

No

IN THE

CIRCUIT COURT

UNION COUNTY OREGON

EQUITY

*A. E. Eaton*

Plaintiff

VS

*Chas Bruner*

Defendant

Docket

Page *E 1*

*W. A. Terrall*

Attorney for Plaintiff

Attorney for Defendant

SHONGA

P K S K ST

P T R

7

SECOND JUDICIAL DAY.

THURSDAY, SEPTEMBER 5th, 1912.

Huntley, M. A. Tripp, Ella Harris, J.F. Williams, Millie McLachlion, Mr. & Mrs. Alfred Banks, Mrs. Ole Olson, Mary Weaver and Mrs. E. M. Funk are indigent persons and having heretofore applied to this court for a monthly allowance to assist in their maintenance and support; and it further appearing to the court that they are residents of Union County; that they have not sufficient means to wholly provide for their needs; that they have no friends or relatives who are able or willing to assist them, and after due consideration the court believes that they are deserving persons and should have an allowance made them.

It is therefore CONSIDERED and ORDERED by the Court that the County Clerk be, and he is hereby authorized and directed to issue warrants on the General Fund of the County for the amounts set opposite their respective names, to-wit: D. W. Souder, \$15.00; Maggie Slagner, \$10.00; Mrs. John Hilderbrandt, \$12.50; E. A. Garren, \$10.00; Rose Hornbeck \$20.00; Clara Serles \$10.00; Mrs. O. Moffitt, \$10.00; Mrs. F. B. Huntley \$12.50; M. A. Tripp \$10.00; Ella Harris \$10.00; J. F. Williams, \$12.50; Millie McLachlion \$10.00; Alfred Banks, \$10.00; Mrs. Ole Olson \$7.50; Mary Weaver \$10.00; Mrs. E. M. Funk \$5.00.

In the matter of the proposed County Road petitioned for by W. J. Townley et al.

Comes now W. J. Townley, one of the petitioners for the above named proposed county road and presents to the court the petition of himself and others, praying for the location and establishment of a county road, described as follows, to-wit:

Beginning at the point where the "Valley" road from La Grande to Union intersects the Section line between sections 28 & 29 Tp. 3 S. Rge 39 E.W.M. (being about the center of the west line of said sec. 28) Thence south about two miles along the section line between said sections 28 & 29; said last named line being extended and the proposed road on said line being extended also to the right of way of the Central Ry of Oregon at a point about the center of the west line of Sec. 4, Tp. 4 S. Rge 39 E.W.M. thence west along the north side of and parallel with the right of way of the Central Ry of Oregon, about  $\frac{1}{4}$  mile to the Hot Lake station of the O.W.R. & N. Ry. Beginning at the above mentioned point at or about the center of the west line of the above mentioned Sec. 4, running thence east about  $\frac{1}{4}$  mile on the north side of and parallel with the right of way of the Central Ry of Oregon to a point about the center of the north line of the S.W.  $\frac{1}{4}$  of Sec. 4 Tp. 4 S. Rge 39 E.W.M.; thence south about  $\frac{1}{4}$  mile to the "Valley" road from Union to Hot Lake.

And it appearing to the court that said petition is signed by more than twelve freeholders of this county, residing in the road district where the hereinbefore described road is proposed to be, and that said petition properly specifies the place of beginning, intermediate points and place of termination of said road, and it satisfactorily appearing to the court that notice has been given by advertisement posted at the place of holding County Court to-wit: At the Court House in the City of La Grande, Union County, State of Oregon, and also in three public places in the vicinity of said proposed road, to-wit: One where the proposed road leaves the "Valley" road from La Grande to Union at a point at or about the center of

SECOND JUDICIAL DAY.

THURSDAY, SEPTEMBER 5th, 1912.

the west line of Sec. 28, Tp. 3 S. Rge 39 E.W.M. One on the north side of the right of way of the Central Ry of Oregon at a point about the center of the west line of Sec. 4, Tp. 4 S. Rge 39 E.W.M. One where the proposed road connects with the "Valley" road from Union to Hot Lake, for more than thirty days immediately prior to the presentation of said petition to this court, notifying all persons concerned that application would be made to this court, at the present session of this court, and that the notices so posted were in due form and duly signed by the petitioners, and that a bond for the cost of this proceeding has been duly given.

It is therefore ORDERED that Arthur Curtis, County Surveyor, and Thos. Brasher and E. A. Wills, constituting the Board of County Road Viewers, be, and they are hereby directed to meet at Hot Lake on the 16th day of September, 1912, at the hour of 10 o'clock A.M., or within five days thereafter and proceed to survey, view and lay out said road according to law.

In the matter of the resignation of N. Molitor, M. D. as Secretary County Board of Health.

Now at this time is presented to the court the resignation of N. Molitor, M.D. as Secretary of the County Board of Health, and it appearing to the court that such resignation should be accepted,

It is therefore CONSIDERED and ORDERED that said resignation be and the same is hereby accepted.

In the matter of the appointment of a Secretary of the County Board of Health.

It appearing to the court at this time that a vacancy exists in the office of Secretary of the County Board of Health, due to the resignation of Dr. N. Molitor, which resignation has been duly filed and accepted in this court, and that another should be appointed in his stead as such Secretary of the County Board of Health. And it further appearing to the court that Dr. C. T. Bacon is a competent person possessing the requirements necessary under the statute.

It is therefore CONSIDERED and ORDERED that said C. T. Bacon, M.D. be and he is hereby appointed Secretary of the County Board of Health to serve as such during the unexpired term of N. Molitor, M.D. resigned, and until his successor has been duly appointed.

In the matter of the application of L. F. Proebstel for vacation of County Road.

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

FIRST JUDICIAL DAY.

WEDNESDAY, OCTOBER 2nd, 1912.

It is therefore CONSIDERED and ORDERED by the Court that the County Clerk be, and he is hereby authorized and directed to issue warrants on the General Fund of the County for the amounts set opposite their respective names, to-wit: D.W.Souder, \$15.00; Maggie Slaughter, \$10.00; Mrs. Jno. Hilderbrandt, \$12.50; E.A.Garren \$10.00; Rose Hornbeck \$20.00; Clara Serles \$10.00; Mrs.O. Moffitt \$10.00; Mrs. F. B. Huntley \$12.50; Mrs. M.A. Tripp \$10.00; Ella Harris \$10.00; J.F.Williams \$12.50; Millie McLachlison \$10.00; Alfred Banks \$10.00; Mrs. Ole Olson \$7.50; Mary Weaver, \$10.00; Mrs. E. M. Funk \$5.00.

In the matter of the monthly Report of the County Treasurer and credits given him.

Comes now John Frawley, County Treasurer of Union County, Oregon, and presents to the court certain vouchers, warrants and receipts showing that he 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 his account for the same.

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

134 County Warrants,	\$ 4227.29
2 Scalp "	7.50
1 Indigent Soldiers warrant,	86.95
1 Receipt for 1 school voucher,	145.32
4 Receipts Cities and School Districts,	<u>3325.57</u>
	\$7792.63

In the matter of the proposed County road petitioned for by W. J. Townley et al.

Now at this time this matter came on to be heard upon the report of the Board of County Road Viewers for a first reading as provided by law, and the said report having now been read in open court, the same is laid over for a second reading upon another day of this term of court.

Thereupon it was ORDERED that Court be now adjourned until tomorrow, October 3rd, 1912, at 9 o'clock A.M.



SECOND JUDICIAL DAY.

THURSDAY, OCTOBER 3rd, 1912.

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.

*J. C. Koenig* County Judge.  
*J. W. Hutchinson* Commissioner.  
 Commissioner.

Thereupon the following proceedings were had, to-wit:

In the matter of the Monthly Statement of the County Clerk of Scalp Bounty warrants issued.

Comes now Ed Wright, County Clerk, and presents to the Court his statement of Scalp Bounty warrants issued, together with affidavits and receipts for warrants and scalps of animals on which warrants were allowed, the statement being as follows:

<u>Name of Claimant.</u>	<u>Number of Warrant.</u>	<u>Amount of Warrant.</u>
Frank Turnbow	473	\$5.00
John Rollins	474	1.50
		\$7.50

Said statement being in all things regular and according to law, it is ORDERED that the same be and is here now approved.

645  
 In the matter of the proposed County road petitioned for by W. J. Townley et al.

This matter came to be heard at this time on the report of the Board of County Road Viewers for a second reading, as provided by law, said report being in words following to-wit

REPORT OF BOARD OF COUNTY ROAD VIEWERS.

TO THE HONORABLE COUNTY COURT OF UNION COUNTY, OREGON:

The undersigned Board of County Road Viewers heretofore on the 4th day of September, 1912, 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 W.J. Townley, et al., beg leave to report that on the 16 day of September, 1912, 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 they will be no damages to the property by the location of same.

(Sgd) Arthur Curtis ) Board of County  
 Thos. Brasher. ) Road Viewers.

And said report of the Board of County Road Viewers having been now publicly read in open court on two several days of the present term of the court, and it appearing to the court that said Board of County Road Viewers report favorably thereon, and recommend that said

SECOND JUDICIAL DAY.

THURSDAY, OCTOBER 3rd, 1912.

proposed road be established as a county road and be declared a public highway of Union County, Oregon, and all the proceedings herein having been regular and according to law, and no remonstrance or claim for damages having been filed herein, and there having been no cause shown why this proposed road should not be declared a public highway and ordered open according to law, and the court being satisfied from the report of the Board of County Road Viewers that such road will be of public utility; the report of the viewers being favorable thereto, and all the files and records of said proceedings having been submitted to the District Attorney, who has advised this court as to the legality of said proceedings,

It is therefore CONSIDERED and ORDERED by the court that the report of the Board of County Road Viewers be placed on record in this journal, and that the surveyor's profile and plat of the proposed road, and his field-notes of the survey thereof be placed on record in the Book of Plats of County Roads of Union County, Oregon, and that said proposed road be declared a public highway of Union County, Oregon, and ordered opened up and placed in repair for travel according to law, and that Wm. Wigglesworth, Road Supervisor of Road District No. 28, the same being the road district in which said road is located, be furnished with a copy of the petition herein, and a copy of this decree and ordered to open up said road and place the same in repair for travel.

In the matter of the application of L. F. Proebstel for vacation of County 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 the City of Elgin for permission to lay a Water Pipe Main, directly under and attached to a certain Steel Bridge crossing the Grande Ronde River, designated and known as the upper steel bridge at Elgin, Oregon, on the Indian Creek Road.

This matter coming on to be heard at this time upon the application of the City of Elgin, for leave to lay a water pipe main directly under and attached to a certain steel bridge crossing the Grande Ronde River, designated and known as the upper steel bridge at Elgin, Oreg., on the Indian Creek road; and the Court having considered said petition and being fully advised in the premises.

It is therefore CONSIDERED, ORDERED and ADJUDGED that said petition be granted and that the said City of Elgin be granted leave to lay a water pipe main directly under and attached to a certain steel bridge crossing the Grande Ronde River, designated and known as the upper steel bridge at Elgin, Oregon, on the Indian Creek road.