

No. 1695

IN THE MATTER OF A
COUNTY ROAD

Resolution

PETITION OF

Warehouse Road
et al

Beginning at NW corner 20 7p 35 R

37 E then S bet. lines 29 + 30 + 31

+ 32 to end of right of way OWR 7

etc
Petition filed *June 7* 1920

Affidavit of Posting filed *July 7* 1920

Bond filed 1

Order Appointing Viewer and Surveyor

made *July* Term 1920

Page Vol 0 Commissioners Journal

Oath filed 1

Viewer Reports filed 1

Viewers Reports filed 1

Order of Court made *aug 5* 1920

Dismissing Petition

11 f u l t e l l f l p p b l a g e t o
d l l y b s h p e d f u t f e t i d s o

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

Sitting as a Commissioners' Court. .

IN THE MATTER OF ESTABLISHING BY
RESOLUTION THE WAREHOUSE ROAD.

)* Resolution to Establish a Road.

0-445

WHEREAS, the public convenience, utility and use requires and demands that a public and county highway and road be located, laid out and established between the Southwest corner of Section 20 in Township 3 South, Range 39 E. W. M., and the Warehouse of the Albers Bros. on the O-W R.R. & N. Company's track, situated in the NE $\frac{1}{4}$ of Sec. 5, Twp 4 South, Range 39 E. W. M., all in Union county, Oregon; and,

WHEREAS, the urgency and needs of the public are such that this court should proceed to establish such road by resolution;

THEREFORE, BE IT RESOLVED, and it is hereby declared to be the intention of this court, -the County Court of the State of Oregon, for Union County, -locate, lay out and establish a public and county highway and road, between the fowing terminals and upon the following described route or line, towit:

Beginning at the Southwest corner of Section 20, Township 3 South, Range 39 E. W. M., in Union county, Oregon, the proposed road shall run thence south along the section lines between sections 29 and 30, and 31 and 32 in said township and range till said section line intersects the northeast boundary line of the right-of-way of the Oregon-Washington Railroad and Navigation Company, in the Sw $\frac{1}{4}$ of Section 32 in said Township and Range, thence said proposed highway and road shall follow said northeast boundary line of said right-of-way till it intersects with the public and county road in the Northeast corner of Section 5, in Township 4 South, Range 39 E. W. M., at the Albers Bros. Warehouse, and there terminates, all in Union county, Oregon.

That the width of said proposed shall be 60 feet, and the middle line of the same shall follow the route indicated, excepting along the right-of-way of the O-W R.R. & N. Company, said proposed road to be wholly outside said right of way.

Dated at La Grande, June, 7, 1920, at regular term of said court.

County Judge

County Commissioner

County Commissioner.

In the County Court of the State of Oregon for Union County,
Sitting as a Commissioners' Court.

IN THE MATTER OF ESTABLISHING BY
RESOLUTION THE WAREHOUSE ROAD.

Resolution to Establish a Road.

WHEREAS, the public convenience, utility and use requires and demands that a public and county highway and road be located, laid out and established between the Southwest corner of Section 20 in Township 3 South, Range 39 E. W. M., and the Warehouse of the Albers Bros, on the O-W R.R. & N. Company's track, situated in the SE1/4 of Sec. 5, Twp 4 South, Range 39 E. W. M., all in Union county, Oregon; and,

WHEREAS, the urgency and needs of the public are such that this court should proceed to establish such road by resolution;

THEREFORE, BE IT RESOLVED, and it is hereby declared to be the intention of this court, -the County Court of the State of Oregon, for Union County, -locate, lay out and establish a public and county highway and road, between the following terminals and upon the following described route or line, to-wit:

Beginning at the Southwest corner of Section 20, Township 3 South, Range 39 E. W. M., in Union county, Oregon, the proposed road shall run thence south along the section lines between sections 29 and 30, and 31 and 32 in said township and range till said section line intersects the northeast boundary line of the right-of-way of the Oregon-Washington, Rail-road and Navigation Company, in the SW1/4 of Section 22 in said Township and Range; thence said proposed highway and road shall follow said northeast boundary line of said right-of-way till it intersects with the public and county road in the Northeast corner of Section 5, in Township 4 South, Range 39 E. W. M., at the Albers Bros. Warehouse, and thence terminates, all in Union county, Oregon.

That the width of said proposed shall be 60 feet, and the middle line of the same shall follow the route indicated, excepting along the right-of-way of the O-W R.R. & N. Company, said proposed road to be wholly outside said right of way.

Dated at La Grande, June 7, 1920, at regular term of said court.

(Sd) J. F. Phy

County Judge

C. A. Galloway

County Commissioner

W. J. Townley

County Commissioner.

STATE OF OREGON,)
County of Union } ss

I C K McCormick County Clerk and Ex Officio Clerk of the _____ County _____ Court
of Union County State of Oregon do hereby certify that the foregoing copy of _____

~~Resolution~~ _____

_____ has been compared by me with the original and it is a correct
transcript therefrom and of the whole of such original _____ Resolution
as the same appears _____ of record _____ in my office and in my custody

IN WITNESS WHEREOF I have hereunto set my hand and affixed the
seal of said court this 7th day of _____ June _____ A D 1920

I C K McCormick County Clerk

By _____ Deputy

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

(copies of resolution)

I, John F. Birney being first duly sworn, say that I posted three several notices, of which the ~~notice~~ ^{resolution} 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 telephone pole at L. J. Ferguson place near the beginning of the proposed road; one on a fence post near the middle of the proposed road and one on Albert's Warehouse at the terminus of said proposed road

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 7th day of June 1920, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 7th day of June 1920, I posted a true and correct copy of said ~~notice~~ ^{resolution} 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 ^(resolutions) remained posted thirty days previous to the presentation of said petition as I verily believe.

Subscribed and sworn to before me this 7th day of July 1920
John F. Birney C. Roadmaster
J. H. 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, July 7th, 1920, 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 Thursday, the 8th day of July A. D. 1920, or the 2nd Judicial Day of said term, among others the following proceedings were had, towit:

In the matter of establishing)
by resolution the Warehouse)
Road.)
-----)

0-457

Now at this time the above entitled matter comes on to be heard upon the Resolution heretofore passed by this Court on June 7th, 1920 declaring its intention to lay out and establish a county road upon the following described line or route, towit:

Beginning at the Southwest corner of Section 20, Township 3 South Range 39 E.W.M., in Union County, Oregon, the proposed road shall run thence south along the section lines between sections 29 and 30, and 31 and 32 in said township and range till said section line intersects the Northeast boundary line of the right-of-way of the Oregon-Washington Railroad and Navigation Company, in the SW $\frac{1}{4}$ of Section 32 in said Township and Range, thence said proposed highway and road shall follow said Northeast boundary line of said right-of-way till it intersects with the public and County road in the Northeast corner of Section 5, in Township 4 South Range 39 E.W.M., at the

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 August, A. D., 19120, 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 Thursday, the 5th day of August, A. D. 1920, or the 2nd Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the establishment
by resolution of the Warehouse Road.

O - 466

Now at this time the above entitled matter comes on to be heard for the consideration of the Resolution heretofore passed by this Court declaring its intention to establish and lay out a certain County Road within Union County to be known as the Warehouse Road and it appearing to the Court that the Notice of the hearing of said Resolution is defective in that no date is shown therein, on which said resolution will be heard,

It is therefore CONSIDERED AND ORDERED that all proceedings had in the above entitled matter be and the same are hereby dismissed.

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

Albers Bros. Warehouse, and there terminates, all in Union County, Oregon. That the width of said proposed road shall be 60 feet, and the middle line of the same shall follow the route indicated, excepting along the right-of-way of the O-W R.R. & N. Company, said proposed road to be wholly outside said right of way.

And it appearing to the Court from the affidavit of the County Road Master on file 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 telephone pole at the L. J. Furgason place near the beginning of the proposed road, one on a fence post near the middle of said proposed road, and one on Albers Bros. Warehouse at the terminus of said proposed road, for more than thirty days immediately prior to to this date, which notice consisted of true and correct copies of said Resolution duly certified by the County Clerk.

It is therefore ORDERED that D. J. McLellan, County Surveyor, and J. E. Reynolds and Ernest De Long constituting a Board of County Road Viewers, be and they are hereby directed to meet at the residence of Ernest De Long on Monday, the 19th day of July, 1920 at 9 o'clock A. M. and proceed to survey, view and lay out said proposed road according to law, and to file their report with the County Clerk not later than July 23rd, 1920.

(Sd) J. F. Phy, County Clerk

W. J. Townley, Commissioner

C. A. Galloway, 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 7th day of July 1920, 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~~ ^{established} by resolution of the County Court, beg leave to report that on the 20th day of July, 1920, 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 or established as a public highway of Union County, Oregon; that the same while 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 or declared a public highway of said county.

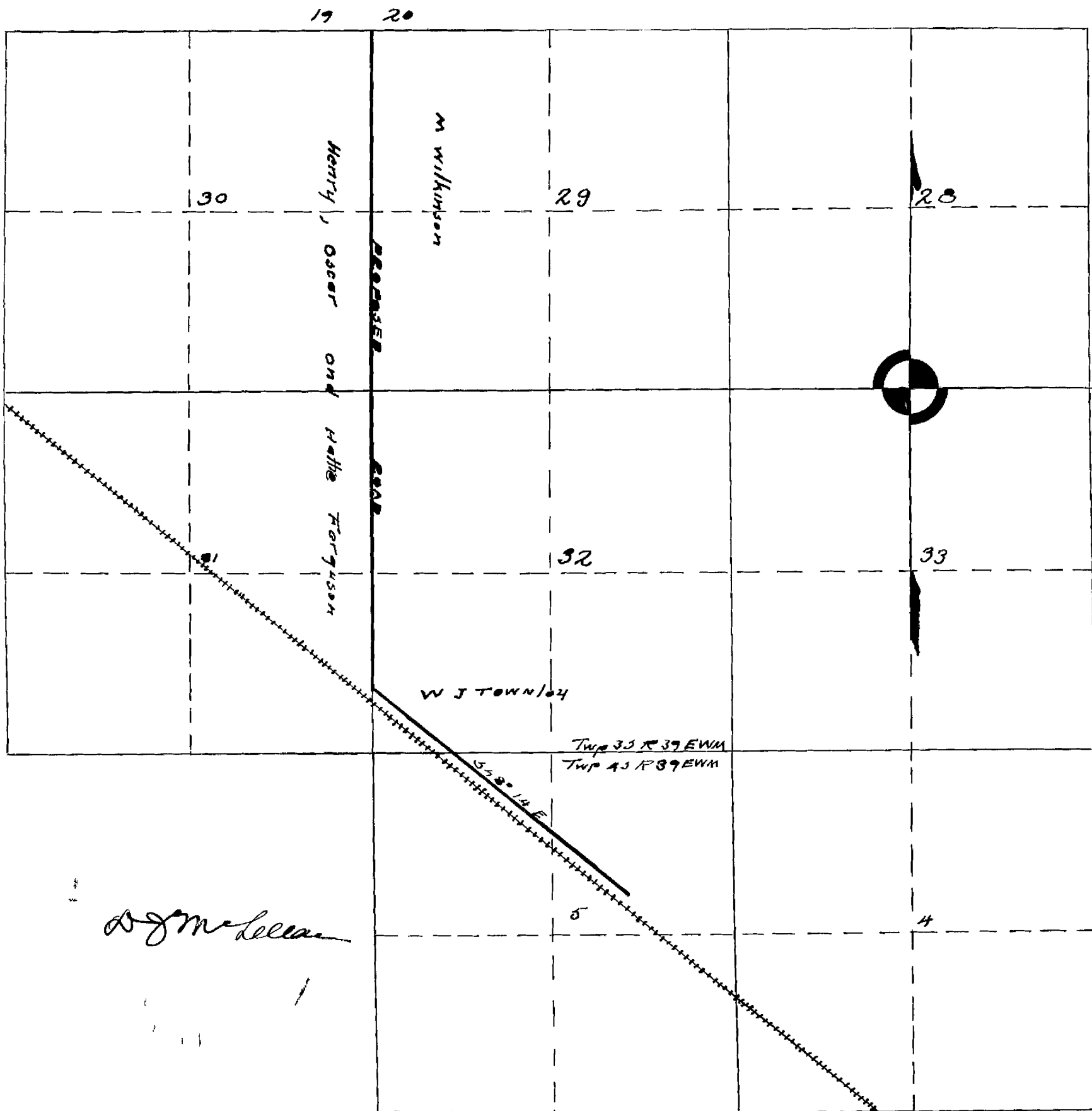
W. McCallan
Ernest J. Long
J. Reynolds

} Board of County
Road Viewers.

Dr. McElantraine ~~Dr.~~

Personal reports.

Filed July 23, 1930
C. K. M. & Co. v. M. M. C.
County Clerk



D. J. McKeenan

Beginning at the sec cor sec 19, 20, 29 & 30 thence
 S 100° 11' E to within 80 ft of owner in E thence S 48° 14' E
 paralling said E and intersecting warehouse road #668
 terminating there

D. J. McKeenan
 County Surveyor
 7/23/10

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 August, A. D. 1920, 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. E. McCormick, Clerk.
Lee Warnick, Sheriff.

WHEN, on Thursday, the 5th day of August, A. D. 1920, or the 2nd Judicial day of said term, among others the following proceedings were had to-wit;

In the matter of the establishment by resolution of the Warehouse Road

Now at this time the above entitled matter comes on to be heard for the consideration of the Resolution heretofore passed by this Court declaring its intention to establish and lay out a certain County Road within Union County to be known as the Warehouse Road, and it appearing to the Court that the Notice of the hearing of said Resolution is defective in that no date is shown therein, on which said resolution will be heard,

It is therefore **CONSIDERED AND ORDERED**, that all proceedings had in the above entitled matter be and the same are hereby dismissed.

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

San. J. McEllan

ROOM 12 LA GRANDE NAT'L BANK BLDG.

LA GRANDE, OREGON
July 29 1920To The County Court,
La Grande, Oregon.


Gentlemen:

Following are field notes on the Warehouse road.

Beginning at the SW Cor. Sec 20 T 38 R 39 N4M, running thence South along the Section Line 10047 feet to the intersection of the North Right of Way line of the O*W R & N. Co thence S. 48 deg. 14 min. E. along said right of way line 4668 feet to intersect with the present County Road and the O.W. R & N Right of way.

Attached are tracing and blue print of this road.

Yours very truly,


County Surveyor.

SECOND JUDICIAL DAY

MONDAY, JUNE 7th, 1920

In the Matter of the sale of Union County Road Bonds for the construction of permanent roads.

On this 7th day of June, 1920. at 10 o'clock in the forenoon at the County Court Room in the Court House in the City of La Grande, Oregon, the above entitled matter comes on to be heard for the opening of sealed bids for the \$400,000.00 issue of Union County Road Bonds heretofore advertised for sale on this date, and it appearing to the Court from the affidavits of publication on file that a Notice of Sale of said Bonds was advertised for the time required by statute in The Eastern Oregon Republican, and The Elgin Recorder, newspapers published and of general circulation within Union County, and it further appearing that two bids have been filed for said bonds, said bids were ordered opened and found to be as follows:

Union Bridge Company of Portland, Oregon, for Series No. 1 in the sum of \$30,000.00, par and accrued interest to date of delivery, plus a premium of \$5.00.

Road Builders Equipment Company of Portland, Oregon, for Series No. 2, in the sum of \$30,000.00, par and accrued interest to date of delivery, plus a premium of \$5.00.

And it further appearing to the Court that said bidders have each complied with the requirements set forth in the Notice of Sale by depositing certified checks in the sum of 2% of the face value of the bonds bid for, and that said bids are legal and the best and only bids received.

It is therefore CONSIDERED AND ORDERED that said bids be and the same are hereby accepted, and that said bonds be delivered to the purchasers upon receipt of full payment therefor.

In the Matter of Establishing by Resolution the Warehouse Road.

RESOLUTION TO ESTABLISH A ROAD

WHEREAS, the public convenience, utility and use requires and demands that a public and County highway and road be located, laid out and established between the Southwest corner of Section 20 in Township 3 South, Range 39 E.W.M., and the Warehouse of the Albers Bros. on the O-W R.R. & N. Company's track, situated in the NE $\frac{1}{4}$ of Sec. 5, Twp. 4, South Range 39 E.W.M., all in Union County, Oregon; and,

WHEREAS, the urgency and needs of the public are such that this court should proceed to establish such road by resolution;

Therefore, BE IT RESOLVED, and it is hereby declared to be the intention of this Court, the County Court of the State of Oregon, for Union County, to locate, lay out and establish a public and County highway and road, between the following terminals and upon the following described route or line, to-wit:

Beginning at the Southwest corner of Section 20, Township 3 South, Range 39 E.W.M., in Union County, Oregon, the proposed road shall run thence South along the section lines between sections 29 and 30, and 31 and 32 in said township and range till said section line intersects the northeast boundary line of the right-of-way of the Oregon-Washington Rail-

SECOND JUDICIAL DAY

MONDAY, JUNE 7th, 1920

road and Navigation Company, in the SW¹/₄ of Section 32 in said Township and Range, thence said proposed highway and road shall follow said northeast boundary line of said right-of-way till it intersects with the public and county road in the Northeast corner of Section 5, in Township 4 South, Range 39 E.W.M., at the Albers Bros. Warehouse, and there terminates, all in Union County, Oregon. That the width of said proposed road shall be 60 feet, and the middle line of the same shall follow the route indicated, excepting along the right-of-way of the O-W R.R. & N. Company, said proposed road to be wholly outside said right of way.

In the Matter of Establishing by
Resolution the Cove Cut-Off Road.

RESOLUTION TO ESTABLISH ROAD

WHEREAS, the distance from La Grande to Cove, Union County, Oregon, can be materially shortened, and, also, the public convenience, utility and use demand that a public and County highway and road be located, laid out and established through sections 14 and 15 in township 3 South, Range 39 E.W.M., in said County and State; and,

WHEREAS, the urgency and needs of the general public are such that this Court of its own motion should declare its intention to, and proceed to such road located, laid out and established, beginning at the Southwest corner of said Section 15, and terminating on the public road on the center line, 660 feet east of the center of said section 14, all in said township and range;

THEREFORE, BE IT RESOLVED and it is hereby declared to be the intention of the County Court of the State of Oregon for Union County, to locate, lay out and establish a public and County Highway and road, sixty feet wide, upon the following route and line, to-wit:

Beginning at the Southwest corner of Section 15, Twp. 3, South, Range 39, E.W.M.; in Union County, Oregon, the middle line of said proposed road shall run thence in a northeasterly direction to a point on the center line passing through said sections 14 and 15, 660 feet east of the center of said section 15, thence along said center line through said sections 15 and 14 to the present County Road between La Grande and Cove, to a point 660 feet east of the center of said Section 14, and there terminating on said County Road.

Thereupon it was ORDERED that Court be now adjourned until Tuesday, June 8th, 1920 at 9 o'clock A. M.

SECOND JUDICIAL DAY

THURSDAY, JULY 8th, 1920

of said Section 14, and there terminating on said County Road.

And it appearing to the Court from the affidavit of the County Roadmaster on file 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 telephone pole at the beginning of the proposed road, one on a fence post near the middle of the proposed road and one on a telephone post at the terminus of said proposed road, for more than thirty days immediately prior to this date, which notice consisted of true and correct copies of said Resolution duly certified by the County Clerk.

It is therefore ORDERED that D. J. McLellan, County Surveyor, and J. E. Reynolds, and Ernest De Long constituting a Board of County Road Viewers, be and they are hereby directed to meet at the residence of Ernest De Long on Monday, the 19th day of July, 1920 at 9 o'clock A. M., and proceed to survey, view and lay out said proposed road according to law, and to file their report with the County Clerk not later than July 23rd, 1920.

In the matter of establishing by
Resolution the Warehouse Road.

Now at this time the above entitled matter comes on to be heard upon the Resolution heretofore passed by this Court on June 7th, 1920 declaring its intention to lay out and establish a county road upon the following described line or route, to wit:

Beginning at the Southwest corner of Section 20, Township 3 South Range 39 E.W.M., in Union County, Oregon, the proposed road shall run thence south along the section lines between sections 29 and 30, and 31 and 32 in said township and range till said section line intersects the Northeast boundary line of the right-of-way of the Oregon Washington Railroad and Navigation Company, in the SW $\frac{1}{4}$ of Section 32 in said Township and Range, thence said proposed highway and road shall follow said Northeast boundary line of said right-of-way till it intersects with the public and County road in the Northeast corner of Section 5, in Township 4 South Range 39 E.W.M., at the Albers Bros. Warehouse, and there terminates, all in Union County, Oregon. That the width of said proposed road shall be 60 feet, and the middle line of the same shall follow the route indicated, excepting along the right-of-way of the O-W R.R. & N. Company, said proposed road to be wholly outside said right of way.

And it appearing to the Court from the affidavit of the County Road Master on file 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 telephone pole at the L. J. Furgason place near the beginning of the proposed road, one on a fence post near the middle of said proposed road, and one on Albers Bros. Warehouse at the terminus of said proposed road, for more than thirty days immediately prior to this date, which notice consisted of true and correct copies of said Resolution duly certified by the County Clerk.

It is therefore ORDERED that D. J. McLellan, County Surveyor, and J. E. Reynolds and Ernest De Long constituting a Board of County Road Viewers, be and they are hereby directed to

meet at the residence of Ernest De Long on Monday, the 19th day of July, 1920 at 9 o'clock A. M. and proceed to survey, view and lay out said proposed road according to law, and to file their report with the County Clerk not later than July 23rd, 1920.

In the matter of the cancellation of General Fund Warrants No. 420, 1108, 2114, Series 1920, and Road Fund Warrant No. 1270 Series 1920.

Now at this time is presented to the Court for cancellation General Fund Warrants, No. 420, 1108 and 2114, Series, 1920, and Road Fund Warrant No. 1270, Series 1920, for \$52.55 and it appearing to the Court that said warrants were erroneously issued and should be canceled,

It is therefore CONSIDERED AND ORDERED that said warrants be and the same are hereby canceled and the County Clerk is hereby authorized and directed to make the necessary entries upon the books of the County showing the cancellation of said warrants.

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. H. [Signature]
County Judge
[Signature]
Commissioner
[Signature]
Commissioner

SECOND JUDICIAL DAY

THURSDAY, AUGUST 5th, 1920

694
 In the matter of the establishment by resolution of the Cove Cut-Off Road.

Now at this time the above entitled matter comes on to be heard for the consideration of the Resolution heretofore passed by this Court declaring its intention to establish and lay out a certain County Road within Union County to be known as the Cove Cut-Off Road and it appearing to the Court that the Notice of the hearing of said Resolution is defective in that no date is shown therein, on which said resolution will be heard,

It is therefore CONSIDERED AND ORDERED that all proceedings had in the above entitled matter be and the same are hereby dismissed.

695
 In the matter of the establishment by resolution of the Warehouse Road.

Now at this time the above entitled matter comes on to be heard for the consideration of the Resolution heretofore passed by this Court declaring its intention to establish and lay out a certain County Road within Union County to be known as the Warehouse Road and it appearing to the Court that the Notice of the hearing of said Resolution is defective in that no date is shown therein, on which said resolution will be heard,

It is therefore CONSIDERED AND ORDERED that all proceedings had in the above entitled matter be and the same are hereby dismissed.

In the matter of establishing by Resolution the Cove Cut-Off Road.

RESOLUTION TO ESTABLISH ROAD

WHEREAS, the distance from La Grande to Cove, Union County, Oregon, can be materially shortened, and also, the public convenience, utility and use demand that a public and county highway and road be located, laid out and established through sections 14 and 15 in township 3 South, Range 39 E.W.M., in said County and State; and,

WHEREAS, the urgency and needs of the general public are such that this Court of its own motion should declare its intention to, and proceed to such road located, laid out and established, beginning at the Southwest corner of said Section 15, and terminating on the public road on the center line, 660 feet east of the center of said Section 14, all in said township and range;

THEREFORE, BE IT RESOLVED, and it is hereby declared to be the intention of the County Court of the State of Oregon for Union County, to locate, lay out and establish a public and County highway and road, sixty feet wide, upon the following route and line, to-wit:

Beginning at the Southwest corner of Section 15, Twp. 3, South, Range 39 E.W.M., in Union County, Oregon, the middle line of said proposed road shall run thence in a northeasterly direction to a point on the center line passing through said sections 14 and 15, 660 feet east of the center of said section 15, thence along said center line through said sections 15 and 14 to the present county road between La Grande and Cove, to a point 660 feet east of the cen-

SECOND JUDICIAL DAY

THURSDAY, AUGUST 5th, 1920

ter of said section 14, and there terminating on said County Road.

It is FURTHER RESOLVED that this resolution will be considered on Wednesday, the 6th day of October, 1920.

In the matter of Establishing by Resolution the Warehouse Road.

RESOLUTION TO ESTABLISH A ROAD.

WHEREAS, the public convenience, utility and use requires and demands that a public and county highway and road be located, laid out and established between the Southwest corner of Section 20, in Township 3 South, Range 39 E.W.M., and the Warehouse of the Albers Bros. on the O.W.R.R. & N. Company's track, situated in the NE $\frac{1}{4}$ of Sec. 5, Twp. 4, South, Range 39 E.W.M., all in Union County, Oregon; and

WHEREAS, the urgency and needs of the public are such that this court should proceed to establish such road by resolution;

THEREFORE, BE IT RESOLVED, and it is hereby declared to be the intention of this Court, the County Court of the State of Oregon, for Union County, - locate, lay out and establish a public and county highway and road, between the following terminals and upon the following described route or line, to-wit:

Beginning at the Southwest corner of Section 20, Township 3 South, Range 39 E.W.M., in Union County, Oregon, the proposed road shall run thence south along the section lines between sections 29 and 30, and 31 and 32 in said township and range till said section line intersects the northeast boundary line of the right-of-way of the Oregon Washington Railroad and Navigation Company, in the SW $\frac{1}{4}$ of Section 32 in said Township and Range, thence said proposed highway and road shall follow said northeast boundary line of said right-of-way till it intersects with the public and county road in the Northeast corner of Section 5 in Township 4, South Range 39 E.W.M., at the Albers Bros. Warehouse, and there terminates, all in Union County, Oregon. That the width of said proposed road shall be 60 feet, and the middle line of the same shall follow the route indicated, excepting along the right-of-way of the O.W. R. R. & N. Company, said proposed road to be wholly outside said right of way

IT IS FURTHER RESOLVED that this resolution will be considered on Wednesday, the 6th day of October, 1920.

Dated at La Grande, Oregon, this the 5th day of August, 1920, at regular term of said Court.

Thereupon it was ORDERED that Court be now adjourned until Friday, August 13th, 1920 at 9 o'clock A. M.

SECOND JUDICIAL DAY

THURSDAY, NOVEMBER 4th, 1920

In the matter of the proposed County Road petitioned for by Chas. D. Johnson et al

Now at this time it is ORDERED that this matter be and the same is hereby continued until Tuesday, November 9th, 1920.

In the matter of the proposed County Road petitioned for by C. C. Cates 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 application of Bertha Moreland for cancellation of lien against certain property.

Now at this time it is ORDERED that this matter be and the same is hereby continued until Tuesday, November 9th, 1920.

In the matter of the Budget for the year 1921.

Now at this time it is ORDERED that this matter be and the same is hereby continued until Tuesday, November 9th, 1920.

In the matter of the cancellation of General Fund Warrant No. 3749 Series 1920.

Now at this time is presented to the Court for cancellation General Fund Warrant No. 3749, Series 1920, in the sum of \$54.00, and it appearing to the Court that said warrant was erroneously issued and should be cancelled,

It is therefore CONSIDERED AND ORDERED that said warrant be and the same is hereby canceled, and the County Clerk is hereby authorized and directed to make the necessary entries upon the books of the county showing the cancellation of said warrants.

In the matter of establishing by Resolution the Warehouse Road.

Now at this time the above entitled matter comes on to be heard upon the Resolution heretofore passed by this Court on August 5th, 1920 declaring its intention to lay out and establish a county road upon the following described line or route, to wit:

Beginning at the Southwest corner of Section 20, Township 3, South Range 39 E.W.M., in Union County, Oregon, the proposed road shall run thence south along the section lines between Sections 29 and 30, and 31 and 32 in said township and range till said section line intersects the Northeast boundary line of the right of way of the Oregon-Washington Railroad and Navigation Company, in the SW $\frac{1}{4}$ of Section 32, in said Township and Range, thence said pro-

SECOND JUDICIAL DAY

THURSDAY, NOVEMBER 4th, 1920

posed highway and road shall follow said Northeast boundary line of said right of way till it intersects with the public and County road in the Northeast corner of Section 5, in Township 4 South Range 39 E.W.M., at the Albers Bros. Warehouse, and there terminates, all in Union County, Oregon. That the width of said proposed road shall be 60 feet, and the middle line of the same shall follow the route indicated, excepting along the right of way of the O-W R.R. & N. Company, said proposed road to be wholly outside said right of way.

And it appearing to the Court from the affidavit of the County Roadmaster on file 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 telephone pole at the L. J. Furgason place near the beginning of the proposed road, one on a fence post near the middle of said proposed road, and one on Albers Bros. Warehouse at the terminus of said Proposed road, for more than thirty days immediately prior to this date, which notice consisted of true and correct copies of said Resolution duly certified by the County Clerk.

It is therefore ORDERED that D. J. McLellan, County Surveyor, W. D. Hanks and C. J. Black, constituting a Board of County Road Viewers, be and they are hereby directed to meet at the beginning of said proposed road on Tuesday, the 16th day of November, 1920, at 1 o'clock P. M. and proceed to survey, view and lay out said proposed road according to law, and to file their report with the County Clerk not later than November 20th, 1920.

In the matter of establishing by
Resolution the Cove Cut-Off Road.

Now at this time the above entitled matter comes on to be heard upon the Resolution heretofore passed by this Court on August 5th, 1920 declaring its intention to lay out and establish a county road upon the following described line or route, to wit:

Beginning at the Southwest corner of Section 15, Twp. 3, South Range 39 E.W.M., in Union County, Oregon, the middle line of said proposed road shall run thence in a northeasterly direction to a point on the center line passing through said sections 14 and 15, 660 feet east of the center of said Section 15, thence along said center line through said sections 15 and 14 to the present county road between La Grande and Cove, to a point 660 feet east of the center of said Section 14, and there terminating on said county road.

And it appearing to the Court from the affidavit of the County Roadmaster on file 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 telephone pole at the beginning of the proposed road, one on a fence post near the middle of the proposed road and one on a telephone post at the terminus of said proposed road, for more than thirty days immediately prior to this date, which notice consisted of true and correct copies of said Resolution duly certified by the County Clerk.

It is therefore ORDERED that D. J. McLellan, County Surveyor, W. D. Hanks and C. J. Black, constituting a Board of County Road Viewers, be and they are hereby directed to meet at the beginning of said proposed road on Tuesday, the 16th day of November 1920 at 9 o'clock

THIRD JUDICIAL DAY

FRIDAY, DECEMBER 3rd, 1920

And said report of Board of County Road Viewers having been publicly read on two preceding days of this term, to wit, - December 1st and 2nd, and it appearing to the court that the report is favorable and that the Viewers recommend that said proposed road be established as a County Road and declared a public highway of Union County, Oregon, and no remonstrance having been filed or claim for damages and no cause having been shown why said proposed road should not be declared a public highway,

It is therefore CONSIDERED AND ORDERED that the report of the Board of County Road Viewers be adopted and that said proposed road be and the same is hereby declared a public highway of Union County, and that same be placed in repair and opened to the public for travel.

698
In the matter of the establishment of the Warehouse Road by Resolution.

Now at this time the above entitled matter comes on to be heard upon the reports of the Board of County Road Viewers, said reports being in words and figures as follows, 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 4th day of November 1920, 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 resolution of the County Court (Warehouse Road), beg leave to report that on the 18th day of November, 1920, in pursuance with said order, we proceeded to view out said proposed road for the whole distance thereof, and that in my opinion said proposed road should not be laid out nor 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. I therefore recommend that said proposed road be not laid out nor declared a public highway of said county as I believe that the expense of building the road will be too great for the amount of good that will be derived from it at this time.

D. J. McLellan
One of the Board of County
Road Viewers

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 4th day of Nov. 1920, 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 resolution of the County Court (known as the Warehouse road) beg leave to report that on the 18th day of Nov. 1920, 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 built laid out and declared a public highway of said county and that the County build and construct at its own expense, good and lawful fences

THIRD JUDICIAL DAY

FRIDAY, DECEMBER 3rd, 1920

on each side of the right of way wherever necessary along said road. We find no damages due to the owners of the land through which said road is viewed.

C. J. Black
W. D. Hanks
Two of the Board of County Road Viewers

And said reports of the Board of County Road Viewers having been publicly read in open court on two previous days of the present term, to wit, December 1st and 2nd, and it appearing to the court that the majority report of said Board of Road Viewers is favorable thereto, and that said report recommends that said proposed road be established as a County Road and declared a public highway of Union County and no remonstrance thereto or claim for damages having been filed and no cause shown why said proposed road should not be declared a public highway,

It is therefore CONSIDERED AND ORDERED that said road be and the same is hereby declared a public highway of Union County, Oregon, and opened up and placed in repair for travel.

In the matter of the application of Mrs. J. O. Sage for an increase of monthly allowance.

Now at this time this matter comes on to be heard upon the application of Mrs. J. O. Sage for an increase in her monthly allowance, and it appearing to the court from said petition that the petitioner is an old woman who has suffered two paralytic strokes and is unable to perform any work, and that the amount now allowed her by Union County is not sufficient for her support,

It is therefore CONSIDERED AND ORDERED that the allowance of Mrs. J. O. Sage be and the same is hereby increased to the sum of \$20.00 per month until the further orders of this court.

In the matter of the claim of G. W. De Lay for indemnity for diseased cattle slaughtered under the provisions of Chapter 14, Laws of 1913.

Now at this time is presented to the Court the claim of G. W. De Lay in the sum of \$75.00 as indemnity for one registered cow and one registered bull, slaughtered under the provisions of Chapter 14, Laws of 1913; and it appearing to the Court from the record and the certificate of Dr. Fred A. Barber, the veterinarian supervising the slaughter, that said animals were killed on October 26, 1920, and from the affidavit of G. W. De Lay, the claimant, that said animals were owned in the State of Oregon the required length of time to come under the provisions of this act, and that all requirements relative to disinfecting the premises where said animals were kept, have been complied with, and no one appearing to resist said claim,

It is therefore CONSIDERED AND ORDERED that the same be and is hereby allowed in the sum of \$75.00, and the County Clerk is hereby authorized and directed to draw a warrant on the General Fund of the County in favor of the said G. W. De Lay in the sum of \$37.50, said amount being one half of the claim and the amount to be paid by Union County.