

No

in

*Circuit*

Court

*Goldsmitz & Lowenberg*

Plaintiff

vs

*J. A. Foster et al*

Defendant

Action for

*Foreclosure*

Docket

Page

*Baker & Baker*

Attorney for Plaintiff

Attorney for Defendant

**Record of the Case**

129

**WITNESSES.**

1890  
 Alchit Petition see Viewers affidavits  
 Journal B p 422  
 May 12 1st reading report  
 Journal B p 446  
 May 13 ordered opened  
 Journal B p 466

Road  
 commencing at E cor of W B Reaves  
 claim in Holloway Valley  
 to Co Road near Alder

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

129

To The Hon County Court of  
Union County Oregon,

The undersigned Citizens and  
householders, living in the vicinity of the pro-  
posed road, would respectfully petition your  
Hon body to establish the following as a County  
road, Commencing at the South east  
Corner of D.B. Reavis Claim (in Wadonna valley)  
and running east one mile to the north west  
Corner of A.C. Kings Claim thence south 1/2 mile  
(and by the school house) to the South west Corner  
of A.C. Kings Claim thence east 1/2 mile or to  
a point intersecting the present County road at or  
near Alder,

ever pray,  
D.B. Reavis.  
J. W. George  
Camp Powell  
C. Koger  
J. A. Conroy

Names  
A.C. King  
O.D. Akin  
C.A. Hart  
D. ...  
W. C. Crager

Names  
J. L. Davis  
Henry Miller  
J. W. Beasey  
R. R. ...  
R. W. Blome

Felia March 4<sup>th</sup>  
1880

Hill's Ship  
Clerk  
B. Ellis Abate

# Notice

To whom it may concern,

A petition will be presented at  
at the next term of the County Court to  
establish the following County roads,

The first to commence at the  
east corner of D13 Reavis Claim (in Nalloma Valley),  
running east one mile to the north west corner of A. C.  
Kings Claim thence south (by the school house)  $\frac{1}{2}$  mile  
to the south west corner of A. C. Kings Claim thence east  
 $\frac{1}{2}$  mile or to where it will intersect with the present County  
road at or near Alder,

Also a road to commence near the  
residence of Dr. Vauls on the County road east  
of Hurricane Creek, and running in an easterly  
direction to the mouth of Silver Lake (crossing the  
river at or near that point and running on the east  
side of the lake to the head of said lake,

Jan 28<sup>th</sup> 1880,

State of Oregon } ss  
Union County } I E. Elletts being duly sworn  
say that I posted the within notice on the court  
house door more than 30 days prior to this date in  
Union Co Oregon.  
Subscribed and sworn to before } Ellis Elletts  
me this 4<sup>th</sup> day of March A.D. 1880 }

Willis Skiff

State of Oregon } ss  
Union County } I D B Reavis being duly sworn  
say that I ~~posted~~ three copies of the within notice  
were posted in the vicinity of the within proposed  
road in three public places more than 30  
days prior to this date.  
Subscribed and sworn to }  
before me this 4<sup>th</sup> day of } D B Reavis  
March 1880. }

Willis Skiff  
County Clerk

Filed March 4,  
1880

Willis Skiff  
Co. Clerk

# Know all Men by these Presents :

THAT ~~of~~ J. D. B. Reavis

~~and~~ him, of the County of ~~Martin~~ Chim and State of Oregon, ~~are~~ am held and firmly bound unto the said County of ~~Martin~~ Chim in the sum of

Twenty five Dollars, the payment of which, well and truly to be made, ~~we~~ I myself bind ~~ourselves, our~~ heirs, executors and administrators firmly by these presents.

Signed this 7<sup>th</sup> day of March A. D. 1888

Now the condition of the above obligation is such, that whereas, if the County Road petitioned for by J. D. B. Reavis and others, and presented

at the March term, 1888 of the County Court of said ~~Martin~~ Chim county, commencing at the South East corner of J. D. B. Reavis Claim (in Willough Valley) and running East one mile to the North West corner of U. C. King Claim thence East 1/2 mile or to a point intersecting the present Co Road at or near Alder

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

J. D. B. Reavis

atuaeneri eodi ya noli lla woa?

W. H. Hally  
J. H. Hally  
Samuel Hally

Filea Hally & Co  
1870

W. H. Hally

Clerk

By Ellis Hally

Deputy

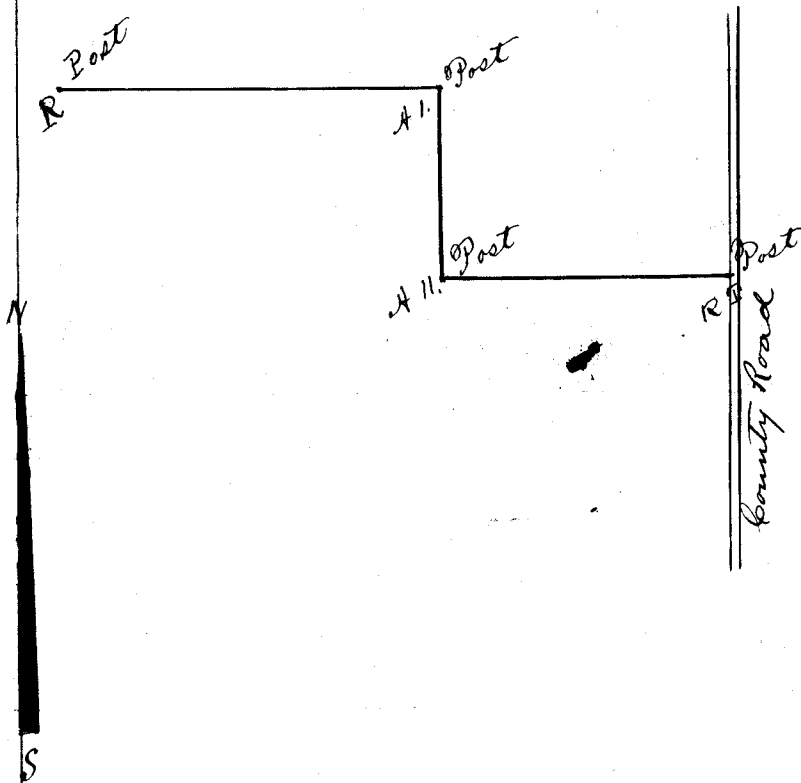


Survey of County Road leading  
from the claim of J B Reavis  
to intersect the County Road  
near Alder.

Surveyed March 16<sup>th</sup> 1880

Scale of distances 16 rods to the inch  
Variation 20° East

Whole distance 2 Miles 84 rods



~~George's Report~~

John May 12 5

John's May  
John

3 Mr. Clarke  
John

Do J A Hunter and B E Halley  
viewers appointed to review the County  
Road from the N.E. corner of J B Reavis'  
claim (in Willow Valley) to intersect  
the County Road near Alder. The  
following are the field notes of the  
survey of the above described road.  
Beginning at N.E. corner of J B Reavis'  
claim at a Post marked R

|        |                     |   |   |        |
|--------|---------------------|---|---|--------|
| Thence | East 1 mile to Post | " | " | A1.    |
| "      | South 160 rods      | " | " | A11.   |
| "      | East 244 "          | " | " | R1 and |

intersecting the County Road.

State of Oregon }  
County of Union } SS

I Eugene Chase County Surveyor  
in and for the County and State aforesaid  
do hereby certify that the field notes of  
the survey of the above described road  
are correct as surveyed by me on the  
16<sup>th</sup> day of March - 1880.

Eugene Chase  
County Surveyor.

Second Judicial Day March 4<sup>th</sup> 1880

Court met 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. C. Craig  
County Judge.

Thereupon the following proceedings were had to wit:

In the matter of the  
report of John D. Bates  
Road Supervisor of Road  
district No 13

Now at this time was filed the report of John D. Bates Supervisor of Roads in and for Road district No 13, which said report was found to be regular and in good form. It was ordered that said report be accepted and adopted and that the said John D. Bates be appointed as Road Supervisor of roads district No 13 for the ensuing year.

In the matter of  
petition of D. B. Reavis  
and others for  
county Road

On this day came D. B. Reavis and twelve others praying for the location of a County road as follows, to wit: Commencing at the East corner of D. B. Reavis claim (in Willow Valley) running thence East one mile to the North West corner of A. C. King's claim, thence South (by the school house)  $\frac{1}{2}$  mile to the South West corner of A. C. King's claim, thence East  $\frac{1}{2}$  mile or to where it will intersect with the present

county road at or near Alder. And it satisfactorily appearing to the court, from proof filed herein, that due notice of the pendency of this proceedings has been given as by law required; that more than twelve of said petitioners are legal householders residing in the vicinity of said road, and that a good and sufficient bond has been filed: It is therefore ordered by the court, that B. S. Hally, J. T. Hamilton and Samuel Wade be appointed viewers and Eugene Lehave Surveyor, to view, survey and report upon said proposed road and that they meet at James Lechman's and that they on the 15<sup>th</sup> day of March 1880 and duly qualify before entering upon the discharge of their duties in this behalf.

In the matter of the  
petition of D. B. Reavis ~~et al~~  
for County Road

On this day come D. B. Reavis who presents to the court the petition of himself and twelve others praying for the location of a county road as follows, to wit: Commencing at a point opposite the house of James Lechman (in what is known as Long Valley) and running on the most practicable route to the South West corner of Henry Miller's claim thence East  $\frac{1}{4}$  of mile, thence South  $\frac{1}{4}$  of mile to the Township line, thence East with said line  $\frac{1}{2}$  mile thence South one mile to the South West corner of James Rogers' claim, thence East to the intersection of the present road at or near the house of Benjamin Boswell Esq. And it satisfactorily appearing to the court, from proof filed therein, that due notice of the pendency of this proceeding had been given as by law required; that more than twelve of said petitioners are legal householders residing in the vicinity of said road,

May 12. 1880.

In the Matter  
of  
Viewers Report  
upon Road petitioned  
for, by D. B. Reavis et al.

Viewers Report  
Willowa Road

Now at this Time  
was read for the first time the viewers report  
upon a County Road petitioned for by D. B.  
Reavis et al. described as follows to wit:

Commencing at the Point opposite the house  
of James Cochran, in what is known as Long  
Valley and running on the most practicable  
route to the South West Corner of Henry  
Millers Claim; thence 1/4 Mile East, thence 1/4  
of Mile South to the Townships line, thence  
east with said line 1/2 Mile, thence South one  
Mile to the South West Corner of James  
Kogers Claim, thence East to the intersec-  
tion of the present County Road at or near  
the house of Benjamin Boswell; which  
report was laid over until to morrow  
for a second reading. —

In the Matter  
of  
Viewers Report  
upon  
Road Petition  
from D. B. Reavis  
and others.

Viewers Report  
on  
Willowa Road.

Now at this Time comes  
on for the first reading the report of the viewers  
heretofore appointed to view a proposed County  
Road petitioned for by D. B. Reavis et al.  
as follows, to wit:

Commencing at the East Corner of D. B. Reavis  
Claim in Willowa Valley and running  
East one Mile to the N. W. Corner of C. C.  
Kings Claim thence South 1/2 mile to the  
South West Corner of C. C. King's Claim,  
thence East 1/2 mile or so when it will inter-  
sect with the present County Court at or  
near Alder, which report was laid over, un-  
till to morrow morning for a second reading.

May 13 1880.

In the Matter  
of Viewers Report  
upon  
Willowa Road

Now on this day was read the Second time the Report of the Viewers appointed to view and report upon a Proposed County, ~~Oregon~~ Road described in said Report, which report is as follows to wit:

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

We submit as the following as our Report as Viewers of Road, described as follows to wit:

Commencing at the East Cor. of D. B. Peavis claim (in Willowa Valley) running East one mile to the North West Corner of A. C. Kings Claim, thence South (by the School House)  $\frac{1}{2}$  mile, to the South West Corner of A. C. Kings Claim thence East  $\frac{1}{2}$  mile or to where it will intersect with the present County Road.

We met on the 15<sup>th</sup> day of March 1880 as mentioned in Your order and after being first duly sworn in Company with the Surveyor proceeded to view, survey and lay out, said road from day to day up to and including March 16<sup>th</sup> 1880 and closing said Survey.

We select from said surveyors Plat of surveys, which as shown by Surveyors plat, one which we heartily recommend for County road and public travel.

We therefore submit the above hoping the same will meet Your approval.

D. J. Helley } Viewers of  
Jes. A. Hamber } proposed County  
Road.

And it appearing to the Court, that the Proceedings herein have been regular and in due Form of Law and in accordance with the Statute in such Cases made and provided, and no one

having appeared and claimed damages by reason of the location of said Road

It was ordered, that said described Road be opened and declared a County Road and Public Highway in accordance with the Surveyors Plat and Field Notes thereof of which the following are Copies to wit:

To J. A. Hamber and D. S. Halley viewers appointed to review the County Road from the N. E. Corner of D. B. Neviss claim (in Willowa Valley) to intersect the County Road near Alder. -

The following are the field Notes of the Survey of the above described Road -  
 - Beginning at the N. E. Corner of D. B. Neviss Claim, at a post marked R.

|        |       |          |  |
|--------|-------|----------|--|
| Thence | East  | 1 mile   | to Post marked A 1                           |
| "      | South | 160 rods | " " " " A 11                                 |
| "      | East  | 244 "    | " " " " R I and intersecting the County Road |

State of Oregon }  
 County of Union } 1885

I Eugene Chase, County Surveyor in and for the County & State aforesaid, do hereby Certify that the Field Notes of the Survey of the above described Roads are correct as surveyed by me on the 16 day of March 1885

Eugene Chase  
 County Surveyor

See plot of Survey next page

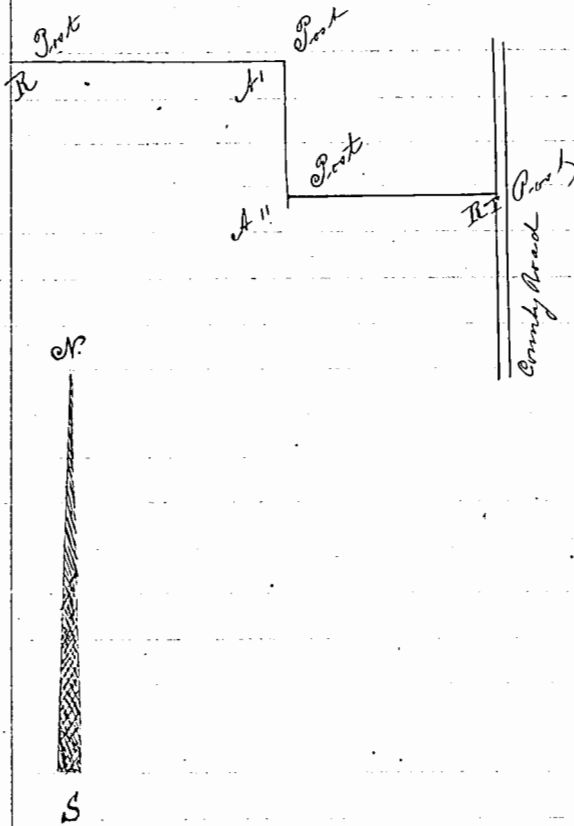


Survey  
of County Road leading from the Claim  
of D. P. Davis to intersect the County Road  
near Alder.

Surveyed March 16<sup>th</sup> 1880.

Scale of distance 16 rods to the inch  
Variation 20° East

Whole Distance 2 Miles 84 rods.



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