

No.

Register

Page

9 1 51
IN PROBATE

UNION COUNTY
OREGON

ESTATE OF

H.C. Stewart

Deceased

G.W. Benson

Administrator

ATTORNEYS

L.B. Terrall

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

576975

2000
62.88
504.94

387.96
46.09

732

In the matter of the
proposed County Road
petitioned for by
J. P. Cobb et al.

Petition denied Sept 3, 1931

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:

..... Commencing at the Southeast corner of the Southwest Quarter...
of the Northwest quarter of Section 5, in Township 2 North, Range
40 East Willamette Meridian, thence running Northerly, descending
to the Grande Ronde River, along the most feasible route to
an intersection of the present county road east of the Grande
Ronde River Bridge, on the east half of Section Thirty-one in
Township 3 North, Range 40 East Willamette Meridian, being a distance of approximately One and one-half miles.

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

NAMES:

J. P. Good
L. W. Wood
L. W. Wood
Leonard Parsons
Maggie West
W. G. Jordan
Roy Hardy
Earl Phillips
Chas. Breyers
Alfred G. Bell
Roy G. Reed
J. E. Purdum
Henry Wilkins
R. H. Glasson
Jno. Green
A. J. Scott
G. P. Jordan
Earl E. Chandler
James Stekler
Sarah Bekker

NAMES:

John C. Millshank
Howard C. Good
John B. Scott
E. L. Wade

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

in the matter of the

Proposed County Road
petitioned for by
J. P. Good et al

Petition

FILED

June 22 1931

R. M. McCormick

Clerk

By _____

Deputy

JESSE GRUM
LAWYER
CITY HALL
ELGIN, OREGON

August 1st. 1931.

Hon. U.G.Couch, and
County Commissioners;-
La Grande,
Oregon;

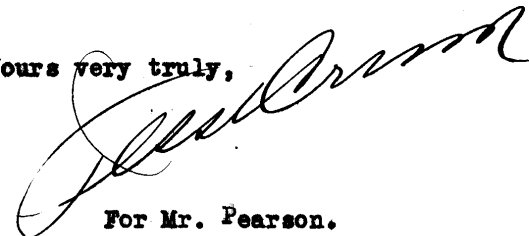
Dear Sirs;-

Petition County Road, J. P. Good, et al.

In regard to the above county road being petitioned for to be heard at the regular term of your court for the month of August, Mr. Enoch Pearson, of Pendleton, Oregon, has ask me to inform the court, that while he has no serious objections to this road as it may cross his lands, yet he does not wish to waive his claim for damages, or to fix any amount of damages claimed untill said road is designated as to just how much of his land it may cut/off from his other holdings .

As Mr. Pearson understands the matter now it seems rather indefinite as to just where this road may cross his lands, and untill it may be established he does not know just how his holdings will be effected.

Yours very truly,



For Mr. Pearson.

BOND OF ROAD PETITIONERS

Know All Men By These Presents, That we, J. P. Good principal, and Howard Good 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 forever firmly by these presents.

The condition of the above obligation is such that whereas, J. P. Good and others have petitioned the County Court of said County of Union, at the August term, 1923 thereof, for a County Road, described in the petition and notice hereto annexed, as follows:

Commencing at the Southeast corner of the Southwest Quarter of the Northwest quarter of Section 5, in Township 2 North, Range 40 East Willamette Meridian, thence running Northerly, decending to the Grande Rounde River, along the most feasible route to an intersection of the present county road east of the Grande Rounde River Bridge, in the east half of Section Thirty-one in Township 2 North, Range 40 East Willamette Meridian, being a distance of approximately One and one-half miles.

Now, if the above named J. P. Good 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 31st day of July 1923.

Signed, sealed and delivered in the presence of: J. P. Good (Seal), Howard C. Good (Seal), and another witness (Seal).

State of Oregon, County of Union ss.

We, Howard Good

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.

Howard C. Good

Subscribed and sworn to before me this 27 day of July 1923

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

In the matter of the

proposed County Park
petitioned for by
J. P. Good et al

Bond

FILED *August 3 1931*

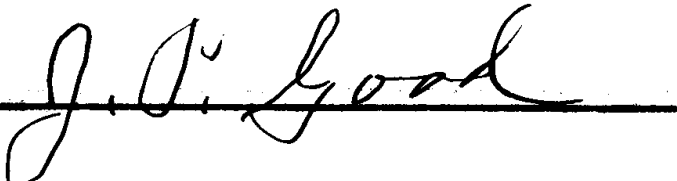
C. K. Mc Cormick
Clerk

By _____

Deputy

STATE OF OREGON
COUNTY OF UNION SS.

I, J. P. Good, being first duly sworn depose and say, that I mailed a true copy of the "Notice of Road Petition" as posted, and as hereto attached, to Enoch Pearson, Pendleton, Oregon, under registered letter, as of date June 30th. 1931, and that said registered letter was delivered to the said Enoch Pearson of Pendleton Oregon, and notified him of the petition for said proposed road to be heard by the County Court at the regular August Term of said Court.



Subscribed and sworn to before me this 31st. day of July, 1931.



NOTARY PUBLIC FOR OREGON
My Commission Expires Feb. 24, 1933

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

I, **J. P. Good** 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 at the SE corner of the NW 1/4 of Sec. 5, Twp. 2 North, Range 40 E.W.M. , being the southern end of said proposed road, and one on a fir tree on west side of county road about 100 yards south of the Grande Ronde River Bridge, at the northern end of said proposed road, and one on a fence post at the junction of the county road at the northern end of the Market road in Section 28 in Township 2 North, Range 40 E. W. M.?**

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the **20th** day of **June** 19**31**, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the **22nd** day of **June** 19**31**, 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 to the presentation of said petition as I verily believe.

Subscribed and sworn to before me this **31st** day of **July** 19**31**.

J. P. Good

J. P. Good

NOTARY PUBLIC FOR OREGON
My Commission Expires Feb. 24, 1933

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 August A. D., 1931 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:

Commencing at the Southeast Corner of the Southeast corner of the Southwest Quarter of the Northwest quarter of Section 5, in Township 2 North, Range 40 East Willamette Meridian, thence running Northerly, descending to the Grande Ronde River, along the most feasible route to an intersection of the present county road east of the Grande Ronde River Bridge, in the east half of Section Thirty-one in Township 3 North, Range 40 East Willamette Meridian, being a distance of approximately one and one-half miles.

Dated at Elgin Oregon, the _____ day of _____ A. D., 192...

NAMES	NAMES
<u>J. P. Good</u>	<u>Obe Scott</u>
<u>Link Wood</u>	<u>G. Rysdam</u>
<u>S. S. Thompson</u>	<u>Earl E. Chandler</u>
<u>Leonard R. Parsons</u>	<u>James Gekeler</u>
<u>Maggie Wood</u>	<u>Sarah Gekeler</u>
<u>W. H. Rysdam</u>	<u>John Cruikshank</u>
<u>Roy Hardy</u>	<u>Howard C. Good</u>
<u>Earl Phillips</u>	<u>John B. Scott</u>
<u>Chas. Brecheare</u>	<u>F. L. Wade</u>
<u>Alfred A. Peck</u>	
<u>Roy G. Peck</u>	
<u>J. E. Rysdam</u>	
<u>Henry Wickens</u>	
<u>R. H. Glasson</u>	
<u>Jno. Green</u>	

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

In the matter of the

*proposed County Road
petitioned for by
J. P. Goodrich*

*Affidavit of posting
and mailing notice*

FILED August 3 1911

C. K. McCormick

674-26

By _____

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 August A.D., 1931, 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 6th day of August, A.D., 1931, 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 J. P. Good, et al.

Comes now J. P. Good, one of the petitioners, for a proposed county road and presents to the court the petition of himself and others praying for the location and establishment of a county road as follows: Commencing at the southeast corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 5 T 2N, R40, EWM, thence running northerly descending to the Grande Ronde River along the most feasible route to intersect the present county road east of the Grande Ronde River Bridge in the east half of Section 31 T3N, R40, EWM, being a distance of approximately $1\frac{1}{2}$ miles, and it appearing to the court that said petition is signed by more than 12 freeholders of Union County residing in the road district where the hereinbefore described road is to be located and that said petition properly specifies the place of beginning and the terminus of said road and it satisfactorily appearing to the court that notice of said petition has been given by posting notices at the place of holding court, to-wit: at the courthouse 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 at the Southeast corner of the west half of the Northwest quarter of section 5, T 2N, R40, EWM, being the southern end of said proposed road, and one on a fir tree on the west side of the county road about 100 yards south of the Grande Ronde River Bridge, at the northern end of said proposed road, and one on a fence post at the junction of the county road at the northern end of the Market Road in Section 28 in Tp 2N, Range 40, EWM, and by mailing a notice of said petition to Enoch Pearson, at Pendleton, Oregon, by registered mail, more than 30 days immediately prior to the presenting of said petition to this court notifying all persons that application would be made at this session of court, and that said notices so posted and mailed were in due form and contained the names of the petitioners, and it further appearing that a bond in the sum of \$200.00 for the costs of this proceeding has been filed,

It is therefore ORDERED that S B Morgan, County Engineer, and C C Welch and C E Kuhn, qualified and disinterested freeholders, be and they are hereby appointed as a board of county road viewers to view said proposed road.

It is FURTHER ORDERED that said board of county road viewers meet at the county court house on August 14th, 1931, for the purpose of viewing

said road and that they file their report with the County Clerk not less than 10 days prior to the September meeting of this Court.

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

W. W. Stevens, Commissioner,

W. R. Ledbetter, Commissioner.

OATH OF ROAD VIEWER.

State of Oregon }
County of Union } ss.

I, C. C. Welch do solemnly swear,
that I will support the Constitution fo the United States
and the Constitution and Laws of the State of Oregon, and will
perform the duties of Road Viewer in viewing that certain
road petitioned for by J. P. Good et al, to the best of my
ability and understanding, so help me God.

C. C. Welch

Subscribed and sworn to before me this 14th day of
August, 1931.

S. B. Morgan

OATH OF ROAD VIEWER.

State of Oregon }
County of Union } ss.

I, C. E. Kuhn do solemnly swear,
that I will support the Constitution of the United States
and the Constitution and Laws of the State of Oregon, and will
perform the duties of Road Viewer in viewing that certain
road petitioned for by J. P. Good et al, to the best of my
ability and understanding, so help me God.

C. E. Kuhn

Subscribed and sworn to before me this 14th day of

COUNTY COURT

STATE OF OREGON

JUDICIAL COUNTY

W. H. Morgan

RECORDED

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

In the matter of the

*proposed County Road
petitioned for by
J. P. Good et al.*

Oaths of Viewers

FILED *August 21 1931*

O. K. McCormick
Clerk

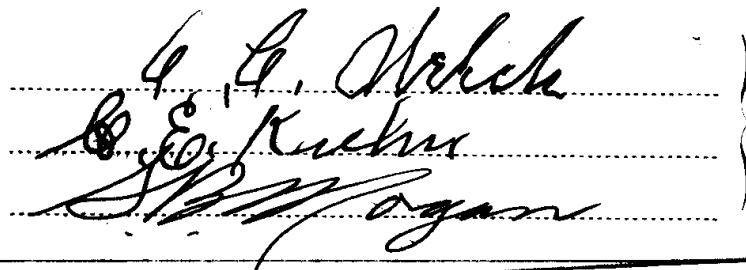
By _____

Deputy

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 August 1931, instructed to view, lay out and alter the proposed county road, of which the survey hereto attached is a true and correct description, as petitioned for by J. P. Good et al., beg leave to report that on the 14th day of August, 1931, 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 not~~ 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. The proposed road would be too expensive to build at the present time. This route would necessitate using an eight and ten per cent grade for approximately one mile with an average twenty-five degree slope, which with ~~is~~ approximately forty per cent solid rock. This route would require four switch backs, ten culverts, two small bridges and one sixty foot bridge. Total length of the road would be approximately two miles.



Board of County
Road Viewers.

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

in the matter of the

*proposed County
Road petitioned for
by J. P. Good*

Review Report

FILED *August 21 1931*

C. K. McCormick
Clerk

By

Deputy

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 September A.D., 1931, 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. McCornick, Clerk,

Jesse Freshberg, Sheriff.

WHEN, on Thursday, the 3rd day of September, A.D., 1931, on 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 J. P. Good, et al.

Now at this time this matter comes on to be heard upon the report of the board of county road viewers heretofore appointed to view said proposed road and said report having been publicly read on two separate days of the present session of county court and it appearing to the court that the report of the viewers is unfavorable to the establishment of said proposed road, and that public necessity does not justify the expense necessary to construct said proposed road,

It is therefore CONSIDERED AND ORDERED that said petition be and the same is hereby denied and that Union County recover off and from petitioners and Howard C. Good, the surety on the bond of petitioners, the sum of \$_____ as costs incurred in the viewing of said proposed road.

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

W. W. Stevens, Commissioner,

W. R. Ledbetter, Commissioner.

SECOND JUDICIAL DAY

THURSDAY, AUGUST 6th, 1931.

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. Couch County Judge,
W. W. Stevens Commissioner,
W. R. Ledbetter Commissioner.

Whereupon the following proceedings were had, to-wit:

In the matter of the monthly report of the County Treasurer and credits given her.

Comes now Florence Bacon, Treasurer of Union County, Oregon, and presents to the court certain vouchers, warrants, and receipts showing that she has paid out of the various funds of the county certain sums of money. And it appearing to the Court from an examination of said vouchers and warrants that the sums have been duly paid out of the funds applicable thereto; that the warrants were regularly issued on the order of the court, and that the Treasurer should have credit upon her account for the same,

It is therefore ORDERED that said vouchers, receipts, etc., be filed and the Treasurer be given credit therefor as follows:

192 General Fund Warrants	\$7,282.96
1 Indigent Soldier Fund Warrant	15.00
2 Law Library Fund Warrants	15.00
169 Road Fund Warrants	8,839.79
119 Market Road Fund Warrants	6,294.86
2 Prohi Enforcement Fund Receipts	111.80
1 County School Fund Receipt	373.12
1 Elementary School Fund Receipt	149.00
3 Special City Receipts	6,951.86
24 Special School District Receipts	<u>1,619.77</u>
	\$31,653.16

In the matter of the Claim of C.M.Hale for refund of Taxes.

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

In the matter of the proposed county road petitioned for by J.P.Good, et al.

Comes now J. P. Good, one of the petitioners, for a proposed county road and presents to the court the petition of himself and others praying for the location and establishment of a county road as follows: Commencing at the Southeast corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 5 T 2N, R 40 EWM, thence running northerly descending to the Grande Ronde River along the most feasible route to intersect the present county road east of the Grande Ronde River bridge in the east half of Section 31 T 3N, R 40 EWM, being a distance of approximately 1 $\frac{1}{2}$ miles, and it appearing to the court that said petition is signed by more than 12 freeholders of Union County residing in the road district where the

SECOND JUDICIAL DAY

THURSDAY, AUGUST 6th, 1931.

hereinbefore described road is to be located and that said petition properly specifies the place of beginning and the terminus of said road and it satisfactorily appearing to the court that notice of said petition has been given by posting notices at the place of holding court, to-wit: at the courthouse 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 at the Southeast corner of the West half of the Northwest quarter of section 5, T 2N, R 40, EMM being the southern end of said proposed road, and one on a fir tree on the west side of the county road about 100 yards south of the Grande Ronde River Bridge, at the northern end of said proposed road, and one on a fence post at the junction of the county road at the northern end of the Market Road in Section 28 in Tp 2 N, Range 40, EMM, and by mailing a notice of said petition to Enoch Pearson, at Pendleton, Oregon, by registered mail, more than 30 days immediately prior to the presenting of said petition to this court notifying all persons that application would be made at this session of court, and that said notices so posted and mailed were in due form and contained the names of the petitioners, and it further appearing that a bond in the sum of \$200.00 for the costs of this proceeding has been filed,

It is therefore ORDERED that S. B. Morgan, County Engineer, and C. C. Welch and C. E. Kuhn, qualified and disinterested freeholders, be and they are hereby appointed as a board of county road viewers to view said proposed road.

It is FURTHER ORDERED that said board of road viewers meet at the county court house on August 14th, 1931 for the purpose of viewing said road and that they file their report with the County Clerk not less than 10 days prior to the September meeting of this Court.

In the matter of the claim of Fred Byers for destruction of automobile.

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

In the matter of the application of Standley Jewett for the balance of funds appropriated for predatory animal control.

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

In the matter of the application of Fred Scott for County Aid.

Now at this time this matter comes on upon the application of Fred Scott for county aid and the court having considered said application, it is ORDERED that the said Fred Scott be and he is hereby granted an allowance of not to exceed \$7.50 per month in groceries until the further orders of this court.

In the matter of the application of Milo Stewart for the cancellation of a lost warrant and the issuance of a new warrant in lieu thereof.

Now at this time this matter comes on to be heard upon the application of Milo Stewart for the issuance of a new warrant in lieu of Road Fund Warrant No. 1379, series 1931.

SECOND JUDICIAL DAY

THURSDAY, SEPTEMBER 3rd, 1931

In the matter of the claim of
C. M. Hale for refund of taxes.

Now at this time it is ORDERED that this matter be and the same is hereby continued for the term pending receipt of an opinion from the Attorney General.

In the matter of the claim of
Fred Byers for destruction of
an automobile.

Now at this time this matter comes on for further consideration of the claim of Fred Byers for the destruction of a Chevrolet Automobile Truck claimed to have resulted from an alleged defect in a county bridge about 2 miles east of Alicel, and the Court having considered said application and being advised in the premises,

It is CONSIDERED AND ORDERED that said claim be and the same is hereby disallowed.

In the matter of the application
of Standley Jewitt for balance of
appropriation for predatory
animal control.

Now at this time this matter comes on for consideration of the application of Standley Jewitt for the sum of \$90.00 being the balance appropriated in the budget of Union County for 1931 for predatory animal control within the county, and the court having considered said application finds that said sum is not now available,

It is ORDERED that said application be and the same is hereby denied.

732
In the matter of the proposed
County road petitioned for by
J. P. Good, et al.

Now at this time this matter comes on to be heard upon the report of the board of county road viewers heretofore appointed to view said proposed road and said report having been publicly read on two separate days of the present session of county court and it appearing to the court that the report of the viewers is unfavorable to the establishment of said proposed road, and that public necessity does not justify the expense necessary to construct said proposed road,

It is therefore CONSIDERED AND ORDERED that said petition be and the same is hereby denied and that Union County recover off and from petitioners and Howard C. Good, the surety on the bond of petitioners, the sum of \$_____ as costs incurred in the viewing of said proposed road.

In the matter of the claim of Mrs.
Minnie Hutsell for indemnity for
diseased cattle slaughtered under
the provisions of Section 20-408,
Oregon Laws.

Now at this time is presented to the court the claim of Mrs. Minnie Hutsell for indemnity in the sum of \$60.00 for cattle slaughtered under the provisions of Section 20-408, Oregon Laws, and it appearing to the court from the certificate of H. W. Riley, the Veterinarian supervising the slaughter of said animals, that said animals were killed on July 14th, 1931, at La Grande, Oregon, and from the affidavit of Mrs. Minnie Hutsell, the