

763

In re of Establishing a Public
Road to the farm of Albert Ryedem
situated $\frac{1}{2}$ of the NE $\frac{1}{4}$ of S 5, & the
E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of S 6 in T 2 N
Range 40 - E A M in Union Co,
Oregon

November 5, 1953

to be sustained thereby.

DATED this 30th day of September 1953.

Albert Rysdam
Albert Rysdam, Petitioner.

STATE OF OREGON

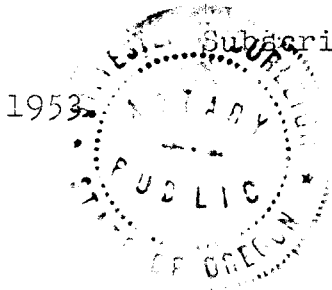
: ss.

COUNTY OF UNION

I, Albert Rysdam, being first duly sworn on oath depose and say, that I am the petitioner named in the foregoing Petition; that I have heard same read and know the contents thereof, and same is true and correct, as I VERILY BELIEVE.

Albert Rysdam
Albert Rysdam.

1953. Subscribed and sworn to before me this 30th day of September,



Arthur R. Benleigh
Notary Public for Oregon

My Commission Expires: June 16, 1954.

William Fox
Esq of New York

FILED

SEP 30 1953

CLORAHAM
COUNTY CLERK

BY *[Signature]*

BE ~~IT~~ REMEMBERED, that at a regular term of the County Court of the State of Oregon, for the County of Union in probate sitting, begun and held at the Court House in the City of La Grande, in said County and State, on Monday, the _____ day of _____ A. D., 19____, the same being the first Monday of said month and the time fixed by law for holding a regular term of said Court, when were present:

The Honorable C. K. McCORMICK, County Judge,

C. L. GRAHAM, Clerk,

JESSE BRESHEARS, Sheriff.

When, on Thursday, the 24th day of October A. D., 1953
or the _____ judicial day of said term, among others, the following proceedings were had, to-wit:

IN THE MATTER OF ESTABLISHING A PUBLIC ROAD TO THE FARM OF ALBERT RYSDAM, SITUATED IN THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 5, AND THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 6, IN TOWNSHIP 2 NORTH, RANGE 40, E.W.M., IN UNION COUNTY, STATE OF OREGON. O R D E R

ON THIS DAY this matter came on to be heard upon the sworn petition of Albert Rysdam that his farm, located in the West half of the Northwest quarter of Section 5; and the East half of the Northeast quarter of Section 6, Township 2 North, Range 40 East of the Willamette Meridian, in Union County, Oregon, is not reached conveniently by any public road provided by law; and that it is necessary that the public and he have ingress and egress to and from said farm, and asking the Court to appoint a Board of County Viewers to view out and locate a suitable public road from his farm to the nearest point practical on a public road, and to assess the damages to be sustained thereby.

AND IT APPEARING TO THE COURT that the farm of the petitioner is not reached conveniently by any public road, and that it is necessary that the petitioner and the public shall have ingress to and egress from said petitioner's farm, and that a public county road is now located and constructed in the North half of the Southwest quarter of Section 5, Township 2 North, Range 40 E.W.M., and that petitioner is entitled to have a road established from his farm to a convenient point on said public county road;

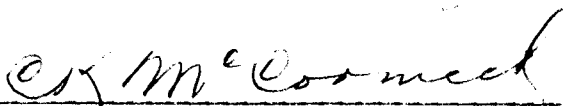
AND IT FURTHER APPEARING TO THE COURT that Howard C. Good and Lillian E. Good are the owners of the land across which said roadway will be established; NOW THEREFORE,

IT IS HEREBY ORDERED that Howard C. Good and Lillian E. Good be, and they are hereby notified that Reid Hibberd, Tom Ruckman, and S. B. Morgan have been appointed a Board of County Viewers to view out and locate a suitable public road from the farm of Albert Rysdam located in the West half of the Northwest quarter of Section 5, and the East half

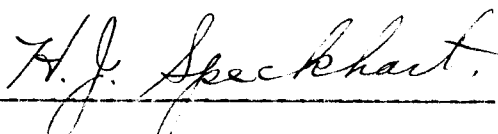
of the Northeast quarter of Section 6, Township 2 North, Range 40, E.W.M., in Union County, Oregon, to the nearest point practical on the public county road now located and constructed in the North half of the Southwest quarter of Section 5, Township 2 North, Range 40 E.W.M., and to access the damages therefor; and that said county viewers will meet at the terminus of said public county road in the north half of the southwest quarter of Section 5, Township 2 North, Range 40, E.W.M., at 10:00 o'clock A.M., on Tuesday, the 20th day of October 1953, for the purpose of viewing out and locating a suitable public road, 30 feet in width, from the farm of said Albert Rysdam to the nearest point practical on a public road, and to access the damages therefor.

AND IT IS HEREBY FURTHER ORDERED that the Sheriff of Union County, Oregon, forthwith serve a copy of this Order upon the said Howard C. Good and upon the said Lillian E. Good.

DONE AND DATED this 8th day of October 1953.



County Judge



County Commissioner

tained thereby.

DONE and DATED this eighth day of October 1953.

W. M. McCormick
County Judge

H. J. Speckhart
County Commissioner

State of Oregon

ss

County of Union

I, *C.H. Tuttle*, being first duly sworn, say 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 a member of a board of road viewers in viewing out a road on the most practical route to the farm of Albert Rysdam, situated in the West half of the northwest quarter of Section 5, and the East half of the northeast quarter of section 6, all in Tp 2N, R40, EWM, across the lands of Howard C Good and Lillian E Good, to the best of my ability and understanding.

C.H. Tuttle

Subscribed and sworn to before me this 20th day of October, 1953.

ABM
County Engineer

State of Oregon

ss

County of Union

i, *T.W. Ruckman*, being first duly sworn, say 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 a member of a board of road viewers in viewing out a road on the most practical route to the farm of Albert Rysdam, situated in the West half of the northwest quarter of Section 5, and the East half of the northeast quarter of section 6, all in Tp 2N, R40, EWM, across the lands of Howard C Good and Lillian E Good, to the best of my ability and understanding.

T. W. Ruckman

Subscribed and sworn to before me, this 20th day of October, 1953.

[Signature]
_____ County Engineer

OFFICE OF
COUNTY ENGINEER
COURT HOUSE
LA GRANDE, OREGON

October 20, 1953

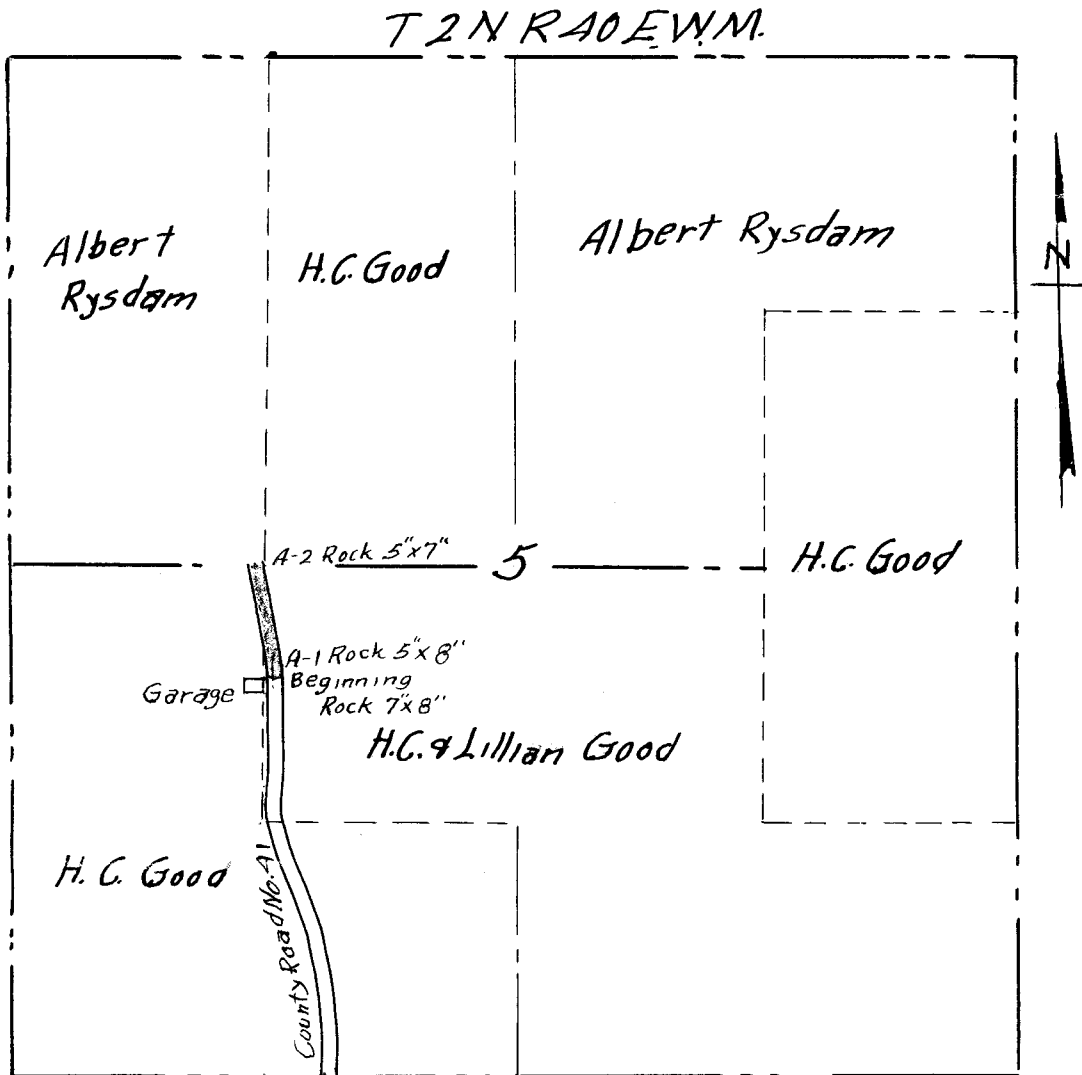
TO THE HONORABLE COUNTY COURT OF UNION COUNTY, OREGON:

I beg leave to report, in pursuance of your order I met with the County Road Viewers at the time specified, surveyed and marked out the road for the full distance thereof.

The notes and accompanying map are a true copy:

Beginning at the end of County Road No. 18; said point being thirty (30) feet East of the Northeast corner of Edward Cood's garage, placed a rock seven (7) inches by eight (8) inches, thence North $1^{\circ} 19'$ West a distance of one hundred (100) feet to a rock five (5) inches by eight (8) inches; thence North $6^{\circ} 21'$ West a distance of four hundred seventy-seven (477) feet to a rock five (5) inches by seven (7) inches; said point being thirty (30) feet West of the Southeast corner of the $S\frac{1}{4}$ of the $N\frac{1}{4}$, of Sec. 5, T 2 N R 40 E.W.M.


County Engineer



Scale 1 in. = 1000 ft.
October 20, 1953

Beginning at the end of County Road No. 48; said point being thirty (30) feet East of the Northeast corner of Howard Good's garage, placed a rock seven (7) inches by eight (8) inches, thence North $1^{\circ} 19'$ West a distance of one hundred (100) feet to a rock five (5) inches by eight (8) inches; thence North $8^{\circ} 21'$ West a distance of four hundred seventy-seven (477) feet to a rock five (5) inches by seven (7) inches; said point being thirty (30) feet West of the Southeast corner of the $SW\frac{1}{4}$ of the $NW\frac{1}{4}$, of Section 5, T 2 N R 40 E. W. M.

REPORT OF BOARD OF COUNTY ROAD VIEWERS.

TO THE HONORABLE COMMISSIONERS OF UNION COUNTY, OREGON:

The undersigned Board of County Road Viewers, heretofore on the 8th, day of October, 1953, instructed to view, lay out, the proposed public road, of which the survey hereto attached is a true and correct description, as petitioned for by Albert Byrdam, beg leave to report on the 20th, day of October, 1953, 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 be laid out and established as a public road of Union County, Oregon, that the same is practical, and would give the petitioner ingress and egress to and from his farm. We therefore recommend that said proposed road be be laid out and deducted a public road of said County

The Right-of-way to be sixty (60) feet in width. The Right-of-way
to be fenced with seven wire fence and post wire. Damages to be
accessed at Five Hundred dollars (\$500.00).

C. J. Tuttle
A. M. Ruckman
W. M. Meyer } Board of County Road Viewers

Spout of
Road Viewers

Road Tyndam

FILED

OCT 24 1953

C. L. GRAHAM
COUNTY CLERK

BY *[Signature]*

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

IN THE MATTER OF ESTABLISHING A PUBLIC ROAD TO THE FARM OF ALBERT RYSDAM, SITUATED IN THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 5, AND THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 6, IN TOWNSHIP 2 NORTH, RANGE 40 E.W.M., IN UNION COUNTY, STATE OF OREGON.

ORDER

ON THIS DAY this matter came on to be heard upon the Report of Viewers filed herein, and it appearing to the Court that the Viewers heretofore appointed by the Court met in pursuance to the Courts order and viewed and laid out a proposed public road from the farm of the petitioner to the nearest point practical on a public road and which said road as viewed and laid out is sixty (60) feet in width being thirty (30) feet on each side of a line described as:

Beginning at the end of County Road No. 48; said point being thirty (30) feet East of the Northeast corner of Howard Good's garage, placed a rock seven (7) inches by eight (8) inches, thence North 1° 19' West a distance of one hundred (100) feet to a rock five (5) inches by eight (8) inches; thence North 8° 21' West a distance of four hundred seventy-seven (477) feet to a rock five (5) inches by seven (7) inches; said point being thirty (30) feet west of the Southeast corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, of Sec. 5, T. 2, N. R. 40. E.W.M.

and that in said Report the Viewers assessed the damages to be paid to H. C. Good and Lillian Good, the owners of the land across which said road is located, at \$500.00, and further recommended that the petitioner fence the right-of-way on each side of the said road with a woven wire and barb wire fence;

AND IT FURTHER APPEARING to the Court that the report of the Viewers is just and the damages assessed are adequate; NOW THEREFORE,

IT IS HEREBY ORDERED that the Report of the Viewers be, and the same is hereby confirmed, and that upon the payment by the petitioner of the damages assessed by the Viewers that said road as viewed and laid out in said Report, be and the same is hereby established as a public road, and that the same be recorded as such, and that petitioner shall have the right to go upon said roadway for the purpose of building the fences provided for in the Report of the Viewers, and that upon said fence being built the petitioner and the public shall have the right to travel said road without interference.

DATED this 5th day of November, 1953.

E. M. McCormick

COUNTY JUDGE

H. J. Speckhart

Ray C. Baum

COUNTY COMMISSIONERS

SECOND JUDICIAL DAY

THURSDAY, OCTOBER 8th, 1953

on a public road, and to access the damages to be sustained thereby.

AND IT APPEARING TO THE COURT that the farm of the petitioner is not reached conveniently by any public road, and that it is necessary that the petitioner and the public shall have ingress to and egress from said petitioner's farm, and that a public county road is now located and constructed in the North half of the Southwest quarter of Section 5, Township 2 North, Range 40 E. W. M., and that petitioner is entitled to have a road established from his farm to a convenient point on said public county road;

AND IT FURTHER APPEARING TO THE COURT that Howard C. Good and Lillian E. Good are the owners of the land across which said roadway will be established; NOW THEREFORE,

IT IS HEREBY ORDERED that Howard C. Good and Lillian E. Good be, and they are hereby notified that Reid Hibberd, Tom Ruckman, and S. B. Morgan have been appointed a Board of County Viewers to view out and locate a suitable public road from the farm of Albert Rysdam located in the West half of the Northwest quarter of Section 5, and the East half of the Northeast quarter of Section 6, Township 2 North, Range 40, E.W.M., in Union County, Oregon, to the nearest point practical on the public county road now located and constructed in the North half of the Southwest quarter of Section 5, Township 2 North, Range 40 E. W. M., and to access the damages therefor; and that said county viewers will meet at the terminus of said public county road in the north half of the southwest quarter of Section 5, Township 2 North, Range 40, E.W.M., at 10:00 o'clock A.M., on Tuesday, the 20th day of October 1953, for the purpose of viewing out and locating a suitable public road, 30 feet in width, from the farm of said Albert Rysdam to the nearest point practical on a public road, and to access the damages therefor.

AND IT IS HEREBY FURTHER ORDERED that the Sheriff of Union County Oregon, forthwith serve a copy of this Order upon the said Howard C. Good and upon the ^{said} Lillian E. Good.

DONE AND DATED this 8th day of October 1953.

/s/ C. K. McCormick, County Judge
J. J. Speckhart, Commissioner

In the matter of establishing a public road to the farm of Albert Rysdam, situated in the west half of the northwest quarter of Section 5, and the east half of the northeast quarter of Section 6, in township 2 North, Range 40 E. W. M., in Union County, State of Oregon.)

O R D E R

ON THIS DAY this matter came on to be heard upon the sworn petition of Albert Rysdam that his farm, located in the West half of the Northwest quarter of Section 5, and the East half of the Northeast quarter of Section 6, Township 2 North, Range 40 East of the Willamette Meridian, Union County, Oregon, is not reached conveniently by any public road provided by law; and that it is necessary that the public and he have ingress to and egress from said farm and asking the Court to appoint a Board of County Viewers to view out and locate a suitable public road from his farm to the nearest point practical on a public road and to access the damages to be sustained thereby.

AND IT APPEARING TO THE COURT that the farm of the petitioner is not reached conveniently by any public road, and that it is necessary that the petitioner and the public shall have ingress to and egress from said petitioner's farm, and that a public county road is now located and constructed in the north one-half of the southwest one-quarter of Section 5, Township 2 North, Range 40 E.W.M., and that petitioner is entitled to have a road established from his farm to a convenient point on said public county road; NOW THEREFORE,

SECOND JUDICIAL DAY

THURSDAY, OCTOBER 8th, 1953

IT IS HEREBY ORDERED that Reid Hibberd, Tom Ruckman, and S. B. Morgan be and they are hereby appointed a Board of County Viewers, and They are hereby directed to meet at the terminus of the county road in the North half of the Southwest quarter of Section 5, Township 2, North, Range 40 E. W. M., at 10:00 o'clock A.M., on Tuesday, the 20th day of October 1953, and then and there to view out and locate a suitable public road, 30 feet in width, from the farm of the petitioner to the nearest point practical on a public road, and to assess the damages to be sustained thereby

DONE and DATED this eighth day of October 1953.

/s/ C. K. McCormick, County Judge
H. J. Speckhart, Commissioner

In the matter of the application of Edson McCanse to erect and maintain cattle guards and an automatic gate on certain Union County roads.

On this 8th day of October, 1953, the application of Edson McCanse for permission to erect and maintain cattle guards on the Jimmy Creek road and County Road No. 563, and a cattle guard and an automatic gate on County Road No. 273, comes on for consideration.

And it appearing to the Court that there is only a small amount of travel on said roads, and that the public would suffer no inconvenience by the granting of the application.

It is therefore, CONSIDERED and ORDERED that Edson McCanse be, and his hereby authorized to erect and maintain cattle guards on the Jimmy Creek road as follows: one near the Northwest corner of the Southwest quarter, Section 35, Tp. 5 South, Range 39, E.W.M.; one at the section corner common to Sections 26, 27, 34 and 35, Tp. 5 South, Range 39, E.W.M. and one at the Southwest corner of the Southeast quarter of the Southeast quarter of Section 2, Tp. 6 South, Range 39 E.W.M. Also one on County Road No. 563 near the Southeast corner of the Northeast quarter of the Northeast quarter of Section 4, Tp. 6 South, Range 39, E. W. M. and one near the center of the Southeast quarter of the Northwest quarter of Section 4, Tp. 6 South, Range 39, E. W. M. Also one on County Road No. 273 at the Northwest corner of Section 34, and one at the Southwest corner of Section 34, Tp. 5 South, Range, 39, E.W.M. Also an automatic gate County Road No. 273, near the Southeast corner of the Southwest quarter of Section 33, Tp. 5 South, Range 39, E.W.M., in Union County, Oregon.

/s/ C. K. McCormick, County Judge
H. J. Speckhart, Commissioner
Ray C. Baum, Commissioner.

In the matter of the issuance of a correction deed to the City of La Grande, Oregon.

On this 8th day of October, 1953, it appearing to the Court that on September 3, 1936, the County Court of Union County executed to the City of La Grande, Oregon, a deed in which it was intended to convey to the said City of La Grande, Oregon, lot numbered two (2) to six (6) both inclusive in Tract "P" of Yentzer's Subdivision of Tracts "P" including part of Tract "O" of Coggan's Second Addition to La Grande, Union County, Oregon, according to the plat of said subdivision, recorded in Book 2 of Plats at page 30, records of said county, but that through error said property was improperly described.

It is therefore CONSIDERED and ORDERED that a correction deed be executed in favor of the City of La Grande, Oregon, describing said property as aforesaid.

County Judge
Commissioner
Commissioner

Thereupon it was ordered that court be now adjourned for the term, the journal of today's proceedings having been read, approved, and which is here no signed.

County Judge
Commissioner
Commissioner.

SECOND JUDICIAL DAY

THURSDAY, NOVEMBER 5th, 1953

state of Oregon the required length of time to come under the provisions of said Chapter 355, 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 allowed, and the County Clerk is hereby authorized and directed to draw a warrant on the General Fund of the County in favor of Marjorie R. Boswell in the sum of \$8.00, said sum being one-half of said claim and the amount to be paid by Union County.

/s/ C. K. McCormick, County Judge
H. J. Speckhart, Commissioner
Ray C. Baum, Commissioner.

In the matter of the claim of Willis E. Spoo for indemnity on diseased cow slaughtered under the provisions of Chapter 355, Oregon Laws, 1945.

Now at this time is presented the claim of Willis E. Spoo for indemnity in the sum of \$8.00 for one head of cattle slaughtered under the provisions of Chapter 355, Oregon Laws, 1945, and it appearing to the Court from the affidavit of the Claimant, Willis E. Spoo, that said animal was appraised by Florian M. Kovach, veterinarian, on August 27, 1953; that said animal was slaughtered on September 3, 1953; at Swift and Company, at Portland, under the supervisions of P. G. Palmer; that the said animal was owned in the state of Oregon the required length of time to come under the provisions of said Chapter 355, and it further appearing that the requirements relative to the disinfection of the stables where said animal was kept have been complied with, and now one having appeared to resist said claim,

It is CONSIDERED and ORDERED THAT the same 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 Willis E. Spoo in the sum of \$8.00, said sum being one-half of said claim and the amount to be paid by Union County.

/s/ C. K. McCormick, County Judge
H. J. Speckhart, Commissioner
Ray C. Baum, Commissioner.

IN THE MATTER OF ESTABLISHING A PUBLIC ROAD TO THE FARM OF ALBERT RYSDAM, SITUATED IN THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 5, AND THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 6, IN TOWNSHIP 2 NORTH, RANGE 40 E.W.M., IN UNION COUNTY, STATE OF OREGON.

O R D E R

ON THIS DAY this matter came on to be heard upon the Report of Viewers filed herein and it appearing to the Court that the viewers heretofore appointed by the Court met in pursuance to the Courts order and viewed and laid out a proposed public road from the farm of the petitioner to the nearest point practical on a public road and which said road as viewed and laid out is sixty (60) feet in width being thirty (30) feet on each side of a line described as:

Beginning at the end of County Road No. 48; said point being thirty (30) feet East of the Northeast corner of Howard Good's garage, placed a rock seven (7) inches by eight (8) inches, thence North 1° 19' West a distance of one hundred (100) feet to a rock five (5) inches by eight (8) inches; thence North 8° 21' West a distance of fourhundred seventy-seven (477) feet to a rock five (5) inches by seven (7) inches; said point being thirty (3) feet west of the South east corner of the SW 1/4 of the NW 1/4, of Sec. 5, T. 2, N. R. 40. E.W.M.

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and that in said Report the Viewers assessed the damages to be paid to H. C. Good and Lillian Good, the owners of the land across which said road is located, at \$500.00, and further recommended that the petitioner fence the right-of-way on each side of the said road with a woven wire and barb wire fence;

AND IT FURTHER APPEARING TO THE Court that the report of the Viewers is just and the damages assessed are adequate; NOW THEREFORE,

IT IS HEREBY ORDERED that the Report of the Viewers be, and the same is hereby confirmed, and that upon the payment by the petitioner of the damages assessed by the Viewers that said road as viewed and laid out in said Report, be and the same is hereby established as a public road, and that the same be recorded as such, and that petitioner shall have the right to go upon said roadway for the purpose of building the fences provided for in the Report of the Viewers, and that upon said fence being built the petitioner and the public shall have the right to travel said road without interference.

DATED this 5th day of November, 1953.

Thereupon it was ordered that court be now adjourned for the term, the journal of today's proceedings having been read, approved, and which is here now signed.

County Judge

Commissioner

Commissioner

*By Nov 17 1953
Read off #274*