

No 12-

IN THE
CIRCUIT COURT,
UNION COUNTY, OREGON

EQUITY

C. H. Finn

Plaintiff

vs

Mary L. Nelson

Defendant

Docket # 3

Page 31

C. H. Finn

Attorney for Plaintiff

Attorney for Defendant

No. 585

Lead

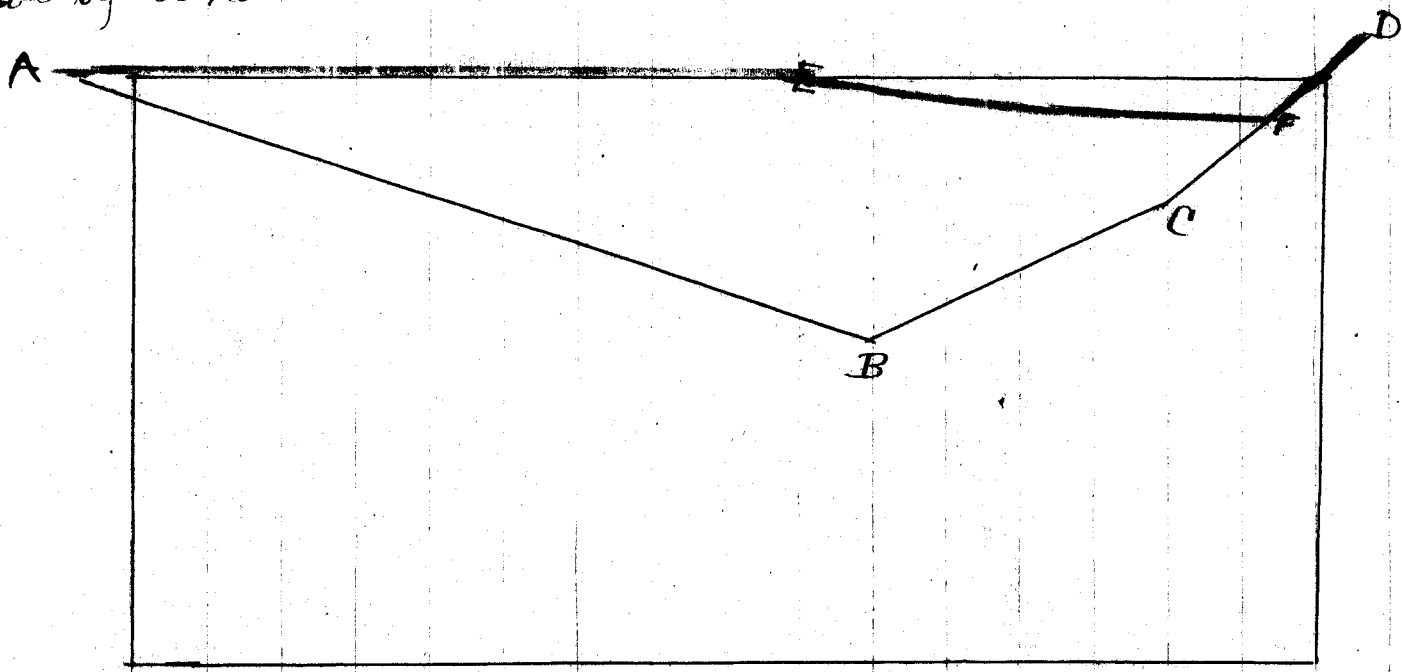
C. M. Ramsdell
Ltd.

W. 3 750 R 29 E. 1000

Order of Dept. 24 Dec 7 1905

The black line A.B.C.D. shows where a public road crosses the S $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 3, T. 5, S, R. 39 E, W. M.

The red line A.E.F.D. shows, approximately, where it is desired to have said road moved, shortening the road and putting it as good ground as at present, all expenses to be borne by the owner of above described property. Reason for wishing said change is to be able to include the tillable land in one body and not have it cut in two by the road as at present.



Cove, Oregon, Nov. 15: 1904.

To The Honorable County Court of
Union County, Oregon.

Gentlemen.

Having recently filed upon a homestead
and wishing to fence the same preparatory
to putting in a crop this year, if possible,
I desire to change a portion of the public
road which now crosses my claim, and
remove it a short distance north of its
present position. I agree to do all the
work necessary to make the new road
as good as the present one and, as
may be seen, from the accompanying
plat, the new road will be shorter
than the old. If required by the Court
I will survey, or have surveyed, the
proposed new route, so as to give all
necessary angles and bearings for
the purpose of recording the same,
and will bear all expense of the
change of said road.

Very respectfully yours,

Charles M. Ramsdell, M.D.

In the County Court
of the State of Oregon
Fusion County

In re the application
of Charles M
Russell, M. D. to
maintain said
Road

Filed Nov. 17-1906

J. G. Eickum
Clerk

By J. H. Russell
deputy

Cove, Oregon, Oct. 30, 1903.

To The Honorable County Court
of Union County, Oregon.
Gentlemen.

In August last I sent
in to you a report of the
completion of a road on
my homestead claim,
which you had authorized
me to make in place of
the old one, but I see that
the case is still being
continued.

The public seems to have
accepted the new road, as
nearly all the travel goes
that way and I hope
your honorable body will

take action in the
matter soon.

Very respectfully
yours

C. M. Ramsdell, M.D.

Cove, Oregon, May 1905.

To the Honorable County Court of
Union County, Oregon.
Gentlemen.

I herewith submit to your
honorable body, as requested, a plat of
the road as I wish it located on my
property in Section 3, T S, R 39 E, W.M.

I have not yet done the work on the
new road but will do it as soon as I
can and, meanwhile, the old road will
be left open until the new one is
approved. Comparisons with the road map
will show that the proposed new road is
much shorter than the old one, and
when it is completed it will be found to
have easier grades and equally as good
if not better road bed than the present one.

Very respectfully yours,

C. M. Ramsdell, M.D.

NE Cor.
of S 1/2 of SE 1/4
of Sec 3 T. 5 S.
R 29 E. W.M.

Scale 100 feet = 1 inch.

1
2
3
4
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6
7
8
9
10
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12
13
14
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16
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19
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25
26
27
28
29
30
31
32

1926 ft.
Old road

1583 ft.

1498 ft.

25 ft.
25 ft.

20 ft.

N.W. cor. of
S 1/2 of SE 1/4
of Sec. 3, T. 5, S,
R. 39 E, W. 4

32
31
30
29
28
27
26
25
24
23
22
21
20
19
18
17
16
15
14
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12
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4
3
2
1

Beginning at the N.W. cor.
of ~~old~~ tract and running with the
N. line of same, 750 feet.
Thence, making such an angle southerly
that, at 1093 feet, the road is 100 feet south of
said N line.
Thence, making such an angle northerly,
that, at 1289 feet, the road is 90 feet south
of said N line.
Thence, making such an angle northerly,
that, at 1436 feet, the road is 75 feet
south of said N line.
Thence, making such an angle northerly,
that, at 1483 feet, the road again coincides
with said N line.
Thence, eastward, along said N line, until,
at 1926 feet, from the beginning, the road
intersects the old road where it crosses
the said N line.

Note. The fine blue line, A B, represents the N. line of the tract on which I have asked leave to locate the new road, moving it further north than its present location.
Dr. C. M. Ramsdell.

1093 ft.

1091

1089 ft.

In the County Court
of the State of Oregon
for Union County

In the matter of the
County Road between
for E. M. Russell
M. A.

Proof of Survey

Filed June 7, 1905
J. B. Graham
Co. Clerk

SECOND JUDICIAL DAY

THURSDAY, DECEMBER 8, 1904.

In the matter of the application of
 ✓ Harry O'Niell
 for County Aid.

This matter came on to be heard at this time upon the application of Harry O' Niell for admission to the County Hospital, from which it appears that the plaintiff is a non resident of the State of Oregon. It appears to the Court that the applicant is suffering from a sore toe, the leg, and desires to be admitted to the County hospital, and be placed under the care of the county physician; that he is in destitute circumstances and that he has no friends and relatives who are willing to render him assistance. It is therefore considered and ordered that the said Harry O'Niell be admitted to the County Hospital and be given the care and attention of the County Physician as his condition may require.

In the matter of the application of Riley
 ✓ Bright for admission to the County Hospital.

This matter came on to be heard at this time upon the application of Riley Bright for admission to the county hospital, from which it appears that the applicant is a non-resident of the State of Oregon, that he is sick and unable to work, and that he is in need of assistance and medical care; that he is in destitute circumstances; that he has no relatives or friends who are able and willing to help him. It is therefore considered that the said Riley Bright be admitted to the County Hospital and be given proper care and attention as his condition may require.

In the matter of the application
 ✓ of C. M. Ramsdall to change the
 location of certain County Roads.

----- At this time it is ordered by the Court that this matter be and that the same is hereby continued for the term.

In the matter of the application
 ✓ of George Stoddard for credit on
 the 1903 tax roll, for taxes assessed
 on property belonging to the church.

This matter came on to be heard at this time upon the application of

SECOND JUDICIAL DAY

THURSDAY, JANUARY 5, 1905.

of such persons in the county jail of Union County, Oregon. It appearing to the Court that such petitioners are willing to pay a reasonable sum to the County for the keeping of such prisoners, it is therefore considered and ordered by the court that said petition be granted.

In the matter of the application of
Dr. C. M. Ramsdale, to change the
location of certain roads.

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term.

Thereupon it was ordered that Court be now adjourned until tomorrow morning at nine o'clock.

BE IT REMEMBERED, that at a regular term of the County Court of Union County, State of Oregon, begun and held at the Court House in the City of La Grande, said County and State, on Wednesday, February 1, 1905, when were present:

Hon. M. A. Harrison, County Judge,
 Robert Blumenstein, Commissioner,
 J. M. Selder, Commissioner,
 J. B. Gilham, Clerk,
 C. C. Penington, Sheriff.

Due proclamation of the opening of Court having been made, the following proceedings were had, to wit:

In the matter of the Monthly
 Report of the County Treasurer.

Comes now John Frawley, Treasurer of Union County, Oregon, and presents to the Court certain County, Contingent, and Road Warrants and receipts from school districts and cities, showing that he has paid out certain moneys thereon, and asks that he be given credit for the same. And it appearing to the Court that the said warrants were legally issued and drawn on the proper funds applicable thereto, and that all of the said vouchers are in all things according to law, It is therefore considered and ordered that the said treasurer have credit upon the books of the County for the following warrants, receipts and vouchers, and that the said warrants be cancelled and the vouchers filed in the office of the County Clerk, to-wit:

3 County Warrants,	19.02;
12 Contingent Warrants,	264.00;
39 Road Warrants,	1325.63;
2 Receipts, City of La Grande,	191.59;
1 Receipt, School Dist. # 5,	62.50;
1 " " # 8,	30.25;
2 " " #13,	78.80;
1 " " #19,	17.54.
Total.	1990.13

In the matter of the application of
 of Dr. Ramsdale, to change certain roads.

At this time it is ordered that this matter be and the same is hereby continued for the term.

FIRST JUDICIAL DAY

WEDNESDAY, MARCH 1, 1905.

CONTINGENT FUND.

E.	1907	Essie Tappan,	Relief,	10.00 ✓
"	1908	G. E. Fowler,	Wood,	62.00 ✓
"	1909	J. B. Gilham, Co. Clerk,	Cash paid for stamps, exp. & Ft.	13.90 ✓
"	1910	D. H. Procter,	Cash paid for stamps,	1.40 ✓
"	1911	J. B. Gilham, Clerk,	Excess fees paid,	5.00 ✓
"	1912	E. E. Bragg,	Express, stamps, and Telephone,	16.23 ✓
"	1913	C. C. Penington,	Stamps, express etc.	13.75 ✓
"	1914	G. M. Richey, P.M.	Stamped Envelopes, for Recorder,	32.40 ✓
"	1915	"	Stamped envelopes for Sheriff,	57.50 ✓
"	1916	Marion Irwin,	Boarding paupers,	83.40 ✓
"	1917	T. B. Johnson,	Cash pd. for prisoners' meals,	2.85 ✓
"	1918	M. A. Harrison,	Transportation Indigent soldiers,	3.50 ✓
"	1919			

In the matter of the application of Dr. C. M. Ramsdall to change the location of certain roads.

At this time it is ordered by the court that this matter be and the same is hereby continued for the terms.

In the matter of the petition of Mike Royes for the return of fine paid for the return of Liquor License Fee.

At this time it is ordered by the Court that this matter be and the same is hereby continued for the terms.

In the matter of the approval of bonds of various road supervisors.

At this time is presented to the Court for approval the bonds of supervisors of Road Districts Nos. 4, 14, 13, 25, and 34; and the court having examined each of said bonds separately and noted the approval thereof on each, It is therefore considered and ordered that each of said bonds be accepted and approved, and the Clerk is hereby directed to place the same on file as follows:

- J. B. Beashears, Supervisor R.D. # 4,
- A. Blockland, " R.D. #13,
- C. Coalwell " R.D. #14,
- George Holmes, " R.D. #25,
- M. L. Hulse, " R.D. #34.

FIRST JUDICIAL DAY

WEDNESDAY, APRIL 5, 1905.

ordered that the clerk of this court be, and he is hereby instructed to issue a warrant on the General Fund of the County in favor of the following named indigent persons for the amount set opposite their names, viz:

George May,	\$3.00
Ella Neason,	15.00
John Medlock,	5.00
John Hildebrandt,	8.00
Daniel W. Souder,	10.00

In the matter of the application of Ella Boothe, for county aid:

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term.

In the matter of the petition of Dr. C. M. Rensdall to change location of certain roads:

At this time it is ordered by the court that this matter be and the same is hereby continued for the term.

In the matter of the quarterly allowance of Mrs. S. M. Coeyman,

Now at this time this matter came on to be heard on the application of Mrs. S. M. Coeyman, a resident of Union County, Oregon for an allowance to be made her out of the treasury of the county for her maintenance and support. It appears from the application filed herein that said indigent person is sick and old and unable to earn a living; that she has no friends or relatives who are willing or able to assist her. It is therefore considered and ordered that the Clerk of this County be and he is hereby instructed to issue a warrant on the General Fund of the County in favor of Mrs. S. M. Coeyman, for the sum of \$15.00, to assist in her support during the month of April, May, and June.

SECOND JUDICIAL DAY.

THURSDAY, MAY 4th, 1905.

who reside in California. That he is unable to provide sufficient funds to procure transportation, that his friends have furnished part of the funds necessary.

IT IS THEREFORE CONSIDERED AND ORDERED BY THE COURT that the Clerk of this Court issue a warrant on the Contingent Fund of the County in the sum of \$15.00 in favor of Ben Brown, to assist in defraying the expenses incidental to the trip.

In the matter of the application of Dr. C.M. Ramsdall for leave to change the location of a certain County Road.

This matter came on to be heard at this time upon the application of Dr. C.M. Ramsdall for leave to change the location of a certain public highway within the County.

IT IS THEREFORE ORDERED BY THE COURT that the petitioner be and he is hereby instructed to furnish a proper survey of the proposed change and submit the same to the Court for inspection.

In the matter of the application of the Ibex Land Company for compromise of taxes.

At this time this matter is ordered by the Court that this matter be and the same is hereby continued for the term.

In the matter for hiring the Janitor for the Court House for the ensuing year.

This matter came on to be heard at this time on the opening of the bids for the position of janitor of the Court House for the ensuing year, heretofore advertised in the Eastern Oregon Observer, said bids to be opened on this day. Said bids being as follows: William Jarvis, \$36.00; Josh Hopper \$39.00; E.D. Kail \$50.00; William M. Day \$49.00; B.T. May \$50.00; R. Peck \$44.00; T.M. Dodd, \$50.00; H.C. Cotner \$50.00; W.A. Worstell \$39.95; J.L. Curtis \$37.50; V.R. Reeves \$50.00; and J.L. Dunnington \$35.50 per month.

It appearing to the Court that the bid of J.L. Dunnington is the lowest and best bid offered.

IT IS THEREFORE CONSIDERED AND ORDERED BY THE COURT, that J.L. Dunnington be and he is hereby appointed janitor at the Court House for the ensuing year, at the salary of \$35.50 per month, payable monthly as other salaries of the County are paid. Thereupon it was ordered that the Court be now adjourned until tomorrow at 9 A.M.

FIRST JUDICIAL DAY.

WEDNESDAY, JUNE 7th, 1905.

In the Matter of the application
of various indigent persons for
County Aid.

Now at this time this matter came on to be heard, upon the application of various indigent persons, residents of Union County, Oregon, for an allowance to be made out of the funds of the County for their maintenance and support.

It appears from the applications herein, that said indigent persons are sick and unable to work, that they are in need of financial assistance; that they have no friends or relatives who are able or willing to assist them and the Court being now fully advised in the premises,

IT IS THEREFORE CONSIDERED AND ORDERED, that the Clerk of this Court be and he is hereby instructed to draw warrants on the general fund of the County for the amount set opposite their names as follows, to-wit:

George May \$8.00

Ellen Neason 15.00

John Hilderbrandt 12.00

Daniel W. Souder 10.00

In the Matter of the petition
of Dr. C.M. Rensdell for leave
to change location of County Road.

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term.

In the Matter of the appointment of
a supervisor of R.D. #11.

It appearing to the Court that a vacancy exists in the office of Supervisor of Road District No. 11, and that now is the proper time for the appointment of a capable person to fill said vacancy,

IT IS THEREFORE CONSIDERED AND ORDERED that Henry C. Linehart, a resident of said Road District be and he is hereby appointed Supervisor of Road District and that he be required to execute a bond in the sum of \$500.00 as by law required.

SECOND JUDICIAL DAY.

THURSDAY, JULY 6th, 1905.

In the Matter of the application of various indigent persons for County Aid.

Now at this time this matter came on to be heard upon the application of various indigent persons residents of Union County, Oregon, for an allowance to be made them out of the general fund of the County, for their maintenance and support for the reason that they are sick and not able to work. It appears from the applications filed herein, that the applicants are sick and unable to work, and are in need of financial assistance, that they have no friends nor relatives who are able or willing to assist them.

IT IS THEREFORE CONSIDERED AND ORDERED that the clerk of this Court be, and he is hereby instructed to issue warrants on the General Fund of the County in favor of the following named indigent persons for the amount set opposite their names, to-wit:

George May,	\$ 8.00
Ella Neason,	15.00
John Hildebrandt,	8.00
Daniel W. Souder,	10.00

In the Matter of the resignation of L.L. McKennon as a member of the Board of County Road Viewers.

Now at this time comes L.L. McKennon, one of the Board of County Road Viewers and files in this Court his resignation as such and asks the Court to accept the same at once, from which it appears that he is unable to devote the necessary time required to the duties of the office.

IT IS THEREFORE CONSIDERED AND ORDERED that his resignation be and the same is hereby accepted.

In the Matter of the petition of Dr. C.M. Ramsdall for leave to change location of County Road.

At this time it is ordered that this matter be and the same is hereby continued for the term.

SECOND JUDICIAL DAY.

THURSDAY, AUGUST 3rd, 1905.

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 Yesterday's proceedings was read, approved and is here now signed.

M. A. Shannon County Judge.
Robert Blumenstein Commissioner.
J. M. Selder Commissioner.

Thereupon the following proceedings were had, to-wit:

In the Matter of the petition
of Dr. C.M. Ramsdall for leave
to change the location of a
certain County Road.

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

In the Matter of the Proposed
County Road petitioned for by
B.F. Horrell, et al.

This matter came to be heard at this time on the report of the Board of County Road Viewers for a second reading, as provided by law, said report being in words following, to-wit;

REPORT OF BOARD OF COUNTY ROAD VIEWERS.

To the Honorable County Court of Union County, Oregon:

The undersigned Board of County Road Viewers heretofore on the 5th day of July, 1905, 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 B.F. horrell et al., beg leave to report that on the 22 day of July, 1905, 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, established as a public highway of Union County, Oregon; that the same is practicable and would add greatly 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 there will be no damages accruing from the location of said road.

(Signed) Arthur Curtis,)
 B. Logsdon,) Board of County
 E.B. Morelock,) Road Viewers.

2584

SECOND JUDICIAL DAY.

THURSDAY, SEPTEMBER 7th, 1905.

of beginning.

And it appearing to the Court that heretofore at the August term of this Court J.H. Morton, County Assessor and Arthur Curtis, County Surveyor, were appointed to investigate said petition and find that no one except the La Grande Real Estate Association would be effected by the vacation of said streets, and that said land is situated on the mountain side and said report being considered and accepted, and the Court being now fully advised in the premises,

IT IS THEREFORE CONSIDERED AND ORDERED that the petition be and the Same is hereby granted.

In the Matter of the Petition
of C.M. Ramsdall to change location
of certain roads.

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term.

In the Matter of the proposed
County Road petitioned for by
J.W. Cummins, et al.

Now at this time this matter came on for hearing upon the report of T.H. Crawford, Deputy District Attorney, who has informed this Court that all the proceedings herein have been regular and in the manner required by law. And it appearing to the Court that said petition is signed by more than twelve free holders of this County, residing in the road district where the hereinbefore described road is proposed to be, and it satisfactorily appearing to the Court that notice has been given by advertisement for more than 30 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 the present session of this Court and that the notices so posted were in due form and duly signed by the petitioners and that a bond in the sum of \$100.00 for the Cost of this proceeding has been given and is approved by this Court,

IT IS THEREFORE ORDERED that Arthur Curtis, County Surveyor and B. Logsdon and E.B. Morelock constituting the Board of County Road Viewers, be and they are hereby directed to meet at the beginning of said proposed road on the 22nd day of September, 1905, or within five days thereafter, and proceed to survey, view and lay out said road according to law.

FIRST JUDICIAL DAY.

WEDNESDAY, OCTOBER 4th, 1905.

In the Matter of the proposed
County Road petitioned for by Dillie
Randall et al.

Now at this time it is ordered by the Court that this matter be and the same is hereby continued for the term.

In the Matter of the petition
of C.M. Ramsdall, to change the location
of certain roads.

Now at this time it is ordered by the Court that this matter be and the same is hereby continued for the term.

In the Matter of the application
of various indigent persons for
County Aid.

Now at this time this matter came on to be heard upon the application of various indigent persons, residents of Union County, Oregon, for an allowance to be made them out of the treasury of the County for their maintenance and support.

It appears from the petitions herein that said applicants are residents of Union County, Oregon, that they are sick and unable to work, that they have no friends or relatives, who are able or willing to assist them, that they are in destitute circumstances and in need of financial assistance,

It is therefore CONSIDERED AND ORDERED that the Clerk of this Court be and he is hereby instructed to draw warrants on the General Fund of the County in favor of the following named persons for the amounts set opposite their names, to-wit:

George May,	\$8.00
Ella Neason,	12.00
D.W. Souder,	10.00
John Hilderbrand,	8.00
L.W. Ragel,	8.00

In the Matter of the proposed County
Road petitioned for by J.B. Thomson, et al.

Now at this time it is ordered by the Court that this matter be and the same

SECOND JUDICIAL DAY.

THURSDAY, NOVEMBER 2, 1905.

In the Matter of the proposed County Road petitioned for by Dillie Randall et al.

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

In the Matter of the petition of Dr. C.M. Ramsdall to change location of certain roads.

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

In the Matter of the proposed County Road petitioned for by D. McDonald et als.

Now at this time this cause came on for hearing upon the motion of Ate Vandermeulen appearing by J.D. Slater, his attorney, for an entry of an Order and Decree upon the Order and Mandate of the Circuit Court of the State of Oregon, for Union County, filed in this Court on the 1st day of November, 1905. And it appearing to the Court that said Order and Mandate is as follows, to-wit:

In the Matter of the proposed County road petitioned for by D. McDonald, et al.

Now at this time this cause came on for hearing and decision upon the Writ of Review heretofore issued out of this Court and directed to the County Clerk of Union County, State of Oregon, the said matter having been heretofore argued and submitted, Union County State of Oregon appearing by Clarence Crawford, District Attorney, and by Ramsey & Oliver of Counsel, and Ate Vandermeulen appearing by J.D. Slater, his attorney, and the Court being now fully advised in the premises,

It is Hereby ORDERED that the Orders and Decrees of the County Court of Union County, State of Oregon, made and entered in said cause on the 8th and 9th day of June, A.D., 1905, be and the same are each hereby held in naught and set aside. And it is further ORDERED that this cause be and is hereby remanded to the lower Court with directions to proceed in said cause in accordance with this opinion. It is further ORDERED and ADJUDGED that the said Ate Vandermeulen have and recover of and from defendant, Union

FIRST JUDICIAL DAY.

THURSDAY, DECEMBER 7th, 1905.

In the Matter of the proposed County Road.
petitioned for by J.B. Thomson et al.

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

In the Matter of the petition of
Dr. C.M. Ramsdall for leave to
change location of County Road.

Now at this time this matter came on to be heard upon the petition of Dr. C.M. Ramsdall for leave to change the location of a certain portion of the County Road now established and being used by the County as a public highway.

It appears from the petition herein that the petitioner is the owner of the S.1/2 of the S.E. 1/4 of Sec. 3, Tp. 5, S.R. 39, E.W.M., and that an established road of this County passes over and across the above described lands, much to the inconvenience of the petitioner herein. And it further appearing to the Court that the petitioner herein is desirous of fencing all of his said lands, and, if compelled to place a fence on each side of said highway, the same would be a great expense to him and it further appearing to the Court from a plat of said proposed change and from a personal examination of said proposed road that the proposed change will add greatly to the convenience of the public, and it further appearing to the Court that a correct survey of said proposed change has been made and filed in this Court without expense to the County,

It is Therefore CONSIDERED and ORDERED that the portion of the County road heretofore used as a public highway and being situated on the lands of Dr. C.M. Ramsdall, be and is hereby vacated and that said proposed change, heretofore surveyed and laid out by said petitioner, is hereby declared a public highway of Union County, Oregon, and that

Supervisor of R.D. No. _____ be notified of Said change.

In the Matter of the monthly report
of the Secretary of the County Board
of Health.

Now at this time comes C.E. Saunders, M.D. and files his report as Secretary of the County Board of Health and said report having been examined is here now approved and ordered filed.