

1881
Copy Petition see Viewers app'ts!!
Journal B of 603
Nov 12 Dismissed
Journal B of 601

Road

Commencing on Co Road near N E cor
of town of Cro-Welle to 1/4 mile N of
Belair City



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

No 35 L

Circuit

Court

S Ottenheimer

Plaintiff

vs

Joseph Bassett

Defendant

Action for

Docket

Page

*A Lawrence &
C W Marshall*

Attorney for Plaintiff

Attorney for Defendant

HAYE NEW B WARENT ENVE 28 N 150
M f t 1870 P P N 16 0 22 2
LAW I 486 1 0 1 0
P 1 4 28 1 120

To the How County Court of
 Union County, State of Oregon
 We the undersigned true citizens
 and householders and others re-
 siding in the vicinity of the
~~hereinafter described route ask that~~
 you cause to be located and
 establish a County road as
 follows to wit: Beginning on the
 County road at or near the North
 East corner of the town of Oro-
 Dell. Thence in an Easterly
 direction about two and one fourth
 miles on the line formerly traveled
 as a County road and intersecting
 the County road leading from
 Island City to Summerville at
 a point about one fourth of a
 mile North of said town of Island
 City. All of said points and places
 being in Union County, State
 of Oregon.

Names	Names
A. P. ...	A. J. ...
J. G. Nesby	M. W. Gasley
Gary ...	M. Sterling
Tom ...	J. M. Church
Daniel ...	A. Good
... ..	O. ...
Le ...	John W. Probstel

- O. Barnhart
- H. M. Clelland
- Elias Bair
- B. M. Bartholomew
- P. W. Shattuck
- E. L. Bursey
- H. L. Alexander
- M. A. Harrison
- J. L. Carter
- G. J. Gilliam
- H. H. ...
- J. H. Saggan
- W. O. ...
- John ...
- D. J. ...
- J. A. Foster
- A. W. ...

Petition

Filed Sept 5-1881
M. T. Hoff

Alva
E. C. Coate
R. P. P.

Notice

To whom it may concern
 Notice is hereby given that at the
 next regular term of the County
 Court of Union County, Oregon
 a petition will be presented asking
 said Court to cause to be located
 and establish a County road as
 follows to wit: Beginning on the
 County road at or near the North
 East corner of the town of Oro Delle
 Thence run an Easterly direction about
 two and one fourth miles on the line
 formerly traveled as a County road
 and intersecting the County road
 leading from Island City to
 Summerville at a point about
 one fourth of a mile north of
 said town of Island City.
 Dated this 22 day of July A.D. 1881.

July 22nd 1881
 W. J. G. G. G.

Names	Names
a Prov.	
J. J. Vessly	
Wm. Kelly	
Samuel D. ...	
J. J. ...	
M. W. Garley	
J. H. Church	
A. Good	
C. Cochrane	
A. Barnhart	
H. W. Clelland	
Elias Baird	
B. W. Bartholomew	
P. W. Shattuck	
E. L. Bussey	
H. L. Alexander	
M. A. Harrison	
C. J. Gilham	
J. L. Carter	
W. A. Dorris	
J. H. Saggan	
D. J. ...	
John W. Probert	
W. W. Pymearson	
John Pymearson	
J. J. McCall	
J. A. Foster	
A. W. Pymearson	

Notice &
affidavit of posting

Filed Sept. 7th
1881
Willis Skiff
Co. Clerk

State of Oregon }
County of Union } ss I Willis Skiff
being first-duly sworn say that
I posted the within notice on
the Court house door in Union,
Union County, Oregon on the
1st day of August A. D. 1881
and more than thirty days
prior to the presentation of the petition
herein.

Subscribed and sworn to } Willis Skiff
before me this 7th day }
of Sept. A. D. 1881

A. G. Craig
County Judge

State of Oregon }
County of Union } SS

I John Churner being first
truly sworn say that I posted three
notices of which the annexed notice
is a true copy in three public
places in Union County, Oregon
in the vicinity of the within pro-
posed County road on the 26 day
of July A D 1881 as follows to wit:

One on the front of Charles Goodenough's
store at the town of Island City, one on
the bridge at the crossing of Grand
Ravine river north of Island City
and one where said proposed County
road intersects the County road
known as the Probstel Lane
and that all of said notices were
posted more than thirty days prior
to the presentation of the petition
herein.

John Churner
Subscribed and sworn

to before me this 27th day of
July A D 1881

J. L. Carter
Notary Public

Subscribed and sworn to before me this 1st
day of Aug. 1881

M. A. Harrison
Justice of the Peace

Notice

To whom it may concern
Notice is hereby given that at the next regular term of the County Court of Union County, Oregon a petition will be presented asking said Court to cause to be located and establish a County road as follows to wit: Beginning on the County road at or near the North East corner of the town of Oro Dell.

Thence in an Easterly direction about two and one fourth miles on the line formerly traveled as a County road and intersecting the County road leading from Island City to Summerville at a point about one fourth of a mile north of said town of Island City

Dated this day of July AD 1881

Witness

A. Pross
J. J. Messly
Mary Westly
Wm. Held
Daniel Dunn
Jas. Harustaff
C. Goodrough
A. Baruhart

Witness

A. J. Holman
W. W. Gosley
W. Sterling
J. M. Chusck
All Good,
O. Kirkpatrick
Jas. W. Probstel
A. M. Ellwand

Elias Bais	H L Alexander
B W Bartholomew	M A Harrison
J W Shattuck	J H Carter
E L Bussey	B A Gilliam
W H Dorris	J W Rymanson
J H Loggan	J J McDonald
W M Rymanson	F A Foster
A W Rymanson	

Affidavit
 Proof of posting
 Notices
 File of Sept 6th 1881
 Willis Staff
 Clerk
 J. C. Leales
 Deputy

Know all Men by these Presents:

THAT WE, John Church
and Charles Goodmough, of the County of Union and
State of Oregon, are held and firmly bound unto the said County of Union 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 27 day of July A. D. 1881

Now the condition of the above obligation is such, that whereas, if the County Road petitioned
for by J. J. Reely, John G. Phelps, M. Stebbins and others, and presented
at the September term, 1881, of the County Court of said Union county, commencing
on the County road at or near the North East corner of the town of Bro. Dale.
Thence in an Easterly direction about two and one fourth miles on the line
formerly traveled as a County road & intersecting the County road leading
from Island City to Summerville at a point about one fourth of a mile
North of said town of Island City
be located and established, then this obligation to be void; otherwise to remain in full force
and virtue in law.

Charles Goodmough
John Church

Know all Men by these Presents:

IN WITNESS

Boord

Witness my hand and seal this 5th day of Sept 1851

Wm. W. Miller

Clark

Wm. W. Miller

James

In the County Court of the State of Oregon
for Marion County.

In the Matter of the petition
of A. Proedal for a
County Road -

Now Comes C. V. Harding
W. J. Snodgrass Wm Probstell et al
Remonstrators against the granting
the petition for the location County
road above entitled -

Moves the Court to strike out the
petition herein and all the papers
pertaining hereto for the reason
that - notice thereof has not been
given as by law required -

1st In this that the said notice does not
appear to have been signed by the
petitioners herein

2nd That the affidavit of J. M. Church of the
posting thereof of said notice does not
show that the same was posted in 3-
public places in the vicinity of
said

3rd That the said petition does not
sufficiently describe and set out
the termini of said proposed road.

County Court
Missouri County

In the Matter of the
Estate of A. H. Hays
of Pope et al -

Motion to Strike
out petition -

Filed Nov 9 1889

W. L. Pitt
Clerk

J. E. & L. Co
Attorneys

Robert H. Martin
Attorney for Remnants

To the Honorable County Court of the
State of Oregon for the County of Union

We the undersigned householders
of the State of Oregon and residents in
the vicinity of and along the line of the
following proposed road, do hereby remon-
strate against the granting of said road
as prayed for in petition of which the
following is a copy of description

Beginning on the County road at or near
the North East corner of the town of Crockett
Thence in an easterly direction about two and
one fourth miles on the line formerly traveled
as a County road and intersecting the
County road leading from Island City to
Summerville at a point about one fourth of
a mile north of said town of Island City
Dated this 26th day of July A.D. 1881

C. V. Harding
Ben Grady
Thos. Williamson
J. T. Young
George Knapp
W. H. Jones
W. Barton
H. J. Sordgrass

Wm. G. Old
A. W. Pymanson
F. W. Vessly
James Looney
Adam Culp
H. C. Vessly
John Culp
W. E. Probst

County Court,
Union Co.

J. M. W. J.
Remembrance -
to Page Road

Miss Ann G & C

1881

William Pitt
Stark

John B. Cook
Dec

~~Wm. W. J.~~

Burtin Barber
Atty for Remembrance

1 Justice County Court of the State of Oregon
2 for Union County.

3 In the Matter of County }
4 road prayed for by }
5 Proc. et al. }

6 State of Oregon }
7 County of Union } ss. I Wm Probst-
8 tell - being first duly sworn say that
9 I am one of the remonstrators against
10 said road above referred to that I
11 am acquainted with - W. V. Ewing
12 and John Peache the two of the men
13 appointed to locate said road and
14 who have reported thereon -

15 That on about 17 Sept 1881 said
16 W. V. Ewing and John Peache ^{each} stated in
17 my presence that he was interested
18 in the location of said road that the
19 hill road was put there for spite work
20 and was no use but that ~~he~~ wanted
21 this road that he would have to travel
22 it and did not want to travel the
23 hill road. that said Peache does not
24 live more than about three miles
25 from said road and that said Ewing
26 about three and half miles therefore
27 that there is now existing and
28 kept open for travel a County road
29 leading from said Oro Dell the initial
30 point of the proposed road and leading
31 to the said Island City and to the
32 terminus of said proposed road.

1 being on the route of the proposed
2 road and nearly parallel with the
3 proposed road and ~~at the~~ that said
4 road so now existing does not cut
5 any place be more than a mile $\frac{1}{4}$ =
6 distant from said proposed road.
7 and on an average does not lie
8 more than 160 rods distant from
9 the proposed road.

10 That the affiant is the owner of the
11 following described land, the East $\frac{1}{2}$
12 of the S.W. $\frac{1}{4}$ of Sec. 32, & the E $\frac{1}{2}$ of the
13 N.W. $\frac{1}{4}$ of Sec. 32 T 2 S R 38 E -

14 That said road above mentioned and
15 the said proposed road, both cross
16 affiant's said land above described
17 at a distance of about $\frac{3}{8}$ of a mile
18 distant from each other.

19 That the length of said road does not
20 exceed the length of the said proposed
21 road between the termini of said
22 proposed road ~~does not exceed more~~
23 than a mile and a half -

24 That said proposed road cuts through
25 the most valuable part of affiant's
26 said land.

27 Subscribed and sworn to
28 before me this 9th day of
29 Nov, 1881,

William Probst

30 Robert Easton

31 Notary Public for Oregon.
32

Circuit Court,
Mason 8-

In the Matter of the
Estate of C. Reed
vs. Peter P. P. P.

Official of
the Probate -

as to interest of money

Filed Nov. 10th 1881

W. H. H. H.
Co. Clerk

Justice County Court of Union County.
State of Oregon.

In the matter of the }
Petition of Proe et al }
for County Road - }

Now comes W. J. Shod-
grass vs Proctatell et al remon-
strators herein and moves the Court
to strike out the Viewers & Surveyors
report herein for the reason it does
not locate the termini thereof
nor locate the said road as by
law required -

Baker & Eakin

Attys for Remonstrators

County Court
Main Co

the Matter of the
Petition of Rose Hill
for a Road,

William B Stone
and various reports
Filed Jan 9th
1881

William Stone

J. B. & Co
Depts

Ben L. Curtis
for Remonstrators

In the County Court - Marion County Oregon.

In the matter of the
Location of a County as proposed
in Petition of W. Probstel

Now Comes Wm Probstel
W. J. Sweeney et al remonstrators
against the petition herein and moves
the Court to strike out the report of
the viewers ^{& Surveyors} herein for the reason that
the same does not locate the terminus
of said proposed road and and more
the same and the route posts thereof
as by law required.

And and for the further reason
that the two of said viewers were not
disinterested householders in said County
as by law required, and for the
further reason that said road will
not be of public utility - And that it does
not sufficient ^{the} ~~of~~ ^{people} that said viewers were sworn as
And ^{the} ~~base~~ ^{base} this motion on
the affidavit of Wm Probstel
herewith submitted and upon
the record herein

Baker & Eckman

attys for Remonstrators

County Court
Mason & -

Subs Matter of the

Return of A. P. Roe et al.

Morton & Stein & son

Deceased reprobated; who

Filed Nov 14 1881

Wills of Pitt

decent

John C. Cook

Deputy

~~John C. Cook~~

Attest Myself

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 7th day of September A. D. 1881 and from day to day thereafter, during the continuance of said term:

Present: Hon. A. C. Craig County Judge,
" Wm. G. Hunter Commissioner,
" A. L. Saunders "
Willis Skiff Clerk,
R. J. Rogers Sheriff.

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

IN THE MATTER OF proposed petition
for a _____ County
Road _____

On this day
came A. Proe who presents to the Court the petition of himself and
more than twelve others, praying for the location of a County
road as follows, to-wit: Commencing
on the County road at or near the South East
corner of the town of Oro Dell, thence
in an Easterly direction about two and one
fourth miles onto the line formerly traveled
as a County and intersecting the
County road leading from Island City
to Summerville

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 John Beach
W. V. Caring and Samuel Dresdell
be appointed Viewers, and Eugene Chase Surveyor, to view, survey and report
upon said proposed County road and that they meet at
Oro Dell on the 17 day of Sept 1881.

and duly qualify before entering upon the discharge of their duties in this behalf.

(Signed)

A. C. Craig
County Judge.

State of Oregon vs Eugene Chase being
United States vs
duly sworn say that I will perform the
duties of Surveyor in accordance with the
within appointment to the best of my ability
Subscribed and sworn to before
me this 12 day of Sept 1881
William H. Hoff
J. C. & Co. Cal.
Eugene Chase

Filed Nov. 8th 1881
William H. Hoff
Secy. Clerk

1 To the Hon. County Court of Union
2 County, Oregon.

3 We the undersigned viewers appointed
4 by your Hon. Body to view out a pro-
5 posed County Road beginning on the
6 County Road at or near the North East
7 corner of the town of Oro Dell. Thence in an
8 Easterly direction about two and one fourth
9 miles on the line formerly traveled as
10 a County road and intersecting the
11 County road leading from Island City
12 to Summerville at a point about one
13 fourth of a mile North of said town of
14 Island City, submit the following re-
15 port in relation thereto. We met on the
16 21st day of September A D 1881 the fourth
17 day after the one mentioned in your order
18 the three viewers being present and after
19 being first duly sworn in company
20 with the surveyor proceeded to view sur-
21 vey and lay out said road as directed
22 in your order and as shown by the surveyors
23 plat and report submitted herewith.
24 We find the road to be located on as good
25 ground as the section of country over which
26 the road is laid will admit of and taking
27 into consideration the necessity that exists
28 for a direct road from Oro Dell to Island City
29 we recommend that said route be established
30 as a County road

31 Samuel Trusdall } Viewers of
32 John Beach } proposed County
W. V. Ewing } Road

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Leiner's Report

100 Hundred Counts

Boer
C. S. D. W.

Island City

Steel No. 2 1/2 1881

W. H. H. H.
San. Check

Report of Surveyor to the viewers of a proposed county road from the county road near the North East corner of the town of Oro Delle thence Easterly to intersect the county road North of the town of Island City

The following are the field notes. Beginning at a post marked R placed on the west side of the county road near the North East corner of the town of Oro Delle and of the South West $\frac{1}{4}$ of the South West $\frac{1}{4}$ of Section 31 in Town 2 South of Range 38 East

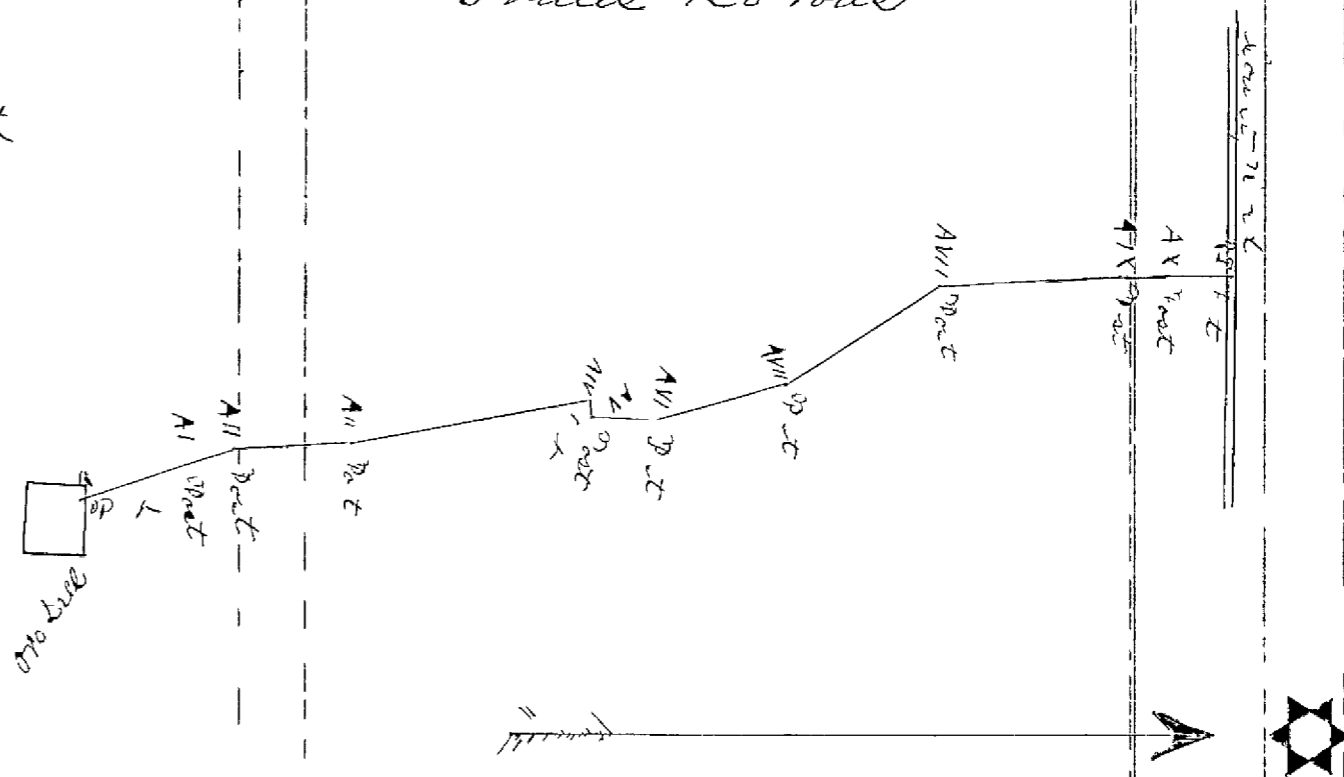
Thence	N 72° E	92 rods	to Post marked	A I
	N 67° E	40		A II
	N 88° E	98		A III
	N 80° E	204		A IV
	S 3° E	12		A V
	S 86° E	50		A VI
	N 74° E	114		A VII
	N 57° E	150		A VIII
	N 87° E	160		A IX
	N 85° E	36		A X
	East	132		R I and
				intersecting the Island City and
				Summerville County Road

Survey of the County Road leading from Oro Delle to Island City

Surveyed Sept 21st 1881
Variation 20° East

Scale of distances
160 rods to the inch

Whole distance
3 miles 128 rods



State of Oregon }
County of Union } ss

I Eugene Chace, 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 21st day of September 1881

Eugene Chace, Co. Surveyor

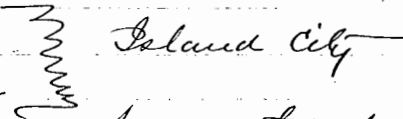
Survey of Onisee
and Ireland City

County Road

April Nov 9th 1881

Walter H. Hays
Esq. York Pa

Mitchell, G. W. Thomas and J. T. Thomas and which he now has in his possession to apply on the taxes due from said several parties. Now there-fore on motion of Messrs Bell & Childs Attorneys for said District. It is ordered that the Sheriff pay over to the clerk of said School District the sum of \$401.⁰⁰ taking his receipt therefor as required by law and that he retain in his possession the said Bank notes amounting to the sum of \$621.⁰⁰ as aforesaid until the further order of this Court.

In the matter of  Island City
Petition for Co Road

Now on this day I came A. Proe who presents to the Court the petition of him- self and more than twelve others praying the loca- tion and establishment of a County road as follows to-wit: Commencing on the County road at or near the South East Corner of the town of Oro Dell; thence in an Easterly direction about two and one fourth miles on the line formerly traveled as a County road and intersecting the County road leading from Island City to Summerville at a point about one fourth of a mile north of said Town of Island City. And it satisfactorily appearing to the Court from proof filed herein that due notice of the dependency of these proceedings had 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 John Beach W. V. Ewing and Samuel ^{three disinterested householders of same Co.} Guesdall be appointed Viewers and Eugene Chase Surveyor to view survey and report upon said proposed road and that they meet at Oro Dell on the 17th day of September 1881 and duly qualify before entering upon the discharge of their duties in this behalf

Fourth Judicial Day November 12th 1881

Court met pursuant to adjournment with the same officers present as yesterday were.

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

Whereupon the following proceedings were had to wit:

In the matter of the report of the viewers and surveyor on the Island City Road petition and report of the viewers and surveyor coming on to be heard, and a remonstrance having been filed to the location of the said road the petitioners appearing by Slater Crawford & Slater and the remonstrators appearing by Baker & Galin, and the said petition exceeding in number the said remonstrators, the said remonstrance is hereby overruled, and the said remonstrators by their attys having filed a motion to strike out the report of the viewers and surveyor, and said motion having been submitted without argument of counsel and the Court being fully advised, in the premises it is hereby ordered and adjudged that said motion be and the same is hereby sustained and said report of the viewers and surveyor be hereby dismissed and held for naught.