

Road petitioned
for by
Geo H Stater et al

Jan Term 1889

Viewers appointed as
follows C. W. Hamilton
O. L. Pennington and
S. S. Booth and J. W. Kim-
brell Surveyor and directed
to meet at the house of
Geo H Stater on the Big
Dutch. - January 18th
1889, at 9 o'clock

A. M.

1888

Jan 9 Petition rec Viewers app'd
Journal D of 474
Mar 6 1st reading report
Journal D of 510
Mar 7 ordered opened
Journal D of 520

314

Road

Beginning at N E cor Sec 16 T 2 S
R 39 E to 1/2 mile stake bet Secs
29 & 30 T 2 S R 39 E

314

In the County Court of Union
County in the State of Oregon

In the matter of a petition for the
laying out and establishing of a
County road from the N E corner
of Section 16. to the on fourth
Section corner between Sections
29 and 30 of T2 S of R39 E
T2 N

} Petition

To the honorable County Court of
Union County Oregon the Undersigned
petitioners would respectfully show
to your honorable Court, that
they are householders and reside in
Union County Oregon in the vicinity
of the road herein prayed to be es-
tablished by your hon Court, and
further represent that it is nec-
essary for the accommodation of
the public and your petitioners
pray that a County road be laid out and
established, ^{in said county} beginning at the North
East Corner of Section Sixteen (16)
of Township 20th (2) South of Range
Thirty nine (39) E. T. N. Thence ^{West} on the
North line of said section one half mile

The one fourth stake on said section
 line thence south one half mile to
 the center of said section. Thence West
 one half mile to the one fourth
 stake between ^{said} sections sixteen (16) and
^{section} seventeen (17). Thence South to the
 South West Corner of said section
 sixteen (16). Thence West on section
 line between section seventeen (17) and
 twenty ^{one mile} (20). Thence South on section
 line between sections nineteen (19) and
 twenty (20) and sections twenty nine (29)
 and thirty (30) one mile and one
 half to one half mile stake
 between said sections twenty nine (29)
 and thirty (30) in said township
 two (2) South of Range thirty nine (39)
 E. W. M. said road to be forty feet wide

For the laying out and establishing of
 which said ^{road} proposed as a county road
 your petitioners will ever pray

Union County Nov 30th 1886

Geo. H. Sleeter ✓ J. W. Lytle ✓ Oliver Shaper ✓ James Fuller ✓ Oliver Levin ✓ A. Randall ✓	J. C. Randall J. S. Flanery J. W. Mize J. V. Smith J. A. T. Wyatt J. J. Bentley ✓
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the County Court
Deer Creek County
Oregon

Petition for the
return of said
Establishment of a
County Road. to Com-
missioner of the Public
Land Office, P. D.
Ranger J. E. M., m.

Dated June 7th 1889
J. E. M., Clerk
Deer Creek County
Oregon

J. E. M.
J. E. M.
J. E. M.

1 State of Oregon
2 County of Union 3^{ps}

3 I James Moss, being duly
4 sworn say that I am a resident and
5 household, within Union County Oregon,
6 That on the 7th day of December A.D. 1888
7 I posted an original notice of road pe-
8 tition of which the following is a true and
9 correct copy to wit:

10 "Notice of the presentation of a petition
11 praying the County Court of Union County
12 Oregon to lay out and establish a County
13 Road."

14 To all Whom it May Concern
15 Notice is hereby given that on Monday
16 the 7th day of January A.D. 1889 the
17 undersigned householders residing in
18 Union County Oregon, will present to
19 the County Court of said Union County
20 a petition praying said Court to lay
21 out and establish ^{a County Road} in said County from
22 the North East Corner of Section Sixteen (16)
23 of township two South of Range thirty
24 nine (39) E. 9th M. Thence West on the
25 North line of said Section One half
26 mile to the one fourth Stake on said section
27 line, Thence South one half mile
28 to the center of said section, Thence
29 west one half mile to the one fourth
30 Stake between said Section sixteen
31 (16) and Section Seventeen (17), Thence
32 South to the south west corner of said

1 section sixteen (16) one half mile; Thence
2 west on section line between Sections
3 Seventeen (17) and twenty (20) one mile
4 Thence South on section line be-
5 tween Sections Nineteen (19) and
6 twenty (20) and Sections twenty Nine
7 (29) and thirty (30) one and one half
8 mile to the one half mile stake
9 between said Sections twenty Nine
10 (29) and thirty (30) in Township two
11 (2) south of Range thirty (30) East of the
12 Willamette Meridian. Said road to be
13 forty feet wide

John H. Slater

- 14 Oliver Shafer James Moss
- 15 James Fuller E. W. Oliver
- 16 Oliver Perrins E. Vandermuler
- 17 A. Randall
- 18 J. L. Randall
- 19 J. F. Flannery
- 20 L. Wright
- 21 J. H. Smith
- 22 A. T. Wyatt
- 23 J. W. Lytle
- 24 J. J. Conley
- 25 A. J. Hughes "

27 at each of three public places within
28 the vicinity of said proposed road to wit
29 one at a point on the line of said road
30 about one fourth of a mile from the
31 commencement of said proposed road
32 one at a point on the proposed road

1 One and One half miles from the ter-
2 minus of the same as described in
3 said notice, and One at the terminus of
4 said road, each and all of said places
5 being upon the public road as now
6 used and travelled, and that each of said
7 original notices remained ^{so} posted from
8 the said time of posting the same for
9 thirty days prior to this date to wit- until
10 July 7th 1889

11 James Moss

12
13 Subscribed and sworn to before me this
14 July 7, 1889

15 A. C. Williams
16 Notary Public
17 In & for Oregon

in the County Court of
Union County Oregon

For the Matter of taking
out a County Road Act
in Union County Oregon
Commenced at
Mc. Combs by the
JP. 24. Range 39. 1889

Applicant of Posters
of notice of petition

Dated Jan'y 7th 1889
A. J. Noble Clerk
By James Oliver
Deputy

Notice of the presentation of a petition praying
 the County Court of Union County - Oregon
 to lay out and establish a County Road

To all whom it may Concern

Notice is

hereby given that on Monday the 7th day
 of January A.D. 1889 the undersigned
 householders residing in Union County
 Oregon with present to the County Court
 of Union County a petition praying said
 Court to lay out and establish a
 County road from the North East
 corner of Section Sixteen (16) of Town-
 ship Two South of Range Thirty nine
 (39) E. 4th N. Thence East on the North
 line of said section one half mile to
 the one fourth stake on said section
 line. Thence South one half mile
 to the center of said section sixteen (16)
 Thence west one half mile to the
 one fourth stake between said section
 sixteen (16) and section seventeen;
 Thence South to the South West corner
 of said section sixteen (16) one half mile;
 Thence west one section line between

sections seventeen (17) and twenty (20) one
 mile. Thence South on section line
 between sections nineteen (19) and twenty
 (20) and sections twenty nine (29) and
 thirty (30) one and one half miles
 to the one half mile stake between said
 sections twenty nine (29) and thirty (30)
 in Township Two (2) South of Range
 Thirty nine (39) East of the Willamette
 Meridian said road to be forty
 feet wide

Jas H. Slater

- Oliver Shafer & Board members
- Oliver Perini
- A Randall
- J. G. Randall
- J. W. Smith
- A. J. Wyatt
- J. W. Smith
- J. W. Smith

A. J. Thayer
 O. McChoe
 James H. ...

Posted Dec 11 1888
 Turner

Check Jan'y 7th 1889
A. J. Wells Clerk
Expenses of
the year

State of Oregon
Union County 3/4

I Turner Oliver being duly sworn say that I am a resident of Union County Oregon and over twenty one years of age; That on the 4th day of Dec, A.D. 1888, I posted upon the door of the Court House in Union Oregon, the place of holding the County Court of Union County Oregon, an original notice of the presentation of a petition to the County Court of Union County Oregon for the laying out and establishing of a County Road in said County, and of which notice so posted the following is a copy to-wit:

Notice of the presentation of a petition praying the County Court of Union County Oregon to lay out and establish a County Road

To all whom it may concern, Notice is hereby given that on Monday the 4th day of January A.D. 1889 the undersigned householders residing in Union County Oregon will present to the County Court of Union County a petition praying said Court to lay out and establish a County road in said County from the North East Corner of Section Sixteen (16) of Township Two South of Range Thirty Nine (39) E. N. W. Thence west on the North line of said section, one half mile to the one-fourth stake on said section line; Thence south one half mile to the center of said Section Sixteen (16); Thence west one

half mile to the one fourth state between said
Sections Sixteen (16) and Section Seventeen
Thence South to the South West Corner of
said Section Sixteen (16) One half mile
Thence West on Section line between sec-
tions seventeen (17) and twenty (20), One Mile:
Thence South on Section line between sec-
tions nineteen (19) and twenty (20) and sec-
tions twenty nine (29) and thirty (30) One
and one half miles to the one half mile state
between said sections twenty nine (29) and
thirty (30) in Township two (2) South of Range
thirty nine (39) East of the Willamette Meridian:
Said road to be forty feet wide

John H. Slater

Oliver Sheper

E. Vandermulen

James Fuller

Oliver Perrin

A. Randall

J. C. Randall

J. F. Flannery

L. Wright

J. W. Smith

A. T. Wyatt

J. W. Fyffe

J. J. Conley

A. J. Shepher

E. W. Oliver

James Moss "

That the said notice remained so posted
for thirty days after said 7th day of December 1888
to wit until the 7th day of January A.D. 1889.

James Oliver

Subscribed and sworn to before me this
7th day of Jan'y 1889.

Attest Clerk
By O. F. Brett, Deputy

Be the County Court
of Union County

Oregon,

In the Matter of saying
out a County Road from
the W. E. Johnson section
16, Tp 2 South of Range 39
E. W. M.

Attending Party
Wrote

Dated May 7th 1889
A. J. Neill Clerk
By Thomas Dennis
Deputy

Know all Men by these Presents:

THAT WE, Job H Slater principal and
O. Ralston surety 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 to be made, we bind ourselves, our heirs, executors and administrators, firmly by these presents.

Signed this 5th day of January 1889

Now the condition of the above obligation is such, that whereas, if the County Road petitioned for by Job H Slater and others, and presented at the January

Term, 1889 of the County Court of said Union County, commencing at the

North East corner of Section sixteen (16)
of Township two (2) South of Range thirty
nine (39) R. W. M. Thence west on the north
line of said Section one half mile
to the one fourth stake on said Section line thence south one
half mile to the center of said Section, thence West one half mile to the
one fourth stake between said Section sixteen (16) and Section seventeen (17)
thence south to the South West corner of said Section sixteen (16) thence
West on section line between Section sixteen (16) and twenty (20)
one mile. Thence south on section line between Section sixteen
(16) and twenty (20) and Section twenty (20) and thirty (30) one
mile and one half to the one fourth stake between Section twenty (20) and
thirty (30) in said Township two (2) South of Range thirty nine (39) R. W. M.
 be located and established, then this obligation to be void, otherwise to remain in full force and virtue in law.

Job H Slater
O. Ralston

STATE OF OREGON,

County of Union } ss.

I Job H Slater principal and
surety each for himself says that I am worth the sum of

Two hundred dollars 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.

Job H Slater
O. Ralston

Subscribed and sworn to before me, this 5th day of January A. D. 1889

R. E. Bryan Clerk,
 Notary Public
 By for or Deputy

Bond of Road Petitioners.

J. H. Slabs et al
Petitioners

Petitioners.

Filed

188

County Clerk.

By

Deputy.



REPORT OF VIEWERS.



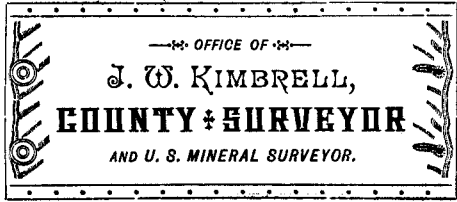
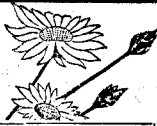
TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 7 day of January, 1889, appointed to view and lay out and alter the proposed County road, of which the survey hereto attached is a true and correct description, as petitioned for by Jas. H. Slater, et al, beg leave to report that on the 15 day of January, 1889, in pursuance with said appointment and order, after being duly sworn to faithfully and impartially discharge the duties of said appointment, we proceeded to view out said proposed road for the whole distance thereof, and that in our opinion said proposed road should be laid out and established as a public highway of UNION COUNTY, OREGON. That the same is practicable and would add much to the convenience of the householders residing in the vicinity thereof, we therefore recommend that said proposed road be laid out and declared a public highway of said county.

E. S. Bonth
L. Lyde Pennington
C. W. Hamilton

REPRODUCTION OF A LETTER FROM

Delivered Feb 7-89
At Mill Creek
By James O'Brien
Keegan



Or., 188.....

Field Notes of Survey of The Proposed County Road of J. H. Slater and Others

I commenced by planting a Stone at N.E. corner
of Sec. 16 in T. 2, S. 16, R. 39, E. W. M., marked R.

Thence West 159 Rods A 1

" South 160 " Planted Stone marked 1, M., A. 2.

" West 160 " A. 3.

" South 160 " a Stone marked 2, M., A. 4.

" West 320 " a Stone marked 3, M.

" West 40 links A. 5.

" South 318 Rods & 10 links a Stone marked 4, M.

" South 162 " 13 links a Stone " R. T.

at the 1/4 Sec. corner between Sec. 29 & 30 in
T. 2, S. 16, R. 39, E. W. M.

This the 18 Day of Jan 1889

J. W. Kimbrell Co. Surveyor

Filed January 24th 1869
A. J. Hall Clerk
Engineer Union
B. J. [unclear]

T 2 S R 39, E, W 1/2

Sec 18

Sec 17

W 1/2 Sec 6

Proposed County Road of J H Slater and others

Sec 19

Sec 20

Sec 21

Sec 30

Sec 29

Sec 28

Proposed County Road of

R 1

R 1

T 2 S

E 1/2

W 1/2

Handwritten marks and symbols

and that J. W. Kimbrell be appointed Surveyor of said road, and that they meet at Kimbrells Mill on the 16th day of January 1889 at the hour of 9 o'clock A.M. and after qualifying to view, survey and lay out said road according to law.

In the matter of the
Proposed County Road
petitioned for by James
W. Slater et al.

Comes now James W. Slater, one of the petitioners for the above named proposed county road, and presents to the Court the petition of himself and others, praying for the location and establishment of a County road described as follows, to-wit: Beginning at the North East corner of Section sixteen (16) of Township two (2) South of Range Thirty nine (39) E. W. M. Thence West on the North line of said section one half mile to the one fourth stake on said section line thence South one half mile to the center of said section, thence West one half mile to the one fourth stake between said sections sixteen (16) and Section seventeen (17) thence South to the South West corner of said section sixteen (16), thence West on section line between section seventeen (17) and Twenty (20) one mile, thence South on section line between sections nineteen (19) and Twenty (20) and sections twenty nine (29) and Thirty (30) one mile and one half to one half mile stake between said sections twenty nine (29) and Thirty (30), in said Township two (2) South of Range Thirty nine (39) E. W. M. Said road to be forty feet wide.

And it appearing to the Court that said petition is signed by more than twelve householders of this County residing in the vicinity of said proposed road, and that said petition properly specifies the place of beginning, intermediate points and place of termination of said road, and it satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding County Court, to-wit: at Court House Door, County of Union State of Oregon, and, also in three public places in the vicinity of said proposed road, to-wit: One at a point on the line of said road about one fourth of a mile from the commencement of said proposed road, one at a point on the proposed road one and one half miles from the terminus of the same as described in said notice, and one at the terminus of said road, for more than thirty days immediately prior to the presentation of said petition to this Court, notifying all persons concerned, that application would be made to this Court at the present session of this Court; and that the notices so posted were in due form and duly

First Judicial Day

Wednesday Jan 9th 1889

signed by the petitioners, and that a bond for the cost of this proceeding has been duly given. It is therefore ordered that G. W. Kean, Henry Pennington and J. S. Bobbe be appointed Viewers of said road, and that J. W. Kimbrell be appointed surveyor of said road, and that they meet at the house of James H. Slater on the Big Ditch on the 18th day of January 1889 at the hour of 9 o'clock A.M. and after qualifying to view, survey and lay out said road according to law.

In the Matter of the
proposed County Road
petitioned for by John
Stoddard et al. No 2.

This matter came on to be heard at this time upon the report of the Viewers and surveyor heretofore appointed herein for a first reading as required by law. And said reports having been read in open Court as provided by law, and it appearing to the Court that claims for damages have been filed herein by Henry Bauer and John O'Bryant from which claims properly verified it appears that John O'Bryant thinks he would be damaged in sum of \$467¹³ and Henry Bauer thinks he would be damaged in the sum of \$500⁰⁰ for reason of the construction and establishment of the proposed road. It is therefore ordered that Geo. A. Thompson, W. A. Bates and Bladon Ashbey be appointed appraisers to view said premises and assess the damages as required by law and report to this Court at its next regular term how much less valuable the said premises of said claimant will be rendered by reason of the establishment and opening up of the said proposed road, and that they go before some qualifying officers and after being duly sworn to faithfully and impartially perform their duty that they meet at the beginning of said proposed road on Jan 23rd 1889 at 11 o'clock A.M. and proceed with their duty in this behalf.

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

First Judicial Day

Wednesday March 6th 1889

\$200⁰⁰ by the construction of said proposed road and that the premises of John P. Bryant would be damaged \$250⁰⁰ by reason of the construction of said proposed road, and recommend also that if said road is ordered opened that a "Stock Culvert" or passage under the road for stock to get water and back to pasture be constructed, in addition to the damages stated above, And the Court not deeming said road of sufficient public utility to warrant the County in paying said damages, It is therefore considered and ordered by the Court that said road be ordered opened and declared a public highway whenever the petitioners pay the damages appraised herein.

In the Matter of the
Proposed County Road
petitioned for by A. W.
Motley et al.

At this time is presented to the Court the petition of A. W. Motley et al for a County road described as follows, to-wit: Commencing at a point on the present County Road petitioned for by Wm McKinnell and others 74 rods East of the N. W. corner of T. 7 R. 46 E. W. M. on township line, thence West 74 rods to the N. W. corner of T. 7 R. 46 E. N. M. Thence North 101 Rods to said McKinnell road at Simon's and "we the petitioners pray your honorable body vacate the 128 rods lying between the place of beginning and ending of the said above proposed road." And it appearing to the Court that a Remonstrance has been filed herein having more names than are on the petition and it appearing also that of the citizens living in the vicinity of the proposed road, a majority are on the Remonstrance, It is therefore considered and ordered that said petition be and the same is hereby denied and dismissed.

In the Matter of the
Road petitioned for
by J. H. Slater et al.

This matter came on to be heard at this time on the Reports of the Surveyor and viewers heretofore appointed herein, and said reports having been read in open Court for the first time are laid over for a second reading on some other day of this Term.

Second Judicial Day

Thursday March 7th 1889

Powder to the top of the hill North East of the Old Starks or Lager ranch, thence South west on the most practicable route to the N.E. corner of Sec 12 in T6 SR 39 E. N. M. Thence South to within 80 feet of the Rail road, thence S. W. parallel with, and 80 feet from and on the West side of the Rail Road about one mile to the North line of the S. W. of N.E. Sec 14 in T6 SR 39 E. N. M. Thence West on subdivision line through the center of N^o sections 14 & 15 and ending at the center of N.E. Sec 15. T6 SR 39 E. N. M.

And it appearing to the Court that said petition is signed by more than twelve householders of this County residing in the vicinity of said proposed road, and that said petition properly specifies the place of beginning, intermediate points and places of termination of said road, and it satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding County Court, to-wit: at Court house door County of Union State of Oregon, and also in three public places in the vicinity of said proposed road, to-wit:-

One on the store of Kellogg & Church in North Powder, one on J. W. Parkers fence and the other on the Post Office Door at the Town of Telocasset for more than thirty days immediately prior to the presentation of said petition to this Court, notifying all persons concerned that application would be made to this Court at the present session of this Court, and that the notices so posted were in due form and duly signed by the petitioners, and that a bond for the cost of this proceeding has been duly given. It is Therefore Ordered that William Ashbey, N. B. Bowman and N. S. Blank be appointed Viewers of said road, and that J. W. Kimbrell be appointed Surveyor of said road, and that they meet at the beginning of said proposed road on the 12th day of March 1889 at the hour of 10 o'clock A. M. and after qualifying to view, survey and layout said road according to law.

In the Matter of the
Proposed County Road
petitioned for by J. W.
Slater and others

This matter came on to be heard at this time on the Viewers and Surveyors reports heretofore filed herein for a second reading as required by law. And it appearing to the Court that said reports are regular and that the Viewers Report the route prac

Second Judicial Day

Thursday March 7th 1889

tricable and recommend that the road be opened. And all the proceedings herein having been regular and according to law, and no remonstrance having been filed herein, or cause shown why said road be not made a public county road, It is therefore considered and ordered by the court that said reports of the Viewers and Surveyor be approved and placed on record and said road be declared a public highway and opened up according to law.

Viewers Report

To the Honorable County Court for Union County, Oregon.
The undersigned viewers heretofore on the 9 day of January, 1889 appointed to view and lay out and alter the proposed County Road, of which the survey hereto attached is a true and correct description as petitioned for by Jas H. Slater et al. by leave & report that on the 18 day of January 1889, in pursuance with said appointment and order, after being duly sworn to faithfully and impartially discharge the duties of said appointment, we proceeded to view out said proposed road for the whole distance thereof, and that in our opinion said proposed road should be laid out and established as a public highway of Union County Oregon. That the same is practicable and would add much to the convenience of the householders residing in the vicinity thereof, we therefore recommend that said proposed road be laid out and declared a public highway of said County.

S. E. Bostie

Glyde Pennington

G. W. Hamilton

Field Notes of Survey of the proposed County Road of
J. H. Slater and others.

I commenced by planting a stone at N.E. corner of Sec 16 in T 2
S R 39 E. N. M. Marked R. Thence West 159 rods to A 1
Thence South 160 rods Planted stone marked 1 M. A 2
Thence West 160 rods A 3 Thence South 160 rods a stone marked 2 M
A 4 " " 320 " a stone marked 3 M. Thence West 40 links A 5
" South 318 rods & 10 links a stone marked 4 M Thence South
162 rods 13 links a stone marked R. D. at the 1/4 Sec corner
between Sec 29 & 30 in T 2 S R 39 E. N. M.

This the 18 day of Jan 1889

J. M. Kimbrell

A Surveyor.

Second Judicial Day

Thursday Mar 7th 1897

12 1 R 39 E. W. M.

A 1

R

Sec 18		Sec 17		Sec 16	
Sec 19		Sec 20		Sec 21	
Sec 20		Sec 29		Sec 28	

In the matter of Minam }
Hill Appropriation }

At this time it appearing to the Court that the Legislative assembly of the State of Oregon has made an appropriation of \$8000⁰⁰ to be expended on what is known as the Wallows Canyon Road \$2000⁰⁰ which by the terms of the act, is to be expended on what is known as the Minam or Wallows Hill in Union County and is placed in the hands of the County Court of Union County and expended under the supervision of said Court. It is therefore hereby ordered that Nelson Schooner be appointed to superintend the work and the expenditure of the appropriation on said hill.

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