

No

—IN—

Court

UNION COUNTY

OREGON

Plaintiff

vs

Defendant

Action for

Doct et

Pa e

Attorney for Plaintiff

Attorney for Defendant

Viewers appointed Jul 8^o 475
" Report read 1st time Jul 8^o 476
Ordered opened Jul 8^o 476
PSQ 11ed

442

R C Plass
et al

Commencing 78 rods N of quarter
post on S line of Sec 33^o T²N R³E
and terminating at a point on
North line of Sec 19 about 80
rods West of the NE corner of
said Sec 33 in T²N R³E

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 78 Rods North of the quarter Post on the South line of section 33 Township no 2 North of Range 39 East of W.M. Thence a Northwesterly Course to the quarter Post on the East section line of sec 32. Thence North West Course to a Point about 15 Rods west of the quarter Post on south line of sec 29. Thence a Northwesterly Course to a Point about 80 Rods west of the North East corner on North line of sec 19 all in Township no 2 North of Range 39 East of W.M.

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

NAMES:

R. C. Plass
 J. H. Carbon
 J. M. Berelins
 H. M. Lowe
 Ben. J. Ross
 Chas. Hayle
 J. J. Tinsell
 W. F. Vantrousen
 Thos. Fleming
 S. J. Lemon

NAMES:

W. A. Dixon
 J. L. Redman
 W. L. Fuller
 J. H. Leaver
 W. R. Johnson
 W. J. Heathill
 Jacob Long
 J. L. Gallows

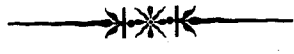
FILLED.

MAY 19 1894

James Oliver

County Clerk.

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 6th day of June

A. D. 1894, 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 78 Rods North of the quarter Post on the South line of sec 33 Township no 2 North of Range 39 East of W M Thence a Northwestealy course to the quarter Post on the East section line of sec 32 Thence North west course to a point about 15 Rods west of the quarter Post on south line of sec 29 Thence a North westealy course to a Point about 80 Rods west of the North East corner on North section line of sec 19 all in Township 2 North of Range 39 East of W M

NAMES:

NAMES:

R. G. Plass
 J. H. Cannon
 J. M. Berdine
 A. M. Lowy
 Benj. Ross
 Chas. Playle
 J. J. Pinnell
 M. F. Wankhausen
 Thos. Fleming
 S. L. Lemon

W. A. Dison
 S. L. Rodman
 Mr L. Fuller
 J. H. Learner
 W. R. Johnson
 W. J. Haskell
 Jacob Long
 J. L. Galloway

J. P. Oliver
May 5th 94

STATE OF OREGON, } ss.
County of Union.

I, J. H. Severin

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 pro-

posed road therein described, to-wit: ~~One~~ ^{at J. T. H. always saw Mills, on a board}
~~nailed to the fence by the roadside,~~ ^{on a board nailed to fence by the roadside}
~~one at R. C. Glass House on sec 29,~~ ^{one at R. C. Glass House on sec 29,} & ~~one at R. H. Stout~~
^{Mills, on the front door of the Company's office}

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 14th day

of May 1894, and that thereafter and thirty days previous to the presentation of said road petition

therein mentioned, to-wit: On the _____ day of _____ 18____, 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.

Subscribed and sworn to before me this 19, day of May 1894.

J. H. Severin
James Oliver
County Clerk

FILLED.

MAY 10 1894

James O'Brien

County Clerk

STATE OF OREGON, } ss.
County of Union. }

I, Jack Oliver 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~~

~~Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the~~ day of ~~18~~, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 5 day of May 1894, 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.

Subscribed and sworn to before me this 7 day of June 1894

Jack Oliver
Turner Oliver
Co Clerk

BOND OF ROAD PETITIONERS.

Know All Men by These Presents, That ~~we~~

I, R. M. Steel

of the County of Union and State of Oregon, ~~are~~ ^{am} held and firmly

bound unto said County of Union in the sum of *One Hundred* Dollars, the payment of

which, well and truly to be made, ~~we~~ ^I bind ~~ourselves~~ ^{myself}, ~~our~~ heirs, executors and administrators firmly by these presents.

Signed this *May* day of *May* A. D. 189*4*

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

R. M. Steel

and

and others, ~~have~~

petitioned the County Court of said County of Union, at the *June* Term, 189*4*, thereof for a

County Road, commencing *78 Rods North of the quarter Post on the South line of section 33 in Township No 2 North of Range 39 East of W M Thence a Northwesterly course to the quarter Post on the East section line of sec 32 Thence Northwest course to a Point about 15 Rods West of the quarter Post on the South line of section 29 Thence a Northwesterly course to a Point about 80 Rods West of the North East corner on North section line of sec 19 All in Township No 2 North of Range 39 East of W M*

Now, if the above named

R. M. Steel

and

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.

R. M. Steel

(L. S.)

(L. S.)

STATE OF OREGON, }
County of Union. }

I,

R. M. Steel

and

each for himself, says, that I am worth the sum of

Two

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.

R. M. Steel

Subscribed and sworn to before me this *16* day of *May* A. D. 189*4*

Turner Oliver

County Clerk.

By *Jack Oliver*
Deputy

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

IN THE MATTER OF THE

ROAD.

BOND OF ROAD PETITIONERS.

Approved _____ 189

County Judge.

Filed *George S* 1894
Thomas Oliver
County Clerk.

By *Jack Oliver*
Deputy.

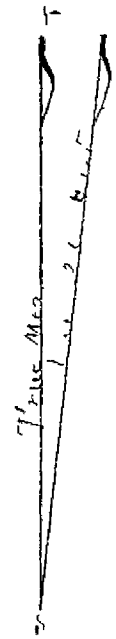
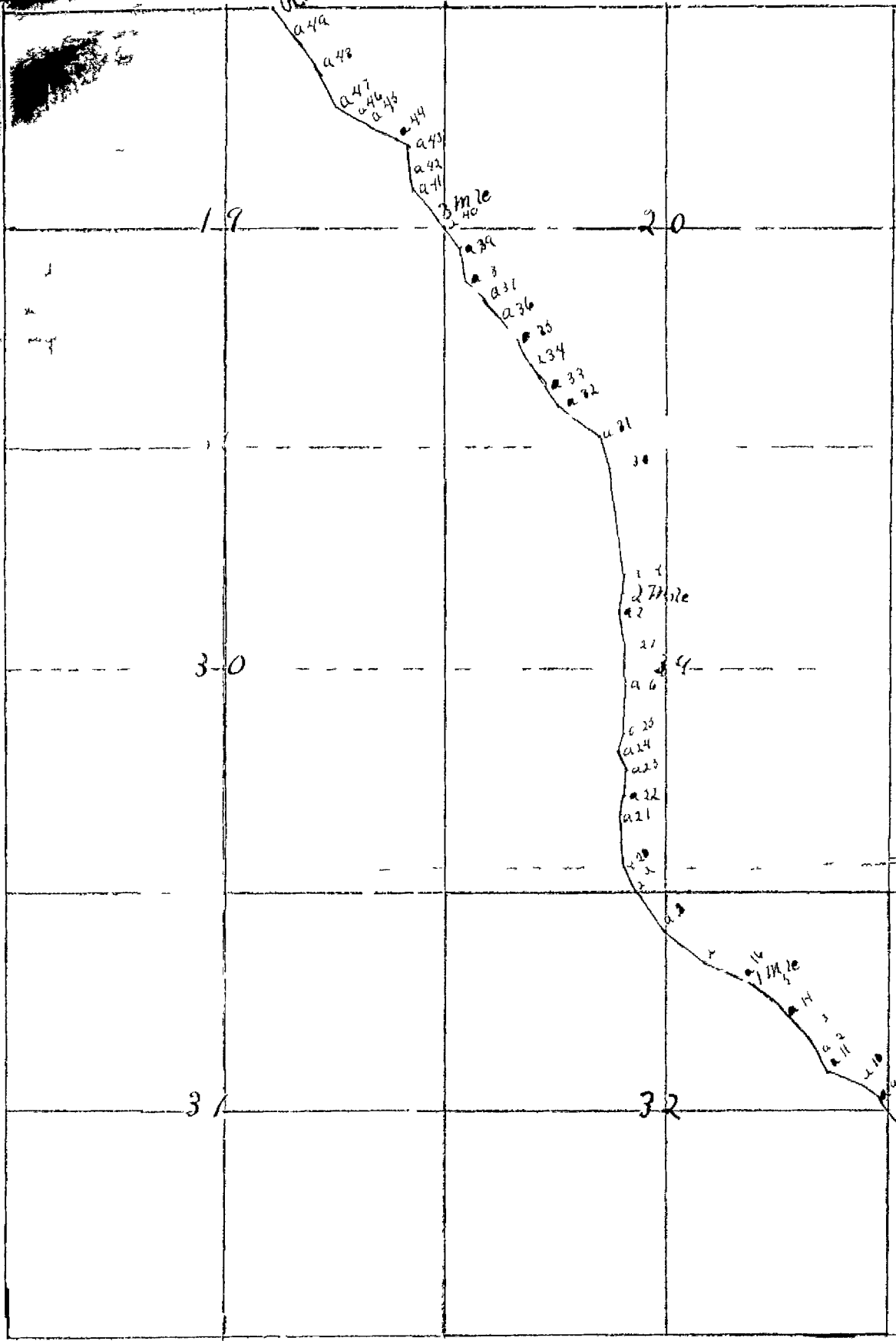
REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 4 day of June, 1894, 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 R. C. Glass, et al, beg leave to report that on the 16 day of June, 1894, 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.

J. W. Childers
E. B. Morlock
J. D. Smith
VIEWERS.

Township 2 North Range 34 East N. Indiana



scale 1" = 1/4 Mile

Filed July 27 1894
James O'Brien Clerk
By J. P. O'Brien Deputy

To the Hen County Court, and Viewers in the matter of a County Road as Petitioned for by R B Glass et al The following Plat and Field Notes of the Survey of said Road are respectfully submitted Done June 19th 1894

Commenced 76 Rods North of 1/4 Sec Corner on the South Boundary

Chas	of Sec 33. T. 2. N. R. 39 East W.M. and running Thence West Var 20° East	
700	To Angle No 1	" N 34° W
175	" " " 2	" West
600	" " " 3	" S 78° W
235	" " " 4	" N 81° W
300	" " " 5	" N 49° "
700	" " " 6	" N 50° "
560	" " " 7	" N 39° "
1450	" " " 8	" N 36° "
470	" " " 9	" N 52° "
325	" " " 10	" N 69° "
680	" " " 11	" N 27° "
300	" " " 12	" N 35° "
400	" " " 13	" N 43° "
400	" " " 14	" N 44° "
325	" " " 15	" N 56° "
380	" 1 mile Sta	" N 56° "
155	" Angle No 16	" N 65.30° "
815	" " " 17	" N 51° "
920	" " " 18	" N 35° "
825	" " " 19	" N 25° "
540	" " " 20	" N 4° "
780	" " " 21	" N 43° East
440	" " " 22	" N 5° "
420	" " " 23	" N 25° W
300	" " " 24	" N 15° East

3 50	To Angle No 25	Thence N 20 East
8 60	" " " 26	" N 20 West
7 65	" " " 27	" N 90 "
5 80	" " " 28	" N 70 East
2 50	" 2 Mile Sta	" N 70 "
3 00	" Angle No 29	" N 80 30' West
20 00	" " " 30	" N 160 "
6 20	" " " 31	" N 52 "
9 65	" " " 32	" N 32 "
4 00	" " " 33	" N 28 "
5 45	" " " 34	" N 26 "
6 30	" " " 35	" N 36 "
6 00	" " " 36	" N 37 "
3 65	" " " 37	" N 46 "
3 45	" " " 38	" N 4 "
6 00	" " " 39	" N 85 "
4 45	" " " 40	" N 39 "
1 85	" 3 Mile Sta	" N 39 "
7 75	" Angle No 41	" N 15 "
3 50	" " " 42	" N 35 30' "
4 00	" " " 43	" N 67 "
2 85	" " " 44	" N 69 "
5 00	" " " 45	" N 61 "
3 00	" " " 46	" N 59 "
3 80	" " " 47	" N 30 "
9 75	" " " 48	" N 37 "
8 40	" " " 49	" N 35 "
4 20	" The Terminus of the Road (Over)	

Whole Distance 3 Miles 5 Furlongs and 7 Rods

J. L. Curtis
County Surveyor

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, and, also in three public places in the vicinity of said proposed road, to-wit:

One at J.T.Galloways saw mill on a board nailed to the fence by the road side; one at R.C.Plass' house on Sec 29 on a board nailed to the fence by the road side and one at R.M.Steel & Co's Mill on the front floor of the Company's office.

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.D.Guild, E.B.Morelock

and J.W.Childers

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 16th day of June 1894, at the hour of 10 o'clock A.M., and after qualifying, to view, survey and lay out said road according to law.

I.N.Sanders

County Judge.

Turner Oliver, Clerk.

BY Jack Oliver, Deputy.

BE IT REMEMBERED, That at a term of the Honorable County Court of Union County, State of Oregon, begun and held at the Court House, in the town of Union, in said County, on the 4th day of June A. D., 1874, and from day to day thereafter during the continuance of said term.

Present, Hon. I. N. Gander County Judge.
Hon. W. D. Arnold Commissioner.
Hon. P. J. Brown Commissioner.
Turner Oliver Clerk.
J. T. Hollies Sheriff.

The following, among other proceedings, was had, to-wit:

In The Matter of the process
County
Road petitioned for by
H. C. Plass et al

Comes now H. C. Plass, 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 County Road, described as follows, to-wit:

Commencing 75 rods north of the quarter post on the south line of Sec 38 T² S. North of Range 39 East of W. M.; thence Northwest to the quarter post on the East section line of Sec 38; thence North West to a point about 15 rods West of the quarter post on south line of Sec 39; thence North West to a point about 60 rods west of the North East corner on North Section line of sec 19, all in T² S. N R 39 W. M.

Be it remembered that at a Regular Term of the County Court of the State of Oregon for the County of Union begun and held at the Court House in the City of Union in said County and State on Monday the 4th day of June A.D. 1894 and from day to day thereafter during the continuance of said Term when on Wednesday the 6th day of June A.D. 1894 or the third judicial Day of said Term the said County Court opened for the transaction of business with the following officers present to-wit:

The Hon W. A. Sanders County Judge
 Hon W. D. Arnold Commissioner
 Hon O. J. Brown Commissioner
 D. W. Oliver 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
 Petition of Tom Barton to
 close Road across the North
 end of the Poor Farm }

At this time the Court not being fully advised in the premises it was ordered that this matter be continued for the Term

In the Matter of the
 Road petitioned for by
 R. C. Glass et al }

Come now R. C. Glass out 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 by a road North of the quarter post on the South line of Sec 33 Tp 2 N R 39 E 1/4 M thence North Westerly to the quarter post on the East section line of Sec 31 thence North West to a point about 15 rods West of the quarter post on South line of Sec 29. thence North Westerly to a point about 80 rods West of the North East corner on North section line of Sec 19 all in Tp 2 N R 39 E 1/4 M.

Third Judicial Day

Wednesday June 6th 1894

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 and also in three public places in the vicinity of said proposed road, to-wit:

One at J. T. Halloway's saw mill on a board nailed to the fence by the road side, One at R. C. Plass' house on Sec 29 on a board nailed to the fence by the road side and one at R. M. Steel & Co's Mill on the front door of the Company's office 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. D. Guild, E. B. Morelock and J. W. Chidder 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 16th day of June 1894 at the hour of 10 o'clock A.M. 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 W York et al }

Comes now W York one of the petitioners for the above 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 the center of the North line of Sec 15 Tp 15 R 38 E X M running thence South $\frac{3}{4}$ of a mile to the SW corner of the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec 15 Tp 15 R 38 E X M thence South West on the old traveled road about $\frac{1}{4}$ of a mile to angle No 4 on road No 18 known as the Van Lanman Road and there terminating, and to vacate

Fourth Judicial Day

Friday July 6th 1894

In the Matter of approving
the Bond of E. R. Lang, Coroner }

Come now E. R. Lang the duly elected
County Coroner of Union County and presents to the Court his
official undertaking for approval and it appearing to the
Court that said undertaking is given in the sum of \$3000⁰⁰
as provided by the statute, that it is in due form and substance
as required by law and that the sureties thereon have prop-
erly justified It is therefore considered and ordered that the
said bond be approved and placed on file

In the Matter of the
application of Sarah
Paruit for County Aid }

It appearing to the Court at this time
that the claims for relief of county charges has increased
to such an extent that it has become burdensome on
the Tax payers that it would be to the best in-
terests of the County to make no more allowances
from the Contingent Fund for the relief of such
disadigent persons It is therefore ordered that
the application of Sarah Paruit for an allowance
from the County be and the same is hereby
overruled and dismissed

In the Matter of the
County Road petitioned
for by R. C. O'Leary 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 therefore considered and ordered that the
same be laid over for a second reading on some
other day of this term of Court as by law re-
quired

Fifth Judicial Day

Saturday July 7th 1894

the road proposed to be vacated and that the petitioners for said road pay all damages accruing from said change and reconstruction of new road and we further recommend that Elias Kuhn be appointed to receive said road

Theo Williams

J. F. Glenn

C. D. McDowell

Thereupon it was ordered that said report be approved except as to the appointment of Elias Kuhn to receive road when completed and it appearing to the Court that said proposed road would be of great public utility it is therefor considered and ordered that said proposed road be laid out and declared a public highway when the petitioners herein shall have paid to S. D. Ficklin the damages assessed to wit: 40⁰⁰ and filed his receipt for the same with the Clerk of this Court and placed the new road in as good condition for travel as the road sought to be vacated and it is further ordered that John McDonald Supervisor of Road Dist No 11 be authorized and instructed to examine said road and receive the same when it had been completed to his satisfaction and all damages paid and any further consideration of this matter is continued for the term

In the Matter of the County Road
petitioned for by R. B. Chaswell }

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 approved by law and the report of Viewers being in words following, to wit:

Report of Viewers.

To the Honorable County Court for Brown County Oregon,

We the undersigned viewers appointed to view and lay out and alter the proposed County road of which the survey thereto attached is a true copy and correct description, as petitioned for by R. B. Chaswell et al. by leave to report that on the 16th day of June 1894, in pursuance with said appointment and order,

Fifth Judicial Day

Saturday July 7th 1894.

after being duly sworn to faithfully and impartially discharge the duties of said appointment, we proceed to view our 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 households residing in the vicinity thereof, we therefore recommend that said proposed road be laid out and declared a public highway of said County.

J. W. Childers
E. B. Moulton
J. D. Guile.

Said said report of the viewers and the report of the surveyors 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 according to law, and no remonstrance or claim for damages having been filed herein, 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, it is therefore considered and ordered by the Court that said report of the viewers and surveyors be approved and adopted by the Court, and that said proposed road be declared a public highway of Union County, Oregon, and ordered opened 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 surveyors plat of the proposed road and his field notes of the survey thereof, be placed on record in the book of Plat of County roads of Union County, Oregon, and that Peter M. Shaine, Road Supervisor of Road Dist. 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.