

In the County Court of the State of Oregon for Umatilla County.

In the Matter of the Application )  
of )  
O. W. B. Zerba, To change the )  
Location of County Road No. 316 )  
through the Premises of O. W. B. Zerba. )

To the Honorable County Court of the State of Oregon for Umatilla County: Greeting:

Your petitioner, O. W. B. Zerba respectfully shows and Avers;

1

That your Petitioner is the owner in fee, and in possession of, the N W 1/4 Sec 35, Tp 5 N R,34 E W M, and that County Road No.316 is located in part along the north side of and over and across said premises, to-wit: Entering said premises at the S E corner of said N W 1/4 of Sec 35, Tp 5 N of R 34 E.W.M. running thence in a North Northwest-erly direction to the north boundary line of said N W 1/4 Sec 35: thence west along said line about 45 rods to a point about 45 rods east of the N W corner of said N W 1/4 Sec 35 and immediately East of the W & C R R R Co's right of way: said County Road No. 316, as laid out and established being forty feet in width.

2

That said portion of County Road No. 316, as now located does not follow natural or easy grades, but goes over the hills and into the valleys regardless of any natural grades.

3

That your petitioner is desirous of changing said County Road No. 316 where it runs along, over and across his premises as follows, to-wit:

Beginning at the S E corner of said N W 1/4 Sec 35 where the said County Road No. 316 as now established enters said Quarter Section running thence in a Northwesterly direction along the North-east side of the W & C R R R Co's right of way about 180 rods to intersect the said County Road No.316 as now established, at a point about 45 rods East of the N W corner of said N W 1/4 Sec 35 and immediately East of the W & C R R R Co's right of way.



That the location of the road, if the proposed changed is made, will place the road on better ground and upon easier grades than said County Road No. 316 now occupies for said distance and will not materially increase the distance to the injury of the public, and will in fact, materially decrease the distance.

Wherefore, your Petitioner Prays for an order of this Court changing that portion of the said County Road No. 316 as now established from the S E Corner of the said N W 1/4 of Sec 35 where the same enters said Quarter Section, Northwesterly to the North line of said Quarter Section; thence west about 45 rods to a point, about 45 rods East of the N W corner of said N W 1/4 Sec 35, and immediately East of the W & C R R R Co's right of way; and instead thereof, beginning at said S E Corner of said N W 1/4 Sec 35 and running thence Northwesterly along the North-east side of the W & C R R R Co's right of way, about 180 rods, to the point on the North line of said N W 1/4 Sec 35 about 45. East of the N W corner of said Quarter Section and immediately East of the W & C R R R Co's right of way; and that said road as changed may be forty feet wide, and that so much of said County Road No. 316 as now located, as is changed, may be vacated.

O W B Zerba  
Petitioner.

State of Oregon, )  
                          ) ss  
County of Umatilla )

I, O. W. B. Zerba, being first duly sworn depose and say; that I am the petitioner named in the foregoing Petition; that I know the contents thereof and believe the same to be true.

O W B Zerba

Subscribed and sworn to before me this 18th day of February 1904.

O G Chamberlain  
Notary Public for Oregon.

