

588

In County Court, September Term, 1891-1902-

Second

Judicial Day, Thursday September 4th, 1902----189--

Supervisor through whose District said Road runs be directed to open the same for public use as a County road.

In the Matter of a proposed County Road Commencing running and terminating as follows, to-wit: Commencing on the line of the County road leading westerly from the City of Pendleton, to the Town of Echo, in Umatilla County State of Oregon, 252 feet easterly from a bridge over a canyon near the dwelling house of Seth Richardson and the heirs of G W Frantz; deceased, hence running Northwesterly up said canyon on the most practicable Route over the land of the heirs of G W Frantz, deceased; and the heirs of D S Baker, deceased, to the south line of the Northeast quarter of section Thirty-three TP, 3, North, Range 32 T. W. M. thence running westerly on said line about 20 rods to the southwest corner of said quarter section; thence North on the 1/4 section lines to the center of section 28 Tp. 3 N. R. 32. T. W. M. said road to be 60 feet wide. Road. #545.

Now on this day comes the report of Viewers J S McLeod, W. D. Hansford, and B F Renn, heretofore appointed at the July term, 1902, of this Court to view out and report upon the location of the above road as a county road, for final hearing, the same having been read upon a previous day of this term of this Court, to-wit: the September term, 1902, and said viewers having reported favorable and recommended the establishing of the same as a County road, and the field note and plat of Survey being duly on file and certified to by the Surveyor appointed to survey the same, it is ordered that the report of viewers be and the same is accepted.

Also comes the claim of Geo. R. Roberts, claiming damages in the sum of \$750.00, by reason of the location of said above proposed road; he being the owner of, the N.W. 1/4 of Sec. 3, the N.E. 1/4 of Sect 4, the East half of the N.W. 1/4, and the E. 1/2 of the S.W. 1/4 of Sect. 4, all in Tp. 2. N. R. 32 T. W. M. in Umatilla County Oregon,

It is therefore ordered by the Court, that C. A. Chapman, H. A. Axon, and Alex Hudson, be and they are hereby appointed viewers to view out and estimate as to the damage sustained by the said Geo. R. Roberts, by reason of the locating and establishing of County Road #545, and that they meet at the County Court House in Pendleton, on the 27th day of September, 1902, at the Hour of 10 o'clock of said day, and that they duly qualify before entering upon the discharge of their duties in this behalf, and report their findings in this matter at the November, term, 1902, of this Court.

In the matter of a proposed County road Commencing at " in the middle of said County road, No. 121, where the same crosses the south boundary line of the northwest quarter, of section thirty-four, (34) Township Five (5) South of Range Thirty-one, T. W. M." Road #546.

Now on this day comes Mark Patton, who presents to the Court the petition of himself and 13 others praying the Court for a County road, beginning running and terminating as follows, to-wit: Commencing in the middle of said County road, No. 121, where the same crosses the south boundary line of the northwest quarter of section 34 Tp. 5 South of Range 31. T. W. M.; thence running due north through the center of said northwest 1/4 of said section 34 to the center of the southwest 1/4 of section 27, said Township and Range; thence Northwesterly on the most Practicable Route over the Northwest 1/4 of the Northwest 1/4 of said section 27, and over the northeast quarter of Sect. 28 upon the most practicable Route to the five mile post in the center of County road No. 121 as the same is now used and established over said section 28, and to vacate all that portion of said County road No. 121 between the said five mile post thereon and the point where said road crosses the south boundary line of the Northwest quarter of said section 34 as aforesaid. Said road to be 40 feet wide.

And it satisfactorily appearing to the Court, from proof filed herein, that due notice of the pendency of this proceeding has been given as by law required; that more than twelve of said petitioners are legal householders of this County, residing in the vicinity of said road, and that a good and sufficient bond has been filed.

It is therefore ORDERED by the Court, that F B Gambee, J F Huston, and Alex McKenzie, be appointed viewers, and J W Kimbrell Surveyor, to view, survey locate and report upon said proposed road, and that they meet at Ukiah on the 14th day of Oct---1902. and duly qualify within five days thereafter and enter upon the discharge of their duties in this behalf, and report their doings to this Court at the November term, thereof.

In the matter of County Road, #539, commencing running and terminating as follows to-wit: Commencing at the end of the Present County Road about 60 rods south of the Northwest Corner of section 29 Tp. 5. N. R. 32 T. W. M. thence running in an easterly direction along the north side of the North fork of the Walla Walla River as near the bluff as practicable to the school house situated about the N W Corner, of the S. E. 1/4 of the N. E. 1/4 of said Sect. 29, thence continuing easterly along the old travelled road to the Northeast corner of the N. W. 1/4 of section 27, in Tp. 5. N. Range 37 T. W. M.

Road # 539.

Now on this day comes the report of viewers D. J. Phelps, A M. Flam, and H L Frazier, heretofore appointed by this Court to view out and assess the damages to the lands of Sarah J Kelley, by reason of the location of the above County Road #539, through the same assessing the damages

final hearing, having been read upon a previous day of this term, to wit the September term 1902, and the said viewers having reported favorable and recommended the establishing of the same as a county road, and the field notes and plat of survey being duly on file, and certified to by the surveyor appointed to survey the same, and the Court having considered the same, it is ordered that the said report be accepted,

AND IT IS FURTHER CONSIDERED ORDERED AND ADJUDGED by the Court, that said road be established as a county road, in accordance with the report of said viewers, and the field notes and plat of survey thereof be recorded as by law required, and said road ordered opened, when damages assessed by viewers of damages have been paid by petitioners.