

No 31 L

in

County

Court

James M Mitchell adm
Est of J Mitchell Seed
Plaintiff

vs

R E Drake, A B
Drake & M D Adams

Defendant

Action for Money

Docket

Page

Baker, Shelton & Baker
Attorneys for Plaintiff

Attorney for Defendant

RECEIVED
JUN 10 1910
CLERK OF COURT
STATE OF NEW YORK

Record of the Case

166

WITNESSES.

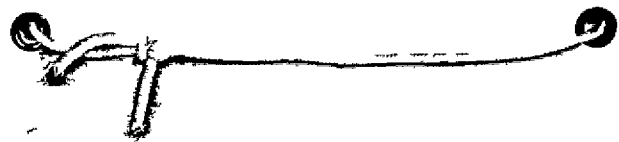
1891
 Sept 8 Petition see Review & affidavits
 Journal B of 668

Nov 10 Petition see Review & affidavits
 Journal B of 668

1892
 Jan 5 let pass etc. report
 Journal B of 665

Jan 6 ordered opened
 Journal B of 670

○ Road ○
 Commencing on Co Road near
 Mr Souls about 1 1/2 miles W of
 Post Office of Joseph & running
 S 1 mile



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

166

Notice this petition will be presented
at the next regular meeting of the County
court

Joseph Union County Oregon July 25-1881
To the Honorable County Court of Union County
Oregon We the undersigned citizens and house
holders living in the vicinity of the proposed road
hereinafter described would respectfully petition
your Honorable body to establish the same as a
county road ^{to wit} commencing at a point on the
county road near near Mr Soule, about one and a
half miles west of the post office of Joseph and
running south one mile between Micheland Ellis
Webb and Hardins claims all the aboves named
places being in the above named County and State

And your petitioners will ever pray

Geo Branscom	H. B. Ripperdan	Thos Pugh
A. M. Hardin	Simon Anderson	W. H. Stitwell
E. J. Mathhorn	G. W. Reed	R. H. Roberts
William Cole	J. N. Bare	F. D. M. Cully
Pat Saunders	J. A. Wright	R. Olson
I. J. McBoone	T. D. Dean	Matt Johnston
M. B. Soule	A. J. Keeley	A. Leggett
W. A. Smith	J. C. & H. C. H. C.	J. W. Thompson
1 st Cunningham	J. W. M. Cully	B. Grossman

State of Oregon } ss
Union County }

I A M Hardin being duly sworn say that I ~~found~~ three copies of the within notice ^{was posted} in the vicinity of the within proposed road more than 30 days prior to the date in these public places

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

Willis Skiff
Co. Clerk

By E. C. Cates Deput

Filed Sept 7th 1881
Willis Skiff
Clerk
E. C. Cates
Deput

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 in Union, Union County, Oregon on the 29th day of July A.D. 1881 and more than thirty days prior to the presentation of the petition herein. Subscribed and sworn to before me Willis Skiff this 7th day of Sept A.D. 1881

W. Craig
County Judge

Notice this petition will be presented
at the next regular meeting of the
county court

Joseph Union County Oregon July 25 1881

To the Honorable County court of Union County
Oregon We the undersigned citizens and house-holders
living in the vicinity of the proposed road
hereinafter described would respectfully petition
your Honorable body to establish the same as a
county road to wit commencing at a point on
the county road near Mr. Soule about one and a
half miles west of the Post-office of Joseph and
running south one mile between Mahland
Ellis - Webb and Hardin, claims all the above
named places being in above named County
and State And your petitioners will ever pray

Geo. Brown com

A. M. Hardin

E. G. Shortstorn

William phole

Pet Saunders

J. F. McComell

Mr. Soule

W. Sims

J. W. Costerhan

W. H. Ripperdan

Simon Anderson

G. W. Reed

F. V. Bare

F. A. Wright

T. J. Drum

A. J. Kelly

John A. Hawk

J. W. McCully

Thos Pugh

W. H. Stowell

P. H. Roberts

J. D. McCully

P. Olson

Matt Johnston

A. Leggett

J. W. Thompson

B. Groffman

Filed Sept 7th
1881
Wm. H. H. H.
G. C. C. C.
D

Know all Men by these Presents

Board of Directors

Millwaukee

Filed Sept 7th 1881

Phillips' Street
Clerk

J. Van Hook

JSE

J. S. Dyer
Secretary

To the Honorable County Court
of Marion County Oregon

We the undersigned Citizens
Legal Voters and Tax payers of Marion
County Oregon do most respectfully
Remonstrate against a certain
petition for the location of a
County Road commencing at a
point on the County Road in
Sec 30. T. 1 North, Range 43 East and
running in a South and East di-
rection to reach the present
County Road running to Prairie
Creek Oregon, at a point 1/2 mile
East of Lottum Oregon.

And we further ask your Honor
not to grant the petition locating
the original County Road from the
Starting point to the terminus of
the above new road for which
we now pray

Names	3	Names
W.W. White	3	J. A. Masterson
J. A. Dulles	3	Others after signing the petition

A. L. Tully

A. H. Stewart

A. C. Alexander

V. Merceon

Wm. Hanna

J. L. Ford

Serg. W. R. White

Frank L. Brown

Jas. Dorris

John Dunlop

John C. Stacey

Robert C. Ker

W. B. Jasper

R. C. Rochester

David Rochester

J. R. P. Harwood

J. H. Tully

W. H. ...

et al

J. M. Keeler

W. S. Johnson

Wm. Wilson

S. J. Sherwood

B. S. Baller

James Buchanan

T. W. Fink

Wm. Richardson

W. T. of all

W. H. ...

W. H. ...

R. A. ...

Wm. ...

Geo. J. ...

please take my name off

the Petition

W. H. ...

A. C. Alexander

G. L. J. 1887

Remittance

Filed Apr 4 1887

Wm. W. P. H.

Wm. W. P. H.

Deputy

Description of Road to be surveyed on Dec. 7th
Beginning at a point on the County road
near Mr Soules' about one and one half
miles West of the Post Office at Joseph
and running South one mile between
Michael & Ellis Webb's and Harline's
claims

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 10 day of Nov. A.D. 1877 and from day to day thereafter, during the continuance of said term:

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

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

IN THE MATTER OF View and survey of
two County
Roads in the Willow

On this day came Gas A. Hunter who presents to the Court the petition of himself and others, praying for location and establishment of a county road as follows. Beginning at the S.E. corner of the S.W. $\frac{1}{4}$ of Sec. 10, T. 1 S. R. 40 E. on the present traveled road $\frac{1}{4}$ of a mile East of Loustine. Thence North 160 rods. Thence East 80 rods. Thence North 160 rods. Thence East 90 rods. Thence in a North-Easterly direction about two hundred yards crossing the Willow River to the mouth of the canyon north of S. K. Francis' ranch. Thence up said canyon via the most practicable route to the N.W. corner of Sec. 1, Town 1 S. R. 43 E. Viewers John H. McLubbis, William B. Perkins and George W. Richardson meet at Loustine, Dec. 5, at Johnson's store

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 J. B. Bonner and M. V. Knight and John Hayes be appointed Viewers, and Eugene White Surveyor, to view, survey and report upon said Proposed County Roads and that they meet at A. M. Harclins' on the 7th day of December 1881

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

(Signed) Willis Skiff Clerk A. C. Craig County Judge.

NOTE.—The three viewers must meet.

State of Oregon }
County of Union }³³ I Eugene Chase being
first duly sworn say that I will perform the
duties of the within appointment to the
best of my ability so help me God,
Subscribed and sworn to }
before me this 25 day of } Eugene Chase
Nov. A. D. 1881. }

Willis Stiff
Club
J. C. Cleaves
Deputy

Eugene Chase
Recd Jan 24th 1882
Willis Stiff
Co. Clerk

To the Hon County Court
of Union County Oregon

We the undersigned viewers
appointed by your Honorable Body
to view out a proposed County
Road Beginning on the County
Road near Mr Soules' about one
and one half miles west of
the Post Office at Joseph and
running thence South one mile
submit the following report in
relation thereto. We met on the
7th day of December A D 1881 as
mentioned in your order the
three viewers being present
and after being first duly
sworn in company with the
Surveyor proceeded to view survey
and lay-out said road as
directed in your order and
as shown by the Surveyors plat
and report submitted herewith
and we recommend that
said route be established as
a County Road

John W Hayes }
M V Knight } Viewers of proposed
J C Boner } County Road

Devereux Report

Final Jan. 3rd 1882

Wills & W
Co. Bank

Report of Surveyor, to the viewers of a proposed County Road from a point on the County Road near Mr Soules' about one and one half miles west of the Post Office at Joseph Thence South one mile between Mitchell & Ellis Webb's and Hardings' claims

The following are the field notes. Beginning at a post marked R. and mound placed on the County Road near the residence of Mr Soules

Thence South 1 mile to post marked R I - mound

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 under the supervision of the viewers on the 7th day of December 1881

Eugene Chase Co Surveyor

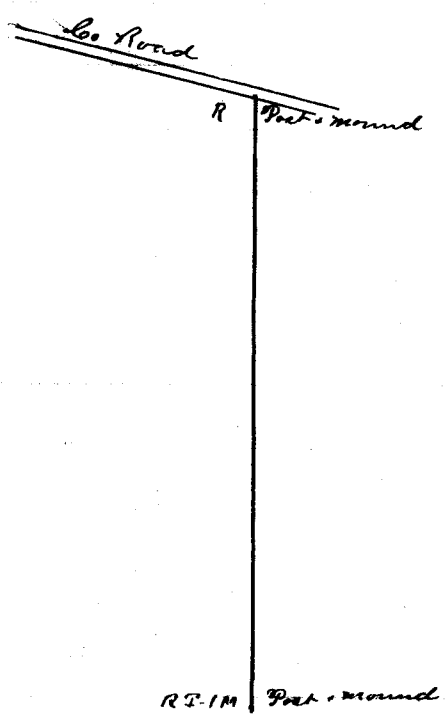
Survey of a leanty Road. Beginning at
a point on the leanty Road near the
residence of Mr Soule about $1\frac{1}{2}$ miles
West of Joseph thence South one mile

Surveyed Dec 7th 1881

Variation 20° East

Scale of distances 100 rods to the inch

Whole distance 1 mile



Survey and Report

March 5th 1882

Wm. D. King

Geo. Clark

638

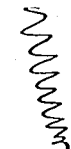
Sept 8th 1881 Second Judicial Day September 8th A.D. 1881

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. B. Craig
County Judge

Whereupon the following proceedings were had, to wit:

In the matter of  Willow Road,
Petition for a
County Road.

On this day was presented the petition of Serge Bruneau and more than twelve others, pray for the location and establishment of a County Road as follows, to wit: Commencing at a point on the County road near Mr. Soules about one and a half miles west of the Post office of Joseph and running South one mile. And it satisfactorily appearing to the Court from 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 the said road and that a good and sufficient bond has been filed.

It is therefore hereby ordered that H. H. Veasey, D. B. Reavis and Ben Powell be appointed viewers and, G. J. Vair Surveyor to view survey and report upon said proposed road and that they meet at the house of Mr. Soules on the 24th day of September 1881 and duly qualify before entering upon the discharge of their duties in this behalf.