

No 6-11

in  
Circuit Court

A. Summer Bros  
Plaintiff

vs

F. A. Foster  
Defendant

Action for Money

Docket Page

Jas H. Slatsford  
Attorney for Plaintiff

Attorney for Defendant

REVENUE AND EXCISE DEPARTMENT  
UNITED STATES OF AMERICA  
WASHINGTON, D. C.

1887

279

May 11 Petition per Sowers aff'd  
Journal D of 154

July 6 last pending per S  
Journal D of 171

July 7 dismissed  
Journal D of 170

Road

commencing at S E cor of S W 4 sec 34  
T 7 + R E cor NW 4 sec 3 T 8 R 4 E  
thence N 4 1/2 miles on the line

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

# Notice of Petition for County Road

Notice is hereby given that a petition will be presented to the County Court of Union County State of Oregon at the May term of said Court in May 1887 Praying said County Court to cause to be reviewed surveyed and established a county road as follows to wit Commencing at the S E corner of S 1/4 of Sec 34 Township 7 and N E corner of S 1/4 of Sec 3 Township 8 South of Range 46 E 1/4 M running thence West 1/2 mile as near as practicable on township line to the S W corner of Sec 36 and N W corner of Sec 1 Range 45 E 1/4 M. all of above fronts and places being in Pine Valley precinct Union County State of Oregon

Names same as petitioners

- |  |  |
|--|--|
| <p>E Steelman<br/>         M Updike<br/>         John Morrison<br/>         Geo Steel<br/>         W W Scrabbs<br/>         R Y Langvill<br/>         J S Hopfinger<br/>         Alvin Carter<br/>         Alexander Statler<br/>         C W Hayner</p> | <p>S Leep<br/>         W Motley<br/>         B Leep<br/>         Chas Jones<br/>         J J Sturgill<br/>         J N Leep<br/>         J W Barwick<br/>         R D Henkly<br/>         James Mills<br/>         Lewis H Selberg<br/>         John Hewitt<br/>         Anson A Curry<br/>         C A Oliver<br/>         Isaac Lund<br/>         E B Gaylord<br/>         W H Boyle<br/>         J W Steadale<br/>         J F Boyer<br/>         J A Proffitt<br/>         J Leep<br/>         J M Stewart</p> |
|--|--|

Geo Chancy  
 W. M. White  
 Henry Rankin  
 John Hart

State of Oregon  
 County of Union

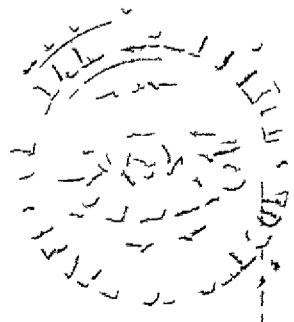
ss  
 J. M. Stewart

Monroe Updike after being duly sworn deposes and says that on the 24<sup>th</sup> day of March 1887 he posted three notices of which the above is a duplicate on these places on the line of proposed road and that said notices have been posted 30 days

Monroe Updike

Subscribed and sworn before me  
 this 25<sup>th</sup> day of April 1887

J. M. Stewart  
 Notary Public for Oregon

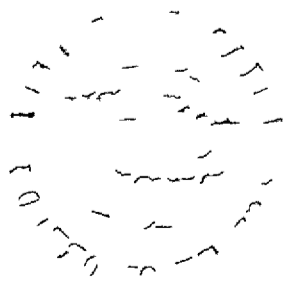


60.

Filed May 17 1887

A. H. Webb

AS



Pine Valley Or. May 29, 1887

To the Clow County Court of Union County Oregon

We the undersigned having been appointed by the Clow Court, viewers of a road beginning at the 1/4 sec cor on the south boundary of sec 34 T 7 S R 46 E. N.W. and running westerly four and one half miles, on the township line, have attended to the duties thereof and beg leave to make this "Report"

We met at the time and place appointed and first being duly qualified proceeded to view locate, and cause the same to be surveyed on the township line, and hereby recommend the road as thus surveyed and marked for the following reasons to wit:

- 1st. Being located directly across the valley it seems to be a public necessity.
- 2d. The line of road is as good or better than can be found in the vicinity, and any deviation therefrom would only increase the length of road, the expense of construction, and repairs, without securing a better road bed.

J Mc mullen } viewers  
 J B Wood }  
 c

Bill January 1, 1957  
at small desk  
at Marine  
B. J. J.

1 In the County Court of the State  
2 of Oregon for Tinnon County.  
3 In the matter of a  
4 County Road petitioned  
5 for by E. Steelman et al  
6 & now at this time comes  
7 J. R. Irwin a householder of Tinnon  
8 County Oregon residing in the  
9 immediate vicinity of the County  
10 Road petitioned by E. Steelman  
11 and others above entitled and  
12 remonstrates against the laying  
13 out opening and establishing  
14 of said proposed County Road  
15 and moves that said proceedings  
16 be dismissed and said Petition  
17 be denied for the reasons  
18 1<sup>st</sup> That the Petition and notices  
19 do not conform substantially  
20 to the requirements of Title 7-  
21 Chapt. 52 of the Code of this State  
22 2<sup>nd</sup> That there is no proof that  
23 notice of the application to lay  
24 out and open said road has  
25 been given as by law required  
26 3<sup>rd</sup> That the Petition and notices &  
27 the proof posting do not state  
28 facts sufficient to give the  
29 Court jurisdiction

30 J. R. Irwin  
31 By J. H. Crawford  
32 His Atty.

George Brent  
Tanner Brent

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In the matter of  
Wood Pillington  
vs. G. Keenan et al

---

Removal from  
Matter of J.R. Brown

---

I O  
New York, 6-1887  
C. P. White  
Clerk



- J. H. Crawford  
Att. Gen. Repts



STATE OF OREGON,

County of Union

}<sup>88.</sup>

J. P. Williamson being first

duly sworn, on oath say, that I posted ~~three~~ <sup>a</sup> notices (a copy of which is hereunto annexed) of the proposed road, in the following places, to-wit:

.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....

and one at the Court House door, in Union in said Union County and State of Oregon, thirty days prior to the presentation of petition herein, and that all of said petitioners are householders residing in the vicinity of said proposed road in said ~~County and State of Oregon~~

J. P. Williamson

Subscribed and sworn to before me, this 11 day of May, A. D. 1887

A. J. Mill Clerk

By J. Oliver Deputy

State  
of  
Oregon  
County of  
Union

SS Take Notice

Notice is here by given that the  
Following undersigned householders  
of road district No 20 Pine Valley  
Union County Oregon will present  
to the Honorable County court of  
Union county state of Oregon at the  
Ensuing May term of A D 1887 the  
following described county road to be  
Granted and opened up for public  
use Described as follows (To wit)

commencing at the S E Corner of S W q<sup>r</sup>  
of Section 34 Town 7 and N E corner  
of N W q<sup>r</sup> of Sec 3 Town 8 South  
of Range 46 East of Willamette meridian  
Thence West 4 1/2 miles as near as practicable  
on Township line to S W corner of  
Sec 36 and N W corner of Sec 1  
Range 45 East of Willamette meridian  
all being in Pine Valley Precinct  
Union County State of Oregon

our hands this 4<sup>th</sup> day of March 1887

Witness

16<sup>5</sup> Stelman  
H. W. White  
John Morrison  
Geo. Steck  
Wm. H. Smith  
~~Wm. Patterson~~  
~~Wm. L. Smith~~

~~Robert Jackson~~  
J. L. McCaughey  
Thos. Fortea  
Alexander Staller

J. Lee  
C. W. Haynes  
A. M. Matley  
T. C. Lee  
J. Sturges  
Chas. Jones  
J. Lee  
J. M. Page  
R. T. Winkley  
James Miller  
Lewis & Floyd

Paul Hewitt  
Anson & Curry  
N. C. Oliver

J. C. Owen  
Isaac Lloyd  
E. Bradford  
R. L. Bunker  
J. Westlake

J. T. Bayer  
J. L. Proffitt  
J. Lee  
H. M. Stewart  
William H. Cook  
Henry Clark

Robert Marshall to 1884  
Plateman

State  
of  
Oregon  
County of  
Union

1st Take Notice

Notice is hereby given that the following undersigned householders of Road District No. 20 Pine Valley Union County Oregon will present to the Honorable County Court of Union County State of Oregon at the session of May Term of A.D. 1887 the following described County Road to be granted and opened up for public use described as follows (to wit) Commencing at South East corner of Section 33 and thence west to the Southeast corner of Section 32 and the Northeast corner of Section 5 thence west to the corner of Section 31 and Section 6 thence west to the Southwest corner of Section 31 and the Northwest corner of Section 6 this road is located on the Township line between Town 7 and 8 South Range 4 East of the Willamette Meridian between the Road known as the Pine Hill Cornucopia Road and thence west about one mile to the foot hills all being in Pine Valley District Union County State of Oregon

Witness our hands this 4<sup>th</sup> day of March 1887

E. Stegman  
W. Madke  
James Russell  
J. H. Higgins

Filed  
May 11 1887  
A. M. Wells  
Clerk



# Know all Men by these Presents:

THAT WE, Isaac N. Pancake and John Morrison of the County of Union and State of Oregon, are held and firmly bound unto the said County of Union in the sum of Five 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 25<sup>th</sup> day of April 1887

Now the condition of the above obligation is such, that whereas, if the County Road petitioned for by E. Steetman and others, and presented at the May Term, 1887 of the County Court of said Union county, commencing at the S. E. corner of S. W. 4 of Sec 34 Township 7 and N. E. corner of N. W. 4 of Sec 3 Township 8 South of Range 46 E. T. 9 N. Thence West 4 1/2 miles as near as practicable on township line to the S. W. corner of Sec 36 and N. W. corner of Sec 1 Range 45 E. T. 9 N. all being in Pine Valley Precinct Union county State of Oregon

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

Isaac N. Pancake  
John Morrison

STATE OF OREGON, }  
County of Union } ss.

I Isaac N. Pancake and John Morrison each for himself says that I am worth the sum of Five 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.

Isaac N. Pancake  
John Morrison

Subscribed and sworn to before me, this 25<sup>th</sup> day of April A. D. 1887

William McKinnell Clerk,  
By Notary Public for Oregon Deputy.

**Bond of Road Petitioners.**

*C. Stearns*

*and others*

*Petitioners.*

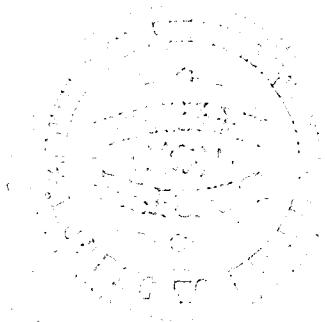
*Filed May 11 1887*

*A. J. Hall*

*County Clerk.*

*By*

*Deputy.*



## Petition

In the County Court of Union County  
to the Honorable County Court of Union  
County Oregon the undersigned persons  
being householders of Union County State  
of Oregon and residing in the vicinity  
where the following described proposed  
County Road is to be laid out and located  
most respectfully pray the county to lay  
out and locate a county road as hereafter  
described commencing at the S E corner of  
S W q<sup>r</sup> of Sec 34 Tow 7 and N E corner  
of N W q<sup>r</sup> of Sec 3 Tow 8 South of  
Range 46 East of Willamette Meridian  
Thence West  $4\frac{1}{2}$  miles as near as practicable  
on township line to the S W corner of  
Sec 36 and N W corner of Sec 1 Range  
45 East of Willamette Meridian all being  
in Pine Valley Precinct Union County  
State of Oregon  
Witness our hands this 4<sup>th</sup> day of March 1887

E. Sheelsman

Witness our hands this 4<sup>th</sup> day of March 1887

E. Steelman  
M. Spake  
John Morrison  
Geo. Steele  
~~W. H. Harrison~~  
H. H. West  
R. Y. Langford  
~~W. H. Harrison~~

L. H. White

J. La. Hopkings  
Alvin Carter  
Melander Stalker  
C. W. Haynes  
J. Guy  
A. W. Matney  
C. B. Lee  
Leidas Jones  
J. H. Hill  
J. A. S. Lee  
J. M. Pancake  
R. D. Winkley  
James Mills  
Lewis H. Story  
J. H. Bennett  
Amos H. Cunniff  
C. A. Oliver  
J. C. Leaver  
James Graft  
E. B. Hayford  
R. H. Bayles  
J. Westerman  
G. F. Boyer  
E. L. Proffitt  
J. M. Lee  
J. M. Stewart  
William H. Clark  
Henry Clark



Petition

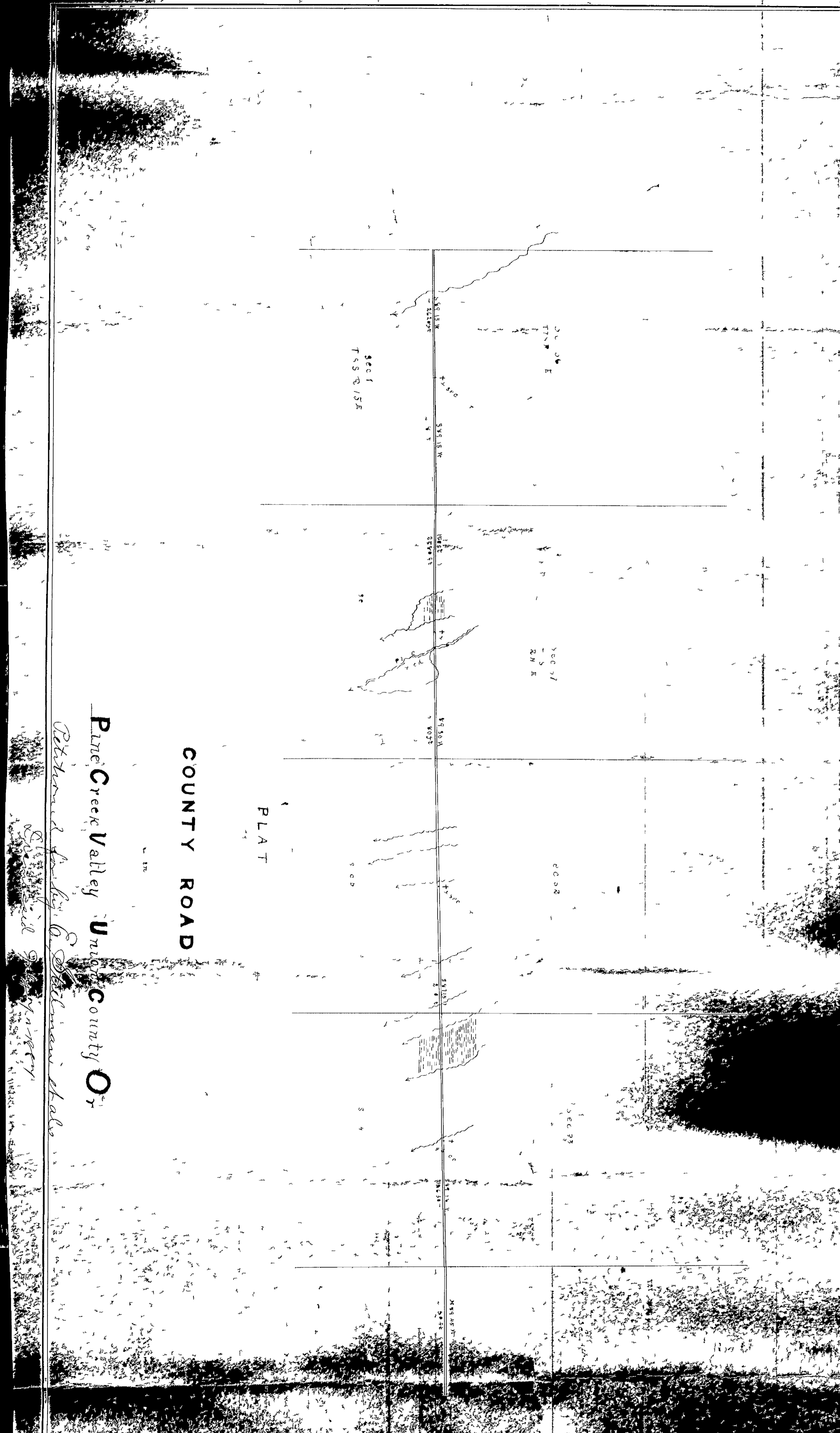
In the County Court of Union County  
In the Honorable County Court  
of Union County Oregon

The undersigned  
persons being householders of Union County  
State of Oregon and residing in the  
precinct where the following described  
proposed County Road is to be laid out  
and located most respectfully pray the  
Court to lay out and locate a County  
road as hereafter described viz commencing  
at the South East Corner of Section 32 and  
and Northeast Corner of Section 5 thence west  
to the Corner of Section 31 and Section 6  
thence west to the South West Corner of  
said Section 31 and the North West Corner  
of Section 6 This Road is located on the  
Township line between Town 7 and 8 South  
range 46 East of the Willamette Meridian  
intersecting the road known as the Pine Valley  
and Coquippia road all being in Pine Valley  
Precinct Union County State of Oregon  
Witness our hands this 4<sup>th</sup> day of March 1887

Filed May 11 1887

A. W. W.

Clerk



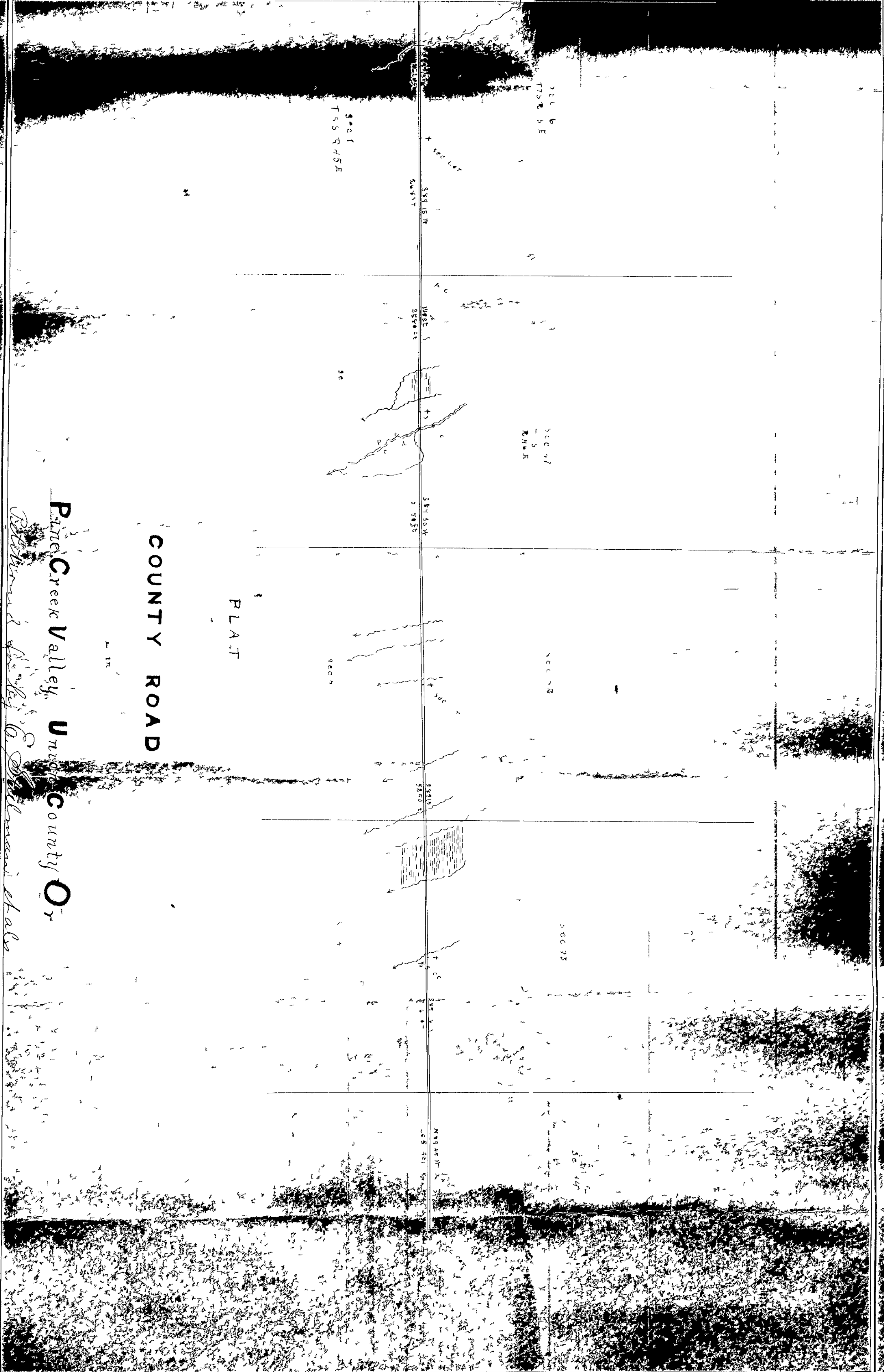
COUNTY ROAD

PLAT

Pine Creek Valley Union County Or

*Return to Survey of Williamson Place*

*Surveyed by J. H. ...*



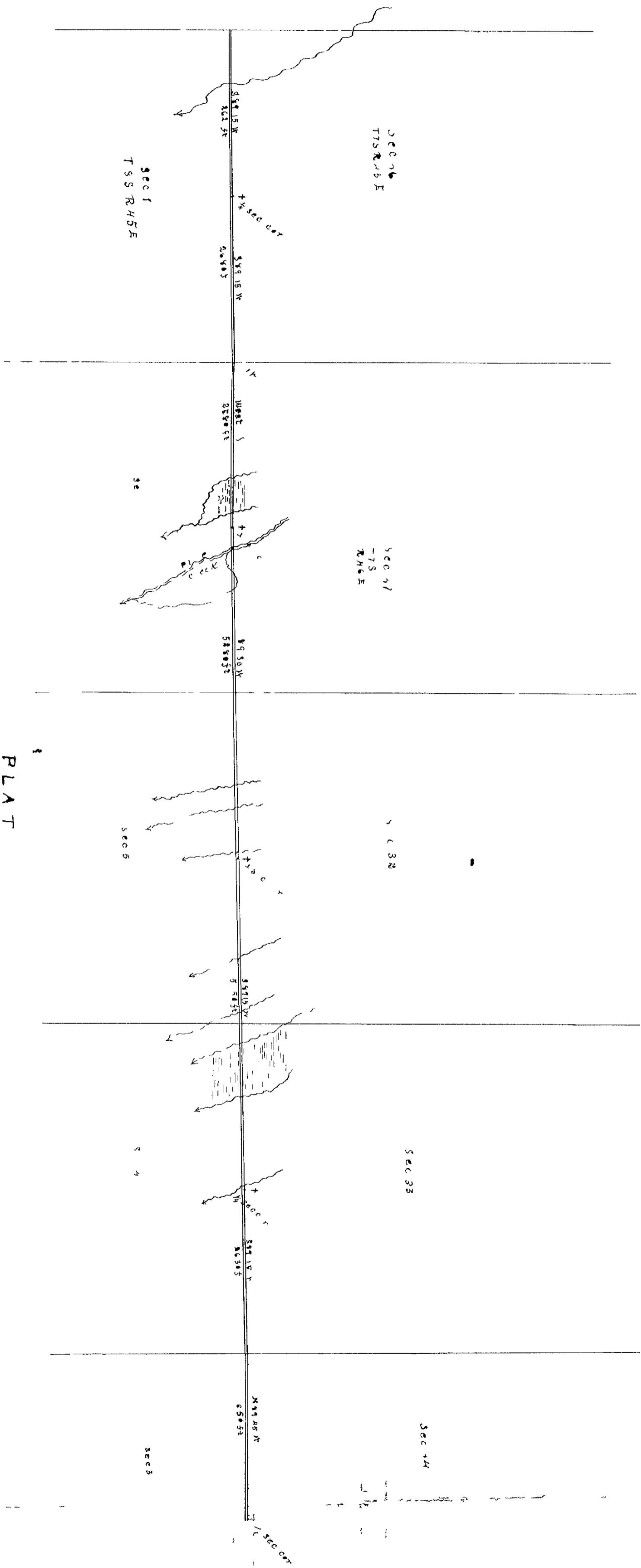
Pine Creek Valley Union County Or

COUNTY ROAD

PLAT

*Returned to Key V. Williams et al*

*James Paul & Co. Surveyors*



COUNTY ROAD

Pine Creek Valley Union County Or

*Retained for by G. Steinman Chalk  
 Name call July 1887*

2. 17

SEC 26  
T5S R4E

SEC 27  
T5S  
R4E

SEC 32

SEC 33

SEC 4

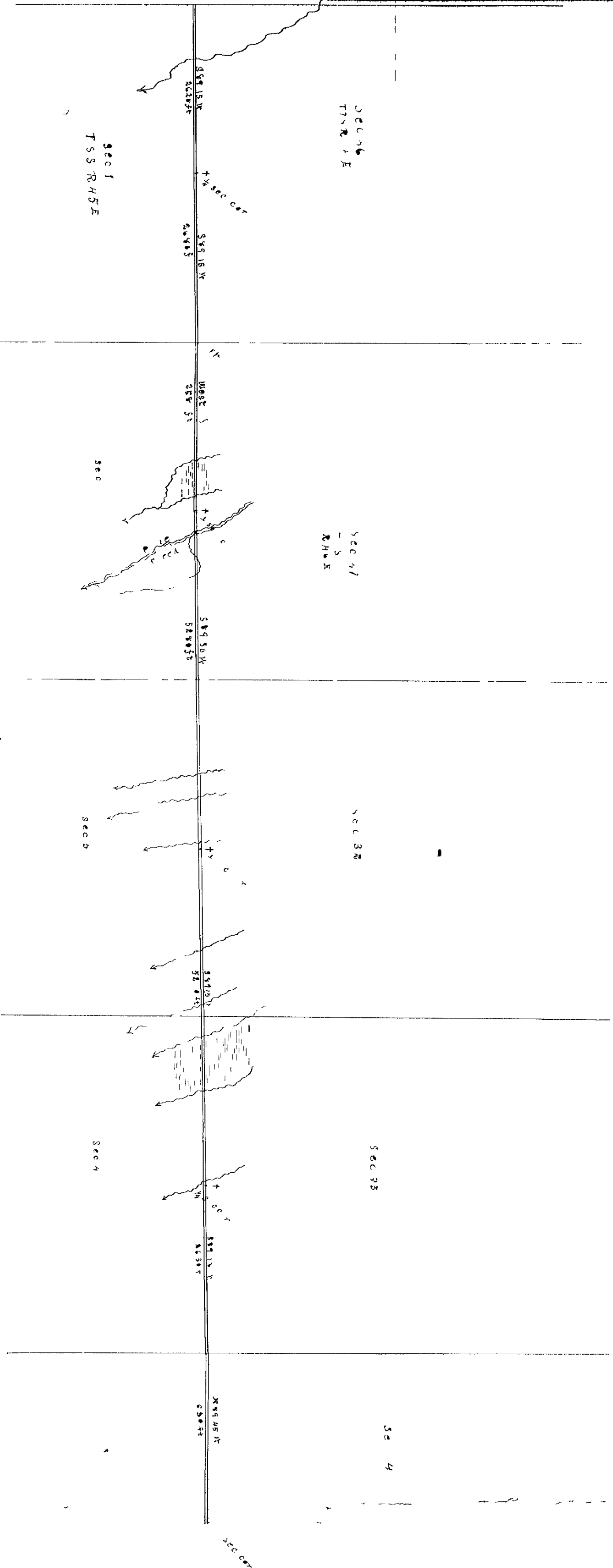
SEC 1  
T5S R4E

PLAT

COUNTY ROAD

Pine Creek Valley Union County Or

*Returned for by C. Stillman also  
L. Home and Gregory*





First Judicial Day

Wednesday May 11<sup>th</sup> 1887

In the matter of the }  
Road petitioned for }  
by J. R. Haynes et al. }

Comes now J. R. Haynes and presents to the Court the petition of himself and Eighteen others praying that a road be laid out and established as follows to-wit: Commencing at a point on the County road leading from Union to Selma in Sec 7 T. 5 S. R 40 E. N. M. at a point on said County Road where the line dividing the lands of J. E. Yowell and W. H. Huffman crosses said road, thence West on the line dividing the lands of said Yowell and Huffman to the West side of said lands, thence in a Westerly direction as near as practicable and secure a good and practicable route to a point on the County road from Lalsvande to North Powder in Sec 5 T 5 S R 39 E. N. M. all of which points are in Union County Oregon. And it appearing to the Satisfaction of the Court from proof filed herein that due and legal notice has been given of the pendency of this proceeding, that more than twelve of said petitioners are householders in the vicinity of the proposed road and that a good and sufficient undertaking has been filed herein as required by law. It is therefore considered, and ordered by the court that William Hutchinson Jr., Geo. J. H. Stevens and Nelson Schrimmer be appointed viewers and John Kimbrell surveyor to view survey and report upon said proposed County Road, and that they meet at the house of J. E. Yowell on May 18<sup>th</sup> 1887 at 10 o'clock A.M. and duly qualify before they enter upon their duties in this behalf.

In the matter of the }  
Road petitioned for by }  
E. Stelman et al. }

Comes now E. Stelman and presents to the Court the petition of himself and 35 others praying that a County Road be located and established as follows to-wit: Commencing at the S.E. corner of S.W. 4 of Sec 34 T. 7 and N.E. corner of NW 4 of Sec 3 T. 8 S R 46 E. N. M. thence West 4 1/2 miles as near as practicable on Sp. line to the S.W. corner of Sec 36 and NW corner of Sec. 1 Range 145 E. N. M. all being in Pine Valley Precinct Union County Oregon. And it appearing to the Satisfaction

First Judicial Day

Wednesday May 11<sup>th</sup> 1887

of the Court from proof filed herein that due and legal notice of the pendency of this proceeding has been given as by law provided; that more than twelve of said petitioners are legal householders and living in the vicinity of the said proposed road, and that a good and sufficient undertaking has been filed herein as required by law. It is therefore considered and ordered by the Court that Isaac McMullen, Joel Hood and J. H. Shandler be appointed viewers and H. W. Cook surveyor to view, survey and report on the said proposed road and that they meet at the house of J. N. Pancake on May 23<sup>rd</sup> 1887 at 10 o'clock A.M. and duly qualify before they enter upon the discharge of their duties in this behalf.

In the Matter of the }  
 Road petitioned for }  
 by H. W. Oliver et al }

Comes now H. W. Oliver who presents to the Court the petition of himself and 27 others praying that a County Road be laid out and established as follows to-wit: Commencing at a point on the North line of the S.W.<sup>4</sup> of Sec 12 T1 S. R 38 E. N. M. where the old travelled road running North from Summerville crosses said line, near the residence of A. Shaw and running thence a little West of North along the old travelled road to near the Residence of Dr. W. E. Rinehart thence West about  $\frac{1}{4}$  of a mile and then North of North West along the line of said old travelled road to a point 18 rods West of the center of Sec 35 T1 N R 38 E. N. M. all of which distance is along the line of the said old travelled road. Thence a little East of North on the old road about 85 rods more or less to the South side of the N.E.<sup>4</sup> of NW.<sup>4</sup> of Sec 35, Thence East to the N.E. corner of said N.E.<sup>4</sup> of NW.<sup>4</sup> of Sec 35 T1 N R 38 E. N. M. Thence North on this line  $\frac{1}{2}$  mile and 2 rods thence East 80 rods more or less as the good of the road may require. Thence angling South Easterly and then Easterly to intersect the "Woodward Road" all of which points are in Union County Oregon. And it appearing to the satisfaction of the Court from proof filed herein that due notice has been given of the pendency of this proceeding, as provided by law, that more than twelve of said petitioners are legal householders and living in the vicinity of the said proposed road

First Judicial Day

Wednesday July 6<sup>th</sup> 1887

also appearing to the court that Jacob Collins is a suitable and proper person for such officer it is therefore now ordered and adjudged by the Court that he be and he is hereby appointed Justice of the Peace for Summerville Precinct to serve until his successor is duly elected and qualified and that he file a bond with the County Clerk of Union County in the sum of One Thousand Dollars, Conditioned on the faithful discharge of his duties as such officer.

In the Matter of Road  
Petitioned for by A. W. Oliver  
and others

This matter came on to be heard upon the reports of the viewers and Surveyor heretofore appointed by the Court and the said reports having been read in open Court for the first time are laid over for further consideration on another day of this Term

In the Matter of Road  
Petitioned for by E  
Stelman and others

At this time is presented to the Court the reports of Viewers and Surveyor on the proposed County Road petitioned for by E. Stelman et al, and said reports having been read in open Court for the first time are laid over for further consideration on some other day of this Term.

In the Matter of Road  
Petitioned for by J. Hoop  
man and others

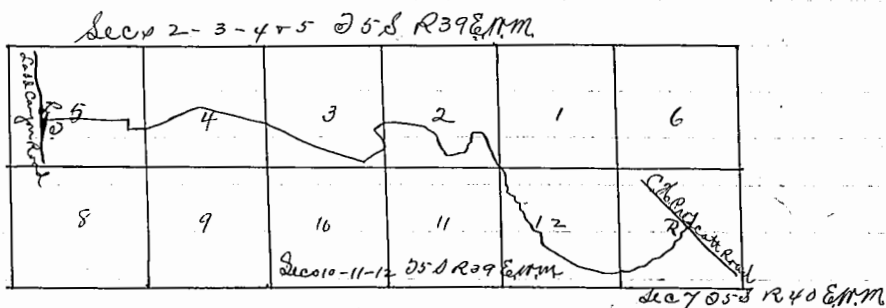
At this time is presented to the Court the petition of J. Hoopman and others praying that a County road be laid out and established as follows to-wit: Commencing at a point on the present County Road where the same crosses the half section line of Sec 23 in Township 8 South of Range 46 E. W. M. running thence as nearly as practicable due North on the half section line through Sections 14 and 11 Township 8 S. R 46 E. W. M. bearing some 300 or 400 yards to the right to pass district School house at or near the center of the N. E. 4 Sec 11 Township 8 S. R 46 E. W. M. thence North West through Sec 2 3 8 8. and



Second Judicial Day

Thursday July 7<sup>th</sup> 1887

Plat of the Hayes Road



I hereby certify that the above is a correct plat of survey of the proposed County Road of D.R. Hayes and others ordered viewed and surveyed by the County Court of Union County Oregon at the Regular Term in May A.D. 1887 of above entitled Court this 19<sup>th</sup> day of May 1887-

J. W. Kimbrell

Surveyor

In the Matter of the }  
Proposed County Road }  
petitioned for by Wm }  
McKinnell et al

At this time is presented to the Court the reports of Viewers and Surveyor in the proposed County Road petitioned for by Wm McKinnell et al, and after said reports are read in open court it appearing that certain claims for damages have been filed herein by Saml Painter, Saml Perry and A.W. Motley, It is therefore hereby ordered that Wm Nash, Eli Chandler and Louis Ferguson be and they are hereby appointed to view and appraise said damages and report to this court at the September Term hereof how much less valuable the premises of said Samuel Perry, Samuel Painter and A.W. Motley will be rendered by reason of the establishment of the said proposed County Road. And that said appraisers meet at Cindle and Wilkinson's Store in Pine Valley at 10 o'clock A.M. on Saturday July 23<sup>rd</sup> 1887 and proceed to view and report as aforesaid.

In the Matter of the }  
Proposed County Road }  
petitioned for by E }  
Stelman et al

This matter comes on now to be heard on the reports of viewers and surveyor heretofore appointed

Second Judicial Day

Thursday July 7<sup>th</sup> 1887

and on the motion of D.R. Erwin to dismiss further proceedings herein, on account of certain irregularities in the proceedings and after listening to an argument made by J.H. Crawford Esq in favor of said motion and the Court being fully advised in the premises It is considered and adjudged by the Court that said motion be sustained and it is now ordered by the Court that all proceedings herein be dismissed.

In the Matter of a Settlement  
with  
A.N. Hamilton, Sheriff.

Comes now the Sheriff A.N. Hamilton and returns to the Court the Delinquent Tax Roll placed in his hands at the April Term of the Court from which it appears that he has collected the sum of \$5635.<sup>50</sup> on said Roll which money has been by him turned over to the Treasurer and the Treasurer has been charged and the sheriff credited with the same; also that said sheriff is entitled to credit for the sum of \$396.<sup>78</sup> for rebate on taxes as follows: Mrs E.J. Jasper 22<sup>00</sup> G.M. Halk 15.<sup>40</sup> E.P. Staples 22<sup>00</sup> Geo Steed 2.<sup>55</sup> C.L. Cochran 22.<sup>40</sup> Wm Blakelee 1.<sup>00</sup> Mrs Alice Denney 6.<sup>60</sup> S.J. Richardson \$298.<sup>13</sup> and Wm Erickson 6.<sup>60</sup> making in all the said sum of \$396.<sup>78</sup> That said sheriff has made Sheriffs assessments since May 19-1887 of \$1489 and that the amount still uncollected on said Delinquent Roll is \$7479.<sup>44</sup> It is therefore ordered by the Court that said sheriff be charged in his acct with said sum of \$1489 so levied as Sheriffs assessments and that he be credited in addition to the amount already credited on Treasurers receipts, with the said sum of \$396.<sup>78</sup> and with the said sum of \$7479.<sup>44</sup> on Delinquent Tax Roll turned over to this Court

Thereupon it is ordered that the Court be now adjourned till tomorrow morning at 9 o'clock.