

**IN PROBATE**  
UNION COUNTY  
OREGON

ESTATE OF

Louisa S. Payne  
Deceased

H. E. Dixon  
Administrator

ATTORNEYS

H. E. Dixon

MANUFACTURED BY  
KILHAM STATIONERY & PRINTING CO.  
238 S. W. FIFTH AVENUE AT OAK  
PORTLAND, OREGON

# 725

In the matter of the  
vacation of a portion  
of County Road # 371

Ordered vacated Nov 7, 1929

#725

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 September , AD, 1929 , 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 U. G. Couch, County Judge,

W. W. Stevens, Commissioner,

W. R. Ledbetter, Commissioner,

C. K. McCormick, Clerk,

Jesse Breshears, Sheriff.

WHEN, on Thursday the 5th day of September, AD, 1929 , or the 2 judicial day of said term, among others the following proceedings were had, to-wit:

In the matter of the vacation of  
a portion of County Road No. 371.

WHEREAS, it appears to the County Court of Union County, Oregon, that a portion of the County Road No. 371, more particularly described as follows:

Beginning at a point as described in the original notes as A 66 said point being on the section line between sections 25 and 22 T 2 S, R 36, EWM, said point being approximately 25 chs. south of the section corner common to sections 23, 24, 25 & 26 T 2 S, R 36, EWM; thence in a northwesterly direction along the present county road through the above townships and ranges to the intersection of the Old Oregon Trail Highway in the southwest quarter of section 36 T 1 S, R35, EWM, said point being approximately A 130 as in the original field notes and approximately 1000 feet east and 600 feet north of the section corner common to sections 1 & 2 T 2 S, R 35 EWM and sections 35 & 36, T 1 S, R 35, EWM,

is useless as a part of the general road system of Union County and is burdensome to maintain, and

WHEREAS, the public will be benefited by the vacation of said portion of said road, therefore,

BE IT RESOLVED, that such proceedings as are required by law be taken to vacate said above described road.

U G Couch, County Judge,

W.W.Stevens, Commissioner, .

W.R.Ledbetter, Commissioner.

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 October , AD, 1929, 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 U. G. Couch, County Judge,

W. W. Stevens, Commissioner,

W. R. Ledbetter, Commissioner,

C. K. McCormick, Clerk,

Jesse Breshears, Sheriff.

WHEN, on Thursday the 3rd day of October AD, 1929, or the 2nd judicial day of said term, among others the following proceedings were had, to-wit:

In the matter of the vacation of a portion of County Road No. 371.

Now at this time, it appearing to the court that the County Roadmaster has viewed that portion of the above entitled road proposed to be vacated and has filed a written report recommending the vacation thereof,

It is therefore CONSIDERED AND ORDERED that November 7th, 1929, at 10:00 A.M., in the County Court Room at the Court House in the city of La Grande, Oregon, be fixed as the time and place for hearing said report and the County Clerk is hereby directed to give notice of the said hearing for the time and in the manner provided for by law.

U. G. Couch, County Judge,

W. W. Stevens, Commissioner,

W. R. Ledbetter, Commissioner.

*advised*

NOTICE OF ROAD VACATION

NOTICE IS HEREBY GIVEN, that the County Court of Union County, Oregon, will on the 7th day of November, 1929, at the County Court Room at La Grande, Oregon, at the hour of 10:00 o'clock in the forenoon of said date, hear the report of the County Roadmaster of Union County made upon his survey, for the vacation of that portion of County Road No. 371 described as follows:

Beginning at a point as described in the original notes as A66, said point being on the section line between sections 25 and 22 T 2 S, R 36 EWM, said point being approximately 25 chs. south of the section corner common to sections 23, 24, 25 & 26 T 2 S, R 36 EWM; thence in a northwesterly direction along the present county road through the above townships and ranges to the intersection of the Old Oregon Trail Highway in the southwest quarter of section 36 T 1 S, R 35 EWM, said point being approximately 1130 as in the original field notes and approximately 1000 feet east and 800 feet north of the section corner common to sections 1 & 2 T 2 S, R 35 EWM and sections 35 & 36 T 1 S, R 35 EWM.

All persons concerned or having objections to the vacation of said above described portion of said road or to the report of the County Roadmaster relative thereto, may appear and be heard at said time and place.

Witness the Honorable U. G. Couch, County Judge, W. W. Stevens, and W. R. Ledbetter, County Commissioners, of Union County, Oregon, with the seal of the County Court affixed this 7th day of October, 1929.

Attest: C. K. McCormick, County Clerk and ex-officio  
Clerk of the County Court of Union County,  
Oregon.

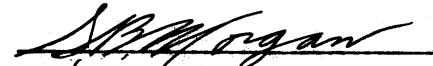
By *C. K. McCormick* Deputy

*County Seal*

AVVIDAVIT OF POSTING OF NOTICES OF VACATION OF ROAD.

State of Oregon }  
County of Union } ss.

I, S. B. Morgan, County Roadmaster, being first duly sworn, say that I posted three several notices, of which the notice hereto attached is a true and correct copy, in three public places in said County in the vicinity of the road proposed to be vacated and thereh described, to-wit: one on a stake at the beginning at the G.-W. R. and N. undergrade crossing; one on an 18 inch fir tree on the right side of said road 4.5 miles in a northwesterly direction from the beginning and one on a 6inch fir tree on the right side of said road at the terminus of said road, thirty days previous to the date set for hearing the resolution and report of the County Roadmaster therein mentioned, to-wit: on the 7th day of October, 1929, and that thereafter and thirty days previous to the hearing of the report and resolution therein mentioned, to-wit: on the 7th day of October, 1929, I posted a true and correct copy of said notice at the place of holding County Court for Union County, Oregon, to-wit: on the front od the Court House door, in the City of La Grande, In said County and State, and that said notices remained posted thirty days previous to the time fixed for hearing on the resolution and report of the Roadmaster, as I verily believe.



Subscribed and sworn to before me this 7th day of November,  
1929.



County Clerk of Union County, Oregon.

County Clerk of Multnomah County, Oregon.

1880.

Subscribed and sworn to before me this 24th day of November,

of the said year, and hereby certify.

Provision to the line fixed for the said resolution and report  
of the said board, and that said resolution and report were  
adopted by the board of said county on the 17th day of November, in the  
year of our Lord one thousand eight hundred and eighty  
and eight.

In re proposed  
Resolution of a  
Board of County  
Roads 2741

Affidavit of Posting  
Notices

Filed November 17, 1880  
C. M. Council  
County Clerk

County of Multnomah, Oregon, do hereby certify that the  
above and foregoing resolution and report were adopted by the  
board of said county on the 17th day of November, in the  
year of our Lord one thousand eight hundred and eighty  
and eight, and that said resolution and report were  
adopted by the board of said county on the 17th day of  
November, in the year of our Lord one thousand eight  
hundred and eighty and eight.

WARRANT OF POSTING TO BE GIVEN BY A JUDGE OF SAID COUNTY.

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 6th day of November , AD, 1929 , 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 U. G. Couch, County Judge,

W. W. Stevens, Commissioner,

W. B. Ledbetter, Commissioner,

C. K. McCormick, Clerk,

Jesse Breshears, Sheriff.

WHEN, on Thursday the 7th day of November AD, 1929 , or the 2 judicial day of said term, among others the following proceedings were had, to-wit:

In the matter of the vacation of a portion of County Road No. 371.

Now at this time the above entitled matter comes on for action upon the report of the County Roadmaster upon the proposed vacation of a portion of County Road No. 371, more particularly described as follows:

Beginning at a point as described in the original notes as A66, said point being on the section line between sections 25 and 22 T 2 S, R 36, EWM, said point being approximately 25 chs. south of the section corner common to sections 23, 24, 25 & 26 T 2S, R36, EWM; thence in a northwesterly direction along the present county road through the above townships and ranges to the intersection of the Old Oregon Trail Highway in the southwest quarter of section 36 T 1S, R35, EWM, said point being approximately A130 as in the original field notes and approximately 1000 feet east and 600 feet north of the section corner common to sections 1 & 2 T 2 S, R35, EWM, and sections 35 & 36 T 1 S, R35, EWM, and it appearing to the court from said report that that portion of said road proposed to be vacated is no longer useful as a part of the general road system of Union County, and it further appearing from the affidavit of the County Roadmaster on file that more than 30 days prior to November 7th, 1929, the date set for hearing the report of said Roadmaster upon said proposed vacation, that 3 notices of the hearing were posted in the vicinity of that portion of said road proposed to be vacated, and that one notice was posted at the place of holding county court; and it further appearing that no remonstrance or objection has been filed except that of the United States Forestry Department requesting that 1.8 mile of said road at the



the northwesterly end of that proposed to be vacated be allowed to remain as a public road for use in connection with a forest road proposed to be opened by the United States Forestry Department, and the court having considered said request and being agreeable thereto,

It is CONSIDERED AND ORDERED that that portion of said road proposed to be vacated commencing at a point approximately 25 chs South of the section corner common to Sections 23, 24, 25 and 26, Tp 2S, R36, EWM, and running in a northwesterly direction from said point for a distance of 0.3 of one mile be and the same is hereby vacated and that the remaining 1.8 mile of said road terminating at a point approximately 1000 feet east and 600 feet north of Section Corner common to sections 1 and 2 Tp 2S, R35, EWM, and Sections 35 and 36 Tp 1S, R35, EWM, be not vacated.

U. G. Couch, County Judge,

W. W. Stevens, Commissioner,

W. R. Ledbetter, Commissioner.

~~# 394~~  
# 725

La Grande, Oregon  
November 7, 1929.

For the Partial Road Vacation of Road No. 371,  
T 2 S R36 EWM, T 2 S R35 EWM and T I S R35 EWM.

To the Honorable County Court of Union County, Oregon:


I beg leave to report that on the first day of  
October, 1929, in pursuance with said order, I proceeded to  
view out that portion of the present county road No. 371 as  
described as follows and as shown on the accompanying map:

Beginning at a point as described in the  
original notes as A 66 said point being on the  
section line between sections 25 and 22 T 2 S  
R36 EWM, said point being approximately 25 chs.  
south of the section corner common to sections  
23,24,25 & 26 T 2 S R36 EWM; thence in a north-  
westerly direction along the present county road  
through the above townships and ranges to the in-  
tersection of the Old Oregon Trail Highway in the  
southwest quarter of section 36 T I S R35 EWM,  
said point being approximately A 130 as in the  
original field notes and approximately 1000 feet  
east and 600 feet north of the section corner  
common to sections 1 & 2 T 2 S R35 EWM and sec-  
tions 35 & 36 T I S R35 EWM.

The above described road is no longer used as  
a county road. That the same is burdensome to maintain,  
dangerous on account of large rocks, washouts and unsafe  
bridges and that the public will be benefited by its  
vacation, except the last mile and eight tenths (18) of  
the above described road which is used by the forestry  
department and is known as the Fox Prarie Road.

I therefore recommend that the first seven and three tenths (7.3) miles of the above described road be closed as a public highway and the remaining mile and eight tenths (1.8) be left open for use by the forestry department.

Respectfully submitted,

  
County Engineer.

September 6, 1929.

For the Partial Road Vacation of Road No. 371,  
T 2S R36 EWM, T 2S R35 EWM and T 1S R35 EWM.

Beginning at a point as described in the original notes as A 66 said point being on the section line between sections 25 and 22 T 2S R36 EWM, said point being approximately 25 chs. south of the section corner common to sections 23, 24, 25 & 26 T 2S R36 EWM; thence in a north-westerly direction along the present county road through the above townships and ranges to the intersection of the Old Oregon Trail Highway in the southwest quarter of section 36 T 1S R35 EWM, said point being approximately A 130 as in the original field notes and approximately 1000 feet east and 600 feet north of the section corner common to sections 1 & 2 T 2S R35 EWM and sections 35 & 36 T 1S R35 EWM.

La Grande, Oregon.  
October 1, 1929.

For the Partial Road Vacation of Road No. 371, T 2S R36 EWM,  
T 2S R35 EWM and T 1S R35 EWM.

To the Honorable County Court of Union County, Oregon:

I beg leave to report that on the first day of October, 1929, in pursuance with said order, I proceeded to view out that portion of the present county road No. 371 as described as follows and as shown on the county plat book:

Beginning at a point as described in the original notes as A 66 said point being on the section line between sections 25 and 22 T 2S R36 EWM; said point being approximately 25 chs. south of the section corner common to sections 23, 24, 25 & 26 T 2S R36 EWM; thence in a north-westerly direction along the present county road through the above townships and ranges to the intersection of the Old Oregon Trail Highway in the southwest quarter of section 36 T 1S R35 EWM, said point being approximately A 130 as in the original field notes and approximately 1000 feet east and 600 feet north of the section corner common to sections 1 & 2 T 2S R35 EWM and sections 35 & 36 T 1S R35 EWM.

The above described road is no longer used as a county road. That the same is burdensome to maintain, dangerous on account of large rocks, washouts and unsafe bridges and that the public will be benefited by its vacation.

The above described road has been replaced as far as public conveniences are concerned by a State Highway designated as the Old Oregon Trail Highway.

I therefore recommend that said road be closed as a public highway of Union County, Oregon.

Respectfully submitted,

County Engineer.

SECOND JUDICIAL DAY

THURSDAY, OCTOBER 3rd, 1929.

road, and cause said land owner to travel 1/4 mile further in reaching a portion of his lands, and it further appearing from said report that the road master has recommended a reduction in the width of said road to 40 feet, and the Court being fully advised,

It is CONSIDERED AND ORDERED that the petition for the vacation of said road be denied and that the width of that portion of said road proposed to be vacated be reduced to 40 feet.

In the matter of the acceptance of the deed of Joseph Ott for a right-of-way for a county road.

Now at this time is presented to the Court the deed of Joseph Ott to a right-of-way for a county road, described as follows:- That certain strip of land forty (40) feet in width, being twenty (20) feet on each side of that certain line, which is particularly described as follows, to-wit: Commencing at the northwest corner of section thirty (30) in Township Two (2) north, of range forty (40) EWM, and running thence south 13° 42' east a distance of 345 feet; thence south 26° 06' east a distance of 100 feet; thence south 36° 05' east a distance of 920 feet; thence south 54° 18' east a distance of 815 feet, to intersect with the present county road; which point of intersection is approximately 1650 feet south and 1320 feet east of the point of beginning, containing two acres, more or less; and it appearing to the Court that said deed is in due form and that the land described therein is required as a right-of-way for a county road for the convenience of persons residing in the vicinity of said road,

It is therefore CONSIDERED AND ORDERED that said deed be accepted and that the land described in said deed be and the same is hereby declared to be a county road of Union County, Oregon.

724  
In the matter of the proposed County Road petitioned for by F. A. Tobrocke, Et al.

Now at this time this matter comes on for further consideration, and it appearing to the Court that the petitioners have failed to comply with the law requiring the filing of a bond covering the payment of costs in the above proceeding,

It is therefore CONSIDERED AND ORDERED that said petition be and the same is hereby denied.

In the matter of the vacation of a portion of County Road No. 371.

Now at this time it appearing to the Court that the County Roadmaster has viewed that portion of the above entitled road proposed to be vacated and has filed a written report recommending the vacation thereof,

It is therefore CONSIDERED AND ORDERED that November 7th, 1929, at 10:00 AM, in the County Court Room at the Courthouse in the city of La Grande, Oregon, be fixed as the time and place for hearing said report and the County Clerk is hereby directed to give notice of the said hearing for the time and in the manner provided for by law.

SECOND JUDICIAL DAY

THURSDAY, NOVEMBER 7th, 1929.

Court met pursuant to adjournment.

Present: Same officers as on last Judicial Day.

Due proclamation of the opening of Court having been made, the Journal of the last day's proceedings was read, approved, and is here now signed.

*U. G. Couch* County Judge,  
*W. W. Stevens* Commissioner,  
*H. R. Ledbetter* Commissioner.

Whereupon the following proceedings were had, to-wit:

In the matter of the monthly report of the County Treasurer and credits given her.

Comes now Florence Bacon, Treasurer of Union County, Oregon, and presents to the Court certain vouchers, warrants, and receipts showing that she has paid out of the various funds of the County certain sums of money. And it appearing to the Court from an examination of said vouchers and warrants that the sums have been duly paid out of the funds applicable thereto, that the warrants were regularly issued on the order of the Court, and that the Treasurer should have credit upon her account for the same,

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

114 General Fund Warrants	\$5,433.85
74 Road Fund Warrants	3,197.83
58 Market Road Fund Warrants	5,705.13
3 Indigent Soldier Fund Warrants	116.50
2 Dog Fund Warrants	285.00
4 Prohi Enf. Receipts	335.00
1 Game Law Receipt	225.00
5 Spl Tax Receipts, Cities	2,995.11
35 Spl Tax Receipts, School Districts	<u>20,090.56</u>
	\$38,383.98

In the matter of the vacation of a portion of County Road No. 371.

Now at this time the above entitled matter comes on for action upon the report of the County Roadmaster upon the proposed vacation of a portion of County Road No. 371, more particularly described as follows:

Beginning at a point as described in the original notes as A66, said point being on the section line between sections 25 and 22 T 2 S, R 36 EWM, said point being approximately 25 chs. south of the section corner common to sections 23, 24, 25 & 26 T 2 S, R 36 EWM; thence in a northwesterly direction along the present county road through the above townships and ranges to the intersection of the Old Oregon Trail Highway in the southwest quarter of section 36 T 1 S, R 35 EWM, said point being approximately 130 as in the original field notes and approximately 1000 feet east and 600 feet north of the section corner common to sections 1 & 2 T 2 S, R 35 EWM and sections 35 & 36 T 1 S, R 35 EWM,

and it appearing to the Court from said report that that portion of said road proposed to be vacated is no longer useful as a part of the general road system of Union County, and it further appearing from the affidavit of the County Roadmaster on file that more than 30 days prior to November 7th, 1929, the date set for hearing the report of said Roadmaster upon said proposed vacation, that 3 notices of the hearing were posted in the vicinity of



SECOND JUDICIAL DAY

THURSDAY, NOVEMBER 7th, 1929.

that portion of said road proposed to be vacated, and that one notice was posted at the place of holding County Court; and it further appearing that no remonstrance or objection has been filed except that of the United States Forestry Department requesting that 1.8 mile of said road at the northwesterly end of that proposed to be vacated be allowed to remain as a public road for use in connection with a forest road proposed to be opened by the United States Forestry Department, and the Court having considered said request and being agreeable thereto,

It is CONSIDERED AND ORDERED that that portion of said road proposed to be vacated commencing at a point approximately 25 chs South of the section corner common to sections 23, 24, 25 and 26, Tp 2 S, R 36 EWM and running in a Northwesterly direction from said point for a distance of 0.3 of one mile be and the same is hereby vacated and that the remaining 1.8 mile of said road terminating at a point approximately 1000 feet East and 600 feet North of Section corner common to sections 1 and 2 Tp 2 S, R 35 EWM, and Sections 35 and 36 Tp 1 S, R 35 EWM, be not vacated.

In the matter of the cancellation of warrants erroneously issued.

Now at this time this matter comes on for the cancellation of General Fund Warrants No. 818, 982 and 1443, series 1929, in the respective sums of \$6.90, \$1.63 and \$15.00, and Indigent Soldier Fund Warrant No. 1166, Series 1929, in the sum of \$235.00, and it appearing to the Court that said warrants, with the exception of Warrant No. 1443, were issued thru error by reason of duplicate bills having been presented, and that warrant No. 1443 was issued to Julia Wilson before it was ascertained that she had re-married and was no longer eligible to a widow's pension, and it further appearing to the Court that none of said warrants have been delivered to the payees,

It is CONSIDERED AND ORDERED that said warrants be and the same are hereby cancelled and the County Clerk is hereby authorized to make the necessary corrections on the records of his office.

In the matter of the acceptance of a deed from Joseph Ott for a right-of-way for a county road.

Now at this time is presented to the Court the deed of Joseph Ott to a strip of land 40 feet in width described as follows:

That strip of land forty (40) feet in width, being twenty (20) feet on each side of that certain line, which is particularly described as follows, to-wit:

Commencing at the northwest corner of section thirty (30) in Township Two (2) north, of Range Forty (40) EWM, and running thence south 13 42' east a distance of 345 feet; thence south 26° 06' east a distance of 100 feet; thence south 36° 05' east a distance of 920 feet; thence south 54° 18' east a distance of 815 feet, to intersect with the present county road; which point of intersection is approximately 1650 feet south and 1320 feet east of the point of beginning, containing two acres more or less.

and it appearing to the Court that said land is required for a right-of-way for a county road,

It is CONSIDERED AND ORDERED that said deed be accepted and recorded in the deed records of Union County, and that the right-of-way described in said deed be and the same is hereby declared to be a county road of Union County.