

No 7

IN THE
CIRCUIT COURT,
UNION COUNTY, OREGON

LAW

*Hamilton Sider
Co*

Plaintiff

vs

J R Smith

Defendant

Docket

Page

W B Sargent
Attorney for Plaintiff

Attorney for Defendant

Common at DE corner Sec 21
 T 3 R 21 E at Lakeview
 Court Bridge where dam
 is on section line of
 mill

1884

July 4 - Petition Rec Viewers
 applied Jul 6 p 268

Sept 4 Re applied Viewers
 Jul 6 p. 310

Nov 6 - 1st Reading report
 Jul 6 p 341

Nov 7 - Order opened
 Jul 6 p 352

To the Honorable County Court of
the State of Oregon for Union County
Your Petitioners whose names are
hereto subscribed would most
respectfully represent to your Hon-
orable body that they and each of
them are resident householders
within Union County Oregon, and
that said Petitioners and each of them
reside in the vicinity of the Road
hereinafter prayed for and asked to
be laid out and located by your Hon-
orable body as a County Road, and
your said Petitioners hereto would
ask that you locate and cause to
be laid out a County Road described
as follows, to wit, Commencing at
what is known as the Callhame
Creek Bridge at or near the S.E.
Corner of Section 21 in T 3 S of R 39 E
and running thence due West ^{to the} ~~to the~~
^{Union County} Section Lines 4 Miles in ~~and your~~
Petitioners would ever pray &c.

Union
Dates

May 29/14	James	James
	R. J. Rogers	Saml. Burmester
	J. Williamson	Saml. Smith
	Daniel Chapman	John Fitzpatrick
	Ed. G. Collier	Geo. W. H. Connell

From C. A. ...
1600 ...

Friday July 9 - 1884

To F. ...
No ...

F. A. Foster N. D. Poley
E. H. Hommer John Bartheles
D. A. McAlistar Jock Robinson
J. E. Reynolds W. Schominer
W. I. Bulbman Jos. Halkinen
J. J. Shirley Harry Finney
D. L. Carroll

Speake Hon. County Court of Union
County Oregon

We the undersign viewers appointed by
your Honorable Body, to view and appraise
County Road petitioned by P. J. Rogers et al
as follows to wit

To commence at what is known as the
Cahoon Creek Bend at or near the S E corner
of Section 21 and 3rd of R 29 E T11N W
and running thence due west on the section
line 4 miles in Union County Oregon
submit the following report in relation

We met on the 29 day of Sept 1884
at the being first duly sworn in company
with the Surveyor, John Boyd &
as Chairman proceeded to view
and lay out said Road as mentioned
in your order and shown by Surveyors
plot & report submitted herewith.

We found the Road to lay on very good ground
and after due consideration the necessity
that exist for said Road recommend that it
be established as a County Road

John Boyd
L. R. Blom
Viewers

Chambers
Road Bldg

Power lot

Wheel Oak, 18-1870
J. S. & M. Brown
Co. Clerk

Know all Men by these Presents

THAT WE *Daniel Chaplin*
 and *R E Bryan* of the County of *Union* and
 State of *Oregon* are held and firmly bound unto the said County of *Union* in the sum of
Three Hundred Dollars the payment of which well and truly
 to be made we bind ourselves our heirs executors and administrators jointly by these presents

Signed this *8* day of *July* 18*84*

Now the condition of the above obligation is such that whereas if the County Road petitioned
 for by *Daniel Chaplin* and others and presented
 at the *July* term 18*84* of the County Court of said *Union* County
 commencing at what is known as the *Cattaraugus Creek*
 bridge at or near the *SE* corner of Section 21 in *T 3 S R*
R 39 E in *Union* County *Oregon*, and running thence
 due West on the section line 4 miles

shall be made and established then this obligation to be void otherwise to remain in full force
 to the intent

Daniel Chaplin
R E Bryan

STATE OF OREGON,
 COUNTY OF *Union* }

R E Bryan
 being first duly sworn ~~and for himself says~~ that I am worth the sum
 of *Six* 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

R E Bryan

subscribed and sworn to before me, this *8*

day of *July* 18*84*

J. H. Baker
 Notary Public for *Union*

Book
March 9 - 1889
O. F. Brown
Los Angeles

In the County Court of the State
of Arizona for Union County

State of Arizona,
County of Union I Geo W McConnell
being first duly sworn say that I
posted the attached notice, in three
public places in the vicinity of the
proposed road described in the
said notice, to wit, one at Liberty
School house, near what is known
as Orange's Hall, near Fairbault,
on Dr McAlister's farm, one in a
Post at or near the SW corner of the
Section 13 T 3 S of R 38 E.

and the other in a Post at the Bars
at the SW Corner of the NW 1/4 of
Section 24 in said Township and
Range. I also posted the attached
notice at the place of holding
County Court viz, at the Court
house door in Union, Union
County, Arizona, more than 30
days previous, to wit, on
the 7 day of June 1884

Subscribed and sworn Geo W McConnell
to before me this 9th day
of July 1884 B. T. Wilson

To All whom it may Concern
 Notice is hereby given that the undersigned
 householders within Union County
 Oregon, and who live in the vicinity
 of the proposed County Road hereafter
 described will make an application to
 the Honorable County Court, at its next
 regular session, by commencing on the
 1st Monday in July 1854, to lay out
 and locate a County Road described as
 follows to wit, Commencing at what
 is known as the Callarne Creek Bridge
 at or near the S.E. Corner of Section 21
 in T. 38 of R. 39 E, running thence
 due West on the Section lines 4
 miles in Union County Oregon

Oregon

May 29/54
 James H. M. Council
 1854

- | Names | Names |
|------------------|--------------------|
| R. Rogers | Fuller Bartmese |
| J. B. Williamson | Green Anohel |
| James Chapman | John Fitz Patrick |
| E. L. Gooden | Geo. W. Mc Gonnell |
| J. A. Foster | J. E. Reynolds |
| A. G. Gammis | J. W. A. Ineburn |
| D. S. Malister | A. P. Doley |
| John Bartmese | Joel Robinson |
| W. Schornors | Los Hiltkinson |
| J. De Shuler | Spang Hanner |
| D. L. Carroll | |

Greely Creek
Lewis County

Dr. Wm. W. W. W.

County Road from
Eastern Creek

Bridge to be
McLennans Lane

Applicants of
John W. W.

Filed July 9, 1884

B. F. W.
Calvert

Remonstrance

To the Honorable County Court of
 Union County, Oregon
 We the undersigned Citizens and Taxpayers
 of the County above named would most
 respectfully but earnestly pray your
 Honorable Body not to make any allo-
 cation out of any County funds, for the
 purpose of Grading or improving in any
 the County Road described as follows
 to wit - commencing at the north west corner
 of Section 25 - S. 38 R. 38 E. W. M. running thence
 East 2 1/2 miles between sections 23 and 24
 S. 38 R. 38 E. W. M. and sections 19 and 30 and sections
 20 and 29 S. 38 R. 39 E. W. M. for the reason that said
 road is out of local interest and not of
 general utility and for the further reason
 that some of the petitioners who secured
 the change of the road several years since
 from good ground into this Sull marsh
 where it cannot be traveled half the year
 without ^{at heavy expense in grading} secured this change by agreeing to grade this
 road at their own expense but they
 since neglected and refused to do
 and our petitioners as a duty be
 will ever pray

A. L. Legg
 Wm. R. Howard
 Saml. M. Lamb
 J. M. Gray
 M. P. B.

John J. Decker
 Robert B. Beck
 James J. Chapman
 Frank M. Clark
 S. F. Newland
 John S. Beatty

Mason Schoonover	J. E. Eaton
W. W. Harris	John G. Lawler
W. Walling	J. E. Foster
M. D. Wright	O. Payer
George Wright	P. B. Landon
J. H. White	J. E. Sumner
B. H. Jones	J. A. Loring
C. Wincent	A. Dickson
S. A. Bussell	L. Levy
W. F. Lewis	J. W. Shelton
A. Minnick	J. W. O. Sumner
S. J. Benson	John A. Childers
W. H. Cotton	M. S. Cook
John McLean	Wm. Subman
John A. Walling	A. B. Streets
Leopoldine	C. M. Leonard
Ed. Davis	Henry Kaldie
J. W. Sherman	Wm. Probstel
M. W. Ball	S. M. Covert
Geo. H. Hall	C. P. Hedden
J. M. Johnson	Jacob
B. Cheney	John S.
Thomas J. Kendeas	S. P. G.
Wm. H. Johnson	J. H. Starbuck
E. W. Davis	E. Mulholland
J. B. Dotson	D. W. Johnson
Hayden Lynch	L. P. Pomeroy
B. G. Wilson	J. W. King
J. T. Wright	
R. W. Brown	
Ed. Jarvis	

Report of Surveyors to the owners
of a County Road as follows to wit.
Commencing at B Post at the S. E
Corner of section 21 T 3 S R 39 E &
running West on section line between
sections 21, 28, 20, 29, 19, 30, 9 of 24, & 25
S. E. of R 38 E to the section corner
to sections 23, 24, 25, and 26. the terms of
Road whole distance 8 Miles 78.60 Chains

State of Oregon }
Union County } ss

I hereby Certify that the field notes
above Road are correct as
checked by me under the supervision
of the Surveyors on the 20th day of Sept

1884

Frederick Simmons
County Surveyor

By Moses Austin
Deft.

Township 3 South of
Range 8 E Mill Mes

Township 3 S. of R
39 E Mill Mes

24

19

20

21

R Road

25

30

29

28

Plot of C J Roger Road Section Surveyed
Sept 20 1884

Third Judicial day

Wednesday July 9. 1884

In the matter of a proposed
County Road Petitioned for
by R. J. Rogers et al

Now at this time is presented to the Court the petition of R. J. Rogers et al praying for the location of a County Road as follows to wit: Commencing at a point known as the Catharine Creek Bridge at or near the S. E. corner of section 21 T. 3 S. R. 39 East, and running thence due west on the section line 4 miles in Union County State of Oregon. It satisfactorily appearing to the Court from proof herein filed that due and legal notice had been given of the pendency of the proceeding, as required by law, that more than twelve of said petitioners are legal householders living in the vicinity of said proposed County Road and that a good and sufficient Bond has been filed herein. Therefore the Court orders and adjudges that S. R. Bloom, Bob Shaw and John Boyd be appointed viewers and two disinterested Surveyors, to view, survey and report upon said proposed County Road and that they meet at the Catharine Creek Bridge on the 15th day of July 1884 at 9 o'clock A.M. and duly qualify before entering upon the discharge of their duties in this behalf.

In the matter of a proposed
County Road Petitioned for
by Geo. W. McConnell et al

Now at this time ~~is~~ is presented to the Court the petition of Geo. W. McConnell et al praying for a County Road as follows to wit: Commencing at the N. E. corner of the S. E. $\frac{1}{4}$ of Section 14 T. 3 S. R. 39 East running thence N. $20^{\circ} 30' W.$ 55 rods thence $N. 52^{\circ} W.$ to the section line between sections 11 and 14. Thence west on said line to the S. W. corner of section 11. Thence $N. \frac{1}{4}$ mile, thence west through the South $\frac{1}{2}$ of sections 10 & 9 and S. E. $\frac{1}{4}$ of Section 8

Second Judicial Day

Thursday Sept. 4-1884

In the matter of County Road
Petitioned for by R. J. Rogers et al.

And at this time this matter coming on for hearing on a reconsideration by the Court on account that the surveyor and one of the viewers heretofore appointed to view out and survey said Road failed to get notice of their appointments in time to meet at the time and place designated in their appointments, in consequence of which the road was not viewed or surveyed as ordered by the Court. It is therefore now ordered by the Court that the same viewers be notified to view out and locate said proposed road under their former appointments. And that Moses Austin be and is hereby appointed surveyor to survey said road. And that they meet at the Northern Creek Bridge on Sept. 20- 1884 at 10 O'Clock A.M. And duly qualify before entering in the discharge of their duties in this behalf.

In the matter of a County Road
Petitioned for by E. T. Neville et al.

And at this time is presented to the Court the petition of E. T. Neville et al. praying that a County Road be located as follows to wit:
Commencing at the south end of ~~the~~ main Street in the town of Summerville in Union County and State of Oregon. Thence a southeasterly direction on the old traveled road to the south end of the bridge over Millow Creek. Thence South Easterly on the road now traveled opposite to Frank Silvers dwelling house. Thence South to the North line running East and West along the North East cor. of Sec. 30 T. 1. S. Range 39 East. Thence East to the corner of said cor. section. Thence South to the South East corner of said cor. section. Thence a South Easterly direction along the road as now traveled to the North line of Sec. 32 T. 1. S. Range 39 East. Thence East to the N. E. corner of the N. E. cor. of Sec. 32 T. 1. S. Range 39 East. Thence South

Second Judicial Day

Thursday Nov 6

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

Due proclamation of the opening of court having been made the journal of yesterday's proceedings of ~~yesterday~~ were read and approved and are here now signed

A. C. Craig
County Judge

Thereupon the following proceedings were had to-wit

In the matter of the proposed county road petitioned for by A. J. Rogers et al }

Now at this time this matter comes on regularly to be heard upon the report of the viewers heretofore appointed by the court in the above entitled road which report is accompanied with the plat and field notes of surveyor, and is read in open court for the first time and according to the provisions of the Statute in such cases made and provided, it is ordered that said report be laid over for a second reading on another day of this term.

In the matter of a proposed county road petitioned for by C. W. Sumbler et al }

Now at this time is presented to the court the report of viewers heretofore appointed by the court in the above entitled road which report is accompanied by the surveyor's plat and field notes, and is read in open court for the first time and according to the provisions of the Statute in such cases made and provided it is ordered that said report be laid over for a second reading on another day of this term.

Second Judicial Day

Friday November 7-1884

In the matter of the application }
of G. Remillard for Liquor License }

Now at this is presented to the court the petition of the legal voters of the precinct of Island City praying that a license issue to G. Remillard authorizing him to keep and offer for sale Spirituous Liquors in less quantities than one quart in said precinct And it appearing to the satisfaction of the court that due and legal notice of the pendency of this proceeding had been given as by law required in such cases made and provided that a good and sufficient bond had been filed herein as also the receipt of the Treasurer showing that the amount therefor had been paid into the Treasury It is therefore ordered by the court that a license issue to the said G. Remillard authorizing him to keep and offer for sale Spirituous Liquors in quantities less than one quart in the Precinct of Island City for the period of six months from date

In the matter of a proposed road }
road petitioned for by B. J. Rogers et al. }

Now at this time the views and surveys reports upon a proposed road petitioned for by B. J. Rogers and others comes on for a second reading as provided by law and said reports being favorable and having been read on two different days of this term of the court, and it appearing to the satisfaction of the court that the proceedings herein have been regular and according to law and that no remonstrance or bill or claims for damages have been filed herein It is therefore ordered by the court that said views and surveys reports be and also plat of survey be placed on record and the proposed road established and opened according to law

Viewers report

To the Honorable Court of Union County Oregon
We the undersigned viewers appointed by your Honorable

Third Judicial Day

Friday November 7-1884

body to view out a proposed county road petitioned by A. P. Rogers et. als. as follows to wit

To commence at what is known as the Catherine creek bridge at or near the S. E. corner of section 21, in T. 3 S. of R. 39 E. Mill. Mer. and running thence due West on the section line 4 miles in Union County Oregon, submit the following report in relation thereto. We met on the 20th day of Sept. 1884 and after being first duly sworn in company with Messrs Austin Surveyor & John Boyd & Louis Austin as Chaimanous proceeded to view survey and lay out said road as mentioned in your order and show by our surveys. plat & report submitted herewith. We found the road to lay on very good ground and taking into consideration the necessity that exists for said road we recommend that it be established as a county road.

John Boyd }
S. R. Bloom } Viewers

Report of Surveyor to the viewers of a county road as follows to-wit: Commencing at R Post at the S. E. corner of section 21, T. 3 S. of R. 39 E. & running West on section line between sections 21, 28, 20, 29, 19, 30 and 24 & 25 of T. 3 S. of R. 38 E. to the section corner to section 25, 24, 25 and 26 the terminus of Road. Whole distance 3 miles 7860 Chains

State of Oregon }
County of Union } ss

I do hereby certify that the field notes of the above road are correct as surveyed by me under the supervision of the viewers on the 20th day of Sept 1884

Wood Simonis }
County Surveyor } By Messrs Austin, Deputy

T. 3 S. R. 38 E. N. 1/4	T. 3 S. R. 39 E. N. 1/4			
24	19	20	21	
				R Post
25	30	29	28	28

FIRST JUDICIAL DAY.

WEDNESDAY, AUGUST 2ND, 1905

the vouchers filed, and that the County Treasurer be given credit for the same upon his account, as follows, to-wit:

62	County Warrants	\$1466.87
5	Contingent Warrants,	82.95
51	Road Warrants,	1343.85
1	Furniture Warrent,	57.50
1	Receipt City of LaGrande,	2.41
1	Receipt School Dist. 9,	6.72
1	Receipt School Dist. 27,	40.00
1	Receipt School Dist. 28,	18.75
1	Receipt School Dist. 31,	9.10
1	Receipt School Dist. 36,	38.54
1	Receipt School Dist. 51,	<u>393.77</u>
	Total.	\$3460.46

In the Matter of the application of various Indigent persons for County aid.

Now at this time this matter came on to be heard upon the application of various indigent persons, residents of Union County, asking that an allowance be made them out of the funds of the County for their maintenance and support.

It appears from the petitions herein that said indigent persons are in destitute circumstances, that they are sick and unable to work, that they have no friends or relatives who are able or willing to assist them.

IT IS THEREFORE CONSIDERED AND ORDERED that the Clerk of this Court be and he is hereby instructed to issue warrants on the general fund of the County in favor of the following named indigent persons, for the amount set opposite their respective names, to-wit

George May,	\$8.00
Ellen Nesson,	15.00
D.W. Souder,	10.00
John Hilderbrand,	8.00

In the Matter of the vacation of a portion of a county road No. 215.

It appearing to the Court after an examination thereof that a portion of a certain piece of a County Road #215 in Union County, Oregon, described as follows: Commencing at a point 30 feet West of the S.E. Corner of the S.W. 1/4 of S.E. 1/4 of Sec. 19, T. 3, S. R. 39, E. W. M., running thence West to a point 60 feet due east of the S.W. Corner of the S.E. 1/4 of the S.E. 1/4 of Sec. 24, T. 3, S.R. 38, E.W.M. is located across overflowed and soft ground unfit for a road and being a piece of road dangerous to travel,

And it further appearing to the Court that L.J. Ferguson is the owner of the premises over which said County Road, so described, is situated and for the purpose of alter-

FIRST JUDICIAL DAY.

WEDNESDAY, AUGUST 2nd, 1905.

ing said County Road the said L.J. Ferguson has by a deed duly executed and delivered and conveyed to the County a strip of land sixty feet wide along and on the South side of the North line of the S.W. 1/4 of the S.E. 1/4 and the South half of the S.W. 1/4 of Sec. 19, T. 3, S.R. 39, E.W.M. and along and on the South side of the North line of the S.E. 1/4 of the S.E. 1/4 of Sec. 24, T. 3, S.R. 38 E.W.M., and along and on the East side of the West line of the S.E. 1/4 of the S.E. 1/4 of Sec. 24, T. 3, S.R. 38, E.W.M. and to the intersection of said County road numbered 215 for road purposes; and the same being naturally in good condition for public travel.

THEREFORE IT IS HEREBY ORDERED BY THE COURT that the deed and grant from the said L.J. Ferguson, be and the same is hereby accepted, and the County Clerk of this County is ordered to record in the proper books kept for that purpose the new county road deeded to Union County, Oregon and plat the same upon the Book of Plats of County Roads that the same may be dedicated to the County for county road purposes. It is further ORDERED that that portion of said County Road No. 215, described as follows: Commencing at a point 30 feet west from the S E. Corner of the S.W. 1/4 of the S.E. 1/4 of Sec. 19, T. 3, S.R. 38, E.W.M. and running West to a point 60 feet East of the S.W. corner of the S.E. 1/4 of the S.E. 1/4 of Sec. 24, T. 3, S.R. 38 E.W.M. be and the same is hereby vacated and the jurisdiction of the County and the public therein surrendered.

In the Matter of the petition
of Wm. Miller for the vacation
of certain streets and alleys in
Riverside Addition to LaGrande,
Oregon.

Now at this time this matter came on to be heard, upon the petition of Wm. Miller for the vacation of certain streets and alleys in Riverside Addition to LaGrande, Oregon.

IT IS THEREFORE ORDERED that this matter be referred to the County surveyor and County Assessor to investigate thereon and to report at the next regular term of this Court.

In the Matter of the proposed
County Road petitioned for by
B.F. Horrell, et al.

Now at this time this matter came on to be heard upon the report of the Board of County Roadviewers, for a first reading as required by law, and said report having been