

No

*Circuit*

*Court*

*State of Oregon*  
Plaintiff

vs

*R P Tibbitts et al*

Defendant

Action for

Docket

Page

*J N Slater* G to Issue of  
*John R. Lewis*  
Attorney for Plaintiff

Attorney for Defendant

FOR SALE  
IN THE  
OFFICE OF THE  
CLERK OF THE  
COURT  
AT  
PORTLAND  
OREGON  
MAY 10 1900

**Record of the Case**

1970  
Mar 7 Petition rec Viewers apptd  
Journal a p 263  
May 3 Affidavit of Appraisers  
Journal a p 276  
July 7 ordered opened  
Journal a p 284

30

**WITNESSES.**

Road

From a point in Laland and  
Hinders + point road 1 mile N  
of 7<sup>1</sup>/<sub>2</sub> line bet T 3 R 35 + T 3 R 39  
to S<sup>1</sup>/<sub>2</sub> cor S W<sup>1</sup>/<sub>4</sub> Sec 25 T 2 S R 30 E

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

30

Know all Men by these presents  
that we George W. Smith <sup>William Probstel</sup> and Samuel  
K. Francis are held and firmly  
bound unto the County Court of Union  
County in the sum of One hundred  
dollars to defray all expense that may  
be necessarily incurred in viewing and  
surveying a proposed Road commencing  
at a point on the County road leading  
from Salpandre to Henderson's point one  
mile West of the Township line between  
Town 3 in Range 38 East and Town  
3 in Range 39 East thence North  
on Section to the NW corner of the  
NW 1/4 of Section 25 in Township  
2 South of Range 38 East

The conditions of the above  
Obligation being that if the Said  
Report of Viewers on Said Road  
shall not report in favor of Said  
Road, and that said road is not  
accepted we the undersigned will  
pay to the County Court of Union  
County Oregon One hundred doll-  
ars or the sum necessary to defray  
the expenses of as aforesaid  
Salpandre Oregon G. W. Smith  
March 7th 1870 S. K. Francis  
Wm Probstel

Paul

From record on 2nd volume 1870  
1 mile 1/2 of the line but the 1870  
12th 26 1/2 1/2 1/2 1/2 1/2 1/2  
52 8 12 3 7 9

John Smith Jr

1870 E of the line

See sketch

By of Mr Black

The within record

Property Mark 7

1870

J. O. McLean

Survey of University

To the Hon<sup>ble</sup> the County Court  
of Union County, Oregon

The undersigned would respectfully  
remonstrate against the laying out  
and opening of a county road run-  
ning through his place being the SW<sup>1</sup>/<sub>4</sub> of  
sec 25 and the N<sup>1</sup>/<sub>2</sub> of the SE<sup>1</sup>/<sub>4</sub> of sec  
26 in township 2 S of R 38 E and would  
claim as damages of said road to be paid  
on the above described premises, the sum  
of One Hundred dollars

May 3<sup>rd</sup> 1870

John Seidel

Wm. M. Lewis  
Twenty Pence

To the Hon. County Court of Union County

In the Matter of County & Reports  
Roads

We the undersigned Viewers heretofore  
appointed to view and assess the damages  
if any on a certain County Road running  
from a certain point on the Road leading  
from Saltrunck to Hendersons point three  
North to the NW corner of the SW quarter  
of Sec 25 in Township No 2 South of  
Range No 38 East. By leave  
to Report that we have provided  
to view said Road in accordance  
with said appointment and assess  
the damages sustained by John Ladd  
at the sum of Sixty Dollars  
all of which is respectfully submitted

J. T. McComas

A. Gangloff

State of Oregon  
Union County, 3<sup>d</sup>

We J. T. McComas  
and A. Gangloff being duly sworn  
say that the above Report and as-  
sessment of damages is correct to  
the best of our belief

Sworn to & subscribed } J. T. McComas

before me this 25<sup>th</sup> day } A. Gangloff

1870 E. S. McComas

Notary Public

Robert C. C.

Newman Brothers

Deerfield



The undersigned householders residing  
in the vicinity of the heretofore proposed  
road respectfully petition the Hon  
County Court of Union County Oregon  
to lay out a County road  
beginning at a point on the  
County road leading from Lapwai  
to Henderson's pond, <sup>in said county</sup> on the public  
of the Township line between Town 3  
& Range 38 East and Town 3  
Range 39 East thence North on  
section line to the NW corner  
of the S W 1/4 of Section 25 in  
Town 3 & Range 38 East  
and will ever pray

John Carr	J. Luber
Jake McGinnis	John McCall
J. R. Kottig	R. S. Fowler
John Brundage	S. ...
J. R. Batterson	J. ...
Peter Mac	
John A Childers	B. L. Stanley
W. M. Portners	John Blackland
Walter Clark	
D. A. McAlister	H. P. ...
W. M. Summers	J. J. Morris
Ezekiel Greenwood	W. H. ...
D. ...	Thomas S. Smith
	J. Halley
Mr Jan Der Meulen	Samuel R. Francis
Alfred T. Wyatt	Geo. W. Smith

Joseph ...	
George ...	
Joseph ...	
A. ...	
Joseph ...	
Geo. ...	
William ...	
Fred ...	
John ...	
R. ...	
Jackson ...	
W. H. ...	
J. B. ...	
J. ...	

At a regular Term of the County Court of Union County State of Oregon began and held at the Court House in Elgrand on the 7<sup>th</sup> day of March 1870 Present S Alberson County Judge John McDowell County Commissioner A C Craig Sheriff and C S McComas County Clerk.

Due Proclamation of the Opening of Court having been made the following Business was transacted.

In the Matter of County Road  
 from a point on the County Road  
 from Elgrand to Hendershott's point  
 one mile West of the Township  
 line between Townships 3 Range  
 38 and Range 39 East Thence north  
 on Section line to the NW Corner of SW 1/4  
 of Section 25 in Town 2 South of Range  
 38 East

A petition for Said Road was presented with the requisite number of signers, and a Bond filed and approved by the Court for defraying Expenses of Said View and Survey in case Said Road was reported by Said Court. Whereupon the Court appointed John Standley George Kekels and Henry Geary Viewers and J S Curtis Surveyor and Saturday the 12<sup>th</sup> day of March was set and Viewers and Surveyor shall meet at the House of C D Andrews at the hour of 10 O'clock A.M. and proceed to view mark and locate Said proposed Road and report their proceedings the next Term of this Court

Court then adjourned until tomorrow at 9 O'clock A.M.

In the matter of a County Road Commencing at the road leading from La Grande to Henderson's Point

Now at this day it appearing to the Court that there has been a petition filed by John Ladd claiming damages in said road commencing at a point in the County road leading from La Grande to Henderson's Point in said County One mile west of the Township line between Township Three South of Range Twenty Eight East and Township 3 South of Range Twenty Nine East thence North on Sec. line to the N.W. Corner of the S.W. 1/4 of Sec 25 in T.P. 2 Range 28 East - It is therefore Ordered that said Matter be referred until next term of this Court and that J. O. McComas R. St. Pillsbury and H. Longstaff be and they are hereby appointed as Viewers to view and assess said damages as aforesaid if any there be and report their actions thereon at next term of this Court

In the Matter of Settlement with A. C. Craig Sheriff

Now at this time Came A. C. Craig Sheriff of Union County to make his Annual Settlement with the Court and after due Consideration having been had It was found that said Sheriff was entitled to the following Credits viz and also Charges as follows

A. C. Craig to Union County	Dr	
To amount Collected on Sheriff's Assignment		684.15
Union Tax		210.00
<b>Contra Cr</b>		
By Old Tax list 1869 Collected		2751.13
" Delinquent Tax for 1869		3014.50
" Poor Charge on list for " (Kearney)		582.00
" 1/2 Due amount by appraiser returned delinquent		57.00
" Taxes not liable to Poll		12.00
" Poll Tax paid in Baker Co		4.00
" Court Sum off in list of 1869		357.13
" Com. charged on County Appraiser		56.13
" Doubtly Appraiser		23.00
" Balance due		614.32
		<u>1491.33</u>

In the matter of County  
Clerk's Settlement

Now at this time Cause  
S. M. Conroy former Clerk of Union County Oregon  
and presented his report accompanied by receipts from  
County Treasurer as follows viz

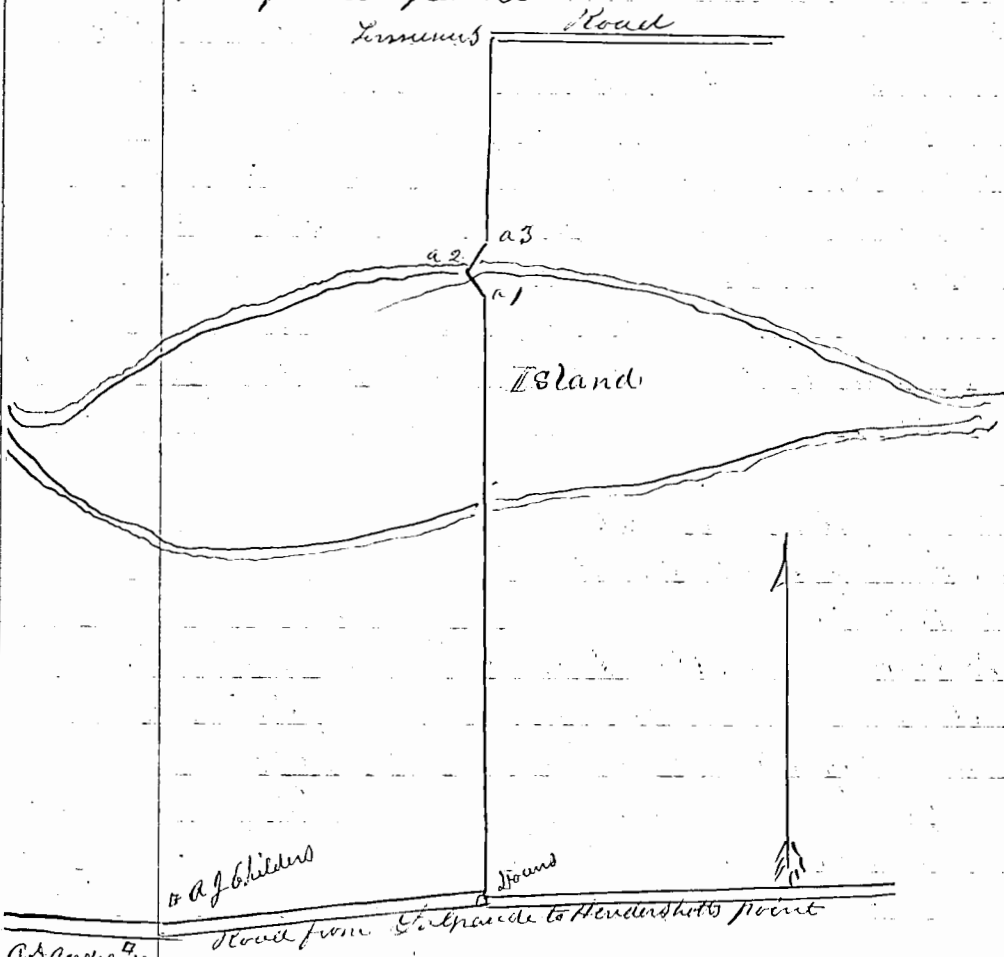
Drial fees	59, 20
Cats in State Cases	62, 51
Forfeitures	263, 00
Fines	20, 00
<b>Totals</b>	<b>\$ 404, 71</b>

Which report having been duly accepted by the Court was  
ordered Entered & filed -

In the matter of a  
County Road

Now at this time was presented the  
Report of Viewers heretofore appointed to assess damages claimed  
on a proposed County Road "Beginning at a point on the  
County Road leading from LaGrande to Henderson's point one  
Mile West of the Township line between Town Three in Range 38  
East and Town 3 in Range Thirty Nine East thence North  
on Sec line to the North West Corner of the S. W. 1/4 of Sec 25 in  
Township 2 South of Range 38 East" and said Viewers  
having reported to the Court that John Ladd was Justly  
Entitled to the Sum of Sixty Dollars as Damages on  
said proposed road and the petitioners for said road  
having paid to the County Clerk the said Sum of  
Sixty Dollars It is therefore Ordered that said road  
be and the same is declared a public highway  
in accordance with the accompanying plat and  
that the same be ordered opened

Plat of the Survey of a proposed County Road from  
near Soans Place running North to a Point near Luke  
Milquinn's place.



This Survey was made on the 14<sup>th</sup> day of March  
1870 commencing at the Soans Place on the Section  
line one mile West of the Township line dividing  
Township 3 South in Ranges 38 and 39 E Mill. Mer.  
thence due North 2 Miles and 14 Chains to a P. No 1  
crossing the South branch of the G. R. River forming the  
Island at a fordable point for Bridging thence N by 40°  
W. 6 Chns to a P. No 2 crossing the North Branch of  
the G. R. River at a favorable point for a Bridge, thence  
N by 35° E 7½ Chns to a P. No 3 thence due North to the  
terminus of the Road making the whole distance  
3 Miles and 2½ Chains

J. L. Curtis  
County Surveyor  
Union County  
Ky