

No 30

IN THE  
**CIRCUIT COURT,**  
UNION COUNTY OREGON

**LAW**

*Blumauer & Hoch*

*Plaintiff*

vs

*Hatts & Drum*

*Defendant*

*Docket*

*Page*

*W. B. Sargent*  
*Attorney for Plaintiff*

*Attorney for Defendant*

THE IRWIN HOBSON CO. MANUFACTURING STATIONERS

P. AND O.

No 7472

Commencing about 12 rods  
N of 1/4 Sec Cor on P line  
of Sec 33 T 2 N R 42 E  
to an intersection with Co.  
Road -

1884

June 16 - Petition rec Deeded  
appt Jul 6 p 241

July 10 - Petition Deeded  
Jul 6 p 272 -

July 11 - New Petition furnished  
Deeded appt Jul 6 p 283

Sept 3 - Continuation & Correction  
of former order -  
Jul 6 p 304

Nov 5 Deeded  
Jul 6 p 340

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

I J. F. Johnson would respectfully represent to your Hon. Body that my residence situated on the South West quarter of Sec-33 in Township 2 North of Range 42 East of Willamette Meridian is not reached by any public road and that it is necessary that the public and myself shall have ingress and egress from said residence to the public highway —

Therefore, I would ask that you cause to be viewed, located and established according to law, a road of public easement commencing on my land at a point situated about 12 rods North of the  $\frac{1}{4}$  Sec corner on the South line of Sec 33 in Township 2 North of Range 42 East of Willamette Meridian. Thence in a South Easterly direction to the said South line of said Sec, 33 a distance of 22 rods and intersecting said line at a point 20 rods East <sup>of the</sup>  $\frac{1}{4}$  corner. Thence East on the Section line about 300 rods - there to intersect the county road extending along at right angles through the center of Sec 34 of Township and range above named, all of which points and places are in Union County, State of Oregon

and your petitioner will ever pray

J. F. Johnson  
Petitioner

State of Oregon }  
County of Union }<sup>35</sup> I J F Johnson  
being first duly sworn say that I  
am the petitioner above named and  
that the facts therein stated are true  
as I verily believe J. F. Johnson  
Subscribed and sworn }

to before me this 6<sup>th</sup> day  
of June A D 1884 }

W. F. Wright  
County Clerk

By Willis Staff Deputy

In County Court  
of the State of Oregon  
for Union County

Petition & Affidavit  
of  
J. F. Johnson  
Dors Road of Public  
Interest

Filed June 9-1884  
W. F. Wright  
Co. Clerk  
By Willis Staff  
Deputy

To the Hon County Court of Union  
County, Oregon,

We the undersigned citizens of  
Union County, Oregon, <sup>and residents</sup>  
in the vicinity of a county road  
petitioned for by J F Johnson  
would most respectfully ~~remonstrate~~  
against the ~~abovementioned~~ granting  
of said road described as follows,  
(Commencing at a point about  
12 rods north of the  $\frac{1}{4}$  sec corner  
on the south line of section 33 in  
Township 2 North of Range 42 east  
of W.M. in Union County Oregon  
and near the residence of said  
J F Johnson, situated on the south  
west  $\frac{1}{4}$  of said section, Township  
and Range, Thence in a South  
easterly direction, to the said  
south line of said section 33  
a distance of about 22 rods,  
and intersecting said line at a  
point 20 rods east of the  $\frac{1}{4}$  sec  
corner, thence east on the section  
line about 300 rods to intersect  
the county road. =) for these reasons  
it would inflict a wrong upon  
at least two citizens, by forcing  
a road where it will injure  
them, and for the reason that

said Petitioners can get an outlet  
on better ground, and on land  
that is yet unfenced and can  
run a road on a line that will  
have no use, and reach the  
county road as easily and  
quickly as by the road petitioned  
for.

James  
J. J. Reagan  
John H. Green  
O. W. Mann  
J. J. Stubbins  
W. P. Powers  
A. H. Bolina  
W. H. Dougherty  
W. B. Powers  
J. W. Davis  
John Melvin  
J. C. Hawkins  
J. B. Ferguson  
Woodruff  
Wm. C. [unclear]  
H. F. [unclear]  
A. J. [unclear]  
F. C. Bramlett  
D. S. [unclear]  
J. W. Barton

James  
H. Green  
C. J. Gray  
Wm. H. Boyd  
C. M. Jones  
A. H. Rich

Filed July 5. 1882  
W. J. McLaughlin Clerk  
By [unclear] Clerk

Remonstrance  
John W. Powers

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

In the matter of a Road  
of Public Easement of  
egress and ingress to the  
Residence of J. F. Johnson

To the Hon. County Court of  
Union County Oregon  
now at this time comes J. F.  
Johnson and by this his Petition  
shows to the Hon. Court

That Petitioner is the owner  
of the South West Quarter of  
Sec 33 T. 2 N. R. 4 E. Dist  
14. W. situated in Union County  
Oregon

That Petitioner's residence is  
situated upon said quarter

That Petitioner said residence  
is not reached by any communi-  
cated public road whatever pro-  
vided by law, and that  
no public road whatever provided  
by law can be reached from  
said residence without pass-  
ing over the land of other  
persons now present up and  
enclosed and that Petitioner's  
said residence is now com-  
pletely cut off from all  
public roads whatever to reach.

That it is necessary that the  
public and this Petitioner shall  
have ingress to and egress  
from Petitioner's said residence  
to some lawful public  
highway. Therefore your Petitioner  
prays that your Hon. body  
cause a road of public use  
and to be viewed, created and  
established according to law  
from Petitioner's said residence  
to the public road crossing  
the corner of Sec 34 T. 2 N. R. 4 E  
C. 4 N. to wit; beginning at a  
point marked by a post on  
the S. 1/4 of S. 33 T. 2 N. R. 4 E C. 4 N.  
about 12 rods north of quarter Sec.  
corner ~~of~~ on the South line of said  
Sec. No. 33, thence in a South  
Quadrant direction to the South  
line of said Sec. 33 a distance  
of 22 rods and intersecting said  
line at a point 20 rods East of  
of said quarter Sec. corner, thence  
East on the Sec line about 300  
rods to intersect the county  
road extending along at right  
angles through the corner of  
said Sec. No. 34 all of which  
points and places are situated  
in Union County Tenn.  
And as in duty bound your



Petitioner will say pray.

J. F. Johnson

State of Oregon ss  
County of Union 3d J. F. Johnson  
being first duly sworn say  
that facts set forth in the  
 foregoing petition are true  
and I truly believe.

J. F. Johnson

Subscribed & sworn to  
before me this 9<sup>th</sup> day of  
July A. D. 1884

W. F. Wright  
Clerk

39  
38  
37  
36  
35  
34  
33  
32  
31  
30  
29  
28  
27  
26  
25  
24  
23  
22  
21  
20  
19  
18  
17  
16  
15  
14  
13  
12  
11  
10  
9  
8  
7  
6  
5  
4  
3  
2  
1

In the County Court  
of the State of Oregon  
for the County of Clatsop

That the undersigned  
of the County of Clatsop  
do hereby certify that  
the within and foregoing  
is a true and correct  
copy of the original  
of the same as the same  
is on file in the office  
of the undersigned.

J. F. Johnson  
County Clerk

Witness my hand and  
the seal of the County  
of Clatsop, Oregon, this  
24th day of July, 1874

J. F. Johnson  
County Clerk

A. T. Johnson  
Co. Clerk

W. W. Johnson  
Co. Clerk

For Clatsop

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 11 day of July 1884 and from day to day thereafter during the continuance of said term

Present Hon	A. C. Carey	County Judge
	Geo. Ackley	Commissioner
	John C. Stanley	Commissioner
	B. F. Wilson	Clerk
	A. L. Samuels	Sherriff

The following among other proceedings were had to-wit

IN THE MATTER OF

Road of Public Easement  
 Petitioned for by J. F. Johnson

On this day came J. F. Johnson of himself and duly verified <sup>in presence of the Court the petition</sup> ~~petition~~ for a County road of Public Easement from the residence of said J. F. Johnson on the SW 1/4 of Sec 33 T 2 N R 42 E of W W in said County & State to a public road <sup>as follows to-wit</sup> Beginning at a front post on said SW 1/4 of Sec 33 T 2 N R 42 E owned by said J. F. Johnson about 12 rods north of the 1/4 Sec corner on the South line of said Sec 33 thence in a South easterly direction to the South line of said Sec 33, a distance of 22 rods & intersecting said South line at a point 20 rods East of said 1/4 Sec corner, thence East on the Sec line about 300 rods to intersect the County road extending at right angles through the center of Sec 34 T 2 N R 42 E said County and State.

And it satisfactorily appearing to the Court from said verified petition of said J. F. Johnson that the residence of said J. F. Johnson situated upon the SW 1/4 of Sec 33 T 2 N R 42 E in Union County Oregon is not reached by any convenient public road heretofore provided by law and that it is necessary that the public and said J. F. Johnson shall have access to and egress from the said residence of said J. F. Johnson.

It is therefore ordered by the Court that James Musterson J. K. Reeder and John H. Wilson be appointed viewers to view out and locate said County road of public easement <sup>and</sup> in width from the residence of said J. F. Johnson on said SW 1/4 of Sec 33 to the public road according to ~~of~~ the application in said petition and that they meet at the residence of the said J. F. Johnson on the 19th day of July 1884 at the hour of 10 o'clock A M thence and they proceed before entering upon the discharge of their duties in the behalf and that they assess the damages to be sustained by reason of said road and make and return a report of those proceedings here at the next regular term of this Court. Witness the Honorable Craig B. Judge with the seal of the Court at the date this 11th day of July 1884.

Attest  
 B. F. Wilson  
 County Clerk

State of Oregon } ss

County of Union } I hereby appoint Mr

J Dement Special Deputy Sheriff to serve  
the within order upon Mr Boyd and  
John Rich  
A L Saunders

Sherriff James  
Boyd

State of Oregon } ss

Union County } J. Dement

being first duly sworn say that  
I served the within order upon Mr Boyd  
and John Rich in Union Co. Oregon

on the 14 day of July A.D. 1884 by  
delivering to each of them in person  
a copy thereof duly certified to by  
B. F. Wilson, Clerk of said County and State

W. G. Dement  
Special Deput Sheriff

Subscribed and sworn

to before me this 15th day of  
July A.D. 1884

J. K. Reeder  
Notary Public

Received  
B. F. Wilson  
Clerk  
July 24 1884

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 11<sup>th</sup> day of July

1884 and from day to day thereafter during the continuance of said term

Present Hon	A. B. Craig	County Judge
	Geo. Ackles	Commissioner
	John L. Standley	Commissioner
	B. F. Wilson	Clerk
	A. L. Sarrindor	Sheriff

The following among other proceedings were had to-wit

IN THE MATTER OF a \_\_\_\_\_

(cont)

Road of public easement  
petitioned for by J. F. Johnson

On this day came J. F. Johnson the petitioner of himself ~~and~~ ~~prayer~~ for a county road of public easement from the residence of the said J. F. Johnson on the S<sup>th</sup> 1/4 of Sec 33 T. 2. N. R. 4. E. 4. W. in said County & State to a public road

beginning at a post on ~~the~~ S<sup>th</sup> 1/4 of Sec 33 T. 2. N. R. 4. E. 4. W. owned by said J. F. Johnson about 10 rods north of the 1/4 Sec corner of the south line of said Sec 33 then on a South Easterly deviation to the south line of said Sec 33 a distance of 20 rods + intersecting said line at a point 20 rods East of said 1/4 Sec corner thence East on the Sec line about 300 rods to intersect the county road extending at right angles through the center of Sec 34 T. 2. N. R. 4. E. 4. W. said County and State

And it satisfactory appearing to the Court from said prayer petition of said J. F. Johnson that the residence of said J. F. Johnson situated upon the S<sup>th</sup> 1/4 of Sec 33 T. 2. N. R. 4. E. 4. W. in Union County Oregon is not included by any government public road heretofore provided by law and that it is well say that the public and said J. F. Johnson shall have access to and egress from said residence of said J. F. Johnson

It is therefore ordered by the Court that James Harrison of St. Paul and John A. Nelson be appointed viewers to view out and locate said County road of public easement thirty feet in width from the residence of said J. F. Johnson on the S<sup>th</sup> 1/4 of said Sec 33 to the public road according to the application in said petition and that they meet at the residence of said J. F. Johnson on the 17<sup>th</sup> of Aug of July 1884 at the hour of 10 o'clock A. M. therefor and duly qualify before entering upon the discharge of their duties in this behalf and that they assess the damage to be sustained by reason of said road and make and return a report of their proceedings hereon at the next regular term of the Court

Witness the Hon A. B. Craig

State of Oregon

being known the James Masterson  
of St. Paul and John St. Nelson being  
just duly sworn say each for himself and  
not one for the other that I am a resident  
free holder of land being Oregon and that  
I will well and faithfully perform the  
duties of owner of the within proposed county  
road of public use and use that I will  
faithfully and impartially assess the claims  
sustained by the person or persons owning the  
lands through which the same road to the  
best of my ability so help me God  
Subscribed & sworn to before me  
me the 17<sup>th</sup> day of July 1884 Jas A Hunter J.P.

Jas Masterson  
John Nelson

Subscribed and sworn to before me this  
10<sup>th</sup> day of July 1884

J. K. Reader  
Notary Public for Oregon

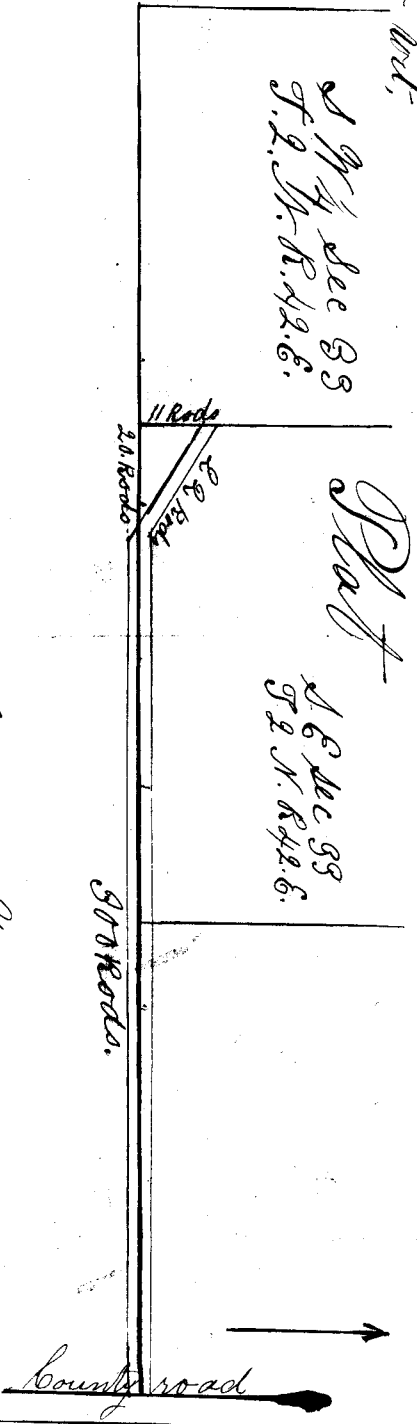
Witness my hand and seal  
this 10<sup>th</sup> day of July 1884  
J. K. Reader  
Notary Public

John Nelson  
James Masterson

James Masterson  
John Nelson  
July 17<sup>th</sup> 1884  
J. K. Reader  
Notary Public

To the Hon. County Court of Union County Oregon.

We the undersigned, appointed to view out and locate a road of Public Easement from the residence of J. F. Johnson situated on the South West quarter of Section 33 in Township 2 North of Range 12 East of the Willamette Meridian, in Union County Oregon, thence to South line of said Section thence to the County Road, and to access damage by reason of the establishment of the same, as a road of Public Easement, submit the following report. We met on the day named in your order to wit, on the 19<sup>th</sup> day of July A. D. 1884. and after being first duly sworn proceeded, to view out and locate said road as follows to wit:



We have also assessed damage in favor of your Boyd in the sum of \$18<sup>00</sup> and to John Rich in the sum of \$15<sup>00</sup> by reason of the establishment of said road and we recommend that after the payment of the charges and damages herein, that the same be established as a Road of Public

Document. All of which is respectfully submitted, and  
we further recommend that the first 2 1/2 rods of said road be  
ordered opened immediately as said opening would expose no growing crops  
and would afford an outlet for the proper care & drainage of crops

Stimwell  
J. A. McQuiston  
Sep 15 1887  
John Wilson

Filed July 24-1887  
B. A. Wilson  
C. Clerk



Postine July 21<sup>st</sup>. 1884  
Union County Oregon.

This is to certify that I  
J. F. Johnson made a tender of \$15.<sup>00</sup>  
to John B Rich, and the sum of \$18.<sup>00</sup>  
to W<sup>m</sup> Boyd in the presence of J. H.  
Sement and G. H. Valentine. It being  
the amount of Damages assessed  
to W<sup>m</sup> Boyd and John Rich, by  
the Viewers, James Masterson J. K. Reader  
and J. H. Wilson. on July the 19<sup>th</sup> A. D. 1884  
by Reason of the location of a Road  
of Public Easement, petitioned for  
by J. F. Johnson, at the July term of the  
County Court. A. D. 1884.

And as the above named parties would not  
accept the money - I deposit the amount  
assessed to W<sup>m</sup> Boyd and John Rich, with  
the Court, as required by Law.

This the 26 day of July A. D. 1884.

J. F. Johnson.  
Petitioner.

Authentication of  
J. F. Johnson  
of Treasurer of  
Office accessible  
Board of Public  
Works

Filed July 29-1874  
P. F. Johnson  
Treasurer  
Board of Public  
Works

July 19<sup>th</sup> 1854  
Recd of J. F. Johnston  
payment in full of acct for  
services as Reviewer of County  
Book of Public Documents as  
ordered by the Hon County  
Court at its regular July  
session

J. A. Masters  
J. H. Reader  
John Gibson

Recd of A. P.  
Johnson

Recd July 29/18  
B. F. Johnson  
Co. Clerk

1000  
1000  
1000  
1000  
1000

July 19<sup>th</sup> 1884  
Recd of J. F. Johnson  $\frac{60}{100}$  Dollars  
for J. A. Hunter J. P. and  $\frac{150}{100}$   
Dollars for Notary's fees  
J. R. Reader

Receipt of A. F.  
Johnson.

Paid July 29-1874  
B. F. Wilson  
Clerk

In county court of St. of area  
for mine county.

In the matter of Petition of J. F.  
Johnson for the location of  
Road of public Easement.

Comes now John  
Wishard and Wm. Boyd by their  
Attys, and moves the Court to  
dismiss the petition of J. F.  
Johnson herein for the reasons  
that there is no sufficient Report filed  
herein by the Viewers heretofore  
appointed by the Court of the 11th day  
of July 1874. That the Records of this  
County show that the said Road of  
public Easement was to be located  
as viewed by said Viewers in S.  
2. S. of R. 42 E. and the petition of  
the said J. F. Johnson asks for  
said Road of public Easement to be  
located in T 2. N. of R. 42 E.

That there is nothing in said petition  
showing that it is necessary for the  
public as the said J. F. Johnson  
to have ingress and Egress from  
the Residence of the said J. F. Johnson  
and for the further reason  
that the Court has no

Jurisdiction of the subject  
matter of the same petition  
Baker & Baker  
Attys - for -  
John Rich and  
Wm. Boyd -

In county court  
of State of Virginia  
App. ~~by~~  
for

the matter of  
petition of J. F.  
Johnson for  
Recall of public  
Officers.

Motion to  
dismiss petition

Filed Sept. 25 1874  
R. S. Wilcox  
C. Clerk



In the County Court of the  
State of Oregon for Union County.  
In the matter of a  
Road of public easement  
petitioned for by J. F. Johnson

Now at this time comes  
the Petitioner J. F. Johnson  
and moves the Court that  
this cause be continued to  
allow the viewers to amend  
their report there so that  
the same will correspond  
to <sup>the</sup> facts and give the field  
notes of starting point  
intermediate points and  
the point of ending and  
the course and ~~the~~ dis-  
tance of said Road.

J. F. Johnson  
By His Attorney  
The undersigned

County Board  
Linn County,

The number of  
a ~~number~~ of Public  
Deputies, William  
for H. F. Johnson.

Deputies for Linn  
County

Wm. Dept. 30th 1874  
A. F. Johnson  
Co. Clerk

Wm. Johnson  
for number

Fourth Judicial Day

Monday June 16th 1884

In the matter of road of  
Public easement petitioned  
for by J. S. Johnson

Now at this time it appearing to the Court from the verified petition of J. S. Johnson herein filed that the residence of the petitioner is not reached by any convenient public road heretofore provided for by law and that it is necessary that the public and said petitioner shall have ingress to and egress from the residence of said J. S. Johnson. It is therefore ordered by the Court that J. Photo, Levi McWhorter and John Bell three disinterested freeholders of Union County Oregon be appointed viewers to view out and locate a County road thirty feet in width commencing at a point about twelve rods north of the 1/4 section corner on the south line of Section 33 in Township 2 North of Range 42 East of the Willamette Meridian in Union County Oregon and thence the residence of said J. S. Johnson situated on the Public west 1/4 of said section Township and Range thence in fourth easterly direction to the said south line of said Sec 33 a distance of about 22 rods and intersecting said line at a point 20 rods East of the 1/4 Sec corner thence east on the section line about 300 rods to intersect the County road and that they meet at the residence of J. S. Johnson on Wednesday the 25th day of June 1884 and proceed to lay out and locate said road as herein directed and assess all damage that may be sustained by reason of the establishment of said road of public easement and report their doings herein to this Court on or before the first day of the next regular term of this Court.

In the matter of constructing  
a New County Jail

Now at this time it is ordered by the Court that Hon A. C. Gray he and he is hereby appointed Superintendent of Construction of the new County Jail, now under Contract with J. S. Hunter, and it shall be the duty of said Superintendent to see that all the terms of the Contract are complied with

In the matter of a proposed  
County Road petitioned for by  
Wm. M. Hepburn et al.

Now at this time this matter comes on to be heard, and it appearing to the Court from information received

Fourth Judicial Day

Thursday July 10-1884

In the Matter of a Proposal  
County Road petitioned for  
by Perry Gregg et al.

Now at this time is presented to the Court - the report - of the Viewers appointed by the Court - in the above entitled road accompanied by the report - of the Surveyor and field notes and plat of the Survey which report - is read in open Court - for the first time and pursuant - to the provisions of the Statute in such cases made and provided it is ordered that said reports be laid over for a second reading on another day of this term.

In the Matter of the Proposal  
County Road petitioned for  
by Joel Hewitt et al.

Now at this time is presented to the Court - the report - of the Viewers heretofore appointed by the Court - in the above entitled roads accompanied by the report - of the Surveyor and field notes and plat of the Survey, which report - is read in open Court - for the first time and pursuant - to the provisions of the Statute in such cases made and provided, it is ordered that said reports be laid over for a second reading on another day of this term.

In the Matter of a Road of Public  
Easement - petitioned for by J. F. Johnson  
June 7, 1884

Now at this time it appearing to the Court - that the proceedings of June 16<sup>th</sup> 1884 in relation to a road of Public Easement - petitioned for by J. F. Johnson on defectum it is therefore ordered that said proceedings and matters be and the same are hereby dismissed without prejudice.



Fifth Judicial Day

Friday July 11 1884

In the matter of a Road of  
Public Easement - petitioned  
for by J. F. Johnson

Now at this time this cause coming on to be heard upon the petition of J. F. Johnson duly verified and filed on the 9th day of July, 1884 asking that the Court cause to be viewed located and established according to law a Road of Public Easement from petitioner J. F. Johnson's Residence on the S. W. 1/4 of Sec. 33 T. 2 S. R. 42 E. N. M. in Union County Oregon to the public Road crossing the center of Sec. 34 T. 2 S. R. 42 E. N. M. Said County and State, to wit: beginning at a post on the said S. W. 1/4 of Sec. 33 owned by the said J. F. Johnson about 12 rods north of quarter Sec Corner on the South line of said Sec. 33 thence in a south easterly direction to the South line of said Sec. 33 a distance of 22 rods and intersecting said South line at a point 20 rods East of said quarter Sec. Corner thence east on the Sec. line about 300 rods to intersect the County Road extending along at right angles through the center of said Sec. 34 T. 2 S. R. 42 E. N. M. Now therefore it appearing to the Satisfaction of the Court from said verified petition of said J. F. Johnson that the residence of said J. F. Johnson situated upon the S. W. 1/4 of Sec. 33 T. 2 S. R. 42 E. N. M. in Union County Oregon is not reached by any convenient Public Road heretofore provided by law and that it is necessary that the public use said J. F. Johnson shall have ingress to and egress from the said residence of said J. F. Johnson, it is hereby ordered that Jas. Masterson, J. H. Roder and John H. Nelson they being disinterested freeholders of Union County Oregon be and they each of them are hereby appointed viewers of said Road. And the Clerk is hereby ordered and directed to issue an order to said James Masterson, J. H. Roder and John H. Nelson viewers as aforesaid, directing them to meet on

Corrected on Page 304

Fifth Judicial Day

Friday July 11 - 1884

The 19<sup>th</sup> day of July 1884 at the hour of 10 O'clock A.M. at the Residence of J. F. Johnson and to view out and locate a County Road thirty feet in width, from said Residence of said J. F. Johnson to a public Road according to the application of said J. F. Johnson and to assess damages to be sustained thereby.

In the Matter of County  
Road petitioned for by  
J. H. Stevens et. als

Now at this time it appearing to the Court that the viewers appointed at the last term of this Court to view out and locate a certain change of County Road petitioned for by J. H. Stevens et. als as follows to wit: Commencing at a point 30 feet east of a building known as the Lixteen Mile House in Sec. 20 T. 5 S. R. 39 E. Thence South to the north line of the land of Adam Miller to wit: the north line of the S. W.  $\frac{1}{4}$  of S. E.  $\frac{1}{4}$  of Sec. 20. Thence East on said line about 70 Rods to the S. E. Corner of the S. W.  $\frac{1}{4}$  of the E.  $\frac{1}{4}$  of Sec. 20. Thence South 160 Rods. Thence East 80 Rods Thence South 160 Rods Thence East 80 Rods Thence South  $1\frac{1}{4}$  miles to the Township line. Thence East 160 Rods to the old County Road, have not reported according to the order of this Court - therefore it is hereby ordered that said viewers be reappointed to wit: E. Atager Geo. M. Walk and A. N. C. Nelson with Frew Simmons as Surveyor to view, survey and report upon said proposed change of County Road and that they meet at the Lixteen Mile House on Saturday August the 2<sup>nd</sup> 1884 and duly qualify before entering upon their duties in this behalf.



Be it remembered that at a Regular Term of the County Court of Union County State of Oregon sitting in the transaction of County Business, begun and held at the Court House in the City of Union County and State aforesaid on Wednesday Sept. 3<sup>rd</sup> 1884 being the day appointed by law for holding such Term there were present:

How. A. C. Craig Judge presiding  
 John Stoddard Commissioner  
 J. F. Wilson Clerk  
 A. L. Saunders Sheriff

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

In the matter of Road of  
 Public easement }  
 Petitioners }  
 for by J. F. Johnson }

Now at this time this cause coming on to be heard upon the motion of Petitioner for continuance to enable the viewers to amend their report the Petitioner appearing by H. A. Crawford of Counsel and J. H. Boyd and Rich. by W. Baker of Counsel and it appearing to the Court that said report is defective it is therefore ordered that said motion be granted and that this cause be continued for the term with leave to amend the viewers report.

In the matter of an error  
 in journal entry in the matter  
 of Road of Public easement  
 Petitioners for by J. F. Johnson }

Now at this time it appearing to the Court that an error had been made by the Clerk in entering upon the journal an order of the Court on July 17-1884 in relation to a Road Petitioned for by J. F. Johnson, in the description of which "South Range" was written instead of "S. North Range". It is therefore ordered by the Court that the Clerk correct error, causing the said description to read "S. North Range" instead of "S. South Range".

First judicial Day

Wednesday Nov, 5-1884

In the matter of the petition of }  
 J. F. Johnson for road of Public easement }  
 Now at this time this matter }  
 coming on to be heard upon the motion heretofore filed }  
 for a dismissal of the petition, W. Baker Esq of }  
 counsel appearing for motion and J. H. Crawford Esq, appear- }  
 ing for petition and the court after listening to arguments }  
 of counsel and being fully advised in the premises order }  
 that the motion for dismissal be sustained for the }  
 reason that the report of viewers heretofore appointed to }  
 view out ~~and~~ <sup>a</sup> road as asked for in the petition is not suff- }  
 icient and has not been amended and that the petition }  
 be and hereby is dismissed with out prejudice x

Whereupon the court adjourns till tomorrow morning }  
 at 9 o'clock