

No 230

in

Circuit

Court

Suzie P. Carter

Plaintiff

vs

Daniel M. Carter

Defendant

Action for

Divorce

Docket

A

Page 520

Beltz Levites

Attorney for Plaintiff

Attorney for Defendant

WESTERN  
LIBRARY  
SERIALS  
ACQUISITION  
DEPARTMENT  
UNIVERSITY  
OF CALIFORNIA  
LIBRARY  
SERIALS  
ACQUISITION  
DEPARTMENT

1887  
 May 11 Petition see Viewers (Huffman)  
 Journal D p 154  
 July 6 let reading petition  
 Journal D p 172  
 July 7 ordered opened  
 Journal D p 176  
 July 29 Appropriation made  
 Jul D p 198



Road



Commencing where line dividing Huffman  
 & Gorrell's lands crosses road from Union  
 to Belocasset to intersection with road  
 from Lalnaude to North Border in sec  
 5 T 5 S R 39 E

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 the State of Oregon  
for Union County.

In the Matter of the  
Appropriation on the  
County Road heretofore  
laid out and ordered  
opened, petitioned for  
by James Hagnes et al.

To the Hon County Court of Union County  
We the undersigned Citizens of Union County  
respectfully represent to the Court that the  
road heretofore petitioned for, surveyed  
and ordered opened, petitioned for by  
James Hagnes and others, and extending from  
The Union and Telcassett Road at or near Joseph  
Yowell's place to the Ladd Canyon Road near  
the place of Genl Stevens, is of great public  
utility and ought to be placed in good condition  
for travel. That it is not now and can not  
be opened as by law provided without the aid  
of the County Court. Wherefore your petitioners  
Citizens and taxpayers of Union County ask  
that the Court appropriate the sum of  
Three Hundred Dollars to be used in  
opening up said County road.

Names

Geo F Hall

W R Hartshorn

George Wright

Names

Ed Brainerd

W S Wright

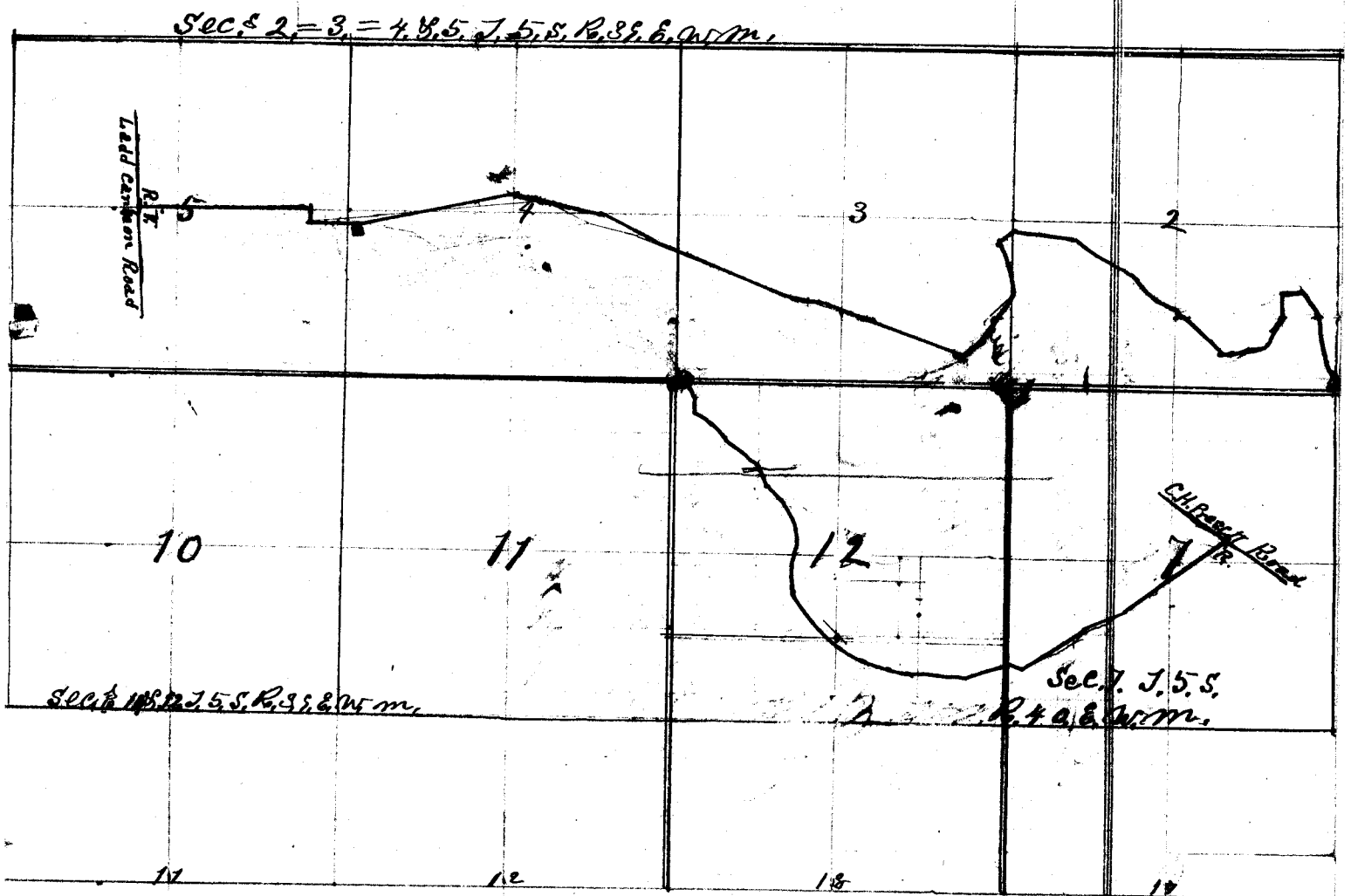
J S Wright

Ed, E, Cate  
B.A. Wilson  
S Benson  
A. Leay  
S. N. Brownell.  
W. J. Carrall  
Henry Stricker  
C. Vincent  
C. M. Jones  
A. R. Jones  
S. A. Purcell  
C. H. Prescott  
S. W. Harris  
A. M. Emerson  
J. E. Foster  
O. P. Jaeger  
H. B. Emery  
J. H. White  
J. W. May  
C. W. Davis  
Thos. B. B. B. B.  
James Dickinson  
A. M. Gardner  
S. O. Swackhamer  
F. A. Hutchinson  
C. D. Davis

J. D. Carroll  
John D. Elliott  
J. M. Johnson  
M. S. Warren  
Joshua Bradford  
C. J. Blakeley  
A. J. Goodbrov  
W. H. Stafford  
F. Middleton  
P. Leoffin  
J. A. Collier  
J. J. Hunter  
J. A. Smith  
W. C. Cusick  
S. V. K. Deering  
John. P. Long  
Gasper Gillasp  
W. H. Huntington  
John Shaw  
C. S. Miller  
W. H. Hoffmann  
J. E. Yowell  
J. B. Knab

It is ordered that ~~two~~ be appropriated  
out of the County Treasury to be expended  
under the supervision of Nelson Schwaner  
on the County road petitioned for by James  
Haynes and others as petitioned for with  
when the citizens of the vicinity of the  
road and who are interested therein,  
shall have expended said road in money  
or labor. B. C. W.

Gilled July 5<sup>th</sup> 1889  
By J. P. Hill Clerk  
By James Oliver S. P. J.



I hereby Certify that the above is a correct Plat of Survey of the Proposed County Road of J. B. Haynes and others ordered viewed and Surveyed by the County Court of Union County Oregon at the Regular Term in May A. D. 1887 of above entitled Court. This 19<sup>th</sup> day of May 1887

J. W. Kimbrell Surveyor

We the Undersigned Viewers have viewed and carefully examined the above Proposed County Road and find it a practical Route and would most Respectfully recommend the same be Established as a County Road.

This 19<sup>th</sup> day of May A. D. 1887

John H. Stevens  
 W. B. Hutchinson  
 N. Schomver

Viewers

Viewers

Report of the  
Proposed County Road  
Co.

J. R. Haynes and others

Filed June 17-1887.

A. T. Willcutt

By P. Olin DePy

With a Report of Viewers  
Report of Road Board  
and proposed proceedings  
in view of the  
the road board  
July 6<sup>th</sup> 1887

With report of viewers reading  
the road board and as recommended  
or claim filed for damages  
the within road is declared  
a public highway  
July 11<sup>th</sup> 1887

Field Notes of the Proposed County Road  
of J. R. Haynes and Others Viewed and Surveyed  
May the 18<sup>th</sup> and 19<sup>th</sup> 1887  
Beginning at a Post marked R.

and situated East 48° South 5 Rods and 19 links from the  
3 Mile Post. <sup>via Sec. 7, T. 5, S. R. 40. E. W. on.</sup> on the County Road of C. H. Prescott and Others

Thence Running S 53° West 183 Rods to Post A 1	Thence West 46° North 66 Rods A 34
" " West 11° 45' South 25 " " " A 2	" W 30° North 64 " A 35
" " " 7° 30' South 7 " " " A 3	" W 5° S 72 " A 36
" West 40° 40 " A 4	" South 30° West 16 " A 37
" " 27° 30' S 30 " A 5	" South 19° East 60 " A 38
" " 34° S 27 " A 6	" S 38° West 40 " A 39
" " 9° S 29 " A 7	" West 45° South 32.4 M. A 40
" " 2° S 18 " A 8	" West 18° North 32 Rods A 41
" " 20° S 10 " 2 M. A 9	" W 18° " 160 " A 42
" " 18° S 17 " A 10	" W 8° 30' N 35 " A 43
" W 18° 30' S 6 " A 11	" W 16° 30' N 93.5 M. A 44
" W 7° 15' S 17 " A 12	" W 16° 30' N 44 Rods A 44
" W 16° 30' North 52 " A 13	" W 22° N 64 " A 45
" W 46° North 18 " A 14	" W 12° 30' South 112 " A 46
" W 41° " 30 " A 15	" W 1° S 52 " A 47
" W 62° 30' " 32 " A 16	" North 8 " A 48
" North 10° East 46 " A 17	" West 40 " 6 M.
" West 47° 15' North 28 " A 18	" West 120 " R. T.
" " 70° " 34 " A 19	
" " 35° North 40 2 M. A 20	
" " 50° " 81 Post A 21	
" " 23° " 17 " A 22	
" North 3° East 20 Rods A 23	
" " 20° West 41 " A 24	
" " 31° " 25 " A 25	
" West 16° South 20 " A 26	
" South 14° East 16 " A 27	
" S 40° West 11 " A 28	
" West 12° 30' South 24 " A 29	
" W 27° S 19 " A 30	
" W 7° S 12 " A 31	
" W 41° 30' N 64 " A 32	
" W 21° N 20 " 3 M. A 33	

from which a Pine Tree 18 inches  
Diameter Bears East 46° South  
2 Chains and 2 links distant  
A Pine Tree 20 inches Diameter  
Bears East 12° 30' South 2 Chains  
and 78 links distant

J. W. Kimbrell Surveyor



Petition for County Road

In the Honorable County Court of Union County  
State of Oregon

We the undersigned Residence House Holders of  
in the vicinity of the proposed County Road  
herein after described would respectfully petition  
Your Honorable body to cause to be viewed  
Surveyed and Established according to Law a  
County Road as follows (To wit) commencing at  
a point on the County Road leading from Union  
to (Salocoyt in Sec 7 Town 5 S of R 40 East W M  
at a point on said County Road where they line  
divides the lands of J. C. Yowell and W. H. Huffman  
crosses said Road thence West on the line dividing  
the lands of said Yowell and Huffman to the West  
side of said land thence in a westerly direction as near  
as practicable and secure a good and practicable  
ground for a road to a point on the County  
Road leading from Spa Grand to North Powder  
in Sect 6 Town 5 S of R 39 East W M a distance  
of about four miles near the land claim of Mrs  
Arnold All of the above points and places in Union  
County State of Oregon and in your petitioners  
ever pray

Dated this 8 Day of April A.D. 1887

Names	Names
W. H. Huffman	W. H. Huffman
J. C. Yowell	J. C. Yowell
B. J. [unclear]	B. J. [unclear]
W. B. [unclear]	W. B. [unclear]

J. L. C.

H. S. P. [unclear] J. L. C.

S. Y. [unclear]  
E. O. [unclear]  
J. L. [unclear]  
J. L. [unclear]

County of Union

88.

I, L. L. Blakeslee being first

duly sworn, on oath say, that I posted three notices (a copy of which is hereunto annexed) of the proposed road, in the following places, to-wit: One at the beginning and one at the terminus and one near the middle of the proposed road, all of which are public places

and one at the Court House door, in Union in said Union County and State of Oregon, thirty days prior to the presentation of petition herein, and that all of said petitioners are householders residing in the vicinity of said proposed road in said Union County and State of Oregon.

L. L. Blakeslee

Subscribed and sworn to before me, this 11 day of May A. D. 1887

A. G. Neill Clerk

By T. Oliver Deputy

# Notice of Wood Section

Notice is hereby given that a petition will be presented to the Honorable County Court of Union County State of Oregon at the May Term of said Court A.D. 1887 praying said Court to cause to be viewed surveyed and established according to law a County Road as follows (to wit) Commencing at a point on the County Road leading from Union to Tallocazet at a point on said road (in Section Seven (7) T 3 South Range (40) forty East Willamette Meridian) crossing the line dividing the lands of J. O. Howell and W. H. Huffman thence West on the line dividing the said lands of Howell & Huffman to the west side of said lands thence in a westerly direction as near as practicable and secure a good and practicable ground for a road a westerly direction about five miles to a point on the County Road leading from Spa Grand to North Powder and in Sec. 5 Town 5 S of R. 40 to W. 1/4 near the land claim of Mary Arnold All of the above points and places are in Union County State of Oregon

Dated this 11th day of April A.D. 1887

Names  
 J. H. Harris  
 A. S. McCormick  
 P. W. Coffin  
 C. Samis

Names  
 W. Huffman  
 Nelson Chase  
 J. O. Howell  
 B. Ashby

W. H. Stafford  
 C. J. Blaker  
 S. J. Currie  
 C. P. Ashby  
 Jap. H. Stevens

W. B. Blaker  
 J. Speer  
 S. J. Smith  
 G. C. Allen  
 Geo. Shaw  
 H. P. Campbell

1887  
 Rejected April 11th

County Court of the State of Oregon,

FOR THE COUNTY OF *Union* ss

**KNOW ALL MEN BY THESE PRESENTS**

That we, *J L R Blakeslee,*

of the County of *Union* and State of Oregon a *held*  
 and firmly bound unto *Union* County in said State in  
 the sum of *One Hundred* Dollars  
 for the payment of which sum well and truly to be made we hereby  
 bind ourselves our heirs Executors and Administrator jointly and sev-  
 erally by these presents as witness our Hands and Seals this *10<sup>th</sup>*  
 day of *May* A D 1887

The Condition of the above obligation is such that Whereas

*J R Haynes et al* have this day filed their  
 petition for a County Road, to be laid out and  
 established as follows to-wit: Commencing at a point  
 on the County Road leading from Union *Bellevue* aka  
 point on said road in Sec 7 T3 S R40 E where and overcrosses  
 the line dividing the lands of *J E Gowell* and *W B Huffman* thence  
 West on the line dividing the said lands of *Gowell* & *Huffman*  
 to the West side of said lands thence in a Westerly direction as near as  
 practicable and secure a good and practicable ground for a road  
 about 5 miles to a point on the County Road leading from the  
*Grande* to North Powder and in Sec 7 S R40 E all of which  
 points are in Union County Oregon

Now if the said road shall be <sup>ordered</sup> laid out and established  
 by the County Court then these presents shall be void  
 otherwise to be in full force and effect  
*J L R Blakeslee*

State of Oregon }  
County of Clatsop }  
I, C. L. Blakelee being first duly  
sworn say I am sure, on the foregoing undertaking  
and that I am worth the sum of Two Hundred  
Dollars over and above all my just debts and  
liabilities and exclusive of property exempt from  
execution  
C. L. Blakelee

Subscribed and sworn to before me the 11<sup>th</sup> day  
of May 1857

A. D. Neill Clerk  
By J. O. Howard Deputy

First Judicial Day

Wednesday May 11<sup>th</sup> 1887

In the matter of the }  
Road petitioned for }  
by J. R. Haynes et al. }

Comes now J. R. Haynes and presents to the Court the petition of himself and Eighteen others praying that a road be laid out and established as follows to-wit: Commencing at a point on the County road leading from Union to Selma in Sec 7 T. 5 S. R 40 E. N. M. at a point on said County Road where the line dividing the lands of J. E. Yowell and W. H. Huffman crosses said road, thence West on the line dividing the lands of said Yowell and Huffman to the West side of said lands, thence in a Westerly direction as near as practicable and secure a good and practicable route to a point on the County road from Lalsvande to North Powder in Sec 5 T 5 S R 39 E. N. M. all of which points are in Union County Oregon. And it appearing to the satisfaction of the Court from proof filed herein that due and legal notice has been given of the pendency of this proceeding, that more than twelve of said petitioners are householders in the vicinity of the proposed road and that a good and sufficient undertaking has been filed herein as required by law, It is therefore considered, and ordered by the court that William Hutchinson Jr., Geo. J. H. Stevens and Nelson Schrimmer be appointed viewers and John Kimbrell surveyor to view survey and report upon said proposed County Road, and that they meet at the house of J. E. Yowell on May 18<sup>th</sup> 1887 at 10 o'clock A.M. and duly qualify before they enter upon their duties in this behalf.

In the matter of the }  
Road petitioned for by }  
E. Stelman et al. }

Comes now E. Stelman and presents to the Court the petition of himself and 35 others praying that a County Road be located and established as follows to-wit: Commencing at the S.E. corner of S.W. 4 of Sec 34 T. 7 and N.E. corner of NW 4 of Sec 3 T. 8 S. R 46 E. N. M. thence West  $4\frac{1}{2}$  miles as near as practicable on Sp. line to the S.W. corner of Sec 36 and NW corner of Sec. 1 Range 15 E. N. M. all being in Pine Valley Precinct Union County Oregon. And it appearing to the satisfaction

First Judicial Day Wed. July 6<sup>th</sup> 1887

North as nearly as practicable through Sections 35 and 26 in T<sup>7</sup> R<sup>46</sup> E. N. M. to the North line of said Sec 26 in T<sup>7</sup> R<sup>46</sup> E. N. M. all said points and places being in Union County Oregon. And it appearing to the Court from proof filed herein that due and legal notice of the pendency of this petition has been given, that more than 12 of said petitioners are householders of Union County living in the vicinity of the proposed road, that a good and sufficient undertaking has been filed herein and that said petitioners have in all cases complied with the law herein. It is therefore considered and ordered by the Court that said petition be granted and that Joel B. Wood, Isaac McMullen and John M. Fadden be appointed Viewers and J. W. Kimball Surveyor to view and survey said proposed road, and that they meet at the house of Joel Sheppard on July 22<sup>nd</sup> 1887 at 9 o'clock A.M. and duly qualify before they proceed with their duties on this behalf.

In the Matter of the Road }  
petitioned for by J. R. }  
Haynes et als }

At this time is presented to the Court the reports of the viewers and Surveyor on the road petitioned for by J. R. Haynes and others and said reports having been read in open Court for the first time are now laid over for a second reading on some other day of this term

It was then ordered that Court be adjourned till tomorrow morning at 9 o'clock

Second Judicial Day

Thursday July 7<sup>th</sup> 1887

In the Matter of the Proposed  
County Road petitioned for  
by D.R. Haynes et als

This matter comes now to be heard on the reports of Viewers and Surveyor heretofore appointed, which reports are now read in open court for the second time on two different days of this term as required by law. And no remonstrance, or bill for damages having been filed, and it further appearing that all the proceedings herein have been regular and according to law. It is therefore considered, ordered and adjudged that that said reports be approved and placed on record and that and that the road be declared a public highway and opened according to law.

Viewers' Report

We the undersigned viewers have viewed and carefully examined the above proposed County Road and find it a practicable route and would most respectfully recommend the same be established as a County road.

This 19<sup>th</sup> day of May A.D. 1887.

John H. Stevens }  
W. B. Hutcherson } Viewers  
N. Schornover }

Field Notes

of the proposed County Road of D. R. Haynes and others, Viewed and surveyed May the 18<sup>th</sup> and 19<sup>th</sup> 1887.

Beginning at a post marked R and situated East 48° South 5 rods and 19 links from the 3 Mile post in Sec 7 T5. S. R. 40 E. T. 7 N on the County Road of G. W. Prescott and others

Thence Running	S 53° West	133 Rods	to post	A 1
"	"	West 18° 45' South	25 "	" " " A 2
"	"	" 7° 30'	7 "	" " " A 3
"	"	" 40°	40 "	" " " A 4
"	"	" 27° 30'	30 "	" " " A 5
"	"	" 34°	27 "	" " " A 6
"	"	" 9°	39 "	" " " A 7
"	"	" 2°	18 "	" " " A 8
"	"	" 20°	10 "	" " " 1 M A 9
"	"	" 13°	17 "	" " " A 10
"	"	" 18° 30'	6 "	" " " A 11
"	"	" 7° 15'	17 "	" " " A 12
"	"	" 16° 30' North	52 "	" " " A 13
"	"	" 46°	18 "	" " " A 14



Second Judicial Day

Thursday July 7<sup>th</sup> 1887

Thence running West 41°	North	30 rods to Post A 15
" " " 62° 30'	"	32 " " " A 16
" " North 10°	East	46 " " " A 17
" " West 47° 15'	North	28 " " " A 18
" " " 70°	"	34 " " " A 19
" " " 35°	"	40 " " " 2M-A 20
" " " 50°	"	31 " " " A 21
" " " 23°	"	17 " " " A 22
" " North 3°	East	20 " " " A 23
" " " 20°	West	41 " " " A 24
" " " 31°	"	25 " " " A 25
" " West 16°	South	30 " " " A 26
" " South 14°	East	16 " " " A 27
" " " 40°	West	11 " " " A 28
" " West 12° 30'	South	24 " " " A 29
" " " 27°	"	19 " " " A 30
" " " 7°	"	12 " " " A 31
" " " 41° 30'	North	64 " " " A 32
" " " 21°	"	20 " " " 3M-A 33
" " " 46°	"	36 " " " A 34
" " " 30°	"	64 " " " A 35
" " " 5°	South	72 " " " A 36
" " South 30°	West	16 " " " A 37
" " " 19°	East	60 " " " A 38
" " " 38°	West	40 " " " A 39
" " West 45°	South	32 " " " 4M-A 40
" " " 13°	North	32 " " " A 41
" " " 18°	"	160 " " " A 42
" " " 8° 30'	"	35 " " " A 43
" " " 16° 30'	"	93 " " " 5M-
" " " 16° 30'	"	44 " " " A 44
" " " 22°	"	64 " " " A 45
" " " 12° 30'	South	112 " " " A 46
" " " 1°	"	52 " " " A 47
" " " "	North	8 " " " A 48
" " " "	West	40 " " " 6M
" " " "	"	120 " " " R.P.

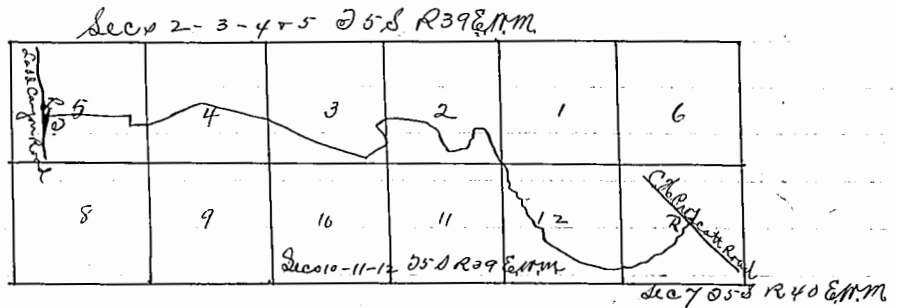
from which a pine tree 18 inches in diameter bears East 46° South 2 chains and 2 links distant. A pine tree 20 inches in diameter bears East 12° 30' South 2 chains and 78 links distant.

J. H. Kimbrell  
Surveyor

Second Judicial Day

Thursday July 7<sup>th</sup> 1887

Plat of the Hayes Road



I hereby certify that the above is a correct plat of survey of the proposed County Road of D. R. Hayes and others ordered viewed and surveyed by the County Court of Union County Oregon at the Regular Term in May A.D. 1887 of above entitled Court this 19<sup>th</sup> day of May 1887-

J. W. Kimbrell

Surveyor

In the Matter of the }  
Proposed County Road }  
petitioned for by Wm }  
McKinnell et al

At this time is presented to the Court the reports of Viewers and Surveyor in the proposed County Road petitioned for by Wm McKinnell et al, and after said reports are read in open court it appearing that certain claims for damages have been filed herein by Saml Painter, Saml Perry and A. W. Motley, It is therefore hereby ordered that Wm Nash, Eli Chandler and Louis Ferguson be and they are hereby appointed to view and appraise said damages and report to this court at the September Term hereof how much less valuable the premises of said Samuel Perry, Samuel Painter and A. W. Motley will be rendered by reason of the establishment of the said proposed County Road. And that said appraisers meet at Cindle and Wilkinson's Store in Pine Valley at 10 o'clock A.M. on Saturday July 23<sup>rd</sup> 1887 and proceed to view and report as aforesaid.

In the Matter of the }  
Proposed County Road }  
petitioned for by E }  
Stelman et al

This matter comes on now to be heard on the reports of viewers and surveyor heretofore appointed

Third Judicial Day

Saturday July 6<sup>th</sup> 1889

Court met pursuant to adjournment.

The same officers were present as on yesterday

Due proclamation of the opening of Court having been made the Journal of yesterday's proceedings was read approved and is here now signed.

O. S. Goodall  
County Judge

Thereupon the following proceedings were had to-wit:-

In the Matter of Cancelling  
Old County warrants

It appearing to the Court that the Legislature at its last session passed an act providing for the Cancellation of all County warrants that have been issued more than seven years. It is therefore ordered that the Clerk prepare a list of all County warrants outstanding and uncancelled that were issued more than seven years prior to July 1<sup>st</sup> 1889 and submit the same to this Court at its meeting on July 19<sup>th</sup> 1889.

In the Matter of an  
Appropriation on  
the Hog Valley Road

This matter came on to be heard on the petition of numerous taxpayers asking that an appropriation of \$300<sup>00</sup> be made to assist in opening up the County Road petitioned for by James Haynes and others and leading from the Pyle Canyon road near the residence of Joseph Howell to the Ladd Canyon road near the residence of Genl. Shivers. And after due consideration had it is ordered by the Court that the sum of \$200<sup>00</sup> be appropriated out of the County Treasury to assist in opening up said road to be expended under the supervision of Nelson Schoonover, when the citizens interested in the road shall have expended the sum of one hundred Dollars (\$100<sup>00</sup>) thereon.

In the Matter of a  
Certain dam across  
Catharine Creek causing  
the overflow of a County  
Road

At this time it appearing to the Court that one S. B. Williamson and certain others have constructed a dam