

No 46

IN THE
CIRCUIT COURT,
UNION COUNTY, OREGON

LAW

a J Parks

Plaintiff

vs

Dick Galloway
et al

Defendant

Docket

Page

L Denton
Attorney for Plaintiff

Attorney for Defendant

THE IRWIN HOBSON CO. MANUFACTURING STATIONERS

• TLAN • RE
No 78727

1884

July 10 - Pet rec *Quercus agrifolia*
 Jul 6 p 285

Sept 4 - 1st Reading report
 Jul 6 p 308

Sept 5 - *Quercus agrifolia*
 Jul 6 p 318

Comm at Mcerr Township
 Alder -

Alder Oregon May 22nd 1884

Petition

To The Honorable County Court of
Union County State of Oregon

Your petitioners the undersigned resident house-
holders and legal voters living along the line
to the immediate vicinity of the herein-
after proposed County Road would most
respectfully yet earnestly petition your Hon-
orable body to view out locate and grant
a County Road as nearly as practicable on
the following described Route to wit,
Commencing at a point at the Southeast cor-
ner of the town site of Alder about 40 rods
due north of the Southeast corner of Section
(10) ten town 2 south of Range 44, E. 1/4 N. 1/4
Running thence 40 rods due west to a point
near the residence Thos. Beazey thence in
a southerly direction about 125 yards to a
point near Thos. Beazey new Barn thence
in a westerly direction a distance of about
45 rods to the South West corner of the
South east fourth of the Southeast^{fourth} of said Section
one and one fourth miles west to the North
West corner of the Northeast fourth of the North
West fourth of Section 16. Thence three fourths of
one mile South and thence one and one fourth
miles West the terminus of said proposed Road.

All of which points and places are situated
in Union County State of Oregon

Names	Names
W. P. Sumner	
Frederic Basile	
John W. Weaver	
James Gray	
T. A. Reavis	
Chancy Atkin	
Dr. J. M. Wright	
W. J. [unclear]	
James W. Hughes	
Thomas W. Hughes	
W. F. Burleigh	
Hezekiah Hughes	
E. W. Nevins	
W. A. [unclear]	
M. Hornum	
J. W. Bloom	
[unclear]	
W. C. Hughes	

Reaction

Filed July 17, 1882

A. F. Wilson

C. A. Clark

Notice

To whom it may concern

Notice is hereby given that application will be made to the County Court of the County of Union, State of Oregon at its next regular term to lay out, locate & grant a County Road as nearly as practicable on the following route, to wit;

beginning at a point at the South East corner of the town site of Alder, about 40 rods due north of the South East Corner of Section Ten (10) Township 2 South of Range 144 E 11 M running thence 140 rods due west to a point near the residence of Thomas Veasey, thence in a southerly direction about 125 yards to a point near Thomas Veasey's new barn, thence in a westerly direction a distance of about 45 Rods to the South West Corner of the South East Quarter of the South East Quarter of said Section thence one and one fourth miles west to the North West Corner of the North East Quarter of the North West Quarter of Section Sixteen (16), thence three fourths of one mile south & thence one and one fourth miles west - the terminus of said proposed road - All of which points and places are delineated in Union Co, State of Oregon.

Names

Names

W. P. Warren
 George Basile
 John W. Adams
 James Gray
 T. A. Reavis
 Chance Atkin
 James V. Hughes
 Thomas B. Hughes
 D. T. Burleigh
 Hezekiah Hughes
 R. R. Wright
 J. C. Thompson
 E. D. Lewis
 W. C. Brown
 Mark Harmon

H. E. Hughes

1851

State of Oregon }
County of Union } 38 J O F. Bell being
first duly sworn say that I posted the
within notice on the Court house door
in Union, Union Co. Oregon, on June
the 7th 1884 and more than thirty days
prior to this date.

Subscribed and sworn to before
me this 9th day of July 1884
Willis Skiff
Justice of the Peace

J O F. Bell

State of Oregon }
County of Union } 38 J A. C. Smith being
first duly sworn say that I posted three
notices of which the within is a true copy
in three public places in the vicinity
of the within described proposed County
road as follows to wit - one at the
All Kings store in Heles, one
on the Blacksmith shop at Alder
and one at the school house door
in Heles on the 4th day of June
1884 and more than thirty days
prior to this date, all of which
places are in Union Co. Ore.

Subscribed and sworn
to before me this 9th day
of July 1884
Willis Skiff
Justice of the Peace

J. A. C. Smith

B. F. Johnson
De Clerk

Filed July 9th 1884

W. Skiff

Know all Men by these Presents:

THAT WE, A. C. Smith
 and H. A. Burleigh, of the County of Union and
 State of Oregon, are held and firmly bound unto the said County of Union in the sum of
one hundred Dollars, the payment of which, well and truly
 we bind ourselves, our heirs, executors and administrators firmly by these presents.

this 9th day of July A. D. 1884

Now the condition of the above obligation is such, that whereas, if the County Road petitioned
 for by Wm P. Larum and others, and presented
 at the July term, 1884, of the County Court of said Union county,
 commencing at the Road near the Town of
The Town Site of Alder in Town 2 South
Range 4 E. N. W. and terminating 4 miles from
Rail point in a westerly direction in the State of Oregon
 be located and established; then this obligation to be void; otherwise to remain in full force
 and virtue in law.

A. C. Smith
H. A. Burleigh

STATE OF OREGON,
 COUNTY OF _____ } ss.

I, A. C. Smith and
H. A. Burleigh each for himself says that I am worth the sum
one Hundred Dollars over and above all debts and liabilities and property
 in execution, and that I am a resident and householder in said County and State.

A. C. Smith
H. A. Burleigh

Subscribed and sworn to before me, this 9th
 day of July A. D. 1884
B. F. Wilson
 Co. Clerk.

Know all Men of these things

[Faint, mostly illegible handwritten text, possibly a deed or contract]

WITNESSETH

[Faint, mostly illegible handwritten text]

Witness my hand and seal
this 28th day of July 1882
A. N. King
C. Clark

Benjamin
D. H. Bennett
Benjamin Bennett

July 28

Appointed by the court
to the office of

To The Honorable
County Court of Union County
Oregon The undersigned viewers
appointed by your Honorable body
to view out and locate a certain
road petitioned for by Mrs P. Sanner
commencing at the southeast
of the town site of the Town
of Alder and running West and South
by the Residence of Thos. Massey Coy.
thence west South and west a total
distance of about four miles respect-
fully report that they met at the store
of A. L. King at the town of Alder on the
morning of July 28th 1884 and after being
duly sworn by W. Austin Deputy
County Surveyor proceeded to perform the duty
assigned us with D. B. Reavis and B. Bowen
as chain carriers B. W. Bloom as witness
and A. L. Smith flag man and owing
to the great necessity for a road from the town
of Alder ^{and vicinity} to the timber on the mountain side
we earnestly recommend that said road
be established as a county road and opened
as early as may be practicable

D. B. Reavis
B. W. Bloom } Viewers
A. L. Smith }

Reports of Surveyor to the
 viewers of a County Road as follows
 to wit, commencing at R. Post 5 chains E,
 and 9 chains South of the center of S.E. $\frac{1}{4}$ of
 Sec 10 of Township 2 South of Range 44 E of
 T. 2 N., it being 30 ft. North of the S.E. cor.
 in view of Alder from thence
 to the center of the Street 14 $\frac{6}{100}$ chains
 to A. Post 1 Thence South 54° W. 48 $\frac{9}{100}$ chains
 to A. Post 2 Thence S. 25° E, 5 $\frac{3}{100}$ chains
 to A. Post 3 Thence S. 86° W. 19 $\frac{8}{100}$ chains
 to A. Post 4 it being the S.W. cor of the S.E. $\frac{1}{4}$
 of Sec 10 thence E. W. on Sec. Line between
 Sec. 10-15-9 and 16 $1\frac{1}{4}$ Miles to A. Post 5 it being
 the N.W. cor of the N.E. $\frac{1}{4}$ of N.W. $\frac{1}{4}$ of Sec 16. Thence
 S $\frac{3}{4}$ Miles to A. Post 6 Thence West $1\frac{1}{4}$ Miles to R.S.
 Whole distance 3 miles and 6 $\frac{1}{2}$ chains

Var. $20^{\circ} 30'$ E,

State of Oregon } S.S.
 County of Union }

I do here by certify that the Field Notes
 are the above are correct as surveyed
 by me under the supervision of the viewers
 on the 28th day of July 1884

J. S. Eamon's
 Co. Surveyor

By Moses Austin
 Dep. Co. Surveyor
 Union Co
 Oregon

Township *2* South Range *44* E, *W.M.*

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

For sale by E. M. Waite, Printer, Salem.

T *R*

Fifth Judicial Day

Friday July 11-1884

In the matter of a proposed
County Road petitioned for by
W. P. Samms et-als

Now at this time is presented to the Court the petition of W. P. Samms et-als praying for the location of a County Road as follows to wit: Commencing at a point at the South East corner of the town site of Alder, about 40 Rods due north of the South East corner of Sec. Ten (10) Township 2 South of Range 44 E. N. M. running thence 40 Rods due West to a point near the residence of Thos. Keasey, thence in a southerly direction about 125 yards to a point near Thos. Keasey's new barn, thence in a westerly direction a distance of about 45 Rods to the South West corner of the S. E. quarter of the S. E. quarter of said Sec. Thence 1/4 mile west to the North West corner of the North East corner quarter of the North West quarter of Sec. Sixteen (16). Thence three fourths of one mile South & thence one and one fourth miles West - the terminus of said proposed Road - All of which points and places are situated in Union Co. State of Oregon. It is so factually appearing to the Court from proof filed herein that due and legal notice of the pendency of the proceeding had been given as required by law, and that more than twelve of said petitioners are legal householders living in the vicinity of said proposed County Road, and that due and legal notice of said proposed Road had been filed herein. Therefore it is ordered by the Court that D. B. Davis, Benj. Brownell and A. C. King be appointed Viewers and Fred Limon's Surveyor, to view and report upon said proposed County Road and that they meet at the Store of A. C. King on July 25-1884 and duly qualify before entering upon the discharge of their duties in this behalf.

Therefore Court adjourned till tomorrow
morning at 8 o'clock

Second Judicial Day

Thursday Sept. 14 1854

In the matter of the County
Road Petitioners for by Dr. P. Sams et al

And at this time is presented to the Court the report of Viewers heretofore appointed by the Court in the above entitled Road, accompanied by report of Surveyor and plat and field notes 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 report be laid over for a second reading on another day of this term.

In the matter of extending the time
of Assessor for completing the
Assessment for the year 1854 & 1855

And at this time is presented to the Court the Petition of C. P. Woodall, Assessor of Union County Oregon, asking that the time for the completion of the assessment of the County for the year 1854, be extended to the first Monday of Oct. 1854. And it appearing to the Court that the time for completing the assessment of the County as specified by the Statute is not sufficient, and that the Statute provides that the County Court at a regular Term thereof may extend the time of the assessor for completing such assessment, the Court therefore grants an extension of time as asked for in said petition viz: to the first Monday of Oct. 1854 for the said assessor to make his final report to this Court.

In the matter of building a
bridge where the County Road
crosses North Powder River
near the residence of Andrew Riggs

And at this time comes on to be heard the petition of Dr. F. Haimes and others praying that the County Court of Union County cause to be rebuilt the County bridge where the County Road crosses North Powder River near the residence of Andrew Riggs in this County and it appearing

Third Judicial Day

Friday Sept. 5-1884

Court met pursuant to adjournment, present the same officers as on Yesterday

Due proclamation of the opening of Court having been made, reading of Journals, proceedings of Yesterday omitted. Thereupon the following proceedings were had to wit:

In the matter of the report of the Grand Jury in relation to the financial condition of the County and arranging the files of the Circuit and County Courts

A. C. Craig
Co. Judge

Now at this time comes out to be heard the motion of B. F. Milson County Clerk of Union County Oregon by J. M. Shelton Esq. his Attorney, to strike from the files of J. T. Anthonse and J. C. Tuttle from the files of the Court. And after hearing the arguments of the Attorney for the motion and the Court being fully advised in the premises, It is hereby ordered that said motion be and the same is hereby overruled.

In the matter of the County Road
Petitioned for by M. P. Same et al

Now this day is read the second time the Viewers Report on the above described proposed County Road and upon an examination of the petition and surveyors Report herein, it appearing to the Court that the beginning point named in the petition was not determined by the surveyor and that the survey of said road does not correspond with the points mentioned in said petition. It is therefore ordered that said petition be dismissed and that the petitioners pay the costs of this proceeding.