

July 9th 1890 Viewers and
Surveyor appointed Jnl E
Page 73

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No 353

Road

Petitioned for by R. Blakson et al

Commencing North East
Corner of the NW⁴ of SE⁴ Sec 23
Sp 9 S R 45 E N M running
West 110 rods thence West of
North one mile more or
less to the NW corner of
NW⁴ of SW⁴ Sec 14

PETITION FOR COUNTY ROAD.

To the Honorable County Court for Union County, Oregon:

The undersigned, householders of Union County, Oregon, residing in the vicinity where the hereinafter described road is proposed to be, respectfully petition your honorable body to lay out, alter and establish a County road within said county on the following line or route, to-wit:

Beginning at the northeast corner of the N.W.1/4 of S.E.1/4 S. 23, T. 9, R. 45, E.W.M. running west about 110 rods thence ^{west of} north ~~west~~ one mile more or less to the northwest corner of the N.W.1/4 of S.W.1/4 Sec. 14,

And in duty bound your petitioners will ever pray, etc.

Names.

Names.

R. B. Gibson,
L. F. Jennings,
C. C. Ewing,
Wm. Loomis,
Wm. ^{Ch.} M. Chandler,
V. N. Young,
I. N. Young,
G. T. Perry,
~~J. I.~~ J. I. Fewell,
Frank P. Lee,
A. J. Tarter,
W. R. Usher,
M. M. Kirby,

Endorsed:- Filed July 9, 1890.

Turner Oliver, County Clerk.

NOTICE OF ROAD PETITION.

To all persons concerned: You and each and all of you will take notice that the undersigned, householders for Union County, Oregon, residing in the vicinity where the hereinafter described road is proposed to be, will at the next session of the County Court for Union County, Oregon, to-wit: On Wednesday the 9th day of July, A. D. 1890, respectfully present to said Court a petition praying said Court to lay out, alter and establish a County road within said County on the following line or route, to-wit:

Beginning at the northeast corner of the N.W.1/4 of S.E.1/4 Sec. 23, T. 9, S.R. 45, E. W. M. running west about 110 rods, thence west of north one mile more or less to the northwest corner of the N.W.1/4 S.W.1/4 Sec. 14,

Names.

R. B. Gibson,
L. F. Jennings,
C. C. Ewing,
Wm
W. Loomis,
Wm. W. Chandler,
V. N. Young,
I. N. Young,
G. T. Perry,
J. B. Fewell,
Frank P. Lee,
A. J. Tarter,
W. R. Usher,
M. M. Kirby,

Posted May 2, '90. T. Oliver.

Endorsed:- Filed Jul. 9, 1890, T. Oliver, County Clerk.

State of Oregon,)
(ss.
County of Union,)

I, Charles V. Howell, being first duly sworn, say that I posted three several notices of which the notice hereto attached is a true and correct copy, in three public places in said County in the vicinity of the proposed road therein described, to-wit: One at the end of the road, on Gibson's Blacksmith shop, one at the turn of the road near W. R. Usher's residence, one on the corner of the fence near the residence of S. Perry, thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 7th day of July, 1890, and that thereafter and thirty days previous to the presentation of the said road petition therein mentioned, to-wit: On the 7th day of June, 1890, I posted a true and correct copy of said notice at the place of holding Court for Union County, Oregon, to-wit: On the front of the Court House door, in the city of Union, in said County and State, and that said notices remained posted thirty days previous to the presentation of said petition as I verily believe.

Charles V. Howell,

Subscribed and sworn to before me this 3rd day of July, 1890.

Joseph A. Wright,

Notary Public for Oregon.

Notarial Seal.

Endorsed:- Filed Jul. 9, 1890.

Turner Oliver, County Clerk.

State of Oregon,)
County of Union,) ss.

I, Turner Oliver, being first duly sworn, say that on the 2nd day of May, 1890, I posted a true and correct copy of said notice at the place of holding Court for Union County, Oregon, to-wit: On the front of the Court house door in the city of Union, in said County and State, and that said notices remained posted thirty days previous to the presentation of said petition as I verily believe.

Turner Oliver,

Subscribed and sworn to before me this 8th day of July, 1890/

A. T. Neill, Co Clerk,

Endorsed:- Filed Jul. 9, 1890.

Turner Oliver, County Clerk.

Know all men by these presents, that we, W. D. Nash and Charles V. Howell, 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 3rd day of July, A.D. 1890.

Now, the condition of the above obligation is such, that whereas, if the County road petitioned for by Charles Howell and others, and presented at the July Term, 1890, of the County Court of the said Union County, commencing Monday July the seventh, A. D. 1890, be located and established then this obligation to be void, otherwise to remain in full force and virtue in law.

W. D. Nash,
Charles Howell,

State of Oregon,)
(ss.

County of Union,)

I, W. D. Nash and Charles V. Howell, each for himself says that I am worth the sum of One 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.

W. D. Nash,
Charles V. Howell,

Subscribed and sworn to before me this 3rd day of July, A.D. 1890,

Joseph A. Wright,
Notary Public Oregon.

Notarial Seal.

Endorsed:- Bond of road petitioners/

No. 353,

R. B. Gibson, et al, petitioners,

Filed July 9th, 1890.

Turner Oliver, County Clerk.

REPORT OF VIEWERS.

To the Honorable County Court for Union County, Oregon:

The undersigned viewers heretofore on the 9 day of July 1890, 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 R. B. Gibson, et al, beg leave to report that on the 29th day of July 1890, in pursuance of said order ^{and order} and appointment, 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 greatly 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.

C. H. Craig,

W. R. Wise,

Thos. Vail, Viewers/

Endorsed:- Filed Aug. 5th, 1890/

Turner Oliver,

Clerk.

Ed

To the Hon. County Court of the County of Union, State of Oregon:

The undersigned begs leave to submit the following report of his doings in the matter of the proposed County road surveyed under the instructions of C. H. Craig, W. R. Wise and Thos. H. Vail, as viewers/

Field Notes:

Beginning at the N.E. Corner of the N.W.4 of the S.E.4, Sec. 23, T. 9, S.R. 45, E.W.M. and running ^{thence} west 144 rods to a 1, designated by a rock marked "A.1." thence N. 5° W. 96 rods to A. 2, designated by post and rock marked A. 2, thence N. 12° W. 80 rods to A 3, designated by a post and rock marked A. 3 & 1. M. thence N. 18° W. 168 rods to the terminus of the road, at the 1/4 Section corner between sections 14 and 15 T. 9, S.R. 45, E.W.M. designated by a rock, containing 1728 solid inches, buried in a mound of rock, and Marked ~~R.~~ T.R., all posts and rocks are placed on the north and east sides of the proposed road: Whole distance One mile and 168 rods.

State of Oregon,)
) ss.
County of Union,)

I hereby certify the foregoing to be a correct copy of the field notes of the survey of a proposed County road in accordance with the attached plat.

J. L. Curtis,
County Surveyor.

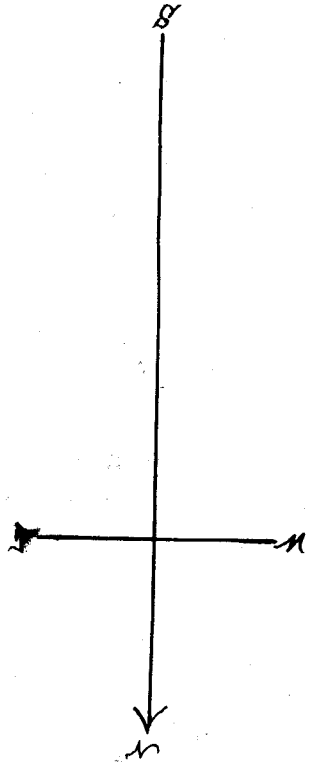
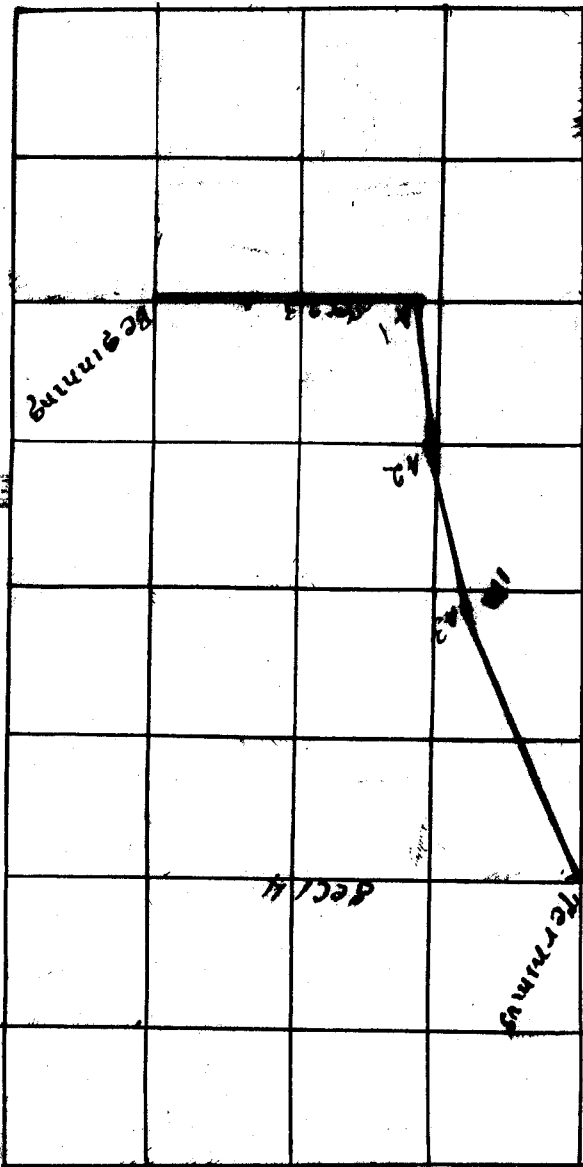
Endorsed:- Filed Aug. 5th, 1890/

Turner Oliver, Clerk.

C'd

Commenced at the 32 corner

Scale 3 inches = 1 the Mile



Be it remembered that at a regular term of the County Court of the State of Oregon, for the County of Union, begun and held at the Court House in the City of Union in said County and state, on Wednesday the 9th day of July, A.D. 1890, and from day to day thereafter during the continuance of said term when were present:-

The Hon. I. W. Sanders, Judge,
Hon. John McDonald, Commissioner,
The Hon. W. E. Arnold, Commissioner,
Turner Oliver, Clerk,
J. T. Belles, Sheriff,

When on Wednesday the 9th day of ^{July} ~~January~~, A. D. 1890, or the First Judicial Day of said Term, among other proceedings the following proceedings were had to-wit:

In the matter of the Proposed County Road
petitioned for by R. B. Gibson, and others.

On this day came R.B. Gibson who presents to the Court the petition of himself and 12 others praying for the establishment of a County Road described as follows, to-wit:

Beginning at the northeast corner of the N.W.1/4 of S.E.1/4 of Sec. 23, T.9, S.R. 45, E. W. M. running west about 110 rods thence west of north one mile more or less to the northwest corner of the N.W.1/4 of S.W.1/4 Sec. 14, in said township and range, and it satisfactorily appearing to the Court from ~~Proof~~ ^{herein} filed that due notice of the pendency of this proceeding has been given as by law required; that more than twelve of said petitioners are legal householders residing in the vicinity of said road, and that a good and sufficient bond has been filed; it is therefore ordered by the Court that Thomas Vail, Wm. Wise, and Chas. Craig, be appointed viewers and J.L. Curtis surveyor, to view, survey and report upon said proposed road and that they meet at Gibson's blacksmith shop on the 29th day of July, 1890, and duly qualify before they enter upon the

discharge of their duties in this behalf.

(Signed) I. N. Sanders,
County Judge.

The foregoing order is entered in Comr's Jul.

'N.' at page 73 thereof.

BE IT REMEMBERED That at a regular Term of the County Court of the State of Oregon, for the County of Union, begun and held at the Court House in the City of Union, in said County and State on Wednesday the 3rd day of September, A. D. 1890, and from day to day thereafter during the continuance of said term, when were present:-

The Hon. I. N. Sanders, Judge,
Hon. John McDonald, Commissioner,
Hon. _____

Turner Oliver, Clerk,
E. T. Belles, sheriff,

When on Wednesday the 3rd day of September, A. D. 1890, or the First Judicial Day of said term, among other proceedings the following was had, to-wit:

In the matter of the proposed road petitioned
for by R. B. Gibson, et al.)

-----)
This matter came on to be heard at this time on the reports of the viewers and surveyer heretofore filed herein and said reports having been now read in open Court for the first time are laid over for a second reading on someother day of this term of Court.

(Signed) I. N. Sanders, J.
County Judge.

The foregoing order is entered in Comr's Jul.

'H' at page 117 thereof.

BE IT REMEMBERED That at a regular Term of the County Court of the State of Oregon, for the County of Union, begun and held at the Court House in the City of Union in said County and State on Wednesday the 3rd day of September, A. D. 1890, and from day to day thereafter, during the continuance of said term, when were present:-

The Hon. I. N. Sanders, Judge,
Hon. John McDonald, Commissioner,
Hon. _____

Turner Oliver, Clerk,
J. T. Bolles, Sheriff,

When on Thursday the 4th day of September, A. D. 1890, or the Second Judicial Day of said Term, among other proceedings the following was had, to-wit:

In the matter of the proposed Co. Road)
petitioned for by R. B. Gibson, et al.)
-----)

This matter came on to be heard at this time on the reports of the viewers and surveyer heretofore appointed herein for a second reading as provided by law, and the report of viewers being in words following, to-wit:

REPORT OF VIEWERS.

To the Honorable County Court for Union County, Oregon:-

The undersigned viewers heretofore on the 9th day of July, 1890, appointed to view and lay out and alter the proposed County Road of which the survey hereto attached is as true and correct description as petitioned for by R. B. Gibson et al, beg leave to report that on the 29th day of July, 1890, 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 greatly 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.

C. H. Craig,

W. R. Wise,

Thos. H. Vail,

And said report of the viewers and the report of the surveyor having been publicly read in open Court on two several days of the present term of the Court, and it appearing to the Court that said views a report favorably thereon, and recommend that said proposed road be established as a County road and be declared as a public highway of Union County, Oregon, and all the proceedings herein having been regular and according to law, and no remonstrance or claim for damages having been filed herein and there having been no cause shown why this proposed road should not be declared a public highway and ordered opened according to law, and the Court being satisfied from the report of the viewers that such road will be of public utility; it is therefore considered and ordered by the Court that said reports of the viewers and surveyor be approved and adopted by the Court and that said proposed road be declared a public highway of Union Co. Oregon and ordered opened up and placed in repair for travel according to law.

It is further ordered that the report of the viewers be placed on record in this journal and that the surveyor's plat of the proposed road and his field notes and the survey thereof be placed on record in the Book of Plats of County Road of Union County, Oregon, and that Charles Howell, road supervisor of Road District No. 30, the same being the road district in which said road is located be furnished with a copy of the petition herein, and a copy of this decree, and ordered to open up said road and place the same in repair for travel.

(Signed) I.H. Sanders,
County Judge.

The foregoing order is entered in Gear's Jul. '91 page 155 thereof.

IN THE COUNTY COURT OF THE STATE OF OREGON, FOR
UNION COUNTY.

In the matter of the County Road)
petitioned for by R. B. Gibson,)
et al.,)
-----)

S T A T E O F O R E G O N, ss:
County of Union.

I, G. W. Benson,
County Clerk of Union county, Oregon, do hereby certify that
the foregoing is a true and correct transcript of the original
papers in the above entitled road matter transferred to Baker
County, Oregon, including a copy of the orders of the Court
in said road matter.

IN TESTIMONY WHEREOF, I have hereunto set my hand and
affixed the seal of the County Court,
this 30th day of June, A. D. 1902.

G. W. Benson Clerk.

Baker
County Court

Yuma County, Oregon

Baker matter

of the road petitioned
for by R. B. Gibson
et al.

Transcript of
papers transferred
to Baker County

Filed June 30, 1908

J. W. Benson
C. S. Clark

First Judicial Day

Wednesday July 9th 1890

that they meet at the House of Jas Plhilders on the 21st day of July 1890 and duly qualify before entering upon the discharge of their duties in this behalf.

In the Matter of the Proposed }
County Road petitioned for by }

R. B. Gibson and others } On this day came R. B. Gibson who presents to the Court the petition of himself and 12 others, praying for the establishment of a County road described as follows, to wit: Beginning at the North East Corner of the NW¹/₄ of SE¹/₄ of Sec 23 T9R 45 E.M.M., running West about 110 rods, thence West of North one mile more or less to the North West corner of the NW¹/₄ of N¹/₄ Sec 14 in said township and range, and it satisfactorily appearing to the Court, from proof filed herein, that due notice of the pendency of this proceeding has been given as by law required; that more than twelve of said petitioners are legal householders residing in the vicinity of said road, and that a good and sufficient bond has been filed. It is therefore ordered by the Court that Thomas Vail, M^{rs} Wise and Chas Craig be appointed Viewers and J. L. Curtis Surveyor, to view, survey and report upon said proposed road and that they meet at Gibson's Blacksmith Shop on the 29th day of July 1890 and duly qualify before they enter upon the discharge of their duties in this behalf.

In the Matter of the Proposed }
County Road petitioned for by }

J. Wilson et al. }

On this day came J. Wilson who presents to the Court the petition of himself and 24 others praying for the laying out and establishment of a County road described as follows, to wit: Beginning at a

First Judicial Day

Wednesday Sept 3rd 1890

herein and on the claim for damages filed herein by John Hill, 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 of Court. And it appearing to the Court that one John Hill has filed his claim for damages herein from which it appears that he is the owner of the following described real estate, to-wit: Lots 1 & 2 Sec 5 T1N R40 E & E 2 of S84 N2 of M4 Sec 33 T2N R40 E & M4 of N64 N2 of S6 & S64 of M4 Sec 32 T2N R40 E. N.M. across which said lands claimant alleges that the above entitled proposed road extends, and claimant alleges that he would be damaged and injured by reason of the laying out and locating said road in the sum of \$350⁰⁰. It is therefore ordered that Charles Wallgath, J. J. Chandler and John Elliott be appointed to view the premises of said John Hill and report to this Court how much less valuable said premises will be rendered by reason of the construction of said proposed road and that they meet at Elgin on Sept 25th 1890 at 9 o'clock A.M. and after being duly sworn proceed with their duties in this behalf.

In the Matter of the
Proposed Road petitioned
for by R. B. Gibson et al

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

Second Judicial Day

Thursday Sept 4th 1890

herein, and a copy of this decree and ordered to open up said road and place the same in repair for travel.

In the matter of: the Proposed Co }
Road petitioned for by R. B. }
Gibson et al. }

This matter came on to be heard at this time on the reports of the Viewers and Surveyor heretofore appointed, herein for a second reading as provided by law, and the Report of Viewers being in words following, to wit:

Report of Viewers

To the Honorable County Court for Union County, Oregon;

The undersigned viewers heretofore on the 9th day of July 1890 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 R. B. Gibson et al., beg leave to report that on the 29th day of July 1890, in pursuance with said appointment and order, after being duly sworn to faithfully and impartially discharge the duties of said appointment, we proceed 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 greatly 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.

O. H. Craig
W. R. Wise
Thos. H. Vail