

No 22 Law
in

Court

State of Oregon

Plaintiff

vs

Mrs Forces

Defendant

Action for

Contempt

Docket

Page

Attorney for Plaintiff

Attorney for Defendant

RECEIVED BY CLERK OF COURT
JAN 1 1910
14 W I W A M T
188

Record of the Case

May 12 Relations see + continued
Journal A of 691
May 13 Views aff'd
Journal A of 703
July 8 Relations des. d.
Journal A of 715

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WITNESSES.

Road

Commencing at S E cor of Andros Hulicks
in the Cove to Metzker's Mill

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

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April the 15th 1875

To the Honorable County Court
of Union County State of Oregon
The undersigned citizens house holders
tax payers and legal voters living along
the line and in
the immediate vicinity of the herein after
proposed Road would most respectfully
petition your Honorable body to view layout
locate and grant a County road to commence
at a point on the county road running from
Seagrand East to the Summit of the Mountain
in the Cove ^{on the crest of the mountain at the S E corner of Miller Hedges land} where Jacob Conners land joins
the land of E Cochran Thence to the Crossing of
Cove Creek in an Easterly direction near the Saw
mill belonging to E Cochran a distance of about 30
Thence in an Easterly direction and along the said
Cove Creek to the Mill belonging to Mr Metzger
on said Creek a distance of about 1 1/2 Miles ^{which is} the
Terminus of said proposed Road, all of which
points and places are in ^{the} Cove, Union County
State of Oregon your Petitioners would further
represent that a road ~~laid out~~ laid out and opened on
the above described ~~road~~ route would be of great
advantage to the citizens of the Cove

Names

Wagon Schaffer
N. P. Seiber
S. B. ...
Albert Hodges
John S. Hart

Names

[Signature]
R. B. Davis
G. W. Brown
J. E. Barry
Joseph Phoenix
Jacob Conner
J. H. Cochran
William Conner
J. Turnbull
Ben Boswell
S. M. Bloom
J. W. Murphy
L. R. Holmes
J. W. Weaver
C. A. Hart
R. W. Bloom
T. J. Geir
H. J. Geir
W. Morrison
S. B. ...
A. H. ...
J. H. ...
H. H. Mitchell
E. S. Cochran
E. M. ...

April 18 School District
State of Missouri

Have Received from the 100

Filed May 12th 1895
R. S. Carter
Clerk

Office April 1st 1895

It is hereby given that an application will be made
at the next regular term of the County Court of said County
State of Oregon to have a County road located
and granted by the said court on the following route
to be to be commenced at a point at or near
Conner's Residence on the County road leading
from Sagerdy to the terminus of the river
at the lower end of the river mouth
of Cow Creek near the mouth of the river
said creek is an easterly direction to Mr. Metter's Mill
on said creek the terminus of said proposed road
a distance of about 1 1/2 miles, all of which points
places are in said Union County and State
of Oregon.

1875
R. S. Cates
Clerk
Jesse Metzger

State of Oregon }
Union County } ss

I, F. Metzger being
duly sworn - say that I posted
one of the within notices on the
Court house door in Union County
and 3 of me and along the vicinity
of the within proposed road show
of the within days prior to this date
I subscribed & sworn to before me
this 12th day of May 1875

R. S. Cates
Clerk

F. Metzger

Whereas F Metzker and others have
petitioned the County Court for
a County Road commencing at
the S. E. Corner of Widow Hendricks
land and running in an easterly
direction to Metzkers Mill.

Now therefore I W. C. Metzker am
held and firmly bound to the County
of Union Oregon in the sum of
One hundred dollars,

Conditioned, that if the prayer of the
Petitioners be not granted, and allowed
the said W. C. Metzker will pay all
costs and expenses that may be
incurred by reason of such view,
not exceeding the above named
sum. Dated May 14th A. D. 1875

Witness
E. J. Neville

W. C. Metzker
marks

Whereas W. C. Metzker has petitioned
for a County Road to be laid
out ~~near~~ the line in Union Co
beginning to commence near the
Widow Heedicks and extending
Metzker's Saw Mill

Now therefore I, W. C. Metzker
am held and finally bound
to the County of Union in a
sum not exceeding one hundred
dollars. Said petition is not
granted and allowed

Dated July 8th 1874.

W. C. Metzker
his
mark

Witness

E. B. Ramond

W. H. Brown
July 8th 1874
W. H. Brown
County Clerk

W. H. Brown & Co
Roberts
County Clerk

To the Hon Court of Union Co
Oregon

We the undersigned Jurors
Appointed to view out a proposed
County Road commencing at or near
the place of Jacob Sommer thence on
an Eastrly direction to the Saw Mill
of Mr Medsker, respectfully Submit the
following report—

We Met on the 4th of
June 1875 (the day set in your order)
only two Jurors being present and
after first being duly sworn in Company
with the Surveyor proceeded to view survey
and lay out the said Road as shown
by the Surveyors Report Submitted here
with, we find the Road to be on good ground
so far as hills are concerned the establis-
-hment of the Road in our opinion would
be a great benefit to the neighborhood but
the expence of opening said road will be so

great that it might not to be granted
- unless opened and put in good traveling
condition by the petitioners.

John M. Fry
D. A. Wagner } viewers

Review report

Filed July 8th 1875
R. S. Bates
Clerk

Accepted
July 7, 1875
W. C. Sumner
County of Ind.

To the Hon Board of Commissioners of
Wasco County Oregon

Gentlemen, We the undersigned
Citizens, Taxpayers and residents of the Cove
would most respectfully remonstrate
against the granting of a petition of
of Mrs L Mertzer and others praying
the Location of a County road diverging
from the La Grande and Cove Road ^{near}
the residence of Widow Kaulick ^{Running} thence,
South East one mile to the grade,
thence on said grade to the summit
of W C Mertzer's for the following reasons
1st It angles through the farm of Widow
Kaulick's

2nd This Cove road is located as far
as Cochran's Mill (1 mile above the proposed
divergence,

3rd By diverging from said road at
or near Cochran's Mill the road will
ingress no one and be on as good ^{near} ground

4th Therefore we cannot see the justice
in taking the boundaries out of any body's
farm when it can be avoided

Cove of June 4th 1874

Mrs L Mertzer

Wm Kaulick

James Hendrickson
 B. F. Hendricks, signed
 petition on a misapprehension
 of the facts in the case
 of A. Masterson
 Wm. T. Spencer
 E. J. [unclear]
 A. S. Tully
 E. C. Hunt
 R. B. Davis
 W. W. Weaver
 J. M. Mitchell
 Burroughs
 Thomas A. Brassfield
 W. Hart
 L. C. [unclear]
 M. W. Babington
 P. W. [unclear]
 F. S. Brown
 G. H. Brown
 A. J. Dougherty
 Edward Purcell
 W. J. [unclear]
 Thos. Jones
 Wm. Martin
 C. S. [unclear]
 Ed. Collins
 Wm. [unclear]
 Geo. [unclear]

Gentlemen & ladies, look over
 this Reader, and if you think
 read well you will find
 George W. Griggs,
 at length out
 Wm. Griggs
 James B. [unclear]
 Geo. Shoemaker
 J. M. Weaver
 J. A. [unclear]
 Patrick [unclear]
 A. B. Robinson
 J. [unclear]
 Frank [unclear]
 E. J. [unclear]
 Geo. May
 J. W. Mabelly
 H. J. Geis
 John Martin
 E. J. [unclear]
 E. P. [unclear]

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Down in the
low and
valley

74

5

At a Regular Term of the County Court of Union County. Oney on began land held at the Court house in Union on Wednesday May 12th 1875. There was present Hon. E. L. Brainerd County Judge E. J. Neville & Jesse Imbler County Commissioners. J. L. Curtis Sheriff and R. S. Bates Clerk.

Our Proclamation of the Opening of Court having been made the following proceedings were had: to wit

In the matter of
Road Petition
Metyker & others
in Low Precinct

Now at this time a petition for a County Road was presented by the inhabitants of Gove precinct for a County Road, and it appearing that the petition is indefinite and not according to law, & that no bond accompanies the same it is therefore Ordered that no further action be taken in the matter until a Petition and bond is filed according to law.

Court then adjourned until to-morrow morning at 9 O'clock

the 7th day of July and show cause why the penalty for nonperformance of duty should not be enforced.

In the matter of
Road Petition

By W. G. Metzger.

Now at this time was presented the following Road Petition

April the 1st 1875.

To the Hon. County Court of Union County
State of Oregon
The undersigned citizens, house holders, tax
payers and legal voters living along the
line and in the immediate vicinity
of the hereinafter proposed Road would
most respectfully petition your Honourable
body to view, lay out, locate and grant
a county road to commence at a point
on the County road running from La-
Grande East to the Summit of the mountains
or more particularly to commence at the S. E.
corner of Widow Hulicks land, in the Cove
where Jacob Conners land joins the land of
E. Cochran. Thence to the crossing of Cove
creek in an easterly direction near the
saw mill belonging to E. Cochran a distance
of about of about 30 rods. Thence in an
easterly direction and along the said
Cove creek to the mill belonging to
Mr Metzger on said creek a distance
of about one and a half miles which is
the terminous of said proposed Road
all of which points and places are
in the Cove Union County, ^{State of} Oregon. Your
petitioners would further represent
that a road layed out and opened on
the above described route would be of

great advantage to the Citizens Lodge

Names	Names
Logan Schaffii:	D. B. Rees:
Burroughs:	M. D. Seiber:
R. B. Davis:	Albert Hodgee:
S. W. Barnes:	John S. Clark:
Shoemaker:	O. P. Barnes:
Wm Conner:	Jacob Conner:
S. M. Bloom:	J. H. Cochran:
D. W. Weaver:	J. Turbow:
T. J. Keer:	Benj. Powell:
Keudenshott:	J. W. Murphy:
A. R. Robinson:	L. R. Holmes:
E. P. McDaniel:	E. A. Hart:
	R. W. Bloom:
	H. J. Keer:
	A. Morrison:
	James Keudenshott:
	A. C. Low:
	J. L. Levid:
	H. A. Mitchell:
	E. L. Cochran:

The above Petition being accompanied by a bond which was approved by the court. also proof of Notices having been posted according to law more than thirty days prior to the meeting of this court. and it appearing to the Court that every thing has been proceeded with according to law. It is therefore Ordered that John Fye: L. R. Bloom & John Wagner be and they are hereby appointed viewers and Willis Skiff. as Surveyor to meet at the Store of E. P. McDaniel in the Cove on the 4th day of June next at 9 o'clock A. M. to and after being duly sworn proceed to view, survey and mark said proposed road and report their doing to the July Term of this court.

Court then adjourned until tomorrow morning at 8 o'clock.

Third Judicial day May 14th

Same Officers present as on yesterday.

Due Proclamations of the Opening of Court having been made the followings were had. to wit:

In the matter of }
Viewers Report } Jacob Comers to Metzker mill.

Now on this day was presented the report of the Viewers appointed to view out a road petitioned for from Jacob Comers to Wm Metzker. Saw mill in the levee. and report that road is not of public benefit enough to warrant the County in expending the amt it would necessarily cost to build and establish said road.

It is therefore ordered that said proposed road be not established. and the Metzker pay the costs of said survey and view as per undertaking filed.

In the matter of Petition }
for County Road } By John Fitzpatrick et al.

Now on this day was considered the petition of John Fitzpatrick and others asking for a County road. Following is a copy of the petition in full

Road. Petition.

To the Hon. The County Court of Union Co. Oregon.

We the undersigned resident-householders of Union Co. Oregon, living in the vicinity and interested in the establishment of the road herein prayed for, would very respectfully petition your Hon. body to establish a County road commencing at the north East Corner of Sec 36 in Township 3. S. R. 39. E. and running due south on said Sec line to intersect the County road