

No 241

in

Circuit

Court

H B Drake

Plaintiff

vs

A Barnhart and  
J H Shinn

Defendant

Action for foreclosure

Docket a Page 524

Bell Carter

Attorney for Plaintiff

Attorney for Defendant

RECEIVED  
FEB 11 1914  
U. S. DISTRICT COURT  
NEW YORK

1885

Sept 10 Petition rec & dismissed  
Journal C of 519

Road

Beginning 25 miles from Joseph on  
Joseph & Pine Creek road at mouth of  
Devils Gulch

DIRECTIONS—Place papers on TOP OF RUBBER  
Fold ends first then sides Throw the rubber cords  
over the ends and package is complete

In the County Court of }  
Union County, Oregon. } Petition.

We the undersigned resident householders and legal voters residing along the line of and in the immediate vicinity of the hereinafter proposed County Road do most earnestly though respectfully petition your Honorable body to lay out grant and locate a County road as near as practicable on the following route to wit: Beginning at a post 25 miles from the town of Joseph on the Joseph and Pine Creek County road. Thence in a northerly direction about 3 miles to the S.W. corner of Sec. 3 T. 2 N. R. 46 E. Thence in a northerly direction on the most practicable route to the N.E. corner of the S.E.  $\frac{1}{4}$  of the S.W.  $\frac{1}{4}$  Sec 34 T. 3 N. R. 46 E. about 2 miles. Thence in a northerly direction to Pine Creek about  $\frac{3}{4}$  mile. thence in an Easterly direction about  $\frac{1}{2}$  miles. thence North about  $\frac{3}{4}$  mile to top of the hill. Thence in a north Easterly direction about 4 miles to Hiltous Canyon. Thence down said Canyon to the Chemurus about 5 miles. Thence up said Chemurus about 1 mile to mouth of Devils Gulch the terminus of said proposed County road. All of which points and places are in Union County Oregon

11 ~~In County Court of Union County~~  
~~State of Oregon~~

Names

Ernie Evans  
W. Hughes  
L. Clappitt  
H. Howard  
A. W. Stirling  
E. E. Moore  
E. W. Wright  
Jack Owensby

Names

A. L. Eimore  
H. Hughes  
W. R. Kirkland  
H. Canfield  
Lettie Canfield  
H. S. Sells  
James Wilson

As the matter of the  
proposed road  
petitioned for by  
Bruce Evans et al

Petitioner

Filed SEP 9 1885  
at ... o'clock, ... min ... m.  
B. F. Wilson  
County Clerk.

# Notice

Notice is hereby given that at the next regular meeting term of the County Court of Union County Oregon, viz on the 7<sup>th</sup> day of September 1883, at the Court house in the town of Union in said Union County application will be made to the said County Court, to lay out, grant and locate a County road as near as practicable on the following route, to wit: Beginning at a post 25 miles from the town of Joseph on the Joseph and Pine Creek County road, thence in a northerly direction about 3 miles to the S W corner of Sec 34 T 2 North R 46 E 2m. Thence in a northerly direction on the most practicable route to the W E corner of the S E quarter of the S W quarter of Sec 34 T 3 N R 46 E 2m, about 2 miles Thence in a northerly direction to Pine Creek about 3/4 mile Thence in an easterly direction about 1/2 mile Thence north about 3/4 mile to top of hill thence in a north easterly direction about 4 miles to Hiltous Cañon Thence down said Cañon to Cheesminum Creek about 5 miles Thence up said Cheesminum Creek about 1 mile to mouth of Devils Gulch, the terminus of said proposed County road All of which points and places are in Union County Oregon

Names

names

Names  
 Bruce Evans  
 W Hughes  
 L Clappitt  
 H Howard  
 A W Stirling  
 E Elmore  
 E W Wright  
 Jack Emery

Names  
 A L Almore  
 H Hughes  
 W R Kirkland  
 H Canfield  
 Seth Canfield  
 H S Sells  
 James Melton

State of Oregon }  
 Union County } I B. F. Wilcox being  
 first duly sworn say that I posted  
 a notice of which the within is a  
 true copy on the Court house  
 door in the city of Union County  
 of Union State of Oregon on the  
 17th day of August 1883 and  
 that the same has remained  
 continuously posted since that  
 date.

Subscribed & sworn  
 to before me this  
 9th day of Sept 1883  
 H. H. H. } B. F. Wilcox  
 Notary }  
 Co Judge }

State of Oregon }  
 County of Union } ss

I Bruce Evans  
 after being duly sworn say that I  
 posted three notices along the line  
 of the proposed County Road described  
 in the accompanying Road petition  
 on the 1st day of August 1883  
 That said notices were posted as follows  
 one at the residence of Mrs  
 Kirkland and one at the residence of  
 Herman Canfield and one at the  
 head of Hilton Canyon all said notices  
 were posted conspicuously and kept  
 posted continuously for 30 days  
 from said 1st day of August 1883.

Bruce Evans

Subscribed and sworn to before me  
 this 4th day of September 1883.  
 H. F. Burleigh  
 Notary Public for Oregon

See the matter of a  
proposed road  
petitioned for by  
~~W. H. Green~~  
at all times  
Proof of Posting

Filed SEP 9 1895  
at o'clock <sup>min</sup>  
J. F. Wilson  
County Clerk

Our County Court for } Board of Road Petitioners  
Union County Oregon }

Know all men by these presents: that we  
Bruce Evans and Thos. H. Hughes of the County  
of Union State of Oregon are held and firmly bound  
unto the said County of Union in the sum of  
One Hundred dollars the payment of which  
well and truly to be made we bind ourselves  
our heirs executors and administrators firmly  
by these presents.

Signed this 4<sup>th</sup> day of September 1885.

Now the conditions of the above obligati-  
on is such that whereas if the County Road  
petitioned for by Bruce Evans and others  
and presented at the September term 1885  
of the County Court of said Union County  
commencing at stake 25 miles from the town  
of Joseph on the Joseph and Pine Creek County  
Road and terminating at the mouth of  
Devils Gulch on Cheaminus Creek  
in Union County Oregon be located  
and established then this obligation shall be  
void, otherwise to remain in full force  
and virtue in law

Bruce Evans  
Thos H Hughes



State of Oregon }  
County of Union } ss

I Bruce Evans and  
Thos. H. Hughes each for himself  
swear that I am worth the sum of  
One hundred dollars over and  
above all debts and liabilities and  
property exempt from execution  
and that I am a resident and  
householder in said County and  
State

Bruce Evans  
Thos. H. Hughes

Subscribed and sworn to before  
me this 4<sup>th</sup> day of September  
1885,

H. F. Burleigh  
Notary Public for Oregon

As the matter of the  
proposed road  
petitioned for by  
Bruce Evans  
et al

Bruce

Filed SEP 9 1885

at ... o'clock, ... min. ...

B. F. Wood  
County Clerk.

To the Honorable County Court  
of Union County Oregon.

We your petitioners for the  
accompanying Road would  
respectfully ask that you appoint  
as viewers of said road

J. N. McGaw, Wm. George,  
and H. K. Hughes and Geo. P.  
rail surveyor

H. P. Burleigh  
att. for petitioners.

Second judicial way Thursday Sept. 10th 1885-

herein. It is therefore hereby ordered by the Court that G. W. Ames, W. G. Hunter and Charles Holgarth be and they are hereby appointed viewers and W. D. Griffith Surveyor to view survey and lay out said proposed County road and that they meet at the residence of G. W. Ames on the 12th day of September 1885 and duly qualify before entering upon the discharge of their duties in this behalf.

✓ On the matter of the proposed }  
road petitioned for by }  
Bruce Evans and others }.

Now at this time is presented to the Court the petition of Bruce Evans and others and upon an examination of the petition and notice it is found by the Court that said petition and notice do not agree, on account of the notice not specifying that the petitioners are resident households residing along the line of said road. It is therefore hereby ordered that said petition be and the same is hereby dismissed at cost of petitioners.

✓ On the matter of the }  
proposed County road }  
petitioned for by H. }  
H. Preshears et al. }.

Now at this time this matter comes on to be heard upon the report of the viewers and Surveyor heretofore appointed in the above entitled road and also upon the motion of James Patterson remonstrator to said road, made by his Attorney