

*Handwritten notes in the top left corner, possibly including a name and a date.*

*Handwritten notes in the middle left section, appearing to be a list or set of instructions.*

RYER 1877  
LAW OFFICE  
DEPT. OF JUSTICE  
WASHINGTON, D.C.

No. 353

in  
Circuit Court

E. G. Hebbler et al

Plaintiff

J. A. French et al

Defendant

Action for Partition

Docket Page

R. C. Baker

Attorney for Plaintiff

Attorney for Defendant

1895  
 Jan 7 Petition rec Viewers app'ts  
 Journal C p 391  
 Mar 4 1st reading report  
 Journal C p 422  
 Mar 5 ordered opened  
 Journal C p 425

Road

Beginning at S E cor Sec 30 S 2 S  
 R 46 E 1/4 S W cor Sec 25

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

Report of Jeff Ellis  
Robert Downey and James C.  
Hutchinson, viewers, and  
Geo. Le Vail Surveyor, in the  
matter of a proposed County Road  
petitioned for by T. J. Dean and  
fourteen others praying for the  
location of a County Road. Begin-  
ning at the SE. Corner of Sec. 30  
T. 2 South R. 45 E. W. M. and termi-  
nating at the SW. corner of Sec.  
25 T. 2 S. R. 45 E. W. M. a distance  
of  $4\frac{3}{8}$  miles

The viewers met at the time  
specified by the Hon. County Court  
~~the~~ the 2nd day of Feb. 1885 and  
adjourned until the 3rd day of Feb.  
1885 at which date met at the  
point of beginning, road near the res-  
idence of T. J. Dean and after being  
duly qualified proceeded to view  
survey, and locate the route ac-  
cording to petition; and the  
accompanying plat, setting  
stakes plainly marked at all  
angles, and posts marked with  
No. of miles at each mile with  
mound and pits at each post.

and report the route  
favorable for a road and  
would recommend the Hon.  
County Court to locate and  
order the same opened

Signed } J. C. Self  
Robert J. Jolley  
Reviewers } J. C. Hutchinson

Geo. T. Paul  
Surveyor

Report of views  
over surveyors  
in trial of beams

Filed Feb. 18-1850  
C. A. Mayo  
Clerk



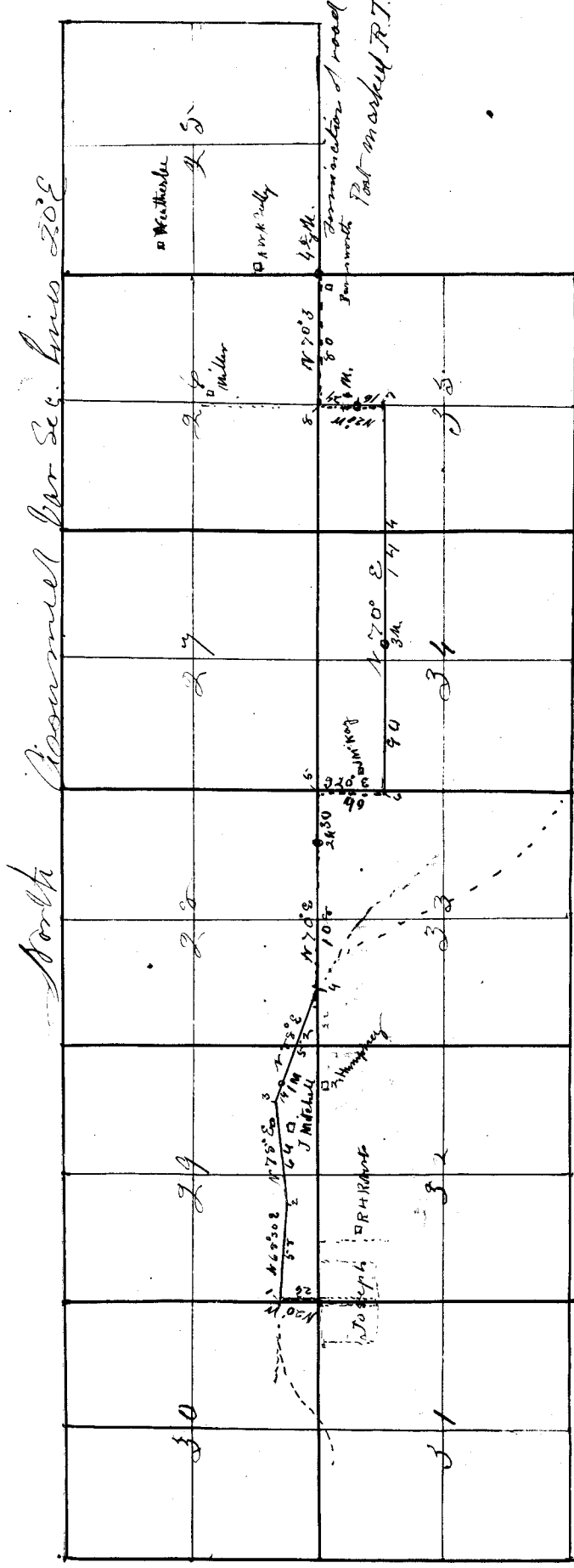
Joseph Union Co Oregon  
Dec 24 1884

To the Hon County Clerk  
Union County - Oregon  
Gentlemen

At the request of  
the petitioners for a certain County road  
running from the Town of Joseph to a point  
4 1/2 miles East & signed by T. J. Dean  
R. H. Robert & others, I would respectfully  
suggest that Jeff. S. Ellis - Robt. Downey  
& Jas. Hutchinson be appointed viewers  
for the same

Yours Truly  
T. J. Dean

Survey of part of road mentioned for by S. A. Owen  
 and Watson's Company at the S.E. Cor. Sec. 30 T 2 S. R. 43 E  
 and terminating at S.W. cor. Sec. 25 same Township & Range  
 stakes plainly marked being set at all angles and points  
 with 1/2 miles marked thence with pits & mounds at the  
 each point and bearings given by David Sawyer



Readings of all angles at no variation

Check of bond  
returned for by  
J. J. Brown

Filed Feb. 18-1871  
D. J. Adams  
clerk

# Petition

To the Honorable the County  
Court of Union County State of Oregon  
The undersigned legal voters  
Resident Home holders or Free holders  
living along the line and in the im-  
mediate vicinity of the hereinafter  
proposed County Road would  
most respectfully yet earnestly ask  
and pray that your Honorable body  
view out locate and grant a Co-  
nty Road as nearly as practicable  
on the following described route.

To-wit: Beginning at the Southeast  
corner of Sec 30 Town 2 South of Range  
45 E/W running thence north 40 rods  
to a present County Road thence East  
on said County Road about  $1\frac{1}{4}$  miles  
to where it crosses the section line between  
Sec 28 and 33 of Town 2 South and  
Range 45 E/W thence East on said  
Sec line to the South East corner of  
Sec 28 aforesaid Town and Range  
thence South  $\frac{1}{4}$  mile thence East  
 $1\frac{1}{4}$  miles thence North  $\frac{1}{4}$  mile to the  
Southwest corner of the Southeast  $\frac{1}{4}$   
of Section 26 aforesaid Town and  
Range thence East  $\frac{1}{8}$  mile to the



Southwest corner of section 25  
opposed Town and Range The term-  
ing of said proposed Road all of  
which points and places are situ-  
ated in Union County State of  
Oregon

Names  
R. H. Roberts

J. J. Dean

F. W. Miles

W. J. Phelps

A. D. McCully

G. P. Clark

W. T. Fisher

M. Simmons

Mrs Sarah Richardson

Mrs. S. Mrs. G. Hawk

Peter Miller

Scott E. King

Wolsow

Names

W. A. McCully

Han Simmons

John Farnsworth

Filed JAN 7 1895

at ... o'clock, ... min. ... m.

*D. J. McLean*

County Clerk.

# Know all Men by these Presents:

THAT WE, W. A. McCully  
 and F. D. McCully, of the County of Union and  
 State of Oregon, are held and firmly bound unto the said County of Union in the sum of  
(\$100.00) one hundred 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 24<sup>th</sup> day of December A. D. 1884

Now the condition of the above obligation is such, that whereas, if the County Road petitioned  
 for by R. H. Roberts. T. J. Dunn and others, and presented  
 at the January term, 1884, of the County Court of said Union county,  
 commencing on the 5<sup>th</sup> day of January  
1884

be located and established, then this obligation to be void; otherwise to remain in full force  
 and virtue in law.

W. A. McCully  
F. D. McCully

**STATE OF OREGON,**  
 COUNTY OF Union } ss.

I, W. A. McCully and  
F. D. McCully each for himself says that I am worth the sum  
(\$100) 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.

W. A. McCully  
F. D. McCully

Subscribed and sworn to before me, this 24<sup>th</sup>  
 day of Dec. A. D. 1884

Geo. T. Dail  
 Notary Public for Oregon  
 Clerk.

ORDER OF SALE

FILED JAN 7 1935

at ... o'clock, ... m.

*D. S. Nelson*

County Clerk.

RECORDED

# Notice

Is hereby given that application will be made to the County Court of Union County State of Oregon at its next regular term to be held at the County Seat of the aforesaid County on Monday the 5<sup>th</sup> day of January 1885. Praying the said Court to grant a County Road as nearly as practicable on the following described route To wit commencing at the south east corner of section 30 Town 2 south of Range 45 E. N. M. Running thence North 40 rods to a present County Road thence East on said County Road about 1 1/2 miles to where it crosses the section line between Sec 28 and 33 aforesaid Town and Range thence East on said Sec Line to the south east corner of sec 28 aforesaid Town and Range thence south one fourth mile thence east 1/2 miles thence north 1/4 mile to the south west corner of the south east quarter of Sec 26 aforesaid Town and Range and thence East 1/2 mile to the south west corner of section 25 aforesaid Town and Range the terminus of said proposed road all of which points and places are situated in Union County State of Oregon

Names	Names
K. H. Roberts T. J. Swan J. W. Miles W. H. Phelps F. D. McCully G. P. Clark W. F. Fisher	W. H. McCull Dan Simmons John Varnsworth
all signers Mrs Sarah R. Ardern Mr & Mrs S. Hank Peter Miller Scott A. D. Brown	     

State of Ohio  
County of Lucas

O. B. F. Wilson being first  
duly sworn say that I posted on the Court  
House door in Miami County and State  
afforded on the 1st day of December A. D. 1884 a  
true and correct copy of the within notice  
subscribed and sworn to by B. F. Wilson  
before me this 3<sup>rd</sup> day of  
January A. D. 1885

Abraham C. Lodge

B. F. Wilson  
Clerk

Filed  
at

1885

State of Oregon }  
County of Union } 83

On this 24<sup>th</sup> day of  
December 1884 appeared J. J.  
Dean who makes affidavit that  
he posted two notices of road  
petitioned for by R. H. Roberts.  
J. J. Dean and others one by  
tacking one on McCutty's Store  
door and one on Roberts black-  
smith shop and that they still  
remain up and have been continua-  
ously there since to the best of his  
knowledge and at the same  
date namely the 28<sup>th</sup> of November  
1884 mailed one to the County  
Clerk of Union County Oregon  
for posting on Court house door  
J. J. Dean

On this day Dec. 24<sup>th</sup> 1884 came  
J. J. Dean who made affidavit  
to the truth of the above statement  
by him subscribed.

before me Geo. T. Dail  
Notary Public  
Union Co. Oregon

State of Oregon }  
County of Union } 28

This day comes  
W. A. McCully who makes affidavit  
that on the 29<sup>th</sup> day of November  
1884, he posted a notice of road  
petitioned for by R. A. Roberts, J.  
J. Deen, and others at the Eastern  
Terminus of the road, by tacking  
upon a fence, and that it has been  
continuously there since, and is  
yet up

W. A. McCully

State of Oregon }  
County of Union } 28

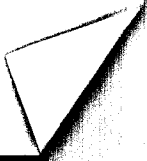
On this day  
Dec 24<sup>th</sup> 1884, comes W. A. McCully  
who made affidavit to the  
truth of the above statement  
before me. Geo. J. Vail  
Notary Public  
Union Co. Oregon



Filed JAN 7 1835

at ... o'clock, ... min. ... m.

*A. H. Ireland*  
County Clerk.



First Judicial Day

Wednesday Jan-7th 1884

To the head of a gulch near the line of the present travelled road from Trout Creek to Longford. Thence in a South westerly direction to the said present travelled road about one mile. Thence in a westerly direction along the aforesaid travelled road on the most practicable route to the bridge across the Wallens river near the residence of Saw Wade about 3 miles. Thence across said bridge and on the most direct and practicable route to intersect with present County road near Saw Wade place - about  $\frac{1}{4}$  mile the terminus of this proposed road.

And it appearing to the satisfaction of the Court that due and legal notice had been given of the pendency of the proceeding as by law required in such cases made and provided. That more than twelve of said petitioners are householders residing in the vicinity of said proposed County road and that a good and sufficient bond has been filed herein, It is therefore ordered and adjudged by the Court that W. A. McCully, Jeff Ellis and J. C. Hutchinson be and they are hereby appointed Viewers and Geo. T. Vail Surveyor to view, survey and locate a County road as above described and report upon the same, and that they meet at the residence of John McCull on Jan 28th 1884 at 10 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  
T. J. Deau et als

Said at this time is presented to the Court the petition of T. J. Deau et als praying that a County road be located as follows: Beginning at the South East Corner of Sec 30 Town 2 South of Range 45 E. N. W. running thence North 40 rods to a present County road. Thence East on said County road about  $\frac{1}{4}$  mile to where

First Judicial Day

Wednesday Jan 7<sup>th</sup> 1885

it crosses the section line between Sec's 28 and 29 of Town 2 South and Range 45, W. 1/2 N. Thence East on said Sec. line to the South East corner of Sec. 28 aforesaid Town and Range, thence South  $\frac{1}{2}$  mile, thence East  $\frac{1}{2}$  mile, thence North  $\frac{1}{2}$  mile to the South West corner of the South East  $\frac{1}{4}$  of Section 26 aforesaid Town and Range, thence East  $\frac{1}{2}$  mile to the South West corner of Section 25 aforesaid Town and Range. The terminus of said proposed road. And it satisfactorily appearing to the Court from proof filed herein that due and legal notice of the pendency of the proceeding had been given as by law required in such cases made and provided, that more than twelve of said petitioners are householders, residing in the vicinity of said proposed County road and that a good and sufficient bond has been filed herein. It is therefore hereby ordered that J. C. Ellis, Robert Downey and James Hutchinson be and they are hereby appointed viewers and Geo. D. Vail Surveyor to view survey and report upon said proposed County road and that they meet at the house of J. H. Deau ~~Deau~~ <sup>Deau</sup> on the 2<sup>nd</sup> day of February 1885 at 10 O'clock A.M. and duly qualify before entering upon the discharge of their duties in this behalf.

Therefore Court adjourned till tomorrow morning at 9 O'clock

Be it remembered that at a Regular Term of the County Court of the State of Oregon for Union County 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 March the 4th 1880 the same be the day fixed by law for the transaction of County Business there were present

How-	A. C. Craig	Judge presiding
"	John Stubblefield	Commissioner
"	Jes. Pickles	"
	B. F. Wilson	Clerk
	A. L. James	Sheriff

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

In the Matter of a proposed }  
County road petitioned for }  
by V. J. Dean et al - }

Now at this time this matter comes on to be heard upon the report of the Viewers and Surveyor heretofore appointed in the above entitled road and said reports are 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 reports be laid over for a second reading on any other day of this Term

In the Matter of a proposed }  
County road petitioned for }  
by R. S. Stubblefield et al }

Now at this time is presented to the Court the report of the Viewers heretofore appointed in the above entitled road accompanied by the Surveyors Plat and is read for the first time in open Court and in accordance with 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

Second judicial day Thursday March 5. 1885.  
 Entering upon the discharge of their duties in this behalf  
 And that said viewers report their doings to this court  
 at its next regular meeting.

In the matter of the proposed }  
 County road petitioned for by }  
 J. J. Deane et al.

Now at this time this  
 matter comes up for hearing upon the second  
 reading of the viewers and surveyors reports in  
 the above entitled road and said reports  
 being favorable and having been read  
 on two different days of this term  
 and it appearing to the satisfaction of the court  
 that the proceedings herein having been regular  
 and according to law and there being no  
 remonstrance or bills for damages filed herein  
 It is ordered by the court that said road  
 be established and opened according to law and  
 that said viewer report and said surveyors  
 report and plat be entered on the formal  
 Viewers and Surveyors Reports.

Report of Jeff Ellis Robert Downey and James  
 C. Hutchinson viewers and Geo. J. Vail Surveyor  
 in the matter of a proposed County road petitioned  
 for by J. J. Deane and fourteen others praying  
 for the location of a County road beginning  
 at the S. E. corner of Sec. 50 T. 2 South R. 45 E. W.  
 M. and terminating at the S. W. corner of Sec.  
 25 T. 2 S. R. 45 E. W. M. a distance of 4<sup>5</sup>/<sub>8</sub>  
 Miles. The viewers met at the time specified  
 by the Hon. County Court viz. the 2<sup>nd</sup> day  
 of Feb. 1885 and adjourned until the 5<sup>th</sup> day of  
 Feb. 1885 at which date met at the point of  
 beginning road near the residence of J. J. Deane  
 and after being duly qualified proceeded to  
 view survey and locate the route according to  
 petition and the accompanying plat setting  
 stakes plainly marked at all angles and

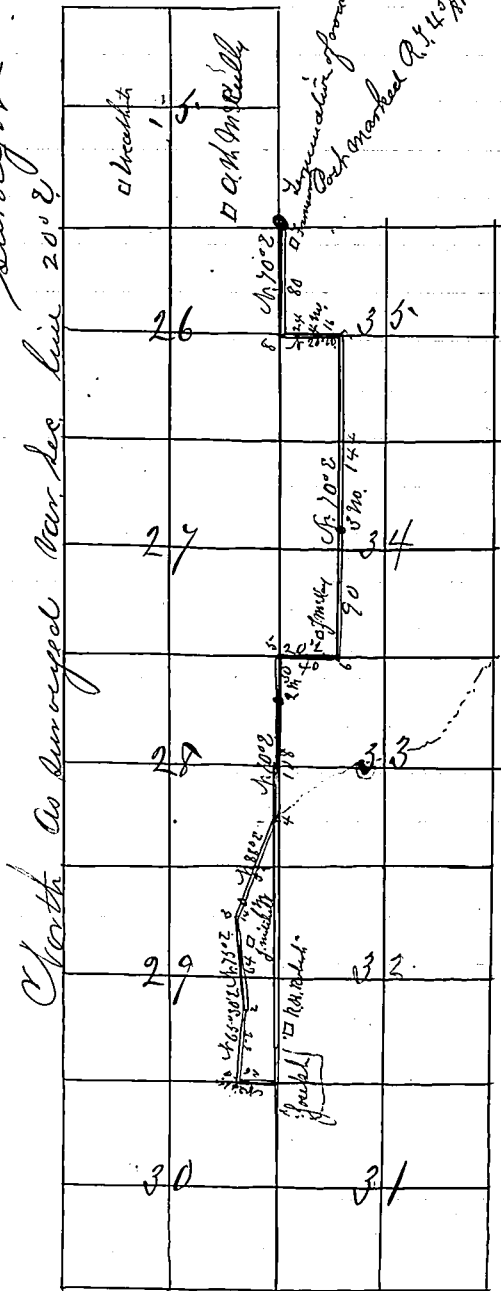
Secord judicial Day Thursday Mar-5-1885  
 posts marked with No. of miles at each mile with  
 mound and pits at each post and report  
 the route favorable for a road and would  
 recommend the How. County Court to locate and  
 order the same opened

Viewers } J. S. Ellis  
 } Robert Downey  
 } J. C. Hetchins

Geo. J. Vail Surveyor

Track of road published for by J. J. Deane and  
 fronted others commencing at the S. E. corner Sec 30  
 T. 2 S. R. 45 E. and terminating at S. W. cor. Sec 25 same  
 township and range stakes plainly marked being set  
 at all angles by steel pits with No. of miles marked  
 thereon with pits and mounds at the mile points  
 and corners

Geo. J. Vail Surveyor



Readings of all angles at us variations

There upon Court adjourned till tomorrow morning  
 at 9 o'clock