

**PETITION FOR COUNTY ROAD**

TO THE HONORABLE COUNTY COURT, FOR UNION COUNTY, OREGON

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

Commencing at the South West corner of the North West quarter of the South East quarter of Sec. 13, Tp 6 R. 38 E W.M. in Union Co. Ore thence running East about 90 rods, thence following the top of the bluff in a South Easterly direction about 100 rods until it connects with the present county road, thence following the same to a point 42 rods North of the line between sections 18 and 19 in Tp 6 R. 38 E W.M. thence South 42 rods to said section line, thence East on said line until it intersects the road that runs from North Powder North to Cleyer Creek, Said road to be 40 feet in width.

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

NAMES

NAMES

*John A. ...*  
*Ed ...*  
*M ...*  
*M ...*  
*S ...*  
*P ...*  
*E ...*  
*M ...*  
*J ...*  
*B ...*  
*F ...*  
*R ...*  
*H ...*  
*D ...*  
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*J ...*  
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*J ...*  
*A ...*  
*H ...*  
*H ...*

*James ...*

# BOND OF ROAD PETITIONERS.

Know All Men By These Presents, That we, James E. Gilkison,  
and E. E. Bragg, 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 2nd day of December A. D. 1908.

Now, the conditions of the above obligation are such, that whereas,

John M. Nice and others have petitioned the County Court of said County of Union, at the December term, 1908, thereof, for a County Road, described in the petition and notice hereto annexed, as follows:

~~Commencing at the Southwest corner of the NW 1/4 of the SE 1/4 of Sec. 13 Tp. 6, S. R. 38, E. W. M. in Union County, Oregon, thence running East about 90 rods, thence following the top of the bluff in a Southeasterly direction about 100 rods until it connects with the present County Road, thence following the same to a point 42 rods north of the line between Sections 18 and 19 in Tp 6, S. R. 39, E. W. M., thence south 42 rods to said section line, thence east on said line until it intersects the road that runs from North Powder to Clover Creek. Said Road to be 40 feet wide.~~

Now, if the above named John M. Nice and others

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.

J. E. Gilkison (Seal.)  
E. E. Bragg (Seal.)

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

I, James E. Gilkison and E. E. Bragg 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.

J. E. Gilkison  
E. E. Bragg

Subscribed and sworn to before me this 2nd day of

December A. D. 1908.

Co Wright

County Clerk,

By J. E. Gilkison Depy.

STATE OF OREGON, }  
County of Union, } SS.

I, James E. Gilkison, 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, one at the intermediate point of said proposed road and one at the terminus of said road, all notices being placed in plain view of the traveling public.

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 31st day of October 1908, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 31st day of October 1908, 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.

J. E. Gilkison  
Subscribed and sworn to before me this 2nd day of December 1908

By J. E. Gilkison Deputy.

W. Wright  
County Clerk,





IN THE  
**County Court**

OF THIS

State of Oregon

For the County of Union

*Shane Proffers*  
County Clerk

*Testimony for the*  
*John W. Smith*  
*et al*

*Attest*  
*John W. Smith*  
*County Clerk*

*By J. W. Smith*  
*Deputy*

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 2nd day of December, A. D., 1908, 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,  
BEN BROWN, Commissioner,  
J. M. SELDER, Commissioner,  
ED WRIGHT, Clerk,  
F. P. CHILDERS, Sheriff.

WHEN, on Wednesday, the 2nd day of December, A. D., 1908, or the 1st 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 \*  
John M. Nice, et al. \*  
\*\*\*\*\*

Comes now John M. Nice, 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:

Commencing at the southwest corner of the northwest quarter of the southeast quarter of Sec. 13, Tp. 6 S.R. 38 E.W.M. in Union County, Oregon, thence running east about 90 rods, thence following the top of the bluff in a southeasterly direction about 100 rods until it connects with the present county road, thence following the same to a point 42 rods north of the line between Sec. 18 and 19, in Tp. 6 S. R. 39, E.W.M., thence south 42 rods to said section line, thence east on said line until it intersects the road that runs from North Powder north to Clover Creek. Said road to be 40 feet in width.

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 points 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 town 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, one at the intermediate point of said proposed road and one at the terminus of said road, all notices being placed 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 session of this Court, 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.

It is therefore ORDERED, That Arthur Curtis, County Surveyor, and Thomas Brasher and Cecil Galloway, constituting the Board of County Road Viewers, be, and they are hereby directed to meet at the farm of John N. Nice, on the 10th day of December, 1908, 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.

Ben Brown, Commissioner.

J.M.Selder, Commissioner.



# 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 2<sup>nd</sup> day of Dec. 1908, 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 John N. Nice et al., beg leave to report that on the 10<sup>th</sup> day of Dec. 1908, 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 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 they will be no damages to the property owners by the location of the same

Arthur Curtis  
Thos. Brasher  
T. J. Pearl

Board of County  
Road Viewers.

## Report of Surveyor.

To the Hon. County Court of Union County, Oregon:

I, the undersigned, County Surveyor, appointed to survey the county road proposed by John N. Niece et al., beg leave to report that on the 10<sup>th</sup> day of Dec. 1909, ~~189~~, in pursuance of said appointment and order, I Surveyed said proposed road for the whole distance thereof, the following being the field notes of said survey:

Commencing at the S.W. Cor of the N.W<sup>1</sup>/<sub>4</sub> of the S.E.<sup>1</sup>/<sub>4</sub> of Sec. 13 T. 6 S. R. 35 E. N.M. at a rock marked "R". Then East 29.00 Chains to Angle 1 a rock; Then South 85° East 6.00 chs to Angle 2 a rock. Then South 83° East 12.75 chs. to A. 3 Rock. Then North 38° E. 0.80 chs. to A. 4 a rock; Then South 59° East 11.00 to Angle 5 a rock; Then South 10.80 chs to Angle 6 Rock. Then East on Section line 10.00 to 1 mile Rock. Then East 80.00 chs to 2 Mile Rock. Then East 80. chs to 3 mile Rock. Then East 78.70 chs to Road Terminus a point 13 chs. west of <sup>1</sup>/<sub>4</sub> Sec Cor between Sec. 15-22 T. 6 S. R. 39 E. N.M.

Arthur Curtis  
County Surveyor.

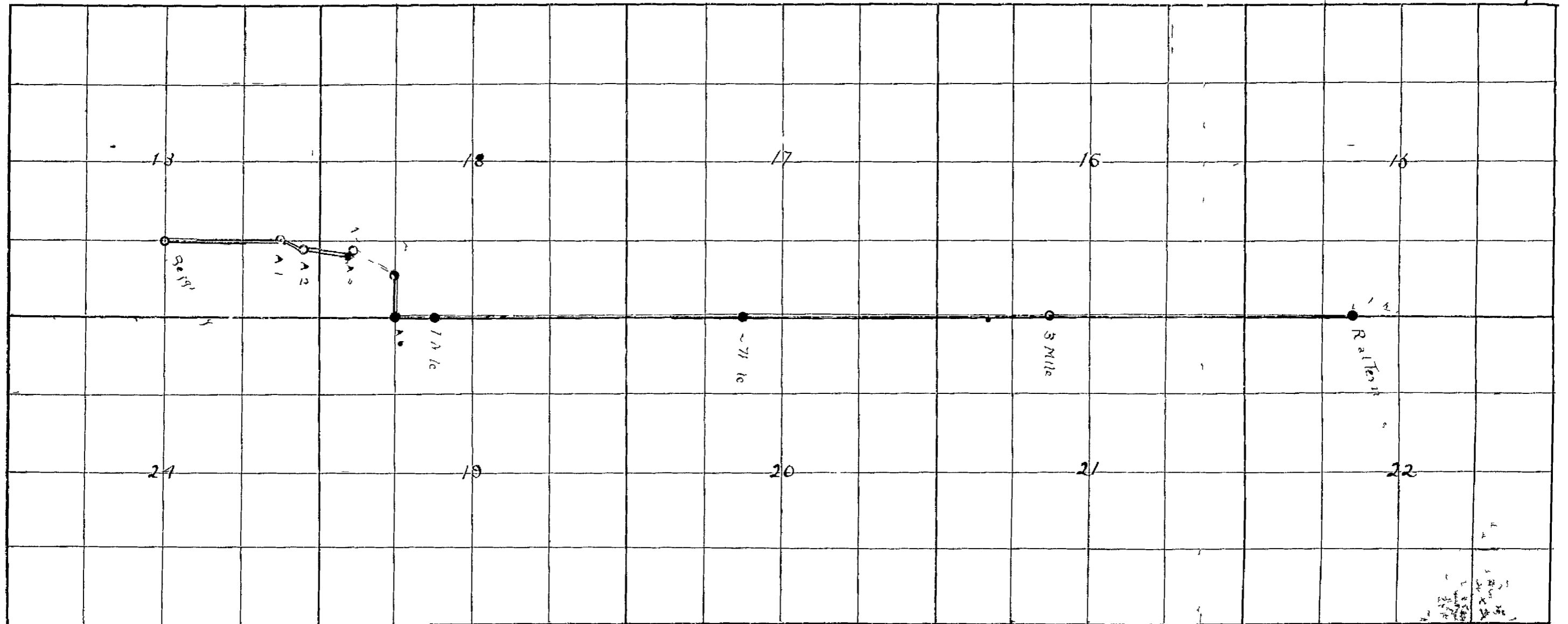
State of Oregon  
County of Union <sup>SS</sup>

I hereby certify in the matter of the  
County Road as petitioned for by John M. Wise and  
others that the field notes made by me  
are true and correct and that the Plat  
accompanying the same is a true and  
correct representation of said road both  
together in angles and distances

Arthur Curtis  
County Surveyor

Real Petition for by John N Nice and others

Town 6 South Range 38-33 East W M



Arthur Curtis  
County Surveyor

COMMISSIONERS  
OF THE

State of Oregon

For the County of Oregon

Shane Woodruff  
County Clerk  
Methodist Church  
John W. W. W.  
etal

Report of Winery

Shane Woodruff  
County Clerk  
John W. W. W.  
etal

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 6th day of January, A. D., 1909, 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,  
BEN BROWN, Commissioner,  
J. M. SELDER, Commissioner,  
ED WRIGHT, Clerk,  
F. P. CHILDERS, Sheriff.

WHEN, on Wednesday, the 6th day of January, A. D., 1909, or the 1st 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  
Johh N. Nice, et al.,

Now at this time this matter came on to be heard on the Report of the Board of County Road Viewers for a first reading as provided by law. And said report having now been read in open Cout, he same is laid over for a second reading upon another day of this term of Court.

**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 Union, said County and State, on Wednesday, the 6th day of January A. D. 1909, the same being the first Wednesday in said month and the time fixed by law for holding a regular term of said Court, when were present to-wit:

The Hon. J. C. Henry Judge, Presiding.  
The Hon. Ben Brown County Commissioner.  
The Hon. J. M. Selder County Commissioner.  
Ed Wright Clerk,  
F. P. Childers Sheriff.

When on Thursday day, the 7th day of January A. D. 1909, or the Second Judicial day of said term, among others, the following proceedings were had, to-wit:

In the Matter of the Proposed County Road Petitioned  
for by J. N. Nice, et al 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 2nd day of December 1908 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 Johh N. Nice et al., beg leave to report that on the 10th day of December 1908, 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 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 they will be no damages to the property owners by the location of the same.

Arthur Curtis  
Thomas Brasher,  
T. J. Pearce, } Board of County Road Viewers.

And said report of the Board of County Road Viewers having been now publicly read in open court on two several days of the present term of the 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 all the

proceedings herein having been regular and according to law, and no remonstrance or claim for damages having been filed herein

and there having been no cause shown why this proposed road should not be declared a public highway and ordered open according to law, and the court being satisfied from the report of the Board of County Road Viewers that such road will be of public utility; the report of the viewers being favorable thereto, and all the files and records of said proceedings having been submitted to the District Attorney, who has advised this court as to the legality of said proceedings, it is therefore considered and ordered by the court that the report of the Board of County Road Viewers be placed on record in this journal, and that the surveyor's profile and plat of the proposed road, and his field-notes of the survey thereof be placed on record in the Book of Plats of County Roads of Union County, Oregon, and that said proposed road be declared a public highway of Union County, Oregon, and ordered opened up and placed in repair for travel according to law, and that James E. Gilkison Road Supervisor of Road District No. 30, the same being the road district in which said road is located, be furnished with a copy of the petition herein, and a copy of this decree and ordered to open up said road and place the same in repair for travel.

J. C. Henry

County Judge.

Ben Brown

Commissioner.

J. M. Selder

Commissioner.

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

I, \_\_\_\_\_, Clerk of the County Court of the State of Oregon for the County of Union, do hereby certify that the foregoing copy of Journal Entry has been by me compared with the original entry made in the above entitled proceedings, now remaining of record in my office; that it is a correct transcript therefrom, and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the said court this \_\_\_\_\_ day of \_\_\_\_\_ A. D. 190\_\_.

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

By \_\_\_\_\_

Deputy.



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

In the Matter of the  
*Real Estate of*  
*John M. Rice et al*

STATE OF OREGON,  
County of Union, }

I, the undersigned, County Clerk of Union County, Oregon, and ex-officio clerk of the County Court in and for said county and state, do hereby certify that the foregoing contains a true and correct copy of all the orders of the court made and entered in said matter, and that the papers hereto annexed are all the original papers filed in said estate.

WITNESS my hand and seal of said court, this 17 day of Dec. A. D. 1907

*Ed. Wright* Clerk  
*Garrett Rankin* Deputy

No. *614*

**IN THE COUNTY COURT**

County of Union, State of Oregon

(IN PROBATE)

IN THE MATTER OF THE

*Grand Jurisdiction*

*for*

*John W. Hester*

Register, Page

Filed *March 17* 190*9*

*J. H. Knight*

Clerk

*B. M. Hester*  
Deputy

FIRST JUDICIAL DAY.

WEDNESDAY, DECEMBER 2nd, 1908.

1 Receipt School District No. 8,	\$ 83.52
1 Receipt School District No. 11,	50.23
1 Receipt School District No. 13,	22.45
1 Receipt School District No. 16,	3.08
2 Receipts School District No.23,	544.79
2 Receipts School District No.28,	19.90
1 Receipt School District No. 29,	24.58
1 Receipt School District No. 31,	5.85
1 Receipt School District No. 40,	24.99
1 Receipt School District No. 48,	10.42
1 Receipt School District No. 52,	4.45
1 Receipt School District No. 56,	12.87
2 Receipts School District No.59,	28.84
1 Receipt School District No. 61,	10.31
	\$ 3736.91

In the Matter of the Proposed County Road petitioned for by John N. Nice, et al.

Comes now John N. Nice, 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:

Commencing at the southwest corner of the northwest quarter of the southeast quarter of Sec. 13, Tp. 6 S. R. 38 E. W. M. in Union County, Oregon, thence running east about 90 rods thence following the top of the bluff in a southeasterly direction about 100 rods until it connects with the present county road, thence following the same to a point 42 rods north of the line between Sec. 18 and 19, in Tp. 6 S. R. 39, E.W.M., thence south 42 rods to said section line, thence east on said line until it intersects the road that runs from North Powder north to Clover Creek. Said road to be 40 feet in width.

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 points 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 town 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, one at the intermediate point of said proposed road and one at the terminus of said road, all notices being placed 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 session of this Court, 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.

It is therefore ORDERED, that Arthur Curtis, County Surveyor, and Thomas Brasher and Cecil Galloway, constituting the Board of County Road Viewers, be, and they are hereby directed to meet at the farm of John N. Nice, on the 10th day of December, 1908, 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.

FIRST JUDICIAL DAY.

WEDNESDAY, JANUARY 6th, 1909.

various funds of the County certain sums of money. And it appearing to the Court from an examination of said vouchers and warrants that the sums have been duly paid out of the funds applicable thereto, that the warrants were regularly issued on the order of the Court, and that the Treasurer should have credit upon his account for the same.

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

5 County Warrants,	\$ 128.15
6 Contingent Warrants,	40.00
93 Road Warrants,	3878.26
1 Indigent Soldier Warrant,	15.10
1 Receipt for 2 School Vouchers,	346.60
1 Receipt Island City,	12.24
2 Receipts School District No. 1,	726.50
1 Receipt School District No. 5,	62.50
1 Receipt School District No. 7,	4.20
1 Receipt School District No. 9,	4.76
1 Receipt School District No. 10,	108.70
1 Receipt School District No. 12,	11.69
1 Receipt School District No. 23,	95.78
1 Receipt School District No. 29,	5.16
1 Receipt School District No. 37,	21.03
	<u>\$5460.67</u>

In the Matter of the Approval of the Bond of T.A.Rinehart, County Assessor.

Now at this time comes T.A.Rinehart, the duly elected County Assessor of Union County, Oregon, and presents his bond for approval. And it appearing to the Court that said bond is in all things regular and according to law, and the sureties thereon being satisfactory to the Court.

It is therefore ORDERED by the Court that said bond be, and the same is hereby approved and ordered placed on file.

In the Matter of the Cancellation of General Fund Warrant No. 5164.

Now at this time it appearing to the Court that Warrant 5164, drawn on the General Fund of the County was erroneously issued. It is therefore ORDERED by the Court that said warrant be, and the same is hereby cancelled in open Court.

In the Matter of the Proposed County Road Petitioned for by John N. Nice, et al.,

Now at this time this matter came on to be heard on the Report of the Board of County Road Viewers for a first reading as provided by law. And said report having now been read in open Court, the same is laid over for a second reading upon another day of this term of Court.

Thereupon it was ORDERED that Court be now adjourned until tomorrow, January 7th, 1909, at 9 o'clock A.M.

SECOND JUDICIAL DAY.

THURSDAY, JANUARY 7th, 1909.

fixed for opening bids for the purchase of the County Poor Farm at Union, Oregon. And said bids having been opened and considered by the Court, the Court believes that said said bids are not consistent with the value thereof and that a better price can be secured therefor.

It is therefore ORDERED by the Court, that all bids for the purchase of the County Poor Farm, be, and they are hereby rejected.

614 ✓  
In the Matter of the Proposed  
County Road Petitioned for by  
John N. Nice, et al.

This matter came on 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 2nd day of December, 1908, 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 John N. Nice, et al., beg leave to report that on the 10th day of December, 1908, 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 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 they will be no damages to the property owners by the location of the same.

(Signed) Arthur Curtis, )  
Thomas Brasher, ) BOARD OF COUNTY  
T. J. Pearce, ) ROAD VIEWERS.

And said report of the Board of County Road Viewers having been now publicly read in open court on two several days of the present term of the court, and it appearing to the court that said Board of County Road Viewers report favorable thereon, and recommend that said proposed road be established as a county road and be declared a public highway of Union County, Oregon, and all the proceedings herein having been regular and according to law, and no remonstrance or claim for damages having been filed herein, and there having been no cause shown why this proposed road should not be declared a public highway and ordered open according to law, and the court being satisfied from the report of the Board of County Road Viewers that such road will be of public utility; the report of the viewers being favorable thereto, and all the files and records of said proceedings having been submitted to the District Attorney, who has advised this court as to the legality of said proceedings,

It is therefore CONSIDERED and ORDERED by the Court that the report of the Board of County Road Viewers be placed on record in this journal, and that the surveyor's profile and plat of the proposed road, and his field-notes of the survey thereof be placed on record in the Book of Plats of County Roads of Union County, Oregon, and that

SECOND JUDICIAL DAY.

THURSDAY, JANUARY 7th, 1909.

said proposed road be declared a public highway of Union County, Oregon, and ordered opened up and placed in repair for travel according to law, and that James E. Gilkison, Road Supervisor of Road District No. 30, the same being the road district in which said road is located, be furnished with a copy of the petition herein, and a copy of this decree and ordered to open up said road and place the same in repair for travel.

In the Matter of the Appointment of a County Physician for the ensuing year.

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 Appointment of a Stock Inspector for the ensuing year.

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 Appointment of a Superintendent for the County Poor Farm.

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 Appointment of a County Fruit Inspector for the ensuing year.

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 W. B. Hindman, et al, for a new Road District.

Now 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, January 8th, 1909, at 9 o'clock A.M.