

No 43 R

in

Circuit

Court

R D Hamilton

Plaintiff

vs

D A Starbuck et al

Defendant

Action for

Docket

Page

R Eaker

Attorney for Plaintiff

Attorney for Defendant

RECEIVED
MAY 10 1884
U.S. DEPT. OF JUSTICE
WASHINGTON

Record of the Case.

435

WITNESSES.

Viewers app July p 20
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 Remonstrance " 172
 Appraisers " 73
 " Report 157
 Viewers Report / Tax 216
 Damages paid 218
 Ordered open 221
 Platted

Petitioned for by
 Henry Striker et al

Continuing on the N side
 of the Town site of Imbler
 at the intersection of
 Ruckman St with the
 Priority Road leading to
 Elgin and terminating
 at foot hill County Road
 leading from corner to
 Inaudin Creek

Petition for County Road.

TO THE HONORABLE COUNTY COURT FOR Union COUNTY, OREGON:

The undersigned, householders of Union County, Oregon, residing in the vicinity where the hereinafter described road is proposed to be, respectfully petition your Honorable body to lay out, alter and establish a County road within said County on the following line or route, to-wit:

Commencing on the north side of the Town Site of the Town of "Sandberg", at the intersection of "Ruckman St." with the County Road leading to "Edgin", it being at the Centre of Sec 20 T. 1. S. Range 39 East Will-mer and running from thence East 1 and 1/2 miles to the 1/4 Sec Corner between Secs 21 and 22 T. 1. S. R. 39 E from thence South on Sec line 1/4 mile and from thence East about 1/2 mile to intersect the Foot Hill County Road leading from the "Cove" to "Indian Creek" and there terminate: all of said Points and places being in Union County State of Oregon: Said Road to be 40 ft wide:

And in duty bound your petitioners will ever pray, &c.

NAMES:

Henry Striker & Others
 Hugh Ross
 Ellis A. Jambler
 L. A. Stott
 J. W. Crossley
 W. A. Parker
 F. B. [unclear]
 W. J. Hatfield
 C. E. Stander
 William Stroyer
 J. M. Westbrook
 Willard Couch
 T. B. Johnson

NAMES:

J. F. Sanders
 C. W. Sanders
 Samuel Morris
 V. S. Carmer
 R. D. Ruckman
 L. C. Welch
 J. M. Stinson
 Thomas [unclear]
 E. A. Stewart
 T. J. Glenn
 H. H. Glenn
 E. W. Glenn

PAID

JUN 5 1898

James O'Brien
County Clerk

STATE OF OREGON,
County of Union, } ss.

I, Henry Striker

being first duly sworn, say that I posted three several notices, of which the notice hereunto attached is a true and correct copy, in three public places in said County in the vicinity of the proposed road therein described, to-wit: One ^{on a post in plain view, on County road} ~~at the Beginning of the Road,~~ One at the ~~terminus~~ ^{of the Road} and one at the Post Office at ~~Jambler Union Co Oregon on the front end of the~~ ^{builder on the street beside of front} ~~door in plain view of the~~ ^{public}

thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 2nd day of June 1893, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 2nd day of June 1893, I posted a true and correct copy of said notice at the place of holding Court for Union County, Oregon, to-wit: On the front of the Court House door, in the City of Union, in said County and State, and that said notices remained posted thirty days previous to the presentation of said petition as I verily believe.

Henry Striker

Subscribed and sworn to before me this 6th day of July 1893

James Oliver Clerk
By G. W. Benson depy

LETTERS
JUL 9 1898
Pittman
Carrington

NOTICE BOOK AND JOB OFFICE

Notice of Road Petition.



To all Persons Concerned: You, and each and all of you, will take notice that the undersigned, householders for Union County, Oregon, residing in the vicinity where the hereinafter described road is proposed to be, will at the next session of the County Court For Union County, Oregon, to-wit: on Wednesday, the 5th day of July A. D. 1893., respectfully present to said Court a petition praying said Court to lay out, alter and establish a County Road within said County, on the following line or route, to-wit:

Commencing on the North side of the Town Site of the Town of "Sambler" at the intersection of "Reckman St.", with the County Road leading to "Elgin", it being the center of Sec 20, T. 1, S. Range 39 East Will-Mer- and running from thence East 1 and 1/2 miles to the 1/4 Sec corner between Secs 21 and 22, T. 1, S. R. 39, E. from thence South on Sec line 1/4 mile and from thence East about 1/2 mile to intersect the Post-Hill County Road leading from the Cove, to "Indian Creek", and thence terminate all of said points and places being in Union County, State of Oregon. Said Road to be 40 ft wide.

NAMES:

Henry Striker & Others
Hough Ross
Ellis A. Ingher
L. A. Stoen
M. H. Crossley
W. A. Parker
F. B. Johnson
W. J. Hatfield
A. C. Stanley
William Stoen
J. M. Erickson
Willard Couch
J. B. Johnson
J. F. Sanders
L. C. Webb

NAMES:

L. V. Sanders
Samuel Morris
W. S. Daviner
R. D. Reckman
Edward Emer
J. M. Stinson
Thomas Clark
E. F. Stewart
T. J. Glenn
H. H. Elmer
E. W. Glenn

8888
JUL 9 11
HILLIETT
Jensen
Oliver

BOND OF ROAD PETITIONERS.

Know All Men by These Presents, That we, *Henry Striker*

and _____, of the County of Union and State of Oregon, are held and firmly bound unto said County of Union in the sum of *One Thousand* 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 *5th* day of *July* A. D. 189*3*

Now, the condition of the above obligation is such, That, whereas the above named

Henry Striker and *Hugh Ross*, and others, have petitioned the County Court of said County of Union, at the *July* Term, 189*3*, thereof for a

County Road, commencing *on the north side of the town site of the town of Duffer as the intersection of Buchanan Street with Courthouse* as more fully described in notice hereto attached

Now, if the above named *Henry Stricker* and *A Levy*

shall well and truly pay, or cause to be paid, all costs and expenses that may be incurred by reason of the view or review of said Road, in case the prayer of said petitioners be not granted or allowed, then that this obligation shall be void, otherwise to remain in full force and virtue.

Henry Striker (L. S.)
A Levy (L. S.)

STATE OF OREGON, }
County of Union. }

Henry Stricker and *A Levy*, each for himself, says, that I am worth the sum of _____

Hundred Dollars over and above all debts and liabilities and property exempt from execution; that I am a resident and householder in said County and State.

Henry Stricker
A Levy

Subscribed and sworn to before me this *6* day of *July* A. D. 189*3*

Turner Oliver
County Clerk.
By J R Oliver

In the County Court of the State
of Oregon, Clatsop County.

IN THE MATTER OF THE

ROAD.

BOND OF ROAD PETITIONERS.

Approved _____ 189__

County Judge.

Filed July 5 1893

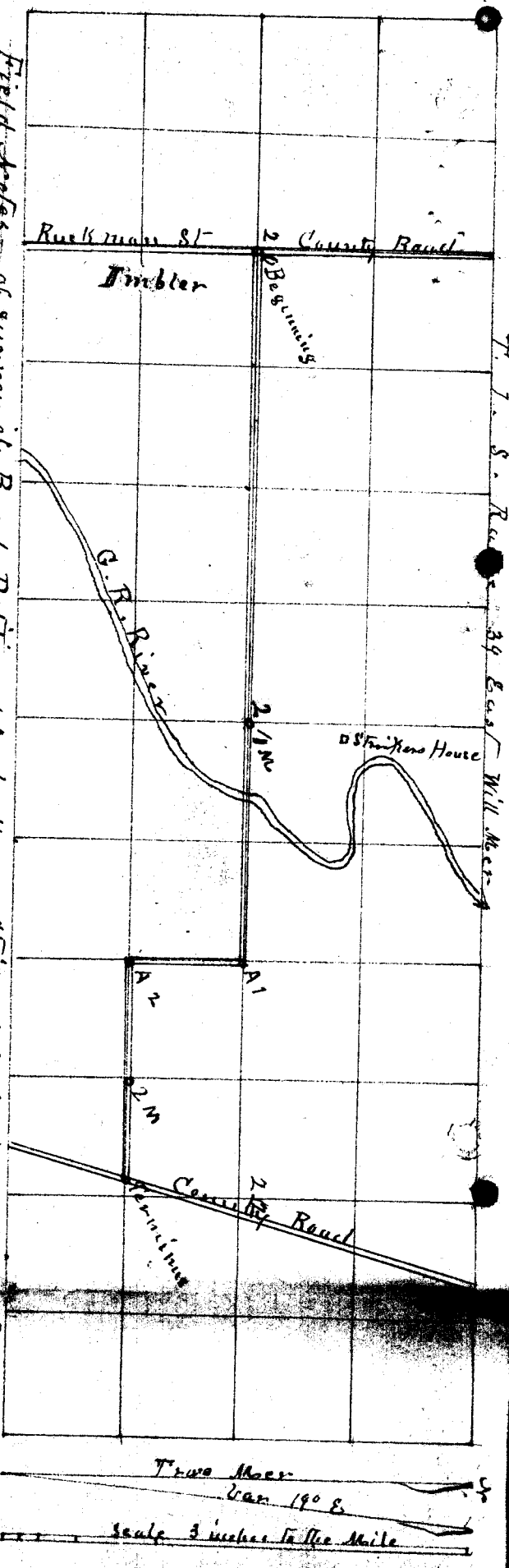
Richard Oliver

County Clerk.

By

J. P. Oliver

Deputy



Field notes of survey of Road petitioned for by Henry Shaker '21 al. Done July 25th 1893
 Commenced on the North side of the town site of Imbler at the intersection of
 Ruekman St with the County Road leading to Elgin it being the center of sec 20
 T. 1. South Range 39 East 1st and running from thence East var 190 E
 80.00 Chs SET 1/2 mile Post
 12.35 " to The West Bank of Grand Round River " "
 1.58 " across
 25.92 " Bet Stake for angle 101 " "
 20.00 " Set stake for angle " 2 " South
 20.40 " " " " " East
 76.00 " " " " " "
 Total Distance 2 Miles 1 Furlong and 24 Rods

J. L. Curtis
 County Surveyor

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 3rd day of July, 1893, appointed to view and lay out and alter the proposed county road, of which the survey hereto attached is a true and correct description, as petitioned for by Henry Striker, et al, beg leave to report that on the 15th day of July, 1893, in pursuance with said appointment and order, after being duly sworn to faithfully and impartially discharge the duties of said appointment, we proceeded to view out said proposed road for the whole distance thereof, and that in our opinion said proposed road should — be laid out and established as a public highway of Union County, Oregon; that the same is practicable and would — add to the convenience of the householders residing in the vicinity thereof. We therefore recommend that said proposed road be laid out and declared a public highway of said county.

Geo. Williams
James H. Briggs
J. P. Bonnette
VIEWERS.

PAID

JUL 26 1898

James Davis
County Clerk



I the undersigned do hereby
certify that I have examined the road
proposed for by Henry Stoker & others
and say it is of Public utility and a very
practicable route. and I endorse said Petition
J. P. Phillips R
road master since

IN THE COUNTY COURT OF THE STATE OF OREGON FOR UNION COUNTY.

In the matter of the petition)
 for a county road by Henry)
 Striker and others)

TO THE HON. COUNTY COURT OF UNION COUNTY STATE OF OREGON.

We the undersigned householders, ^{residents in Union County, State of Oregon} residing within the vicinity of the hereinafter described proposed county road, in Union County State of Oregon, to wit that for which notices have been posted and petition circulated and filed with this Hon. Court by Henry Striker and others and described as follows, Commencing at the north side of the town of Imbler at the intersection of Ruckman street with the County road leading to Elgin, it being at the center of Section 20 T. 1 S. R. 39 E. W. M. and running from thence East one and one half miles to the quarter section corner between Sections 21 and 22 T. 1 S. R. 39 E. W. M. thence south on section line one quarter mile and from thence east about one half mile to intersect the foot hill ~~to~~ county road leading from the Cove to Indian ~~to~~ Creek all of said points being in Union County Oregon, Said road to be 40 feet wide, do hereby remonstrate against the lay-out of said road.

1	X			
2	X			
3	X			
4	X			
5	X			
6	X			
7	X			
8	+			
9	+			
10	X			
11	X			

P. E. Wade 12X
 Joseph Harris
 J. W. Anderson 15X
 A. M. Tuttle 14X
 Henry Tuttle 15X
 J. M. Harris
 W. M. Long 16X
 G. W. Gilliam 17X
 M. B. Mitchell
 W. G. Kerilla
 J. N. Pierce
 J. A. Spurr
 W. H. Parker
 J. A. McKinnis
 J. D. Woodell
 G. McKinnis

L. H. Gilman
 Willard Couch
 Thomas Ruckman
 Saml. Cochran
 D. M. Shultz
 R. M. Claver
 J. W. Ruckman
 W. E. Ruckman
 Wm. Hull

for the County Court
of the State of New York
for the County of Albany

Remuneration against
The County Road
Auditor for the
Year ending Dec 31-93

Filed Aug. 9th, 1893
James Oliver Clerk
By J. Q. Oliver Deputy

In the County Court of the State of
Oregon for Union County -

In the Matter of the laying
out a highway ~~to be~~
allowed for by Henry
Sturges et al.

Comes and the under signed
resident and householder of Union
County - Oregon and the owner of land
through which the proposed road
petitioned for by Henry Sturges
and others and also a returner
against said road and moves the
Court to state from the petition
filed the following names to wit -
L. A. Stoop, W. A. Porter, William Couch
and for the reason that the said parties
after signing the said petition, signed
the returners against said
road which is now filed in this
Cause, also to state from the pe-
tition the names of F. B. Collins
for the reason that he is a resi-
dent of or within the vicinity of said
road, also to state from said
petition the names of Edward
Oliver, W. H. Ormsby, and C. M. & Anne
For the reason
that neither of said parties when
he signed said petition was or
is a householder,

The undersigned also objects to
the laying out of said road and
to the report of the surveyor and
moves the Court to set aside said
report for the reason:

1st That the said surveyor has
not made a report of his survey
as required by law nor made
a plat thereof or plot of said road
as required by law.

2nd That the said report filed
does not show that the surveyor
stated said road as provided
by law.

William Hull

by J. P. Stahl

his Attorney

County Court

Walter D. Byrd

County of Adams

In the Matter of

Property and as

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In the Circuit Court of Union County
State of Oregon

In the matter of the
laying out and
establishing a highway
petitioned for by
Henry Shuter and
others

Comes now the undersigned
William Hull and shows to the Court
that he is the owner of the following land
over which the road petitioned for by
Henry Shuter and others will pass
of established to wit - all that portion
of North Half of South East Quarter
of Section 2, T. 1, R. 39 E. N. W.
lying East of the Grand River
and that the said land by the
laying out of said road is and
would be damaged in the sum of \$2000.00

Wherefore the undersigned applies to
the Court for the allowance of him
of damages on account of the lo-
cations of said road in the sum
of \$2000.00
Wm Hull

County Court

State of Oregon

Wagon County

vs

The Wagon

Co. Surveyors

and well known

to the Surveyors

of the County

Henry Hunter

vs

Appellees

vs

Wagon

Co. Surveyors

vs

Wagon Co. Surveyors

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Filed Aug 9th 1893
Clerk of Wagon County
By J. P. Oliver Deputy

1 In the County Court of the State
2 of Oregon for Union County,

3 In the Matter of Laying out
4 and establishing a Highway
5 petitioned for by Henry
6 Shuter et al

7
8
9 Commences now the undersigned
10 P. E. Wade and shews to the Court
11 that he is the owner of the following
12 lands over which the road filed
13 herein for by Henry Shuter
14 and others will run if established to
15 wit - S E 1/4 of N E 1/4 of Sec 20 and
16 S E 1/2 of N. W. 1/4 of Sec 21 T⁶ One South
17 of Range 39th and will be damaged
18 by the location of said road over
19 said land in the sum of \$ 300.00, and
20 hereby make claim for damages
21 to the amount of the sum of \$ 300.00

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24 P. E. Wade
25 by J. D. Shuter
26 his Atty

Council Court

Winn County - Oregon

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See the notes of

page out to

the County of

Winn County

Shirley Smith

1st

Claims for amounts

P. & P. Road

Winn County 1893

Summer Oliver Clerk

By J. P. Oliver Deputy

1 In the County Court of Union County, Oregon.

2
3 In the matter of the road petitioned
4 for by Henry Striker et als-

5 Come now the petitioners for said road
6 by their attorney and represents to the court the following facts:-
7 That of the said petitioners for said road-V.S. Daviner-T.T. Glenn-
8 Henry Striker-Samuel Morris-Willard Couch-Thos Clark are all farm-
9 ers on the line of the proposed road- and are without a public
10 highway upon which they have from their residences an outlet for
11 their said farms-and are now compelled to cross the lands of P.E.
12 Wade and Wm Hull to get to a public highway.

13 That said P.E. Wade has forbidden the crossing of his land- and the
14 those compelled to cross his land are Daviner-Striker-Glenn and
15 Clark.

16 That all of the said petitioners-except Frank Collins are house-
17 holders- residing close to said proposed road and will use the
18 same if so located and opened-while a majority of them will be
19 personally benefitted.

20 That of the names on the pretended remonstrance the following
21 reside all the way from three miles to five miles away from the
22 proposed road-are not interested in its establishment-are not res-
23 iding in the vicinity of the same and should not be heard-to dic-
24 tate what said petitioners shall have or are intitled to:- J.W.
25 Norval-J.W. Tuttle-Terry Tuttle- J.L. McKinnis-M.B. Mitchell- J.N.
26 Rinchart- J.A. McKenzie- D. McKinzie- Thos H. Gilman-Thos Ruckman-
27 Sam'l Cochran- J.H. Neville-R.M. Oliver- G.W. Ruckman- and W.E. Ruck-
28 man-W.G. Nelson and J.L. Woodall-

29 That said remonstrance should not be heard for the reason that the
30 same was not filed until after the petition had been heard- the
31 report of the viewers- had been read ^{twice} and was upon the adop-
32 tion of said report of the viewers- and is certainly too late.

33 Respectfully- Henry Striker- et
34 als petitioners- by C.H. Finn- Atty.

35 State of Oregon--County of Union -ss:- I--Henry Striker being
36 first duly sworn say that I am one of the petitioners- that I am
37 acquainted with all of the facts above set forth- and of the persons
38 signing the petition for said road- as well as all the persons so
39 remonstrating- and the above facts are true as I verily believe.

40 *Henry Striker*

41 Subscribed and sworn to before me this the 10th day of August 1893

42 *James C. Stokes*
43 *County Clerk*

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General Ledger

Some notes of the
general ledger

Check with us

of a card to
identify the ledger

amount -
proximity -

General Ledger
Account of the
of the General Ledger

HON JOHN McDONALD Commissioner

HON W D ARNOLD Commissioner

TURNER OLIVER Clerk

J T BOLLES Sheriff

When on *Thurs* — day the *10* day of *Aug* 189*3*
the same being the *Fourth* Judicial day of said term, the following, among other
proceedings were had to wit

In the Matter of the Proposed)
Road petitioned for by Henry)
Stricker et.al)

This matter came on to be

heard at this time on the report of the Viewers and Surveyor
heretofore appointed herein for a second reading as required
by law and also upon the claims of P E Wade and Wm Hull for
damages on account of the location and establishment of said
proposed road and it appearing to the Court that said P E Wade
claims that he will be damaged in the sum of \$500 00, that
said Wm Hull claims that he will be damaged in the sum of
\$200 00 by reason of the location and establishment of said
proposed road It is therefore considered and ordered that by
the Court that Ben Brown, M A ^{Harrison} Stevenson and D A McAlister be
appointed appraisers to examine the premises of each of said
claimants the entire distance through which the said road will
pass and, after taking into consideration the advantages that
will be derived by reason of the location of said road as well
as the disadvantages, to report to this Court how much less
valuable the premises of each of said claimants P E Wade and
Wm Hull would be rendered by reason of the construction of the
said proposed road and that they meet at Imbler, Oregon on
Monday the 4th day of September 1893 at 10 oclock A M and af-
ter qualifying proceed to view and render their report accor-
dingly

(Signed) I N Sanders County Judge

Turner Oliver
County Clerk.

SEP 5 1898

WITSELL

STATE OF OREGON,
COUNTY OF UNION.

ss.

I, **TURNER OLIVER**, County Clerk for Union County, State of Oregon, and ex-officio Clerk of the County Court for said County and State, do hereby certify that the foregoing Transcript of Journal Entry has been by me compared with the original entry, and that it is a true and correct copy of said original Journal Entry, and of the whole thereof, as the same appears of record in my office and custody.

WITNESS, my hand and Seal of the said County Court, this 30th day of Aug 1898

Turner Oliver Clerk.

By *JR Oliver* Deputy.

In County Court of the State
of Oregon for Union County

In the matter of
the road petition
for by Henry Striker
Et al.

Comes now the petitioners
and move the Court here
to set aside the report of
the viewers herein appoint-
ed to assess the damages
of P. E. Wade and Corn Hill
because the same is irreg-
ular and not made on the
day appointed or
within request of the
Court and ^{made} in the absence
of the petitioners, they
ask that the matter be
resubmitted.

Henry Striker Et al
Petitioners for Road
by C. H. [unclear] atty

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25th Aug 26
From Sept 26
County Court

Wesley C. Bryant

See on County
Court record for
Wesley C. Bryant
25th Aug 26

Wesley C. Bryant
25th Aug 26
County Court
record for
Wesley C. Bryant
25th Aug 26

FILED

SEP 2 1898

James Davis
County Clerk

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

We, the undersigned viewers heretofore on the 6 day of Sept 1893, appointed to view out and assess the damages claimed by P. E. Wade & W. M. Hull in the matter of the proposed county road, petitioned for by Henry Striker et al. beg leave to report that on the 3rd day of October, 1893, we, after being duly sworn to discharge our duty faithfully and impartially, proceeded to view said proposed road the whole distance through the premises of P. E. Wade & W. M. Hull complainant and to assess and determine how much less valuable said premises of said complainant would be rendered by the opening of said road, and we find that the premises of said complainant P. E. Wade would be rendered \$ 24 ⁰⁰/₁₀₀ less valuable, and that the premises of complainant W. M. Hull would be rendered \$ 200 ⁰⁰/₁₀₀ less valuable, and the premises of the complainant ~~_____~~ would be rendered \$ _____ less valuable by the laying out and establishment of said proposed road as a public highway of said county, and recommend that Payments be paid to said complainant before laying out and establishing said road as a public highway.

W. G. Hunter
Peter McDonald
A. J. Hughes

PAID.

OCT 2 1893

James Davis
County Clerk.

1 In the matter of the highway
2 petitioned for by
3 Henry Shuter et al }
4
5

6 Now at this time this cause
7 came on for hearing upon the
8 report of the appraisers hereof
9 appointed to assess the damages
10 to the premises of P. E. Wade and
11 William Hull by reason of the lay-
12 ing out of the said highway and the
13 said report of said appraisers showing
14 that they met on the 3rd day of
15 October A.D. 1893 and after being
16 duly sworn, did find and
17 assess the damages to said
18 premises and find and report
19 that the premises of P. E. Wade
20 to wit - S E 1/4 of N E 1/4 of Sec. 20 and
21 S 1/2 of N W 1/4 of Sec. 21, T. 41 N. R. 39
22 of Range 39, E. W. 1/4 are less valuable
23 in the sum of \$26,180, and the premises
24 of William Hull to wit - the all that
25 portions of N 1/2 of S E 1/4 of sec-
26 tion 21, T. 41 N. R. 39, South of Range 39
27 E. W. 1/4 lying East of Grand Coulee
28 River, is less valuable in the
29 sum of \$200.00 by reason of
30 said road, and there being no
31 objections filed to said report
32 it is therefore ordered that the said

1 and it appearing to the Court -
2 that said sums are just and
3 reasonable and that the said
4 road is not of sufficient im-
5 portance and utility to the Community
6 generally to warrant the payment
7 of said sums by the County -
8 it is therefore ordered that said
9 report be and the same is hereby
10 approved and that said road be
11 declared a public highway
12 upon payment of the said
13 sum of \$20,000 to P. E. Wade and
14 the sum of \$2000 to William
15 Still by the petitioners for
16 said road and that they leave
17 said sums in which to determine
18 upon whether or not they will
19 pay the same and that the petitioners
20 may either pay the claimants said sums
21 and file their receipts with the Clerk of
22 this Court, or in case either of said
23 claimants refuses to accept said
24 sum so found as reasonable by the
25 viewers that then the petitioners may
26 pay said sum into Court, and that
27 this Court will thereupon make a
28 final order opening up said proposed
29 road.

To the Hon County Court and Viewers in
the matter of a proposed County Road Petitioned
for by Henry Striker et al. The following
Plat and Field notes of the survey of
said Road is respectfully submitted

J L Curtis
County Surveyor

THOMAS WADE.

JUSTUS WADE.

OFFICE OF

WADE BROTHERS,

Dealers in

General Merchandise of Every Description.

SUMMERVILLE, OREGON, Aug 5 1893.

we take
Country Produce
— AT —
Highest Market Price
In Exchange For
MERCHANDISE

To the Hon County Court
if that Striker Road is
reported favorable I claim
three hundred dollars Damage
yours Res P E Wade

1893

Second Judicial Day

Wednesday July 5th 1893

of holding County Court, to-wit: At the Court House, in the town of Union, County of Union, State of Oregon, and also in three public places in the vicinity of said proposed road to-wit: One on the fence in front of J D Guilds house, One on gate post on O B Summers farm and one on Bridge on Indian Creek all on the public road, for more than thirty days immediately prior to the presentation of said petition to this Court, notifying all persons concerned that application would be made to this Court at the present session of this Court, and that the notices so posted were in due form and duly signed by the petitioners and that a bond for the cost of this proceeding has been duly given. It is therefore Ordered that J H Norton, Wm Morlock and J N Chandler be appointed Viewers of said road, and that J. L. Curtis be appointed Surveyor of said road, and that they meet at Elgin on the 22nd day of July 1893 at the hour of 10 o'clock Am, and after qualifying, to view, survey and lay out said road according to law.

In the matter of the proposed County
Road petitioned for by Henry Striker et al }

Comes now Henry Striker one
of the petitioners for the above-named proposed County road, and presents to the Court the petition of himself and others, praying for the location and establishment of a County road described as follows, to-wit: Commencing on the N side of the Town site of Imbler at intersection of Ruckman St with the County road leading to Elgin being the center of Sec 20 T¹ N¹ S¹ R 39 E Wm, and running thence S 1 1/2 miles to the 1/4 Sec corner between 21 & 22 T¹ N¹ S¹ R 39 E, thence S on Sec line 1/4 mile, thence East about 1/2 mile to intersect the Foot Hill County road leading from Cove to Indian Creek and there terminate. All of said points and places being in Union County Oregon. Said Road to be 40 feet wide. And it appearing to the Court that said petition is signed by more than twelve householders of this County, residing in the vicinity of said proposed road and that said petition properly specifies the place of beginning, intermediate points and place of termination of said road, and it satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding County Court, to-wit: At the Court House in the town of Union, County of Union, State of Oregon

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Oregon, and also in three public places in the vicinity of said proposed road, to wit, One at the beginning of the road proposed on a post in plain view of County road One at the terminus of the proposed road, and one at the Post office at Imbler Union Co Oregon, on the front end of the building in plain view of the public road, for more than thirty days immediately prior to the presentation of said petition to this Court, notifying all persons concerned that an application would be made to this Court at the present session of this Court, and that the notices so posted were in due form and duly signed by the petitioners and that a bond for the costs of this proceeding has been duly given. It is therefore Ordered that Theodore Williams, J H Riggs and J C Bonnett be appointed Viewers of said road, and that J L Curtis be appointed Surveyor of said road, and that they meet at Imbler on the 15 day of July 1893 at the hour of 9 o'clock Am. and after qualifying, to view survey and lay out said road according to law.

In the matter of the proposed County
Road petitioned for by Wm Hull et al }

Comes now Wm Hull one of the petitioners for the above named proposed County road and presents to the Court the petition of himself and others, praying for the location and establishment of a County Road described as follows, to wit, Commencing at a point on the County road now laid out, established and in use one hundred and one rods distant from and South of the Southwest corner of the Southeast quarter of Sec 20 T₁N 1, SR 39 town. running thence in a northerly direction along the railroad right of way to the dividing line between the lands of Jesse Imbler and Saml Morris being the dividing line between the North Half of NW¹/₄ Sec 29 T₁N 1 SR 39 town. and the S¹/₂ of NW¹/₄ of said Sec. thence to along said dividing line about 140 rods to Grande Ronde river thence to westerly along the bank of said river on the north side about 1/4 of a mile to the bend of the river to the most suitable place for crossing said river, thence in a Southeasterly direction to as near as practicable to the dividing line between the N² of NW¹/₄ Sec 28 T₁N 1 SR 39 town. + S² of NW¹/₄ of said Sec 28, thence easterly along said line to Sec line between Secs 27 & 28 T₁N 1 SR 39 town. thence N along said line as near as practicable 1/2 miles thence East about 1/2 mile to County road

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as now laid out, established and in use leading from the Cove to telgin said point being on said County road on the line between the lands of Mrs L Oathouse & Joseph Harris 80 rods on of quarter stake on N line of Sec 27 T¹N 1 S¹R 39 town & there terminate. Said road to be 50 ft wide, And it appearing to the Court that said petition is signed by more than twelve householders of this County residing in the vicinity of said proposed road, and that said petition properly specifies the place of beginning intermediate points and place of termination of said road, and it satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding County Court town; At the Court House in the town of Union State of Oregon and, also in three public places in the vicinity of said proposed road, to wit; One at the beginning of said road on a stake in plain sight of County road One on the Post office at Embler Union Co. Oregon near the door in plain view of the public and one at the terminus of said road on a stake set in the ground in plain view of County road for more than thirty days immediately prior to the presentation of said petition to this Court, notifying all persons concerned that application would be made to this Court at the present session of this Court; and that the notices so posted were in due form and duly signed by the petitioners and that a bond for the cost of this proceeding has been duly given. It is therefore Ordered that Theodore Williams, J H Riggs and J C Bennett be appointed Viewers of said road and that J L Curtis be appointed Surveyor of said road, and that they meet at Embler on the 15th day of July 1893 at the hour of 9 o'clock A.M. and after qualifying, to view, survey and lay out said road according to law.

In the Matter of a proposed
Bridge across Powder River
near the Keating Ranch

It having been represented to the Court that the Bridge across Powder River near the old Keating Ranch is in an unsafe condition and, and that a new bridge ought to be built at said crossing and this Court not being fully advised as to what is needed It is therefore considered and ordered by

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have paid the remainder of said damages, to wit \$60⁰⁰ and filed receipts for the same with the Clerk of this Court and any further consideration of this matter is continued for the term

In the matter of sending
out warrants to the
Road Supervisors

It appearing to the Court at this time that a great many of the Road Supervisors advance money to the men employed to work on the County Roads in their respective districts, that it is more convenient for the Clerk to send all warrants to the Road Supervisors. It is therefore considered and ordered that the Clerk allow the various Road Supervisors to receipt for all Warrants for work done in their Road Districts and the Clerk is hereby authorized and directed to send by registered mail such warrants when requested

In the Matter of the
proposed County Road per-
titioned for by Henry Striker et al

This Matter came on to be heard at this time on the Remonstrance heretofore filed herein by P. E. Wade et al and on the motion filed by the petitioners to strike out certain names from the remonstrance as not being legal remonstrators residing in the vicinity of the road and also on the motion of remonstrator William Keul to strike out from the petition certain names alleged not to be householders residing in the vicinity of the road said petitioners appearing by C. H. Funn their atty and the Remonstrators appearing by J. D. Slater of counsel and after carefully examining the affidavits filed herein and hearing the testimony of witnesses duly produced and sworn in open Court the Court finds that the following named persons whose names appear on said remonstrance are not householders residing in the vicinity of said proposed road and are not therefore not legal remonstrators herein, to wit: Thos Ruckman, Samuel Cochran, R M Oliver, H W Ruckman and W E Ruckman,

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J. L. Woodell, J. W. Novad, J. W. Tuttle, Terry Tuttle, J. L. McKinnis, M. B. Mitchell, W. S. Neville, S. H. Neville, J. N. Rinehart, J. A. Mc Kenzie, O. McKenzie and Thomas H. Gilham, the Court also finds that the following named persons whose names appear on the petition herein are not householders residing in the vicinity of said proposed road to wit J. B. Collins, Ed Elmer, W. H. Almsby and E. W. Glenn and are therefore not legal petitioners herein. It is therefore considered and ordered by the Court that the persons above named be stricken from the remonstrance and from the petition respectively and it appearing to the Court that there are a greater number of legal petitioners than there are of legal remonstrators. It is therefore considered, ordered and adjudged by the Court that said remonstrance be overruled and denied.

In the Matter of the proposed Road petitioned for by Henry Striker et al

This matter came on to be heard at this time on the Report of the Viewers and Surveyor herein for a second reading as required by law, and also upon the claims of P. E. Wade and Wmth Hull for damages on account of the location and establishment of said proposed road and it appearing to the Court that said P. E. Wade claims that he will be damaged in the sum of \$300⁰⁰, that said Wmth Hull claims that he will be damaged in the sum of \$200⁰⁰ by reason of the location and establishment of said proposed road. It is therefore considered and ordered by the Court that Ben Brown, M. A. Harrison and D. A. McAlister be appointed appraisers to examine the premises of each of said claimants the entire distance through which the said road will pass and after taking into consideration the advantages that will be derived by reason of the location of said road as well as the disadvantages to report to this Court how much less valuable the premises of each of said claimants, P. E. Wade and Wmth Hull would be rendered by reason of the construction of the said proposed road and that they

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met at Imbler, Oregon, on Monday Sept. 4th 1893 at 10 o'clock am. and after qualifying proceed to view and render their report accordingly

In the Matter of Turning over
to the Road Supervisors for Col-
lection all Road Poll Taxes now
collected by the Sheriff

This matter came on to be heard at this time on the list of uncollected road ^{poll} taxes turned over by the Sheriff of this County and it appearing to the Court that the law for the collection of road tax under which this County is working provides for the collection of a \$2⁰⁰ poll tax for road purposes from every person subject to a poll tax in the County and that for the year 1894 the tax levy made by the County Court charged up road poll taxes as shown upon the list herein after set out and that the same has not yet been collected by the Sheriff but has become delinquent, and it appearing that this Court heretofore directed the Sheriff to take Sheriffs credit for the same and furnish a list of the same to this Court which the Sheriff has done It is therefore considered and ordered by this Court that said Sheriffs credits be approved and the Clerk of this Court is instructed to have said list printed together with this order and that a copy of the same be handed to each road supervisor in Union County, with instructions of this Court to the respective road supervisors to collect the road poll taxes from the respective individuals therein charged that live in their respective road districts, and that they keep an account of the same and report to this Court, in their reports

to be rendered at the January term 1894, it is further ordered that the Supervisors collect also all poll taxes on the following list after expending the money for the roads:—

Name	Amount	Name	Amount
Ayles S. B.	3 ⁰⁰	Anderson A	3 ⁰⁰
Arsted J	3 ⁰⁰	Ashby Wm	2 ⁰⁰
Anderson Gus	3 ⁰⁰	Alexander Geo	2 ⁰⁰
Alexander Andrew	3 ⁰⁰	Alexander J. E.	3 ⁰⁰
Armstrong John	3 ⁰⁰	Anderson Oscar	3 ⁰⁰
Adams W. A.	3 ⁰⁰	Alexander F. R.	2 ⁰⁰

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In the matter of the application
of Harry Cooper for appoint-
ment to Free Scholarship in the
State Agricultural College

This matter came on to be heard at this time on the application of Harry Cooper for a Free scholarship to the State Agricultural College and it appearing to the Court that said applicant is a resident of Union Co and that J. L. Carter County School Superintendent having certified as to his qualifications and recommended his appointment

It is therefore considered and ordered by the Court that said Harry M Cooper be and he is hereby appointed to a free scholarship in said State Agricultural College at Corvallis Oregon

In the matter of the proposed
Road petitioned for by Henry
Striker et al

This matter came on to be heard at this time on the Report of the appraisers heretofore appointed herein, and on the motion of Henry Striker to set aside said report, the petitioners, appearing by C. H. Finn of counsel and J. D. Slater appearing on behalf of P. E. Wade and William Hull, claimants for damages, and after argument of counsel it appearing to the Court that the damages allowed P. E. Wade, \$281⁰⁰, and William Hull, \$185⁰⁰, are excessive, It is considered and ordered that said motion be sustained and the report of the appraisers herein set aside. It also appearing from the claims for damages filed herein that the said P. E. Wade claims that he will be damaged in the sum of \$300⁰⁰ and William Hull claims that he will be damaged in the sum of \$200⁰⁰ by reason of the location and establishment of said proposed road It is therefore considered and ordered that Peter McDonald, W. G. Hunter and A. J. Hughes be appointed appraisers to examine the premises of each of the above named claimants the entire distance through which the said road will pass and after taking into consideration the advantages that will be derived by reason of the location and establishment of said

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road as well as the disadvantages, to report to this Court how much less valuable the premises of each of said claimants P. E. Wade and William Hull will be rendered by reason of the construction of the said proposed road and that they met at Embler, Oregon, on the 30th day of September A. D. 1893. at 10 o'clock A. M. and after qualifying proceed to view and render their report accordingly

In the matter of Bridge over }
Powder River on Eagle Valley }
and Baker City Road }

This matter came out to be heard at this time on the plans and specifications submitted to the County Court of Baker County and on the Report of the Viewers appointed by the said Baker County Court from which it appears that application has been made to the said Court of Baker County in due form of law, that the estimated cost of the construction of said bridge in accordance with the plans submitted is \$800⁰⁰ or \$900⁰⁰. It is therefore considered and ordered that the report of the Viewers and the plans submitted herein be approved and the Court of Baker County is authorized to let the contract for the erection of said bridge and this Court hereby agrees to defray one half of the expenses provided the same does not exceed the amount estimated by the viewers to wit: \$800⁰⁰ or \$900⁰⁰.

In the Matter of an }
Extension of Time for the }
Payment of Delinquent Taxes }

Comes now the Sheriff, J. T. Bolles into open Court and asks for an extension of time to make his return on the Delinquent Tax Roll and it appearing to the Court that there is a large amount of Delinquent Taxes on said roll which can be collected but that it would be a special hardship to many of the Taxpayers therein named to have payment enforced at the present time by levy and sale of property and that to extend the time for the

Be it remembered that at a regular Term of the County Court of the State of Oregon for Union County begun and held at the Court House in the City of Union in said County and State on Monday the 2nd day of October A.D. 1893 and from day to day thereafter during the continuance of said Term when on Wednesday the 4th day of October A.D. 1893, or the 3rd Judicial day of said Term the said County Court opened for the transaction of business with the following officers present, to-wit:

The Hon J. N. Sanders County Judge
 " W. W. Arnold Commissioner
 " P. J. Brown Commissioner
 Turner Olson Clerk
 J. T. Bolles Sheriff

Due proclamation of the opening of Court having been made the following proceedings were had, to-wit:

In the Matter of the Road }
 petitioned for by Henry Striper et al }

This matter came on to be heard at this time on the Report of the Viewers heretofore appointed herein for a first reading and said report having been read in open Court for the first time It is considered and ordered that the same be laid over for a second reading on some other day of this term as by law required

In the Matter of the Liquor }
 License of John D Casey }

This matter came on to be heard at this time on the petition of John D Casey for license to sell spirituous malt and vinous liquors in less quantities than one gallon in the precinct of Helgard for the period of six months, and it appearing to the Court that said petition is signed by an actual majority of all the legal voters residing in said precinct, that said petition was published as by law required proof of which has been filed herein, that the petitioner has filed a good and sufficient bond herein which has been

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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

J. Sanders
County Judge

Thereupon the following proceedings were had, to-wit:

In the matter of the highway }
petitioned for by Henry Striker }
et al }

Now at this time this cause came on for hearing upon the report of the appraisers heretofore appointed to assess the damages to the premises of P. E. Wade and William Hull by reason of the laying out of the said highway and the said report of said appraisers showing that they met on the 3rd day of October A.D. 1893 and after being duly sworn did find and assess the damages to said premises, and find and report that the premises of P. E. Wade, to-wit: S E $\frac{1}{4}$ of N E $\frac{1}{4}$ of Sec 20 and S $\frac{1}{2}$ of N W $\frac{1}{4}$ of Sec 21, Tp. and South of Range 39 E. W.M. are less valuable in the sum of \$261⁰⁰ and the premises of William Hull, to-wit: all that portion of N $\frac{1}{2}$ of S E $\frac{1}{4}$ of Section 21 Tp. 1 South of Range 39 E. W.M. lying East of Grand Ronde River is less valuable in the sum of \$200⁰⁰ by reason of said road and there being no objections filed to said report and it appearing to the Court that said sums are just and reasonable and that the said road is not of sufficient importance and utility to the community generally to warrant the payment of said sums by the County It is therefore ordered that the said report be and the same is hereby approved and that said road be declared a public highway upon payment of the said sum of \$261,80 to P. E. Wade and the sum of \$200⁰⁰ to William Hull by the petitioners for said road and that they have sixty days in which

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to determine upon whether or not they will pay the same and that the petitioners may either pay the claimants said sums and file their receipts with the Clerk of this Court or in case either of said claimants refuses to accept said sum so found as reasonable by the viewers that then the petitioners may pay said sum into Court and that this Court will thereupon make a final order opening up said proposed road

In the Matter of Employment
of a County Physician for
the ensuing year

This matter came on to be heard at this time on the Bids for medical attendance on the County Poor for the ensuing year and it appearing to the Court the Court from the bids that Dr J. N. Cromwell offers to furnish all necessary aid care and medical attendance upon the paupers on the Poor Farm and prisoners in the County Jail for one year from Sept 8th 1893 for the sum of \$500⁰⁰ that Dr W. T. Ewin offers to furnish the same for one year from this date for the sum of \$600⁰⁰ and it appearing to the Court that the bid of J. N. Cromwell is the lowest and best bid and that it would be to the best interests of the County to accept the same It is therefore considered and ordered that the contract be let to the said J. N. Cromwell at \$500⁰⁰ for one year from Sept 8th 1893 to wit till Sept 8th 1894

In the Matter of a
Transfer of Funds from
the County to the Road Fund

It appearing to the Court at this time that there have been warrants drawn on the Road Fund to the amount of \$14⁰⁰ and that there is not sufficient Road Fund in the hands of the County Treasurer to meet the same and that it will be necessary to pay said warrants It is therefore considered and ordered that the Treasurer be directed to transfer from the County Fund to

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town of Union, County of Union, State of Oregon, and also in three public places in the vicinity of said proposed road to wit:

One on the old Steam planing mill where said road is commenced, one on a large tree in a public place on a main traveled road near the said proposed road, and one on the two mile tree at the terminus of said proposed road for more than thirty days immediately prior to the presentation of said petition to this Court notifying all persons concerned that application would be made to this Court at the present session thereof and that the notices so posted were in due form and duly signed by the petitioners, and that a bond for the cost of this proceeding has been duly given

It is therefore ordered that J. A. McWhirter, Dan Bay and J. W. White be appointed Viewers of said road and that J. L. Curtis be appointed Surveyor of said road and that they meet at the beginning of the proposed road on the 9th day of December 1893 at the hour of 9 o'clock A. M. and after qualifying, to view, survey and lay out said road according to law

In the Matter of the Road }
petitioned for by Henry }
Striker et al }

This matter came on to be heard at this time on the Report of the Viewers and Surveyor heretofore appointed herein for a first reading and said report having been read in open Court it is ordered laid over for a second reading on some other day of this term of Court

In the Matter of the Road }
petitioned for by J. Whittle and }
Elyde Pennington in their own right }

This matter came on to be heard at this time on the Report of the Viewers and Surveyor heretofore filed herein for a first reading and said report having been read in open Court it is ordered laid over for a second reading on some other day of this term of Court

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In the Matter of the Road }
 petitioned for by James }
 Hendershott et al }

This matter came on to be heard at this time on the Report of the Viewers and Surveyor heretofore appointed herein for a first reading and said report having been read in open Court for the first time It is ordered that the same be laid over for a second reading on some other day of this term as by law required

In the Matter of the Water }
 Ditch known as the }
 Blacker Ditch }

This matter came on to be heard at this time on the Notice of J. M. Carroll City Recorder of the City of Union and on the Report of J. M. Saunders County Judge heretofore appointed by this Court to investigate and report to this Court at the present session thereof and the Court being now fully advised in the premises It is considered and ordered that said notice be and the same is hereby dismissed

In the Matter of the Resig- }
 nation of G. F. Dunn Road }
 Supervisor of Dist No 32 & 33 }

Comes now G. F. Dunn Road supervisor of Road District No 32 & 33 and files his report as such supervisor together with his resignation and asks that the same be accepted and it appearing to the Court from the resignation and letter submitted that the said G. F. Dunn is about to remove from Union County and can no longer act as such supervisor It is ordered that the said resignation be accepted and it is further ordered that the Report of said supervisor be approved and his bill for \$20⁰⁰ allowed

In the Matter of the Road }
 petitioned for by Henry }
 Striker et al }

Comes now the County Clerk and pays into Court

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The sum of \$461⁰⁰ the amount of damages assessed to P. E. Wade and W^m Hull by reason of the location and establishment of the Road petitioned for by Henry Striker et al. and it appearing to the Court that heretofore to wit: on October 5th 1893 this Court made an order approving the report of the appraiser appointed to assess the damages that would accrue to the said W^m Hull and P. E. Wade, that the said W^m Hull would be damaged in the sum of \$200⁰⁰ that P. E. Wade would be damaged in the sum of \$261⁰⁰ that the said damages were paid into Court within the time fixed by the Court for the payment of the same to wit on the 2nd day of December 1893 It is therefore considered and ordered that the Clerk of this Court be instructed to notify each of said claimants P. E. Wade and W^m Hull by letter that the said damages paid are in the hands of this Court subject to their order

In the Matter of Letting
Contract for the construction
of Bridge over Grande Ronde
River on the Harris Road

This matter came on to be heard at this time on the opening of bids filed herein for the construction of a bridge over Grande Ronde River on the Harris Road thereupon the bids were opened as follows, to wit:

W. B. Gilkison	Piling	930 ⁰⁰
J. E. Bacon		1200 ⁰⁰
W. B. Gilkison	double bridge	855 ⁰⁰

and the Court having thoroughly considered said bids together with the plans and specifications submitted therewith and it appearing to the Court that the bid of W. B. Gilkison for \$855⁰⁰ is the lowest and best bid, that he offers to build said bridge in accordance with the plans and specifications for the said sum of \$855⁰⁰ in County Warrants and that it would be to the best interests of the County to accept the same It is therefore considered and ordered that the said bid of W. B. Gilkison be accepted and that a written contract be entered into for the same and that the said W. B. Gilkison file a good and sufficient bond herein in the sum of \$1000⁰⁰ and it is further ordered that the Clerk of this Court be instructed to write out a contract in accordance

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the survey thereof, be placed on record in the book of State of County roads of Union County, Oregon, and that L. B. Waggoner Road Supervisor of road district No 6 the same being the road district in which said road is located, be furnished with a copy of the petition herein, and a copy of this decree and ordered to open up said road and place the same in repair for travel

In the Matter of the proposed
County Road petitioned for by
Henry Striker et al

This matter came on to be heard at this time on the report of the Viewers and Surveyor heretofore appointed, herein for a second reading as provided by law and the Report of Viewers being in words following to wit:

Report of Viewers

To the Honorable County Court for Union County, Oregon:
The undersigned viewers heretofore on the 3 day of July 1893, appointed to view and lay out and alter the proposed County road of which the survey hereto attached is a true and correct description as petitioned for by Henry Striker et al beg leave to report that on the 15th day of July 1893, in pursuance with said appointment and order after being duly sworn to faithfully and impartially discharge the duties of said appointment we proceeded to view out said proposed road for the whole distance thereof and that in our opinions said proposed road should be laid out and established as a public highway of Union County Oregon. That the same is practicable and would add to the convenience of the householders residing in the vicinity thereof we therefore recommend that said proposed road be laid out and declared a public highway of said county.

Thos Williams }
Jas. H. Riggs } viewers
H. C. Bonnette }

And said report of the viewers and the report of the surveyor having been now publicly read in open Court on two several days of the present term of the Court and it appearing to the Court that said viewers report favorably thereon and recommend that said proposed road be established as a County road and be declared a public highway of Union County Oregon and all the proceedings herein having been regular and

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according to law and no remonstrance or claim for damages, having been filed herein except what have been heretofore disposed of and there having been no cause shown why this proposed road should not be declared a public highway and ordered open according to law, and the court being satisfied from the report of the viewers that such road will be of public utility and Joe R. Helbrone County Road Master having examined the said proposed road and reported favorably thereon as by law required It is therefore considered and ordered by the Court that said report of the viewers and surveyor be approved and adopted by the Court and that said proposed road be declared a public highway of Union County, Oregon and ordered opened up and placed in repair for travel according to law It is further ordered that the report of the viewers be placed on record in this Journal, and that the surveyor's plat of the proposed road and his field notes of the survey thereof be placed on record in the book of Plats of County roads of Union County, Oregon, and that Al Keefe Road Supervisor of road Dist No 10 the same being the road district in which said road is located be furnished with a copy of the petition herein and a copy of this decree and ordered to open up said road and place the same in repair for travel

In the Matter of the
allowance of Bills

At this time it is ordered that the Bill of J. T. Bolles for 68²⁵ Sheriff's fees state vs R. Heibbe be allowed

It is further ordered that the bill of J. T. Bolles for 431⁵³ Sheriff's fees state vs Cottner et al be allowed

It is further ordered that the bill of J. T. Bolles for 12⁵⁷ Sheriff's fees in state vs Cottner et al be allowed

It is further ordered that the bill of J. T. Bolles for 13¹³ Sheriff's fees be allowed

It is further ordered that the bill of J. T. Bolles for 50⁰⁰ Jailors Salary be allowed

It is further ordered that the bill of J. T. Bolles for 12²⁰ Sheriff's fees be allowed

It is further ordered that the bill of J. T. Bolles for 147⁰³ Sheriff's fees be allowed