

No 227

in

Circuit

Court

Dayton Hall and
Lamberson

Plaintiff

vs
Halter Baker & Co.

Defendant

Action for Money

Docket 510 Page 578

Bell & Carter

Attorney for Plaintiff

Attorney for Defendant

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FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

1985
 Sept 10 Petition see Review of the
 Journal C p 524
 Nov 4 Appraisers appraised
 1986 Journal C p 545
 Jan 5 Appraisers re appraised
 Journal C p 594
 Mar 6 ordered appraised
 Journal C p 650
 Mar 5 let see appraisers report
 Journal C p 647
 Apr 12 order by appraisers to
 Journal D p 328

Road

Commencing at center Cor of N⁺ Sec 9
 S⁺ & R 39 E 1⁺ p E cor of SW⁺ of
 N⁺ Sec 8 same T R



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

of the Villanetta Union. These
runing west and east and half
miles to the Center Corner of the
South East quarter of section 8 in
as said Township and Range

Traverse

Traverse

O. H. ...
D. W. Snapp
Wm B Gray
Pennelous

R. A. Vance
J. M. Jones

B. Locklin

J. D. Underwood
D. W. Wichtenhaler
R. M. Oliver
Wm Cornell
Noel Hopper
William R. Jasper
J. B. Patten
S. G. Smith
Jesse Duhler
A. Thomas
F. T. Redmond
Marion Davis
W. Davis
E. J. Cameron
G. P. Childers
A. Shaw
A. H. Stanley
J. D. A. Richardson
W. Fairbank
A. M. Standley

Benjamin Grant
Union Grant

See the matter of
the Board of Education
of St. Louis City

Coltman

Filed SEP 9 1885
at ... o'clock, ... min. ... m.
J. A. Newark
County Clerk.

State of Oregon
County of Union
I O. H. Joy being
first duly sworn say that on the 22
day of July 1885 I posted a true and
correct duplicate copy of the notice hereto
attached with all the signatures thereon
of the Petitioners thereon on the front
of the Court house door in the town
of Union Union County Oregon. I also
on the 25th day of July 1885 I posted
three true and correct duplicate copies of
the notice hereto attached with all the
signatures of the Petitioners thereon in three
public places in the vicinity of said
proposed road therein described as follows
with one of said notices on the line
of the County road leading from Union to Summerville
at the center corner of the north east quarter
of Section 9 Township 2 South of Range 39
East of the Willamette Meridian and also
on the corner fence of R. M. Oliver
on the line of said proposed road on
~~the line of the~~ and fronting on said
proposed road. And also on the
corner fence of J. P. Pace fronting
on said proposed road and on
the line of the County road known as the
Knapp road leading a cross grade
Round Valley that all of said
notices were posted and remained
posted for more than thirty days

previous to the presentation of the petition
for said proposed road to the County Clerk
of the State of Oregon for said Union County
and for more than thirty days successively
from the date of posting the same
as aforesaid

Accounts & Subscribed &
before me this 29th day of O. F. Day
of August 1885

B. F. Nibrod
County Clerk

To Whom it May Concern
You will please take notice that the
undersigned householders of Union County
Oregon residing in the ~~vicinity~~ vicinity
of the proposed road hereinafter
described all make application to the
County Court of Union County Oregon at
the September Term thereof to lay out and
locate a County road in said County
of Union on the following described
line or route to-wit

Commencing at the Center
Corner of the North East quarter of section
9 in Township 2 South of Range 39 East
of the Willamette Meridian. Thence
running west one and one half miles
to the Center Corner of the North
West quarter of section 8 in said
Township and Range thence running
South one fourth mile to the South
East Corner of the South West quarter
of the North West quarter of section 8
in said Township and Range and
well at that time all that said road
be located and surveyed and established
as a County road of said Union County
Oregon you will also take notice that
said householders will at said time
also all that the following described
portion of what is known as the Crapp
road be located and also continued
to-wit

Commencing at the Center Corner of
the South East quarter of section 9 in
Township 2 South of Range 39 East
of the Willamette Meridian thence
running west one and one half miles
to the Center Corner of the South West
quarter of section 8 in said Township
and Range

Names

O F
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 W B
 B B
 J B
 D W
 R M
 W C
 T H
 W R
 J B
 S G
 J M
 A T
 J F
 M D
 W D
 E T
 S T
 A S
 J H

Names

J D
 W F
 R A
 J M
 J M

Benjamin Davis
County Clerk

~~Benjamin Davis~~
~~County Clerk~~
~~of Davis~~
~~County~~

Filed SEP 9 1835
at o'clock P M
County Clerk

Know all men by these presents
that we O. H. Jay & N. C. Skiff
of the County of Marion and
State of Oregon are held and
firmly bound unto said County
of Marion in the sum of two
hundred dollars the payment
of which we and each of us
made us bind our selves
and heirs executors and administrators
firmly by these presents.

Signed this 10th day of September 1885
Now the Conditions of the above
Obligation is that whereas if the
County Road petitioned for
by said O. H. Jay and others
and presented at the September
term 1885 of the County Court of
said County of Marion
at the Center of the North East quarter
of section 9 in Town 2 North
of Range 39 East of the Willamette
Meridian then running east and
are half miles to the Center of the
North West quarter of section 8 in
said Township & Range. then
running south are and southerly
with to the South East Corner of
the said South West West quarter of

The north east quarter of ~~section~~ 8
be located and established ~~and~~
~~established~~ then this obligation to
be paid attention to union in
full force and virtue in law

O. H. Fay
Willis

State of Oregon }
County of Union } Willis Skiff
and } himself
Duly sworn and each for himself
says that I am worth the sum of
Two hundred Dollars or more and
have all debts liabilities and
property exempt from execution
and that I am a resident
and householder in said
County & State
I subscribed } Willis Skiff
before me this 10th day }
of September 1855 }
B. F. Nibbel
County Clerk

County Bank
Commonwealth

See the notes for
the Board of Directors
of the Bank of
Commonwealth

Board

Filed SEP 9 1885
at ... o'clock ... min ... m.
J. P. McLeod
County Clerk

To The Hon-County Court of Union
County Oregon We the undersign
viewers Appointed by your Body to view
out a proposed County Road Returned for
by O.H. Fay and others as follows To wit
Commencing at the center of the north east quarter
of Sec- 9 in Township 2 south of Range 89 East
of the will-mer thence running west one and one
half miles to the center corner of the north west
E. of Sec 8. of said Township and Range thence
south $\frac{1}{4}$ mile

Submit the following report in relation
thereto we met on the 16th day of Sept. 1885
as mentioned in your order. and after being
first duly sworn in Company with Moses
Austin Surveyor and W.D. Moss & J. S. Hawley
Chamman proceeded to view survey and lay
out said Road as mentioned in your
Order and shown by surveyors Plat
and Report submitted here with
we found the Road to lay on very good ground
and taking into consideration the
necessity that exist for said Road we
recomend that it be established as a County Road

J R Kellogg
Wm Moss
J P Halley

} Viewers

Wesley DePaul

Filed OCT 7 1885

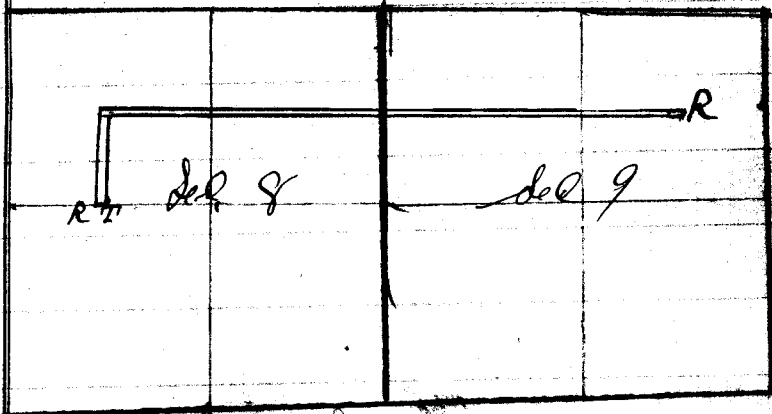
at ... o'clock, ... min. ...

J. D. Brown

County Clerk.

Report of Surveyor to the owners of a
County Road petitioned for by O.H. Day
and others as follows to wit.

Commencing at R Post at the Center corner
of the N. E. $\frac{1}{4}$ of Sec. 9 in Township 2 S.
of R. 39. E. of the Will. Mer-
thence W. one mile and 39.50 Chains
to A Post at the center of the N. W. $\frac{1}{4}$
of Sec. 8 in said Township and
Range thence South 20. Chains
to R T Post whole distance
One mile 59,50 Chains
Township 2 S. of R. 39. E. W. M.



State of Oregon }
County of Union }

I do hereby certify that the
Field Notes and Plat in the above Report
are correct as surveyed by me on the 16th day
of Sept. 1885.

Lead Democrat County Surveyor

By Moses Austin
Deputy

Successor's Report

Filed OCT 7 1895
at o'clock min P.M.
J. S. Brown
County Clerk.

In the County Court of
Union County State
of Oregon.

In the matter of
the County Board of
petitioners for by O. H. Fay
& others.

The undersigned
George Ruckman hereby
claims damages in the
sum of One Hundred Dollars
in the matter of the above mention-
ed proposed road
Union, Union Co. Or
Oct 12th 1885.

George Ruckman

1111 102
111 2.20

1013
6.90
2.3
9 2

2-15
2-101
101

1-10
105 $\frac{1}{6}$

102 $\frac{2}{3}$
1.55
2

102

Provision

*Collected by
Geo. P. Morrison*

Filed OCT 12 1885

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

B. F. Wilson
County Clerk.

Ray G. McLean
deputy

To the Honorable County Court of
Union County, Oregon.

J. J. W. Mitchell claims One
Hundred and Fifty Dollars (\$150.00)
damages for the location of
County Road running cross the
south end of the north west $\frac{1}{4}$ of
the north ^{East} $\frac{1}{4}$ ^{of} the north East $\frac{1}{4}$ of
the north west $\frac{1}{4}$ and ~~the north~~
~~west~~ $\frac{1}{4}$ and the north East $\frac{1}{4}$ of
section Eight in township 2
South of range 39 east, situated
in Union County Oregon.

J. J. W. Mitchell
by J. J. W.

Date Union Or. Oct. 26th 1883

Quinn

Clayton

By J. W. Marshall

Filed OCT 26 1935

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

J. W. Marshall
County Clerk

By J. W. Marshall

In the County Court of Union
County Oregon

In the Matter of the
petition of O. H. Jony }
and others for a }
County road . }

Now comes Robert D. Ben-
non and represents to the Court
that he is a citizen of the State over
21 years of age and a resident of
Union County. That he is the owner
of of the N. W. $\frac{1}{4}$ of the N. E. $\frac{1}{4}$ and N. E. $\frac{1}{4}$
by the N. W. $\frac{1}{4}$ of Section 9, and the
W. $\frac{1}{2}$ of the S. E. $\frac{1}{4}$, and the S. W. $\frac{1}{4}$ of the
N. E. $\frac{1}{4}$ and the E. $\frac{1}{2}$ of the S. W. $\frac{1}{4}$ and
the S. E. $\frac{1}{4}$ of the N. W. $\frac{1}{4}$ of Section 4 in
Township Two South Range Three
more east of the Willamette Meridian

that the road prayed to be laid
and as a County road by the
petition of O. H. Jony and others
described in said petition, as "Com-
ing at the center corner of the North-
East quarter of section nine is
Township Two South of Range Three
more East of the Willamette Meridian
will, if the same shall be ordered
to be laid out here on the South
boundary of said land a distance

of one half mile and if the same
be declared a County Road by
the court and opened your
petitioner will be put to great
inconvenience and loss.

That if said road be opened
he will necessarily be compelled
to build and maintain one
one fourth of a mile of fence
more than he would otherwise be
required to build. That the
expense of constructing said fence
would be in the first instance
one hundred and twenty five
dollars. That it will entail upon
him the sum of ten dollars ex-
pense per annum to keep and
maintain the same in good and
proper repair. That the said
road if laid out will occupy
two acres of his said land. That
the use of the same is seasonally
worth six dollars per year.

Whereupon plaintiff alleges that if
said road shall be laid out as
a County road and opened as
proposed for in said petition ~~that~~
he will be damaged in the sum of

two hundred dollars. Which he
asks may ~~be~~ by ~~the~~ ~~court~~ ~~to~~ ~~be~~ ~~appointed~~ ~~by~~ ~~the~~ ~~court~~
to be appointed by the Court
and that the same be allowed
and paid in case said road
shall be finally laid out and
located as a County road.

K. D. Kuckman

State of Oregon }
Union County } I Robert D. Buckman
being first duly sworn say that I am
the person mentioned in the foregoing
petition for damages and have signed
the same that the matters therein
stated are true as I believe
Subscribed and K. D. Kuckman
sworn to before me
this 4th day of Nov 1885
B. F. Wilson
By J. M. Carroll Co Clerk
Sept

In the County of Clark
for Mason County

The matter of
James Patton

vs
J. H. Gray

Plaintiff
vs
Defendant

Filed NOV 4 1895

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

B. F. Wilson
County Clerk.

Ray J. M. Lowndes
Deputy

James H. Stearns & Son
Attys for J. H. Gray

To the honorable County Court
of Union Co. Oregon

In the matter of the road
petitioned for by O. H. Fay
and others, The undersigned
being a resident of Union Co. Oregon
over 21 years of age claims damages
to amount of seventy five dollars if
said road is located as petitioned
for, as it is proposed to run said road
along the east line of the S. W. $\frac{1}{4}$ of the
N. W. $\frac{1}{4}$ of Section (8) eight - Township
two (2) South Range 39 East of the
Willamette Meridian, which land is
owned by the undersigned.

J. L. Roe

*Samuel
C. Lamm
By J. H. Kline*

*for order
for action
By the court*

Filed NOV 9 1885

at ... o'clock, ... min. ... PM.

B. F. McNeal
County Clerk.



In the County Court of Union County
Oregon Prosecuting County Sheriff.

In the matter of the
petition for the return of } Application for
restoration of a County } Appointment of new
Road By G. H. Jacy } Viewers to assess
and others } Damages

Now at this time comes R. D.
Bushman and moves the Court to
appoint Viewers to assess damages on his
Application thereon made & filed at the
last term of this Court. The Viewers
then appointed having failed to meet
or to act as required by law.

G. H. Slater & Son
Attys for Applicant

In County Court
Linn County Ia
this 8th day of January

The Sheriff of Linn
County Ia
do hereby certify
that

Application of R. B.
Henderson in
his own name
and as agent of
the

Filed JAN 8 1886
at ... o'clock, ... min. ... m.
R. B. Wilson
County Clerk.

To the Honorable County Court of
Union Co. State of Oregon,

We being duly qualified
to view the proposed road petition
for by O. H. Fay and assess
damages, to R. D. Ruckman,
G. W. Ruckman and J. W. Mitchell
find it will damage the value
of their respective farms to the amt
of fifty (\$50⁰⁰) each,

Summerville Or
Feb. 1, 1886

Thomas Wade
R. S. Childers
J. A. Shadell

Thos Stack, Claims against
County one day, with ~~twenty~~ (20) miles
and twenty five cts. Justice fee for being sworn

R. P. Childers Claims against
County one day with ^{ten} five (5) miles
twenty five cents Justice fee for being sworn

J. A. Woodl Claims one day
with ^{ten} five (10) miles and
twenty five cts Justice fee for
being sworn

Filed FEB 10 1886

at ... o'clock ... m. ... n.

W. Wilson

County Clerk.

Sumnerill March 7 1888

To the honorable County Court of Union
County Oregon.

We the undersigned do
relinquish all Right of Damages on
Road Petitioned for by O H Fay and
Others

Signed } S. W. Kuckman
Signed } J. W. Mitchell

Filed Mar 7-1888

A. P. Hill
clerk

By J. Oliver,
Deputy

To the Honorable County Court of Union County
State of Oregon

A Statement in regard to the County
Road petitioned for by O H Fay and others in
the year 1886

We the undersigned, being residents of the
vicinity of said proposed road, would most
respectfully inform your Honorable body, that
owing to ^{land appropriation since 1886} purchase of land on line of said proposed
road by persons who honestly believed said road
was finally disposed of by refusal of petitioners
to pay damages assessed in a reasonable time, it
would now manifestly do great wrong and injury
to establish said road on basis of an assessment
made at that time

And further that we have no desire, neither have
we expressed any desire to have said road
opened on said survey, thereby greatly injuring the
value and convenience of J. L. Roe's farm by
running through it, with no benefit to him
or any other person. Also to the injury of
Wm and S A Nevill and ~~others~~
without any benefit to them

And further that there is now being opened
by J. L. Roe and others a road which will be
of much more benefit to the community than
said proposed road without injury to any
person or persons

S M Noville & J. L. Roe
W. G. Navies M. M. Davall
J. F. Mottson C. O. Oliver
A. E. Johnson M. B. Mitchell
R. J. Bladders Thomas H. Gilman
J. S. Bessy J. R. Stansell
C. W. Sneyer J. H. Buchanan
John Shaw
J. H. Sturdevant
W. S. Hamilton
W. R. Gasser
G. W. Gyle
P. W. Oliver
James Moore
Philip Schaefer
J. N. Smith
J. D. B. Richardson
J. S. Cameron
William Pangborn
Wm Cornell
Peter F. Blumman
E. P. Walley
J. F. Flannery
E. J. Flannery
J. M. Stewart
Samuel Leath

18
J. Hill May 16th 1858
Raymond Clark
Raymond Clark

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In the County Court of the State of Oregon
for Union County -
In the Matter of the
Road Petition of
O. H. Fay et als, }

Now Comes J. L. Roe S^r, Neville
W^m Neville et als - and moves the
Court to Reconsider their action
taken on the above entitled matter.

on day of April 1888. ordering
the Road petitioned for herein opened
and to void said order, for the reason
that Petitioners rights had lapsed
prior to the making of said order for
Locals -

And for the reason that the Court had
no authority or jurisdiction to make
the same. And Bases this motion on the
annexed Remonstrance - R. E. Kinn

Atty for J. L. Roe et als -

County Court
Neway County

In the Matter of the
Road between of
Capt. Hay et al.

Motion to Vacate
Order of the 27th
1888

Dated May 16th 1888
Coffin's clerk
By J. Thomas DeKey

Second judicial way

Thursday Sept 10th 1885-

State of Oregon }
County of Union }^{ss}

I hereby certify the above to be the correct field notes of the survey of the above proposed County road as made by me under the supervision of the viewers on the 18th day of July 1885-

Moses Austin
County Surveyor

In the matter of the }
proposed County road }
petitioned for by O. }
H. Fay and others }³

Now at this time is presented to the court the petition of O. H. Fay and twenty six others praying that a County road be laid out and located as follows: Commencing at the center corner of the North East quarter of Section 9 in Township 2 South of Range 39 East of the Willamette Meridian, thence running West one and one half miles to the center corner of the North West quarter of Section Eight in said Township and Range, thence running South one fourth mile to the South East corner of the South West quarter of the North West quarter of Section 8 in said Township and Range. And that the following described portion of what is known as the Knapp road may be located and discontinued to-wit: Commencing at the center corner of the South East quarter of Section 9 in Township 2 South of Range 39 East of the Willamette Meridian, thence running West one and one half miles to the center corner of the South ~~West~~ West quarter of Section 8 - in said Township and Range. And it appearing to the satisfaction of the

Second judicial day

Thursday Sept. 10th 1885

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 more than twelve of the said petitioners are legal householders residing in the vicinity of the proposed road and that a good and sufficient bond had been filed herein. It is therefore hereby ordered by the court that J. S. Hawley, J. B. Kellogg and W. D. Moss be and they are hereby appointed viewers and Moses Austin Surveyor to view survey and lay out said proposed road and further that they meet at the house of O. W. Fay on the 18th day of Sept. 1885 at 10 o'clock A. M. and duly qualify before entering upon the discharge of their duties on this behalf.

Whereupon court adjourned till tomorrow morning at nine o'clock.

First Judicial Day

Tuesday Nov-4th 1885-

In the matter of the }
 proposed County road }
 petitioned for by }
 C. H. Fay and others }

Now at this time this matter comes on to be heard upon the claims for damages filed herein by George Ruckman, R. B. Ruckman and J. N. Mitchell. And it appearing to the court that R. B. Ruckman is the owner of the W. N¹/₄ of the N. E¹/₄ and N. E¹/₄ of the N. W¹/₄ of Section 9 and the N¹/₂ of S. E¹/₄ and the S. N¹/₄ of the N. E¹/₄ and the East half of the S. N¹/₄ and the S. E¹/₄ of the N. W¹/₄ of Section 12 in Township two South Range thirty nine East of the Willamette Meridian - and that said road runs through the same - and that J. N. Mitchell is the owner of the North West quarter of the North East quarter and the North East quarter of the North West quarter of Sec. eight in Township 2 South of Range 39 East - and that said road runs through a portion of said land and that Geo. Ruckman is the owner of land through which the said proposed road runs - It is therefore hereby ordered that Thos. Wade Thos. Childers and Doane Woodell be and they are hereby appointed to review the line of the said proposed road through the premises of said parties and find how much less valuable said premises are rendered by reason of said road and report the damage if any of each claimant to this Court at the next regular term. And it is further ordered that said viewers meet at the residence of C. H. Fay on the 16th day of November 1885 at 10 O'clock ^{or earlier hereafter as possible} A. W. ^{also} ^{qualify} before entering upon the discharge of their duty on this behalf

Third judicial Day Friday Jan- 8- 1886

In the matter of a proposed
county road petitioned for
by O. H. Day et al

Now at this time
this matter comes on to be heard upon
the motion of R. D. Ruckman herein
filed for the reappointment of the viewers
heretofore appointed, at a former term of
this court to review and assess dam-
ages in favor of said R. D. Ruckman
Geo. Ruckman and J. W. Mitchell and
if any there be by reason of said proposed
road running through their premises. And
it appearing to the court that the viewers
appointed as aforesaid have failed to
make any report to this court at this
time. It is therefore ordered that Thos.
Hale Thos. Childers and Doane Woodell
be and they are hereby appointed to
review the line of said proposed county
road as surveyed through the premises
of said R. D. Ruckman Geo. Ruckman
and J. W. Mitchell and find
how much less valuable said prem-
ises are rendered by reason of the
location of said proposed road, and
further that they meet at the house of O. H. Day on the 1st
day of February 1886 at 10 o'clock a.m. & duly qualify before
entering upon the discharge of their duties on this behalf

In the matter of a
proposed county road
petitioned for by
John A. Tucker et al

Now at this time this
matter comes on to be heard upon the
report of the viewers and surveyor heretofore
appointed to view and survey said pro-
posed road. And it appearing to the
court that there is no sufficient survey
or report or plat of road according
in the said viewers report It is therefore

Third Judicial Day Friday March 5-1886

Court met pursuant to adjournment previous, the same Judge Commissioners and officers as on yesterday;

Due proclamation of the opening of Court having been made the Journal of yesterday's proceedings was read and approved and is now here signed

A. Albright
County Judge

Thereupon the following proceedings were had to wit:

In the matter of the 3
cancellations of Warrants 3
now at this time it
appearing to the Court that County Warrants
Numbered 241, 242 and 246^{copy 24} were
issued by mistake of the Clerk it is
therefore ordered by the Court that said
Warrants numbered 241, 242 and 246
Class II. be and the same are hereby
cancelled in open Court.

In the matter of the road pe-3
tioned for by C. S. Fay et al-3 Now at this time
this matter comes on for hearing upon the report of
the viewers heretofore appointed to review and assess dam-
ages on the line of road running through the premises of
E. W. Ruckman, R. S. Ruckman, & J. H. Mitchell and also upon
the report of the viewers and surveyor heretofore appointed
to view survey and lay out said road, and said viewers and
surveyor report having been read in open Court for the
first time, it is ordered that they be laid over for a second reading
on another day of this term.

Thereupon Court adjourned till tomorrow
morning at nine o'clock

paid premises are rendered by reason of the paid road through paid above described premises. It is further ordered that they meet at the house of W. M. Stokes on the 19th day of March 1886, at 10 o'clock A. M.

And duly qualify before entering the discharge of their duties in this behalf.

In the matter of the }
road petitioned for by }
O. S. Fay et al }
}

Now at this time this ~~case~~ matter comes on for hearing upon the second reading of the views and surveyors reports filed herein, which said reports are read for a second time in open court, and also for a further hearing upon the report of the viewers appointed to review the line of road, through the premises of M. Ruckman R. S. Ruckman and J. M. Mitchell and assess damages sustained by said parties by reason of paid road running through the premises of said parties. And it appearing to the court that said viewers find the damages sustained by each of said claimants to be \$500⁰⁰ and it further appearing that the report of the viewers and surveyor are in all respects regular and according to law and that said reports have been read on two different days of this term, and that no further claims for damages or reimbursements have been filed. It is therefore ordered that the viewers and surveyors report and the plat of the road be recorded and the road be established as a public highway, provided however that the petitioners for paid road pay the damages awarded.

Viewers Report.

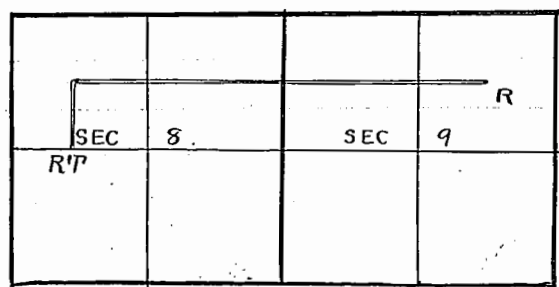
To the Hon. County Court of Union County
Oregon — We the undersigned viewers

appointed by your body to view out a proposed County Road petitioned for by O. S. Gray et al as follows, to wit: Commencing at the Center of the North east quarter of Sec. 9 in Township 2 South of Range 39 East of the Will. Mer. Thence running west one and one half miles to the center corner of the north west quarter of Sec. 8 of said Tp. and Range then South 1/4 mile. Submit the following report in relation thereto. We met on the 16th day of September 1885 as mentioned in your order and after being first duly sworn in Company with Moses Austin Surveyor and W. D. Moss & J. D. Hawley Chairman proceeded to view survey and lay out said road as mentioned in your order and shown by surveyor's ^{best} 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.

J. K. Kellogg } Views
 W. D. Moss }
 J. D. Hawley }

Report of Surveyor to the views of a County Road petitioned for by O. S. Gray et al as follows, to wit; Commencing at R. post at the center corner of the N E 1/4 of Section 9 in Tp. 2 S of R. 39 East of the Will Mer. Thence W. one mile and 39.50 chains to A. post II at the center of the N. W 1/4 of Sec. 8 in said Tp. and Range Thence South 20 chains to R. T. post whole distance one mile 59.50 chains.
 Township 2 S of R. 39 E. W. M.



Fourth Judicial Day Saturday Mch 6 1886

State of Oregon }
 County of Union }^{ss} I do hereby certify that the
 field notes and plat in the above report are
 correct as purveyed by me on the 16th day
 of Sept. 1885

Fred Simons
 Surveyor

By Moses Austin
 Deputy.

On the matter of the }
 Allowance of Bills } Now at this time
 it is ordered by the Court that the fol-
 lowing bills be allowed.

Class No	Who For	What For	Am't
U 280	J. L. Carter	One Coyote Scalp	3 00
281	E. Estayden	Scalps	15 00
282	W. G. Peach	Scalps	3 00
283	T. R. Irwin	"	4 00
284	P. J. Hamstock	"	100 00
285	"	"	100 00
286	"	"	100 00
287	"	"	100 00
288	Joseph Flick	"	6 00
289	John W. Minnick	"	3 00
290	James Gilkison	"	6 00
291	J. M. Deau	"	27 00
292	Thomas J. Lemmon	"	6 00
293	Joe Legore	"	6 00
294	F. A. Bennett	"	13 00
295	A. W. Hamilton	Bailiffs fees	36 54 ✓
296	"	"	27 46 ✓
297	B. W. Bates	Scalps	3 00
298	E. P. Ashby	"	3 00
299	W. D. Clifford	Dist. atty fees	50 00
300	"	" "	72 50
301	Wm Frazier	Scalp	30 00
302	Al. Cook	"	1 00
303	J. W. Kennedy	Bailiffs Fees	64 00

Ninth Judicial Day Friday April 6th 1888

Court met pursuant to adjournment.

The same officers were present as on yesterday.

Due proclamation of the opening of court having been made the Journal of yesterday's proceedings was read, approved and is here now signed.

O. P. Goodell
County Judge

Whereupon the following proceedings were had, to-wit:-

In the Matter of the }
Proposed County Road }
petitioned for by O. }
Koopman et al. }

At this time it is ordered that this matter be continued until the next regular term of this court for further consideration.

In the Matter of the }
County Road petitioned }
for by O. H. Day et al. }

This matter came on to be heard at this time and it appearing to the court that the above entitled road was regularly petitioned for, laid out and established as a County Road, but that there were certain claims for damages, all of which have been withdrawn except that of R. D. Ruckman, which has been appraised at \$50.00. It is ordered by the court that a warrant be drawn on the Treasurer in favor of said R. D. Ruckman for said sum of \$50.00 and that said road be ordered opened and declared a public highway.

In the matter of Delinquent

Tax List of Union Co. } It is ordered by the court that the Delinquent Tax list prior to 1887 be published in the County paper that will publish it the cheapest.

Third Judicial Day.

Friday, Jan'y 9th 1891

keeping said children since said time. It is therefore ordered that a warrant be drawn on the Treasurer in favor of said A. J. Sheels for \$20⁰⁰ to cover said last months appropriation and an additional warrant for \$40⁰⁰ to cover said funeral expenses and the expense of keeping said minor children.

In the matter of a special
order to R. D. Ruckman)

It appearing to the Court that in the Road petitioned for by C. H. Day et al among other claimants for damages R. D. Ruckman claimed that in case said road was ordered opened and made a public highway he would be damaged greatly and that three disinterested householders were appointed to appraise the damages that would accrue to said Ruckman by reason of the establishment of said road and opening it up as a County road and said householders found that in case said road was made a public highway of Union County said Ruckman would be damaged \$50⁰⁰ thereby and that the County Court deeming said road of great public utility ordered that said road be declared a public highway and opened up according to law and ordered that the damages to wit \$50⁰⁰ that would accrue to said Ruckman by reason of opening up said road as a public highway should be paid out of the County Treasury and that a warrant was drawn on the County Treasurer of Union County in favor of said R. D. Ruckman to cover said damages that would accrue to wit \$50⁰⁰ and that said Ruckman received and receipted for said warrant but that said proceedings were afterwards reviewed in Circuit Court and passed upon by the Supreme Court of the State of Oregon and it was held by said Courts that the County Court was in error in making said order and that said proposed road

Third Judicial Day.

Friday July 9th 1891.

was never opened or established as a County road and that no damages were did accrue to said P. A. Ruckman thereby but that the said P. A. Ruckman has failed and neglected to refund said money to the County Treasury. It is therefore considered and ordered that said P. A. Ruckman be notified to forthwith refund said \$500 to the County Treasury and take and file the Treasurers receipt therefor with the County Clerk.

In the matter of the appropriation
to straighten and grade the Road
from Union to the Union Depot }

It appearing to the Court that heretofore an appropriation of \$1200⁰⁰ was made out of the County Treasury to shorten and grade the road from Union to Union Depot and that Nelson Schoonover was appointed Superintendent of said work and to draw and receipt for the warrants covering said appropriation but that said work has not yet been done. It is therefore considered and ordered by the Court that said Nelson Schoonover be instructed to hold said fund in his hands subject to the order of this Court and that he immediately file a bond in the sum of \$2500⁰⁰ that he will hold the money in his hands subject to the order of this Court and pay the same over at any time when required.

Whereupon it was ordered that the Court be now adjourned until tomorrow morning at 9 o'clock.

First Judicial Day

Wednesday March 4th 1891

at Pine Valley Post Office on the 25 day of March 1891 at the hour of 10 o'clock A.M. and after qualifying, to view, survey and lay out said road according to law.

In the Matter of the Claim
of Union County against
R. D. Ruckman

Now at this time, It appearing to the Court that R. D. Ruckman had issued in his favor the 19 Day of May 1888 a county warrant in the sum of \$50⁰⁰ being a claim for damages, on account of the location, or the attempted location of a County road through his lands, in this county, on petition of O. H. Fay and others, viz: Sept. 10th 1885. And it appearing to the Court that the order of this Court in issuing or authorizing the issue of the said county warrant to the said Ruckman was wholly without jurisdiction, or authority of law. And that the said proceedings establishing the said Road as a County Road, has been adjudged void, and the same annulled. And that the said County Warrant or the value thereof is due to the said Union County and should be refunded to the county.

It is therefore hereby ordered, by the court that an action be instituted in the name of the County against the said R. D. Ruckman for the recovery of the value of the said warrant viz: the sum of \$50⁰⁰. And R. Eakin is hereby appointed, and authorized to bring the said action and prosecute the same to final termination.