

No 575

in

Circuit Court

John Predmore

Plaintiff

vs

F A Foster et al

Defendant

Action for The Recovery of  
Money

Docket

Page

J H Slater & Son

Attorney for Plaintiff

Attorney for Defendant

# Record of the Case

1883

May 19 Petition for license & affidavit  
Journal C p 60

# WITNESSES.

191

Road

commencing  $\frac{1}{4}$  mile due N from SW  
Cor sec 10 to E line of T 3 at a stake  
Marked 12 + 13

To The County Court of Union County  
State of Oregon

To The Honorable County Court of  
Union County State of Oregon:

We the undersigned Citizens and  
House-holders on or near in the vicinity  
of and interested in the Location and  
Establishment of the following described  
proposed County Road We would very  
respectfully petition your Honorable  
Body to make an order locating a County  
Road on the following Lines Viz.

Commencing at a point one fourth of  
a mile due North from the South West  
corner of Section 10. Running thence due  
East three fourths of a mile to a Line  
running between the Farms of James  
Payne and Mrs G. H. Marshall. Thence  
at right angles South one fourth of a mile  
to intersect the Section Line between Sections  
10 and 15. Thence at right angles East  
along said last mentioned Section Line  
Two and one fourth miles to the East  
Line of Township 3 to a Stake marked 12  
and 13. All the above points and lines  
being in Township 3. South of Range  
40. East of the Willamette Meridian  
Union County, Oregon Dated at the  
Union County Oregon March 12<sup>th</sup> 1883

Names	Names
B J May	B W Lyman
D B May	J. W. Murphy
J M Lawrence	O T. Bussell
Joseph Fleet	A. J. Harris
O P Taylor	H. C. Green
	James Payne
W H J. Fife	Jonathan Gass
Daniel Wright	A R Robinson
James Baldwin	
G H Marshall	
N G Marshall	
J G Gougherty	
Thos. Jones	
John Roger	
J C Barnes	
J W Barnes	
Ottie Eakinsley	
L B Kaagard	
Mrs A D Lee	
C Mr. Jameson	

Red Petion

of D' May checker  
County Survey  
Wells connected  
Garrison

Red May 14, 1883

Right Bright

Color

Face Black

Spots yellow

Road Notice

Notice is hereby given that a petition  
will be presented to the Honorable County  
Court of Union County State of Oregon  
at the term of said County Court to  
be held at the Court House in the City  
of Union Union County State of Oregon  
commencing on the 14<sup>th</sup> Day of May  
1883 praying for an order of said  
Court to lay out and locate a County  
Road as follows: viz: commencing at  
a point one fourth of a mile due North  
from the South West corner of Section  
10 running thence due East three  
fourths of a mile running between the  
Farm of James Paynter and Bushy H.  
Marshall, thence at right angles South  
one fourth of a mile to intersect the  
Section Line between Sections 10 and 11  
thence at right angles down East along  
said last mentioned Section Line  
about two and one fourth miles to the  
East Line of Township Boundary  
marked 12 and 13 all the above points  
and lines being in Township 13 South  
of Range 40, East of Willamette Meridian  
Union County State of Oregon.

Dated at the above Union  
County Oregon this the 15<sup>th</sup> of March  
1883

Names	Names
B T May	R M Duncan
O B May	J V Murphy
J M Crammer	P P Barnes
Joseph Flick	J F Morris
O Maycox	James Paynter
H Gear	Jawett Glass
Mark Stevens	C R Robinson
Dunkin Wright	
James Ballou	
G H Marshall	
N S Marshall	
W L Dougherty	
Luis Jones	
John Roger	
J C Barnes	
D W Barnes	
Chas Eckersley	
L B Haggerty	
Wm J Lloyd	
C M Jamison	

State of Oregon  
County of Union }<sup>8,8</sup>

I R. T May being first duly sworn  
say x that I am one of Persons whose name  
is mentioned & who attached notice.  
That the said notice was posted on the 13<sup>th</sup>  
day of April 1883, in three public places  
within the vicinity of the proposed Road  
described therein and also a copy of said  
notice was posted on the Court House, Lanes,  
~~\* in Union County State of Oregon~~  
on the 13<sup>th</sup> day of April 1883, that the public  
~~\* and have been so placed ever since~~  
places where the said above mentioned  
notices were posted were as follows  
to wit one at the west end of said proposed  
Road on Ranch in the fence - in a conspicuous  
place & one about one and one half miles  
due East of the West end of said road along  
the line of said proposed Road, in a place  
of the fence - in a conspicuous place thereon  
and the third, on a gate post about <sup>1/2</sup>  
~~one~~ of a mile, south of the line of the proposed Road  
there described in a conspicuous  
place thereon, all the above points and  
places being within vicinity and along the  
line of the proposed road described in  
the attached notices in Union county state  
of Oregon

Subscribed and sworn to before me this } R. T. May  
14<sup>th</sup> day of May 1883 - John R. Miller  
Notary Public in Oregon

In the County Court  
of Los Robles Superior  
for Plaintiff -

In the District  
of Probate Court  
of B. Y. Jones et al  
Plaintiff & Party  
of Plaintiff in  
the cause

Filed May 14<sup>th</sup> 1883

H. T. Wright

Clerk

of San Jose  
County

Plaintiff  
S. C. Donig  
J. W. Burford and  
Alma Person

*Clerk*  
State of Oregon

County of Union} S.S.

I J.R. Critt being just dug down  
say that I did on the 13<sup>th</sup> day of April 1883, post  
a copy of this attached notice on the court house  
door in Union City Union County State of Oregon  
Being the place where the County Court of said  
County and State holds its sessions  
Subscribed and sworn

To begin on the 17<sup>th</sup> day of J.R. Critt  
May 1883

W. D. Wright  
Clerk  
H. Jacob Block

Crusing court  
Munitions organ

In the matter of  
Spring Road Refining Co.  
v. B. P. Inc. et al  
of the  
Bristol County  
Probate and  
Family Court  
Attala

Filed May 17, 83  
P. R. Knight  
clerk  
of the Probate and  
Family Court  
Attala

**Know all Men by these Presents:**

THAT WE, B. T. May and D. B. May  
and \_\_\_\_\_, 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 17<sup>th</sup> day of May A. D. 1883

Now the condition of the above obligation is such, that whereas, if the County Road petitioned  
for by B. T. May and \_\_\_\_\_ and others, and presented  
at the May term, 1883, of the County Court of said Union county,  
commencing at a point one fourth of a mile due north from the south west corner of section 10  
running thence due east three fourths of a mile to a line running between the  
farms of James Payne and Mrs. H. H. Marsh all thence at right angles south one  
fourth of a mile to intersect the section line between Secs. 10 & 11 and thence  
at right angles due east along said last mentioned section line about two and  
one fourth miles to the East side of Township 3 to a stone marked 12 + 13 all the  
above points & lines being in Town 3, Dist. R. 40 E. W. M. Union Co. Oregon  
be located and established, then this obligation to be void; otherwise to remain in full force  
and virtue in law.

B. T. May  
D. B. May

STATE OF OREGON,  
COUNTY OF Union } ss.

I, B. T. May and  
D. B. May  
each for himself says that I am worth the sum  
of One Hundred Dollars over and above all debts and liabilities and property  
exempt from execution, and that I am a resident and householder in said County and State.

B. T. May  
D. B. May

Subscribed and sworn to before me, this 17<sup>th</sup>

day of May A. D. 1883

W. J. Wright  
Clerk.

Concord April 21st 1883

C. Read

P.S. May sth

Dear  
Lord

Filed May 17th 1883

W. Bright  
Devs

REGD TO STATE

and the same are held by Mr. Read only.

The original note is given to Mr. Read, and the copy to Mr. Read.

Yours truly yours Wm. Bright Devs. A. Read

and the same are held by Mr. Read only.

Yours truly yours Wm. Bright Devs.

ANNO

of W. M. two miles - Thence in a South Easterly direction over the most practicable Route for a road to a Stake marked 5 on the County Road running through Indian Valley across Clarks Creek and to the Mallows.

And it saith factually 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 said road, and that a good and sufficient Bond has been filed in

It is therefore ordered by the Court that Geo. Wilhelm Lehas, Woolgarth and Wm. B. Henniman be appointed viewers, and Eugene Chase Surveyor, to view, survey and report upon said proposed County Road and that they meet at the house of James Patterson on the 15<sup>th</sup> day of June 1883 and duly qualify before entering upon the discharge of their duties in this behalf,

In the matter of proposed  
County Road petitioned for }  
by B. T. May and others }

On this day came B. T. May who presents to the Court the petition of himself and twenty six others praying for the laying out an location of a new County Road as follows, to wit: commencing at a point  $\frac{1}{4}$  of a mile due North from the S. W. corner of sec 10 running thence due East  $\frac{3}{4}$  of a mile to a line running between the farms of James Payne and Mrs G. L. Marshall, thence S.  $\frac{1}{4}$  mile to intersect the Sec line between secs. 10 & 15, thence East along said last mentioned Sec. line  $2\frac{1}{4}$  miles to the E line of T. 3 to a stake marked 12 and 13 all the above points and places being in Town 3. S. R. 40 E. W. M.

And it saith factually 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 Oliver Perrin B. W. Buford and J. L. Dewey be appointed Surveyors and Eugene Chase Surveyor, to view, survey and report upon said proposed County Road and that they meet at the house of S. B. May on the 18th day of June 1883 and duly qualify before entering upon the discharge of their duties in this behalf.

In the matter of proposed  
County Road petitioned for }  
by James Henderson & others }

On this day comes James Henderson who presents to the Court the petition of himself and twenty four others praying for the laying out and establishment of a new County Road as follows to wit; commencing at a point 1 ch. N. of S. E. corner of S. E.  $\frac{1}{4}$  of S. W.  $\frac{1}{4}$  of sec 16 T. 3 S. R. 40 E. of W. M. thence S. 21 leh. thence E. 6 ch. thence S.  $25^{\circ} E$  32 ch thence S.  $8^{\circ} E$  20 ch - thence S.  $26^{\circ} E$   $47\frac{5}{6}$  ch thence S.  $67^{\circ} E$   $24\frac{5}{6}$  ch - thence S.  $31^{\circ} E$  15 ch. thence S.  $8^{\circ} E$ .  $50\frac{2}{3}$  ch. thence S.  $26^{\circ} E$   $15\frac{2}{3}$  ch. thence S.  $42^{\circ} E$  22 ch - thence S.  $13^{\circ} E$  to intersect the N. line of the S. W.  $\frac{1}{4}$  of S. E.  $\frac{1}{4}$  of sec 20 34 T. 3 S. R. 40 E. W. M.

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 Mr. Phy - John Waggoner and Ela J. Keen be appointed Surveyors and Eugene Chase Surveyor, to view, survey and report upon said proposed County Road and that they meet at the house of Mrs. J. J. Henderson on the 19 day of June 1883 and duly qualify before entering upon the discharge of their duties in this behalf.