

EXPANDING REVERSIBLE ENVELOPE

N 10-9¹⁶ \ 4

T S M H M M N C M U A

757

In re of vacation of a
Portion of Polk St a
County Road

July 9, 1948

IN THE COUNTY COURT OF THE STATE OF OREGON FOR UNION COUNTY

FILED
MAY 27 1948
C. L. GRAHAM
COUNTY CLERK
BY *[Signature]*
DEPUTY

IN THE MATTER of the)
vacation of a portion of)
Polk Street, a county road,)
in the County of Union, Oregon.)

PETITION TO VACATE

TO The Honorable C. K. McCormick, Judge of the above
entitled Court; and Chris Johnson and H. J. Speckhart, Commissioners:

THE PETITION of Dual Walter Eldridge, Senior and Hazle
Eldridge, husband and wife, and Lloyd D. Krum and Bessie E. Krum,
husband and wife, respectfully shows:

I.
Dual Walter Eldridge Senior and Hazle Eldridge
That your petitioners/are residents of Union County,
Oregon.

II.
That your petitioner Dual Walter Eldridge, Senior is the
owner in fee simple of certain land situate in Union County, Oregon,
more particularly described as Lots 9 to 16 inclusive in Block 69
in Riverside Addition to La Grande, Union County, Oregon, according
to the recorded plat thereof, which said lots comprise the whole
of the land in said Block 69 abutting Polk Street between Columbia
Street and Union Street.

III.
That your petitioners Dual Walter Eldridge Senior and Haze
Eldridge, husband and wife, are the owners in fee simple of Lots
1 to 5 inclusive and your petitioners Lloyd D. Krum and Bessie
E. Krum, husband and wife, are the owners in fee simple of Lots
6 to 8 inclusive, all in Block 68 in Riverside Addition to
La Grande, Union County, Oregon, which said lots comprise the whole
of the land in said Block 68 abutting Polk Street between Columbia
Street and Union Street.

IV.

That your petitioners, as the owners of the said land abutting Polk Street as aforesaid, are by virtue thereof the sole owners in fee simple of that portion of Polk Street lying between Columbia Street and Union Street as aforesaid, subject to the right of user therein by the public for road purposes.

V.

That Polk Street, including the aforesaid portion thereof between Columbia Street and Union Street, is a county road outside the city limits of La Grande, Union County, Oregon, but has never been opened, improved or used as a public highway of Union County, Oregon.

VI.

That other than your petitioners, no person or party is the owner of any land abutting upon or contiguous to the said portion of Polk Street, and no person or party would be particularly affected or suffer detriment or loss if the same were vacated and closed as a public highway.

VII.

That the said portion of Polk Street, if vacated and closed as a public highway, would be of value and use to your petitioners as the owners thereof.

WHEREFORE your petitioners pray that the said portion of Polk Street, lying between Columbia Street and Union Street, be vacated and declared closed as a public highway of Union County, Oregon.

Walter E. Elbertson
Harold W. Elbertson
Lloyd H. Elbertson
Bessie E. Elbertson

STATE OF OREGON)
 : ss.
COUNTY OF UNION)

We, DUAL WALTER ELDRIDGE SENIOR and HAZLE ELDRIDGE, husband and wife, and LLOYD D. KRUM and BESSIE E. KRUM, husband and wife, being first duly sworn each for himself depose and say, that I am one of the petitioners in the above entitled petition, that I have read the foregoing PETITION TO VACATE, know the contents thereof, and say that same is true as I verily believe.

Walter Eldridge Senior

Hazle Eldridge

Lloyd D. Krum

Bessie E. Krum

Subscribed and sworn to before me this 18th day of May

1948.

E. J. [Signature]

NOTARY PUBLIC FOR OREGON

MY COMMISSION EXPIRES: Aug. 27 1951

*Return to
Nacote a*

*Station of
Rock Hill*

FILED

MAY 27 1948

C. L. ~~OSBORN~~ M
COUNTY CLERK

BY *[Signature]*

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 June A. D., 1948, 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 C. K. McCormick, County Judge
H. J. Speckhart, Commissioner
Chris Johnson, Commissioner
C. L. Graham, Clerk
Jesse Breshears Sheriff

WHEN, on Thursday, the 3rd day of June A. D., 1948
or the 2nd Judicial Day of said term, among others, the following proceedings were had, to-wit:

In the matter of the vacation of
the vacation of a portion of
Polk Street, La Grande, Oregon

Now at this time is presented to the court a petition for the vacation of a portion of Polk Street, La Grande, Oregon, and it appearing to the court that notice must be posted for a period of 30 days giving notice of the time and place for hearing said petition, and the court being advised in the premises,

It is considered and ordered that Friday, July 9th, 1948, at the hour of 10:00 o'clock, AM, at the county court room in La Grande, Union County, Oregon, be and the same are fixed as the time and place for hearing said petitions, and it is further ordered that proper notice be posted.

C. K. McCormick
County Judge,
H. J. Speckhart
Commissioner,
Commissioner.

IN THE COUNTY COURT OF THE STATE OF OREGON FOR UNION COUNTY

IN THE MATTER of the
vacation of a portion
of Polk Street, a county
road, in the County of
Union, Oregon.

AFFIDAVIT OF POSTING

STATE OF OREGON)
County of Union) ss.

FILED
~~1948~~ 1948
C. L. GRAHAM
COUNTY CLERK
BY: *[Signature]*
SECRET

I, R. D. H. SWINDLEY, being duly sworn, say:

1. That I am one of the attorneys for the petitioners
herein.

2. That I did, on the ^{5th} day of June, 1948, post four
(4) copies of the Notice of Road Vacation, a copy of which is here-
unto annexed, in three public places in Union County, Oregon, to wit:
one of such copies on a fence post at each end of that portion of
Polk Street proposed to be vacated, one on a fence post about half
way distant from the termini of that portion of Polk Street proposed
to be vacated, and one on the bulletin board at the front door of
the Court House in La Grande, Oregon.

R. D. H. Swindley

Subscribed and sworn to before me this ^{7th} day of June, 1948.

[Signature]
Notary Public for Oregon
My commission expires ~~August 27, 1951~~ June 17, 1950

NOTICE OF ROAD VACATION

NOTICE IS HEREBY GIVEN That a petition has been duly filed in the County Court for the State of Oregon for Union County by the undersigned, Dual Walter Eldridge Senior and Hazle Eldridge, husband and wife, and Lloyd D. Krum and Bessie E. Krum, husband and wife, praying that the portion of Polk Street, between Columbia Street and Union Street, in Riverside Addition to La Grande, Union County, Oregon, be vacated and closed as a county road.

NOTICE IS HEREBY FURTHER GIVEN that the said petition will be heard in the County Court Room, at the Court House, La Grande, Oregon, on *Friday* the *7th* day of *July*, 1948, at 10:00 A.M., and all persons concerned or having any objections thereto may appear and be heard at the said time and place.

DATED at La Grande this *5th* day of *June*, 1948.

DUAL WALTER ELDRIDGE SENIOR

HAZLE ELDRIDGE

LLOYD D. KRUM

BESSIE E. KRUM

FILED

of the 1st of June 1878

[Handwritten signature]

DEPUTY

By

[Handwritten signature]

BE IT REMEMBERED, that at a regular term of the County Court of the State of Oregon, for the County of Union ~~in probate sitting~~, begun and held at the Court House in the City of La Grande, in said County and State, on ~~Monday~~, the _____ day of _____ A. D., 194____, the same being the first ~~Monday~~ of said month and the time fixed by law for holding a regular term of said Court, when were present:

The Honorable C. K. McCORMICK, County Judge
C. L. GRAHAM, Clerk
JESSE BRESHEARS, Sheriff

When, on Friday _____, the 9th day of July _____ A. D., 1948
or the 3rd _____ Judicial Day of said term, among others, the following proceedings were had, to-wit:

IN THE MATTER of the)
vacation of a portion of)
Polk Street, a county road,)
in the County of Union, Oregon.)
- - - - -)

ORDER TO VACATE

THIS MATTER Coming on for hearing upon the petition of Dual Walter Eldridge, Senior, and Hazle Eldridge, husband and wife, and Lloyd D. Krum and Bessie E. Krum, husband and wife, for an Order vacating that certain portion of Polk Street lying and extending between Columbia Street and Union Street in Riverside Addition to La Grande, Union County, Oregon, according to the recorded plat thereof.

AND IT APPEARING That Riverside Addition aforesaid lies outside the limits of the incorporated City of La Grande which is not interested therein.

AND IT FURTHER APPEARING That notice in writing of the pendency of the petition filed herein was duly given in the manner prescribed by law, as shown by the affidavit of posting sworn on the 7th day of June, 1948, and filed herein.

AND IT FURTHER APPEARING That more than thirty (30) days have elapsed since the date of filing the petition and affidavit of posting herein, and no person has appeared in opposition to the said petition and no objection having been filed to the proposed vacation of that portion of Polk Street as herein described,

IT IS ORDERED AND ADJUDGED That the certain portion of Polk Street, lying and extending between Columbia Street and Union Street, and the whole thereof, in Riverside Addition to the City of La Grande, Union County, Oregon, according to the recorded plat thereof, be and the same is hereby vacated and declared closed as a public street, and that all right or title

thereto vest in the petitioners, Dual Walter Eldridge, Senior, and Hazle Eldridge, husband and wife, and Lloyd D. Krum and Bessie E. Krum, husband and wife, as owners of the property abutting on that portion of Polk Street hereby vacated and in proportion to the length or breadth of their said property as borders or abuts ^{the said vacated portion of} such street.

AND IT IS FURTHER ORDERED That this order be recorded in the deed records of Union County, Oregon, and be indexed under the letter "V", title "Vacations", and that the County surveyor for Union County, Oregon, thereupon trace upon the original plat of Riverside Addition aforesaid, with red ink, the said portion of Polk Street shown on the said plat so vacated and write therein the word "Vacated", with appropriate reference by number to notation, and shall make a notation on the original plat of Riverside Addition aforesaid, in red ink, giving the book and page of the deed record in which this Order is recorded, in the manner prescribed by law.

C. M. Cormick
County Judge.

Chris Johnson
Commissioner.

Commissioner.

See DOCUMENT # 18130 RECORDED July 23-1948-2³⁰ M C. L. GRAHAM, COUNTY CLERK
BY Rose M. Hagen DEPUTY

RECORDED

14114

FILED
1928
MAY
14
CLERK

[Faint, illegible handwriting]

STATE OF OREGON }
County of Union } ss.

I certify that the within instrument
of writing was received for record on
the 23 day of
July 1928 at 2 30
o'clock P.M., and recorded on page
614 in Book 111. Record of
9
~~W. I. GINN~~ said County.
County Clerk,
W. I. GINN Deputy.

SECOND JUDICIAL DAY

THURSDAY, JUNE 3rd, 1949

IN THE MATTER OF THE VACATION OF
THE VACATION OF A PORTION OF
POLK STREET, LA GRANDE, OREGON

Now at this time is presented to the Court a petition for the vacation of a portion of Polk Street, La Grande, Oregon, and it appearing to the court that notice must be posted for a period of 30 days giving notice of the time and place for hearing said petition, and the court being avised in the premises,

It is considered and ordered that Friday, July 9th, 1948, at the hour of 10:00 o'clock AM, at the county court room in La Grande, Union County, Oregon, be and the same are fixed as the time and place for hearing said petitions, and it is further ordered that proper notice be posted.

IN THE MATTER OF THE VACATION OF
A PORTION OF LAKE STREET,
LA GRANDE, OREGON.

Now at this time is presented to the court a petition for the vacation of a portion of Lake Street, La Grande, Oregon, and it appearing to the court that notice must be posted for a period of 30 days giving notice of the time and place for hearing said petition, and the court being advised in the premises,

It is considered and ordered that Friday, July 9th, 1948, at the hour of 10:00 o'clock, A.M. at the county Court room in La Grande, Union County, Oregon, be and the same are fixed as the time and place for hearing said petitions, and it is further ordered that proper notice be posted.

IN THE MATTER OF THE VACATION OF
THE ALLEY IN BLOCK 68, RIVERSIDE
ADDITION TO LA GRANDE, OREGON.

Now at this time is presented to the court a petition for the vacation of the alley in Block 68, Riverside Addition to La Grande, Oregon, and it appearing to the court that notice must be posted for a period of 30 days given notice of the time and place for hearing said petition, and the court being advised in the premises,

IT IS CONSIDERED AND ORDERED that Friday, July 9th, 1948, at the hour of 10:00 o'clock AM, at the county Court Room in La Grande, Union County, Oregon, be and the same are fixed as the time and place for hearing said petitions, and it is further ordered that proper notice be posted.

IN THE MATTER OF THE DISTRIBUTION
OF ROAD FUNDS TO THE VARIOUS
INCORPORATED CITIES AND TOWNS.

Now on this 3rd day of June, A.D., 1948, it appearing to the court that certain funds are on hand in the general road fund of the county, a part of which is due the various incorporated cities and towns of the county under the provisions of Section 100-1325, OCLA.

IT IS THEREFORE CONSIDERED AND ORDERED that the County Clerk be, and he is hereby, authorized and directed to draw warrants on the general road fund of the county in favor of the following cities and towns in the following amounts which represent monies due said cities and towns in the road taxes collected on the 1947-48 roll, to-wit:

City of La Grande, \$2,474.98; City of Union, \$304.91; City of Elgin, \$314.25;
City of Cove, \$60.41; City of Imbler, \$43.56; City of Island City, \$65.43;
City of Summerville, \$12.88; and that the city of North Powder be given credit the sum of \$93.19 on the amount due from said city to Union County for work performed in the corporate limits of said City.

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

County Judge
Commissioner
Commissioner

THIRD JUDICIAL DAY

FRIDAY, JULY 9, 1948

AND IT APPEARING That Riverside Addition aforesaid lies outside the limits of the incorporated City of La Grande which is not interested therein.

AND IT FURTHER APPEARING that Notice in writing of the pendency of the petition filed herein was duly given in the manner prescribed by law, as shown by the affidavit of posting sworn on the 7th day of June, 1948, and filed herein.

AND IT FURTHER APPEARING That more than thirty (30) days have elapsed since the date of filing the petition and affidavit of posting herein, and no person has appeared in opposition to the said petition and no objection having been filed to the proposed vacation of the alley in Block 68 as herein described,

IT IS ORDERED AND ADJUDGED That the certain alley in Block 68, Riverside Addition to La Grande, Oregon, between Columbia Street and Union Street, and the whole thereof, according to the recorded plat thereof, be and the same is hereby vacated and declared closed as a public alley, and that all right or title thereto vest in the petitioners, Dual Walter Eldridge Senior, and Hazel Eldridge, husband and wife, and Lloyd D Krum and Bessie E Krum, husband and wife, as owners of the property abutting on the alley in Block 68 hereby vacated and in proportion to the length or breadth of their said property as borders or abuts the said vacated portion of such alley.

AND IT IS FURTHER ORDERED that this order be recorded in the deed records of Union County, Oregon, and be indexed under the letter "V" title "Vacations", and that the County surveyor for Union County, Oregon, thereupon trace upon the original plat of Riverside Addition aforesaid, with red ink, the said alley way shown on the said plat so vacated and write therein the word "Vacated," with appropriate reference by number to notation, and shall make a notation on the original plat of Riverside Addition aforesaid, in red ink, giving the book and page of the deed record in which this Order is recorded, in the manner prescribed by law.

IN THE MATTER OF THE VACATION OF A PORTION OF
POLK STREET, A COUNTY ROAD, IN THE COUNTY OF
UNION, OREGON.

ORDER TO VACATE

THIS MATTER coming on for hearing upon the petition of Dual Walter Eldridge, Senior, and Hazle Eldridge, husband and wife, and Lloyd D Krum and Bessie E Krum, husband and wife, for an Order vacating that certain portion of Polk Street lying and extending between Columbia Street and Union Street in Riverside Addition to La Grande, Union County, Oregon, according to the recorded plat thereof.

AND IT APPEARING That Riverside addition aforesaid lies outside the limits of the incorporated City of La Grande which is not interested therein.

AND IT FURTHER APPEARING That notice in writing of the pendency of the petition filed herein was duly given in the manner prescribed by law, as shown by the affidavit of posting sworn on the 7th day of June, 1948, and filed herein.

AND IT FURTHER APPEARING That more than thirty (30) days have elapsed since the date of filing the petition and affidavit of posting herein, and no person has appeared in opposition to the said petition and no objection having been filed to the proposed vactation of that portion of Polk Street as herein described,

IT IS ORDERED AND ADJUDGED That the certain portion of Polk Street, lying and extending between Columbia Street and Union Street, and the whole thereof, in Riverside Addition to the City of La Grande, Union County, Oregon, according to the recorded plat thereof, be and the same is hereby vacated and declared closed as a public street, and that all right or title thereto vest in the petitioners, Dual Walter Eldridge, Senior, and Hazel Eldridge, husband and wife, and Lloyd D Krum and Bessie E Krum, husband and wife, as owners of the property abutting on that portion of polk Street hereby vacated and in proportion to the length or

THIRD JUDICIAL DAY

FRIDAY, JULY 9, 1948

breadth of their said property as borders or abuts the said vacated portion of such street.

AND IT IS FURTHER ORDERED that this order be recorded in the deed records of Union County, Oregon, and be indexed under the letter "V", title "Vacations", and that the County surveyor for Union County, Oregon, thereupon trace upon the original plat of Riverside Addition aforesaid, with red ink, the said portion of Polk Street shown on the said plat so vacated and write therein the word "Vacated", with appropriate reference by number to notation, and shall make a notation on the original plat of Riverside Addition aforesaid, in red ink, giving the book and page of the deed record in which this order is recorded, in the manner prescribed by law.

IN THE MATTER OF THE ADOPTION OF A BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1st, 1948.

At this time, the budget of Union County, for the fiscal year beginning July 1st, 1948 be, and the same came on for public hearing, and there being no tax-payers present to object to any item in the budget, and the court having considered each item separately and being fully advised:

IT IS CONSIDERED AND ORDERED that the budget of Union County of the fiscal year beginning July 1st, 1948, be, and the same is hereby, adopted as prepared by the budget committee and as public.

IN THE MATTER OF LEVYING THE COUNTY TAX FOR THE FISCAL YEAR BEGINNING JULY 1, 1948.

Now at this time, this matter comes on for the levying of a county tax, based on the assessment of 1948, and it appearing to the court that a budget was heretofore adopted fixing the amount of the tax to be raised by tax levy for county purposes, and it further appearing to the court that the State Tax Commission has certified that there will be no levy necessary for General State Tax and for Elementary School Fund for the fiscal year beginning July 1, 1948,

It is therefore CONSIDERED AND ORDERED that the tax levy for Union County for the fiscal year beginning July 1, 1948, be, and the same is, hereby fixed and established as follows:

General Fund	\$152,386.00
General Road Fund	20,000.00
Market Road Fund	35,470.00
School Fund	49,576.00
School Library Fund	496.00
Weed Control Fund	20,000.00

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

County Judge
Commissioner.