

EQUITY.

No 17

In CIRCUIT COURT  
UNION COUNTY

*J L Handman*

*Plaintiff*

vs

*Lizzie & A Kyle et al*

*Defendant*

*A M Lee*

*Attorney for Plaintiff*

*Attorney for Defendant*

2540-511

Section 2 road

# Road No 556

Relieved for by  
Wm Spencer et al

Commencing on the County  
road at SW corner of the  
SW Sec of Sec 19, T<sup>3</sup>S  
R<sup>39</sup>E thence North as  
near as practicable on the  
line between the East and West  
half of the Sec of said Sec 19,  
to SW corner of the NW  
of Sec 19, thence N to SW cor  
of Sec of Sec 18, thence N to  
the County road at NW  
cor NW 4 of Sec 18 T<sup>3</sup>S R<sup>39</sup>E

~~~~~

# 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 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 County Road at the SW Corner of the SE<sup>4</sup> of the SE<sup>4</sup> of Section 19, T3 S. R. 39 E. W. M. Thence North, as near as practicable, on the line between the East and West half of the SE<sup>4</sup> of said Sec 19, Thence West, to the SW Corner of the NE<sup>4</sup> of Sec 19 Thence North to the SW corner of the SE<sup>4</sup> of Sec 18 Thence West to the SW corner of the SW<sup>4</sup> of Sec 18 Thence North to the County road at the NW corner of the NW<sup>4</sup> of Sec 18 All in Township 3 South of Range 39 East of the Willamette Meridian in Union County Oregon

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

Dated at Island City Ore this 3<sup>rd</sup> day of January 1902

NAMES:

NAMES:

Wm Spencer,  
L J Furgason,  
C Johnston  
J. W. Spencer  
A. J. Weather  
John M. Mundy  
H. Karsen  
M. Reynolds  
O J. Merson

James S. Peach  
George W. Peach  
Joseph Spencer  
W. F. Geheler  
J. G. Anson  
F. D. Gaskill  
C. E. Galt  
J. E. Reynolds  
Mat Matron  
M. Wilkinson

Petition for County Funds

Petitions for by

Wm. Spencer, et al

---

Filed March 5<sup>th</sup> 1902

Wm. Spencer, Clerk  
By J. B. Schuler, Atty

STATE OF OREGON, ss.  
County of Union:

I, L. J. Ferguson 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 board nailed to a fence post

at or near the commencement of said proposed road;

one on a board nailed to a post in the Northwest corner of the yard fence of what is known as the Malaffey place, about

one mile west of said proposed road, and one on a

board nailed to a fence post at or near the terminus

of said proposed road  
Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 21<sup>st</sup> day of January 1907, and that thereafter and thirty days previous to the presentation of said road

petition therein mentioned, to-wit: On the 22<sup>nd</sup> day of January 1907, I posted a true and correct copy of said notice at the place of holding Court for Union County, Oregon, to-wit: On the door 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.

L. J. Ferguson

Subscribed and sworn to before me this 5<sup>th</sup> day of March 1907.

L. W. Benson Co. Clerk

By O. P. Schow  
J. H.

# 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 5<sup>th</sup> day of March A. D. 1902, 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 County road at the SW corner of the SE<sup>4</sup> of the SE<sup>4</sup> of Section 19, T 3 S, R 39 E, W. M. Thence North, as near as practicable, on the line between the East and West half of the SE<sup>4</sup> of said Section 19 to the SW corner of the SE<sup>4</sup> of the NE<sup>4</sup> of Sec 19. Thence west to the SW corner of the NE<sup>4</sup> of Sec 19. Thence North, to the SW corner of the SE<sup>4</sup> of Sec 18. Thence west to the SW corner of the SW<sup>4</sup> of Sec 18. Thence North to the County road at the NW corner of the NW<sup>4</sup> of Sec 18. all in Township 3 South of Range 39 East of the Willamette Meridian in Union County, Oregon

Dated at Deland City Oregon, the 3<sup>rd</sup> day of January A. D. 1902

NAMES

Wm Spencer  
L J Furgason  
E. Robertson  
J. W. Spencer  
A. J. Weather  
John D. Pugh  
W. Harrell  
M. Reynolds  
O. J. Hewison

NAMES

James S. Peach  
George W. Peach  
Joseph Spencer  
W. F. Gekeler  
J. S. Anson  
F. W. Baskill  
E. E. Golden  
J. E. Reynolds  
Mat Matron  
M. Wilkinson

BOND OF ROAD PETITIONERS.

KNOW ALL MEN BY THESE PRESENTS, That we Wm Spencer  
and L. J. Ferguson of the County of Union  
and State of Oregon, are 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 bind ourselves, our heirs,  
executors and administrators firmly by these presents; signed this  
5th day of March, A. D. 1902.

Now, the condition of the above obligation is such, that  
whereas the above named Wm Spencer and L. J. Ferguson  
and others, have petitioned the County Court of said County of Union,  
at the March term, 1902, thereof for a county road,  
as described in the petition hereto  
attached

Now, if the above named Wm Spencer and L. J. Ferguson  
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.

Ep Schow witnesses to man  
State of Oregon, SS:  
County of Union, Wm Spencer Seal  
L. J. Ferguson Seal.

I, Wm Spencer and L. J. Ferguson, each for himself, says that I am worth the sum of  
One Hundred Dollars ever and above all debts and liabilities  
and property exempt from execution; that I am a resident householder  
in said county and state.

Ep Schow witnesses to man  
Subscribed and sworn to before me this 5th day of March A. D. 1902.  
Wm Spencer  
L. J. Ferguson  
W. W. Benson by Ep Schow Deputy

## Certificate of Transcript.

STATE OF OREGON,  
County of Union.) ss

I, the undersigned, County Clerk in and for Union County, Oregon, and ex-officio Clerk of the.....  
.....Court of said County, do hereby certify that the foregoing Transcript.....  
.....has been by me compared with the  
original.....and that it is a correct Transcript therefrom and the whole of such original,  
as the same appears.....in my office and in my custody.

WITNESS my hand and Seal of office this.....day of.....A. D., 190....

.....County Clerk.

By.....Deputy.



of the County Court  
of the State of Oregon  
for Lincoln County

In the matter of the  
road petitions

for by  
William Spencer, et al

This March 5, 1902

W. H. Emerson  
Clerk

By E. P. Adams  
11 00000

State of Oregon  
County of Union } ss

I hereby certify that in the matter of the County road petitioned for by William Spencer and others, that the viewers and each of them heretofore appointed by the Court to view and lay out said road, were duly sworn by me to faithfully and impartially perform the duties pertaining to the viewing laying out and establishing of said road before entering upon the discharge of their said duties in that behalf.

Arthur Curtis  
County Surveyor

**FILED**

MAY 5 1902

*W. H. Johnson*

County Clerk

# REPORT OF VIEWERS.



To the Honorable County Court for Union County, Oregon:

The undersigned viewers heretofore on the 7<sup>th</sup> day of April 1902 appointed to view, lay out and alter the proposed county road, of which the survey hereto attached is a true and correct description, as petitioned for by William Spencer, et. al., beg leave to report that on the 26<sup>th</sup> day of April, 1902, 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.

Joseph Hanson  
J. J. Peckler  
H. B. Campbell } Viewers.

**FILED**  
MAY 5 1902

*W. H. Brownson*  
County Clerk

State of Oregon  
County of Union } S.S.

I hereby certify that in the matter of the County road petitioned for by William Spencer and others, that the field Notes made by me are true and correct, and that the Plat accompanying the same is a true and correct representation of said road together with the angles and distances.

Arthur Curtis  
County Surveyor

**F I L E D**

MAY 5 1902

*W. H. Brown*  
County Clerk

## Report of Surveyor.

To the Hon. County Court of Union County, Oregon:

I, the undersigned, County Surveyor, appointed to survey the county road proposed by  
William Spence et al., beg leave to report that  
on the 26 day of April 1902 ~~189~~, in pursuance of said appointment  
and order, I Surveyed said proposed road for the whole distance thereof, the following being  
the field notes of said survey:

Commencing at a rock marked "R" at the S.W. Cor of S.E. 1/4  
of S.E. 1/4 Sec. 19, T. 3 S. R. 32 E. W. M. Thence North  $20^{\circ}$  E  
40. Chs set stone for Angle 1; Thence West 20. Chs set stone  
for Angle 2; Thence North 20. Chs. set 17 Mile<sup>E</sup> same course  
20. Chs set Angle 3; Thence West 38.25 Chs to Angle  
4 the S.W. Cor, Sec. 18; Thence North 21.75<sup>Chs</sup> set 2 Mile  
Rock, then North 58.25 Chs to Road terminates a rock  
in center County Road at the N.W. Cor Sec. 18, T 3 S.  
R. 32 East W. M.

Arthur Curtis  
County Surveyor.



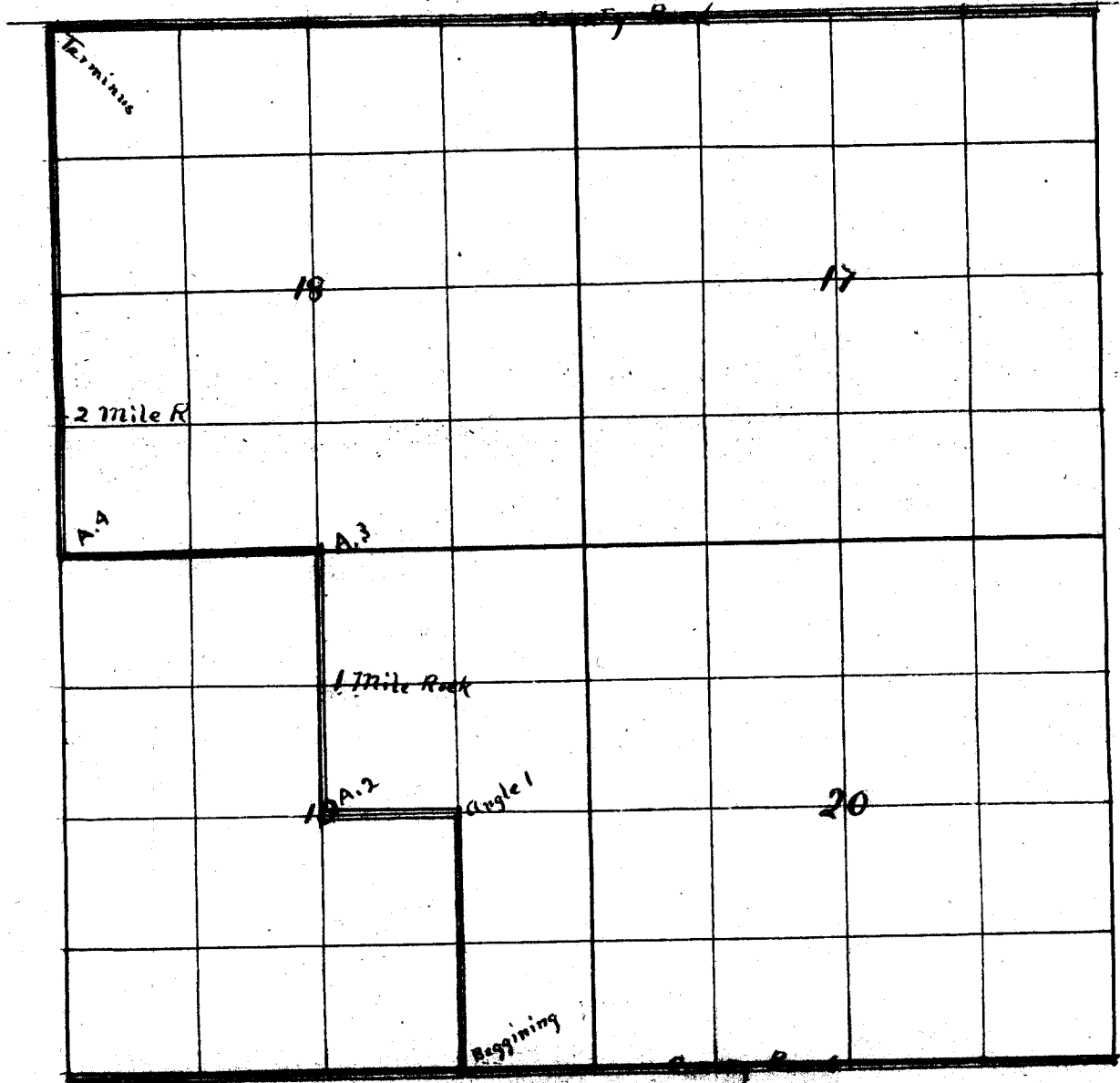
**FILED**

MAY 5 1902

*W. H. Benson*  
County Clerk

Road Petitioned for by William Spencer et. al.

Town 3 South Range 39 East W. 712.



Read Postman's folder

William Spencer

et al

Dated May 5, 1902

Wm. Spencer

E. G. West

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

In the matter of County road petitioned for by  
William Spencer and others.

Now at this time comes N.H. Anson, the undersigned, and  
presents this claim for damages, by reason of the location  
of said road as follows:

|                                                              |                   |
|--------------------------------------------------------------|-------------------|
| For land taken up by said road, 2 acres at \$20<br>per acre, | \$40.             |
| For posts for 1/2 mile of fence,                             | 48.10             |
| For wire to build 1/2 mile of fence,                         | 28.80             |
| For labor in building 1/2 mile of fence,                     | 25.00             |
| Total,                                                       | -----<br>\$141.90 |

That said road is of no benefit to me, whatever, and  
the above amount is actual damage, sustained by me.

*N. H. Anson*  
Claimant.

County Court

Union County

Orange

Deputy of

the road petitioners

for by certain names

of

Plavin of

W. W. answer for

damages

This way 7, 1902

W. W. answer

at least

000 to some 3, 1902

01.01  
02.02  
03.03  
04.04  
05.05

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

In the matter of County road petitioned for by  
William Spencer and others.

Now comes J.O. Anson, the undersigned, and presents his  
claim for damages, by reason of the location of said road,  
as follows:

|                                                              |                   |
|--------------------------------------------------------------|-------------------|
| For land taken up by said road, 2 acres at \$25<br>per acre, | \$50.00,          |
| For posts for 1/2 mile of fence,                             | 48.10,            |
| For wire to build fence,                                     | 28.80,            |
| For labor in building 1/2 mile of fence,                     | 25.00.            |
| Total,                                                       | -----<br>\$141.90 |

That said road is of no advantage to me, and I am actually  
damaged by reason of its location as above stated.

Claimant.

*J. O. Anson*

County Court  
Winn County  
Oregon

Under master of  
the road between  
Parky & Mission  
Johnson et al

Winn of Johnson  
for damages

Winn May 9, 1902  
\$1.00 Johnson

Winn

10.00  
10.00  
10.00  
10.00  
10.00

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

In the matter of County road petitioned for by William Spencer and others.

Now at this time comes D.W. Johnson, the undersigned, and presents his claim for damages by reason of the location of said road, as follows:

|                                                               |                 |
|---------------------------------------------------------------|-----------------|
| For the land taken up by said road, 4 acres at \$25 per acre, | \$100.          |
| For posts necessary to build one mile of extra fence          | 96.20           |
| For wire to build one mile of fence,                          | 57.60           |
| For labor in building one mile of fence,                      | 50.00           |
| Total damage,                                                 | <hr/> \$303.80. |

In addition, the claimant says, that said road, is of no benefit to him, and in fact is a detriment for the reason, that said proposed road, cuts his pasture off from his watering place.

*D. W. Johnson*

Claimant.



County Court

Sumner County, Oregon

Under master of  
the road premises  
for by premium

Spencer, et al

Claim of

A. W. Johnson

for damage

Maid May 9, 1907

W. W. Johnson

C. O. Johnson

Faint, mostly illegible text, possibly a legal notice or court order, containing names and dates.

Faint text at the bottom of the page, possibly a signature or a concluding statement.

# REPORT OF VIEWERS.



TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

We, the undersigned, viewers heretofore on the ~~10~~ day of May,  
appointed to view out and assess the damages claimed by D. W. Johnson  
et al in the matter of the proposed county road, petitioned for by  
W. H. Spencer et al. vs. beg leave to report  
that on the 10 day of May, 1902, we, after being duly sworn to dis-  
charge our duty faithfully and impartially, proceeded to view said proposed  
road the whole distance through the premises of D. W. Johnson  
complainant, and to assess and determine how much less valuable said prem-  
ises of said complainant would be rendered by the opening of said road, and  
we find that the premises of said complainant D. W. Johnson would be  
rendered \$155 less valuable, and that the premises of complainant .....  
N. H. Anson would be rendered \$65 less valuable, and the  
premises of the complainant J. O. Johnson would be rendered \$65  
less valuable by the laying out and establishment of said proposed road as a  
public highway of said county, and recommend that \$285 be paid to said  
complainant before laying out and establishing said road as a public highway.

Thos. Brushen  
L. S. Miller  
Theo. Keckritz

State of Oregon }  
County of Union }

We, Thomas Brantley, C. J. Miller  
and Theodore Keckritz, hereto fore appointed  
by the County Court of said County and State  
to assess the damages that would accrue  
to the claimants, D. W. Johnson, H. H. Arrow and  
J. D. Arrow, by reason of the location and  
establishment of the proposed county road  
petitioned for by Wm. Spencer, et al., being  
first duly sworn, each for himself and  
not one for the other say, that we will  
faithfully and impartially appraise the  
damages that would accrue to each and all  
of said claimants by reason of the location  
and establishment of said proposed county  
road and render our report accordingly

Filed March 20, 1907  
Wm. Brantley  
Clerk

Wm. Spencer et al.

Thomas Brantley  
C. J. Miller  
Theodore Keckritz

Subscribed and sworn to  
before me this 20th day of  
May, 1907.

Wm. Brantley  
County Clerk

Second Judicial Day

Thursday, Nov 7, 1901

stake between the lands owned by Stace Brothers and the land owned by W. J. Sawney, thence continuing westerly a distance of about one half mile through the lands owned by the said W. J. Sawney to a stake near the section line between sections 44 x 5, 2p 4 & 5 of R 39 E 2m, thence in a southerly direction upon the course of the section line between said sections 44 x 5, 2p 4 & 5 R 39 E 2m, a distance of about one eighth of a mile to a point where the said section line intersects the present County road leading from Union to Talpaud, known as the East Hill road and there terminating, and 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 pasted 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 on a board nailed to the rail fence near the gate opening into W. P. Wright's field at the beginning of the proposed road, one on new bridge over Catherine Creek on the line of the proposed road and one on a board nailed to the fence at the terminus of the 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 term 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 M. B. Rees, Geo. Holmes and Geo. P. Hillman be appointed owners of said road and that Arthur Curtis be appointed Surveyor of said road and that they meet at the farm residence of W. P. Wright on the 25<sup>th</sup> day of November, 1901 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 County road  
petitioned for by H<sup>m</sup> Spencer et al

This matter came on to be heard at this time on motion dismiss petition, and the Court not being fully advised in the premises it is ordered that this be and the same hereby is continued for the term for proof of posting of notices

Fifth Judicial Dist.

Monday, April 7, 1902,

east corner of the Sec of said section 7.

In the matter of the road petitioned  
for by D. Summer, et al

At this time it is ordered by the Court  
that this matter be and the same is hereby continued for the term.

In the matter of the road petitioned  
for by W<sup>m</sup> Spencer, et al

Comes now W<sup>m</sup> Spencer 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 estab-  
lishment of a County road, described as follows, to wit:

Commencing on the County road at the SW corner of the  
SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 19, T<sup>3</sup>S. R. 39 E<sup>1</sup>M. thence North  
as near as practicable on the line between the East and West  
half of the SE $\frac{1}{4}$  of said Section 19, to the SW corner of the  
SE $\frac{1}{4}$  Sec 19, thence West to the SW corner of the NW $\frac{1}{4}$   
of Sec 19, thence North to the SW corner of the SE $\frac{1}{4}$  of Section 18,  
thence North to the County road at the Northwest corner of the  
NW $\frac{1}{4}$  of Section 18, All in Township 3 South of Range 39 E<sup>1</sup>M in  
Union County, Oregon.

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 the 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, also in three public places in the vicinity of said proposed  
road, to wit; one on a board nailed to a fence post at or near the com-  
mencement of said <sup>proposed</sup> road, one on a board nailed to a post in the North  
west corner of the yard fence of what is known as the Mahaffey place,  
about one mile west of the proposed road, and one on a board nailed to a  
fence post at or near the terminus of said proposed road for more  
than 30 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 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 Order-  
ed that Joseph Anson, J. J. Pecker and W. B. Campbell be appointed

5th Judicial Day

Monday, April 7, 1902.

viewers of said road, and that Arthur Curtis be appointed Surveyor of said road and that they meet at the residence of L. J. Ferguson on Saturday, the 26, day of April 1902 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 application of }  
Mrs Ella Neeson for County aid }

This matter came on to be heard at this time on the application of Mrs M. H. Eton petitioning the County Court for an allowance for Mrs. Ella Neeson, from which it appears that Mrs Neeson is a widow, with several small children; that she is unable to work and earn sufficient money with which to properly clothe and feed herself and children; that she has no relatives or friends who are able or willing to render her any assistance; It is therefore considered and ordered by the Court that the Clerk of this Court issue a warrant in favor of Mrs Neeson in the sum of \$15.00 and deliver same to Mrs M. H. Eton for disbursement for the benefit of Mrs Neeson and family.

In the matter of the cancellation }  
of taxes on property owned by }  
W. H. Bull }

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term

In the matter of the cancellation }  
of tax lien against No 14. Sp 3 & R 37 E }

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term,

In the matter of the Cooperative }  
Investment Co. to redeem the 6% }  
of 6% of Sec 11. Sp 4 & R 38 C. M. G. }  
from tax sale for the years 1894 & 1896 }

This matter came on to be heard at this time on the petition of the Cooperative Investment Co by J. R. Oliver, Agents for the redemption of the 6% of 6% of Sec 11, Sp 4 & R 38 C. M. G. from sale thereof for delinquent taxes for the years 1894 and 1896, from which it appears that said lands were assessed to Mary Campbell for the years 1894 and that the taxes thereon for said year were not paid

First Judicial Day

Wednesday, May 7, 1902.

In the matter of the vacation  
of the County Road petitioned  
for by W. H. Langley, et al

Came now W. H. Langley, one of the petitioners for the vacation of the above named County Road, and presents to the Court the petition of himself and others, praying for the vacation of said County road, described as follows, to wit:

Commencing at a point where a County road crosses the north line of Running East  $\frac{1}{2}$  West  $\frac{1}{2}$  of the Northeast quarter of the Northeast quarter of section 15, T<sub>3</sub> S. R. 36 E. 2<sup>nd</sup> E. 2<sup>nd</sup> S., thence following the County road in a southeasterly direction  $\frac{1}{2}$  of a mile more or less to the southeast corner of the Southwest quarter of the Northeast quarter of said section 15, same Township and Range, making  $\frac{1}{2}$  of a mile more or less.

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 road, and that said petition properly specifies the place of beginning intermediate points and place of termination of said road proposed to be vacated 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 road, to wit: One at the so called Arnold Bros ranch, now owned by Christopherson Brothers; one near the junction of the road to be vacated on the east end of the Stoneys place on the Starkey main road and one at the junction of the road at the west end of the road to be vacated 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 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 D. H. McWaters, David James and A. C. Shropshire be appointed viewers of said road, and Andrew Curtis, Surveyor, and that they meet at Langley's Ranch on Monday, May 26, 1902 at the hour of 10 o'clock A. M. and after qualifying to view and survey said road sought to be vacated, according to law

In the matter of the  
application of Wm. Spencer  
et al for County road

This matter came on to be heard at this <sup>time</sup> on the report

First Judicial Day

Wednesday, May 7, 1902.

of the viewers and Surveyor heretofore appointed herein for first reading and said report having been read in open Court as by law requires. It is ordered that this report be laid over for a second reading on some other day of this term of Court.

In the matter of the application of  
H.C. Volkman for a Liquor License  
in North Powder Precinct

This matter came on to be heard at this time on the petition of H.C. Volkman to sell spirituous, vinous and malt liquors in less quantities than one gallon in the precinct of North Powder for a period of six months from May 10, 1902, and it appearing to the Court that the petition is signed by a majority of the legal voters of said precinct and that due and legal notice thereof has been given as is evidenced by the affidavit of publication filed herein; that said notice was published in the Powder Valley Echo a newspaper of general circulation printed and published in the town of North Powder, Union County, Oregon, that the applicant has paid to the Treasurer of Union County, Oregon, the sum of Two Hundred Dollars and filed the receipt of said applicant with the Clerk of this Court; that no remonstrance or petition against the issuance of said license has been filed herein. It is therefore considered and ordered by the Court that a license issue to H.C. Volkman to sell spirituous, vinous and malt liquors in less quantities than one gallon in the precinct of North Powder, Oregon, for a period of six months from the 10th day of May, A.D. 1902.

In the matter of the application  
of Ed Conarty for admission to  
County Hospital

This matter came on to be heard at this time on application of Geo. S. Hall, praying for the admission of Ed Conarty to the County Hospital; from which it appears that said Conarty is a resident of Union County State of Oregon and has been for the past 12 years; that he is sick, in destitute circumstances and in need of assistance; that he has no friends or relatives who are able or willing to render him any assistance; It is therefore considered and ordered by the Court that said Ed Conarty be admitted to the County Hospital and given such care, attention and medicine as his condition may require.



Second Judicial Day

Thursday, May 8, 1902

of \$22.00 be made to cover the transportation and traveling expenses of said Silas Goss to Sant Francisco.

In the matter of an appropriation  
for the relief of the family of  
Dr. Mason.

It appearing to the Court at this time that the family of Dr. Mason, residing at Elgin, Oregon, are sick and destitute and without means <sup>with</sup> which to procure the necessities of life; that Guefel & Hug Bros have been furnishing said family with provisions as appears by the affidavit of H. K. Hug, a member of said firm, supported by the statement of various responsible inhabitants of said city. And it further appearing to the Court that it is manifestly in furtherance of justice for the County to make an appropriation in the interest of said family. It is therefore considered and ordered by the Court that an appropriation of \$25.00 be made to said family and that a contingent warrant be issued by the Clerk of this Court in favor of said Guefel & Hug Bros. therefor.

In the matter of the application  
R. Butler for County aid

This matter came on to be heard at this time on application of Robert Blumentritt asking that an allowance be made by the County for the benefit of R. Butler. And it appearing to the Court that said Butler is a resident of Union County, Oregon; that he is sick and destitute circumstances; that he has no friends or relations who are able or willing to render him any assistance; and it further appearing to the Court that an allowance should be made for his benefit. It is therefore considered and ordered that the Clerk of this Court issue a warrant, in his favor in the sum of \$12.00 and same handed to Robert Blumentritt for delivery.

In the matter of the County Road  
petitioned for by Wm. Spencer, et al

This matter came on to be heard at this time on the report of the viewers and surveyor filed herein for its first reading as required by law and also upon the claims of Ed Johnson, N. H. Anson and J. O. Anson for damages on account of the location and establishment of said proposed road, the same being described as follows, to wit: Commencing at the County road at the SW corner of the Sec of the Sec of Section 19. T. 3 S. R. 39 E

Second Judicial Day

Thursday, May 8, 1902.

thence North as near as practicable on the line between the east and west half of the southeast quarter of said section 19, to the SW corner of the Sec Mer, Sec 19, thence west to the SW corner of the Mer of Sec 19, thence North to the SW corner of the Sec of Sec 18, thence west to the SW corner of the SW<sup>4</sup> of Sec 18, thence North to the County road at the NW corner of the NW<sup>4</sup> of Sec 18, All in Township 36<sup>th</sup> N. Range 36<sup>th</sup> E. in Union County, Oregon, and it appearing to the Court that Ed Johnson, W. L. Olson and J. O. Olson claim to be owners of land over and across which the above named County road is viewed and surveyed extends; that they will be damaged in the sum of \$303.<sup>00</sup>, \$141.<sup>00</sup> & \$141.<sup>00</sup> respectively by the location and establishment of said road. It is therefore considered and ordered by the Court that Charles A. Miller, Thomas Prescher and Theodore Steckitz be appointed appraisers to examine the premises of said claimants Ed Johnson, W. L. Olson & J. O. Olson the entire distance through which said proposed road will pass and report to this Court how much less valuable the premises of said claimant would be rendered by the location and establishment of said road and that they met at the residence of Ed Johnson on Tuesday, May 20, 1902, at 10 o'clock A.M. and after qualifying to proceed to view and assess the damages that would accrue to said claimants by reason of the location and establishment of said road and render their report to this Court at the June term, 1902.

In the matter of the application of C. B. Wade to redeem the NW<sup>4</sup>, SE<sup>4</sup> NW<sup>4</sup> & Mer SW<sup>4</sup> Sec 2, T. 36 N. R. 36 E. sold to Union County for delinquent taxes for the year 1893.

This matter came on to be heard at this time on the application of C. B. Wade by J. P. Olive, Agent, for the redemption of the NW<sup>4</sup>, SE<sup>4</sup> NW<sup>4</sup> & Mer SW<sup>4</sup> Sec 2, T. 36 N. R. 36 E. from sale thereof to Union County for delinquent taxes for the year 1893, and for the cancellation of the tax lien against the Mer SW<sup>4</sup> of Sec 2, T. 36 N. R. 36 E. for the year 1896; from which it appears that the land first described was assessed to John P. Olive for the year 1893, and the taxes thereon were not paid; that said lands were levied upon and sold to Union County on the 13 day of November, 1895, for delinquent taxes for said year 1893, in the sum of \$14.<sup>50</sup>; and it further appearing to the Court that the Mer SW<sup>4</sup> of Sec 2, T. 36 N. R. 36 E. was assessed to, Malgait,

First Judicial Day

Wednesday, June 11, 1902.

In the matter of the County road }  
 petitioned for by George Harmon, 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 as provided and required by law, and said report having been read in open Court, It is ordered that said report be laid over for a second reading on some other day of this term of Court.

In the matter of the application }  
 and petition of Joseph Fuesto for a }  
 road of Public Easement }

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 as required by law, It is therefore ordered that said report be laid over for a second reading on some other day of this term of Court.

In the matter of the petition }  
 of William Spencer, <sup>et al</sup> }  
 for proposed County road. }

This matter came on to be heard upon the report of the appraisers heretofore appointed herein to assess the damages that would accrue to D.W. Johnson, M.H. Anson and J.W. Anson by reason of the location and establishment of said proposed road, which report, in writing, is in words and figures as follows, to wit.

Report of Viewers.

In the Honorable County Court }  
 for Union County, Oregon }

We, the undersigned, viewers heretofore on the 8<sup>th</sup> day of May, appointed to view out and assess the damages claimed by D.W. Johnson, et al, in the matter of the proposed County road, petitioned for by W<sup>m</sup> Spencer, et al, we beg leave to report that on the 20<sup>th</sup> day of May, 1902, we, after being duly sworn to discharge our duty faithfully and impartially, proceeded to view said proposed road the whole distanced through the premises of D.W. Johnson, 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 D.W. Johnson would be rendered

First Judicial Day

Wednesday, June 4, 1902.

\$155<sup>00</sup> less payable, and the premises of complainant N. H. Anson would be rendered \$65<sup>00</sup> less valuable, and the premises of the complainant J. O. Anson would be rendered \$65<sup>00</sup> less valuable by the laying out and establishment of said proposed road as a public highway of said County, and recommend that \$285<sup>00</sup> be paid to said complainants before laying out and establishing said road as public highway.

Thomas Brascher,

C. S. Miller

Thee Sec'dry.

Whereupon it was ordered by the Court that said amount be and the same is hereby approved, and it was further ordered that the petitioners herein pay to said claimants, J. O. Johnson, N. H. Anson and Johnson, the amount of damages as assessed by said appraisers.

In the matter of the proposed County road petitioned for by William Spruce, 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 the viewers bring in words following, to wit:

## Report of Viewers.

To the Honorable County Court for Union County, Oregon:

The undersigned viewers heretofore, on the 7<sup>th</sup> day of April 1902, appointed to view, lay out and alter the proposed County road, of which the survey hereto attached in a true and correct description, as petitioned for by W<sup>m</sup> Spruce, et al, beg leave to report that on the 26<sup>th</sup> day of April, 1902, in pursuance with said appointment and order, and after being duly sworn to faithfully and impartially discharge the duties of said appointment, we proceeded to view and said <sup>proposed</sup> 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 of said proposed road; we therefore recommend that said proposed road be laid out and declared a public highway of said County.

Joseph Anson

J. J. Stebler

W. B. Campbell

Viewers

And said report of the viewers and the report of the surveyor having been 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 declared to be

First Judicial Day

Wednesday, June 11, 1902,

a public highway of Union County, Oregon, and all the proceedings herein having been regular and according to law, and no petition or claim for damages having been filed herein except the claims of A. W. Johnson, M. J. Anson, and J. C. Anson heretofore disposed of by this Court and there having been no cause shown why this proposed road should not be declared a public highway and ordered opened 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 surveyor be approved and adapted 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, upon the payment by petitioners of the several sums awarded to the claimants for damages herein, viz: A. W. Johnson \$155.00, M. J. Anson, \$65.00, and J. C. Anson \$65.00; and it further appearing to the Court that said road will be of considerable public utility and that the County should pay part of said damages and that \$130.00 is a proper amount to be paid by the County therefor. It is therefore ordered by the Court that the sum of \$130.00 be appropriated and paid out of the County Treasury in payment of part of said damages; and that upon payment of the balance of said damages by the petitioners, the Clerk of this Court is authorized and directed to issue warrants upon the general funds of the County in favor of A. W. Johnson for \$155.00, M. J. Anson for \$65.00 and J. C. Anson for \$65.00 respectively. 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 S. A. Jackson, road supervisor of Road Dist No. 21, 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 upon the compliance of the petitioners with the terms of this order.

In the matter of the proposed County road petitioned for by W. S. Hamilton 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, as required by law, It is therefore ordered that said report be laid over for a second reading on some other day of the present term.