

No.

IN THE
CIRCUIT COURT
UNION COUNTY, OREGON

EQUITY

E M O'Brien

Plaintiff

vs

Joseph L Oppenheimer
et al

Defendant

Docket

Page *03*

Lehman & Cochran
Attorneys for Plaintiff

Attorney for Defendant

639

Vacation of Counties
Road petitioned for by
H. Young et al.

..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 7th day of June A. D., 1904, respectfully present to said court a petition praying said court to ~~lay out~~, alter and ^{vacate} ~~establish~~ a County Road within said county, on the following line, or route, to-wit:

~~A part of the county road nearest the river on the west side of the river, commencing at the west end of the Gro Bell bridge and extending to the Proebstel bridge Road, which part to be vacated is described as follows: Commencing at the north west corner of the driving shed of the George Palmer Lumber Company, and ending at the intersection of said road with the south line of the mill roads of the George Palmer Lumber Company, it being the only county road that crosses the mill yard of the George Palmer Lumber Company.~~

Dated at Union County Oregon, the 7th day of May A. D., 1904.

NAMES:

NAMES:

H Young
E G Carbone
Mr L F Proebstel
Pippie Johnson
W M Harkins
L S Harkins
Geo Bynerman
J H Owsley
Wm Amara
W A Owsley
A J Clay
Mary Mohoff
J Brown
Ab Hallin
Ben Hallin

STATE OF OREGON,)

County of Union,) SS.
Eugene Ashwell

I, _____, being first duly sworn, say that I posted

three several notices, of which the notice hereunto attached is a true and correct copy, in three public places in said county in the vicinity of the ~~proposed~~ road therein described, to-wit: One on a post in said road sought to be vacated at the west end thereof and near the northwest corner of the drying shed in the lumber yard of the Geo Palmer Lumber Co-in Sec 3/Twp 2 S.Rge 38 E.W.M.-one on a board on a pile of lumber in same yard in the center of the road petitioned to be vacated and one on a post at east end of road petitioned to be vacated and in the road-facing the tavel so that all could see the three notices as they traveled the road and in plain sight of them -and all within Union County, Oregon-

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the sixth day of May 1911

_____ 190 , and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 6th day of May 1911 - _____ 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.

Eugene Ashwell

Subscribed and sworn to before me this 7th day of June 1911 190

E. C. ...
Geo. ...

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~~ ^{vacate} a County Road within said county, on the following line or route, to-wit:

..... That part of the County road nearest the river on the west side of the river commencing at the west end of the Gro Dell Bridge and extending to the Proebssell Bridge Road, which part to be vacated is described as follows, Commencing at the north west corner of the drying shed of the George Palmer Lumber Company, and ending at the intersection of said road with the south line of the mill yard of the George Palmer Lumber Company, it being the only county road that crosses the mill yard of the George Palmer Lumber Company.....

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

NAMES:

NAMES:

H. Young
E. G. Carbine
Mrs. L. F. Perbsted
Annie Johnson
W. M. Hawkins
L. J. Beards
Geo. Tyneason
J. H. Casley
Wm. Mason
W. L. Swales
A. J. Lay
Mary Wolf
J. Brown
Ch. Boekin
Ben Kalin

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

In the Matter of the
Vacation of a County
Road Subsequent to
the ~~Board of Supervisors~~
at ~~the~~ H. Young et al

Filed June 7 1911

Edw. J. Young
Clerk

BOND OF ROAD PETITIONERS.

Know All Men By These Presents, That we, Wm Anson
and Francis Harry Ousley of the county of Union and State of Oregon, are
held and firmly bound unto said County of Union in the full sum of ^{Two} ~~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 7th day of June A. D. 1901.

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

Geo. Bynearson and others have petitioned the County Court of said
County of Union, at the June term, 1901, thereof, for ^{the vacation} ~~the~~ County Road, described
in the petition and notice ~~hereto annexed~~, as follows: That part of a county
road nearest on the west side of the river, commencing at
at the west end of the Oro Del Bridge and extending
to the Proberts Bridge Road, which part to be vacated is
described as follows: commencing at the northwest
corner of the drying shed of the George Palmer Lumber
Company, and ending at the intersection of said road
with the south line of the mill yards of the George
Palmer Lumber Company, it being the only county road
that crosses the mill yards of the George Palmer Lumber Company

Now, if the above named

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.

Francis Harry Ousley (Seal)
Wm Anson (Seal)

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

I, Francis Harry Ousley and Wm Anson each for himself, say

I am worth the sum of ^{Two} ~~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.

Francis Harry Ousley

Subscribed and sworn to before me this 7th day of

June A. D. 1901.
Eugene Ashwith
Notary Public for Ore.

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 7 day of June, A. D., 1901, 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,
C. A. Galloway
BEN BROWN, Commissioner,

~~J. M. SELDER, Commissioner,~~

ED WRIGHT, Clerk,

F. P. CHILDERS, Sheriff.

WHEN, on Thursday, the 8 day of June, A. D., 1901, or the 7 Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the proposed vacation of county road, petitioned for by H.J.Young, et al.

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

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

C.A.Galloway, 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 5th day of July, A. D., 1901, 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,
~~Ed Wright~~ C. A. Galloway
~~Ed Wright~~ Commissioner,

J. M. SELDER, Commissioner,

ED WRIGHT, Clerk,

F. P. CHILDERS, Sheriff.

WHEN, on Thursday, the 6th day of July, A. D., 1901, or the 2nd Judicial Day of said term, among others the following proceedings were had, to-wit:

In the Matter of the Proposed
Vacation of a county road petitioned
for by H.J.Young 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.

(Signed) J. C. Henry, County Judge,
J.M.Selder, Commissioner,
C.A.Galloway, Commissioner.

MEMORANDUM FOR THE RECORD
SUBJECT: [Illegible]

The [Illegible] [Illegible] [Illegible]
[Illegible] [Illegible] [Illegible]
[Illegible] [Illegible] [Illegible]

Very truly yours,
[Illegible]

Handwritten signature

[Illegible text]

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

I, Eugene Ashwell-, being first duly sworn, say that I posted

three several notices, of which the notice hereunto attached is a true and correct copy, in three public places in said county in the vicinity of the proposed road therein described, to-wit: One on the post marked G on the west line of the E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31 one on the post marked P set in the east line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 31 both in Tp 2 S. Rge 38 E.W.M.-and the other between the two points above named on some boards on a pile of lumber-all being on the road sought to be vacated-all being in plain view of the public and easily to be seen and read.

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 1st day of July 1911 190, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 1st day of July 1911 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.

Eugene Ashwell

Subscribed and sworn to before me this 2nd day of August 1911 190

Ed Wright Co. Clerk

By G. J. Schuler Deputy

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 2nd day of August A. D. 1911, respectfully present to said Court a petition praying said Court to-fay-out, alter and vacate part of establish a County Road within said County, on the following line, or route, to-wit:

All that part of County Road 67 which leads from Ora Dell to the county road running north and south across the Proebstel bridge in Sec.32 in Township 2 south of Range 38 E.W.M.-on the north side of said Grande Ronde River, which is located and established on and across the east half of the northeast qr of the southwest qr and the northwest qr of the south east qr of Section 31 in said Township 2 south of Range 38 E.W.M.-the part to be vacated being more particularly described as-Commencing at a post marked G set in the west line of the said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.31-and running from thence in a northeasterly direction and about thirty chains to and terminating at a point marked P set in the east line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec.31 in Township 2 south Range 38 E.W.M.-both posts in said portion of road to be vacated-all being in Union County, Oregon.

Dated at La Grande Oregon, the 1st day of July A. D.

19 11

NAMES:

NAMES:

H.Young-

E.Z.Carbine

Mrs L.F.Proebstel

W.M.Hawkins

C.G.Hawkins-

A.Johnson-

F.H.Owsley-

W.L.Owsley

WM Anson-

S.D.Clay-

E.Rynearson-

C.Woolf

M.Woolf

M.Kaelm

IN THE
COUNTY COURT

FOR THE
STATE OF OREGON
FOR
UNION COUNTY

In the matter of the

W Young
vs
J M Overby et al

for a County Road
to be vacated

FILED Aug 2 19 11

[Signature]
Clerk

By *[Signature]*
Deputy

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 ~~be~~ alter and ^{VACATE PART OF} establish a County Road within said county, on the following line or route, to-wit:

.....All that part of County Road 67 which leads from Ora Dell to the county road running north and south across the Proebstel bridge in Sec. 32 in Township 2 south of Range 38 E.W.M.-on the north side of said Grande Ronde River, which is located and established on and across the east half of the northeast qr of the southwest qr and the northwest qr of the southeast qr, of Section 31 in said Township 2 south of Range 38 E.W.M.-the part to be vacated being more particularly described as commencing at a post marked G set in the west line of the said E $\frac{1}{2}$ NE $\frac{1}{2}$ SW $\frac{1}{2}$ Sec. 31 and running from thence in a northeasterly direction and about thirty chains to and terminating at a post marked P set in the east line of the NW $\frac{1}{2}$ SE $\frac{1}{2}$ of Sec. 31 in Township 2 south Range 38 E.W.M.-both posts in said portion of road to be vacated-all being in Union County, Oregon. And in duty bound, your petitioners will ever pray, &c.

NAMES:

NAMES:

A. Young
O. Proebstel
Mrs. G. F. Proebstel
W. M. K. ...
L. S. Hawkins
A. ...
J. H. Owsley
W. S. Owsley
Wm. Anson
S. D. ...
E. Lynearson
L. Wolf
W. ...
W. Kallm

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

vs
Wm Young
& H. Dudley et al
for a county road
to be vacated

Tulip Aug 3 1911

Edw Wright
Co Clerk

By J. S. Curran
Deputy

BOND OF ROAD PETITIONERS.

Know All Men By These Presents, That we, J. H. Oursley and A. Good
and _____ of the county of Union and State of Oregon, are
held and firmly bound unto said County of Union in the full sum of ^{two} ~~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 2 day of July A. D. 1901.

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

H. Young and others have petitioned the County Court of said
County of Union, at the August term, 1901, thereof, for, a County Road, described
in the petition and notice hereto annexed, as follows: All that part of County Road
67, which leads from Ora Dale to the County road running north
and south across the probable bridge in Sec 32 Township 2 North
of Range 38 E. W. 1/4 on the north side of the Grande Ronde River
which is located and established on, and across the east half
of the Northwest quarter of the Southeast quarter of Sec 31 in said
Township 2 North Range 38 E. W. 1/4, the part to be vacated being
more particularly described as commencing at a post marked
at in the west line of the East half of N 1/4 to S 1/4 Sec 31 and running from
there in a northerly direction and about thirty chains to, and thence
being at a post marked P at in the east line of the S 1/4 of N 1/4 Sec 30, Town
2 N. R. 38 E. W. 1/4 and portion of road to be vacated all being in Union County Ore.
Now, if the above named J. H. Oursley and A. Good

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. H. Oursley (Seal.)
A. Good (Seal.)

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

I, J. H. Oursley and A. Good 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. H. Oursley
A. Good

Subscribed and sworn to before me this 2 day of

July A. D. 1901.

Eugene Ashwill
Notary Public for Ore.

In the County Court of
State of Oregon for
County

In the Matter of the
of a County Road
for A. Young et al

APPROVED

AUG 3 - 1911

J. B. Young
COUNTY JUDGE

Filed Aug. 3-1911

[Handwritten signature]
[Handwritten signature]

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 August, A. D., 1921, 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,
~~C. A. Galloway~~
~~Ed Wright~~, Commissioner,

~~Ed Wright~~, Commissioner,

ED WRIGHT, Clerk,

F. P. CHILDERS, Sheriff.

WHEN, on Thursday, the 3rd day of August, A. D., 1921, or the 2nd Judicial Day of said term, among others the following proceedings were

had, to-wit:

In the Matter of the Proposed Vacation
of county road, petitioned for by
H. Young et al.

Comes now H. Young, one of the petitioners for the above proposed vacation of County road, and presents to the court the petition of himself and others, praying for the vacation of a county road, described as follows to-wit: All that part of County Road 67 which leads from Ora Dell to the county road running north and south across the Proebstel bridge in Sec. 32 in Township 2 South of range 38 E.W.M., on the north side of said Grande Ronde River, which is located and established on and across the east half of the northeast qr of the southwest qr and the northwest qr of the southeast qr of Section 31 in said Township 2 South of Range 38 E.W.M., the part to be vacated being more particularly described as commencing at a post marked G set in the west line of the said $E\frac{1}{2}$ $NE\frac{1}{4}$ $SW\frac{1}{4}$ Sec. 31, and running from thence in a northeasterly direction and about thirty chains to and terminating at a post marked P set in the east line of the $NW\frac{1}{4}$ $SE\frac{1}{4}$ of Sec. 31 in Township 2 South range 38 E.W.M. both posts in said portion of road to be vacated, all being in Union County, Oregon.

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 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 on the post marked G on the west line of the $E\frac{1}{2}$ $NE\frac{1}{4}$ $SW\frac{1}{4}$ Sec. 31, one on the post marked P set in the east line of the $NW\frac{1}{4}$ $SE\frac{1}{4}$ of Sec. 31 both in Tp. 2 S, Rge 38 E.W.M. and the other between the two points above named on some boards on a pile of lumber, all being on the road sought to be vacated, all being in plain view of the public and easily to be seen and read, 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 Brasler and E. A. Wills, constituting the Board of County Road Viewers, be, and they are hereby directed to meet at the Palmer Mill on the 18th day of August, 1911, at the hour of 1 o'clock P.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,
C. A. Galloway, Commissioner

Attest:

County Clerk.

Handwritten signature or mark.

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 2nd day of Aug. 1901, 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 H. Young et al., beg leave to report that on the 22nd day of Aug. 1901, 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~~ vacated ~~established~~ as a public highway of Union county, Oregon; that the same is practicable and would add nothing to the convenience of the householders residing in the vicinity thereof. We therefore recommend that said proposed road be vacated ~~laid out~~ and not declared a public highway of said county.

Providing the Palmes Lumber Co will deed a right of way around their property on west and North and East side of their Property between Stakes G and F

Arthur Curtis
E. A. Walls
Mrs. Brasher

Board of County
Road Viewers.

Report of Surveyor.

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

Vacation of

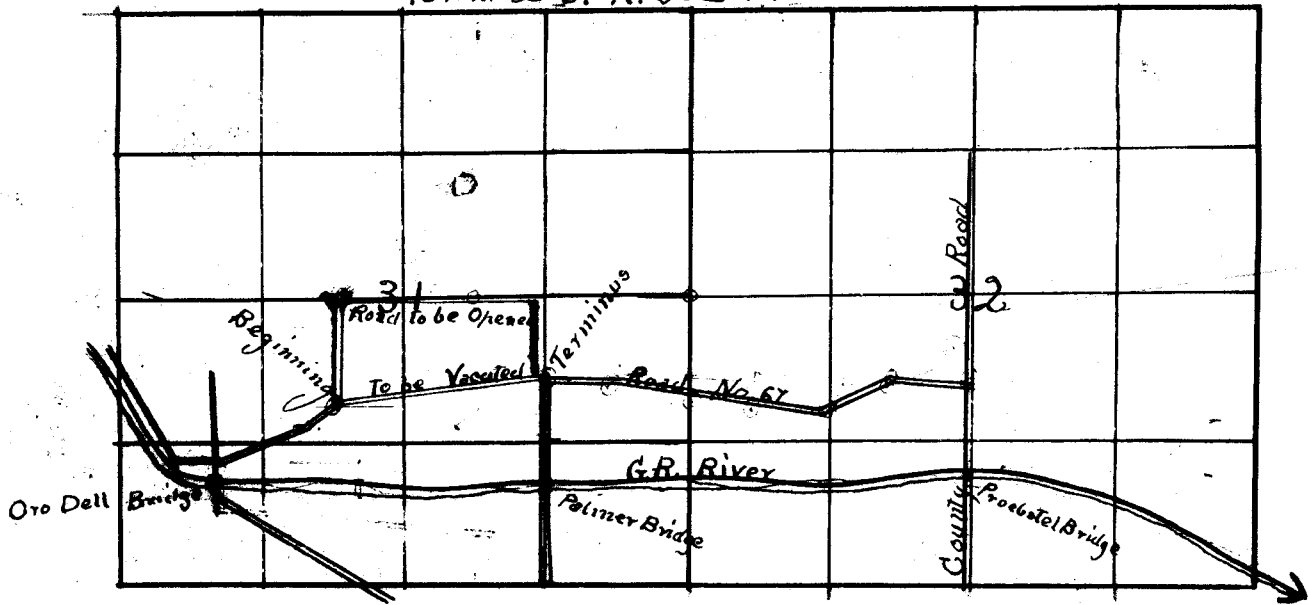
I, the undersigned, County Surveyor, appointed to survey ^{the} county road proposed by *H. Yarnum* et al., beg leave to report that on the *22* day of *August* 189*.....*, in pursuance of said appointment and order, I Surveyed said proposed road for the whole distance thereof, the following being the field notes of said survey:

Commencing at a point 16.12 Chs. South and 10 Chs. West of the center of Sec. 31 T. 2 S. R. 38 E. W. M. Then North 82° 30' East 31 Chs. to point P a stake and there terminate a point 7.47 Chs South of the N. E. Cor. of N. W. 1/4 of S. E. 1/4 Sec 31 T. 2 S. R. 38 E. W. M.

Arthur Curtis
County Surveyor.

Vacation of Road Petitioned for by H. Young et al.

Town. 2 S. R. 38 E. W. M.



IN THE
COUNTY COURT

FOR THE
STATE OF OREGON
FOR
UNION COUNTY

In the matter of the

Proposed Location of
County Road Between

and
for by J. H. Young et al

Report of Deacons

FILED Sept 6 1911

CLERK
J. H. Young

By

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 September, A. D., ~~190~~¹⁹¹¹, 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 September, A. D., ~~190~~¹⁹¹¹, or the 1st Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the proposed vacation of County Road petitioned for by H. Young et al.



Now at this time this matter came on to be heard upon the report of the Board of County Road Viewers for a first reading as provided by law. And the 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.

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

J.M.Selder, 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 6th day of September, A. D., 190¹⁹¹¹, 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,~~

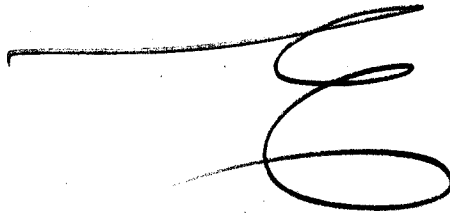
J. M. SELDER, Commissioner,

ED WRIGHT, Clerk,

F. P. CHILDERS, Sheriff.

WHEN, on Thursday, the 7th day of September, A. D., 190¹⁹¹¹, or the 2nd Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the proposed vacation of county road petitioned for by H. Young et al.



The Report of the Board of County Road Viewers having been read on two several days of this term of court, it is CONSIDERED and ORDERED that this matter be, and the same is hereby continued for the term.

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

J. M. Selder, Commissioner.

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Handwritten signature

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 October, A. D., 1901, 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,
C.A. Galloway, Commissioner,
~~BEN BROWN~~, Commissioner,
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
J. M. SELDEN, Commissioner,
ED WRIGHT, Clerk,
F. P. CHILDERS, Sheriff.

WHEN, on Thursday, the 5th day of October, A. D., 1901, or the 2nd Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the proposed vacation of County Road petitioned for by H. Young et al.



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

(Signed) J. C. Henry, County Judge.
C.A. Galloway, 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 1st day of November, A. D., 1911, 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,
C.A. Galloway

~~REN. BROWN~~, Commissioner,

~~J. M. SELDER, County Treasurer,~~

ED WRIGHT, Clerk,

F. P. CHILDERS, Sheriff.

WHEN, on Thursday, the 2nd day of November, A. D., 1911, or the 2nd Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the proposed vacation of County Road, petitioned for by H. Young et al.

This matter came on to be heard at this time on the Report of the Board of County Road Viewers, said Report being in words following to-wit:

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 2nd day of August, 1911, instructed to view and alter the proposed county road of which the survey hereto attached is a true and correct description, as petitioned for by H. Young et al, beg leave to report that on the 22nd day of August, 1911, 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 vacated 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 hereby recommend that said proposed road be vacated and not declared a public highway of said County, providing the Palmer Lumber Company will deed a right-of-way around their property on the west and north and east sides of their property between stakes G and P.

(Signed) Arthur Curtis,)
 E.A. Wills) Board of
 Thos. Brasher.) County Road
 Viewers.

And it appearing to the county court at this time that said report of the Board of County Road Viewers has been duly filed and has been publicly read in open court on two several days of a former term of this court, and it appearing further that all of the petitioners for said vacation have by proof shown to be ~~and~~ legal and qualified petitioners for such vacation and residing within the district wherein said road so proposed to be vacated is situated. And it further appearing at this time that there has not been filed or presented in this court any remonstrance against said petition or against said vacation. And it appearing further to the Court that said Board of County Road Viewers report favorably as to said vacation and recommend that said road be vacated as indicated and prayed for in the petition for the same, and all the proceedings herein have been regular and are according to law, and no claim for damages having been filed herein, and there has been no cause shown why the said proposed vacation of said road or portion of road should not be granted and the court being satisfied from the report of the Board of County Road Viewers that such vacation of road will be of public utility and all the files and records of said proceeding having been submitted to the District Attorney, who has advised this court as to the legality of said proceedings.

And it further appears to the court that the George Palmer Lumber Company has complied with the condition and requirement of the said Board of County Road Viewers and have furnished ^{Sufficient Conveyances} ~~deeds~~ for a right-of-way around their property, through which said public road is sought to be vacated, on all sides, ^{free of costs to Union County} to-wit: Commencing at stake "P" and running north to the northeast corner of their property, thence west to the northwest corner of their property, and thence south to ^{Stake} ~~stake~~ "G" on the west side of their property so as to intersect the portion of road on the west of their property not vacated, which deeds run to Union County, Oregon, and are

regular and valid conveyances of lands sufficient for ^a public highway.

It is therefore CONSIDERED and ORDERED by the court that the Report of the Board of County Road Viewers be accepted, approved and confirmed, and the same be placed on record in this Journal, and that the surveyor's profile and plat of the road sought to be vacated and his field notes of the survey thereof be placed on record in the Book of Plats of Union County, Oregon, and that ^{that portion of} the said County Road of Union County No. 67, which leads from Oro Dell to the county road running north and south across the Proebstel Bridge in Section 32 in Township 2 South of Range 38 on the north side of said Grande Ronde River, which is located and established on and across the east half of the northeast quarter of the southwest quarter and the northwest quarter of the southeast quarter of Section 31, in said Tp. 2 S. R. 38 E.W.M., the part to be vacated being more particularly described as commencing at a post marked "G" set in the west line of the said $E\frac{1}{2}$ $NE\frac{1}{4}$ $SW\frac{1}{4}$ Sec. 31, and running from thence in a northeasterly direction and about 30 chains to and terminating at a post marked "P" set on the east line of the $NW\frac{1}{4}$ $SE\frac{1}{4}$ of Sec. 31, in Tp. 2 S. R. 38 E.W.M. and in Union County, Oregon, be and the same is hereby declared vacated, and forever closed for ^{and for public use} public highways, and that further the strip of land commencing at the southwest corner of the $SE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Sec. 31, in Tp. 2 S. R. 38 E.W.M. running thence north 40 feet, thence east 37 feet, thence south 503 feet to the north line of the public road running in an easterly and westerly direction through a portion of said Sec. 31, thence west along the north line of said public highway 37 feet, thence north 463 feet to the place of beginning, being 37 feet wide and deeded by Kate R. Hanley and Carrie L. Rynearson to Union County and recorded on page 586 in Book 53 Record of Deeds as well as that strip of land bounded as commencing at a point 700 feet west of the NE corner of the $SW\frac{1}{4}$ of Sec. 31, Tp. 2 S. R. 38 E.W.M., running thence east along the north line of said quarter section 40 feet to the NW corner of the 20 acres of land in said quarter section sold by Lewie Predmore to the George Palmer Lumber Company, thence running south along the west line of said 20 acres to the south line of the old county road, thence west along the

south line of said county road 40 feet, thence north to the place of beginning, being a strip 40 feet wide and conveyed by the Sacred Heart Academy of La Grande to Union County, Oregon, being recorded on page 588 of Book 53 of the Deed Records of Union County, and that certain strip of land 40 feet wide off the south side of the ~~W~~ of the NE $\frac{1}{4}$ and the E $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 31, Tp. 2 S. R. 38 E.W.M in Union County, Oregon, as conveyed by Joseph H. Snodgrass and Belle S. Snodgrass, his wife, William F. Snodgrass and Grace Snodgrass, his wife, Margaret Abbott and Frank Abbott her husband, Jess M. Bartlett and E.W. Bartlett, her husband, Sarah E. VanBuren and Jay Van Buren, her husband, James G. Snodgrass and Lola M. Snodgrass, his wife, Judith N. Snodgrass, unmarried, Lot L. Snodgrass and Augusta Snodgrass, his wife and Maud M. Dittebrandt and Fred Dittebrandt, her husband, to Union County, and recorded on page 588 of Book 53 of the Deed Records of Union County, constituting a strip of land leading from the west portion of Road No. 67 north, east and south around the Mill property of the George Palmer Lumber Company and terminating at the west end of that portion of said Road 67 leading east from said Palmer Mill property, be and the same is hereby opened, located and declared a public highway for public travel from henceforth and is hereby ORDERED open and placed in repair for travel according to law, and that the Road Supervisor of the Road District in which said road is situated be furnished with a copy of said described road so opened and a copy of this decree and ordered to open up said road and place the same in repair for travel, and said deeds as aforesaid are hereby accepted by Union County ~~to~~ and the land described by them to belong to said county for road purposes.
County Judge.

Commissioner.

AGREEMENT.

IT IS HEREBY AGREED by and between George Palmer and Al Good, that George Palmer shall deliver or cause to be delivered to Ed Wright, County Clerk, to be held in escrow, the deeds for a County road around the George Palmer mill site and also a valid check for \$200.00 payable to the order of Al Good.

That when said Al Good shall have filed with the County Clerk of Union County, Oregon, a valid petition together with the proof of posting the necessary notices to close that section of the County road passing over and through said George Palmer mill site and shall have procured the order of the County Court vacating said County road over and across said George Palmer mill site, then the said Ed Wright, County Clerk as aforesaid, shall deliver said deeds to the County Court of Union County, Oregon and the said check to the said Al Good.

Dated at La Grande, Oregon, April 29th, 1911.

(Sgd)

ALBERT GOOD

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 7th day of June A. D. 1911, respectfully present to the County a petition praying said court to alter and vacate a county road within said county, on the following line, or route, to wit:

A part of the County Road nearest the river, on the west side of the river, commencing at the west end of the Ore Dell bridge and extending to the Probstel bridge Road, which part to be vacated is described as follows: Commencing at the north west corner of the drying shed of the George Palmer Lumber Company, and ending at the intersection of said road with the south line of the mill yards of the George Palmer Lumber Company, it being the only county road that crosses the mill yard of the George Palmer Lumber Company.

Dated at Union County, Oregon, the 6th day of May A. D. 1911

Hames

H. Young

~~W. G. Carbine~~

Mrs. G. J. Probstel

Annie Johnson

W. ^W Hawkins

C. ^Y Hawkins

Geo. Rynearson

~~T~~. H. Ousley

Wm. Anson

W. L. Ousley

A. G. Clay

Mary Woolf

T. Brown

M. Kalin

Ben Kalin.

SECOND JUDICIAL DAY.

THURSDAY, JUNE 8th, 1911.

637

In the Matter of the proposed County road petitioned for by A.J. Horn et al.

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

638

In the Matter of the proposed County Road petitioned for by M.V. Cross et al.

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

638

In the Matter of the proposed County Road petitioned for by H.H. Cruikshank 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 Proposed Vacation of County Road petitioned for by H.J. Young et al.

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

637

In the Matter of the proposed County Road petitioned for by B. M Ross 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 4th day of May, 1911, 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.M. Ross et al., beg leave to report that on the 22 day of May, 1911, in pursuance with said order, we proceeded to view out said proposed road for the whole distance thereof, and that in our opinions said proposed road should not be laid out and established as a public highway of Union County, Oregon; that the same is not practicable and would add nothing to the convenience of the householders residing in the vicinity thereof. We therefore recommend that said proposed road be not laid out and declared a public highway of said county and the petitioner has a outlet from his place and no other owner wants or needs the road and it could only be a road

SECOND JUDICIAL DAY.

THURSDAY, JULY 6th, 1911.

62
In the Matter of the proposed
County Road petitioned for by
Gust Bengelsdorff et al.

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

63
In the Matter of the Proposed
Vacation of a County Road
petitioned for by H.J.Young 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.

64
In the Matter of the Proposed
County Road petitioned for by
M. V. Cross et al.

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

65
In the Matter of the Proposed
County Road petitioned for by
W. H. Cruikshank et al.

Comes now, W. H. Cruikshank, 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 the northeast corner on the northeast $\frac{1}{4}$ of Section 20 Township 2 North Range 40 E.W.M. and leading in a westerly direction to the northeast corner of the northeast $\frac{1}{4}$ of Section 19 same Township and Range.

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 City of La Grande, Union County, State of Oregon, and also in three public places in the vicinity of said proposed road, to-wit: One on a fence post at the northwest corner of the N.E. $\frac{1}{4}$ of Sec. 20, being the east terminus of proposed road, and one on a tree at the N.W. corner of the N.W. $\frac{1}{4}$ of Sec. 20, and one at the N.W. corner of the N.E. $\frac{1}{4}$ of Sec. 19, being the west terminus of the proposed road, 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 E.A.Wills, constituting the Board of County Road Viewers, be, and they are hereby directed to meet at Elgin, on the 18th day of July, 1911, at the hour of 11 o'clock A.M. or within five days thereafter and proceed to survey, view and lay out said road according to law.

SECOND JUDICIAL DAY.

THURSDAY, AUGUST 3rd, 1911.

at the northwest corner of the southwest quarter (SW $\frac{1}{4}$) of section twenty eight (28) township three (3) south of range thirty seven (37) East of the Willamette Meridian, in the County of Union, State of Oregon; thence south along and upon the section line between sections twenty eight (28) twenty nine (29), thirty two (32) and thirty three (33), said township and range, to the northwest corner of the southwest quarter (SW $\frac{1}{4}$) of section thirty three (33) said township, range, county and state, there terminating.

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 City of La Grande, Union County, Oregon, and also in three public places in the vicinity of said proposed road, to-wit: One at the NW corner of the SW $\frac{1}{4}$ of Sec. 28 T. 3 S. R. 37 E.W.M., the same being the beginning of said road; one at the NW corner of the SW $\frac{1}{4}$ of Sec. 33, said T. range, the same being the termination of said road, and one at a point in said described road midway between the termini thereof, 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 E.A.Wills, constituting the Board of County Road Viewers, be, and they are hereby directed to meet at the School House at the cross roads, on the 17th day of August, 1911, at the hour of one o'clock P.M., or within five days thereafter and proceed to survey, view and lay out said road according to law.

In the Matter of the Proposed
Vacation of county road, petitioned
for by H. Young, et al.

Comes now H. Young, one of the petitioners for the above proposed vacation of County road, and presents to the court the petition of himself and others, praying for the vacation of a county road, described as follows, to-wit: All that part of county road 67 which leads from Ora Dell to the county road running north and south across the Proebstel bridge in Sec. 32 in Township 2 South of Range 38 E.W.M., on the north side of said Grande Ronde River, which is located and established on and across the east half of the northeast qr of the southwest qr and the northwest qr of the southeast qr of Section 31 in said Township 2 South of Range 38 E.W.M., the part to be vacated being more particularly described as commencing at a post marked G set in the west line of the said E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, and running from thence in a northeasterly direction and about thirty chains to and terminating at a post marked P set in the east line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 31 in Township 2 South Range 38 E.W.M. both posts in said said portion of road to be vacated, all being in Union County, Oregon.

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

SECOND JUDICIAL DAY.

THURSDAY, AUGUST 3rd, 1911.

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 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 on the post marked G on the west line of the E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 31, one on the post marked P set in the east line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 31 both in Tp. 2 S. Rge 38 E.W.M. and the other between the two points above named on some boards on a pile of lumber, all being on the road sought to be vacated, all being in plain view of the public and easily to be seen and read, 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 E.A.Wills, constituting the Board of County Road Viewers, be, and they are hereby directed to meet at the Palmer Mill on the 18th day of August, 1911, at the hour of 1 o'clock P.M., or within five days thereafter and proceed to survey, view and lay out said road according to law.

Thereupon the Journal of today's proceedings was read, approved and is here now signed, and it was ORDERED that Court be now adjourned for the term.

J. L. Henry County Judge.
W. A. Halloran Commissioner.

FIRST JUDICIAL DAY.

WEDNESDAY, SEPTEMBER 6th, 1911.

In the matter of the proposed vacation of County Road petitioned for by H. Young et al.

Now at this time this matter came on to be heard upon the Report of the Board of County Road Viewers for a first reading as provided by law. And the 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.

In the matter of the proposed County road petitioned for by Joseph Wright et al.

Now at this time this matter came on to be heard upon the report of the Board of County Road Viewers for a first reading as provided by law. And the 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.

In the matter of the proposed County road petitioned for by Gust Bendelsdorff et al.

Now at this time this matter came on to be heard upon the report of the Board of County Road Viewers for a first reading as provided by law. And the 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, September 7th, 1911, at 9 o'clock A.M.

In the Matter of the proposed vacation of County Road petitioned for by H. Young et al.

The Report of the Board of County Road Viewers having been read on two several days of this term of court, it is CONSIDERED and 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 Joseph Wright et al.

The Report of the Board of County Road Viewers having been read on two several days of this term of court, it is CONSIDERED and 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 Gust Bengelsdorff 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 Aug. 1911, 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 Gust Benglesdorff et al., beg leave to report that on the 21 day of Aug. 1911, 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 their will be no damages by the location of same.

Arthur Curtis)
E. A. Wills) Board of County
Thos. Brasher.) 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

SECOND JUDICIAL DAY.

THURSDAY, OCTOBER 5th, 1911.

In the Matter of the Application of A.H.Bonewitz for protection of C county Road.

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 C. Ream et al for repairs to Road District No. 14.

Now at this time it is ORDERED by the Court that this matter be and the same is hereby denied.

In the Matter of the Proposed Vacation of County Road petitioned for by H. Young 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 proposed county road petitioned for by Joseph Wright 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 proposed County road petitioned for by L. C. Sturgill et al.

Comes now L.C.Sturgill, 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 a point nine hundred feet east and two hundred and forty feet north of the northwest corner of the northwest quarter of the southwest quarter of section eighteen Township four south of Range forty one E.W.M. thence easterly and southeasterly on the most practicable route to the southeast corner of the southeast quarter of the northeast quarter of section nineteen in said township and range, and there terminating.

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 the 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 City of La Grande, Union County, Oregon, and also in three public places in the vicinity of said proposed road, to-wit: one at the

SECOND JUDICIAL DAY.

THURSDAY, NOVEMBER 2nd, 1911.

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 Oct. 1911, 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 L.C. Sturgill, et al., beg leave to report that on the 18 day of Oct. 1911, 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 and that there will be no damages by the location of the same.

| | | |
|---------------|---|--|
| Arthur Curtis |) | . <u>Board of County</u> <u>Road Viewers.</u> |
| Thos. Brasher |) | |
| E. A. Wills. |) | |

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 Frank Ross, Road Supervisor of Road District No 26, 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.

639
In the matter of the proposed vacation of County Road petitioned for by H. Young et al.

This matter came on to be heard at this time on the Report of the Board of County Road Viewers, said report being in words following, to-wit:

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 2nd day of August, 1911, instructed to view and alter the proposed county road of which the survey hereto attached is a true and correct description, as petitioned for by H. Young et al, beg leave to report that on the 22nd day of August, 1911, 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 vacated 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 hereby recommend that said proposed road be vacated and not declared a public highway of said county, providing the Palmer Lumber Company will deed a right-of-way around their property on the west and north and east sides of their property between stakes G and P.

(Signed) Arthur Curtis,)
E. A. Wills) Board of County
Thos. Brasher.) Road Viewers

And it appearing to the county court at this time that said report of the Board of County Road Viewers has been duly filed and has been publicly read in open court on two several days of a former term of this court, and it appearing further that all of the petitioners for said vacation have by proof shown to be legal and qualified petitioners for such vacation and residing within the district wherein said road so proposed to be vacated is situated. And it further appears at this time that there has not been filed or presented in this court any remonstrance against said petition or against said vacation. And it appears further to the court that said Board of County Road Viewers report favorably as to said vacation and recommend that said road be vacated as indicated and prayed for in the petition for the same, and all the proceedings herein have been regular and are according to law, and no claim for damages having been filed herein, and there has been no cause shown why the said proposed vacation of said road or portion of road should not be granted, and the court being satisfied from the report of the Board of County Road Viewers that such vacation of road will be of public utility and all the files and records of said proceeding having been submitted to the District Attorney, who has advised this court as to the legality of said proceedings.

And it further appears to the court that the George Palmer Lumber Company has complied with the condition and requirement of the said Board of County Road Viewers and have furnished sufficient conveyances for a right-of-way around their property, through which said public road is sought to be vacated, on all sides free of costs to Union County, to-wit: Commencing at stake "P" and running north to the northeast corner of their property, thence west to the northwest corner of their property, and thence south to stake "G" on the west side of their property so as to intersect the portion of road on the west of their property not vacated, which deeds run to Union County, Oregon, and are regular and valid conveyances of lands sufficient for a public highway.

It is therefore CONSIDERED and ORDERED by the Court that the Report of the Board of County Road Viewers be accepted, approved and confirmed, and the same be placed on

SECOND JUDICIAL DAY.

THURSDAY, NOVEMBER 2nd, 1911.

record in this Journal, and that the surveyor's profile and plat of the road sought to be vacated and his field notes of the survey thereof be placed on record in the Book of Plats of Union County, Oregon, and that that portion of the said County Road of Union County No. 67, which leads from Oro Dell to the county road running north and south across the Proebstel Bridge in Section 32 in Township 2 South of Range 38 on the north side of said Grande Ronde River, which is located and established on and across the east half of the northeast quarter of the southwest quarter and the northwest quarter of the southeast quarter of Section 31, in said Tp. 2 S.R. 38 E.W.M., the part to be vacated being more particularly described as Commencing at a post marked "G" set in the west line of the said $E\frac{1}{2}$ $NE\frac{1}{4}$ $SW\frac{1}{4}$ Sec. 31, and running from thence in a northeasterly direction and about 30 chains to and terminating at a post marked "P" set in the east line of the $NW\frac{1}{4}$ $SE\frac{1}{4}$ of Sec. 31, in Tp. 2 S.R. 38 E.W.M. and in Union County, Oregon, be and the same is hereby declared vacated, and forever closed for a public highway and for public use, and that further the strip of land Commencing at the southwest corner of the $SE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Sec. 31, in Tp. 2 S.R. 38 E.W.M. running thence north 40 feet, thence east 37 feet, thence south 503 feet to the north line of the public road running in an easterly and westerly direction through a portion of said Sec. 31, thence west along the north line of said public highway 37 feet, thence north 463 feet to the place of beginning, being 37 feet wide and deeded by Kate R. Hanley and Carrie L. Rynearson to Union County and recorded on page 586 in Book 53 Record of Deeds as well as that strip of land bounded as commencing at a point 700 feet west of the NE corner of the $SW\frac{1}{4}$ of Sec. 31, Tp. 2 S. R. 38 E.W.M., running thence east along the north line of said quarter section 40 feet to the NW corner of the 20 acres of land in said quarter section sold by Lewis Predmore to the George Palmer Lumber Company, thence running south along the west line of said 20 acres to the south line of the old county road, thence west along the south line of said county road 40 feet, thence north to the place of beginning, being a strip 40 feet wide and conveyed by the Sacred Heart Academy of La Grande to Union County, Oregon, being recorded on page 588 of Book 53 of the Deed Records of Union County, and that certain strip of land 40 feet wide off the south side of the $W\frac{1}{2}$ of the $NE\frac{1}{4}$ and the $E\frac{1}{2}$ of the $NW\frac{1}{4}$ of Sec. 31, Tp. 2 S.R. 38 E.W.M. in Union County, Oregon, as conveyed by Joseph H. Snodgrass and Belle S. Snodgrass, his wife, William F. Snodgrass and Grace Snodgrass, his wife, Margaret Abbott and Frank Abbott, her husband, Jess M. Bartlett and E.W. Bartlett, her husband, Sarah E. VanBuren and Jay Van Buren, her husband, James G. Snodgrass and Lola M. Snodgrass, his wife, Judith N. Snodgrass, unmarried, Lot L. Snodgrass and Augusta Snodgrass, his wife and Maud M. Dittebrandt and Fred Dittebrandt, her husband, to Union County, and recorded on page 588 of Book 53 of the Deed records of Union County, constituting a strip of land leading from the west portion of Road No. 67 north, east and south around the Mill property of the George Palmer Lumber Company and terminating at the west end of that portion of said Road 67 leading east from said Palmer Mill property, be and the same is hereby opened, located and declared a public highway for public travel from henceforth and is hereby ORDERED open and placed in repair for travel according to law and that the Road Supervisor of the Road District in which said road is situated be furnished with a copy of said described road so opened and a copy of this decree and ordered to open up said road and place the same in repair for travel, and said deeds as aforesaid are hereby accepted by Union County and the land described by them to belong to said county for road purposes.