

IN THE COUNTY COURT OF THE STATE OF OREGON,
FOR UMATILLA COUNTY.

IN THE MATTER OF CAUSING FIVE (5)
PUBLIC ROADS TO BE LAID OUT AND
ESTABLISHED ACROSS THE UMATILLA INDIAN
RESERVATION IN UMATILLA COUNTY, OREGON.

WHEREAS, pursuant to order of this Court made on May 5, 1909, said Court, consisting of the Judge and County Commissioners of Umatilla County, Oregon, presented to the Hon. R. A. Ballinger, Secretary of the Interior, their petition in writing praying for permission to open, establish, and lay out five (5) public roads and highways through and across the Umatilla Indian Reservation in said County in accordance with five (5) surveys and plats of proposed roads in that petition mentioned, which surveys and plats were on the 5th day of May 1909, duly filed with the County Clerk of said Umatilla County and were on said May 5th, 1909, before this Court; and,

WHEREAS said petition, plats, and surveys have been on the 2nd day of April 1910, and 29th day of July 1910 approved and allowed by the Hon. Secretary of Interior by approving the recommendations that they should be so approved and allowed made to him by the Hon. Commissioner of Indian Affairs (as shown by letters dated the 1st day of April 1910 and the 27th day of July, 1910, addressed to the Hon. Secretary of Interior, signed by R. G. Valentine, Commissioner, and C. F. Hawke, Second Assistant Commissioner of Indian Affairs, respectively, with the approval of the said Secretary of Interior endorsed thereon) subject to the condition that the owner or agent of such owner of any cattle,

horses, or sheep to be driven across said reservation along any of said five (5) roads shall, before entering the boundaries of the reservation with such stock, enter into a written agreement with the Superintendent of the Umatilla Indian School to make the drive across said reservation in a reasonable time, to be named therein, and shall also enter into a good and sufficient bond with approved sureties to indemnify the individual Indian, allottee, lessee for damage done or suffered to be done by the stock to his crops, fences, buildings, range stock or damage of any and every kind to individual or tribal property, such damage to be estimated in accordance with the "rules and regulations for driving stock (cattle, horses and sheep) across the Umatilla Reservation Oregon", which was approved July 31, 1906, by C. F. Larrabee, Acting Commissioner of Indian Affairs, and further approved on August 2nd, 1906, by Hon. Thomas Ryan, Acting Secretary of the Interior; and also subject to all of the conditions and provisions of said "rules and regulations" last mentioned, excepting that no fee or charge shall be paid by or exacted from any person driving such livestock across the reservation as is provided in Section 2 and 3 of said rules and regulations, but all the other conditions and provisions of said "rules and regulations" shall still remain in force and effect so far as the same effects said five (5) public roads and the driving of livestock along the same; and,

WHEREAS, this County Court is willing to accept the conditions and restrictions imposed as a condition for opening said five (5) roads across the Umatilla Indian Reservation as hereinabove mentioned and to adopt and maintain them subject to those conditions;

NOW THEREFORE IT IS CONSIDERED, ORDERED, ADJUDGED AND DECREED that each and all of the five (5) proposed roads

across the Umatilla Indian Reservation in Umatilla County, Oregon, as shown in the plats and surveys hereinabove mentioned now on file and of record in the office of the Clerk of Umatilla County, Oregon, subject to the above mentioned restrictions and conditions imposed by the Hon. Secretary of Interior of the United States effecting and relating to the same, are hereby accepted and adopted in all respects, and decreed and declared to be from this time forth public county roads of Umatilla County, Oregon, and under the jurisdiction, management and control of this County Court as such.

Done and dated in open Court this 5 day of

October 1910.

T. P. Gilliland
County Judge.

H. B. Lee

Harace Walker
County Commissioners.