

To the Honorable County Court of the State
of Oregon, for Umatilla County.

The undersigned, your petitioner, respectfully shows to Your Honors at this time:

That it is the owner of the Southeast Quarter of Section 4, in Township 5 North, of Range 32 East, in fee simple, and is the sole and only owner thereof, and the only person having any interest therein.

That heretofore, to-wit: on July 12th, 1883, a County road was duly and regularly laid out through said tract of land, and was duly and regularly opened by this Court, and that said road is known and designated as County Road No. 124, and is recorded in Book "E" on page 553; that the said County road as surveyed came into said tract of land, as surveyed, at or near the Northwest corner of the said Southeast Quarter of Section 4, and as surveyed, continued in a Southeasterly direction to a point near the center of said Quarter Section, thence continued in a Southeasterly direction, passing out of said tract of land on the East line thereof a short distance North of the Southeast corner of said tract of land.

That said road has not for years been traveled along the line of said survey, but the travel and the road as it is really used now, begins at the same point, at or near the Northwest corner of said tract of land that the survey began, and ~~extends Easterly~~ along the North line of said tract of land for about a quarter of a mile, and then in a Southeasterly direction again, intersecting the survey at the point where said survey crosses the East line of said tract of land.

And your petitioner respectfully shows to this Court that the route over which the travel now passes is on as good ground, and on

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better ground, in fact, for a road, than the line of the survey; that the distance of the said road is not materially increased, and that the public is in no manner injured by said change.

WHEREFORE the undersigned, your petitioner, prays this Honorable Court that viewers and a surveyor be appointed and that the said County Road No. 124 be changed solely and exclusively within and upon the lands of your petitioner, from the place where the original survey ran through said lands, to and upon the road as now traveled, beginning as aforesaid at or near the Northwest corner of the South-East Quarter of Section 4, in Township 4 North, Range 32 East, where the said survey entered upon said land, and running thence along the line of the present traveled road, across and through said quarter section of land, again intersecting the line of the said survey of the said County road No. 124 where the same passes out of the said tract of land on the East line thereof, said road, when changed, to be of the same width as the present County road, as the same was surveyed through said tract of land; and your petitioner will ever pray.

Dated this 5th day of May, A. D. 1898.

The Northern Cass River Improvement District
By *Alvin W. H. [Signature]*