

No "51"

in
Circuit

Court

W. J. Carroll

Plaintiff

vs

Regal Bros et al

Defendant

Action for

Docket

Page

Baker, Shelton & Baker
Attorney for Plaintiff

Attorney for Defendant

Record of the Case

33

WITNESSES

1870
Sept 5th Petition Rec Viewers apphd
Journal a p 299
Sept 10th Same do do do do
Journal a p 309
Nov 15th ordered opened
Journal a p 318

Road.

To vacate portion of road from
Union to Lalande near Union
and to lay out new road in
lieu thereof - from Israel's
lane to road 1 mile N W
from J D Carroll's house
Tp 4 South Range 39 E

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

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In the Matter of County
Road & Vacation of part
of Same

Now at this time was presented a petition to vacate and establish a change in a certain County Road therein named which petition is in words as follows to wit; A Bond having been filed & proof of Notes Verified according to law to the Honorable County Court of the County of Union in the State of Oregon

We the undersigned twelve Citizens House Holders and others of the County of Union and State of Oregon residing in the Vicinity and along the road where the hereinafter described County road is desired to be vacated and another to be laid out and located respectfully petition your Honorable body to grant the vacating of and laying out and locating in place thereof a new County road to follow as near as practicable and feasible the following route to wit; First to vacate so much of the County Road running from Union to Tolpande in Union County Oregon commencing at the South end of the lane known as Israels lane $\frac{3}{4}$ of one mile NW from the aforesaid town of Union, and running north $\frac{3}{4}$ of a mile to the House of Martin Plize thence northwesterly according to the Survey of said Road by the County Surveyor made at the time of viewing said Road to a point at or near the house of J D ~~Carroll~~ Carroll said last distance being about two miles and then to lay out and locate a County road commencing at the South end of the foregoing mentioned Israels lane $\frac{3}{4}$ of a mile NW from said town of Union and running down a lane westerly $\frac{1}{2}$ mile to the House of Thomas Baird thence northerly through the lane by the House of Dobbins and Brannon $\frac{3}{4}$ of a mile, thence north westerly to the House of J D Carroll about one mile to intersect the County road at the points and places before

mentioned all of which points and places are in Union County, Oregon

Whereupon it was Ordered by the Court that ^{Severest H. Rodine & 14 others} Stewart ~~H. G. Martin~~ and Charles Mc'Clure and William Hutcheson be and they are hereby appointed to view mark and locate said proposed road and J. L. Curtis is hereby appointed Surveyor all of whom shall meet at the House of Ben Stanton in Union on the 15th day of September 1870 and report their proceedings to this Court at the next Term thereof.

In the Matter of Salary }
of School Superintendent }

Now at this time it was Ordered by the Court that the Salary of School Superintendent be and the same shall be fixed at three Hundred dollars per year or twenty five dollars per month for his services as such Superintendent

In the Matter of }
County Road }

Now at this time was presented the petition of O. D. Andrews and others praying for a County Road in words as follows to wit:

To the Honorable County Court of the County of Union State of Oregon

The Undersigned twelve Citizens householders & others of the County of Union & State of Oregon residing in the vicinity and along the route where the hereafter described road and designed road is to be laid out respectfully petition your Hon. body to grant & lay out

In the Matter of Road
Viewers Report 3

Now on this day was read for the first time the Report of the Viewers heretofore appointed on a County Road commencing at the Bridge across Willow Creek near Summerville and terminating near B S Hall's Farm

Court then adjourned until tomorrow at 8 O'clock A.M.

Third Judicial Day

Court met pursuant to adjournment same Officers present as on yesterday

Due proclamation of the opening of Court having been made the following Business was transacted

In the Matter of Road
Viewers Report 3

Now at this time was read for the second and third time the report of the Viewers heretofore appointed on a proposed County Road commencing at the Bridge across Willow Creek near Summerville and terminating near B S Hall's Farm, and it appearing that there is no remonstrance against the said proposed road the following report of said Viewers and Survey is hereby accepted and it is ordered that said report and plat of said Survey be entered on the Journal and said Road as

In the Matter of Road
Viewers Report and
Surveyors Plat &c

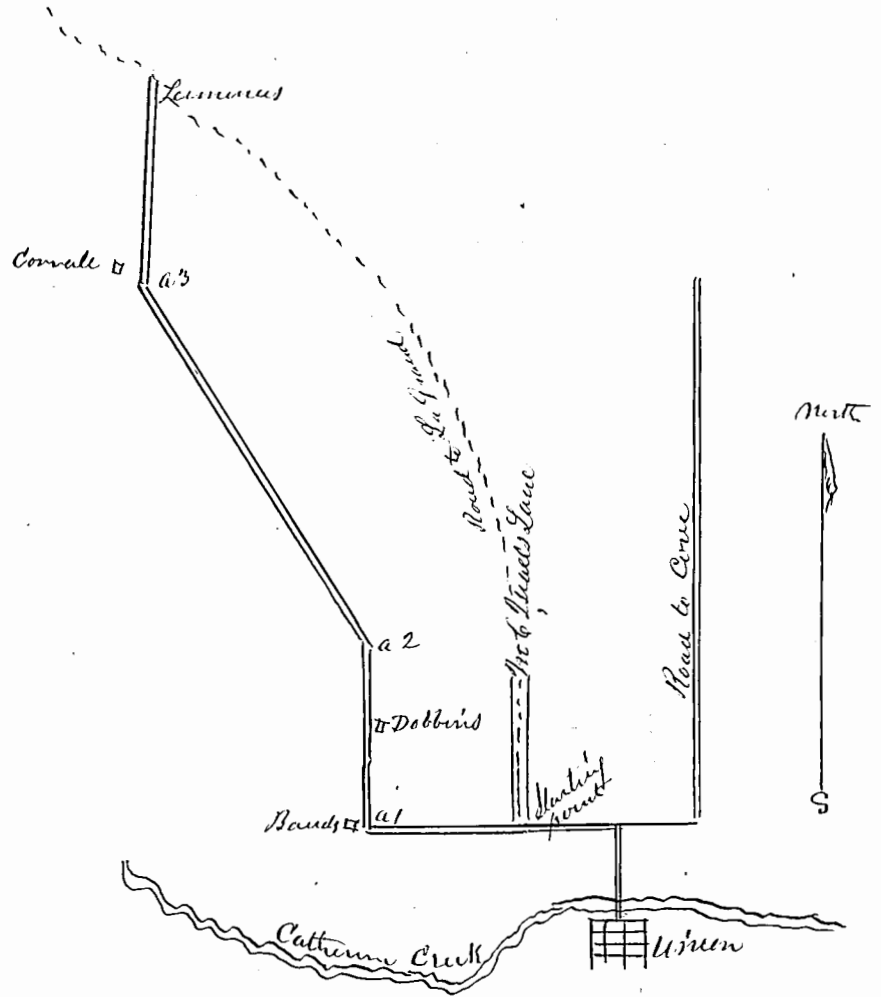
Now at this time was
Submitted the Report and Survey of the Viewers
heretofore appointed as follows to wit:

To the Hon County Court of Union County Oregon
We the undersigned appointed to view out a proposed
County Road by leave to report that we met on the
13th day of Oct 1870 and after being duly sworn pro-
ceeded to view out said road with J L Curtis
as Surveyor in accordance with the foregoing plat
and further that we deem said proposed road
to be practicable and of general benefit to the
Citizens residing in the vicinity of the said
Road all of which we respectfully Submit
(Signed) A H Stewart
Wm Hutchinson

Which report is accepted, and it is ordered that
said plat and notes of Survey be spread upon
the records of this Court and the same is
declared a public highway, and Road-Sup-
erisors are authorized to open and keep the
same in repair as other roads & highways

The Survey of the foregoing Plat was done on the 13th
day of October 1870 commencing at the South end of
Israels lane near the Town of Union and running
Thence West 40 Chains to angle post No 1 Thence
North 60 Chains to angle post no 2 Thence At 32° W 125
Chs to angle Post No 3 Thence North 33 Chains to the
terminus of the Road making the whole distance
3 miles and 18 Chains

(Signed) J L Curtis Surveyor



State of Oregon 3 21
 Union County 3 21

I hereby Certify the foregoing to be a
 Correct plat of the Survey of the Road described as made
 by me under the direction of the viewers

(Signed)

J. L. Curtis
 County Surveyor

Court then adjourned until to Morrow Monday
 at 9 o'clock