

No 90 Law  
in  
Circuit Court

Rufus Perkins  
Plaintiff

vs

David Goble et al

Defendant

Action for

Docket

Page

John R. Curtis  
Attorney for Plaintiff

Attorney for Defendant

1819  
 May 5 Petition for Writ of Habeas Corpus  
 Journal B p 272  
 May 14 1st reading of report  
 Journal B p 303  
 May 15 ordered opened  
 Journal B p 310  
 Nov 5 order on ~~Supervisor~~ to open  
 Journal B p 368

Road

Beginning at Angle 1 on Smith's  
 Co Road thence to Angle 3 on  
 said Road



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

To the Hon County Court of the State of Oregon for Union County:

We the undersigned twelve citizens and householders and others living in the vicinity and along the line of the hereinafter described County road ask that you cause to be located and grant a change as follows to wit:

Beginning at angle 1 on what is known as Smiths County road and as the same appears on record in the county clerk's office of said Union County, thence North across said Road about 1/4 of a mile to angle 2 on the same survey and to intersect there the County road, all of which above mentioned points and places are in Union County Oregon

And we further ask to have all that portion of the County road which is included in the above proposed change to be vacated, for which we will ever pay

James	}	James
James Parry		Peter Saling
E. B. Burdridge		John W. Keely
J. Alherson		Joseph A. ...
J. Alherson		M. A. ...
M. ...		E. ...
S. J. ...		E. ...
W. ...	E. ...	
P. P. ...	E. ...	

Lewis ...	}	D. H. ...
John W. ...		J. L. ...
W. S. ...		...
L. W. ...		A. W. ...
A. S. ...		W. D. ...
John ...		W. S. ...
Henry ...		Samuel ...
L. A. ...		...
L. C. ...	...	

Fiscia March  
5<sup>th</sup> 1879  
Walter J. May  
Clear  
J. C. & Co. Bank  
Dep.

## Notice

Is hereby given that at the next regular term of the County Court of Union County, Oregon. A petition will be presented asking to have a change located and granted on what is known as the Smith County road as follows. Beginning at angle 1 on said road as the same appears on record in the County Clerks office of said Union County. Thence North across Grand Round river about  $\frac{1}{4}$  of a mile to angle 3 of the same survey and there to intersect the County road. And still further petition to have all that part of the County road as now located which is included in the above proposed change to be vacated.

Dated this 29<sup>th</sup> day of January 1879

State of Oregon }  
County of Union }<sup>es</sup> I Willis Skiff being first deputy  
sworn say that I posted the within notice on the Court  
house door more than thirty days prior to this date.  
Subscribed and sworn to before } Willis Skiff  
me this 21<sup>st</sup> day of March A.D. 1879 }

A. C. Craig County Judge

State of Oregon }  
County of Union }<sup>es</sup> I George W. Smith being  
first deputy sworn say that I have posted three  
copies of the within notice in the vicinity of the  
within proposed change of County road more  
than thirty days prior to this date.  
Subscribed and sworn to before  
me this 5<sup>th</sup> day of March 1879 G. W. Smith  
Willis Skiff  
County Clerk

Filed March  
5<sup>th</sup> 1879  
Willis Skiff  
Clerk

# Know all Men by these Presents:

THAT J. G. W. Smith

Union  
and \_\_\_\_\_, of the County of Marion and  
State of Oregon, am held and firmly bound unto the said County of Marion in the sum of  
Fifty Dollars, the payment of which, well and truly  
to be made, I bind myself, and heirs, executors and administrators firmly by these presents.

Signed this Fifth day of March A. D. 1879

change in the county  
Now the condition of the above obligation is such, that whereas, if the County Road petitioned  
for by J. G. W. Smith and others, and presented  
at the March term, 1879, of the County Court of said Marion county, commencing  
at angle 1 on road as the same appears of record in the  
clerk's office in said county, there being across Grand Road six or about  
1/4 of a mile to angle 3 of the same survey, that to intersect the said  
county road,

be located and established, then this obligation to be void; otherwise to remain in full force  
and virtue in law.

J. G. W. Smith

**STATE OF OREGON,** }  
  } ss.  
**COUNTY OF MARION,**

I, \_\_\_\_\_ and  
\_\_\_\_\_ 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, and that I am a resident and householder in said County and State.

Subscribed and sworn to before me, this \_\_\_\_\_

day of \_\_\_\_\_ A. D. 187

\_\_\_\_\_  
Clerk.

Know, all Men by these Presents:

Board of  
R. M. Smith.  
Board Board

Fried Marsh's  
1775 Smith Street

Approved this 5<sup>th</sup> day  
of March, 1879

By order of the  
Board of Learning  
Commissioners

Wm. H. Smith  
Clerk

By A. B. Stevens  
Deputy

RECEIVED BY THE BOARD OF LEARNING  
COMMISSIONERS

Subscribed and sworn to before me this

1879



J. W. Smith

Nov Dec 12<sup>th</sup> 1875

To you the Hon Viewers of Road to wit  
commencing at angle 1 of county road  
known as Smiths county road &c  
I hereby submit my report with plat

commencing at A 1 planting stakes  
marked K, Thence

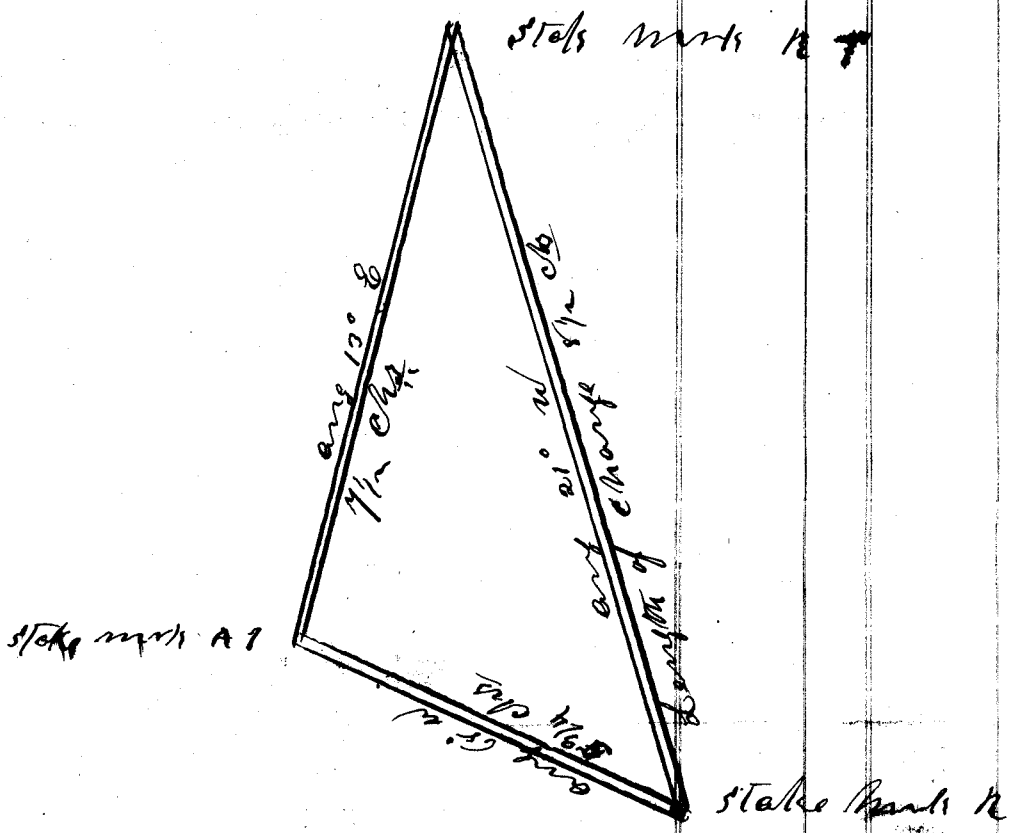
North 68° W to stake marked A 1 Thence  
North 13° E to stake marked K T  
Being the angles of vacating as  
named in your order.

and further on same day  
commencing at angle 1 of county road  
also stakes marks K Thence

North 27° west to said stakes mark K, T  
being full line of proposed change  
as named in your order  
praying you except this report  
I remain your humble servant

Wm B. Campbell

no surveyor



very much

we will fail if we do not have  
the best of our abilities so much as  
God.

John Deach  
G. B. Ewing  
W. V. Ewing

Viewers

Let's do it now  
We have no other way out  
we will faithfully work and  
be in the chair for the day to  
be.

J B Ewing  
John Deach

Chambers

~~John Deach~~  
~~W. V. Ewing~~  
~~John Deach~~

~~John Deach~~  
~~W. V. Ewing~~  
~~John Deach~~

W. V. Ewing

as

Geo. W. Smith's  
March 10th 1879

To The Hon county court  
of Union County Oregon  
In the matter of viewing for the purpose  
of vacating & ~~viewing~~ locating to wit  
commencing at # 1 of Smith's tract  
and ending at A 3 as shown in sur plat  
we recommend the same vacated,  
and instead thereof from # 1 direct  
as shown in surveyor's plat  
& any 3 we recommend and the same  
should be opened as soon as possible  
Yours Respectfully

W. W. Ewing  
John Peck  
J. B. Ewing

} Viewers

To the court

Amir

1833

William H. H.  
County Clerk

March 5/1879

In the matter

Road Petition

Now comes G. W. Smith and files a petition with this court signed by more than twelve citizens and householders living along and in the vicinity of a route they pray to be established as a county road to wit: Beginning at angle 1 on what is known as Smiths County road and as the same appears on the county records of Union County State of Oregon Thence North across Grande Ronde River about  $\frac{1}{4}$  of a mile to angle 3 on the same survey and to intersect there the county road use of which points and places are in Union County State of Oregon And it satisfactorily appearing to the court that due notice of the pendency of these proceedings have been given and in conformity with law, that more than twelve of said petitioners are householders living along the vicinity of said proposed route, and a good and sufficient bond having been filed the same being approved by the court, It was therefore ordered by the court that John Beach, W. V. Erving and Jos. Erving, be and they are hereby appointed viewers and W. D. Campbell surveyor to view survey and report upon said road and that they meet at the residence of G. W. Smith in said county on the 12<sup>th</sup> day of March 1879 and proceed to survey and view said proposed route after being first duly qualified

In the matter of  $\left. \begin{array}{l} 2 \\ 3 \end{array} \right\}$   
Viewers' Report

Now was read for the first time in open court - report of viewers appointed to view a proposed change in county road known as Smith's county road. And also viewers report on road from Summersville to Hendershott Point.

In the matter  $\left. \begin{array}{l} 2 \\ 3 \end{array} \right\}$   
of  
Viewers' Report

Now was read for first time in open court - the report of viewers appointed to view a proposed county road from the center of Sec 5 T 3 S R 3 E Mathamette Meridian to Island City

In the matter  
of  
Change in County road

$\left. \begin{array}{l} 2 \\ 3 \end{array} \right\}$

Now at this time comes J. B. & Green and presents his petition praying for a change in the county road running from Union to LaGrand as follows: commencing at a post near the residence of Taylor Green west of the Hot Lake and running west  $\frac{1}{2}$  mile, thence North to intersect the road as now located, and for the vacation of so much of said road as may be embraced in said change; and the said Taylor Green having filed his bond as provided by law, and giving satisfactory proof that notices had been duly posted according to law. It was therefore ordered that Ed. Banton, Robt. Shaw and John Howard be, and the same are hereby appointed as viewers to view, and W. B. Campbell surveyors to view, survey and report upon said proposed change, and that they meet at the residence of John Green near the Hot Lake on the 24<sup>th</sup> day of May A. D. 1879 at 9 o'clock and after being duly sworn and qualified to proceed to view, survey and layout the said change prayed for and to report at the next regular term of this court. Thereupon the court adjourned until tomorrow morning at 9 o'clock A. M.

In the matter }  
 of Viewers Report } Change in Smith's Road

Now at this time was read for the second time in open Court - the following report of Viewers on a proposed change in Smith's road.

March 12<sup>th</sup> 1879

To the Hon. County Court of Union County Oregon.

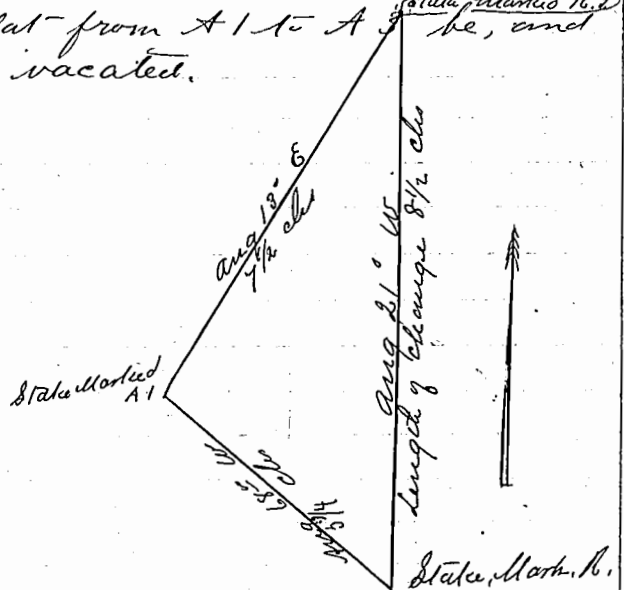
In the matter of viewing for the purpose of vacating and locating *to wit*:

Commencing at A. 1. of Smith's Road and ending at A. 3. as shown in Surv. plat., we recommend the same vacated, and instead thereof from A. 1. direct as shown in surveyor's plat. to Ang. 3 we recommend, and the same should be opened as soon as practicable.

Yours respectfully

W. V. Ewing }  
 John Beach } Viewers  
 J. B. Ewing }

And it appearing to the satisfaction of the Court that the proceedings herein have been according to law, and no remonstrance having been presented, and no one having filed any claim for damages that might be incurred by reason of such change; It is therefore ordered and adjudged that the change prayed for from A. 1. to A. 3. of said road be relocated as shown by the surveyor's plat and so much of the said road as now located and shown in Surveyor's plat from A. 1. to A. 3. <sup>State Marked A. 3.</sup> be, and the same is hereby vacated.



Nov 5 1849

In the matter of  
 petition of Henry  
 Striker and others  
 for Leominster Road }

Claims for damages having  
 been filed hereupon upon the location of  
 this road and appraisers being having  
 been appointed and said appraisers having  
 filed their report and said report not  
 appearing correct the matter was laid  
 over until the next Regular Term of this  
 court.

In the matter of  
 opening Leominster  
 Road in district  
 No 11 }

Now at this time comes  
 Dr. E. Smith and asks that an order issue  
 from this court causing the opening of the  
 Leominster Road located at the May Term  
 1849 of this court known as the Smiths  
 change. It is therefore ordered that J. P.  
 Leominster Road Supervisor <sup>of Road district No 11 be notified</sup> to open said road  
 according to law.

Whereupon the court adjourned until 9 o'clock  
 tomorrow morning.