

County Court

Continued on first page.

Now at this time cause coming to be heard upon the abstract of votes cast at the general election held November 8, 1910, in said Crook county upon the question "vote for or against prohibition of the sale of intoxicating liquors for beverage purposes for entire County of Crook" and it appearing to the court from said abstract of votes and the court finds therefrom that the result of said vote upon said question within the Tetherow precinct—For prohibition, 90 votes; against prohibition, 47 votes; majority for prohibition, 43 votes.

It is therefore ordered, adjudged and decreed that from and after January 1, 1911, in said Tetherow precinct, Crook county, Oregon, be and it is hereby absolutely prohibited to sell, exchange, give away, or in any manner dispose of intoxicating liquors within said Tetherow precinct, Crook county, Oregon, except as provided for by the local option law of the State of Oregon, until such time as the qualified voters of said Tetherow precinct at a legal election held for that purpose by a majority vote decide otherwise. It is further directed that this order be entered nunc pro tunc as of November 21st, 1910, and it is further ordered and directed that the clerk of this county cause this order of prohibition to be duly published in the Crook County Journal.

O. D. Hall et al petition for county road continued to march term because no notice appeared on the files or on the official bulletin board at the court house relative to the presentation of petition. Clerk to notify O. D. Hall.

Now is presented to the court the report of the county clerk showing payment of bounty on 508 coyote scalps, 88 bobcat front feet, and two timber wolf front feet, amounting in all to \$852.50. Said scalps and front feet were reduced to ashes in accordance with the code.

Upon petition for certain changes in the boundaries of certain road districts; it is ordered that the boundary of what is to be known as Tetherow Road District No. 27 be established as follows: Commencing at the N. E. corner of Tp. 16 S R 13 E, thence west 6 miles, thence north 7 miles, thence east 6 miles, thence south 7 miles to the point of beginning.

Upon petition for certain changes in the boundaries of certain road districts; it is ordered that the boundary of what is to be known as Hillman Road District No. 28 be established as follows: Commencing on the north side of Section 9 Tp 16 S, R 13 E at intersection of said north line of Sec. 6 with the Pilot Butte Canal, thence west on Tp. line between Tp. 15 and 16 S to the corner of Sec. 33 and 34 Tp. 15 S R 11 E, thence north two miles, thence west 3 miles, thence south 2 miles, thence west on Tp. line between townships 15 and 16 S, to the county line, thence southerly on county line to 2 miles S of township line between Tp. 16 and 17, thence east on section line to the Pilot Butte canal, on the south side of Sec. 10, Tp. 17 S, R 12 E W. M. thence southerly following Pilot Butte Canal to the north side of Sec. 6 Tp. 16 S, R 13 E, the point of beginning.

Upon petition for certain changes in the boundaries of certain road districts; it is ordered that the boundary of what is to be known as Hillman Road District No. 24 be established as follows: Commencing at the N. E. corner of Sec. 36 Tp 14 S, R 13 E thence west to Deschutes River, thence down Deschutes river to mouth of Crooked river, thence up Crooked river to the range line, Tp. 14 S R 13 and 14 E, thence south to the N. E. corner of Sec. 36 Tp 14 S R 13 E, the point of beginning.

Upon petition for certain changes in the boundaries of certain road districts; it is ordered that the boundary of what is to be known as Cline Falls Road District No. 34, be established as follows: Commencing at the SE corner of Tp 15 S, R 12 E, thence west nine miles, thence north twelve miles, thence east to Deschutes river, thence up the Deschutes river to the Tp line between Tps 14 and 15 S, R 12 E, thence east to NE corner Tp 15 S, R 12 E, thence south six miles to the S E corner of Tp 15 S, R 12 E, the point of beginning.

Upon petition for certain changes in the boundaries of certain road districts; it is ordered that the boundary of what is to be known as Sisters Road District No. 5, be established as follows: Commencing at the corner of sections 21, 22, 27 and 28 Tp 15 S, R 11 E, thence east three miles, thence south two miles, thence west to the county line, thence northerly on the county line to line between Tps 13 and 14 S, thence east to the corner of sections 3 and 4, Tp. 14 S, R 11 E, thence south ten miles to the corner of sections 21, 22, 27 and 28 of Tp 15 S R 11 E, the point of beginning.

Upon petition for certain changes in the boundaries of certain road districts; it is ordered that the boundary of what is to be known as Black Butte Road District No. 36 be established as follows: Commencing at line between Tps 13 and 14 S, at the county line, thence northerly on said county line to the Warm Spring Indian Reservation line, thence southeast around the boundary line of said Indian reservation, to the Matolius river, thence down the Matolius river to the Deschutes river, thence up the Deschutes river to the township line between townships 13 and 14 S R 12 E, thence west on the Tp line between Tps 13 and 14 to the county line and point of beginning.

Upon application of W. R. Wilkinson and Elmer J. Merrill et ux, owners in fee of the land platted under the name of "W. M. Acre Tracts" and it satisfactorily appearing to the court that said plat and tracing thereof, together with the dedi-

cation of the streets, avenues, roads and alleys, as shown thereon, to the public forever have been filed with the county clerk, that the same have been duly approved by the county surveyor and the county assessor, and it further appearing that all the requirements of the law have been complied with; said plat and tracing thereof is hereby approved by the court and ordered spread on record.

Upon petition leave is hereby granted the Lamonta Telephone Company to construct, maintain and operate a telephone line along and over the so-called Prineville-Madras county road from a point substantially forty-six rods west of the northeast corner of the southeast quarter of the southwest quarter of section 29, T 12 S, R 14, to the city limits of Madras; provided, however, that said lines are so constructed, maintained and operated as not in any way to interfere with the rights of the public upon said highway. The poles and appliances so erected and maintained are not in any manner to interfere with any electric or telephone wires now or hereafter to be placed on said county road. The construction and operation of said system to be subject to and under the direction of the local road supervisor and the county clerk; provided, further, that said telephone company shall protect and save harmless Crook county from all actions and damages arising from the granting of this franchise.

Petition for the creation of White Buttes precinct and File precinct out of original Hardin precinct No. 19, and action thereon continued until the May term, 1911, according to the statute.

Whereas, it appears to the county court that the justice of the peace for the Redmond precinct, elected at the November, 1910, election, was elected to another office and has qualified therefor and is therefore ineligible for the office of justice of the peace; and upon the petition of eighteen persons living within said district, it is ordered by the court that G. M. Stocum of Redmond, Oregon, be appointed justice of the peace until the next regular election. Clerk to notify appointee.

Thereupon the court proceeded to select the names of two hundred taxpayers from the tax roll of 1910, to serve as jurors for the year 1911.

Report of Sheriff Frank Elkins for the period beginning October 1, 1910, and ending December 31, 1910, received; approved as apparently correct and ordered filed.

The report of Frank Elkins, sheriff and county collector, of collections and disbursements for the tax roll 1909 to and including October 3, 1910, received, approved as apparently correct and ordered filed. Said report ordered published in the Crook County Journal.

Upon petition of L. D. Weist et al, the said L. D. Weist, his successors and assigns are hereby granted the right and franchise to install, maintain and operate an electric system for the distribution of electric current in, through, over and under all streets and avenues of the township of Center Addition, lying north of Hawthorne avenue therein according to the official plat of said above mentioned townships as the same appear on file and of record in the office of the county clerk of Crook county, Oregon.

This right and franchise shall include the right to install and maintain wires, poles, conduits pole and conduit lines, electric street railway system and all necessary and proper connections and appliances, to operate a complete system for supplying electric current to the inhabitants of the said Westoria, for telephone, telegraph, street and private lighting systems, and street railway, electric power transmission, and any other purposes; provided, that the said Weist, his successors and assigns, shall always hold and exercise said right and franchise for the sole advantage and benefit of all present and future owners of real estate in said Westoria. Said benefit and advantage to be finally determined by a majority of said owners in proportion to the area of their respective holdings therein. Provided, further, that the installation of said electric system shall commence not later than January 1, 1911, and said system shall be extended thereafter as required to supply the needs of those for whose benefit this right and franchise is granted.

Provided, further, that the said Weist, his successors and assigns shall save and keep harmless Crook county from all loss or damage arising from the construction, maintenance and operation of said system. Provided, further, that the poles, lines and appliances used in the construction and maintenance of said system, shall be so located as to cause the least inconvenience possible to the rights of the public in and to the free and proper use of said streets, alleys, avenues and public grounds, or as may be agreed upon by the grantee herein and the county clerk or her proper officials having jurisdiction over said streets, alleys and avenues.

Thereupon the following officers presented to the court their official oath of office, as follows respectively: T. N. Balfour, sheriff; Warren Brown, clerk; Ralph L. Jordan, county treasurer; E. O. Hyde, coroner; R. H. Bayley, county commissioner. And the same were ordered filed in this court.

Now appears Ralph L. Jordan and presents to this court his bond in the penal sum of eighty thousand [\$80,000] with Will Wurt-

well, Carey W. Foster, B. F. Allen, Hugh Later, L. S. Logan, Jao. B. Shipp, James Cram, Frank B. Foster, T. M. Baldwin, G. W. Noble, W. J. Schmidt as sureties, together with the proper justification of said sureties; which said bond is hereby accepted and ordered filed.

Now comes T. N. Balfour and presents to this court his bond as sheriff of Crook county in the penal sum of ten thousand dollars [\$10,000] with D. F. Stewart, W. A. Booth and Oscar C. Hyde as sureties, together with the justification of said sureties; it is therefore ordered by the court that said bond be approved and ordered filed.

The offer of the Crook County Abstract company to furnish the county with complete lists of present owners and description of tracts embraced in all platted property within Crook county for ten cents per block, to make photographic copies of all recorded plats for twenty-five cents each, and to assist in arranging present ownership books, and for furnishing at least weekly reports of all real estate transfers, giving book, date and page free of charge, is hereby accepted.

It is ordered by the court that hereafter all bills or claims against Crook county must be itemized, and have attached thereto an affidavit by the claimant or his agent, showing in substance that the foregoing bill is reasonable, just, true and correct; that no part thereof has been paid, and that the goods or services therein mentioned

were actually furnished or delivered; to Crook county and upon whose order, which said affidavit may be in substantially the following form: State of Oregon,) ss. County of Crook,) ss. I, _____, being first duly sworn, on oath say that the foregoing charge or account against Crook county is reasonable, just, true and correct; that no part thereof has been paid and that the goods or services therein mentioned were actually furnished or rendered by me to Crook county upon the request and at the order of _____ Subscribed and sworn to before me this _____ day of _____ A. D. 1911.

Notary Public for Oregon. Provided, that the certificate of any bonded county official as to the correctness of this claim may be accepted in lieu of said affidavit. Any bills or claims not so authenticated may be disallowed or continued by the court. County clerk to cause copy of above order to be published in the Crook County Journal, and that said clerk have one thousand forms printed. Pursuant to law the county hereby appoints the following named persons as road supervisors for the year 1911, for the respective road districts as shown by the following list:

Ireland—M. F. Hawthorne. Sisters—J. W. Wilt. Haystack—J. L. Windom. McKay—A. S. Collins. Hay Creek—Roy Newbill. Cross Keys—Perry Monroe. Ashwood—J. G. Clark. Deschutes—E. W. Richardson. Johnson Creek—John Watkins. Mill Creek—George Russell. Howard—Henry Hock. Summit—W. J. Schmidt. Bear Creek—Austin Kizer. Camp Creek—Paul Heid. Hardin—Joseph Street. Beaver Creek—James A. Smith. Maury—W. A. Carson. Newsom—Homer Norton. Kutchler—C. E. Bye. Breese—Hugh Gee. Powell Butte—Gay Sears. Laidlaw—L. H. Root. Lamonta—Charles Paxton. Lily Gap—William Brownhill. Hillman—Otto Baker. Cline Falls—W. E. Claypool. Black Butte—Jacob Quiberg. Montgomery, Willow Creek, Warm Spring and Tetherow were continued until the March term of court.

Upon the application of the city council of the city of Redmond as shown by ordinance thereof vacating Redmond Townsite First Addition, accompanied by original plat and tracing thereof and the same having been approved by the county surveyor and the county assessor, said vacation is hereby approved and said plat and tracing are hereby ordered filed.

Upon the application of the Redmond Realty & Investment Company, a corporation, owners in fee of the land platted under the name of "First Addition to Redmond," and it satisfactorily appearing to the court that said plat and tracing thereof together with the dedication of the boulevards, streets and alleys as shown thereon to the public forever have been filed with the county clerk; that the same have been duly approved by the county assessor and the county surveyor and it further appearing that all the requirements of law have been complied with the said plat and the tracing thereof is hereby approved by the court and ordered spread of record.

Now is presented to this court the request of the city of Madras for permission to lay water pipes under, through and across certain county roads of Crook county, the exact description of which roads has not as yet been ascertained; temporary leave is therefore granted said city of Madras to lay such necessary mains subject to the further order of this court. Provided, said city of Madras shall save and keep harmless Crook county from all claims for damage arising from the construction, maintenance or operation of the water system mentioned above.

And now is presented to the court the semi-annual report of the Emergency Road Fund, accompanied by vouchers for all payments and the same having been examined and found exact, it is ordered that said report and vouchers accompanying the same be approved and ordered filed.

Petition asking for the creation of Hillman voting precinct, continued because voting precincts cannot be changed or created at this time.

It is ordered by the court that F. A. Rice, J. W. Elliott and H. H. Grimes be and they are hereby appointed road viewers for 1911.

County Clerk is hereby requested to advertise for the furnishing two hundred cords of good, solid pine or juniper cord wood, to be delivered and piled for measurement as follows: Seventy-five cords on the High School lot, and one hundred twenty-five cords at the rear of the court house building. All bids must be submitted to the clerk of this county on or before February 1, 1911, and the entire amount of wood above mentioned to be delivered on or before May 1, 1911. The court reserves the right to reject any and all bids.

Upon the application of Sophronia E. Roberts et con, and it satisfactorily appearing to the court that said plat and tracing thereof, together with the streets and alleys as shown thereon, to the public forever, have been filed with the county clerk, that the same have been duly approved by the county surveyor and the county assessor, and it further appearing that all the requirements of law have been complied with, said plat and tracing thereof is hereby approved by the court and ordered spread of record.

The offer of the Crook County Abstract company to furnish the county with complete lists of present owners and description of tracts embraced in all platted property within Crook county for ten cents per block, to make photographic copies of all recorded plats for twenty-five cents each, and to assist in arranging present ownership books, and for furnishing at least weekly reports of all real estate transfers, giving book, date and page free of charge, is hereby accepted.

It is ordered by the court that hereafter all bills or claims against Crook county must be itemized, and have attached thereto an affidavit by the claimant or his agent, showing in substance that the foregoing bill is reasonable, just, true and correct; that no part thereof has been paid, and that the goods or services therein mentioned

were actually furnished or delivered; to Crook county and upon whose order, which said affidavit may be in substantially the following form: State of Oregon,) ss. County of Crook,) ss. I, _____, being first duly sworn, on oath say that the foregoing charge or account against Crook county is reasonable, just, true and correct; that no part thereof has been paid and that the goods or services therein mentioned were actually furnished or rendered by me to Crook county upon the request and at the order of _____ Subscribed and sworn to before me this _____ day of _____ A. D. 1911.

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It is ordered by the court that hereafter all bills or claims against Crook county must be itemized, and have attached thereto an affidavit by the claimant or his agent, showing in substance that the foregoing bill is reasonable, just, true and correct; that no part thereof has been paid, and that the goods or services therein mentioned

were actually furnished or delivered; to Crook county and upon whose order, which said affidavit may be in substantially the following form: State of Oregon,) ss. County of Crook,) ss. I, _____, being first duly sworn, on oath say that the foregoing charge or account against Crook county is reasonable, just, true and correct; that no part thereof has been paid and that the goods or services therein mentioned were actually furnished or rendered by me to Crook county upon the request and at the order of _____ Subscribed and sworn to before me this _____ day of _____ A. D. 1911.

Notary Public for Oregon. Provided, that the certificate of any bonded county official as to the correctness of this claim may be accepted in lieu of said affidavit. Any bills or claims not so authenticated may be disallowed or continued by the court. County clerk to cause copy of above order to be published in the Crook County Journal, and that said clerk have one thousand forms printed. Pursuant to law the county hereby appoints the following named persons as road supervisors for the year 1911, for the respective road districts as shown by the following list:

Ireland—M. F. Hawthorne. Sisters—J. W. Wilt. Haystack—J. L. Windom. McKay—A. S. Collins. Hay Creek—Roy Newbill. Cross Keys—Perry Monroe. Ashwood—J. G. Clark. Deschutes—E. W. Richardson. Johnson Creek—John Watkins. Mill Creek—George Russell. Howard—Henry Hock. Summit—W. J. Schmidt. Bear Creek—Austin Kizer. Camp Creek—Paul Heid. Hardin—Joseph Street. Beaver Creek—James A. Smith. Maury—W. A. Carson. Newsom—Homer Norton. Kutchler—C. E. Bye. Breese—Hugh Gee. Powell Butte—Gay Sears. Laidlaw—L. H. Root. Lamonta—Charles Paxton. Lily Gap—William Brownhill. Hillman—Otto Baker. Cline Falls—W. E. Claypool. Black Butte—Jacob Quiberg. Montgomery, Willow Creek, Warm Spring and Tetherow were continued until the March term of court.

Upon the application of the city council of the city of Redmond as shown by ordinance thereof vacating Redmond Townsite First Addition, accompanied by original plat and tracing thereof and the same having been approved by the county surveyor and the county assessor, said vacation is hereby approved and said plat and tracing are hereby ordered filed.

Upon the application of the Redmond Realty & Investment Company, a corporation, owners in fee of the land platted under the name of "First Addition to Redmond," and it satisfactorily appearing to the court that said plat and tracing thereof together with the dedication of the boulevards, streets and alleys as shown thereon to the public forever have been filed with the county clerk; that the same have been duly approved by the county assessor and the county surveyor and it further appearing that all the requirements of law have been complied with the said plat and the tracing thereof is hereby approved by the court and ordered spread of record.

Now is presented to this court the request of the city of Madras for permission to lay water pipes under, through and across certain county roads of Crook county, the exact description of which roads has not as yet been ascertained; temporary leave is therefore granted said city of Madras to lay such necessary mains subject to the further order of this court. Provided, said city of Madras shall save and keep harmless Crook county from all claims for damage arising from the construction, maintenance or operation of the water system mentioned above.

And now is presented to the court the semi-annual report of the Emergency Road Fund, accompanied by vouchers for all payments and the same having been examined and found exact, it is ordered that said report and vouchers accompanying the same be approved and ordered filed.

Petition asking for the creation of Hillman voting precinct, continued because voting precincts cannot be changed or created at this time.

It is ordered by the court that F. A. Rice, J. W. Elliott and H. H. Grimes be and they are hereby appointed road viewers for 1911.

County Clerk is hereby requested to advertise for the furnishing two hundred cords of good, solid pine or juniper cord wood, to be delivered and piled for measurement as follows: Seventy-five cords on the High School lot, and one hundred twenty-five cords at the rear of the court house building. All bids must be submitted to the clerk of this county on or before February 1, 1911, and the entire amount of wood above mentioned to be delivered on or before May 1, 1911. The court reserves the right to reject any and all bids.

Upon the application of Sophronia E. Roberts et con, and it satisfactorily appearing to the court that said plat and tracing thereof, together with the streets and alleys as shown thereon, to the public forever, have been filed with the county clerk, that the same have been duly approved by the county surveyor and the county assessor, and it further appearing that all the requirements of law have been complied with, said plat and tracing thereof is hereby approved by the court and ordered spread of record.

The offer of the Crook County Abstract company to furnish the county with complete lists of present owners and description of tracts embraced in all platted property within Crook county for ten cents per block, to make photographic copies of all recorded plats for twenty-five cents each, and to assist in arranging present ownership books, and for furnishing at least weekly reports of all real estate transfers, giving book, date and page free of charge, is hereby accepted.

It is ordered by the court that hereafter all bills or claims against Crook county must be itemized, and have attached thereto an affidavit by the claimant or his agent, showing in substance that the foregoing bill is reasonable, just, true and correct; that no part thereof has been paid, and that the goods or services therein mentioned

were actually furnished or delivered; to Crook county and upon whose order, which said affidavit may be in substantially the following form: State of Oregon,) ss. County of Crook,) ss. I, _____, being first duly sworn, on oath say that the foregoing charge or account against Crook county is reasonable, just, true and correct; that no part thereof has been paid and that the goods or services therein mentioned were actually furnished or rendered by me to Crook county upon the request and at the order of _____ Subscribed and sworn to before me this _____ day of _____ A. D. 1911.

Notary Public for Oregon. Provided, that the certificate of any bonded county official as to the correctness of this claim may be accepted in lieu of said affidavit. Any bills or claims not so authenticated may be disallowed or continued by the court. County clerk to cause copy of above order to be published in the Crook County Journal, and that said clerk have one thousand forms printed. Pursuant to law the county hereby appoints the following named persons as road supervisors for the year 1911, for the respective road districts as shown by the following list:

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Now is presented to this court the request of the city of Madras for permission to lay water pipes under, through and across certain county roads of Crook county, the exact