedings were had, to-wit:

In the matter of the vacation of a portion of County Road No. 480.

Now at this time, the above entitled matter comes on for hearing upon the report of the County Roadmaster on the proposed vacation of a portion of County Road No. 480, more particularly described as follows: to-wit: Beginning 1320 feet east of the Section corner common to sections 19 and 30 Township 2 North, Range 40 EWM, and Sections 24 and 25 Township 2 North, Range 39, EWM, thence south 1620 feet, said point being approximately 1620 feet south and 1320 feet east of the above described section corner and it appearing to the Court from said report that the portion of said road proposed to be vacated is no longer useful as a part of the general road system of the county and is burdensome to maintain and it further appearing from the affidavit of posting on file that the County Surveyor, more than 30 days prior to July 3rd, 1930, the date set for hearing the Roadmaster's report, posted 3 notices of the hearing in the vicinity of that portion of said road proposed to be vacated, and one notice at the place of holding county court, that said notices remained posted at least 30 days before the date set for said hearing and it further appearing that no person has appeared to object to, or remonstrate, against said road,

It is therefore CONSIDERED AND ORDERED that the portion of said road No 480 above described be and the same is hereby vacated.

(sd) U. G. Couch, County Judge,  
W. W. Stevens, Commissioner,  
W. R. Ledbetter, Commissioner.

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Faint, illegible handwritten text, possibly bleed-through from the reverse side of the page.

<sup>2nd</sup>  
~~THIRD~~ JUDICIAL DAY

THURSDAY, APRIL 3rd, 1930

above described property belonging to Ollie Cotner, by the Sheriff of Union County; and it further appearing that it is doubtful if said lien is a valid lien and can be enforced; and it further appearing that under the provisions of Chapter 182, Oregon Laws for 1929, the Court has authority to cancel the penalty and interest on taxes prior to and including 1927, if, in its opinion, such action would facilitate the collection of such taxes.

It is therefore CONSIDERED AND ORDERED that the Sheriff of Union County be, and he is, hereby authorized and directed to cancel the lien for personal property taxes against the above described land for the years 1926 and 1927, and to cancel all penalty and interest on taxes assessed against said land for the years, 1923 to 1927, inclusive.

In the matter of the petition of  
A. B. Hempe for vacation of certain  
dedicated streets and roads.

ORDER OF VACATION

Now at this time this matter coming on regularly to be heard upon the date to which the hearing was postponed from the 2nd day of April, 1930, and

It appearing to the Court that Levy Street, 1270 feet in length and 30 feet wide along the southerly boundry of Tracts 27 and 28, and that portion of Bidwell Avenue running northerly and southerly along the southerly line of Tracts 20, 26 and 27, all of Union Orchard tracts, the same being 30 feet wide and 866.4 feet in length, have never been opened and have never been used by the public; that all of the land contained in the said rights-of-way belonged originally to your petitioner and to his grantees; that there is no immediate nor possible future use for the said rights-of-way and that the petitioner and his grantees are desirous of cultivating and developing said land; that the only parties owning real estate adjacent to said roads are your petitioner, Edward R. Griggs, John R. Turner and the State of Oregon; that each of these parties has filed his or its written verified consent to said vacation; that notice of the filing of the petition herein, and of the application therein contained, was posted in three public places along the said rights-of-way, for more than 30 days, as shown by the affidavit of your petitioner, and no objection has been made to the hearing of the petition or the granting of an order therein, therefore,

It is hereby CONSIDERED, ORDERED AND ADJUDGED by the County Court and its Commissioners in session that Levy Street, 1270 feet in length and 30 feet in width along the southerly boundry of Tracts 27 and 28, and that portion of Bidwell Avenue running northerly and southerly along the southerly line of Tracts 20, 26 and 27, all of Union Orchard Tracts, be, and they hereby are, vacated and the easement heretofore created in the State of Oregon and in the county of Union, by dedication is hereby extinguished.

In the matter of the vacation  
of County Road No. 480.

WHEREAS, it appearing to the County Court of Union County, Oregon, that County Road Number 480 more particularly described as follows, to-wit: beginning 1320 feet east of the section corner common to sections 19 and 30 T 2 N, R 40 EWM and sections 24 and 25 T 2 N, R 39 EWM, thence south 1620 feet said point being approximately 1620 feet south and 1320 feet east of the above described section corner, is useless as a part of the general road system of Union County, and is burdensome to maintain, and

WHEREAS, the public will be benefited by the vacation of said road, therefore

BE IT RESOLVED that such proceedings as are required by law will be taken

<sup>2nd</sup>  
~~THIRD~~ JUDICIAL DAY

THURSDAY, APRIL 3rd, 1930

to vacate said above described road.

In the matter of the application of  
 William Huntley for County Aid.

Now at this time this matter comes on to be heard upon the application of William Huntley for a monthly allowance as County Aid, and it appearing to the Court from said petition that William Huntley is of the age of 64 years and is unable to earn a livelihood by reason of being afflicted with a disease known as Arthritis, and it further appearing that the said William Huntley has no relatives or friends who are willing or able to support him,

It is CONSIDERED AND ORDERED that said application be allowed and the County Clerk is hereby authorized and directed to draw a warrant on the General Fund of the County in favor of said William Huntley in the sum of \$8.00 per month until further orders of this court.

In the matter of the petition of the City of La Grande for order cancelling erroneous assessment against lots 4 to 6, Block 47, Chaplin's Addition to the city of La Grande, Oregon.

Upon due consideration of the verified petition of the city of La Grande in the above entitled matter, and based thereon and on the records and files in the Tax Department of the Sheriff's office of said county, the Court finds that the facts set forth in said petition are true and correct, and concludes that it is proper to allow said petition, for reasons set forth therein;

Now therefore, in consideration of the law and the premises,

It is CONSIDERED, ORDERED AND ADJUDGED that the petition of the city of La Grande, dated April 3d, 1930, be allowed, and that the Sheriff of Union County, Oregon, is hereby authorized and directed to make as "paid" the assessments for the year 1924 against J. L. McHugh in Volume 3, page 59, line 23, upon Lots 4 to 6, Block 47, Chaplin's Addition to the city of La Grande, Oregon, and for the year 1925, against J. L. McHugh, in Volume 3, page 57, line 25, upon said lots, and that said Sheriff, and all agents of Union County, take credit and give the said Sheriff credit for said amounts, by reason of this order and said void and erroneous assessment; and it is further ORDERED that the said Sheriff of Union County, Oregon, pursuant to law, be and he is hereby authorized and directed to accept from the City of La Grande the sum of \$9.81 for taxes against said land for the year 1921, the sum of \$9.47 for taxes against said land for the year 1922, and the sum of \$10.04 for taxes against said land for the year 1923, taking credit for said amounts respectively, by payment thereof, and also for the penalty and interest against the same, which is hereby remitted.

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.

*B. G. Couch* County Judge,  
*W. W. Stevens* Commissioner,  
*H. R. Ledwith* Commissioner.



SECOND JUDICIAL DAY

THURSDAY, MAY 8th, 1930.

In the matter of the proposed vacation of a portion of County Road No. 480.

Now at this time it appearing to the Court that the County Roadmaster has viewed that portion of the above entitled road proposed to be vacated and has filed a written report recommending vacation thereof,

It is CONSIDERED AND ORDERED that July 2nd, 1930, at 10 AM at the County Court Room at the Court House at La Grande, Oregon, be fixed as the time and place for hearing said report and the County Clerk is hereby directed to give notice of said hearing for the time and in the manner provided for by law.

In re issuance of quit-claim deeds to certain lands to R.J.Ruckman and Stewart McAnish.

WHEREAS, that heretofore, to-wit: on the 9th day of July, 1929, the Sheriff of Union County, Oregon, in compliance with an order of sale, issued out of the Circuit Court of Union County, Oregon, said order of sale, being based on application for judgment foreclosure of certain delinquent taxes for the year 1916, sold to the county of Union, the following described properties,

AND, WHEREAS, said described properties were by error contained in the application for judgment of foreclosure, said application being based upon certificate of delinquency, issued by said Sheriff to said County, and that the time of filing of said application for foreclosure on delinquent tax certificate there were no delinquent taxes on said property at the time of sale, and that the said properties were contained in the application for judgment of foreclosure order of sale and sale, because of an error.

AND, WHEREAS, because of said sale to said County, said described properties have a cloud on the title of said properties, and that the following of said properties belong to R. J. Ruckman and the following properties belong to Stewart McAnish.

BE IT THEREFORE RESOLVED AND DECLARED, that the County Court of said Union County, for and on behalf of said County, issue to the respective owners of said properties, a quit-claim deed, conveying all of the right, title and interest in and to said described properties and for the purpose of removing the cloud of title.

In re issuing quit-claim deeds to certain lands to R.J.Ruckman and Stewart McAnish.

ORDER FOR THE ISSUANCE OF QUIT-CLAIM DEED FOR THE PURPOSE OF REMOVING CLOUD OF TITLE TO CERTAIN PROPERTIES.

This matter coming on to be heard in open Court on resolution on this day, made and filed by said County Court, resolving that said Court should issue to R. J. Ruckman and Stewart McAnish, quit-claim deeds, to certain hereinafter described properties, for the purpose of removing clouds from the title to said properties and appearing to the Court that heretofore, the Sheriff of said Union County, in compliance with an order of sale, issued out of the Circuit Court, County of Union, State of Oregon, said order of sale, being based upon the application of judgment of foreclosure and judgment thereon, said application being based upon certificate of delinquency issued by the Sheriff of said County of certain delinquent taxes for the year 1916, and it appearing that in said application judgment and order of sale, the hereinafter described properties were by error foreclosed against and sold to County of Union, at a time when there were no delinquent tax or taxes of any kind due upon said properties and it appearing that said sale constitutes

SECOND JUDICIAL DAY

THURSDAY, JULY 3rd, 1930

inclusive, and the Court having considered said petition,

It is CONSIDERED AND ORDERED that the Sheriff be and he is hereby authorized and directed to cancel the penalty and interest on the taxes assessed against the above described land for the years 1921 to 1927 inclusive, on condition that all taxes together with penalty and interest on taxes due for all other years are paid in full.

In the matter of the proposed county road petitioned for by A. D. Bussear, et al.

Now at this time the above entitled matter comes on to be heard for action on the report of the board of county road viewers heretofore appointed to view the above entitled road, 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 5th day of June, 1930, 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 A. D. Bussear, et al., beg leave to report that on the 12th day of June, 1930, 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 L. L. Cross and Virginia Dutton be paid \$75.00 per acre for the land required for a right-of-way for said proposed road. We further recommend that the county construct a cattle pass for each of said parties if they wish such passes constructed.

Chas. Playle  
J. A. McKenzie  
Roscoe Neal,  
Board of County Road Viewers"

and said report having been read in open court on 2 separate days of the present term prior to this date, and it appearing to the Court that the report of the Board of Road Viewers is favorable to the allowance of said petition and that said report recommends that said proposed road be established as a county road and declared a public highway of Union County, Oregon, and all the proceedings herein appearing to be regular and according to law and no remonstrance or claim for damages having been filed herein and there having been no cause shown why said proposed road should not be established, and the Court being satisfied from said report of the viewers that said road will be of public utility,

It is therefore CONSIDERED AND ORDERED that the report of the Board of Road Viewers be placed on record and that the surveyor's profile and plat of said proposed road and the field notes of the survey thereof be placed on record in the book of plats of Union County, Oregon, and the said proposed road declared to be a public highway of Union County, and opened up and placed in condition for travel upon the payment by the petitioners of the value of the land required for said road and the clearing and fencing of the right-of-way and the construction of cattle passes for L. L. Cross and Virginia Dutton as recommended by the Board of County Road Viewers in the event that said persons request the construction of such cattle passes.

In the matter of the vacation of a portion of County Road No. 480.

Now at this time, the above entitled matter comes on for hearing upon the report of the County Roadmaster on the proposed vacation of a portion of County Road No. 480, more particularly described as follows, to-wit: Beginning 1320 feet east of the Section Corner common to sections 19 and 30 Township 2 North, Range 40 EWM, and Sections

SECOND JUDICIAL DAY

THURSDAY, JULY 3rd, 1930.

and Sections 24 and 25 Township 2 North, Range 39 EWM, thence south 1620 feet, said point being approximately 1620 feet south and 1320 feet east of the above described section corner and it appearing to the Court from said report that the portion of said road proposed to be vacated is no longer useful as a part of the general road system of the County and is burdensome to maintain and it further appearing from the affidavit of posting on file that the County Surveyor, more than 30 days prior to July 3rd, 1930, the date set for hearing the Roadmaster's report, posted 3 notices of the hearing in the vicinity of that portion of said road proposed to be vacated, and one notice at the place of holding county court, that said notices remained posted at least 30 days before the date set for said hearing and it further appearing that no person has appeared to object to, or remonstrate, against said road,

It is therefore CONSIDERED AND ORDERED that the portion of said road No. 480 above described be and the same is hereby vacated.

In the matter of altering,  
re-establishing and changing  
the direction of a portion of  
the Union-Medical Springs Road.

Now at this time this matter comes on for further consideration of the resolution passed by this Court on May 8th, 1930, declaring its intention to alter, re-establish and change the direction of a portion of the Union-Medical Springs Road between the following described points and along the following line:

Beginning at a point in the center of the present county road No. 238 located in the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 8 Tp 5S, R 41, EWM, said point being approximately 1700 feet south and 450 feet east from the quarter section corner between sections 7 & 8 in said Tp 5S, R41, EWM, and running thence S17° East 1700 feet; thence S60° East 900 feet, thence S 43° East 2100 feet; thence S48° 30' East 3800 feet more or less to appoint approximately 600 feet east of the section corner common to sections 16, 17, 20 and 21 in said Tp 5S, R41, EWM, and thence S87° East a distance of approximately 600 feet to the terminus which is located 50 feet south and 1200 feet east from said section corner common to sections 16, 17, 20 and 21 Tp 5S, R41, EWM,

and it appearing to the Court that notice has been given that further action would be taken upon said resolution at this time by a duly certified copy of said resolution being 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 that portion of said road proposed to be altered, to-wit: one on a pine tree 10" in diameter at the beginning of that portion of said road proposed to be re-established and changed; one on a fence post near the middle of the route of the proposed change and one on a fence post at the terminus of that part of said road proposed to be re-established and changed, a description of which is fully set forth above, and that proof of the posting of said notices is shown by the affidavit of posting of Roscoe Neal, County Surveyor, on file herein;

And it further appearing from the affidavit of Roscoe Neal, County Surveyor, that a true copy of said notices as posted was mailed to G. F. Hall, the only record owner of land which will be affected by said proposed change of said road, and that said copy of said notice was received by the said G. F. Hall which is more fully shown by the return receipt of the Post Office Department which is also on file herein,

It is therefore CONSIDERED, ORDERED AND ADJUDGED that Roscoe Neal, County Surveyor, C. C. Welch and G. I. Hess, two qualified and disinterested freeholders of Union County, be and they are hereby appointed and constituted a Board of County Road Viewers for the purpose of viewing that portion of said road proposed to be changed.

It is FURTHER ORDERED that said Board of Road Viewers meet on July 7th, 1930,