

No 322

in

Grant

Court

J B West

Plaintiff

vs

A H Wheeler et al

Defendants

Action for Money

Docket

Page

Coop Smith & Deal

Attorney for Plaintiff

Attorney for Defendant

PAVE STONE & E. BENTLEY & CO  
ATTORNEYS AT LAW  
100 N. 10th St. S. P. O. BOX 100  
MINNAPOLIS, MINN.

1880 Nov 3 Petition re Viewers report

Journal B p 527

1881 Jan 5 Wt reading report  
Journal B p 555

Orders opened  
Journal B p 559

Pomeroy

Road

Commencing on Co road near shop  
of W Burroughs on Mill Creek  
to Othander Mill

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

To M W Bloom, A R Robinson and  
 L R Holmes viewers appointed to  
 review a County Road from near  
 Mr Burroughs shop on Mill Creek to  
 Ostrandere mill - The following are  
 the field notes of the survey of the  
 above described road - Beginning  
 on the County Road on Mill Creek  
 at a Post marked R

Thence	N 64° E - 8	ids	to Post marked	A. I.
"	N 43° E - 14	"	" " "	A II.
"	S 85° E - 50	"	" " "	A III.
"	N 83° E - 36	"	Tree " "	A IV.
"	N 77° E - 12	"	" " "	A V.
"	N 71° E - 8	"	Post " "	A VI.
"	S 88° E - 32	"	Tree " "	A VII.
"	S 66° E - 14	"	" " "	A VIII.
"	S 51½° E - 12	"	Post " "	A IX
"	East - 28	"	" " "	A X
"	N 84° E - 22	"	" " "	A XI.
"	S 76° E - 26	"	" " "	A XII.
"	N 72° E - 4	"	" " "	A XIII.
"	S 77° E - 8	"	" " "	A XIV.
"	N 70° E - 20	"	" " "	A XV.
"	N 44° E - 28	"	" " "	A XVI.
"	N 10° N - 6	"	" " "	A XVII.
"	N 25° E - 8	"	" " "	A XVIII.
"	N 52° E - 114	"	" " "	R T and
terminating at Ostrandere Mill				

State of Oregon } ss  
 County of Union }

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 under the supervision  
 of the viewers on the 15<sup>th</sup> day of November 1880.

Eugene Chase Co Surveyor

L. O. Saunders

~~W. H. Saunders~~ Request

Rec'd Jan 3<sup>rd</sup> 1881

W. H. Saunders

Carroll

R.I. Saw Mill Post

AXVIII. Post  
AXVII. Post  
AXVI. Post

AXV. Post

AXIV. Post

AXIII. Post  
AXII. Post

AXI. Post

AX. Post

AIX. Post

AVIII. Tree

AVII. Tree

AVI. Post

AV. Tree

AV. Tree

AIII. Post

AII. Post

A. Post

Surveyed Nov 15<sup>th</sup> 1880  
Variation 30° East

Scale of distances  
40 rods to the inch

Whole distance  
1 mile 130 rods



AII. Post  
AI. Post  
R. Post

**Be it Remembered** That at a term of the Honorable County Court of Union County, State of Oregon, begun and held at the Court House in Union in said County on the 3 day of Nov A.D. 1888 and from day to day thereafter, during the continuance of said term:

Present: Hon. A. C. Leraig County Judge,  
" A. L. Saunders Commissioner,  
" Mrs. J. Hunter  
Willis Staff Clerk,  
R. J. Rogers Sheriff.

The following, among other proceedings, were had, to-wit:

IN THE MATTER OF Petition for  
Road  
County

On this day came Eli Ostrander who presents to the Court the petition of himself and others, praying for the location and establishment of a county road as follows to-wit: Commencing on the county road near the shop of Wm Burroughs and thence up creek in Union County Oregon thence up creek to Ostrander's mill in the most practicable route which said town shall be its terminus of said road.

And it satisfactorily appearing to the Court, from proof filed herein, that due notice of the pendency of this proceeding 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 W. W. Bloom and A. R. Robinson and L. R. Holmes be appointed Viewers, and Eugene Chase Surveyor, to view, survey and report upon said proposed road and that they meet at Wm Burroughs shop on the 15 day of Nov 1888 and duly qualify before entering upon the discharge of their duties in this behalf.

(Signed)

A. C. Leraig  
County Judge.

NOTE.—The three viewers must meet.

R

1871

Done

11

STATE OF OREGON,

UNION COUNTY,

} SS.

I Eli Ostrander being  
were posted  
duly sworn, say: That ~~I posted~~ three copies of the annexed notice in three public places in the vicinity of the within proposed county road, and one on the Court House door in Union County, Oregon, on the 24<sup>th</sup> day of October 1880 and more than thirty days prior to the presentation of the petition herein.

Subscribed and sworn to before me this 3<sup>rd</sup> day of November A. D. 1880

Eli Ostrander  
Willis Skiff  
Co. Clerk



Notice is hereby given that  
petition will be presented  
to the Honorable Board of  
County and State of Ohio  
at its next regular session  
first for the purpose of  
constructing a road  
from the road in  
shop there up to  
terminates at  
of which is situated in  
and County  
state of Ohio  
dated this 1st day  
of October 1885

Rec'd of Applicant

Nov. 3<sup>rd</sup> 1880

Wm. J. Kelly  
Co. Clerk

To the How County Court of  
Union County, Oregon.

We the undersigned twelve citizens  
and householders and others residing  
in the vicinity and along the here-  
inafter described route ask that  
you cause to be located and  
grant a County road as follows  
to wit: Beginning on the County  
road near the shop of Mr. Burroughs  
on Mill Creek in Union County  
Oregon Thence up Mill Creek to  
Mr Ostranders Mill on the most  
practicable route which said point  
shall be the terminus of said  
proposed County road. All of  
which above mentioned points  
and places are in Union  
County, Oregon and your  
petitioners will ever pray.

Names

Names

Eli Astor	S Burroughs
J. M. Bloom	H. G. Dougherty
A. B. Harris	Wm. Mitchell
J. A. Wagner	J. S. Lamberson
H. R. Johnson	C. L. Cochran
Thos Jones	T. J. Russell

Names

Names

Oscar Wood  
 J. B. Wood  
 J. B. Martin  
 J. H. Morris  
 B. J. Martin  
 W. Morris  
 J. J. Woods  
 R. M. Woods  
 John M. Phy

Board of  
 Education

Nov. term 1880  
 Election Nov. 3<sup>rd</sup> 1880  
 Willis Smith  
 book clerk

Revisers  
 Charles Brown  
 J. Robinson  
 B. J. Smith

**Know all Men by these Presents:**

THAT I Eli Ostromer  
and Union, of the County of Union and

State of Oregon, are held and firmly bound unto the said County of Union, in the sum of Twenty Five Dollars, the payment of which, well and truly to be made, I Ostromer myself my heirs, executors and administrators firmly by these presents.

Signed this 3 day of Nov A. D. 1888

Now the condition of the above obligation is such, that whereas, if the County Road petitioned for by Eli Ostromer and others, and presented at the Nov term, 1888, of the County Court of said Union county, commencing on the lower road near to top of Iron Burroughs on Mill Creek in Union County Oregon thence up Mill Creek to Ostromer mill on the most practicable which said point shall be the terminus of said road

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

Eli Ostromer

Printed and Published by the  
Government of the State of New York  
at the Office of the State Printer, Albany, 1852.

John C. Deane  
Nov 3<sup>rd</sup> 1852

Miss Mays

Dear

J. C. Deane

Yours

To the Hon. County Court of

Union County, Oregon

We submit the following as our report as viewers of road viz;  
A row near the shop of Mr Burroughs on Mill Creek to Ostranders Mill - We went on the 15<sup>th</sup> day of November 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 -

We select from said Surveyor's plat of surveys which as shown by Surveyor's plat one which we heartily recommend for County Road and public travel We therefore submit the above Hoping the same will meet your approval

L. R. Holmes  
M. W. Bloom  
A. N. Robinson

} Viewers of  
proposed Co Road

Ed. O. Saunders

Dearest Robert

Recd Jan 5<sup>th</sup> 1881

Willis J. West  
County Clerk



In the matter petition  
 for  
 County road }  
 Cove Road

On this day came Esti Ostrander who presents to the court the petition of himself and others praying for the location and establishment of a County Road as follows, to wit: Commencing on the County road near the shop of Mr. Burroughs on Mill Creek in Union County Oregon; thence up Mill Creek to Mr. Ostrander's Mill on the practicable route which said point shall be the terminus of said proposed road all of which points are in Union County Oregon and in appearing to the court your proof filed herein that due notice of the pendency of these 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, M. W. Bloom, A. R. Robinson and L. R. Holmes be appointed viewers and Eugene Chase, to view, survey and report upon said proposed road and that they meet at the shop of Mr. Burroughs on the 15<sup>th</sup> day of Nov. A. D. 1880 and duly qualify before entering upon the discharge of their duties in the behalf.

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

At a regular term of the County Commissioners Court begun and held at the Court House in Union in said County on the 5<sup>th</sup> day of January A.D. 1881, there was present Hon. A. C. Craig Judge of said Court, W<sup>m</sup> B. Hunter and A. P. Saunders Co Commissioners, R. J. Rogers Sheriff and Willis Skiff Clerks.

Due proclamation of the opening of Court having been made the following proceedings were had to wit:

In the matter of  
Viewers Report on  
County Road

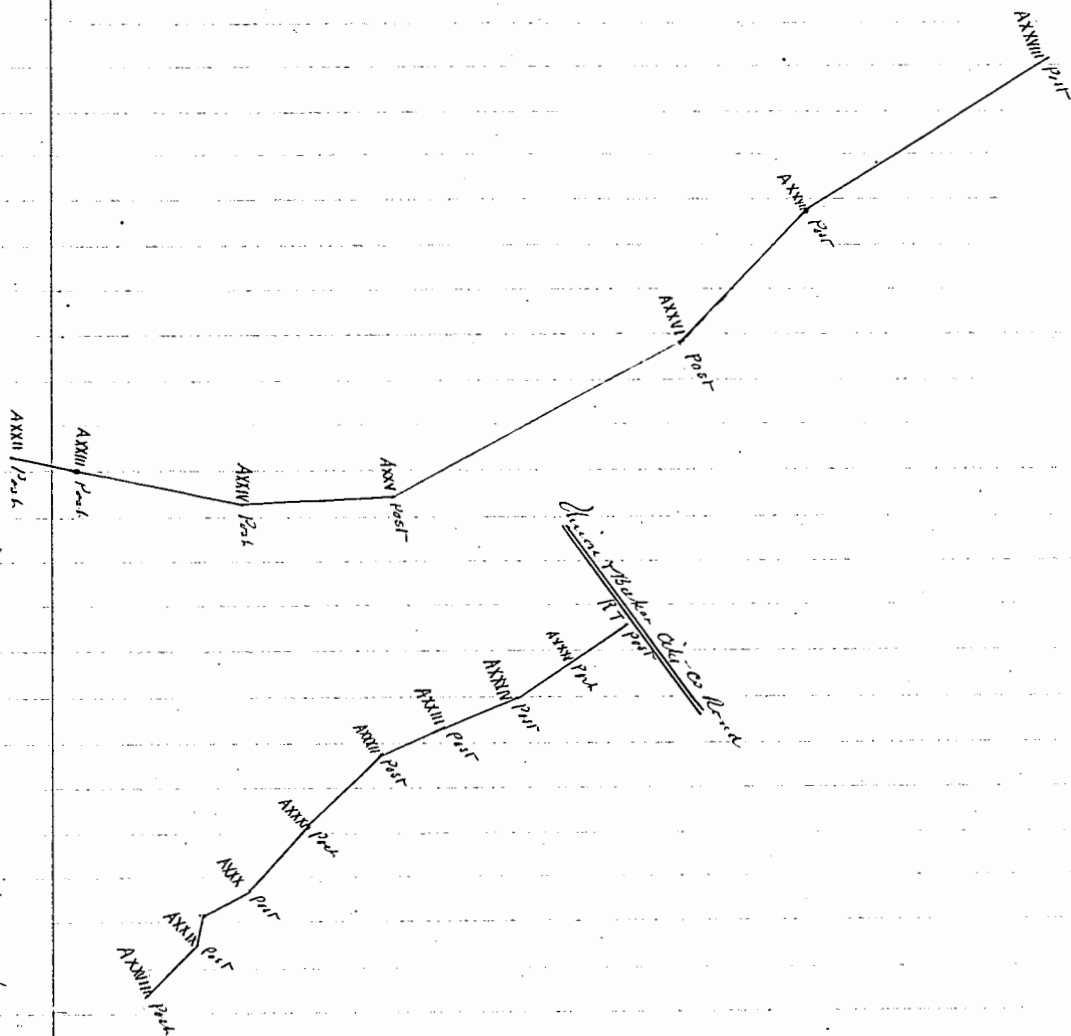
of John Corwin

On this day was read for the first time the report of the viewers appointed to view over a County Road leading from near the Furman Bridge on Main Powder River on the main travelled road to intersect the Sparta and Union County roads, and said report laid over for further action.

In the matter of  
Viewers report on  
County road

Cove Co road

On this day was read for the first time the report of the viewers on a Co road leading from near the shop of S. B. Burrough in Cove on Mill Creek to Eli Astranders Saw mill on said Mill Creek and said report laid over until tomorrow for further action.



In the matter of views upon  
 our Co Road  
 Cave road

On this day was read the  
 viewers report on Co road petitioned for by  
 Eli Ostrander and others, which report is  
 as follows. to wit:

To the Hon County Court of Union County Ore-  
 gon. We submit the following as our  
 report as viewers of road viz: From near  
 the shop of Mr. Burroughs on mill creek to  
 Ostrander Mill, we met on the 15<sup>th</sup> day of  
 November 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. We select from said  
 Surveyors plat of Survey which as shown by

Surveyors plat one which heartily recommend for county road and public travel.

We therefore submit the above hoping the same will meet your approval

L. R. Holmes  
M. W. Bloom  
A. R. Robinson

Viewers of proposed Co Road

And it appearing to the Court that the proceedings herein have been in all things regular and in due form of law, and no person having claimed damages by reason of the location of said road and it appearing from said viewers report above recored that said road is of public utility and is a public necessity. It is hereby ordered by the Court that said route be and the same is hereby established as a County road and that same be opened to public travel in accordance with the field notes of the survey thereof and Surveyors plat of which here follows copies to wit:

To M. W. Bloom A. R. Robinson and L. R. Holmes viewers appointed to view a county road from near Mr Burroughs shop on Mill Creek to Astranders Mill. The following are the field notes of the survey of the above described road beginning on the County road on Mill Creek at a Post marked "R" -

Thence	N 64° E	- 8 rods	to Post marked	A I
"	N 43° E	- 14 "	" " "	A II
"	S 85° E	- 50 "	" " "	A III
"	N 83° E	- 36 "	" " "	A IV
"	N 77° E	- 12 "	" " "	A V
"	N 71° E	8 "	" " "	A VI
"	S 88° E	32 "	" " "	A VII
"	S 66° E	14 "	" " "	A VIII
"	S 51½° E	12 "	" " "	A IX
"	East	28 "	" " "	A X
"	N 84° E	22 "	" " "	A XI
"	S 76° E	26 "	" " "	A XII
"	N 72° E	4 "	" " "	A XIII
"	S 77° E	8 "	" " "	A XIV
"	N 76° E	20 "	" " "	A XV
"	N 44° E	28 "	" " "	A XVI
"	N 16° W	6 "	" " "	A XVII
"	N 25° E	8 "	" " "	A XVIII