

BOARD OF COMMISSIONERS.
Regular May Term of the County Board.

J. R. Morton, John Lewelling and T. B. Killin, County Commissioners.

In the matter of the petition of D. C. Ball, et al, for a county road. In the matter of the petition of D. C. Ball and more than 12 householders of the county living in the vicinity of the proposed road described in the petition and praying viewers to be appointed to view and locate a county road in Clackamas county, Oregon, described in full as follows: Beginning at a stake set in the one-half section corner between 21 and 20, township 5 south, running 3 east of the Willamette Meridian, running thence or near the present traveled road in a northwesterly and westerly direction about 1½ miles to a half section line running north and south in section 19, thence running about one mile in a westerly direction on the north line of the Clifton Callahan donation land claim to a stake set in the county road marked X. Said petitioner filed his affidavit of notice posted respecting said road, showing that there had been posted, one on the court house bulletin board, and three in three of the most public places in the vicinity of the proposed road more than thirty days prior to the presentation of this petition. He also filed a bond for one hundred dollars conditioned according to law. The board being fully advised, it is ordered that Ed Trullinger, David Robinson and Fred Dickey be and are hereby appointed viewers to meet at the beginning on the 20th instant and subscribe to a written oath of office administered by E. P. Rands, county surveyor, or John W. Meldrum, deputy county surveyor, appointed by the board to survey said road and report in writing at the next regular term of this board.

In the matter of the petition of H. Blankenship, et al, for a county road. In the matter of petition of H. Blankenship and more than 12 householders of the county living in the vicinity of the proposed road described in the petition and praying viewers to be appointed to view and locate a county road in Clackamas county, Oregon, described in full as follows: Beginning at a stake set in the center line of 15th street in the town of Willamette Falls, which point is north 22 degrees, 21 minutes west, 50 feet distant from the intersection of the center line of 15th street and 7th avenue, about 36 chains to a stake marked R A thence north 53 degrees, 45 minutes, east 10.22 chains to a stake marked R A set in the center line of the road leading from Oregon City to the lower bridge across the Tualatin river at foot of grade for terminus of change in county road. Ed Battori filed his affidavit of notice posted respecting said road showing that there had been posted one on the court house bulletin board and three in three of the most public places in the vicinity of the proposed road more than 30 days prior to the presentation of this petition, said Battori also filed a bond for one hundred dollars conditioned according to law. The board being fully advised that Bruce C. Curry, Grant H. Dimick and John W. Loder be and are hereby appointed viewers to meet at the beginning on the — inst and subscribe to a written oath administered by E. P. Rands, county surveyor, or John W. Meldrum, deputy county surveyor, appointed by the board to survey said road and report in writing at the next regular term of this board.

In the matter of the survey of the Long road. This matter coming on for a hearing and the board not being fully advised in the premises, it is ordered that C. F. Vonderhaar appear before this board at the hour of 11 a. m. Friday, May 3rd, 1901, and show cause why the Long road should not be laid upon the survey as recently staked out by the county surveyor, E. P. Rands.

In the matter of the report of viewers upon the relocation and resurvey of the road, commonly known as the Mill road. In the matter of the report of W. P. Herman, Charles Daugherty and F. E. Albright, viewers appointed at the last term of this board to view and relocate a county road situated in Clackamas county, Oregon, described by the field notes of John W. Meldrum, deputy county surveyor, filed herein. Said viewers filed their report showing that they had met on the 24th day of April, 1901, a day named in the notice—served upon them and were duly sworn by subscribing to a written oath of office administered by John W. Meldrum, deputy county surveyor, after which they proceeded to the designated place and did view and cause to be resurveyed by said deputy county surveyor, the said described road. They also filed the field notes and plats of survey, said viewers reporting favorably to the establishing of said road as viewed and surveyed for the reason that it is a good, practical route and of public utility. Ordered laid over until the June term on account of objections filed. Ordered that the expense account of said survey and view be paid as follows:

W. P. Herman	\$ 9.20
Charles Daugherty	9.70
F. E. Albright	9.70
George W. Jackson	8.00
A. B. Hibbard	8.40
C. W. Hendershot	8.00
John W. Meldrum	26.40
Total	\$79.00

In the matter of bids to build a bridge across Snicker Creek. This matter coming on and it appearing to the board that the bid of E. D. Oids in the sum of \$850 is the lowest bid on file in accordance with the notice as published by the county surveyor. It is therefore ordered that the contract be let to E. D. Oids as per plan and specifications on file herein.

In the matter of penalty on tax of Mariah McGarvey property for the year 1899. This matter coming on to be heard on the petition filed herein by J. N. Davis, agent for Mariah McGarvey, showing that the tax of said Mariah McGarvey for 1899 was paid to the county clerk on the 30th day of March, having been sold to Clackamas county under the sheriff's tax sale on the 3rd day of November, 1900. The clerk added the penalty thereto amounting to \$10.26, which was paid by the said James N. Davis, agent for Mariah McGarvey, and have a rebate of said penalty \$10.26, and that the clerk issue a warrant therefor.

In the matter of the petition of L. M. Herren for a rebate of poll tax for the year 1898. This matter coming up on a written petition of L. M. Herren for a rebate of poll tax for the year 1898, and board being fully advised, it is ordered that the said L. M. Herren have a rebate of poll tax for the year 1898, and in the sum of \$3.

In the matter of the application of Spencer Thomas, commander of Gibbons Post for aid to Mrs. Martha Ann Nash. This matter coming up on the application of Spencer Thomas, commander of Gibbons Post No. 78, for aid for Martha Ann Nash and the board being fully advised, it is ordered that Martha Ann Nash have aid from the indigent soldiers' fund in the sum of \$5 per month dating from April 1st, 1901.

In the matter of the report on the Everhart hill. This matter coming up on the report of John W. Meldrum, deputy county surveyor, appointed by the board to survey and stake a good and practical grade on what is known as the Everhart hill, and said deputy county surveyor filed his report herein accompanied by the field notes and plat thereof, and the board being fully advised, it is ordered that said final report be accepted, and upon John Everhart, through whose land said survey runs, making a good sufficient deed to the land covered by said survey to Clackamas county, said survey or road shall be established by Clackamas county. It is further ordered that the expense account of said survey be paid as follows:

John W. Meldrum. \$17.70

In the matter of adjustment of taxes for the years 1894, 1895, 1897, 1898 and 1899 on 3000 acres of land owned by S. W. R. Jones. Now at this time on the application of Dimick & Eastham, attorneys for the land hereinafter described, J. U. Campbell, attorney for the county, being present and advising with the commissioners for a settlement of the taxes on the lands hereinafter described for said years hereinafter described, and it appearing to the board that the validity of a great part of such tax is in doubt by reason of errors in the description of the land and the names of the owners in the assessments, and it further appearing to the board that a certificate of sale on a portion of said land have been assigned by the county to one George H. Hargreaves, and it now appearing to the commissioners that such assignment was without authority of law and numerous other grounds of dispute with the respect to the enforceability of said taxes having arisen; it is therefore now here ordered that the sum of \$25 be accepted in full for all unpaid taxes for the said years (except such as have been attempted to be assigned by the county to said George H. Hargreaves), on the following described lands: All of sections 9 and 15 and 1/4 of nw 1/4 and 1/4 of nw 1/4 and 1/4 of ne 1/4 of section 2; the nw 1/4 of nw 1/4 of section 3. All of the nw 1/4 of section 4, 1/4 of nw 1/4 and 1/4 of nw 1/4 of section 10; the nw 1/4 of nw 1/4 of section 11, all in t 5 s., r 3 east. W. M. also 1/4 of nw 1/4 and all the nw 1/4 of section 35, tp 4, r 3 east. And that the clerk be and is hereby ordered to cancel the same. This order is made on condition that the owner of said lands shall tender to said Hargreaves the amount paid by him to the county for assignment of certificates upon said lands or any part thereof and keep such tender good. And that said owner shall save the county harmless from any action by said George H. Hargreaves to recover back the amount so paid by him for such assignment.

In the matter of a road and gateway of public easement. It appears to the board of county commissioners of Clackamas county, Oregon, from the sworn statement of Mrs. E. Weberheim, that she is the owner of and has a residence on the property adjoining the Hugh Currin donation land claim. That her said residence and property is not reached by any public road heretofore provided by law, and that it is necessary that the public and herself should have ingress and egress to and from the said residence and premises. That the nearest public road to her said premises and residence is the road known as the Cubic road running almost parallel with the said Western boundary of her said premises and about 19.50 chains westerly therefrom. Said petitioner prays that a public gateway be located from her said residence and premises to said Cubic road across the lands of George J. Currin, or Nancy Shankland or across the lands of both said parties, so as to do the least damage possible to the lands crossed, and that viewers be appointed for that purpose according to law. It is therefore ordered that Ed Bates, George Ely and James Kitching, three distin-
tinct freeholders of Clackamas county, Oregon, be and they hereby are appointed as viewers to locate a county gateway 16 feet wide across the lands of George J. Currin, or the lands of Nancy Shankland, or the lands of both as may be necessary to do the least damage to the Cubic road, and for that purpose. It is ordered that they meet on said premises on the 24th day of May, 1901, and view and locate the said gateway as above stated so as to do the least damage to the lands crossed, and to assess the damages accruing to the lands crossed in favor of the owner thereof, and report their doings hereunder to the court.

(Continued next week.)

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