

No

IN THE  
**CIRCUIT COURT,**  
UNION COUNTY OREGON

**LAW**

vs

*Plaintiff*

*Defendant*

*Docket*

*Page*

*Attorney for Plaintiff*

*Attorney for Defendant*

THE IRWIN HOBSON CO. MANUFACTURING STATIONERS

603

Book

Returned for

by

W. M. Pierce  
Mal

603

See 04, 112, R 38

BE IT REMEMBERED, That at a regular term of the County Court of the State of Oregon, for the County of Union, begun and held at the Court House in the City of La Grande, in said County and State, on Wednesday, the F i f t h day of June A. D., 1907, 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 J. C. HENRY, County Judge,  
J. M. SELDER, COMMISSIONER,  
Ben Brown, Commissioner,  
J. B. Gilham, Clerk,  
F. P. CHILDERS, Sheriff.

WHEN, on Thursday, the 6th day of June, A. D., 1907, 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 by Walter M. Pierce et al.  
\*\*\*\*\*

Now at this time comes Walter M. Pierce, one of the petitioners for the above named proposed County Road, and presents to the Court, the petition of himself and others, praying for the location and establishment of a County Road, described as follows, to-wit:

Beginning at a point in the center of the County Road, leading North from Island City, said point being 640 feet South of the center of Section 34, Tp.2, S.R. 38, E.W.M., and running thence East to a point 154 feet West of the center of the track on the O.R. & N. Company's Railroad, thence North 58 Degrees and 30 minutes East and parallel to the said center line of the said railroad track to a point where said line shall intersect the established County Road, running East and West, and known as the "Boothe Lane", said road to have a width of thirty feet on each side of said above described center line.

And it appearing to the Court that said petition is signed by more than twelve freeholders of this County residing in the Road District where the hereinbefore described road is proposed to be, and that said

petition properly specifies the place of beginning, intermediate point, and place of termination of said road. And it satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding County Court, to-wit: At the Court House in the City of La Grande, County of Union, State of Oregon, and also in three public places in the vicinity of said proposed road, to-wit: One at the beginning of said proposed road on a telephone pole; one at an intermediate point on said proposed road on a gate securely nailed; and one at the terminus of said road on a telephone pole, all notices being posted in plain view of the traveling public, for more than thirty days immediately prior to the presentation of said petition to this Court, notifying all persons concerned, that application would be made to this Court at the present term thereof, and that the notices so posted were in due form and duly signed by the petitioners, and that a bond for the cost of this proceeding has been duly given with Garrett Blockland and Walter M. Pierce as sureties thereon, and said bond being now approved by the Court, and the Court being now fully advised in the premises,

IT IS THEREFORE ORDERED that C.R. Thornton, Deputy County Surveyor, Thomas Brasher and J.E. Reynolds, be and they are hereby, directed to meet at the beginning of said proposed road on the 17th day of June, 1907, at the hour of ten o'clock A.M., or within five days thereafter, and proceed to survey, view and lay out said road, according to law.

(Signed) J.C. Henry, County Judge,  
J.M. Selder, Commissioner  
Ben Brown, Commissioner.

# Receipt for Papers

N. 603

Handwritten

Journal

By Wm. W. W. W.

Name of Attorney

Wm. W. W.

Papers Taken

all

Date of Receipt

12/11-1911

Date of Return

Remarks

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

In the matter of the proposed County Road \*  
\*  
petitioned for by Walter M. Pierce, et al. \*  
\*  
\*\*\*\*\*

Comes now Jacob Vandermolen, by his attorneys Cochran & Cochran, and moves the County Court to set aside the report of the Board of County Road Viewers and dismiss the petition for such road made by Walter M. Pierce and others for the reason; that the Board of County Road Viewers did not view the road within five days after having received the five days notice of the order of the County Court; that the report of the Board of County Road Viewers is deficient and inadequate and not sufficient as required by law in that it does not show that all trees on the line of such road have been marked; that all trees adjacent have been blazed nor has the beginning and termination of such road and the termination of each mile thereof been designated by a tree or a stone of the required dimension or by a post of durable wood as required by law; that the surveyor has not made such a plat as is required by law in that it does not show the alignment of the proposed road and the general topography adjacent nor has the surveyor made a profile showing the grade obtainable; that the surveyor has not deposited, with the County Clerk of Union County, a complete set of field notes showing the ties to the government corners along the said road, the location and witnesses to the mile posts and the beginning and terminating points of the road, nor has he deposited a plat showing the alignment of the proposed road together with all the courses, locations of all the mile posts and ties to the government corners, the location and approximate size of all creeks, rivers,

swamps, cuts and fills; that the surveyor has not deposited, with the County Clerk, a profile showing the grade and their percent, location of all water courses, rivers, swamps and other natural features, the location of all culverts, box-drains, bridges, tide boxes and all highways, railroad and other crossings, the amount of excavation and embankment and an estimate of the total costs of construction together with any other information and details that may be useful in connection with the improvements of the said road.

Cochran & Cochran  
Attorneys for J. Vandermolen.

IN THE

**COUNTY COURT**

OF THE

**State of Oregon**

For the County of Union

*Shane Peterson  
County Road  
Inspector  
by Wm Bruce  
Clark*

*Peterson*

*Given July 6 1907  
J. H. Peterson  
Clerk*



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

In the ma ter of the proposed \*  
County Road prtitioned for by \*  
Walter M. Pierce and others. \*  
\* \* \* \* \*

Due service of the Notice of Appeal hereby accepted in  
Union County, Oregon, this \_\_\_\_ day of \_\_\_\_\_, 1907, by  
receiving a copy thereof, duly certified to be such by G. T. Coch-  
ran one of the Attorneys for appellant.

C. R. Thornton  
~~Attorney for Appellant~~  
J. H. Peterson Co. Clerk

IN THE

COUNTY COURT

OF

State of Oregon

For the County of Grant,

James Hutchins

County Road Agent

stands for his

own interest

and

acceptance of

same

Witness my hand and seal

J. H. Hutchins

County Clerk

Filed July 6, 1909

In the County Court of Union County—State of Oregon.

In the Matter of the Road )  
petitioned for by W.M.Pierce ) Claim of Damages.  
and others- )

To the Honorable County Court—  
County Judge and Commissioners—  
Union County, Oregon—

The undersigned comes now and presents this his claim for dam-  
ages in case of the location and establishment of that certain  
county road petitioned for by W.M.Pierce and others—now pending  
in said county court and represents the facts to be as follows:—

(1) That the location and establishment of said road across the land  
of your petitioner and claimant would be of no benefit to him  
or his said land—but on the contrary would be a detriment; (2)  
that it will take where surveyed about four acres of good, tilla-  
ble and valuable land of the market value of \$75.00 per acre and  
and land worth \$300 would be taken from this claimant; that it  
will cost this claimant at least \$150 to properly fence said road  
across his said land—and that his said land which said road will  
cross—and which this claimant is the owner in fee is the NW 1/4  
of Sec. 35 Twp 2 south of Range 38 E.W.M. and in Union County,  
Oregon— Wherefore your claimant petitions that he be  
allowed the sum of \$450.00 if said road is located across his  
said land—and he now claims that sum as damages for such locat-  
ion of said road and says he will be damaged that sum —over and  
above all alleged benefits.

*John Van Peltland*  
not

Subscribed and sworn to before me this the 28th day of June  
1907—

*C. H. Green*

Notary Public for Oregon.

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IN the County Court of the  
State of Oregon for Union  
County.

In the Matter of the Road  
petitioned for by W.M. Pierce  
and others.

Claim for damages by  
John Van Bieland.

\$450.00--

Filed this June 28th 1907.

*J.P. Williams*  
Clerk.  
*By A. W. Smith,*

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

*Proposed*  
In the matter of the County road  
petitioned by Walter Pierce et al.

Comes now Jacob Vandermulen a party through whose land the proposed road partially extends, by his attorneys Cochran & Cochran, and alleges and shows to the Court that he is the owner of the following described lands;

*South half of the Northeast quarter and the North half of the Southeast quarter except 8 rods granted to the O.M. Company all in section 34 township 2 South Range 36 E.W.M. Union County Oregon;*

and that said road petitioned for by Walter Pierce and others extends over and across said lands and based thereon the said Jacob Vandermulen here now and hereby specially appears for the purpose of moving to quash the notice of said road petition and the proof of posting the same and the service of said notice and so appears for no other reason and herenow and hereby moves the Court for an order quashing the notice of said road petition and the posting of the same and alleges as grounds therefor that the record of this proceeding in this court shows that there never was a notice of said road petition made and it further appears that said petitioners did not make and sign any notice in the manner prescribed by law of said road petition in that the names of the petitioners are placed upon the pretended notice in type-writing and not by each individual placing his individual name thereon and for the further reason that no notice of said road petition has been given in the manner prescribed by law.

*Cochran & Cochran*

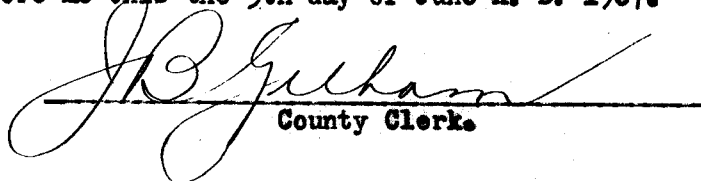
Attorneys for said Jacob Vandermulen for said special appearance.

STATE OF OREGON     )  
                          (     SS.  
COUNTY OF UNION    )

I, Geo. T. Cochran, being first duly sworn, depose and say that I am one of the attorneys for Jabob Vandermulen; that I have examined the alleged notice attached to the affidavit of Garret Blocklin, filed in this proceedings, and that said notice so attached contains names attached thereto which were placed thereon by a person operating a typewriter and are not the signatures of the petitioners; that affiant is acquainted with the signature of Walter M. Pierce, one of the petitioners; in said road petition and that said Walter M. Pierce's signature is not upon said notice and affiant is informed and believes that none of the signatures of the petitioners are contained upon said notice and that affiant is further informed and believes that the said notice attached to the affidavit of Garret Blocklin is in truth and in fact one of the original pretended notices so posted as by him stated in the said affidavit and not a copy of the same.

  
\_\_\_\_\_

Subscribed and sworn to before me this the 5th day of June A. D. 1907.

  
\_\_\_\_\_ County Clerk.

IN THE  
**County Court**

OF THE  
State of Oregon

For the County of Union

*Some part of  
a book put into  
possession of  
Linn et al*

*Applicant v  
Motion*

*Filed June 5, 1907  
J. B. Gilman  
Clerk*

*Dec 22  
Page 264*

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

In the matter of the \*  
Proposed County Road \*  
Petitioned for by Walter M. Pierce, \*  
and others. \*  
\*\*\*\*\*

To the Board of County Road Viewers, of Union County, Oregon,  
To Walter M. pierce, as Attorney for the petitioners for the  
proposed County Road above mentioned, and to F. S. Ivanhoe,  
District Attorney, and ex officio Attorney for Union County,  
Oregon.

You and each of you are hereby notified that the undersigned,  
Jacob Vandermulen, who is the owner of certain of the lands over which  
the above mentioned proposed county road extends, and who presented  
to the Board of County Road Viewers, his petition and claim for  
damages for and on account of said road, if the same be hereafter  
established, and ordered open, and by which Board of County Road  
Viewers an order and report was made allowing the said Jacob  
Vandermulen damages in the sum of \$375.00, and feeling himself  
aggrieved at said report, hereby appeals from such assessment of  
damages so made by the said Board of County Road Viewers to the  
County Court of the State of Oregon for Union County, Oregon,  
sitting for the transaction of County Business, at its regular session  
and term next after such assessment, which is the July, 1907 term of  
said Court.

Dated at La Grande, Oregon, this the 29th day of June,  
A. D. 1907.

Jacob Vandermulen  
By Bochman Cochran  
His Attorneys.



IN THE

**County Court**

OF THE

**State of Oregon**

**For the County of Union**

*Done and passed  
County Road  
Petitioners for  
My own piece  
etc*

*Notice of appeal*

*Given July 6 1907  
J. B. Dickson  
Clerk*

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

*proposed*  
In the matter of the County road  
petitioned by Walter Pierce et al.

Comes now Jacob Vandermulen a party through whose land the proposed road partially extends, by his attorneys Cochran & Cochran, and alleges and shows to the Court that he is the owner of the following described lands; South half of the Northeast quarter and the North half of the Southeast quarter except 8 rods granted to the OPM Company all in section 34 Township 2 South Range 38 EWM Union County, Oregon; and that said road petitioned for by Walter Pierce and others extends over and across said lands and based thereon the said Jacob Vandermulen here now and hereby specially appears for the purpose of moving to quash the notice of said road petition and the proof of posting the same and the service of said notice and so appears for no other reason and here now and hereby moves the Court for an order quashing the notice of said road petition and the posting of the same and alleges as grounds therefor that the record of this proceeding in this court shows that there never was a notice of said road petition made and it further appears that said petitioners did not make and sign any notice in the manner prescribed by law of said road petition in that the names of the petitioners are placed upon the pretended notice in type-writing and not by each individual placing his individual name thereon and for the further reason that no notice of said road petition has been given in the manner prescribed by law.

*Cochran & Cochran*  
Attorneys for said Jacob Vandermulen for said special appearance.

STATE OF GEORGIA  
COUNTY OF UNION

SS.

I, Geo. T. Cochran, being first duly sworn, depose and say that I am one of the attorneys for Jacob Vandermales; that I have examined the alleged notice attached to the affidavit of Garret Blacklin, filed in this proceedings, and that said notice so attached contains names attached thereto which were placed thereon by a person operating a typewriter and are not the signatures of the petitioners; that affiant is acquainted with the signature of Walter M. Pierce, one of the petitioners; in said read petition and that said Walter M. Pierce's signature is not upon said notice and affiant is informed and believes that none of the signatures of the petitioners are contained upon said notice and that affiant is further informed and believes that the said notice attached to the affidavit of Garret Blacklin is in truth and in fact one of the original pretended notices so posted as by him stated in the said affidavit and not a copy of the same.

Geo. T. Cochran

Subscribed and sworn to before me this the 5th day of June A. D. 1907.

County Clerk.

BE IT REMEMBERED, That at a regular term of the County Court of the State of Oregon, for the County of Union, begun and held at the Court House in the City of La Grande, in said County and State, on Wednesday, the \_\_\_\_\_ day of \_\_\_\_\_ A. D., 190\_, 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 J. C. HENRY, County Judge,  
J. M. SELDER, COMMISSIONER,  
Ben Brown, Commissioner,  
J. B. Gilham, Clerk,  
F. P. CHILDERS, Sheriff.

WHEN, on \_\_\_\_\_, the 8th day of July, A. D., 1907, or the \_\_\_\_\_ Judicial Day of said term, among others the following proceedings were had, to-wit:

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

Now at this time this matter came on to be heard on ~~the~~ motion of the claimants for damages to set aside the report of the Board of the County Road Viewers heretofore filed herein.

The petitioners appearing not neither in person or by Attorney, and the Claimant Jacob Vandermuelen, appearing by Cochran & Cochran, his attorneys, and the claimant John Van Blekland, appearing by C. H. Finn, his attorney.

And it appearing to the Court, that the said Board of County Road Viewers, heretofore appointed to viewout, survey and establish, said proposed County Road, failed to qualify as such officers, before entering upon their duties, and that the same could not be considered a valid report.

IT IS THEREFORE CONSIDERED and ORDERED by the Court, that said report of the Board of County Road Viewers, be, and the same is hereby annulled and set aside, and the petition is hereby continued for the term.

(Signed) J. C. Henry, County Judge.

J. M. Selder, Commissioner,

Ben Brown, Commissioner

BE IT REMEMBERED, That at a regular term of the County Court of the State of Oregon, for the County of Union, begun and held at the Court House in the City of La Grande, in said County and State, on Wednesday, the \_\_\_\_\_ day of \_\_\_\_\_ A. D., 190\_\_, 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 J. C. HENRY, County Judge,  
J. M. SELDER, COMMISSIONER,  
Ben Brown, Commissioner,  
J. B. Gilham, Clerk,  
F. P. CHILDERS, Sheriff.

WHEN, on \_\_\_\_\_, the 8th day of August, A. D., 190\_\_, or the \_\_\_\_\_ Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the proposed Road  
petitioned for by Walter M. Pierce, et al.

Now at this time it is ordered by the Court that this matter be and the same is hereby dismissed; and, it is further ordered that Union County, have and recover of and from the petitioners herein, its costs and disbursements in this proceeding, taxed at \$ \_\_\_\_\_ and that execution issue therefor.

# PETITION FOR COUNTY ROAD

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY OREGON

The undersigned freeholders, of Union county Oregon residing in the Road District where the hereinafter described road is proposed to be respectfully petition your honorable body to lay out, alter and establish a County Road within said county, on the following line or route, to wit

*Beginning at a point in the center of the County Road leading North from Island City - said point being 640 feet South of the center of Section 34 Township 2 South, Range 38 East N. M. and running thence East to a point 154 feet West of the center of the track on the Grand Trunk Company's Rail Road Thence N 58° 30' E and parallel to the said center line of the said Rail Road track to a point where said line shall intersect the established County road running East and West and known as the Booth Lane - said road to have a width 30 feet on each side of said above described center line*

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

NAMES

NAMES

*Walter M. Greer*  
  
*E. E. Berkeley*  
*J. M. Danaher*  
*J. B. Healy*  
*C. N. D. Long*  
*U. P. Berthoff*  
*M. E. Hallinger*  
*L. A. Howell*  
*J. D. Smith*  
*John ...*  
*F. M. Oliver*  
*James Mass*  
*Thos. ...*  
*J. W. Smith*  
*J. M. Pyter*  
*Bill ...*  
*L. P. Gay*  
*H. Wilson*  
*J. C. Hulpp*

*George ...*  
*Fred J. Keelmer*  
*C. H. Ranney*  
*B. H. Smith*  
*Geo. ...*  
*Ed. ...*  
*C. H. ...*  
*M. ...*  
*W. W. ...*  
*John S. Clark*  
*H. ...*  
*James ...*  
*Gas. ...*  
*U. J. ...*  
*J. ...*  
*Emil ...*  
*Albert ...*  
*J. ...*  
*J. W. ...*

*Chas. ...*  
*C. L. ...*  
*H. E. ...*  
*G. ...*  
*G. ...*  
*J. ...*  
*James ...*  
*W. H. ...*  
  
*R. A. ...*  
*E. ...*  
*G. H. ...*  
*W. M. ...*  
*William ...*  
*C. ...*  
*R. ...*

*G. H. ...*

2/3007

# ..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 June A. D., 1907, respectfully present to said court a petition praying said court to lay out, alter and establish a County Road within said county, on the fol-

lowing line, or route, to-wit: Beginning at a point in the center of the County road leading north from Island City, said point being 640 feet South of the center of Sec. 34 Tp. 2, S. R. 38 E. W. M., and running thence east to a point 154 feet west of the center of the track on the O. R. & N. Co. rail road, thence 58° 30' east and parallel to the said center line of the said rail road track to a point where the said line shall intersect the established County road running east and west and known as the Booth Lane said road to have a width 30 feet on each side of said above described center line.

Dated at Island City Oregon, the 1 st. day of May A. D., 1907.

NAMES:

NAMES:

Walter M. Pierce  
 E. E. Conley  
 D. Mc Donald  
 J. T. Halley  
 E. H. DeLong  
 J. P. De Long  
 M. E. Walsinger  
 I. A. Howell  
 I. D. Smutz  
 John Murray  
 E. W. Oliver  
 James Moss  
 Thos Wallsinger  
 J. N. Smith  
 J. W. Lytle  
 F. A. Day  
 L. P. Day  
 H. Wilson  
 J. C. Huff  
 Andrew Muilenburg  
 C. I. Green  
 R. E. Jeffries  
 G. Welton  
 G. Muilenburg  
 J. W. Welton  
 James Mc Ewen  
 M. H. H. Miller  
 B. A. Davis  
 E. Adler

P. H. Dickison  
 B. M. Grandy  
 William Hall  
 C. E. Smith  
 C. M. Riddle  
 C. S. Williams  
 Garret Blockland  
 Fred J. Holmes  
 C. H. Conkey  
 R. H. Smith  
 Lee Humphrey  
 F. W. Alderman  
 Ed E. Kiddle  
 C. H. Bidwell  
 M. W. Kiddle  
 G. W. Williams  
 John S. Clark  
 W. F. Clark  
 John Quinland  
 Jas A. Garity  
 G. E. Luther  
 U. G. Couch  
 J. L. Caviness  
 Wm. Clegg  
 Emil Martins  
 Albert R. Hunter  
 D. J. Irwin  
 J. W. Egan  
 F. H. Kiddle

STATE OF OREGON,

SS.

County of Union,

I, Ed Wright, 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~~

~~Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the~~

~~day of \_\_\_\_\_ 190~~, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 31st day of April 1907, I posted a true and correct copy of said notice at the place of holding Court for Union County, Oregon, to-wit:

On the front of the Court House door, in the City of La Grande, in the said County and State, and that said notices remained posted thirty days previous to the presentation of said petition as I verily believe.

Ed Wright

Subscribed and sworn to before me this 31 day of June 1907

J. Latham County Clerk  
~~Ed Wright~~



# ..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 June A. D., 1907, respectfully present to said court a petition praying said court to lay out, alter and establish a County Road within said county, on the following line, or route, to-wit:

Beginning at a point in the center of the County Road leading north from Island City, said point being 640 feet south of the center of Sec. 34, Tp 2 South Range 38 E.W.M. and running thence east to a point 154 feet west of the center of the track on the O.R. and N.Co's rail road Thence north 58° 30' E and ~~parallel~~ parallel to the center line of said railroad track, to a point where the said line shall intersect the established County road running east and west and known as the Booth Lane, said road to have a width 30 feet on each side of said above described center line.

Dated at Island City Oregon, the 1st day of May D., 1907.

**NAMES:**

**NAMES:**

Walter M. Pierce  
 E.E. Conley  
 D. Mc Donald  
 J.T. Halley  
 E.H. DeLong  
 J.P. de Long  
 M.E. Walsinger  
 I.A. Howell  
 I.D. Smutz  
 John Murray  
 E.W. Oliver  
 James Moss  
 Thos Walsinger  
 J.N. Smith  
 J.W. Lytle  
 F.A. Day  
 L.P. Day  
 H. Wilson  
 J.C. Huff  
 Andrew Muilenburg  
 C.L. Green  
 R.E. Jeffries  
 G. Welton  
 James Mc Ewen  
 M.H. Miller  
 B.A. Davis  
 E. Adler  
 G. Muilenburg  
 J.W. Welton

P.H. Dickinson  
 B.N. Grandy  
 William Hall  
 C.E. Smith  
 C.M. Riddle  
 C.S. Williams  
 Garret Blockland  
 Fred J. Holmes  
 C.H. Conkey  
 R.H. Smith  
 Lee Humphrey  
 F.W. Alderman  
 Ed E. Kiddle  
 C.H. Bidwell  
 M.W. Kiddle  
 G.W. Williams  
 John S. Clark  
 W.H. Clark  
 John Quinland  
 James Garity  
 G.E. Luther  
 U.G. Couch  
 J.L. Caviness  
 Wm. Clegg  
 Emil Martins  
 Albert R. Hunter  
 D.J. Irwin  
 J.W. Egan  
 F.H. Kiddle

STATE OF OREGON, }

County of Union: } ss.

I, Garret Blotland.....

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 at the beginning of said proposed road

on a telephone pole securely nailed, one at an intermediate point  
on said proposed road in a gate securely nailed, and  
one at the terminus of said road on a telephone pole  
securely nailed all in Union County, Oregon

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 1st..... day

of May..... 1907, and that thereafter and thirty days previous to the presentation of said road

~~petition therein mentioned, to wit: On the ..... day of ..... 190~~ I posted a true

~~and correct copy of said notice at the place of holding Court for Union County, Oregon, to-wit: On the front of the~~

~~Court House door, in the City of La Grande, in the said County and State, and that said notices remained posted thirty~~

days previous to the presentation of said petition as I verily believe.

Garret Blotland.....

Subscribed and sworn to before me this Third..... day of June..... 1907

John S. Roberts  
Notary Public for Oregon

# BOND OF ROAD PETITIONERS.

Know All Men By These Presents, That we, Garret Blockland  
and Walter M. Pierce of the county of Union and State of Oregon, are held and firmly bound unto said County of Union in the full sum of ONE HUNDRED DOLLARS (\$100.00), the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators firmly by these presents.

Signed this Third day of June A. D. 1907.

Now, the conditions of the above obligation are such, that whereas, Garret Blockland  
Walter M. Pierce and others have petitioned the County Court of said County of Union, at the June term, 1907, thereof, for a County Road, described in the petition and notice hereto annexed, as follows: Begining at a point in the center of the County Road leading North from Island City—said point being 640 feet South of the center of Section 34 Township 2 South, Range 38 East W.M. and running thence East to a point 154 feet West of the center of the track on the O.R. and N. Company's Rail Road; Thence N. 58°-30' E. and parallel to the said center line of the said Rail Road track to a point where said line shall intersect the established County Road running East and West—and known as the Boothe Lane—said road to have a width of 30 feet on each side of said above described center line.

Now, if the above named Garret Blockland and Walter M. Pierce shall well and truly pay, or cause to be paid, all costs and expenses that may be incurred 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.

Garret Blockland (Seal.)  
Walter M. Pierce (Seal.)

STATE OF OREGON, } ss.  
COUNTY OF UNION, }

I, Garret Blockland and Walter M. Pierce each for himself, say

I am worth the sum of TWO HUNDRED DOLLARS (\$200.00) over and above all debts and liabilities and property exempt from execution; that I am a resident householder in said county and State.

Garret Blockland  
Walter M. Pierce

Subscribed and sworn to before me this Third day of

June A. D. 1907.

John S. Belark  
Notary Public for Oregon

IN THE  
**COURT COURT**

OF THE

State of Oregon

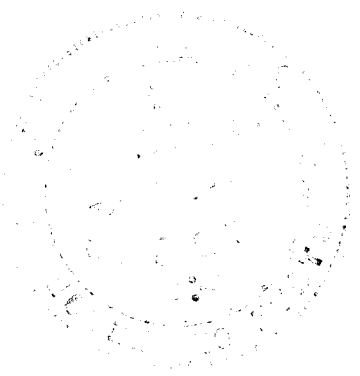
For the County of Union

~~Prothonotary of~~  
the Superior  
County Court  
Attended for by  
William Price  
1887

Petition

Filed June 5th 1887

J. P. Stinson  
Clerk



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

In the matter of the proposed County Road  
petitioned for by Walter Pierce, et al.

To the County Board of Road Viewers.

Gentlemen:-

Comes now Jacob Vandermulen, by his attorneys, Cochran & Cochran,  
and by this petition shows that he is the owner of the following described,  
lands, to-wit:

The South half of the Northeast quarter and the North  
half of the Southeast quarter except eight acres for  
road and railroad all in Section thirty-four Township  
two South, Range thirty-eight, E. W. M.

That Walter Pierce et al have petitioned for a road to extend over  
and across said lands being described as follows, to-wit:

Beginning at a point in the center of the County road  
leading North from Island City said point being 640 feet  
south of the center of Section 34 T. S. 2 S. R. 38, E. W. M.  
and running thence east to a point 154 feet west of the cen-  
ter of the track on the O. R. & N. Co. railroad thence  $58^{\circ}$   
 $30'$  East and parallel to the said center line of the said  
railroad track to a point where the said line shall intersect  
the established County road running East and West and known  
as the Booth lane, said road to have a width of 30 feet on  
each side of said above described center line.

That heretofore, to-wit on the \_\_\_\_\_ day of May 1907 the County  
Court, by an order, referred the laying out of the said road and the assessment  
of damages of the same, to you; that said road, when laid out would occupy  
and use approximately four acres of land; that the said lands are of the  
reasonable value of \$200.00 per acre; that the said road extends through and  
across the center of the said lands owned by this petitioner and runs diagonally  
across the same; that the said road separates into two distinct parcels the  
said lands now owned by this petitioner and thereby causes and will cause this  
petitioner great inconvenience in farming and using the said lands; that said  
road will necessitate that the petitioner maintain gates in order to pass from

one parcel to the other and will necessitate the placing of water in both parcels for stock whereas now one watering place is sufficient; that the said road will necessitate the building of at least one mile of fence which will cost this petitioner about the sum of \$200<sup>00</sup>; that by reason of said road the said lands, now owned by this petitioner, will be rendered \$500.00 less valuable than the same is now worth.

WHEREFORE your petitioner prays that he be awarded damages in the sum of \$1500<sup>00</sup> being made up of the following; of the lands occupied by the said road \$800.00, the costs and expenses of this petitioner for fence \$200<sup>00</sup>; and for damages to the place being rendered less valuable \$500.00 and for your petitioner's costs and disbursements.

Jacob Vandermullen  
Petitioner.  
By Cochran & Cochran  
His attorneys.

STATE OF OREGON }  
COUNTY OF UNION } SS.

I, Geo. T. Cochran, being first duly sworn, depose and say that I am one of petitioner's attorneys herein and that the foregoing petition is true as I verily believe and I make this verification for the reason that the petitioner is not within the State.

Geo T Cochran

Subscribed and sworn to before me this the 17th day of June A. D. 1907.

W. Williams  
Notary Public for Oregon.

IN THE

**County Court**

OF THE

STATE OF OREGON

FOR THE YEAR OF 1907

I have purchased  
County Road No 1  
located for the  
Wm. R. Smith

Claim of  
J. M. Davidson  
for damages

dated July 2, 1907  
J. M. Davidson  
Claim

BE IT REMEMBERED, That at a regular term of the County Court of the State of Oregon, for the County of Union, begun and held at the Court House in the City of La Grande, in said County and State, on Wednesday, the \_\_\_\_\_ day of \_\_\_\_\_ A. D., 190\_\_\_\_, 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 J. C. HENRY, County Judge,  
J. M. SELDER, COMMISSIONER,  
Ben Brown, Commissioner,  
J. B. Gilham, Clerk,  
F. P. CHILDERS, Sheriff.

WHEN, on \_\_\_\_\_, the 3rd day of July \_\_\_\_\_, A. D., 1907, or the Judicial Day of said term, among others the following proceedings were had, to-wit:

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

Now at this time it is ORDERED by the Court, that this matter be and the same is hereby continued until the 8th day of July, 1907, at nineo'clock A. M.



Report of Board of County Road Viewers  
To the Honorable County Court of Union Co, Oregon

The undersigned Board of County Road Viewers, heretofore on the sixth day of June 1907, instructed to view and lay out the proposed county road, of which the survey hereto attached is a true and correct description, as petitioned for by Walter M. Pierce et al., beg leave to report that on the 18th day of June 1907, in pursuance with said order, we proceeded to view our said proposed road for the whole distance thereof, and that in our opinion Jacob Vandermulen and John Van Blokeland sustain damage on account of said road in the following amounts

Jacob Van Dermulen	4 acres of land @ \$75 <sup>00</sup>	300 <sup>00</sup>
	3/4 mile of fence	75 <sup>00</sup>
	total	\$375 <sup>00</sup>

John Van Blokeland	4.25 acres of land @ \$65 <sup>00</sup>	276.25
	3092 ft. fence	58.50
		334.75

C.R. Thornton  
Thos. Prasher  
J.E. Reynolds



# REPORT OF BOARD OF COUNTY ROAD VIEWERS.

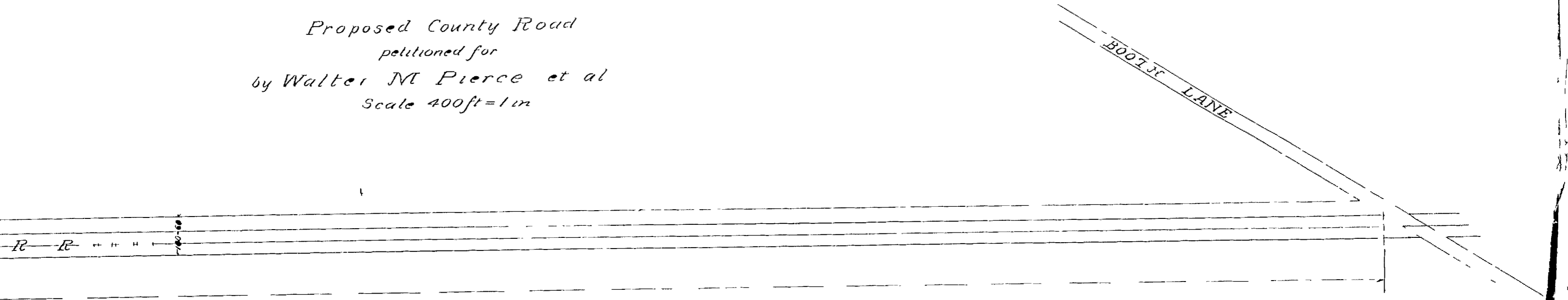
To the Honorable County Court for Union County, Oregon :

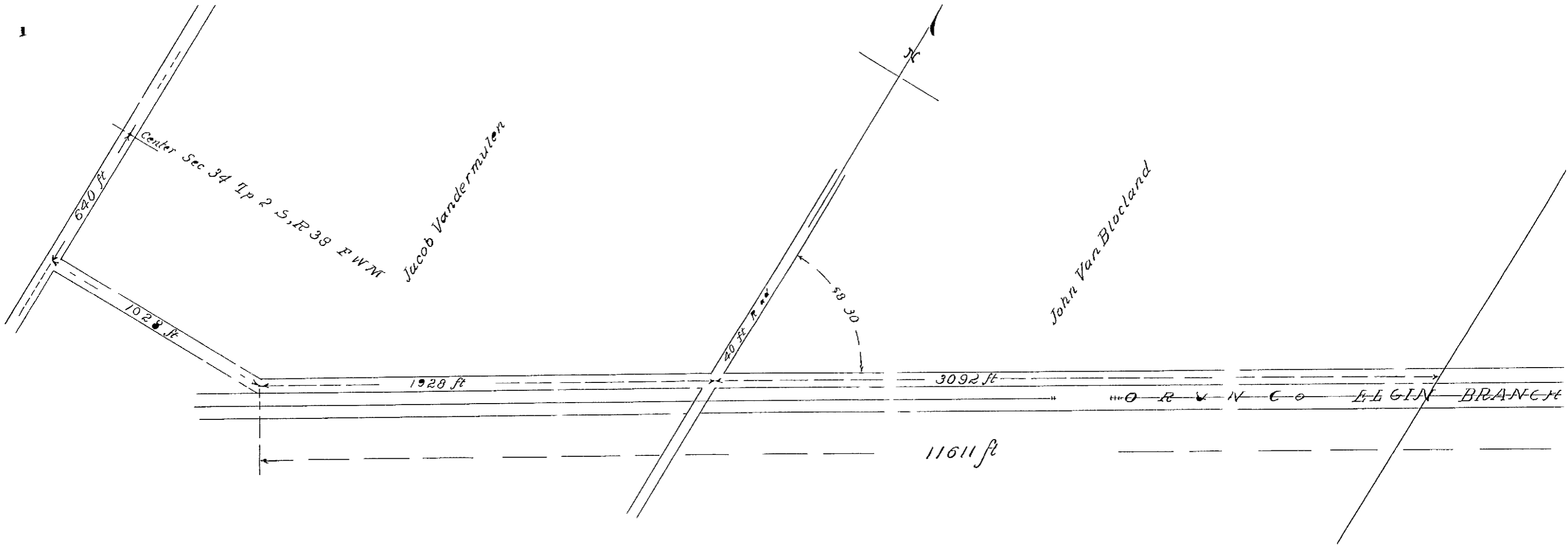
The undersigned Board of County Road Viewers, heretofore on the sixth day of June 1907, instructed to view, lay out and alter the proposed county road, of which the survey hereto attached is a true and correct description, as petitioned for by Walter M. Pierce et al., beg leave to report that on the 18<sup>th</sup> day of June 1907, 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 \_\_\_\_\_

C.R. Thornton  
Thos. Rouben  
J.E. Reynolds

Board of County  
 Road Viewers.

*Proposed County Road  
petitioned for  
by Walter M Pierce et al  
Scale 400ft=1in*





SECOND JUDICIAL DAY.

THURSDAY, JUNE 6th, 1907.

In the Matter of the proposed  
County Road petitioned by Walter  
M. Pierce, et al.

Now at this time comes Walter M. Pierce, one of the petitioners for the above named proposed County Road, and presents to the Court, the petition of himself and others, praying for the location and establishment of a County Road, described as follows, to-wit:

Beginning at a point in the center of the County Road, leading North from Island City, said point being 640 feet South of the center of Section 34, Tp.2, S.R. 38, E.W. M., and running thence East to a point 154 feet West of the center of the track on the O.R. & N. Company's Railroad, thence North 58 ° and 30' East and parallel to the said center line of the said railroad track to a point where said line shall intersect the established County Road, running East and West, and known as the "Boothe Lane", said road to have a width of thirty feet on each side of said above described center line.

And it appearing to the Court that said petition is signed by more than twelve freeholders of this County residing in the Road District where the hereinbefore described road is proposed to be, and that said petition properly specifies the place of beginning, intermediate point, and place of termination of said road. And it satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding County Court, to-wit: At the Court House in the City of La Grande, County of Union, State of Oregon, and also in three public places in the vicinity of said proposed road, to-wit: One at the beginning of said proposed road on a telephone pole; one at an intermediate point on said proposed road on a gate securely nailed; and one at the terminus of said road on a telephone pole, all notices being posted in plain view of the traveling public, for more than thirty days immediately prior to the presentation of said petition to this Court, notifying all persons concerned, that application would be made to this Court at the present term thereof, and that the notices so posted were in due form and duly signed by the petitioners, and that a bond for the cost of this proceeding has been duly given with Garrett Blockland and Walter M. Pierce as sureties thereon, and said bond being now approved by the Court, and the Court being now fully advised in the premises,

It is therefore ORDERED that C.R. Thornton, Deputy County Surveyor, Thomas Brasher and J.E. Reynolds, be and they are hereby directed to meet at the beginning of said proposed road on the 17th day of June, 1907, at the hour of ten o'clock A.M., or within five days thereafter, and proceed to survey, view and lay out said road, according to law.

In the Matter of the appointment of  
three members of the Board of Com-  
missioners of the First Eastern Ore-  
gon District Agricultural Society.

Now at this time it appearing to the Court, that pursuant to the provisions of

FIRST JUDICIAL DAY.

WEDNESDAY, JULY 3rd, 1907.

In the Matter of the proposed County  
Road petitioned for by W.M. Pierce  
et al.

Now at this time it is ORDERED by the Court that this matter be and the same is hereby continued until the 8th day of July, 1907, at nine o'clock A.M.

Thereupon it was ORDERED that Court be now adjourned until monday morning, July 8th, A.D., 1907, at 9 o'clock A.M.

SECOND JUDICIAL DAY.

MONDAY, JULY 8th, 1907.

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.

*J. B. Henry* County Judge.  
*J. M. Selder* Commissioner.  
*Ben Brown* Commissioner.

Thereupon the following proceedings were had, to-wit:

In the Matter of the proposed County Road petitioned for by W.M. Pierce, et al.

Now at this time this matter came on to be heard on the motion of the claimants for damages to set aside the report of the Board of the County Road Viewers heretofore filed herein.

The petitioners appearing not neither in person or by Attorney, and the Claimant, Jacob Vandermuellen, appearing by Cochran & Cochran, his attorneys, and the claimant, John Von Blockland, appearing by C.H. Finn, his attorney.

And it appearing to the Court, that the said Board of County Road Viewers, heretofore appointed to view out, survey and establish, said proposed County Road, failed to qualify as such officers, before entering upon their duties, and that the same could not be considered a valid report.

It is therefore CONSIDERED and ORDERED by the Court that said report of the Board of County Road Viewers, be, and the same is hereby annulled and set aside, and the petition is hereby continued for the term.

In the Matter of the sale of Lots 6,7, and 8, Block 1, City of Elgin, Union County, Oregon, to Willie J. Thomas.

Now at this time this matter came on for consideration of the Court, on the proposal of Willie J. Thomas for the purchase of Lots 6,7, and 8 in Block 1, City of Elgin, Union County, Oregon, now owned by Union County, Oregon.

It appearing to the Court that said property was placed in the hands of the real estate firm of McIlroy & Hibbard of Elgin, Oregon, with instructions to secure the highest market price therefor, that in case said sale was made, they were to receive \$50.00 as commissions therefor.

And it further appearing to the Court that the said McIlroy & Hibbard, as Agents



SECOND JUDICIAL DAY.

THURSDAY, AUGUST 8th, 1907.

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 the said proposed vacation be allowed.

(Signed) C.R. Thornton,

Thomas Brasher, Board of County Road

B. Logsdon, Viewers.

And said report of Board of County Road Viewers having now been publicly read in open Court on two several days of the present term of this Court, and it appearing to the Court that said Board of County Road Viewers report favorably thereon, and recommend that said proposed road be established as a County Road and be declared a public highway of Union County, Oregon, and that the proposed vacation be allowed; and all the proceedings herein having been regular and according to law, and no remonstrance having been filed herein, and there having been no good cause shown why said proposed road should not be declared a public highway and ordered open according to law, and the proposed vacation allowed, and the Court being satisfied from the report of the Board of County Road Viewers that such road and such vacation will be of public utility, the report of Viewers being favorable thereto,

It is therefore CONSIDERED and ORDERED that the report of the Board of County Road Viewers be placed on record, and that the Surveyor's profile and plat of the proposed road and vacation, and his field notes of the survey thereof be placed on record in the Book of Plats of County Roads and that said road be declared a public highway of Union County, Oregon, and the old road vacated, and that said road be opened up and placed in repair for travel, upon the payment into Court, by the petitioner herein, A.J. Story, the sum of \$30.60, the amount expended by this Court for the viewing, laying out and surveying of said proposed road and vacation.

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In the Matter of the proposed road  
petitioned for by Walter M. Pierce,  
et al.

Now at this time it is ORDERED by the Court that this matter be and the same is hereby dismissed; and it is further ORDERED that Union County, have and recover of and from the petitioners herein, its costs and disbursements in this proceeding, taxed at \$\_\_\_\_\_ and that execution issue therefor.