

would most respectfully recommend the same be declared vacated as prayed for by S E Clark and others; that the lands of S E Clark, to-wit: The SW 1/4 of Sec. 15 and the NW 1/4 of the lands of Henry Mossie to-wit: the SW 1/4 of Sec. 16, will not be rendered less valuable by location of road No. 572, and that uable by location of road No. 572, and that the lands of Adam Schwalm, to-wit: The NE 1/4 of Sec. 21, will not be rendered less valuable by location of Road No. 572, all the above lands and road being situated in T 5 S R 32, E W M.

John W Kimbrell ) Board of County road  
J M Ferguson ) viewers of Umatilla  
Frank Rack ) County, State of Oregon.

FIELD NOTES OR ROAD No. 572.

Commencing at the 1/4 sec. cor. bet- secs. 15 and 16 T 5 S R 32, E W M, set post 4 ft. long 4 ins. sq. 24 ins. in the ground, 30 feet East of initial point marked R No. 572, raised mound of stone 18 ins. high 4 ft. wide at base around post. thence South bet. secs. 15 and 16, 2700 creek 10 ft. wide ins. West. 4000 the corner to secs. 15, 16, 21 and 22; 5600 creek to right couse N 20° W 6140 foot of hill ascend; 6400 top of hill, thence gradual ascent X35 8000 to 1/4 sec. corner bet. secs 21 and 22, set stone 24x18x10 marked 1/4 R T No. 572, and raised mound of stone 18 ins. high 3 ft. wide at base around stone.

I hereby certify that the foregoing are a true copy of Field Notes of road survey No. 572; as surveyed by me on the 25th day of April, 1905.

Read 1st time May 3, 1905.  
" " " 4 "  
And all papers and files referred to Dist. Atty.  
FILED April 28th, 1905.  
Frank Saling, County Clerk.

John W Kimbrell, County Surveyor  
For Umatilla County, Oregon.  
APPROVED and road ordered opened this 9" day of May, 1905.  
T P Gilliland County Com.  
H J Bean, County Judge.  
Horace Walker County Com.

KNOW ALL MEN BY THESE PRESENTS, Whereas, The Oregon Railroad & Navigation Company, owns and is operating a line of railroad extending through Umatilla County, Oregon, the right of way for which railroad passes through certain lands owned by Jennie W Gillis, about two miles west of Milton, and

WHEREAS, heretofore the said Jennie W Gillis, conveyed to Umatilla County, Oregon, certain premises described in a deed dated the 2nd of November, 1903, for the purpose of having a public highway opened across the premises so conveyed, which deed was accepted by order of the County Court of Umatilla County, Oregon, sitting for the transaction of County business, on the 6th day of November, 1903, and The Oregon railroad & Navigation Company desires that the said highway be opened across its right of way and that the same be made a matter of public record.

NOW, THEREFORE, The Oregon Railroad & Navigation Company in consideration of the sum of One (1) dollar to it in hand paid by Umatilla County, State of Oregon, does hereby grant unto said County a right of way for the purpose of opening and maintaining a public highway over and across the following described property, to-wit:

A strip of land sixty (60) feet in width, being thirty (30) feet on each side of a line extending entirely across the right of way of The Oregon railroad & Navigation Company and which line crosses the center line of said railroad as now constructed at right angles at a point twenty two hundred and forty (2240) feet east of mile post P-266 about two (2) miles from Milton Station in Umatilla County, Oregon.

RESERVING, however, to The Oregon Railroad & Navigation Company the right to maintain and operate its railroad along the right of way now owned by it, together with a right to at any time in the future construct such additional track or tracks as may be rendered necessary by the business of said Company.

IN WITNESS WHEREOF, The Oregon Railroad & Navigation Company has caused this instrument to be executed by its general manager and its corporate seal to be hereto affixed, attested by its secretary, this 15th day of February, 1905.

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The Oregon Railroad & Navigation Company,  
By B A Worthington, General Manager.  
Attest:  
W W Cotton, secretary.

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WITNESSES:  
H F Conner.  
Wm. Crooks.

State of Oregon,  
County of Multnomah ss.

This certifies, that on this 22" day of March, 1905, before me, the undersigned, a notary public in and for said County and State, personally appeared the within named B A Worthington, and W W Cotton, who are to me personally known and are known to me to be respectively the General manager and Secretary of The Oregon Railroad & Navigation Company, and they thereupon severally acknowledged to me that they executed the foregoing instrument as such General manager and secretary respectively as and for their free and voluntary act and deed and the free and voluntary act and deed of The Oregon Railroad & Navigation Company.

And the said Cotton being by me first duly sworn, did depose and say that he resides in Portland, Oregon, and is the secretary of the said company and that the seal affixed to the foregoing instrument is the corporate seal of the Oregon railroad & Navigation Company and that the same was so affixed by him pursuant to authority of the board of directors of said company and that he signed his name in attestation thereto by like authority.

In witness whereof, I have hereunto set my hand and notarial seal the day and year in this certificate first above written.

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H J Conner,  
Notary Public for Oregon.

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