

No

IN THE
CIRCUIT COURT
UNION COUNTY OREGON

EQUITY

Helena Houck

Plaintiff

vs

James Houck

Defendant

Docket

Page

N-21

Grant & Shes

Attorney for Plaintiff

Attorney for Defendant

ARR Y
GLASS & PRUDHOMME CO COUNTY SUPPLY SPECIALTY HOUSE
45 67 ■ A W ■ P ■ LAN ■ E

File 720.

Dissemination of a
parties of County Road
#399

Vacated Sept 6, 1938

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 March, A. D., 191²⁸, 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 Ereshears Sheriff.

WHEN, on Thursday, the 8th day of March, A. D. 191²⁸, 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. 399.

WHEREAS, it appears to the County Court of Union County, Oregon, that a portion of County Road No. 399, more particularly described as follows:

Beginning at a point designated in the original notes as A8 which point is approximately the section corner common to sections 28, 29, 32 and 33 T 2 N, R 40 EWM, thence north to the intersection of said road with the Cemetery-Cricket Flat Market Road a distance of approximately 1022 feet,

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.

County Judge,
Commissioner,
Commissioner.

IN THE MATTER OF THE
VACATION OF A PORTION
OF ROAD #399.

5/2/29

It appearing that on June 7th. 1929, this matter came on for hearing to close said ^{road} by resolution, through an error on the above date, the Court Docket was made to read that the objection of J. E. Rysdam etal. was overruled and said road ordered closed.

It appering now that said Court Docket should of read, the objection of J. E. Rysdam, etal. was sustained, and said road ordered to remain open.

It further appearing now that the fence on one side of said road has been removed by the owner of adjoining land, thinking he was doing it in good faith according to Court order,

Therefore in as much as it was the intention of the County Court that said road remain open, and an error as shown by Court Docket that said road was closed.

It is therefore ordered, and the County Engineer is hereby authorized to replace the fence that was removed by said owner of adjoining land, and reopen said road and put in condition to travel by the public.

D. G. Couch County Judge.
W. W. Stanger County Commissioner
H. R. Hedderly County Commissioner

NOTICE OF ROAD VACATION

NOTICE IS HEREBY GIVEN, that the County Court of Union County, Oregon, will on the 6th day of September, 1928, 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. 399 described as follows:

That part of road No. 399 beginning at a point on the Section line where the present county road intersects the West right-of-way of the Cemetery-Cricket Flat Market Road, said point being approximately 1065 feet west of the Section corner common to 28, 29, 32, 33, Township 2 North, Range 40 EWM, thence west a distance of 262.9 feet, thence south a distance of 1320 feet, thence west a distance of 1290 feet, said point being approximately 1320 feet north and 30 feet east of the center of Section 32, Township 2 North, Range 40 EWM, excepting all that part of said road which is included in the Cemetery-Cricket Flat Market Road.

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 2nd day of August, 1928.

Attest: *C. M. Cormick*
County Clerk and ex-officio Clerk of
the County Court of Union County, Oregon.

STATE OF OREGON)
County of Union)^{ss}

I, S. B. Morgan, 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 road proposed to be vacated therein described, to-wit: One on a telephone pole at the beginning of said road, one on a fence post near the middle of said road and one on a fence post at the terminus of said road, thirty days previous to the date set for hearing the Roadmaster's report, to-wit: on the 3rd day of August, 1928, and that thereafter and thirty days previous to the date set for hearing the report therein mentioned, to-wit: on the 3rd day of August 1928, 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 door, in the city of La Grande, in said county and state, and that said notices remained posted thirty days previous to the date set for hearing said report, as I verily believe.

S. B. Morgan

Subscribed and sworn to before me this 6 day of

September, 1928.

C. K. MCCORMICK

County Clerk

By J. Graham Deputy

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 April, A. D., 19²⁸, 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 April, A. D. 19²⁸, 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. 399.

Now at this time it appearing to the Court that the County Roadmaster has filed a report in writing recommending that a portion of County Road No. 399 be vacated,

It is CONSIDERED AND ORDERED that Thursday, June 7th, 1928, at 10:00 A.M., be and the same is hereby fixed as the time for hearing said report.

It is further ordered that the County Roadmaster post notices as required by law notifying all persons of the time and place of said hearing.

County Judge,
Commissioner,
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 6th day of June, A. D., 191²⁸, 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 7th day of June, A. D. 191²⁸, 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. 399.

Now at this time the above entitled matter comes on for hearing the report of the County Road Master upon the proposed vacation of a portion of County Road No. 399 more particularly described as follows:

Beginning at a point designated in the original notes as A8 which point is approximately the section corner common to sections 28, 29, 32 and 33 T 2 N, R 40 EWM, thence north to the intersection of said road with the Cemetery-Cricket Flat Market Road a distance of approximately 1022 feet,

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 the county in that the travelling public is served by a hard surfaced highway within a short distance of said road and it further appearing from the affidavit of the County Roadmaster on file that more than 30 days prior to June 7, 1928, the date set for hearing the report of said roadmaster upon said proposed vacation and that 3 notices of the hearing were posted in the vicinity of the road proposed to be vacated, and that one notice was posted at the place of holding county court; that said notices remained posted at least 30 days before the date set for the hearing, and it further appearing that a remonstrance

containing 24 names was filed against the vacation of said road as above described but that a petition containing 19 names has been filed recommending the vacation of said road, and that 8 signers of the remonstrance have prior hereto filed a request that their names be not counted on said remonstrance, and that they be counted upon the request to have said road vacated, and the Court having duly considered the report of the County Roadmaster which report recommends the vacation of said road, as well as the remonstrance and the recommendation of freeholders residing in the vicinity of said road, and being advised in the premises, finds that said road is no longer useful as a part of the general road system of the county and that the traveling public is amply served by other roads in the same vicinity,

It is therefore CONSIDERED AND ORDERED that said road be and the same is hereby vacated between the points and along the line above described.

County Judge,
Commissioner,
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~~ **Thursday**, the 5th day of July, A. D., ~~Wednesday~~ **Wednesday** having been a non-judicial day **after 1st Wednesday** 19128, the same being the first ~~Wednesday~~ **Thursday** 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,
Gesse Breshears, Sheriff.

WHEN, on ~~Thursday~~ **Friday**, the 6th day of July, A. D. 19128, or the 2nd Judicial Day of said term, among others the fol-

lowing proceedings were had, to-wit:

In the matter of the petition of Benjamin Bendshadler, et al., for the vacation of a portion of County Road No. 399.

Now at this time this matter comes on for hearing upon the petition of Benjamin Bendshadler, et al., to vacate a portion of County Road No. 399, alleging that said road is no longer useful as a part of the general road system of the County and that the public will be benefited by its vacation, and the Court having considered said petition,

It is ORDERED that the County Roadmaster be and he is hereby directed to examine that portion of said road proposed to be vacated and file his report before the next regular term of this Court.

U. G. Couch

W. W. Stevens

W. R. Ledbetter

County Judge,
Commissioner,
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 1st day of August, A. D., 191²⁸, 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 2nd day of August, A. D. 191²⁸, or the 2nd Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the petition of Benjamin Bendshadler, et al., for the vacation of a portion of County Road No. 399.

Now at this time this matter comes on for the consideration of the report of the County Engineer upon the proposed vacation of a portion of County Road No. 399 as petitioned for by Benjamin Bendshadler, et al., and it appearing to the Court from said report that said road is no longer used as a County Road and that the public convenience is served by another road in the same vicinity and that in the opinion of said engineer said road should be vacated,

It is therefore ORDERED that September 6, 1928, at 10:00 A.M. at the County Court Room in the Court House in the city of La Grande, Oregon, be and the same is hereby fixed as the time and place for hearing the report of the Roadmaster on said proposed vacation and that the County Roadmaster be and he is hereby instructed to post 3 notices of said hearing in the vicinity of said road and one notice at the place of holding Court at least 30 days before the date fixed for said hearing.

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 5th day of September, A. D., 1928, 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 6th day of September, A. D., 1928, or the 2nd Judicial Day of said term, among others the following proceedings were had, to-wit:

In the matter of the petition of Benjamin Bendshadler, et al., for the vacation of a portion of County Road No. 399.

Now at this time this matter comes on for hearing upon the report of the County Roadmaster relative to the vacation of a portion of County Road No. 399 as petitioned for by Benjamin Bendshadler, et al, and it appearing to the Court from the report of said Roadmaster that said road proposed to be vacated is no longer used as a part of the general road system of Union County, and that the traveling public is amply served by another and better road in the same vicinity and that it would be an additional public burden to continue in use said road No. 399, and it further appearing that no one has appeared to object to said vacation or filed any remonstrance thereto,

It is therefore CONSIDERED AND ORDERED AND ADJUDGED that County Road No. 399 be and the same is hereby vacated between the points and along the line hereinafter set forth, to-wit: That part of Road No. 399 beginning at a point on the section line where the present county road intersects the west right of way line of the Cemetery-Cricket Flat Market Road, said point being approximately 1065 feet west of the section corner common to sections 28, 29, 32 & 33 T 2 N, R 40 EWM, thence west a distance of 262.9 feet, thence south a distance of 1320 feet, thence west a distance of 1290 feet said point being approximately 1320 feet north and 30 feet east of the center of section 32 T 2 N, R 40 EWM, except all that part of said road which is included in the Cemetery-Cricket Flat Market Road.

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

PETITION FOR VACATION OF ~~ROAD~~ ~~ROAD~~

TO THE HON. COUNTY COURT OF UNION COUNTY, OREGON:

The undersigned freeholders of Union County, Oregon, residing in the road district where the hereinafter described road proposed to be vacated is located, respectfully petition your

Hon. Body to vacate said road along the following line or route for ~~as a part of the General Road System~~ the reason that said road is no longer ~~useful and is burdensome to~~ ~~and the~~ maintain, ~~and the~~ public will be benefited by its vacation, to-wit:

That part of road No. 399 beginning at a point on the Section line where the present county road intersects the West right-of-way line of the Cemetery-Cricket Flat Market Road, said point being approximately 1668 feet west of the Section corner, common to 28, 29, 32, 33, Township 2 North, Range 40 EWN, thence west a distance of 262.9 feet, thence south a distance of 1290 feet, thence west a distance of 1290 feet, said point being approximately 1320 feet north and 30 feet east of the center of Section 32, Township 2 North, Range 40 EWN, excepting all that part of said road which is included in the Cemetery-Cricket Flat Market Road,

NAMES	DESCRIPTION OF LAND OWNED BY EACH PETITIONER
Benj. Bendshader	E ² SE Sec 19 Twp 2 R 40 - W ² x W - NE 1/4
Oscar Bendshader	E ² SE Sec 19 Twp 2 R 40 - W ² SW - NE 1/4
M.E. Beem	SE 4 Sec 29 Twp 2 N R 40
Emil Miller	S. 1/4 Sec 29 Twp 2 N R 40
Jonashan Green	N. E 1/4 Sec 29 Twp 2 N R 40
Leota Green	S. W 1/4 Sec 19 Twp 2 R 40
Andrew Phillips	N. E 1/4 Sec. 24 Twp 2 N. R 39
Ott. Glasson	Sec 29 Twp 2 R 40
J. de Pysdam	S. E. N. E. - S ² NW - SW 4 - SWSE - NW 1/4 Twp 2 R 40
Albert Pysdam	NE SE - S 2 SE - NE 1/4 E 1/4 SE - S ² NE - NE SW - NWSE -
W. de Pysdam	N. E. 1/4 Sec 29 Twp 2 N R 40
[Illegible]	[Illegible]
[Illegible]	[Illegible]
Q. V. Wilty	N. E 1/4 - S E 1/4 Sec 19 Twp 2 R 40
[Illegible]	S E 1/4, S 2 N R 40 Sec 29 Twp 2 R 40
J. V. Wilty	N. W. 1/4 Sec 29 Twp 2 N R 40
Sarah Gebeler	S 2 NW - W 2 NE 1/4 Twp 2 N R 40
[Illegible]	W ² NW - NE 1/4 Sec 31 Twp 2 R 40

Names

Land-Description

James L. Sekeler

1/2 cont in SE 1/4 Sec 36 Tp 27N R 39
 1/2 SW - SW Sec 31 " 27N R 40
 1/4 cont W - SW - SE SW - SW Sec 30 Tp 27N R 40
 NW 1/4 Sec 31 Tp 27N R 40

John Sekeler
 Walter Sekeler

1/2 cont in SE 1/4 Sec 36 Tp 27N R 39 SW - SW Sec 31 Tp 27N R 40
 1/4 cont W - SW - SE SW - SW Sec 30 Tp 27N R 40
 1/2 cont in SE 1/4 Sec 36 Tp 27N R 39 SW - SW Sec 31 Tp 27N R 40
 1/4 cont W - SW - SE SW - SW Sec 30 Tp 27N R 40

Light Wood
 S. Thompson

3 1/2 NW 1/4
 Sec 27. 7. R Township 9 R. 40

Mike Fitzgerald

SE 1/4 SW 1/4 - SE 1/4 SW 1/4 R 40
 NE 1/4 NW 1/4 Sec 2 R 40
 S 1/2 NW 1/4 Sec 13. T 2 R 40
 W 1/4 NW 1/4 Sec 24 " " " "
 SW 1/4 SW 1/4 SW 1/4 SW 1/4 Sec 24 " " " "
 NW 1/4 NW 1/4 NW 1/4 NW 1/4 Sec 25 " " " "
 SW 1/4 SW 1/4 " " " "
 NW 1/4 NW 1/4 NW 1/4 NW 1/4 Sec 35 T 2 R 40

Sam Richards

SENE - NESW - NSE - SESE - Sec 30 T 27N R 40
 S 2 NE - Sec 31 T 27N R 40
 NW 4 - " 32 " " " "

Walter Hill

N 2 NW " 4 " " " "
 N 2 NE " 5 " " " "
 SESE - Sec 19 T 4 " 2 N " "
 SWNE - SE SW - SE 4 " 32 " " "
 SW 4 - NW 3 SE " 33 " " "

In re Petition of
Benj. Burdette et al
for location of a
portion of Road # 399

Filed June 30, 1918
O.K. Wm. C. C. C. C.
County Clerk

April 5, 1928

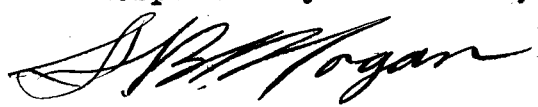
To The Honorable County Court of Union County, Oregon.

I beg leave to report that on the 12th day of March, 1928, in pursuance with said order I proceeded to view out that portion of Road No. 399 on the section line between sections 28 & 29 T 2N R40 EWM, as shown on the accompanying map.

The above described road has been replaced by a Market Road and that the same will be burdensome to maintain and that the public will be benefited by its vacation.

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

Respectfully submitted,


County Engineer.

In re vacation of
a portion of Road
399

Report of Roadmaster

Filed April 5, 1928

W. M. Carmichael
County Clerk

STATE OF OREGON)
County of Union) ^{SS}

I, S. B. Morgan, 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 road therein described and proposed to be vacated, to-wit: One on a telephone pole at the beginning of said road; one on a telephone pole near the middle of said road; and one on a fence post at the terminus of said road, thirty days previous to the date set for hearing the report therein mentioned to-wit: on the 7th day of June, 1928, and that thereafter and thirty days previous to the date set for hearing said report therein mentioned, to-wit: on the 7th day of April, 1928, 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 door, in the city of La Grande, in said County and State, and that said notices remained posted thirty days previous to the date of hearing said report as I verily believe.

S. B. Morgan

Subscribed and sworn to before me this 4th day of June,
1928.

C. K. McCormick
County Clerk

Circuit Court

Some location
of a portion of
Road # 399

Highway of Eastern
Provinces

Field June 14, 1958
C. K. H. McCormick
County Clerk

NOTICE OF ROAD VACATION

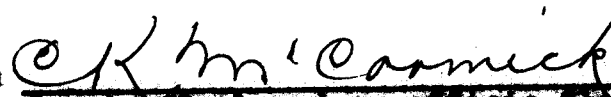
NOTICE IS HEREBY GIVEN, that the County Court of Union County, Oregon, will on the 7th day of June, 1928, at the County Court Room at La Grande, Oregon, at the hour of 10:00 o'clock in the forenoon of said date, hear the report of the County Roadmaster of Union County made upon his survey, for the vacation of that portion of County Road No. 399 described as follows:

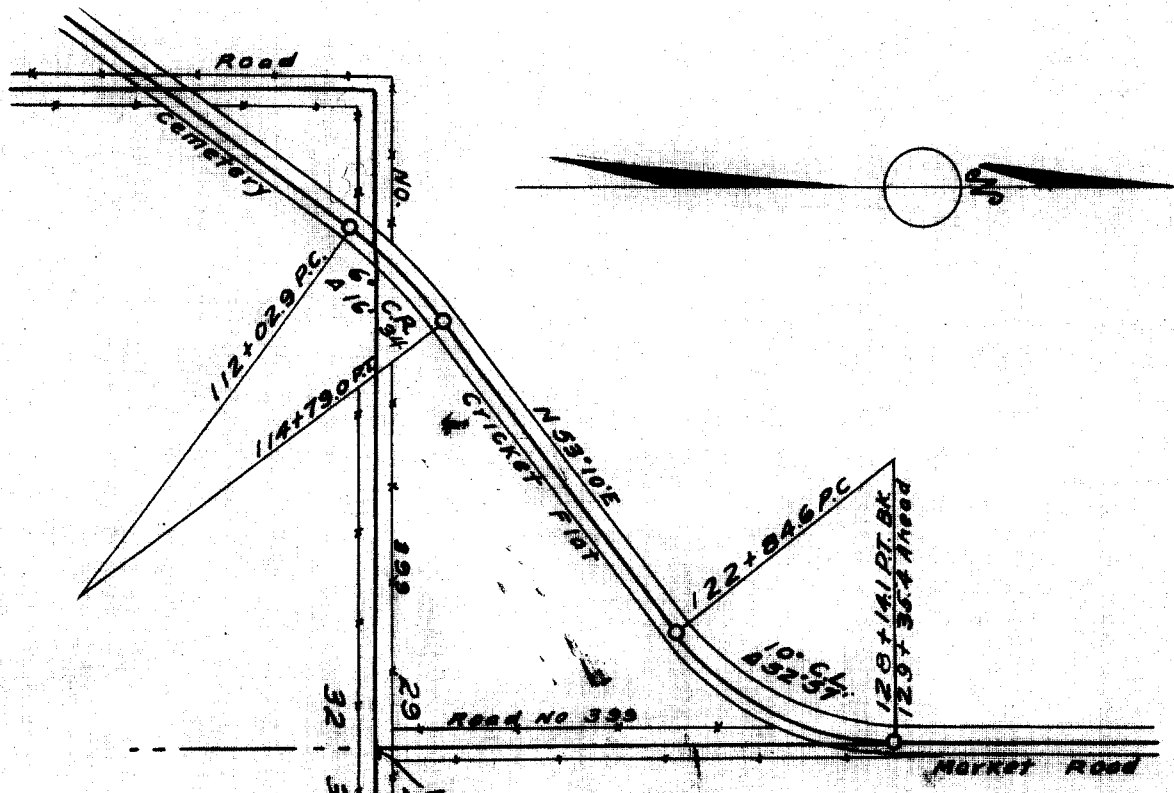
Beginning at a point designated in the original notes as A8 which point is approximately the section corner common to sections 28, 29, 32 and 33 T 2 N, R 40 E W. 1, thence north to the intersection of said road with the Cemetery-Cricket Flat Market Road a distance of approximately 1022 feet.

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 5th day of April, 1928.

Attest:


County Clerk and ex-officio Clerk of
the County Court of Union County, Oregon.



Map of Proposed Partial Road Vacation
 of Road NO 399 T2 NR 40 E.W.M.
 Beginning at a Point designated in the
 Original Notes as AB Which point
 is approximately the section corner
 common to sections 28-29-32+33
 T2NR40 EWM thence North to the
 intersection of said Road with the
 Cemetery Cricket Flat Market Road
 a distance of approximately 1022 Feet

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

In the matter of the vacation of
a portion of County Road No. 399.

WHEREAS, it appears to the County Court of Union County,
Oregon, that a portion of ~~County Road No. 399~~, more particularly
described as follows:

Beginning at a point designated in the original
notes as AS which point is approximately the section corner
common to sections 28, 29, 32 and 33 T 2 N, R 40 E W 1/4, thence
north to the intersection of said road with the Cemetery-
Cricket Flat Market Road a distance of approximately 1022 feet,

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.

Done and dated at La Grande, Oregon, March 8th, 1928.

County Judge,
Commissioner,
Commissioner.

TO THE HONORABLE COUNTY COURT OF UNION COUNTY, OREGON.

Gentlemen:-

We, the undersigned freeholders, residing in Road District No. 4, the Road District in which the following described road, proposed to be vacated, is located, to-wit:

Beginning at a point designated in the original notes as A. 8., which point is approximately the section corner common to Sections 28, 29, 32 and 33, Tp. 2 N. R. 40 E. W. M., thence North to the intersection of said Road with the Cemetery- Cricket Flat Road, approximately 1022 feet.

do hereby object to the vacation of said road for the following reasons; that said road is useful as a part of the general road system of Union County; that the public will not be benefitted by its vacation; that it is not burdensome to maintain.

J. C. Rydman

Heat Rydman Mike Fitzgerald

B. H. Glasson Matt Barwell

Oscar Bendshadler Carrie Thompson

H. D. Tove Ed Thompson

W. English Mary J. Ray

J. Rydman James Baker

Chas. Breckers Sarah Bekler

Luke Wood Roy Hardy

Walter Hill S. B. Thompson

Sam Richard Benj Bendshadler

Dr. W. Witz

John B. Scott

E. O. Bassner

Penonctance
in Pond District

Recd May 19, 1928
Wm Bennett
County Clerk

September 6, 1929.

Report of the Partial Road Vacation of Road No. 399,
T 2N R 40 EWM.

Beginning thirty (30) feet North of a point designated in the original notes as A 8; which point is approximately the section corner common to sections 28, 29, 32 & 33 T 2N R40 EWM; thence North to the intersection of said road with the Cemetery-Cricket Flat Market Road a distance of approximately 1022 feet.

The above described road has been replaced by the Cemetery-Cricket Flat Market Road which will serve a majority of the people. This road has been closed for approximately one year.

Upon investigating I find that it inconveniences the land owner to the extent that he is required to travel approximately one-quarter of a mile ^{rather} in distance. As he owns and farms land east and north of this road it would benefit him to have the road opened.

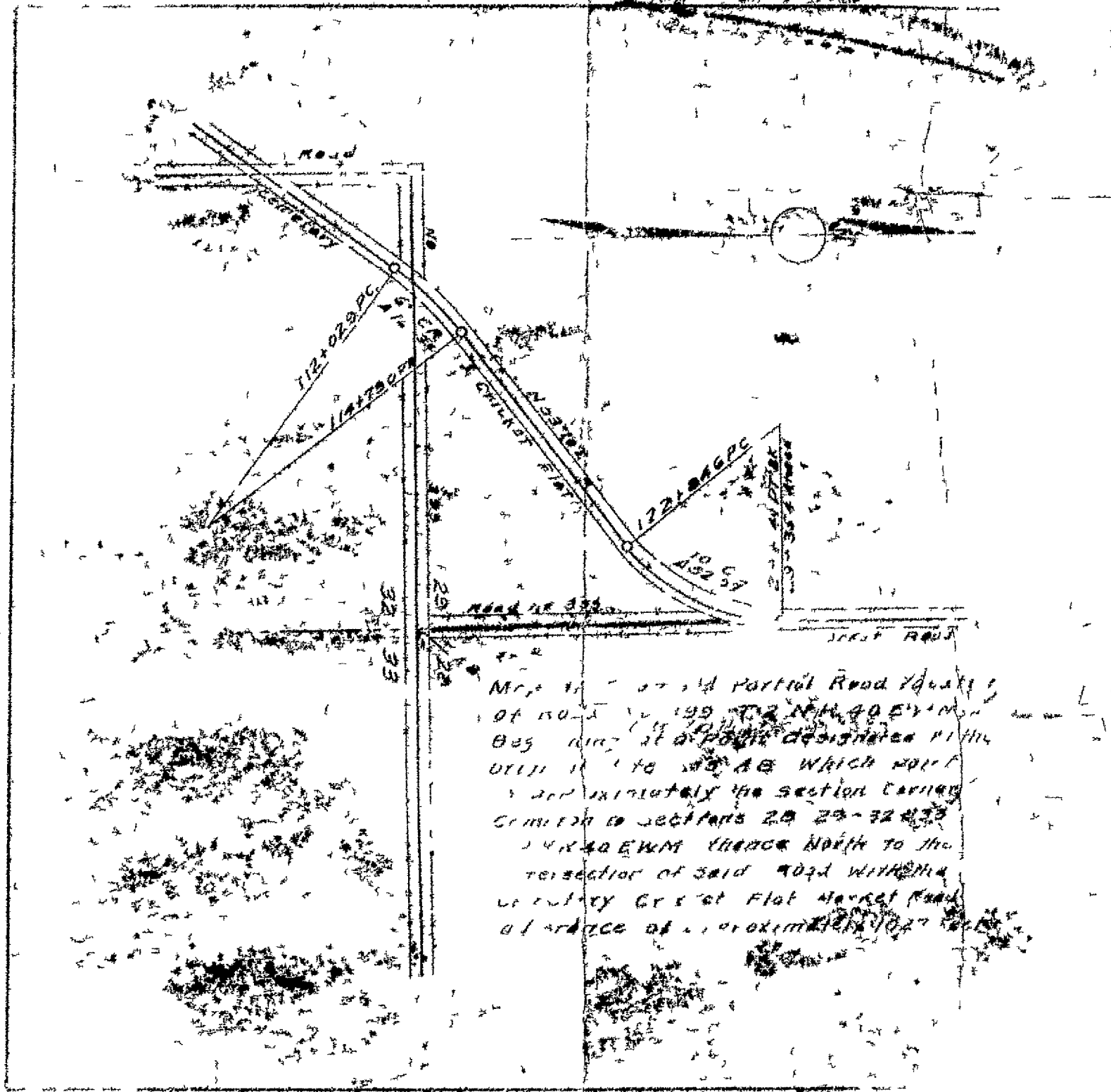
The road would not damage any property as the land on each side of the road is owned by two different parties.

I therefore recommend that a forty (40) foot road be opened up on the above described route.

Respectfully submitted,

N. Morgan
County Engineer.

*Filed Sept 6, 1929
C. H. McCormick
County Clerk*



Mr. J. J. ... of said Partial Road ...
 of road ... 139 ...
 033 ... at a point designated with
 0111 ... to ... which point
 is approximately the section corner
 common to sections 20 21-32 ...
 24x40 EWM thence North to the
 resection of said road within
 locality of ... Flat ...
 of ... of ...

In re closing portion
of Road #314-
399

~~#720~~

#720

ordered removed
Oct 31, 1929
P-578

720

REMONSTRANCE

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 located, respectfully object to, and remonstrate against, the vacation of the County Road within said county, petition for which is now pending before your honorable body, said road being described, as follows:

Beginning at a point designated in the original Notes, as A 8 which point is approximately the section corner common to Sections 28-29-32-33, Township 2 North, Range 40 E.W.M., thence North to the intersection of said road with the Cemetery Crique Flat Market Road, a distance of approximately 1022 feet.

upon the following grounds:

- 1---- A like petition was heretofore, on or about the 7th. day of August 1928, before your honorable body, and, after the same was duly considered, the road examined, reported upon, and Hearing had the Road was Ordered to be left open.
- 2---- That, notwithstanding the foregoing proceedings, certain persons--without any authority known to your remonstrators-- have fenced-up said road, and now seek confirmation of their action in this regard, by this court.
- 3---- That the aforesaid road is a better road than the one which would otherwise have to be traversed, being less steep.
- 4---- That the aforesaid road is part of a Post-office mail route, the vacation of which would necessitate the daily travel by the carrier of about one-quarter mile.
- 5---- That the present road is a great convenience to the residents of the immediate vicinity--and the public generally--the closing of which would necessitate additional and useless travel in a round-about-way.
- 6---- These remonstrators deny that said road is useless as a part of the road system--general--; deny that same is burdensome to maintain; and deny that the public will be benefited by its vacation--and allege, the contrary is the fact in each of said particulars.

Respectfully submitted,

J. B. Pysdam Donald Yarrington
Albert Pysdam
Ray Anderson Jimmie Yarrington
Harry W. Wickershed Geo. Young J
Martin Hall Mary J. Fox
Benj. Bendishler Harlin Yarrington
John A. Scott R. H. Glasgow
Prof. C. Koubet

No.

vs

Remonstrance

Filed August 6, 1929
H. M. Corning
County Clerk

L. DENHAM
Attorney at Law
LA GRANDE OREGON

TO THE HONORABLE COUNTY COURT OF UNION COUNTY, OREGON

Gentlemen:

We, the undersigned freeholders, residing in Road District No. 4, the Road District in which the following described road, proposed to be vacated, is located, to-wit:

Beginning at a point designated in the original notes as A. 8., which point is approximately the section corner common to Sections 28, 29, 32 and 33, Tp. 2 N.R. 40 E.W.M., thence North to the intersection of said Road with the Cemetery--Cricket Flat Road, approximately 1022 feet, do hereby recommend the vacation of the above described road, for the following reasons; that said road is no longer useful as a part of the general road system of Union County, and that the continuance of same as a County Road would benefit no one residing in that vicinity, except J.E. Rysdam and Albert Rysdam.

Mrs M. E. Beem	Sec 29, T. 2 N. Range 40
Jonathan Green	N.E. & NW 1/4 Sec 29 T. 2 - Range 40
Leota Green	S.W. 4 - Sec. 19 T. 2 " Range 40
A. Phillips	N.E. 4 - Sec. 24 T. 2 " Range 39
Ernie Miller	1/2 sec, 28 & W 1/2 of NW 1/4 27
Earl Phillips	SE 1/4 of sec 24 T 2 N 39
C. O. Ewen	J. P. Good
Mrs. Mary L. Hall	Catherine M. Good
H. W. Lewis	Cuyler Scott
H. J. Hargis	Edward Brown
Joe Bechtel	Mr J. T. Wickham
Rev. C. Roullet	John Siskeler
Wm R. Peck	
	Over

We, the undersigned, freeholders, who signed the remonstrance against the vacation of the hereinbefore described road, filed with the County Clerk on May 19th, 1928, do hereby request that our names be not counted on said remonstrance, and we do hereby request and recommend the vacation of said road, by the Court.

Benj. Bendshadler

Oscar Bendshadler

Walter Hill

E. R. Hoopes

James Gebeler

Sarah Gebeler

Mike Fitzgerald

S. S. Thompson

#

La Grande, Oregon.
July 25, 1928.

To the Honorable County Court of Union County, Oregon:

I beg leave to report that on the 25th day of July, 1928, in pursuance with said order I proceeded to view out that portion of the present county road in the northwest quarter of section 32 T 2N R40 EWM, as shown on the accompanying map.

The above described road is no longer used as a county road. That the same is burdensome to maintain and that the public will be benefited by its vacation.

The above described road has been replaced, as far as public conveniences is concerned, by a Market Road which is designated as the Cemetery-Cricket Flat Market Road, said new road being well graded and shorter in distance.

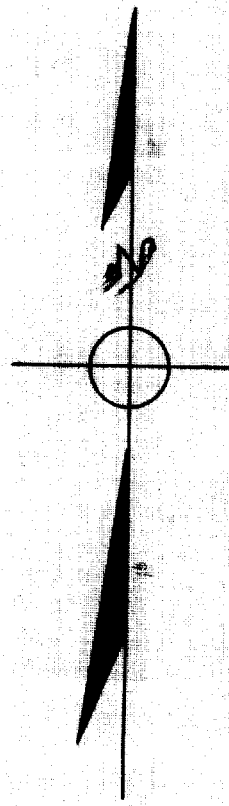
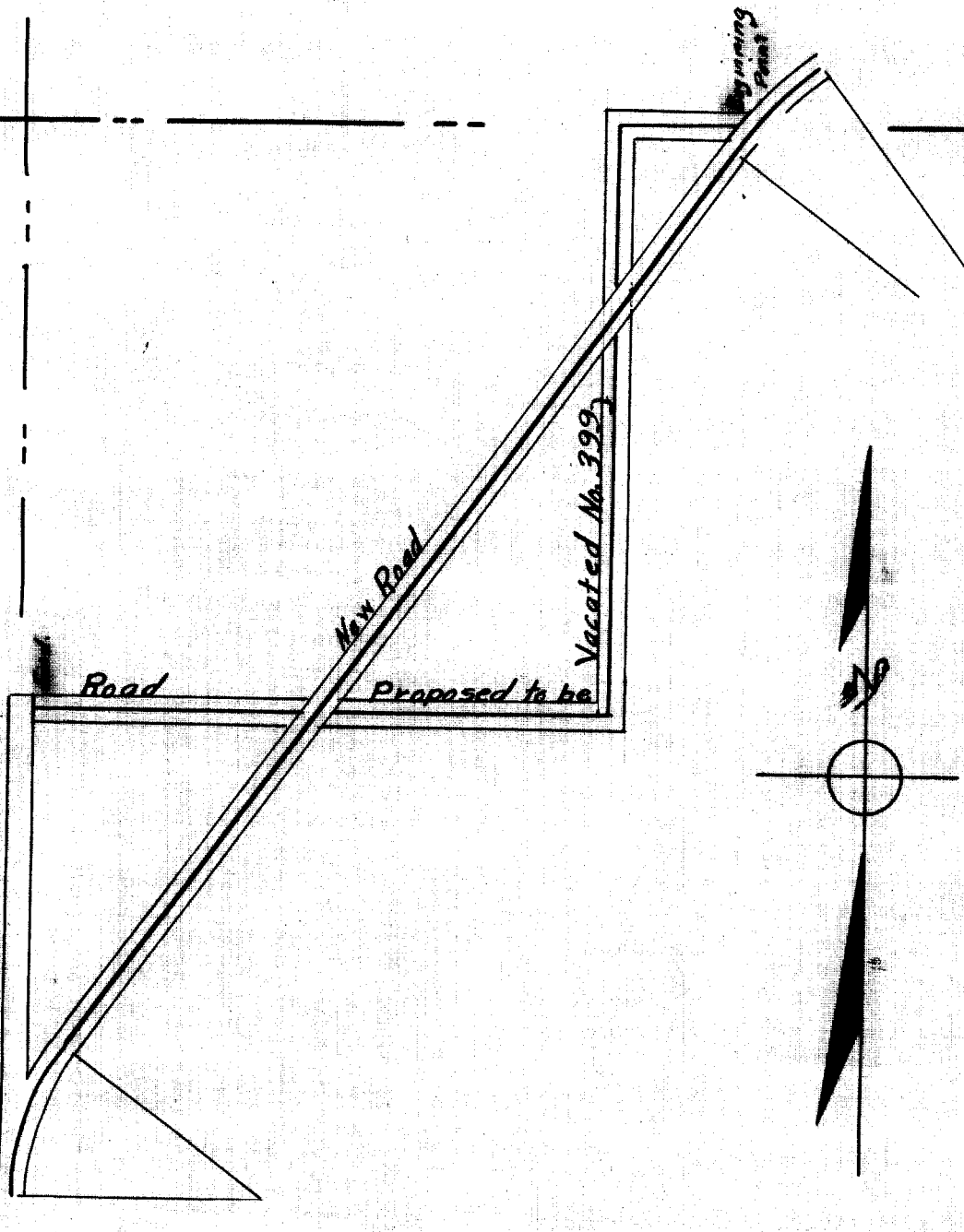
I, therefore, recommend that said road be closed as a public highway of Union County, Oregon.

Respectfully submitted,


County Roadmaster.

29 28

32 33



in T 2NR 40EWM

Description of Proposed Road to be Closed

That part of Road No. 399 beginning at a point on the section line where the present county road intersects the west right of way line of the Cemetery-Cricket Flat Market Road, said point being approximately 1065 feet west of the section corner common to sections 28, 29, 32 & 33 T 2N R40 EWM, thence west a distance of 262.9 feet, thence south a distance of 1320 feet, thence west a distance of 1290 feet said point being approximately 1320 feet north and 30 feet east of the center of section 32 T 2N R40 EWM, except all that part of said road which is included in the Cemetery-Cricket Flat Market Road.

SECOND JUDICIAL DAY

THURSDAY, MARCH 8th, 1928.

north of the southwest corner of the southeast quarter of the northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of section 9, township 3 south, range 38 east of the Willamette Meridian, in Union County, Oregon; running thence east twentyfour and four ninths (24-4/9) rods; thence south sixty (60) feet; thence west twenty-four and four/ninths (24-4/9) rods; thence north sixty (60) feet to the point of beginning; for use as a right-of-way for a county road and it appearing to the Court that such road is necessary for the convenience of persons residing in the vicinity thereof,

It is CONSIDERED AND ORDERED that said deeds be accepted and the lands described therein be and the same are hereby declared to be a County Road of Union County, Oregon.

In the matter of the acceptance of the deeds of Ben Blais, et ux; John Shaw, et ux; John Brant, Sr., a widower; E. R. McCanse, et ux; Edson R. McCanse, and Margaret C. McCanse; Ben Blais, et ux; for lands for use as a right-of-way for the North Powder-Clover Creek Market Road.

Now at this time are presented to the Court the deeds of Ben Blais, et ux., John Shaw, et ux; John Brant, Sr., a widower; E. R. McCanse, et ux; Edson R. McCanse and Margaret C. McCanse; for lands for use as a right-of-way for the North Powder-Clover Creek Market Road, and it appearing to the Court that said lands are necessary for the construction and use of said North Powder-Clover Creek Market Road,

It is CONSIDERED AND ORDERED that said deeds be and the same are hereby accepted.

In the matter of the vacation of a portion of County Road No. 399.

WHEREAS, it appears to the County Court of Union County, Oregon, that a portion of County Road No. 399, more particularly described as follows:

Beginning at a point designated in the original notes as A8 which point is approximately the section corner common to sections 28, 29, 32 and 33 T 2 N, R 40 EWM, thence north to the intersection of said road with the Cemetery-Cricket Flat Market Road a distance of approximately 1022 feet,

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.

In the matter of the vacation of a portion of County Road No. 561.

WHEREAS, it appears to the County Court of Union County, Oregon, that a portion of County Road No. 561, more particularly described as follows:

Beginning at a point in the center of Catherine Creek which point is approximately 270.0 feet east of the quarter section corner common to sections 3 and 10, T 4 S, R 39 EWM, thence west 72.0 feet to angle No. 1 as designated in the original notes, thence N 8° 30' E 500.0 feet, thence N 43° 00' W a distance of 330.0 feet, thence N 28° 00' W a distance of 500.0 feet thence N 60° 00' W a distance of 264.1 feet to angle No. 5 thence West a distance of 165.0 feet,

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

SECOND JUDICIAL DAY

THURSDAY, APRIL 5th, 1928.

In the matter of the vacation
of a portion of County Road
No. 561.

Now at this time it appearing to the Court that the County Roadmaster has
filed a report in writing recommending that a portion of County Road No. 561 be vacated,

It is CONSIDERED AND ORDERED that Thursday, June 7th, 1928, at 10:00 A.M.
be and the same is hereby fixed as the time for hearing said report.

It is FURTHER ORDERED that the County Roadmaster post notices as required by
law notifying all persons of the time and place of said hearing.

In the matter of the vacation
of a portion of County Road
No. 399.

Now at this time it appearing to the Court that the County Roadmaster has
filed a report in writing recommending that a portion of County Road No. 399 be vacated,

It is CONSIDERED AND ORDERED that Thursday, June 7th, 1928, at 10:00 A.M.,
be and the same is hereby fixed as the time for hearing said report.

It is FURTHER ORDERED that the County Roadmaster post notices as required by
law notifying all persons of the time and place of said hearing.

In the matter of the application
of P. R. McKinnis for County Aid.

Now at this time this matter comes on for consideration of the application
of P. R. McKinnis for County Aid and it appearing to the Court from said application that
the said P. R. McKinnis is of the age of 76 years, and by reason of his physical condition
is unable to work and earn a livelihood; that he has no relatives or friends who are
willing to assist him and the Court having investigated said application and being advised
in the premises,

It is CONSIDERED AND ORDERED that said application be allowed and the County
Clerk is hereby authorized and directed to draw a warrant on the General Fund of the County
in the sum of \$10.00 per month in favor of P. R. McKinnis until further orders of this
Court.

In the matter of the opening
of Ballot Boxes.

Now at this time, upon application of the County Clerk, it is ORDERED that
said Clerk be and he is hereby authorized and directed to open the ballot boxes and burn
the ballots and stubs remaining therein from the last election and to prepare said boxes
for use at the Primary Election to be held on May 18th, 1928.

In the matter of designating Polling
Places for use at the Primary Election
to be held May 18th, 1928.

Now at this time it appearing that the polling places for use at the
primary election to be held on May 18th, 1928, be and the same are hereby designated as
the same places as used at the last election.

SECOND JUDICIAL DAY

THURSDAY, JUNE 7th, 1928.

719
In the matter of the vacation
of a portion of County Road
No. 561.

Now at this time the above entitled matter comes on for hearing the report of the County Road Master upon the proposed vacation of a portion of County Road No. 561 more particularly described as follows:

Beginning at a point in the center of Catherine Creek which point is approximately 270.0 feet east of the quarter section corner common to sections 3 and 10, T 4 S, R 39 EWM, thence west 72.0 feet to angle No. 1 as designated in the original notes, thence N 8° 30' E 500.0 feet, thence N 43° 00' W a distance of 330.0 feet, thence N 28° 00' W a distance of 500.00 feet thence N 60° 00' W a distance of 264.1 feet to angle No. 5 thence west a distance of 165.0 feet,

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 the County in that the travelling public is served by a hard surfaced highway within a short distance of said road and it further appearing from the affidavit of the County Road master on file that more than 30 days prior to June 7, 1928, the date set for hearing the report of said road-master upon said proposed vacation and that 3 notices of the hearing were posted in the vicinity of the road proposed to be vacated, and that one notice was posted at the place of holding county court; that said notices remained posted at least 30 days before the date set for the hearing, and it further appearing that no person has appeared to object to the vacation of said proposed road and that no remonstrance has been filed,

It is CONSIDERED AND ORDERED that said road be and the same is hereby vacated between the points and along the route above described.

In the matter of the vacation
of a portion of County Road
No. 399.

Now at this time the above entitled matter comes on for hearing the report of the County Road Master upon the proposed vacation of a portion of County Road No. 399 more particularly described as follows:

Beginning at a point designated in the original notes as A8 which point is approximately the section corner common to sections 28, 29, 32 and 33 T 2 N, R 40 EWM, thence north to the intersection of said road with the Cemetery-Cricket Flat Market Road a distance of approximately 1022 feet,

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 the county in that the travelling public is served by a hard surfaced highway within a short distance of said road and it further appearing from the affidavit of the County Road master on file that more than 30 days prior to June 7, 1928, the date set for hearing the report of said road-master upon said proposed vacation and that 3 notices of the hearing were posted in the vicinity of the road proposed to be vacated, and that one notice was posted at the place of holding county court; that said notices remained posted at least 30 days before the date set for the hearing, and it further appearing that a remonstrance containing 24 names was filed against the vacation of said road as above described but that a petition containing 19 names has been filed recommending the vacation of said road, and that 8 signers of the remonstrance have prior hereto filed a request that their names be not counted on said remonstrance, and that they be counted upon the request to have said road vacated, and the Court having duly considered the report of the County Road master which report recommends the vacation of said road, as well as the remonstrance and the recommendation of freeholders residing in the vicinity of said road, and being advised in the premises finds that said road is no longer useful as a part of the general road system of the

SECOND JUDICIAL DAY

THURSDAY, JUNE 7th, 1929.

county and that the traveling public is amply served by other roads in the same vicinity,

It is therefore CONSIDERED AND ORDERED that said road be and the same is hereby vacated between the points and along the line above described.

In the matter of the petition of Erle S. Williams, for refund on taxes.

Now at this time it is ORDERED that the above entitled matter be and the same is hereby referred to the County Assessor for verification and the Assessor is hereby directed to report his findings to this Court at its July term.

In the matter of the claim of George Baxter for damages alleged to have been done by the removal of a levy on Catherine Creek.

Now at this time this matter comes on to be heard upon the claim of George Baxter in the sum of \$600.00 for alleged damages to his land and crop by the removal of a certain levy on Catherine Creek and the Court having considered said claim finds that the removal of said levy was done with the consent of the said George Baxter and that the said George Baxter has been paid for the cost of repairing said levy, and that the damage to his land, if any, was caused by unusually high water in Catherine Creek and not by reason of any damage done by Union County to said levy,

It is CONSIDERED AND ORDERED that said claim be and the same is hereby disallowed.

In the matter of the application of the Eastern Oregon Live Stock Show Association for an appropriation.

Now at this time this matter comes on for hearing upon the application of the Eastern Oregon Live Stock Show Association for an appropriation of \$1000.00 and it appearing to the Court that said amount was provided for said Association in the budget of Union County for 1928 and that said budget was duly advertised and adopted as provided by law, and it further appearing that the Union County Fair Board does not intend to hold a county fair during the year of 1928 and are working with the Eastern Oregon Live Stock Show Association,

It is CONSIDERED AND ORDERED that the County Clerk be and he is hereby authorized and directed to draw a warrant on the General Fund of the County in favor of said Eastern Oregon Live Stock Show Association in the sum of \$1000.00, and the County Treasurer is hereby authorized and directed to deliver to said Eastern Oregon Live Stock Show Association all moneys received from the State Fair Fund for 1928.

In the matter of the cancellation of County Warrants issued more than 7 years prior to July 1st, 1928.

Now at this time comes C. K. McCormick, County Clerk, and presents to the Court the following list of County Warrants which were issued more than 7 years prior to July 1st, 1928, and which have never been paid, viz:

SECOND JUDICIAL DAY

FRIDAY, JULY 6th, 1928.

In the matter of the application
of Mrs. C. A. Robinson for Widow's Pension.

Now at this time it appearing to the Court that the County Judge, acting as Juvenile Judge, has allowed the above named Mrs. C. A. Robertson an allowance of \$25.00 per month under the Widows' Pension Act,

It is CONSIDERED AND ORDERED that the action of the County Judge in making said allowance be and the same is hereby approved.

In the matter of the petition
of Benjamin Bendshadler, et al.,
for the vacation of a portion
of County Road No. 399.

Now at this time this matter comes on for hearing upon the petition of Benjamin Bendshadler, et al., to vacate a portion of County Road No. 399, alleging that said road is no longer useful as a part of the general road system of the County and that the public will be benefited by its vacation, and the Court having considered said petition,

It is ORDERED that the County Roadmaster be and he is hereby directed to examine that portion of said road proposed to be vacated and file his report before the next regular term of this Court.

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.

U. G. Couch County Judge,

W. W. Stevens Commissioner,

H. R. Ledbetter Commissioner.

SECOND JUDICIAL DAY

THURSDAY, AUGUST 2nd, 1928

1, North, Range 39 EWM, for use as a right-of-way for a county road, and it appearing to the Court that it is necessary that the County acquire said land for the convenience of persons in the vicinity thereof,

It is therefore CONSIDERED AND ORDERED that said deed be and the same is hereby accepted and the County Clerk is hereby directed to draw a warrant on the General Road Fund in favor of the said Jake Hallgarth in the sum of \$400.00 in payment for said deed.

In the matter of the acceptance
of the deed of Sarah E. Rogers.

Now at this time is presented to the Court the deed of Sarah Rogers, a widow, to the South half of Lots 14 and 15 of Block 22, Predmore's Addition to the city of La Grande, Oregon, and it appearing to the Court that the said Sarah Rogers is no longer able to support herself and that it will be necessary for the County to render her assistance in the future and that in consideration of the County rendering such assistance, she is willing to deed the above described property to the County,

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

In the matter of the application
of Sarah E. Rogers for County Aid.

Now at this time this matter comes on to be heard upon the application of Sarah E. Rogers for County Aid and it appearing to the Court that the said Sarah E. Rogers is a woman of advanced age and that she is no longer able to work and support herself and that she has no relatives or friends who are willing or able to assist her and the said Sarah E. Rogers having shown her good faith by deeding to Union County the only property owned by her,

It is CONSIDERED AND ORDERED that an allowance of \$15.00 per month be granted to the said Sarah E. Rogers until the further orders of this Court.

In the matter of the petition
of Benjamin Bendshadler, et al.,
for the vacation of a portion
of County Road No. 399.

Now at this time this matter comes on for the consideration of the report of the County Engineer upon the proposed vacation of a portion of County Road No. 399 as petitioned for by Benjamin Bendshadler, et al., and it appearing to the Court from said report that said road is no longer used as a County Road and that the public convenience is served by another road in the same vicinity and that in the opinion of said engineer said road should be vacated,

It is therefore ORDERED that September 6, 1928, at 10:00 A.M. at the County Court Room in the Court House in the city of La Grande, Oregon, be and the same is hereby fixed as the time and place for hearing the report of the Roadmaster on said proposed vacation and that the County Roadmaster be and he is hereby instructed to post 3 notices of said hearing in the vicinity of said road and one notice at the place of holding Court at least 30 days before the date fixed for said hearing.

Thereupon it was ordered that Court be now adjourned for the term, the Journal of today's proceedings having been read, approved, and which is here now signed.

W. W. Stewart County Judge
W. W. Stewart Commissioner
H. R. Ledwith Commissioner.

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. G. Leach County Judge,
W. W. Stevens Commissioner,
M. R. Ledwith 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:

102 General Fund Warrants	\$5,434.91
110 Road Fund Warrants	7,336.61
66 Market Road Fund Warrants	6,920.13
1 County School Fund Receipt	236.44
1 Elementary School Fund Receipt	140.00
2 Special Tax School receipts	<u>6,320.08</u>
	\$26,388.17

720

In the matter of the petition of Benjamin Bendshadler, et al., for the vacation of a portion of County Road No. 399.

Now at this time this matter comes on for hearing upon the report of the County Roadmaster relative to the vacation of a portion of County Road No. 399 as petitioned for by Benjamin Bendshadler, et al., and it appearing to the Court from the report of said Roadmaster that said road proposed to be vacated is no longer used as a part of the general road system of Union County, and that the traveling public is amply served by another and better road in the same vicinity and that it would be an additional public burden to continue in use said road No. 399, and it further appearing that no one has appeared to object to said vacation or filed any remonstrance thereto,

It is therefore CONSIDERED AND ORDERED AND ADJUDGED that County Road No. 399 be and the same is hereby vacated between the points and along the line hereinafter set forth, to-wit: That part of Road No. 399 beginning at a point on the section line where the present county road intersects the west right of way line of the Cemetery-Cricket Flat Market Road, said point being approximately 1065 feet west of the section corner common to sections 28, 29, 32 & 33 T 2 N, R 40 EWM, thence west a distance of 262.9 feet, thence south a distance of 1320 feet, thence west a distance of 1290 feet said point being approximately 1320 feet north and 30 feet east of the center of section 32 T 2 N R 40, EWM except all that part of said road which is included in the Cemetery-Cricket Flat Market Road.

SECOND JUDICIAL DAY

THURSDAY, AUGUST 8th, 1929.

In the matter of the proposed county road petitioned for by F. A. Tobrocke, et al.

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

732
In the matter of the proposed county road petitioned for by Jennie V. Graham, et al.

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

In the matter of the opening of bids for slack coal for use at the Courthouse.

Now at this time this matter comes on for the opening of bids for the furnishing of a carload of clack coal for use at the Courthouse, and it appearing to the Court that the following persons have presented bids, to-wit: Broomfield & Richardson, Van Petten Lumber Company, Gaither & Waller, and Sawyer-Holmes Mercantile Company, and that each of said bids is in the sum of \$7.25 per ton, and the Court having considered said bids,

It is ORDERED that all of said bids be and the same are hereby rejected for the reason that the price is the same.

In the matter of the petition of Emil Miller and others for the vacation of a portion of the County Road No. 399.

Now at this time this matter comes on to be heard upon the petition of Emil Miller, et al., for the vacation of a portion of county road number 399, described as follows: Beginning at a point designated in the original notes as A8 which point is approximately the section corner common to sections 28, 29, 32 and 33 Tp 2 North, Range 40, EWM, thence north to the intersection of said road with the Cemetery-Cricket Flat Market Road a distance of approximately 1022 feet,

It is therefore ORDERED that S. B. Morgan, county roadmaster, be and he is hereby directed to examine that portion of road #399 described above and to report to this court in writing at its next meeting the advisability of preserving said portion of said road as a portion of the general road system of Union County.

In the matter of the application of the Sheriff for authority to issue Certificates of Delinquency to private persons.

Now at this time the above entitled matter comes on to be heard upon the petition of Jesse Breshears, Sheriff of Union County, for authority to issue certificates of delinquency for 1925, 1926 and 1927 delinquent taxes to private persons, and it appearing to the Court that section 4341 Oregon Laws, provides that the permission of the County Court must first be had before certificates of delinquency can be issued to private persons.

It is therefore CONSIDERED AND ORDERED that the Sheriff be, and he is

SECOND JUDICIAL DAY

THURSDAY, OCTOBER 3rd, 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.

H. 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:

131 General Fund Warrants	\$4,839.32
89 Road Fund Warrants	3,333.20
47 Market Road Fund Warrants	4,189.96
1 Dog Fund Warrant	42.00
1 Law Library Fund Warrant	5.00
1 Prohibition Enforcement Fund Receipt	50.00
1 Library Fund Receipt	595.52
8 Spl Tax; School District Receipts	<u>3,927.64</u>
	\$16,982.64

In the matter of the proposed County Road Petitioned for By Roy Hardy, et al.

Now at this time this matter comes on to be heard upon the report of the Board of Road Viewers heretofore appointed to view said road, and it appearing to the Court that since the appointment of said board of road viewers the petitioners have secured a deed for a road right-of-way along a different route than that set forth in the petition, and that said petitioners are willing that said petition be dismissed,

It is therefore CONSIDERED AND ORDERED that the petition of Roy Hardy, et al, for a county road be and the same is hereby dismissed.

In the matter of the petition of Emil Moore and others for the vacation of County Road No. 399.

Now at this time the above entitled matter comes on for further consideration upon the report of the County Roadmaster filed in this matter on September 6th, 1929, and it appearing to the Court from said report that the vacation of said road as proposed in the petition would greatly inconvenience one of the land owners residing in the vicinity of said

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.