

No 5050

IN THE  
**CIRCUIT COURT**  
UNION COUNTY OREGON

**EQUITY**

*Best Elliott*

Plaintiff

vs

*Samuel Elliott*

Defendant

Doc't

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*E-4*

*E. Quinnell*  
Attorney for Plaintiff

Attorney for Defendant

GLASS & PRUDHOMME CO. COUNTY SUPPLY SPECIALTY HOUSE

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708

Invoice proposed County  
Road petitioned for by  
John Schmettle et al

Petition denied June 5, 1924  
Journal P page 219

# Petition for County Road

To the Honorable County Court, for Union County, Oregon:

The undersigned freeholders, of Union County, Oregon, residing in the Road District where the hereinafter described road is proposed to be, respectfully petition your honorable body to lay out, alter and establish a County Road within said county, on the following line or route, to-wit:

..... Commencing at a point about one-fourth mile north of F.L. Baker F.L. Baker store at Palmer Junction, Oregon, where the road turns west, thence running practically due north a distance of about one mile to an intersection with the present county road on top of the Looking Glass hill, said road being ~~about~~ and commencing at about the center of Section 29, Township 3 North, Range 40 E.W.M.... running thence.. North through Sections 29 and 20 of said township and range to a point of termination at about the center of said section 20, in Union County, Oregon.

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

NAMES:

NAMES:

John Schmitt  
C. B. Linn  
J. Linn  
John Janscher  
H. H. Culp  
W. W. Bonford  
A. E. Brownell  
U. F. Weiss  
G. W. L. Churchill  
A. Sonnenburg  
Idaho Oregon Lumber Co  
J. E. Janssen Mgr  
J. E. Crum  
F. S. Robinson  
E. H. Robinson  
Jacob C. Swibert  
Norman L. Swibert  
J. H. Morris  
G. P. A. Scott  
A. S. Sommer

J. A. Sommer  
Eugene F. Hug  
E. C. Gettings  
W. E. Abraham  
Jesse N. K. Abraham  
James Nichol  
Frank S. Baker

In re proposed  
County Road petition  
for say John Bennett  
et al

Petition

Filed March 15, 1924  
@ Wm. Carmick  
County Clerk

# BOND OF ROAD PETITIONERS.

Know All Men By These Presents, That we, C. K. Sims

and J. H. Morris of the county of Union and State of Oregon, are held and firmly bound unto said County of Union in the full sum of ONE HUNDRED DOLLARS (\$100.00), the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators firmly by these presents.

Signed this 14 day of March A. D. 1924.

Now, the conditions of the above obligation are such, that whereas, John Schmittle

and others have petitioned the County Court of said County of Union, at the April term, 1924, thereof, for a County Road, described in the petition and notice hereto annexed, as follows: Commencing at a point about one-fourth mile north of F.L. Baker store Palmer Junction, Oregon, where the road turns west, thence running practically due north a distance of about one mile to an intersection with the present county road, on top of the Looking Glass Hill, said road being and commencing at about the center of Section 29, Township 3 North, Range 40 E.W.M., running thence north through Sections 29 and 20 of said township and range to point of termination at about the center of said section 20, in Union County, Oregon.

Now, if the above named John Schmittle

shall well and truly pay, or cause to be paid, all costs and expenses that may be incurred by reason of the view or review of said road, in case the prayer of the petitioners be not granted or allowed, then that this obligation shall be void, otherwise to remain in full force and virtue.

C. K. Sims (Seal)  
J. H. Morris (Seal)

STATE OF OREGON, }  
COUNTY OF UNION, } ss.

I, C. K. Sims and J. H. Morris each for him self, say

I am worth the sum of TWO HUNDRED DOLLARS (\$200.00) over and above all debts and liabilities and property exempt from execution; that I am a resident householder in said county and State.

C. K. Sims  
J. H. Morris

Subscribed and sworn to before me this 1st day of March A. D. 1924.

James Brown  
NOTARY PUBLIC FOR OREGON  
My Commission Expires Feb. 6, 1925

See the proposed  
County Road petition  
for by John Anderson  
et al

Bond

Filed Nov 13, 1924  
C. J. M. Carmichael  
County Clerk

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

I, John Schmittle, being first duly sworn, say that I posted

three several notices, of which the notice hereunto attached is a true and correct copy, in three public places in said county in the vicinity of the proposed road therein described, to-wit: One On the front of the F.L.Baker Store at Palmer Junction, Oregon. one on ~~the~~ a fence post at the south end of the proposed road about 1/8 mile nort of the F.L.Baker store, and one on a large fir tree at the north end of the proposed road where same joins with the present old road.

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 3rd day of March 190<sup>24</sup>, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the \_\_\_\_\_ day of \_\_\_\_\_ 190 , I posted a true and correct copy of said notice at the place of holding Court for Union County, Oregon, to-wit:

On the front of the Court House dcor. in the City of La Grande, in the said County and State, and that said notices remained posted thirty days previous to the presentation of said petition as I verily believe.

John Schmittle

Subscribed and sworn to before me this 26th day of April 190<sup>24</sup>.

[Signature]

NOTARY PUBLIC FOR OREGON

My Commission Expires Feb. 6, 1925

State of Oregon }  
County of Union } ss

I, C. K. McCormick, being first duly sworn, say that I posted a notice, of which the hereunto attached is a true and correct copy, at the place of holding Court for Union County, Oregon, to-wit: on the front of the Court House door, in the City of La Grande, in said County and State, and that said notice remained posted thirty days previous to the presentation of the petition described therein as I verily believe.

C. K. McCormick

Subscribed and sworn to before me this 2nd day of May,

1924.

H. G. Lurch

County Judge.



# NOTICE OF ROAD PETITION

**TO ALL PERSONS CONCERNED:** You and each and all of you, will take notice that the undersigned freeholders of Union County, Oregon, residing in the road district where the hereinafter described road is proposed to be, will at the next session of the County Court for Union county, Oregon, to-wit: on Wednesday, the 7<sup>th</sup> day of May A. D., 1924 respectfully present to said court a petition praying said court to lay out, alter and establish a County Road within said county, on the following line, or route, to-wit:

~~Commencing at a point about one-fourth mile north of F. L. Baker~~  
~~store Palmer Junction, Oregon, where the road turns west, thence~~  
~~running practically due north a distance of about one mile to an~~  
~~interesection with the present County Road, on top of the Looking~~  
~~Glass Hill, said road being and commencing at about the center of~~  
~~Section 29, Township 3 North, Range 40 E.W.M. , running thence north~~  
~~through Section 29 and 20 of said township and range to point of~~  
~~termination at about the center of said section 20, in Union County,~~  
~~Oregon.~~

Dated at Elgin Oregon, the 1st. day of March A. D., 1924.

NAMES	NAMES
John Schmittle	Norman L. Swikert
C. K. Sims	J. H. Morris
Zee Sims	R. C. Scott
John Tauscher	H. S. Sommer
W. H. Culp	J. A. Scott
W. W. Binford	Eugene F. Hug
W. E. Brownell	E. C. Gattings
U. F. Weiss	F. E. Graham
Charley Churchill	Jesse N. Kalmbach
A. Sonnenburg	James Niclot
Idaho Oregon Tie Co. By. G.E. Davidson, Mgr.	Frank L. Baker
Jesse Crum	
F. S. Robinson	
E. H. Robinson	
Jacob C. Swikert	

*Filed 3/25/24 @ Am*

IN 142  
COUNTY COURT

FOR THE  
STATE OF OREGON  
FOR  
FINANCIAL QUITY

In the Matter of the

~~Marion~~ County Bond

~~Return~~ for the

Jacob Schmuckler et al

Applicants of part  
Notice

~~FILED~~ May 2nd 1934

W. M. Campbell

Notary

BE IT REMEMBERED, That at a regular term of the County Court of the State of Oregon, for the County of Union, sitting for the transaction of County business, begun and held at the Court House in the City of La Grande, in said County and State, on Wednesday, the 7th day of May, A. D., 1924, 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,  
J. F. Hutchinson, Commissioner,  
John Wells, Commissioner,  
\_\_\_\_\_, Clerk,  
\_\_\_\_\_, Sheriff.

WHEN, on Thursday, the 8th day of May, A. D. 1924, or the 2nd Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the proposed  
County Road petitioned for by  
John Schmittle, et al.

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

(Sd) U. G. Couch, County Judge,  
J. F. Hutchinson, Commissioner,  
John Wells, 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 4th day of June, A. D., 1924, 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,  
J. F. Hutchinson, Commissioner,  
John Wells, Commissioner,  
C. K. McCormick, Clerk,  
Lee Warnick, Sheriff.

WHEN, on Thursday, the 5th day of June, A. D. 1924, or the second Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of a proposed road petitioned for by John Schmittle, et al.

Now at this time this matter comes on to be heard upon the petition of John Schmittle, et al., for a proposed county road, and it appearing to the Court that the Bowman-Hicks Lumber Company has agreed to deed to the County the necessary right-of-way for the proposed road described in the petition,

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

(sd) U. G. Couch, County Judge,  
J. F. Hutchinson, Commissioner,  
John Wells, Commissioner.

SECOND JUDICIAL DAY

THURSDAY, MAY 8th, 1924.

In the matter of approving the  
bond of Roscoe Neal as County Surveyor.

Now at this time is presented to the Court the bond of Roscoe Neal as  
County Surveyor in the sum of \$5,000.00, and it appearing to the Court that said bond is  
in due and legal form and is signed by the Continental Casualty Company as surety,

It is CONSIDERED AND ORDERED that said bond be and the same is hereby  
approved.

In the matter of the proposed  
County Road petitioned for by  
John Schmittle, et al.

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

In the matter of the application  
of Mrs. Arvilla Huffman for  
County Aid.

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

In the matter of the application  
of the City of La Grande for  
cancellation of taxes assessed  
against Lot No. 9 of Block No. 74  
Chaplin's Addition for the year  
of 1923.

Now at this time this matter comes on to be heard upon the application  
of the city of La Grande, Oregon, for an order cancelling the taxes assessed against Lot  
No. 9 of Block No. 74 of Chaplin's Addition to La Grande for the year 1923 in the sum of  
\$14.41, and the authorizing of a credit of \$45.79 on the taxes assessed against said  
property for the year 1922, and the Court having considered said application as well as  
the report of the County Assessor to whom said application was referred,

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

In the matter of preparing  
plans and specifications for  
a bridge across the Grande  
Ronde River at a point known  
as Conley Crossing.

Now at this time it is ORDERED that the County Roadmaster be and he is  
hereby directed to prepare plans and specifications for a bridge to be erected across  
the Grande Ronde River at a point known as Conley Crossing.

In the matter of removing gravel  
from the lands of Grant Dalton to  
be used as surfacing material on  
the North Powder-Clover Creek  
Market Road and North Powder River-  
County Line Bridge Market Road.

Now at this time, it appearing that this Court has been unable to agree  
with Grant Dalton upon an amount to be paid as compensation for the removal of gravel  
from the lands of the said Grant Dalton for use as surfacing material for the North  
Powder-Clover Creek Market Road and North Powder River-County Line Bridge Market Road,

SECOND JUDICIAL DAY

THURSDAY, JUNE 5th, 1924.

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.

*Chas. G. Couch* County Judge,  
*John Hutchinson* Commissioner,  
*John Wells* 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, County 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:

178 General Fund Warrants	\$5,107.39
157 Road Warrants	7,700.00
41 Market Road Warrants	2,340.09
56 Road Bond Warrants	11,273.10
2 Indigent Soldier Warrants	52.00
2 Prohi. Enforcement Receipts	412.16
1 Game Receipt	22.83
1 Fire Patrol Receipt	557.77
12 Special Tax Cities Receipts	27,347.58
42 Special Tax School Districts	20,215.55
1 Elementary School Receipt	4,320.95
1 County School Receipt	<u>4,488.51</u>
	\$83,837.93

708 In the matter of a proposed road petitioned for by John Schmittle, et al.

Now at this time this matter comes on to be heard upon the petition of John Schmittle, et al., for a proposed county road, and it appearing to the Court that the Bowman-Hicks Lumber Company has agreed to deed to the County the necessary right-of-way for the proposed road described in the petition,

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