

No

in

Court

State of Oregon

Plaintiff

vs

R. P. Tibbitts Jack
Godfrey and George
H. Robier

Defendants

Action for

Docket

Page

Attorney for Plaintiff

Attorney for Defendant

THE S. S. GREENE CO. PRINTERS
147 W. 15th St. Portland, Ore.
1918

Record of the Case

119

WITNESSES.

1879
July 9 Petition see Views appended
Journal B p 333
Nov 5 let read & report
Journal B p 367
Nov 6 ordered opened
Journal B 369
..

Road
Commencing near James Coopers
house to a junction with Willow
Road about 3/4 of a mile from Wrights Ford

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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Petition

To the Honorable Board of Co. Commissioners of Union County, Oregon.

We the undersigned Citizens, and House Holders, of Road District No. 19 Union County Oregon, would respectfully Petition to your Honorable Body, that you change a Part of the County Road, (Known as the Wallawa Road,) as follows, to wit, Commencing at, or near James Goocker's House thence in a S.E. Direction about 1 1/2 Miles to the Corner of Barks Ranch, thence in a S.W. Direction About 1 Mile to a Bridge on Harrison Creek, thence in an Easterly Direction, About 1/2 mile to the ford (On the Lake Prong of the Wallawa River) known as James Wright's, thence in a S.E. Direction About 3/4 of a mile to a Junction with the Wallawa Road, and further more, Please Instruct our Road Supervisor to Declare the Above Road Open. For which we will ever Pray.

This Silver Lake Precinct, Union Co, Oregon, June 2nd 1877

Names

- Wm McCann
- J. A. Adams
- John Prosser
- Alb King
- W. M. Wright
- Wm Sims
- Samuel Swallow
- Alb King
- J. C. Smith
- J. L. Brown

Names

- J. A. Wright
- Geo. M. King
- W. M. Wright
- J. M. Sanders
- F. A. McCall
- J. Prosser
- J. H. Coe
- Ch. Curtis
- J. M. Strickland
- John Hendley

Stanley Hayes
H. L. Thomas
A. Cochran
J. Ellis
J. B. Harris

1.1

Michael Buckley
M. L. 1879
M. L. 1879
M. L. 1879

Notice

to the citizens, of Road District No. 19,
that there will be a
Petition Presented to the Hoop Board of Co.
Commissioners on the next Regular term, to
Change a Part of the Co. Road, (Known
as the Wallowa Road,) Commencing at or near
James Cooch's House, thence in a South, E. Direction
about $1\frac{1}{2}$ ^{mile} to S. W. Corner of Baer's Ranch,
thence in a S. E. Direction About 1 mile to a
Bridge on Harican Creek, thence on an
Easterly Direction About 1 mile, to the ford
(On the Lake Branch of the Wallowa River)
Known as James Wright's Ford, thence in a
S. E. Direction About $\frac{3}{4}$ of a mile to a junction
of the Wallowa Road,

Silver Lake Precinct. Union County, Oregon.
June 22nd 1879

STATE OF OREGON,

County of

Union

} ss

I, *E. L. Cochran* being first duly sworn, on oath say, that I posted three notices ^{in public places} (a copy of which is herewith annexed) of the proposed road, in the vicinity of said proposed road, ~~and one at the Court House door, in~~ _____ in said *Union* County and State of Oregon, thirty days prior to the presentation of petition herein, and that twelve of said petitioners are householders, residing in the vicinity of said proposed road in said *Union* County and State of Oregon.

Subscribed and sworn to before me, this

7th day of *July*

A. D. 187*8*

Willis Skiff

Co. Clerk

E. L. Cochran

Filed July 7th 1878

Willis Skiff

Co. Clerk

Know all Men by these Presents:

THAT ~~we~~ *J. E. Cochran*

and _____, of the County of ^{Union} Marion and State of Oregon, are held and firmly bound unto the said County of ^{Union} 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 Seventh day of July A. D. 1878

Now the condition of the above obligation is such, that whereas, if the County Road petitioned for by John McCall and others, and presented at the July term, 1878, of the County Court of said ^{Union} Marion county, commencing at or near the house of James Cochran ~~there~~ ^{it} thence in a South East direction until it intersects the county road

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

J. E. Cochran

atrocities against the people

Filed July 7th 1878

William S. Clark

Secretary

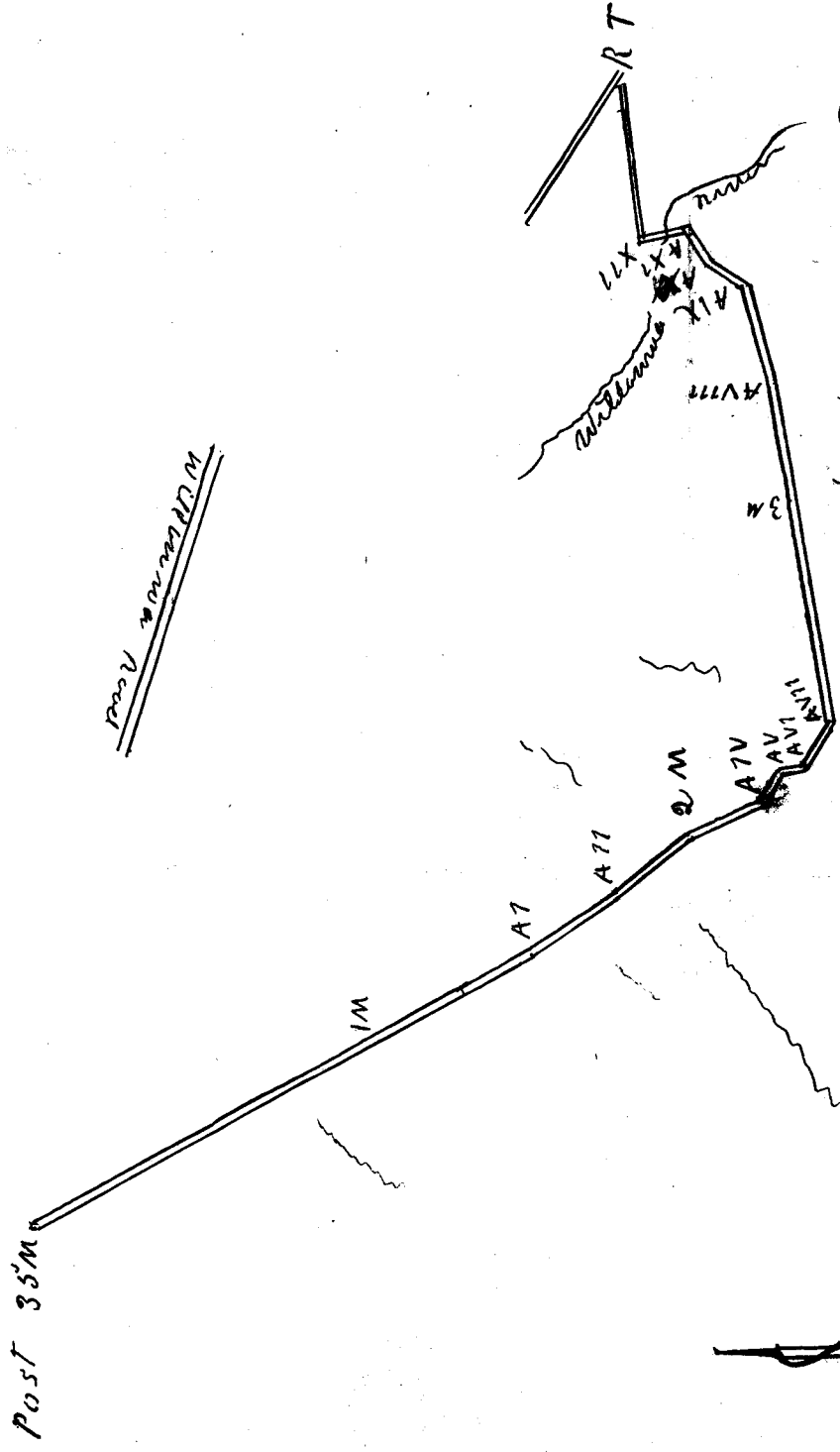
To the Hon County
Court of Assises
County Oregon
Messrs, we hereby submit
our Report accompanied
by plans

We met on the 25th July
Eighlson Hundred & 7⁵
as per instructions &
after first being sworn
proceeded to view & extent
survey & locate said tract
as per instructions to wit
commencing near Gen Hubbs
farm & to intersect
the willow creek as shown
by surveyors plat and report

and further we
fully recognize the
value of the work it has
done & desire it opened
your humble send

Wheeler } Geo. T. Vail
 } Thos. Knapp
 } T. H. Weasey

Attest Nov 5th
1858
Wm. H. Smith
Clerk



O hereby certify the above
 plat of road is true as
 per instructions July 25th 1898
 W. Campbell
 County Clerk

Dec 20th 1898

Kaminian Creek

Wagon Road

Post 35M

RT

IM

A7

A11

2M

A17

A18

A19

A20

A21

A22

A23

A24

A25

A26

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July 9th 1849

In the matter of }
 Road petition of }
 M. F. Holbrook et al }

Now at this time was presented the petition of M. F. Holbrook and several others living along and in the vicinity of a route they pray to be established as a County Road as follows to wit: Commencing at the Eastern terminus of the County Road running from Union to Holbrooks Mill on Catherine Creek to intersect the County Road running from the town of Dove to Big Creek settlement, and it appearing to the court that due notice of the pendency of these proceedings had been given,

It was ordered adjudged and decreed that M. F. Ficklin, C. D. Blakeslee and Warden Hathaway be and they are hereby appointed to view and M. B. Campbell to survey said Road, and that they meet at the home of M. F. Holbrook on the 18th day of July 1849 and qualifying proceed to survey view and locate said route and that they report their proceedings thereon at the September Term of this Court 1849.

In the matter of }
 Road petition of }
 John McCall et al }

Now at this time was presented the petition of John McCall et al asking the location of a County Road as follows, to wit: Commencing at or near James Cocher's house thence in a S. E. direction about $\frac{1}{2}$ miles to S. W. corner of Buers Ranch thence in a S. E. direction about 1 mile to a bridge on Hurricane Creek thence in an easterly about one mile to the ford on the Lake prong of the Willowa River known as James Wright's

ford thence in a S E direction about $\frac{3}{4}$ of
a mile to a junction with the Willow Road
and appearing that due and legal notice
had been given of the pendency of these pro-
ceedings had been given, and that the
proceedings herein have been regular
and in conformity with law - It was
ordered that Thomas Rouse, J. H. Kearney
and George T. Wade be appointed viewers
and W^m B. Campbell Surveyor to view
survey and locate said road and that
they meet at the residence of George
Holmes ^{July 29th 1849} and after qualifying proceed in
the discharge of their duties

Whereupon the Court adjourned until 9
o'clock to-morrow morning.

In the matter of
Elliott
a poor person

Now James J. W. Kennedy
and represents to the court that one
Elliott and family living in the lower
part of Cove are in needy circumstances
and that said Elliott is sickly and
unable to maintain his said family.

It was therefore considered, ordered and
adjudged, that the said J. W. Kennedy be and
he is hereby authorized to purchase on the
credit of the bounty fund all necessary
clothing and provisions for the support of
said family until they become able to
maintain themselves and that he report
to the court all his doings in connection
therewith.

In the matter of
Road petition of
John McCall et al

Now at this time was
read in open court for the first time
the report of the viewers on a Road
petitioned for by John McCall and others
running from or near James Leoches
house, to form a junction with the
Willow Road near James Wrights yard
on the Lake prong of the Willow River

Second Judicial Day November 6th 1899

Court was pursuant to adjournment with the same officers present as of yesterday.

Due proclamation of the opening of court having been made the proceedings of yesterday were read, approved, and are now signed.

A. G. Craig

County Judge

Whereupon the following proceedings were had to wit:

In the matter of
Viewers report on a
proposed County Road
petitioned for by
John McCall and others

Now at this time was read the second time the viewers report on a proposed County Road leading from James Leochus, thence in a S. E. direction about 1 1/2 miles to S. W. corner of Bares Ranch, thence in a South East direction about 1 mile to a bridge on Hurricane Creek thence in an easterly direction about 1 mile to the ford on the Lake prong of the Willowna River, known as James Wrights Ford, thence in a South East direction about 3/4 of a mile to a junction with the Willowna Road, and said report being ordered placed upon the record, which is as follows to wit:

To The Hon County Court of Elmore County Oregon,
Sherris,

We hereby submit our report accompanied by surveys.

We met on the 29th day of July Eighteen Hundred & 99 as per instructions and after being first duly sworn proceeded to view layout and survey & locate said Road, as per instruction to wit:

Commencing near George Stolins frame

Nov 6/1899

It is with interest the Willow Road as shown by surveyors plan and report and further we fully recommend the Road, though it is practical, needful & desire it opened

Yours Humble Servant
Geo. S. Vail }
Jas. Rouse } Viewers
J. H. Healey }

And it appearing to the court that the proceedings herein have been regular in accordance with law and that no remonstrance has been filed by any person or persons against the location of said Road, and no persons having claimed damage by reason of the location thereof or otherwise.

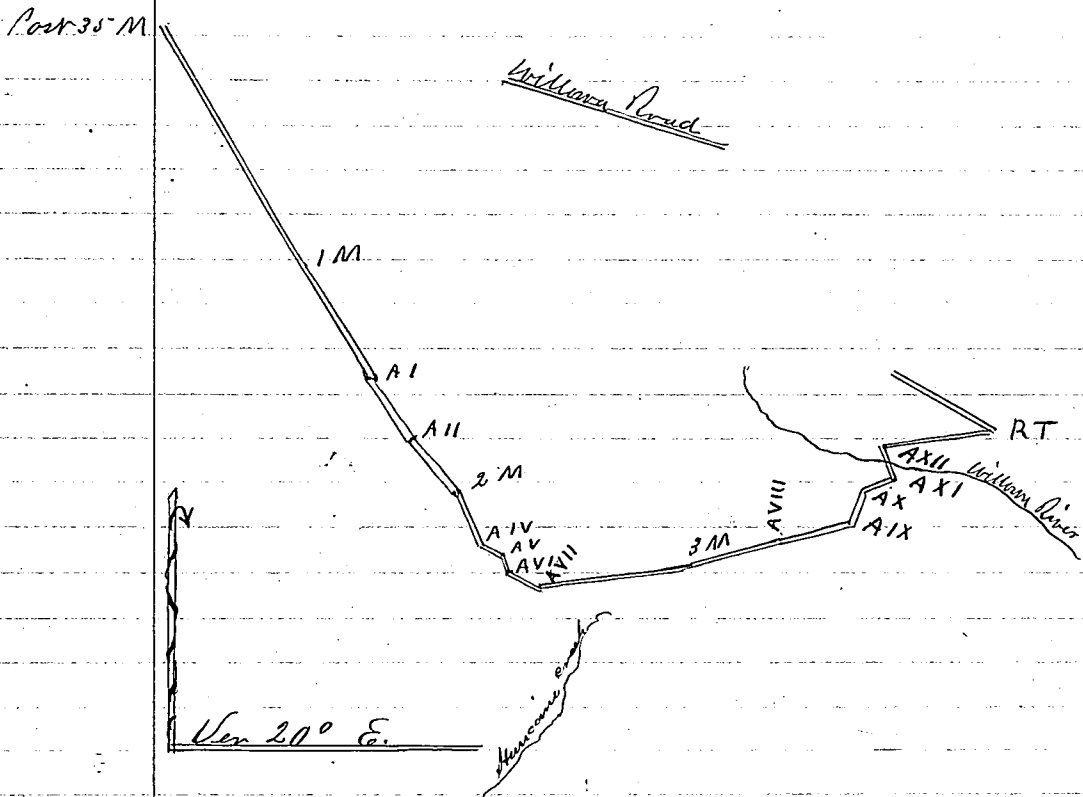
It is therefore hereby ordered that said route be established as a County Road and opened as such in accordance with the Surveyors plan thereof of which the following is a copy to wit:

July the 29th 1899

Surveyors Report of Road, to wit:

Commencing at a point marked "35 M. Hence			
S 29° 30' E.	320 R	to P. 1 M	"
" 29° 30' "	150 "	" " " A I	"
" 24° "	90 "	" " " A II	"
" 30° 30' "	80 "	" " " 2 M	"
" 26° "	60 "	" " " A IV	"
" 28° "	16 "	" " " " V	"
" 11° 30' "	12 "	" " " " VI	"
" 57° "	36 "	" " " " VII	"
N 80° "	196 "	" " " 3 M	"
" 80° "	72 "	" " " A VIII	"
" 38° "	38 "	" " " " IX	"
" 35° "	24 "	" " " " X	"
" 57° "	26 "	" " " " XI	"
" 71° W	28 "	" " " " XII	"
" 84° 30' E.	18 "	" " " 4 M	"
" 84° 30' "	10 "	" " " R T	"

(See plan next page)



In the matter of
 Viewers Report
 appointed to view
 Road petitioned for
 by L. S. Blakely et al.

T. B. W. Green Road

Now at this time
 came up for the second reading the report
 of the viewers upon the road petitioned for by
 L. S. Blakely and others, which report
 was ordered spread upon the records of this
 court. Said report being as follows, to wit:

To the Hon County Court of Union
 County Oregon, we the undersigned viewers
 appointed to view and relocate a County
 Road from a rock placed at the center of
 Section 13 T 4 S. R. 39 East, thence in a
 westerly direction to intersect the La Grande