

No 684

IN THE MATTER OF A  
**COUNTY ROAD**

petition of

*A. Blakland* et al

Beginning at a point in the present  
 Co Road 1100 ft south of center  
 of sec 34 Twp 5 S R 38 E 4th

Petition filed *April 3* 1919  
 Affidavit of Posting filed *May 6* 1919  
 Bond filed *May 7* 1919  
 Order Appointing Viewers and Surveyor  
 made *May* Term, 1919  
 Page 312, Vol 0 Commissioners Journal  
 Oaths filed 1  
 Viewers Reports filed *June 2* 1919  
 Viewers Reports filed 1  
 Order of Court made *Aug 16* 1919  
*Dismissed*

Printed by the Lithographer

MINNAPUE  
 BUSHONG & CO  
 OFFICE BANK AND COUNTY SUPPLIES  
 PORTLAND ORE

# 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 present county road which is south approximately 1100 feet from the center of section 34, in Tp. 2. S. R. 38 E. and running thence easterly 300 feet to a point 30 feet from the north line of the G.W.R.R. & N. right of way, thence northeasterly parallel with and 30 feet from the north line of said right of way and running to its intersection with the east line of section 25 in said Tp. 2. S. R. 38 E. of W.M. at a point near the S.E. corner of the N.E. 1/4 of the N.E. 1/4 of said section 25.....

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

NAMES:

NAMES:

A. B. Blackland  
W. A. Blaine  
H. Lloyd Johnson  
Fred Holmes  
Earl Blackland  
L. W. Wright  
M. E. Wallinger  
P. W. Lott  
James Moss  
Thos. Wallinger  
J. A. Howell  
J. W. S. McMillan  
D. W. Smith

Recd Apr 3, 1919  
C. H. McCarroll  
County Clerk

4/3/19

# BOND OF ROAD PETITIONERS

Know All Men by These Presents, That we, A. Blakland  
and Floyd McHannon of the County of Union and State of Oregon, are held and firmly bound unto said County of Union in the full sum of <sup>Two</sup> ~~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 May A. D., 1919

Now, the conditions of the above obligation are such, that whereas, A. Blakland

and others have petitioned the County Court of said County of Union, at the May term, 1919, thereof for a County Road, described in the petition and notice hereto annexed, as follows:

Beginning at a point in the center of the present county road which is south approximately 1100 feet from the center of section 34, in Tp. 2, S. R. 38 E. and running thence easterly 300 feet to a point 30 feet from the north line of the O.W.R.R. & N. right of way, thence northeasterly parallel with and 30 feet from the north line of said right of way and running to its intersection with the east line of section 25 in said Tp. 2, S. R. 38 E. of W. M. at a point near the S.E. corner of the N.E. 1/4 of the N.E. 1/4 of said section 25

Now, if the above named A. Blakland

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.

A. Blakland (Seal)  
Floyd McHannon (Seal)

STATE OF OREGON, } ss.  
County of Union

I, A. Blakland and Floyd McHannon each for himself, say

I am worth the sum of <sup>Four</sup> ~~TWO~~ HUNDRED DOLLARS, (<sup>400.00</sup> ~~\$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.

A. Blakland  
Floyd McHannon

Subscribed and sworn to before me this 7th day

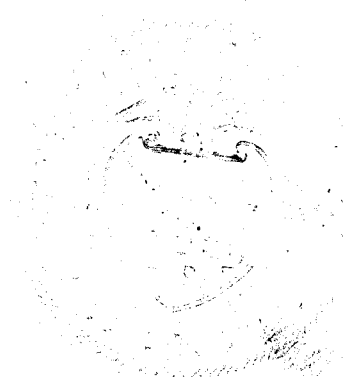
of May A. D., 1919

W. McCarroll  
County Clerk

STATE OF OHIO

Sum of the above named

Filed May 7, 1919  
Chas. McComick  
County Clerk



# 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 May A. D. 1919 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 present county road  
which is south approximately 1100 feet from the center of section 34,  
in Tp. 2. S. R. 38 E. and running thence easterly 300 feet to a point  
30 feet from the north line of the O.W.R.R. & N. right of way, thence  
northeasterly parallel with and 30 feet from the north line of said  
right of way and running to its intersection with the east line of  
section 25 in said Tp. 2, S. R. 38 E. of W. M. at a point near the S.E.  
corner of the N.E. 1/4 of the N.E. 1/4 of said section 25

Dated at Island City Oregon, the 4th day of April  
 A. D. 1919.

NAMES	NAMES
<u>A. B. Blackwood</u>	
<u>Gray Blake</u>	
<u>Floyd Johnson</u>	
<u>Thos. Walker</u>	
<u>M. O. Walker</u>	
<u>W. S. McMillan</u>	
<u>B. C. Smith</u>	
<u>James Moss</u>	
<u>J. A. Howell</u>	
<u>L. B. Wright</u>	
<u>J. D. Dobbin</u>	

# NOTICE OF ROAD PETITION

TO ALL PERSONS INTERESTED: You are hereby notified that the Board of Public Works of the County of ... has received a petition for the improvement of the road ... and you are invited to appear at a public hearing on the petition on the date and at the place hereinafter specified.

*Filed May 6, 1919  
City of ...  
Spencer ...*

NAME

NAME

*...*

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

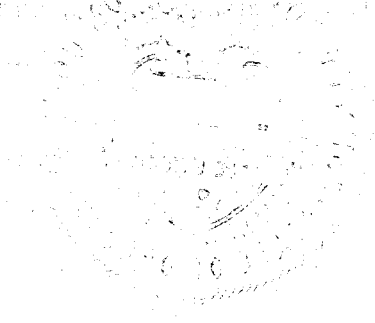
I, A. Blackland being first duly sworn, say that I posted three several notices, of which the notice hereunto attached is a true and correct copy, in three public places in said county in the vicinity of the proposed road therein described, to-wit: One on a post at the beginning of said proposed road one on a post near the center of said proposed road and one on a post at the terminus of the proposed road

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 4th day of April 1909, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 4th day of April 1909, 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 Union, in said County and State, and that said notices remained posted thirty days previous to the presentation of said petition as I verily believe.

Subscribed and sworn to before me this 6th day of May 1909  
A. Blackland  
C. K. McCormick  
County Clerk



Filed May 6, 1919  
at the Courtroom  
County Clerk



BE IT REMEMBERED, That at a regular term of the County Court of the State of Oregon, for the County of Union, sitting for the transaction of County business, begun and held at the Court House in the City of La Grande, in said County and State, on Wednesday, the 7th day of May, A. D., 1919, 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.F. Phy, County Judge,  
C.A. Galloway, Commissioner,  
W.J. Townley, Commissioner,  
C.K. McCormick, Clerk,  
Lee Warnick, Sheriff.

WHEN, on Saturday, the 10th day of May, A. D. 1919, or the 4th 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 A. Blokland, et al.

O-312

Comes now A. Blokland 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 present county road, which is south approximately 1100 feet from the center of section 34, in Tp. 2, S.R. 38 E. and running thence easterly 300 feet to a point 30 feet from the north line of the O.W. R.R. & N. right of way, thence ~~north~~ easterly parallel with and 30 feet from the north line of said right of way and running to its intersection with the east line of section 25 in said Tp. 2, S.R. 38 E. of W.M. at a point near the S.E. Corner of the N.E.  $\frac{1}{4}$  of the N.E.  $\frac{1}{4}$  of said section 25

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 specified 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 on a post at the beginning of said proposed road, one on a post near the center of said proposed road and one on a post at the 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 Roscoe Neal, County Curveyor, and Ira Kennedy and Dick Smith constituting the Board of County Road Viewers, be and they are hereby directed to meet at Island City, Oregon, on Tuesday, the 20th day of May, 1919 at the hour of 9:00 o'clock A.M., or within ten days thereafter and proceed to survey, view and lay out said road according to law.

\_\_\_\_\_  
County Judge.

\_\_\_\_\_  
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 10th day of May 1919, 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 A. Blockland et al., beg leave to report that on the 20th day of May, 1919, 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 the same is a public necessity

We find no damages.

*Rosemary Red*  
*Pick Smith*  
*L. L. Lunn*

Board of County  
Road Viewers.

In the matter of  
the County Road  
petitioned for by  
A. Blackland et al

Report of Viewers

Filed June 3, 1919  
C. P. Mc Cormick  
County Clerk

BE IT REMEMBERED, That at a regular term of the County Court of the State of Oregon, for the County of Union, sitting for the transaction of County business, begun and held at the Court House in the City of La Grande, in said County and State, on Wednesday, the 4th day of June, A. D., 1919, 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. F. Phy, County Judge,  
C. A. Galloway, Commissioner,  
W. J. Townley, Commissioner,  
C. K. McCormick, Clerk,  
Lee Warnick, Sheriff.

WHEN, on Saturday, the 7th day of June, A. D. 1919, 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 A. Blokland, et al.

0-321

Now at this time this matter came on to be heard upon the report of the Board of County Road Viewers heretofore appointed to view the above entitled road, said Report having been publicly read in open court on two several days of the present term of the Court prior to this time, and it appearing to the Court that a claim for damages has been filed in this matter,

It is therefore ORDERED that said report of the County Road Viewers be and the same is hereby continued for the term.

County Judge  
Commissioner  
Commissioner

La Grande, Oregon,

June 7, 1919.

To the County Court of Union County, Oregon,  
In the Matter of establishing road from  
Island City, to Conley, on the North side  
of the Track of the O.W.R. & N.

I, Walter M. Pierce, the undersigned, represent to your Honorable Body, that I am the owner of the South half of Section 25, Twp. 2, S. R. 38; that the said proposed new road goes through this tract of land for almost one half mile, and seriously damages my farm, not only by the loss of several valuable acres, but by the reason that it will cut off my headquarters from my main farm.

I am about to construct at Piercespur a concrete elevator, and loading shoots for hogs and cattle; that the road as surveyed would interfere with these improvements about to be made; that the road as now surveyed and if ~~let out~~ <sup>established</sup>, I claim damages in the amount of \$4,000.00.

I represent to your Honorable Body that all the facts and statements set out in the petition are true as I verily believe.

Walter M. Pierce

Subscribed and sworn to before me this 7th day of June, 1919.

Chas Reynolds  
Notary Public for Oregon,

My Commission expires Feb. 29, 1920.

COUNTY COURT

FOR THE STATE OF OREGON FOR UNION COUNTY

In the matter of the

Proposed County Road

petitioned for by

A. Blackland et al

William J. Roberts Sr.  
Owner for Same

FILED June 16 1919

of the Council

Clerk

Deputy

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[Handwritten signature]

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BEFORE THE BOARD OF COUNTY COMMISSIONERS OF UNION COUNTY, OREGON

In the Matter of the Proposed )  
County Road petitioned for by )  
Andrew Blokland, et al. )  
----- )

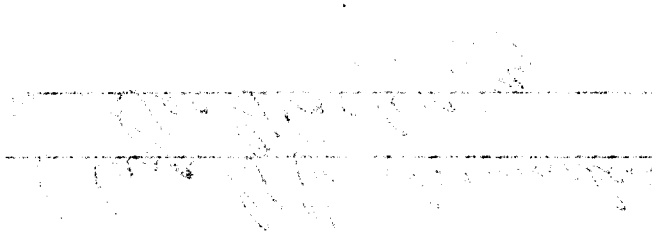
To the Honorable J. F. Phy, C.A. Galloway and W.J. Townley, Board of County Commissioners  
of Union County, Oregon:

Comes now Clara G. Vandermuellen, and respectfully shows to the above en-  
titled Board that said road runs across 160 acres of land owned by your petitioner,  
and that by reason of said road going across said land she will be damaged to the extent  
of \$1200.00 for the value of the land, and damaged to the remainder of the farm, and  
to the extent of \$500.00 for the building of fences along said county road. That if  
the County puts in the fences along said road, then she will only be damaged in the  
amount of \$1200.00, so that in the ordering of said road opened, the amount of damages  
would be covered by the proposition as to whether or not the county or your petitioner  
builds said fences.

Clara G. Vandermuellen  
By Geo Hochman  
*her atty*



IN THE COUNTY



Faint, illegible text, possibly a header or introductory paragraph.

In the matters of  
the proposed County  
Road partitioned from  
by A. Geopland et al

Filed July 3, 1919  
E. H. Mc Cormick Clerk  
Ray H. Hester the moving Deputy

Faint text at the bottom of the page, possibly a signature or official statement.

BE IT REMEMBERED, That at a regular term of the County Court of the State of Oregon, for the County of Union, sitting for the transaction of County business, begun and held at the Court House in the City of La Grande, in said County and State, on Wednesday, the 2nd day of July, A. D., 1919, 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. F. Phy, County Judge,  
C. A. Galloway, Commissioner,  
W. J. Townley, Commissioner,  
C. K. McCormick, Clerk,  
Lee Warnick, Sheriff.

WHEN, on Monday, the 7th day of July, A. D. 1919, or the 3rd 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  
A. Blekland et al**

Now at this time this matter came on to be heard for the consideration of the report of the County Road Viewers, said report having been continued at the June Term of this Court until this time, the court having considered said report as well as the claims for damages heretofore filed in said matter, and not being fully advised concerning said claims for damages,

It is CONSIDERED and ORDERED that this matter be and the same is hereby continued until Wednesday, July 16th, 1919, at 9 A. M.

J. F. Phy, County Judge  
C. A. Galloway, Commissioner  
W. J. Townley, Commissioner

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

Sitting as a Commissioners Board.

IN THE MATTER OF THE ROAD PETITION

of

) Opinion of District Attorney.

A. Blokland and others.

In compliance with Section 6392 of Lord's Oregon Laws requiring the County Court to submit "all the files and records of the proceedings" had in any road petitioned for before the same is finally established, so he may advise the court as to the legality of the proceedings had, will say,-

That the record is incomplete, and several provisions of the statutes have not been complied with, more particular as follows:

1.- The petition contains two names- Fred J. Holmes and W. E. Adler- whose names do not appear on the notices posted which advise all persons concerned who are petitioners in locating a road across their premises. However, there are thirteen names on the notice,- one more than the law requires to make a legal petition in a district containing a large number of citizens. The supreme court has held that the omission of names on notice which are on the petition is not fatal, especially on collateral attack.

2.- The use of the word "approximately", and such words as "about" "near" etc, should be avoided as indefinite. The expression, -"and running thence easterly 300 feet to a point 30 feet from the north line of the O-W R.R. & N right of way", - is indefinite. The term "easterly" can mean in many directions, and unless coupled up with some definite and fixed point would not give information of the location of the proposed road, and "a point 30 feet on the North side" of railroad right of way is also indefinite, as many places would fill such a description, but the "300 feet" would probably (by actual testing) locate this point. A liberal construction, however, I think, would make this description definite enough.

3.- Section 8 of Chapter 295 of the General Laws of 1917, requires the county court when the petition, accompanied by proof that the proper notices have been given, and a good and sufficient bond to make an order directing the board of viewers ( either board appointed for the occasion or the permanent board with the surveyor) on a day named in the order to meet and survey the proposed road, (lay out, locate, re-locate or change) assess the damages and "file its report on or before the day specified in the order of said court, which shall be not more than ninety days from the date of said order."

The record submitted to this office shows an order made on May 10, 1919, appointing the viewers and fixing the time when to meet and survey the road, but totally fails to set any time within which the viewers shall make their report- whether at next term, ninety days or any other time.

The law further requires the surveyor to make a plat of the survey of the proposed road and file this with the report on the day named in the order which is fixed by the court. This is required so the court may know and persons <sup>claiming</sup> ~~having~~ damages may, also, know where the road is to be located, and have an opportunity to be heard. The law then requires the report to be considered at the next regular term of the county court, and allows claimants for damages to file claims any time prior to the second reading. The records should show when these readings took place, which the record in this case does not, excepting by inference.

The claims for damages seem to have been filed June 16, and July 3, 1919.

Owing to these defects in the record, I am unable to approve the record.

Dated July 15, 1919.

  
Dis. Attorney

In the matter of  
the proposed new  
positioned for by  
A. B. Stephens & Co.

Assistant Attorneys  
Opinion

Filed July 16, 1919  
@ A. B. Stephens & Co.  
Boiler

BE IT REMEMBERED, That at a regular term of the County Court, of the State of Oregon, for the County of Union, sitting for the transaction of County business, begun and held at the Court House, in the City of La Grande, in said County and State, on Thursday, the 7th day of August A. D. 1919, Court having by statute, been adjourned from the first Wednesday of said month, and the time fixed by law for holding a regular term of said court, for the reason that but one commissioner, C.A. Galloway, appeared on said date, when were present:

The Honorable J. F. Phy, County Judge,

C. A. Galloway, Commissioner,

W. J. Townley, Commissioner,

C. K. McCormick, Clerk

Lee Warnick, Sheriff.

~~There was also present at the above mentioned court the following persons:~~

~~the names of the following proceedings were had to wit:~~

WHEN, on Friday, August 8th, 1919, 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 for by A. Bickland et al.

Now at this time it is ORDERED that this matter be and the same is hereby continued until Monday, August 11th, 1919, at 10 A. M.

J. F. Phy, County Judge

C. A. Galloway, Commissioner

W. J. Townley, Commissioner,

C. K. McCormick, Clerk

Lee Warnick, Sheriff

BE IT REMEMBERED That at a regular term of the County Court of the State of Oregon, for the County of Union, sitting for the transaction of County business, begun and held at the Court House in the City of La Grande, in said County and State, on Thursday, the 7th day of August A. D. 1919, Court having by statute, been adjourned from the first Wednesday of said month, and the time fixed by law for holding a regular term of said court, for the reason that but one commissioner, C. A. Galloway, appeared on said date, when were present:

The Honorable J. F. Phy, County Judge

C. A. Galloway, Commissioner

W. J. Townley, Commissioner,

C. K. McCormick, Clerk,

Lee Warnick, Sheriff

WHEN, on Monday, the 11th day of August A. D. 1919, or the 3rd Judicial Day of said term, among others the following proceedings were had, towit:

In the matter of the County Road petitioned for by A. Blockland, et al.

Now at this time it is ORDERED that this matter be and the same is hereby continued until Saturday, August 16th, 1919, at 10 A. M.

J. F. Phy, County Judge

C. A. Galloway, Commissioner,

W. J. Townley, Commissioner,

C. K. McCormick, Clerk,

Lee Warnick, Sheriff

BE IT REMEMBERED That at a regular term of the County Court of the State of Oregon, for the County of Union, sitting for the transaction of County business, begun and held at the Court House in the City of La Grande, in said County and State, on Thursday, the 7th day of August A. D. 1919, Court having by statute been adjourned from the first Wednesday of said month, and the time fixed by law for holding a regular term of said court, for the reason that but one commissioner, C. A. Galloway, appeared on said date, when were present:

The Honorable J. F. Phy, County Judge

C. A. Galloway, Commissioner,

W. J. Townley, Commissioner,

C. K. McCormick, Clerk

Lee Warnick, Sheriff.

WHEN, on ~~Saturday~~ the 16th day of August A. D. 1919, or the 4th 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 A. Blekland et al.

0 - 339

Now at this time the above entitled matter came on to be heard upon the opinion of the District Attorney of Union County as to the legality of the proceedings heretofore had in said matter, and it appearing to the court from the opinion that there are irregularities in the petition as well as the order appointing the viewers on account of which the District Attorney is unable to approve the record,

It is therefore CONSIDERED and ORDERED that this matter be dismissed.

(Signed) J. F. Phy, County Judge

C. A. Galloway, Commissioner

W. J. Townley, Commissioner



GENERAL LAND  
SURVEYING  
MAPS AND  
BLUE PRINTS

**Office of County Surveyor**  
**TOWNSHIP MAPS \$1.00 EACH**

LA GRANDE, ORE., May, 20, 19. 1919

**MAP OF ROAD PETITIONED FOR BY AABLOCKLAND.**

Report of County Surveyor:-

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

I, the undersigned County Surveyor, ordered to survey and view the County Road petitioned for by A. Blockland and others, beg leave to report that on the 20th. day of May, 1919, in company with the appointed viewers, Dick Smith and I. C. Kennedy, completed the preliminary survey for said road and that the following is a description of said survey.

Beginning at a point fifty feet (50) North of the County Bridge over the Grande Ronde River at the N.W. Corner of the S.W.  $\frac{1}{4}$  of the S.E.  $\frac{1}{4}$  of Sec. 34, Tp. 2, S. R. 38, E.W.M. thence in a North Easterly direction along the North side of the O.W.R. & N. Co's. right of way, better known as the Elgin Branch, ~~\$\$\$~~ a distance of three (3) miles to a point on the County Road located at a point Two Hundred and Fifty (250) feet north of the S.E. Corner of the N.E.  $\frac{1}{4}$  of the N.E.  $\frac{1}{4}$  of Section 25, all in the same Township.

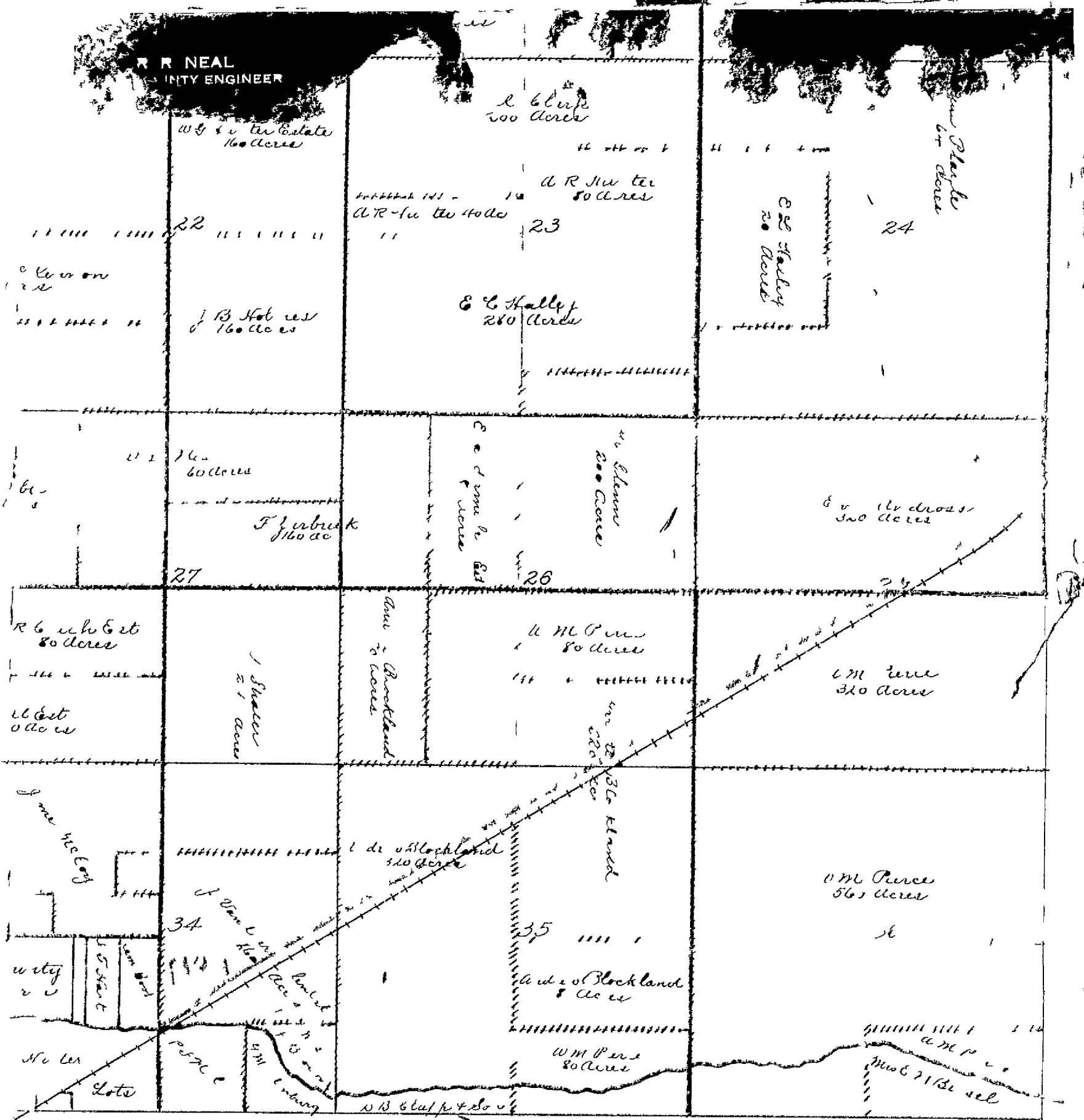
Signed this 20th. day of May 1919,

*R. R. Neal*  
County Surveyor, Union County, Ore.

***Township Maps \$1.00 Each***

Showing present owners, streams, roads and railroads. Blue prints of Township Maps showing original dimensions, bearings of courses and streams copied from original field note plats \$1.00 each.

R R NEAL  
COUNTY ENGINEER



ISLAND CITY

FOURTH JUDICIAL DAY

SATURDAY, MAY 10th, 1919

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 Roscoe Neal, County Surveyor, and K.W. Smith, and Fred Hohlke, constituting the Board of County Road Viewers, be, and they are hereby directed to meet at the beginning of said proposed road on the 23rd day of May, 1919, at the hour of 10:00 o'clock A. M., or within ten days thereafter and proceed to survey, view and lay out said road according to law.

In the matter of the proposed County Road petitioned for by A. Blokland, et al.

Comes now A. Blokland, 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, towit:- Beginning at a point in the center of the present county road, which is south approximately 1100 feet from the center of section 34, in Tp. 2, S. R. 38 E. and running thence easterly 300 feet to a point 30 feet from the north line of the O.W.R.R. & N. right of way, thence northeasterly parallel with and 30 feet from the north line of said right of way and running to its intersection with the east line of section 25 in said Tp. 2, S. R. 38 E. of W. M. at a point near the S.E. corner of the N.E.  $\frac{1}{4}$  of the N.E.  $\frac{1}{4}$  of said Section 25.

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, towit:- 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, towit:- One on a post at the beginning of said proposed road, one on a post near the center of said proposed road and one on a post at the 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 Roscoe Neal, County Surveyor, and Ira Kennedy and Dick Smith constituting the Board of County Road Viewers, be and they are hereby directed to meet at Island City, Oregon, on Tuesday, the 20th day of May, 1919 at the hour of 9:00 o'clock A. M., or within ten days thereafter and proceed to survey, view and lay out said road according to law.

THIRD JUDICIAL DAY

SATURDAY, JUNE 7th, 1919

In the matter of the proposed County Road petitioned for by M. O. Combs 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 A. Blokland, et al.

Now at this time this matter came on to be heard upon the report of the Board of County Road Viewers heretofore appointed to view the above entitled road, said report having been publicly read in open court on two several days of the present term of the Court prior to this time, and it appearing to the Court that a claim for damages has been filed in this matter,

It is therefore ORDERED that said report of the County Road Viewers be and the same is hereby continued for the term.

In the matter of the cancellation of Warrants issued more than 7 years prior to July 1, 1919.

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 application of Viola Bartz for County Aid.

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 Establishment of a County Road on North side of tracks of O.W.R. & N. Co. in vicinity of Hot Lake.

This matter came 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 of Union County, Oregon:

The undersigned Board of County Road Viewers heretofore on the 10th day of May, 1919, 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 \_\_\_ et al., beg leave to report that on the 19 day of May, 1919, 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 the same is a public necessity. We find

THIRD JUDICIAL DAY

MONDAY, JULY 7th, 1919

Master determined upon by the State Engineer is \$150.00 per month.

It is therefore CONSIDERED and ORDERED that the payment of said salary of \$150.00 per month for four months of this year be approved conditioned upon the payment by Wallowa County of one half of said salary. It is further ORDERED that the said George H. Brewster be authorized to purchase a current meter for use in said Water District No.4, one half of the cost of said meter to be paid by Union County.

In the matter of the proposed  
County Road petitioned for by  
A. Blokland et al.

Now at this time this matter came on to be heard for the consideration of the report of the County Road Viewers, said report having been continued at the June Term of this court until this time, the court having considered said report as well as the claims for damages heretofore filed in said matter, and not being fully advised concerning said claims for damages,

It is CONSIDERED and ORDERED that this matter be and the same is hereby continued until Wednesday, July 16th, 1919 at 9 A. M.

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



County Judge



Commissioner



Commissioner

SECOND JUDICIAL DAY

FRIDAY, AUGUST 8th, 1919

In the matter of the vacation  
of a portion of the Union-Hot  
Lake Valley Road

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

In the matter of the application  
of Sarah Jane Egger for County Aid.

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  
M. O. Combs et al.

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

In the matter of the petition  
of Frank Hilton for Rebate of  
Taxes.

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 application  
of the Elgin Warehouse Company  
for Warehouse License.

Now at this time this matter came on for hearing upon the application of Elgin Ware-  
house Company for a warehouse license within the County of Union, and it appearing to the  
Court that the said applicant has given a good and sufficient undertaking in the sum of  
\$1000.00, conditioned upon its faithful compliance with the laws of the State of Oregon,  
regulating the operation of warehouses,

It is therefore CONSIDERED and ORDERED that said bond be approved, and the Clerk of  
this Court is hereby authorized and directed to issue to said Elgin Warehouse Company, a  
warehouseman's license dating from the 8th day of August, 1919, and ending on August 8th,  
1920.

In the matter of the proposed  
County road petitioned for by  
A. Blokland, et al.

Now at this time it is ORDERED that this matter be and the same is hereby continued un-  
til Monday, August 11th, 1919, at 10 A. M.

THIRD JUDICIAL DAY

MONDAY, AUGUST 11th, 1919

Court met pursuant to adjournment.

Present: Same officers as on last Judicial Day except Commissioner, C. A. Galloway.

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.

*[Signature]*  
County Judge

*[Signature]*  
Commissioner

Thereupon the following proceedings were had, to wit:

In the matter of the County Road petitioned for by A. Blockland, et al.

Now at this time it is ORDERED that this matter be and the same is hereby continued until Saturday, August 16th, 1919 at 10 A. M.

In the matter of the proposed County Road petitioned for by Geo. McDannel, et al.

Now at this time it is ORDERED that this matter be and the same is hereby continued until Saturday, August 16th, 1919 at 10 A. M.

In the matter of the proposed County Road petitioned for by J. P. Good et al.

Now at this time it is ORDERED that this matter be and the same is hereby continued until Saturday, August 16th, 1919 at 10 A. M.

In the Matter of the Petition for Calling a Special Election for the issuance of \$1500000.00 of Bonds to Construct Permanent Roads in Union County.

At this time a petition numerously signed asking this court to call a special election for the purpose of submitting to the voters the question of bonding Union County to the extent of \$1,500,000.00 to construct permanent roads, coming on for consideration, and it appearing to the court that said petition does not substantially conform to the requirements of Sections 2 and 3 of Chapter 103 of the Laws of 1913, that the election precincts, and the names given by the subscribers as the same appear on the registration cards are given in only a few instances, leaving the legality in doubt, and further that the termini of the two most important roads have not yet been definitely determined and that the County Court is required by law to make the order as soon as petition is presented and fix the termini of the roads proposed to be so improved, which cannot be done at the present time, and on advice of District Attorney to the above effect,

It is therefore ORDERED that said petition be, and the same is hereby rejected, with right to present a new petition.

FOURTH JUDICIAL DAY

SATURDAY, AUGUST 16th, 1919

Court met pursuant to adjournment.

Present: Same officers as on first Judicial Day of this term.

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.

*[Signature]*  
County Judge

*[Signature]*  
Commissioner

*[Signature]*  
Commissioner

Thereupon the following proceedings were had, to wit:

In the matter of the proposed County Road petitioned for by A. Blokland et al.

Now at this time the above entitled matter came on to be heard upon the opinion of the District Attorney of Union County as to the legality of the proceedings heretofore had in said matter, and it appearing to the court from the opinion that there are irregularities in the petition as well as the order appointing the viewers on account of which the District Attorney is unable to approve the record,

It is therefore CONSIDERED and ORDERED that this matter be dismissed.

In the matter of the Petition of Frank Hilton for Rebate of Taxes.

Now at this time it is ORDERED that this matter be and the same is hereby referred to the District Attorney for his opinion as to the legality of said request.

In the matter of the Approval of Widows Pensions.

Now at this time is presented to the Court the order of the Juvenile Court awarding to Mrs. Maud McCulloch the sum of \$10.00 per month as Widows Pension under the provisions of the Widows Pension Law, and it appearing to the Court that said order is in conformity with law,

It is therefore CONSIDERED and ORDERED that same be approved and the Clerk of this Court is hereby directed to issue warrants accordingly until the further orders of the Juvenile Court.