

REPORT OF VIEWERS.

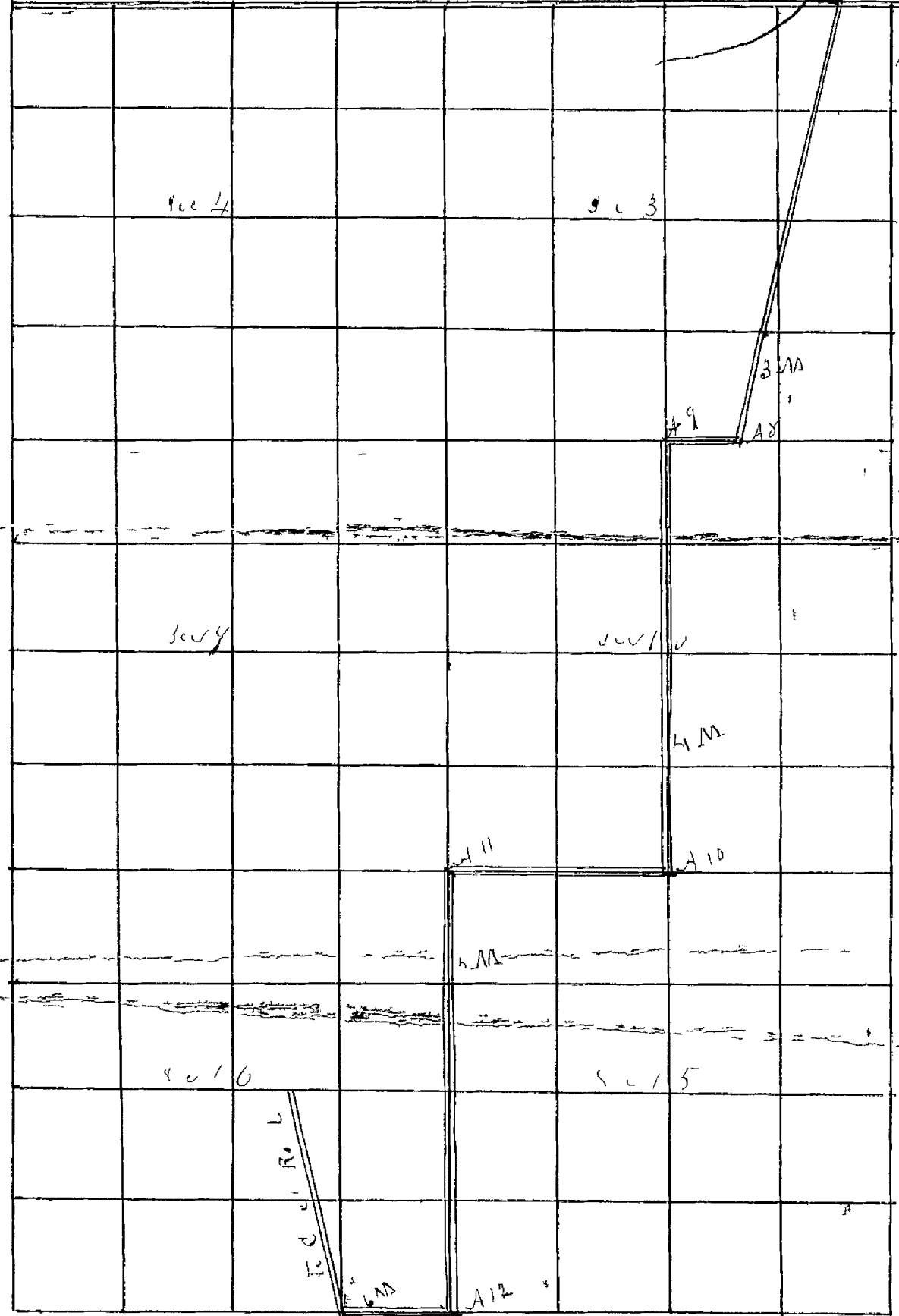
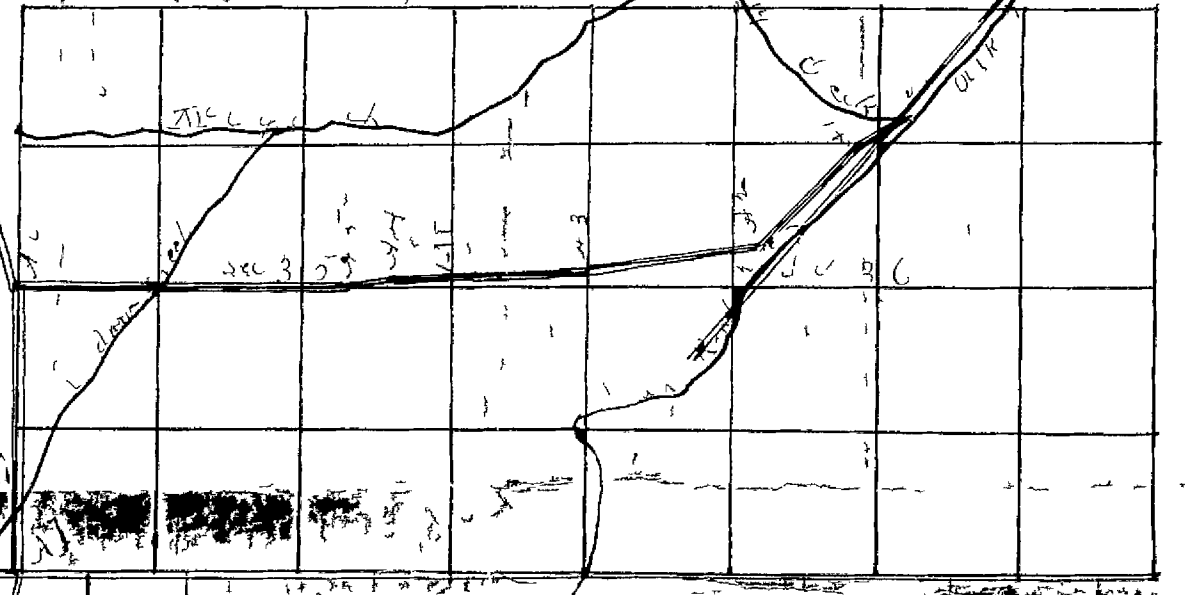


TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 6th day of *October*, 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 *G. F. Dumm*, et al, beg leave to report that on the 8th day of *October*, 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.

L. C. Marley
Pat. Loftus
C. J. Jenkins

Range 25 East



Plat of County Road ...
 4 Gra ...
 There is 63 ft
 10 1/2 11 ft ... 46 ft
 20 2 72 ft
 25 3 78 ft
 25 1 mile Stat ... 71 ... 570 ft
 8 A 4 ... 50 ft
 4 A 5 ...
 45.50 A 6 on sec 3 ...
 22.50 3 mile Stat
 19 17 ... 11 ... 512 ft
 61 3 mile Stat ...
 7.50 ...
 13 11 ...
 37 4 mile Stat ...
 24 ...
 4.50 A 11 ...
 13.50 5 mile Stat ...
 65 12 ...
 15 6 mile Stat ...
 4 Term ... of the R ...
 712 Dist ... 6 miles and 10 Rods
 All Stat ... and Angles ... by Rock ...
 Co ... of 1728 ... inches ...
 by ...
 Survey ... on the 13 day of Oct 1890
 J. L. ...
 Co. ...

Filed October 27th 1890

Commenced

Book

June 2. 1890 Union Co. Ogr

To the Hon County Court
we the Citizens & legal
voters of Starkey Precinct
do ask and Pray the
Honorable Court of
Union Co. Ogr
to grant an Appropriation
of Two Hundred Dollars
for a County Bridge
across the mouth of
Meadow Creek

Names

Names

John Southwell

A. R. McDouald

L. C. Marley

P. Loftus

John Moore

B. P. Burnett

James Moore

W. H. Burnett

Joe Lawrie

T. A. French

N. E. Beaumont

Ed Southwell

C. J. Jenkins

Geo F. Drumm

W. C. Wells

W. L. Campbell

C. A. Thompson

R. Campbell

Frank Wilson

J. J. Cline

J. L. Coffin

J. L. Alden

W. M. Donnell

J. J. Foster

J. P. McConell

W. S. McMillan

J. P. Cline

O. W. Burnett

She will be in the
of the
from 1896.

Filed August 14th 1896
W. H. Bell
Experiment Station
Ohio

Petition for County Road.

TO THE HONORABLE COUNTY COURT FOR Union COUNTY, OREGON:

The undersigned, householders of Starkey Prairie 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:

Comencing on County Road of the old Sawney Crossing Meadow Creek at its mouth following the ~~left~~ Grand Ronde River to central line of Sec-35-Tp 3S-Range 35. Thence west one mile to Sec line Thence South on Sec line to Tp line Thence South west 280 Rods to South line of Sec-3-Tp-4-Range 35 Thence west 65 Rods to 1/2 Sec line Thence South on 1/2 Sec line 1 mile Thence west one 1/2 mile Thence South one 1/2 mile Thence west to intersect Old County Road.

And in duty bound your petitioners will ever pray, &c.

NAMES:

NAMES:

G. F. Dunn

John Gasin

J. J. Alder

Henry Sanderson

Ed. Loftus

J. Loftus

Wm. Barnett

L. C. Marley

J. P. Blise

A. P. McDonald

J. K. Mc Donnell

J. J. Jenkins

Henry Schaper

Grant Burger

Filed June 4th 1893
Attest
Ray James Oliver Deputy

Notice of Road Petition.

To all Persons Concerned: You, and each and all of you, will take notice that the undersigned, house-holders for Slasky Prairie 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:

Commencing on the Co Road of the Old Survey Crossing Meadow Creek at its mouth following the bluff up Grand Ronde River to Central line of Sec 35—Range 35—T^h 3 Thence west one mile to Sec line Thence South on Sec line to T^h line Thence South west—280 Rods to South line of Sec 3—T^h—4—Range 35—Thence west—65—Rods to 1/2 Sec line Thence South on 1/2 Sec line 1/2 mile Thence west—one 1/2 mile Thence South one 1/2 mile Thence west to intersect Old County Road

NAMES:

NAMES:

G. F. Dunn
 John Garin
 J. J. Alden
 Henry Sanderson
 Tho Loftus
 P. Loftus
 W. H. Barnett
 L. C. Marley
 J. P. Blime
 A. R. McDonald

J. R. McDonell
 C. J. Perkins
 Henry Schaper
 Grant Burger

Posted June 4th 90
 J. D.

To Mr. Miller's
notice posted in
Court house door

Filed *Sept 29* 1890

at ... o'clock, ... min. ... m.

Jesse Oliver
County Clerk.

By J. P. Oliver
deputy

STATE OF OREGON,
County of Union. } ss.

I, *James Oliver*

being first duly sworn, say that I ~~posted three several notices, of which the notice hereunto 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~~

~~thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the~~ day of

~~18~~ and that thereafter, ~~and~~ thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 4th 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.

Subscribed and sworn to before me this 29th day of

James Oliver
September 1890
O. P. Hill
Notary Public
for Oregon

Filed Sept 29th 1890
James Oliver Clerk
By J. P. Oliver & Report

STATE OF OREGON,
County of Union. } ^{ss.}

I, L. C. Marley

being first duly sworn, say that I posted three several notices, of which the notice hereunto 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}

side of the Road by a board nailed to the fence at Frank Alden's place, One by the road side on a board nailed to the fence at the top of the hill at Southwell's place and the third by the road side at the forks of the road near the McCoy ranch

thirty days previous to the presentation of the road petition therein mentioned, to-wit: On ~~the~~ ^{about} 1st day of June

1890, and that thereafter and thirty days previous to the presentation of said road petition

therein mentioned, to-wit: On the ~~1st~~ day of ~~June~~ 18~~90~~, 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.

Subscribed and sworn to before me this

29

day of

L. C. Marley
September 1890

~~L. C. Marley~~
James Oliver
clerk

Filed Sept 29th 1890
James Oliver Clerk
By J. R. Oliver Deputy

Know all Men by these Presents:

THAT WE, J. J. Cline and L. C. Marley 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 29th day of September 1890

Now the condition of the above obligation is such, that whereas, if the County Road petitioned for by G. F. Dunn and others, and presented at the July Term, 1890 of the County Court of said Union county, commencing And continued for action until proof and bond could be filed the same being described in notice hereto attached

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

L. C. Marley
J. J. Cline

STATE OF OREGON,

County of Union
I, J. J. Cline and L. C. Marley 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.

L. C. Marley
J. J. Cline

Subscribed and sworn to before me, this 29th day of Sept A. D. 1890
James Oliver Clerk,

By _____ Deputy.

Bond of Road Petitioners.

L. C. Masley
Capt. Rogers
C. J. Jenkins
H. J. [unclear]

G. J. Dwyer et al

Assess on Oct 10 1884
at Dennis house

Petitioners.

Filed Sept 29 1884

Turner Oliver

County Clerk.

J. P. Oliver
Deputy.

[Faint handwritten notes and signatures in the right margin]

Second Judicial Day

Thursday July 10th 1890

prior to 1889 will be considered by this Court hereafter.

In the Matter of the
Proposed County Road
petitioned for by G. J.
Dunn et al.

This matter came on to be heard upon the petition filed herein. And it appearing to the Court that proof of posting the notices herein has not been made and filed and that a Bond has not been given as provided by statute. It is ordered that this matter be continued so as to allow petitioners herein to complete their papers so as to make proper record in this matter.

Thereupon it was ordered that Court be now adjourned until Tuesday July 29th 1890 at 10 o'clock A. M.

Third Judicial Day.

Monday, Oct. 6th 1890

Court met pursuant to adjournment.

The same officers were present as on the last Judicial Day and also W. D. Arnold County Commissioner to wit:

Hon. J. W. Sanders	County Judge
John McDonald	County Commissioner
W. D. Arnold	County Commissioner
Lucius Oliver	Clerk
J. T. Bolles	Sheriff

The Proclamation of the opening of Court having been made the Journal of the last days Proceedings was read, approved, and is herewith signed.

J. W. Sanders
County Judge

Thereupon the following Proceedings were had, to wit:

In the matter of the proposed
County Road petitioned for
by G. F. Dumm et al.

On this day came G. F. Dumm who presents to the Court the petition of himself and thirteen others praying for the establishment of a County Road described as follows, to wit: Commencing on County Road of the old survey crossing Meadow Creek at its mouth following the fluff up Grand Ponds River to central line of sec 35 Tp 3 - Range 35, thence west one mile to sec line, thence south on sec line to Tp line, thence south west 380 rods to south line of sec 3 Tp 4 - Range 35, thence west 65 rods to 1/2 sec. line, thence south on 1/2 sec. line 1 mile, thence west one 1/2 mile, thence south one 1/2 mile, thence west to intersect Old County Road.

And it satisfactorily appearing to the Court from proof filed herein

Third Judicial Day.

Monday, Oct 6th 1890.

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 house-holders 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 P. C. Marley, Pat. Loftis and C. J. Jenkins be appointed Viewers and J. L. Curtis Surveyor to view, survey and report upon said Road and that they meet at the house of G. F. Dumm on Saturday, the 18th day of October 1890. at 10 o'clock A.M. and duly qualify before entering upon the discharge of their duties in this behalf.

In the matter of }
 Geo May a Pauper }

At this time it is ordered by the Court that Geo May be granted relief in the sum of \$14⁰⁰ and the Clerk is directed to draw a warrant on the Treasurer in his behalf for that amount.

In the matter of the }
 Road petitioned for }
 by J. L. Barnes et al }

This matter came on to be heard at this time on the report of the appraisers heretofore appointed herein to appraise the damages that would accrue to Jas McCoy by reason of the construction of the above entitled road, and said appraisers having filed their report in writing as follows: "We John H. Childers, J. J. Peeler and Ed Mulholland, who were appointed by the ^{County} Court of Union County Oregon to view the premises set out in the order, after viewing said premises, we believe that said premises would be less valuable by reason of the construction of said proposed road Six Hundred and Forty Dollars \$640⁰⁰ September 27th 1890"

First Judicial Day

Wednesday Nov 5th 1890

and claimant alleges that he will be damaged by said proposed road in the sum of \$344⁰⁰. It is therefore considered and ordered that three disinterested householders of Union County, to-wit: Ed Imblew, Robt Shaw and N. Geer be appointed appraisers to view the premises of said claimant the whole distance over which said road passes, and to 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 Court on Saturday Nov 15th 1890 at 10 o'clock A.M. and having taken their oath to perform the duties herein required of them fairly and impartially that they proceed with their duties in this behalf and render their report to this Court on or before the first Monday in December.

In the matter of the Proposed
Road petitioned for by W. Wheeler et al.

This matter came on to be heard at this time on the reports of the Viewers and Surveyor 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.

In the matter of the Road
petitioned for by G. F.
Deun 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 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 Nov 6th 1890.

In the matter of the Proposed
County Road petitioned for by
G. P. Nunn et al

This matter came for hearing 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 bearing in words following to-wit:

Report of Viewers

To the Honorable County Court for Union County, Oregon
The undersigned viewers heretofore on the 6th day of October 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 G. P. Nunn et al beg leave to report that on the 15th day of October 1890 in pursuance with said appointment and oath, 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 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.

L. C. Marley

Pat Loftus

O. J. Jenkins

And said report of the viewers and the report of the surveyor having been now publicly read in open court on two several days of the present term of the Court, and it appearing to the court that said viewers report favorably thereon, and we recommend that said proposed road be established as a County road and be declared a Public Highway

Second Judicial Day.

Thursday Nov 6th 1890

of Union County, Oregon, and all the Proceedings ^{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 open, 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 proved 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 of the survey thereof be placed on record in the Book of State of County roads of Union County Oregon, and that L. C. Marley Road Supervisor of road District No. 33, 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 Order and ordered to open up said road and place the same in repair for travel.

In the matter of allowing
Miscellaneous Bills

At this time it is ordered that the Bill of J. A. McCarthy for \$3⁴⁰ witness fees in J.P. Court be allowed.

It is further ordered that the Bill of W. Knowles for \$6¹⁵ for J.P. fees in State vs G. J. Link be allowed.

It is further ordered that the Bill of N. C. Martin for \$4³⁰ for Constable fees in State vs G. J. Link be allowed.

It is further ordered that the Bill of W. Sherman for \$12⁰⁰ witness fees in J.P. Ct. State vs G. J. Link be allowed.

It is further ordered that the Bill of Chas Baker for \$3²⁰

Second Judicial Day

Thursday Nov 6th 1890

It is further ordered that the Bill of E. W. Lewis for \$2⁸⁰ for view on said road be allowed.

It is further ordered that the Bill of J. A. Jones for \$2⁰⁰ for Chairman on said road be allowed.

It is further ordered that the Bill of J. M. Kennedy for \$2⁰⁰ for Chairman on said road be allowed.

It is further ordered that the Bill of E. W. Lewis for \$2⁰⁰ for marker on said road be allowed.

In the matter of the Road }
petitioned for by J. D. A. Rich- }
ardson

This matter came on to be heard on the allowance of Bills for the survey of said road and it is ordered the Bill of J. L. Curtis for \$7⁰⁰ for surveying said road be allowed.

It is further ordered that the Bill of J. W. Lytle for \$2⁸⁰ for viewing said road be allowed.

It is further ordered that the Bill of Clyde Pennington for \$3⁰⁰ for viewing said road be allowed.

It is further ordered that the Bill of J. W. Lytle for \$2⁰⁰ for Chairman on said road be allowed.

It is further ordered that the Bill of Clyde Pennington for \$2⁰⁰ for Chairman on said road be allowed.

It is further ordered that the Bill of Arthur Curtis for \$4⁵⁰ for marker on said road be allowed.

In the matter of Road }
petitioned for by G. T. Dunn }
that

This matter came on to be heard on the allowance of Bills for the survey hereof and it is ordered that the bill of J. L. Curtis for \$17⁶⁰ for surveying said road be allowed.

Second Judicial Day

Thursday Nov 6th 1890

It is further ordered that the Bill of L. C. Marley for \$4⁶⁰ for viewing said road be allowed.

It is further ordered that the Bill of Pat Loftus for \$4⁶⁰ for viewing said road be allowed.

It is further ordered that the Bill of C. J. Jenkins for \$4⁶⁰ for viewing said road be allowed.

It is further ordered that the Bill of Pat Loftus for \$4⁰⁰ for Chairman on said road be allowed.

It is further ordered that the Bill of Tom Loftus for \$4⁰⁰ for Chairman on said road be allowed.

It is further ordered that the Bill of C. J. Jenkins for \$4⁰⁰ on said road be allowed.

In the Matter of a
Settlement with

J. D. Guild Assessor

This matter came on to be heard on the Bill and statement of account of J. D. Guild County Assessor for work done on the assessment of 1890 from which it appears that said Assessor worked in all 448 days amounting at \$4⁰⁰ per day to \$1792⁰⁰. That he has received thereon in County warrants \$800⁰⁰, in Poll taxes collected \$800⁰⁰. The tax of Joe Beem \$8²⁰ collected by him, the tax of W. D. Fitch et al \$21⁶⁰ and the tax of N. Oliver \$32⁴⁰ making in all \$1662²⁰ and leaving a balance yet due said J. D. Guild for said work of \$129⁸⁰. And it is ordered by the Court that said bill be allowed.

In the Matter of the
Appointment of Road

Supervisor for Road Dist No 42

It appearing to the Court that the office of Road Supervisor of Road District No 42 has become vacant by the death of Joshua Bradford the Supervisor. And that said road district needs a Supervisor block

First Judicial Day

Wednesday June 3rd 1891

This time on the Report of Viewers for the first reading and said report having been read in open court as required by law It is ordered that said report be held for a second reading on some other day of this term of court.

In the Matter of the proposed County
Road petitioned for by Nathaniel Darnold et al }

Comes now Nathaniel Darnold 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:

Commencing at the NE corner of SW⁴ of NW⁴ of Sec 36 @ 2 N R 40 E W M, running thence West to NW corner of SW⁴ of NW⁴ of Sec 36, thence N on sec line as near as practicable to the NW corner of SW⁴ of SW⁴ of Sec 13, thence West to NW corner of SE⁴ of SE⁴ of S 14 thence N to NW corner of SE⁴ of SE⁴ of S 11 @ 2 N R 40 E W M

Near as practicable to the NW corner of NW⁴ of Sec 25 @ 2 N R 40 E, 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 the front of the Court house door in County of Union State of Oregon, and also in three public places in the vicinity of said proposed road to-wit: one near the beginning of the road on a fence post by the side of the public road; one near the house of Bert Woods on a fence post by the side of the public road One near the house of M^r Therson by the side of the public

First Judicial Day

Wednesday June 3 1891

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 signed by the petitioners, and that a bond for the cost of this proceeding has been duly given. It is therefore ordered that John Graham Sr. John Elliott and Joseph Becker be appointed Viewers of said road, and that J. L. Curtis be appointed Surveyor of said road, and that they meet at N. Darons house on the 15 day of June 1891 at the hour of 10 o'clock A.M. and after qualifying, to view, survey and lay out said road according to law

In the Matter of the Report }
of the Grand Jury }

At this time is presented to the Court the final report of the last Grand Jury and the same having been read is laid over for further consideration at some other time by this Court

In the Matter of the Road }
petitioned for by J. W. Kimball & al }

This Matter came on to be heard at this time on the Mandate from the Circuit Court from which it appears that the writ of review heretofore from this Court was sustained by said Circuit Court and the proceedings had herein by this Court reversed, annulled and set aside. It is therefore considered and ordered by this Court that all the proceedings heretofore had herein be set aside and held for naught and L. S. Kelsay Road Supervisor be instructed to not open said road as heretofore ordered by this Court.