

No 93 Law  
in  
Circuit Court

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James York  
Plaintiff  
vs

Thomas A Hall  
et al  
Defendants

Action for

Docket

Page

R Eaton  
Attorney for Plaintiff

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Baker, Shelton & Baker  
Attorney for Defendant

1879  
Jan 9 Petition re Viewers abrid  
Journal B p 257  
Mch 6 ordered opened  
Journal B p 291

Road

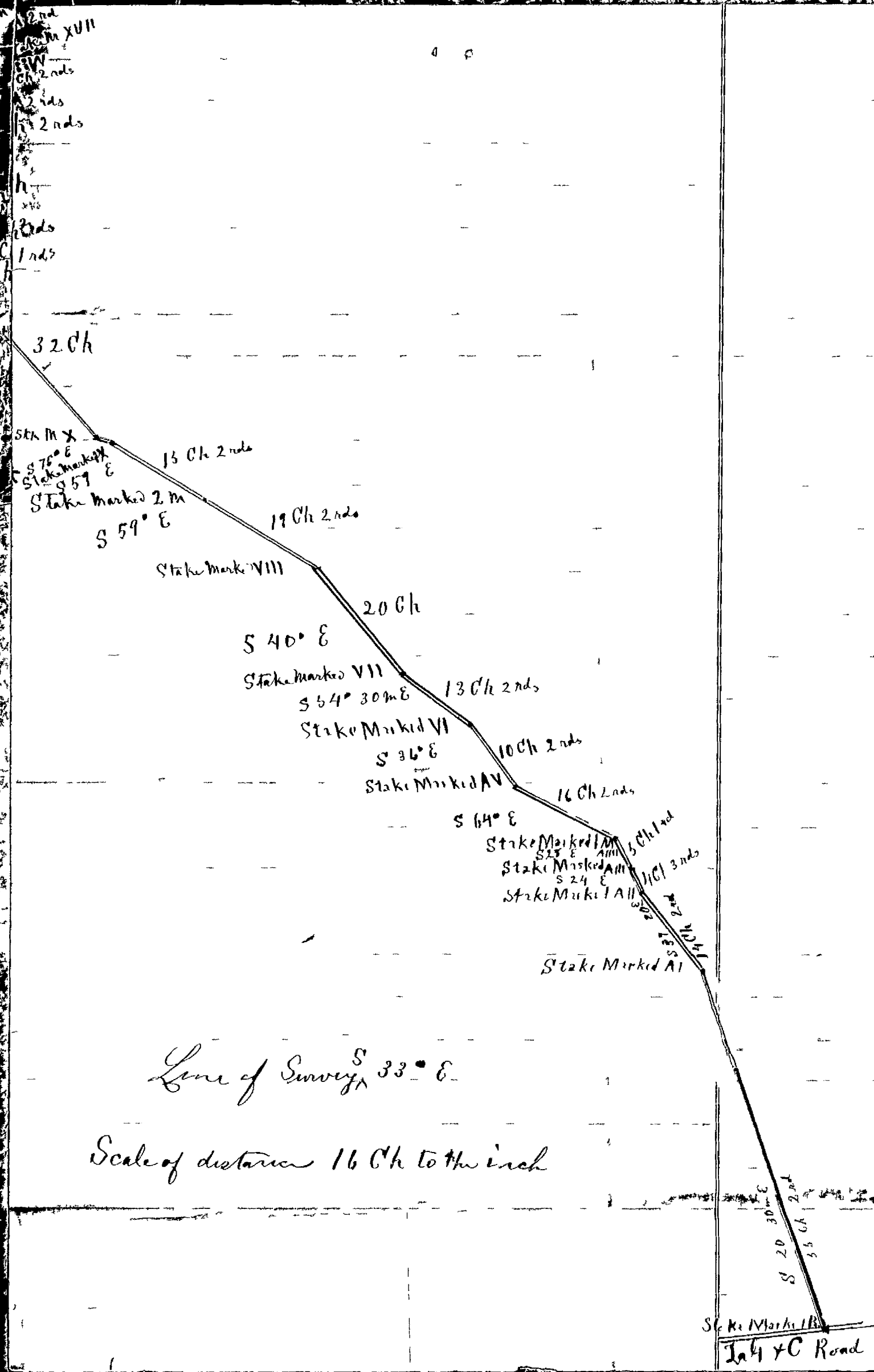
Beginning on a line running N + S  
through center of Sec 8 T 3 S R 38 E  
where Lalande + Cove road crosses it  
to rock marked B near Palmer and  
McWheters old Mill site

No Field Notes

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



Tree No. 3  
 S 72° W  
 Tree No. VIII  
 S 16° 30'  
 Tree Mark XIII  
 S 61° W  
 Stake marked XII  
 S 1° 30' W  
 Stake XI  
 S 32° E  
 S 41° E  
 S 76° E  
 Stake marked X  
 S 57° E  
 Stake marked 2 m  
 S 59° E  
 Stake marked VIII  
 S 40° E  
 Stake marked VII  
 S 54° 30' E  
 Stake marked VI  
 S 36° E  
 Stake marked AV  
 S 64° E  
 Stake marked I  
 S 23° E  
 Stake marked AM  
 S 24° E  
 Stake marked AI  
 S 20° 30' E  
 S 55° 30' E  
 Stake marked IB  
 July & C Road



Lurvey

Filed Feb 10 1888

W. W. Lurvey

County Clerk



To the Honorable County  
Court of Union County Oregon.

In the matter of the location of the  
County Road from section eight. T<sup>p</sup>. 3 S. R. 388.  
to a point near the late mill site of Parmer & McWhiter  
as per your order. we the undersigned viewers  
submit the following report.

We met on the 23 day of Jan'y 1879. and after  
being duly sworn proceeded to view survey and lay out  
said road as directed and as shown by surveyors plat.  
submitted herewith. we find the line of road to be  
practicable and to open the same a public necessity  
and therefore we recommend the same to be opened.

J. W. Smith  
Samuel J. Souder } Viewers  
Pratt H. Palmer }

Filed Oct. 10<sup>th</sup> 1873

W. W. S. S. S.

County Clerk

To the County Court of  
 Union County, State of  
 Oregon. The Undersigned  
 Residents of Union County Con-  
~~stituted of the vicinity of the proposed road~~  
 most respectfully petition your  
 Honorable Body, praying for the  
 location and establishment of a  
 County Road as follows:

Beginning on a line running north  
 and south (according to the U.S. Survey)  
 through the center of Sec. Eight (8) of  
 Township Three (3) South, Range Thirtyeight  
 (38) East, where the Grande and Cove  
 County Road crosses the same, and  
 running thence south (according to  
 the U.S. Survey) about Two Hundred <sup>and Fifty</sup>  
 Rods (250<sup>00</sup>) to a rock marked (A.)

Thence ~~via~~ a south easterly course  
 about Two Miles (2 mi) to a rock  
 marked (B.) near Parmers <sup>and</sup> McWhirters  
<sup>late</sup> Mill Site. For all which your petitioners  
 will ever pray.

Petitioners Names

Chas. A. DeBoya	E. D. Kinn
James Mc Cormick	<del>James Mc Cormick</del>
E. C. Crandall	T. M. Barmess
of Fall 2000	J. A. McWhirter
L. H. Ryals	Joseph [unclear]
Joel Crandall	James A. Ibines

J. Hopson  
 J. Morrison  
 S. G. [unclear]

## Road Notice.

Notice is hereby given that there will be a petition presented at the next term of the County Court for the County of Union in the State of Oregon; to be begun <sup>in writing</sup> and held on the first Monday in January A.D. 1879. Praying for the location and establishment of a County Road as follows:

Beginning on a line running north and south (according to the U.S. survey) through the center of sec. (8) eight of sp. (3) Three S. Range (28) thirty eight east, where the LaGrande <sup>and</sup> Cove County Road crosses the same, and running thence south (according to the U.S. survey) about (250) Two hundred and fifty rods to a rock marked (A.), thence in a southeasterly course about (2) Two miles to a rock marked (B) near Parmer <sup>and</sup> McWhirter's late mill site.

Signed Nov. 14, A.D. 1878.  
Wm. H. Colborn <sup>and</sup> others



State of Oregon }  
County of Union } ss.

I, W. H. Osborn, do hereby  
depose and say that, on the 14<sup>th</sup> day  
of November A. D. 1878, I posted  
three notices in conspicuous places  
in the vicinity of the proposed road  
of which the notice upon which this  
affidavit is endorsed is a true  
copy, and that I also transmitted  
a copy this day to the County  
Clerk to be posted upon the  
Door of the Court house in Union,  
Union County Oregon.

W. H. Osborn

Subscribed and Sworn to before me this  
18<sup>th</sup> day of November A. D. 1878.

Joseph L. Carter  
Notary Public

# Know all Men by these Presents:

THAT WE, William Osborn & E. O. Randall  
 and A. Morrison, of the County of <sup>Union</sup> ~~Marion~~ and  
 State of Oregon, are held and firmly bound unto the said County of <sup>Union</sup> ~~Marion~~ in the sum of  
Fifty 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 Dec 2<sup>nd</sup> day of December A. D. 1878

Now the condition of the above obligation is such, that whereas, if the County Road petitioned  
 for by William Osborn and others, and presented  
 at the January term, 1878, of the County Court of said <sup>Union</sup> ~~Marion~~ county, commencing  
 on a line running North and South through the  
 center of Section Eight, Town 3 South Range  
 38 East where the La Grande and Cove County road  
 crosses the same thence to a rock marker (B) near Palmers  
 and the Whisters late mill site  
 be located and established, then this obligation to be void; otherwise to remain in full force  
 and virtue in law.

Abiel Morrison  
E. O. Randall

STATE OF OREGON, }  
 COUNTY OF <sup>Union</sup> ~~Marion~~ } ss.

I, E. O. Randall and  
~~William Osborn~~  
A. Morrison each for himself says that I am worth the sum  
 of Fifty ~~Hundred~~ Dollars over and above all debts and liabilities and property  
 exempt from execution, and that I am a resident and householder in said County and State.

Abiel Morrison  
E. O. Randall

Subscribed and sworn to before me, this 2<sup>nd</sup>  
 day of December A. D. 1878  
P. A. Mahaffey  
 Justice of the Peace <sup>Clark</sup>

Filed Dec 26<sup>th</sup>  
1875  
Willis Smith  
Clerk

And to the court from proofs filed herein that due notice of the pendency of these proceedings has been given, as by law required, and that a good and sufficient bond has been filed with the court, and that the proceedings herein have been regular and in conformity with the law in such cases made and provided.

It was therefore ordered that Thomas Fine, Lehart Holgarth, and Joshua Weaver be appointed viewers, and W. B. Campbell, Surveyor, to meet at the residence of Joshua Weaver on the 23<sup>rd</sup> day of Jan 1879 and after being duly qualified, proceed to view, survey and mark said proposed, and report the same to this court at the next regular term thereof.

In the matter  
of  
County Roads

Now at this time comes W. H. Osborn and files his petition with that of more than twelve other resident householders of Union County Oregon and living along the vicinity of a route they ask to be established as a county road as follows to wit: Beginning on a line running north and south (according to the U.S. survey) through the center of Sec eight (8) of Township 3 S. R. 38 E where the La Grande and core county road cross the same and running thence south (according to the U.S. survey) about two hundred and fifty rods to a rock marked "A"

Thence in a southeasterly course about two miles to a rock marked "B" near Palmers & M. Whales old mill site.

And it appearing to the court that a good and sufficient bond has been filed according to law, and from proofs filed herein that due notice of the pendency of these

had been given and that all proceedings herein had been regular, and in conformity with law. It was ordered and adjudged that B. H. Palmer Samuel Souder and Peter Huhn be and they are hereby appointed viewers and W. B. Campbell Esq. as surveyor to meet at Sommer & Bair's Store in La Grande and after being duly qualified, proceed to view survey and marks said proposed road and report the same at the <sup>next</sup> regular term of this court.

Thereupon the court adjourned for the day.

1  
 Mch. 6<sup>th</sup> 1879

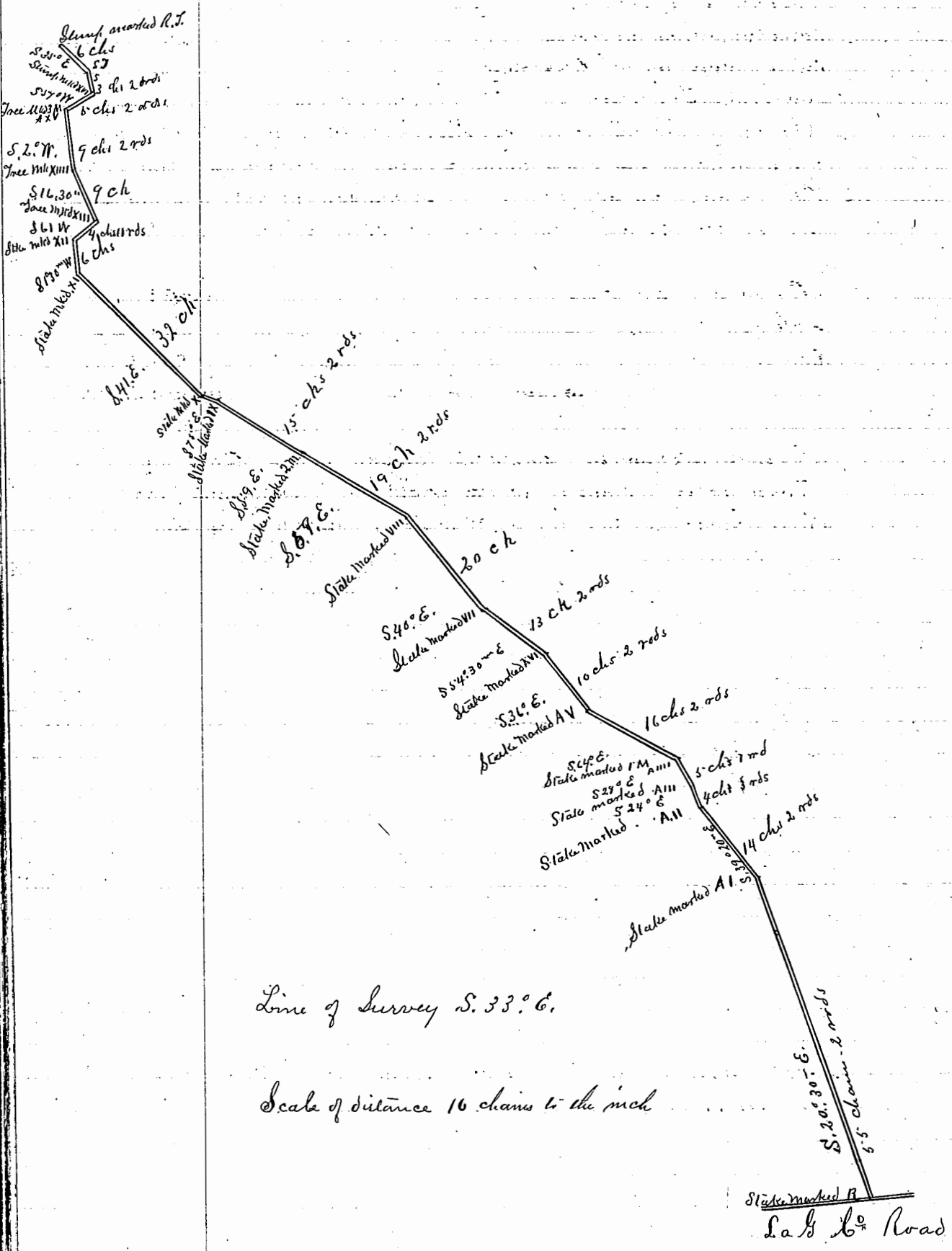
In the matter Viewers report }  
 2<sup>nd</sup> }  
 Location of County Road } Now at this time  
 was read the second time the report of the viewers  
 and surveyor heretofore appointed to view, survey  
 and report upon a proposed county road as  
 follows to wit: Beginning on a line running  
 North and South according to the U. S. Survey  
 through the center of Sec eight (8) of Township  
 Three (3) South Range Thirty eight (38) East  
 where the La Grande and levee road crosses the  
 same and running thence South according to  
 the U. S. Survey, about two hundred and fifty  
 rods (250000) to a rock marked (A). Thence  
 in a South Easterly course about two miles  
 to a rock marked B, near Palmers and McWhirters  
 late Mill site.

And it appearing to the satisfaction of the  
 court of said Union County that the proceedin-  
 gs herein have been regular and in conformi-  
 -ity with the statute in such cases made  
 and provided, and that no complaints  
 have been filed for damages in consequen-  
 -ce of the opening of said proposed road and  
 there appearing no remonstrance against  
 the location of said road.

Therefore it was ordered and adjudged  
 that said route be and the same is here-  
 -by established as a county road and that  
 the same be opened as such county road  
 according to the official plat of the survey of  
 said proposed road and field notes thereof,  
 upon the recommendation of the viewers to  
 that effect.

(For filed notes see page 282)

March 2<sup>d</sup> 1879



Line of Survey S. 33° E.

Scale of distance 16 chains to the inch

State Marked B  
Lab Road