

Old Road.

PETITION FOR COUNTY ROAD.

To the Honorable County Court for Union County, Oregon: The undersigned, householders ~~for~~^{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: Commencing at the 1/4 Sec. corner, bet. Sec. 1, and 36, on the township line bet. T. 7, & 8, South of ranges 41, _____ East W. M. Thence in a north and northeasterly direction on the easiest and most practicable route, through Sec. 36, #25 & 24= in T. 7, S.R. 41, East and Sec. 19= and 18, in T. 7, S.R. 42, east W. M. and intersect and terminate at the 1/4 Sec. corner bet. Sec. 7 and 18, on the County Road of J. B. Dolby and others, in T. 7, S. range 42, East W. M. And in duty bound your petitioners will ever pray, etc.

Names.

W. H. Lee,
Isaac Goble,
W. H. Goodman,
F. M. Dean,
Fred Corpe,
Geo. W. Wright,
J. J. Crimmin,
John B owman,

Names.

J. M. Dean,
Jas. J. Logan,
Martin Reed,
D. R. Fruit,
W. H. Poppy,
Wm. Miles,
J. B. Dolby,

John Reagan

Endorsed: Filed Sept. 1, 1890. at _____ O'clock, _____ Min. _____ M.

Turner Oliver, County Clerk,

By J. R. Oliver, deputy.

Comp.

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

I, Haner W. Lee, being first duly sworn, ^{on oath} say that I posted three notices (a copy of which is hereto ^{in annexed} attached) of the proposed road, in the following places, to-wit: One at the beginning of the proposed road, at the 1/4 Sec. Corner bet. Sec. 1, and 36, T. 8, S. of Range 41^{1/2} E. and one on the Sparta Road where the proposed road crosses ^{one} and one at the terminus of the proposed road, at the 1/4 Sec. Corner bet. Sec. 7 & 18, T. 7, S.R. 42, E. all of which are public places in the vicinity of the proposed road and in Union County, Oregon, the above named notices was posted on the 28 day of July, 1890/ and one at the Court house door in the Town of Union, in said County and State of Oregon, thirty days prior to the presentation of petition herein, and that all of said petitioners are householders residing in the vicinity of said proposed road, in said Union County, and State of Oregon.

Haner W. Lee,

Subscribed and sworn to before me this 29 day of August, A.D. 1890

J. B. Dolby, J.P.

Endorsed: Filed Sept. 1, 1890.

Turner Oliver, Clerk,

By J. R. Oliver, deputy.

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 3rd day of September, 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 at the 1/4 Sec. corner bet. Sec.'1, & 36, on the Township line Bet. T. 7, & 8, S. Range 41, East W. M. thence in a north and northeasterly direction on the easiest and most practicable route through sec. 36, = 25 & 24, in T. 7, S.R. 41, East, and sec. 19, and 18, in T. 7, S.R. ⁴² 43, E.W.M. and intersect and terminate at h the 1/4 Sec. corner Bet. Sec. 7 and 18, on the County Road ⁴² J. B. ₁ Dolby and others, in T. 7, S.R. ⁴² 43, East W. M.

Names.

H. W. Lee,
l. T. Goble,
M. H. Goodman,
F. M. Dean,
Fred Corpe,
Geo. W. Wright,
J. J. Crimmin,
John Bowman,

Names.

J. M. Dean,
Jas. Logan,
Martin Reed,
D.R. Fruit,
W. H. Poppy,
Wm. Miles,
J. B. Dolby,

John Reagan

Endorsed: Filed Sept. 1, 1890. at _____ O'clock, _Min. _ M.

Turner Oliver, County Clerk,

By J. R. Oliver, deputy.

Know all men by these presents: That we, D. R. Fruit, and Haner W. Lee, 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 August, 1890.

Now, the condition of the above obligation is such, that whereas, if the County Road petitioned for by Haner W. Lee, and others and presented at the September Term, 1890, of the County Court of said Union County, commencing at the 1/4 Section corner between one and thirty-six on the township line, between T. 7, & 8, S. of Range ~~41~~, East W. M. thence in a north and northeasterly direction, on the easiest and most practicable route, through Section 36 and 24 and 24 in Township 7, south range 41, East and section 19 and 18, in Township seven, S. Range 42, E.W.M. and intersect and terminate at the 1/4 Section corner, between Sections 7 and 18, on the County Road of J. B. Dolby & others, in Township 7, S. Range 42, E. W. M. be located and established, then this obligation to be void, otherwise to remain in full force and virtue in law.

H. W. Lee,

D.R. Fruit,

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

I, H. W. Lee, and D.R. Fruit, 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.

H. W. Lee, D.R. Fruit,

subscribed and sworn to before me this 29th day of August, A.D.1890.

J. B. Dolby, J.P.

Endorsed:- Bond of Road Petitioners,

H. W. Lee, et al, Petitioners.

Filed Sept. 1, 1890.

Turner Oliver, County Clerk,

By J. R. Oliver, Deputy.

Approved sept. 1, 1890.

Turner Oliver, Clerk.

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 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 County Road }
petitioned for by H. W. Lee, et al. }
----- }

That matter came on to be heard upon the petition filed herein by H. W. Lee, and 15 others praying for a County road described in the petition as follows:-

Commencing at the 1/4 Sec. corner between Sec. 1 and 36, on the township line bet. 7 and 8 South of Range 41, East W. M. thence in a north and northeasterly direction on the easiest and most practical route through sec. 36, 25 and 24, in T. 7, S.R. 41, East and Sec. 19 and 18 in T. 7, S.R. 42, East W. M. and intersect and terminate at 1/4 Sec. corner between Sec. 7 and 18 on the County Road of J. B. Dolby and others, in T. 7, S. range 42, East W. M.

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 A. Vandevanter, R. M. South and Dunham Wright, be appointed viewers and J. L. Curtis,

surveyer, to view survey and report upon said proposed road and that they meet at Dunham Wright's house on the 22 day of Sept. 1890, and duly qualify before entering upon the discharge of their duties in this behalf.

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

The foregoing order is entered in Comr's Jul.

'B' page 114 thereof.

REPORT OF VIEWERS.

To the Honorable County Court for Union County, Oregon:

The undersigned, viewers heretofore on the 3rd day of September, 1890, appointed to view and lay out the proposed County Road, of which the survey hereto attached is a true and correct description, as petitioned for by H. W. Lee, et al, beg leave to report that on the 22 day of September, 1890, in pursuance with said order and 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.

Dunham Wright,

R. M. South,

Abe Vandevanter,

(No filing.)

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

I herewith submit my plat and field notes of the survey of a proposed County Road in accordance with the instructions of the Court.

I met the viewers Hon. Dunham Wright, R. M. South, and A. Vandevanter, on the 22 nd day of Sept. 1890, and after being duly sworn they proceeded to view out the proposed road in accordance with the accompanying plat and notes of the survey,

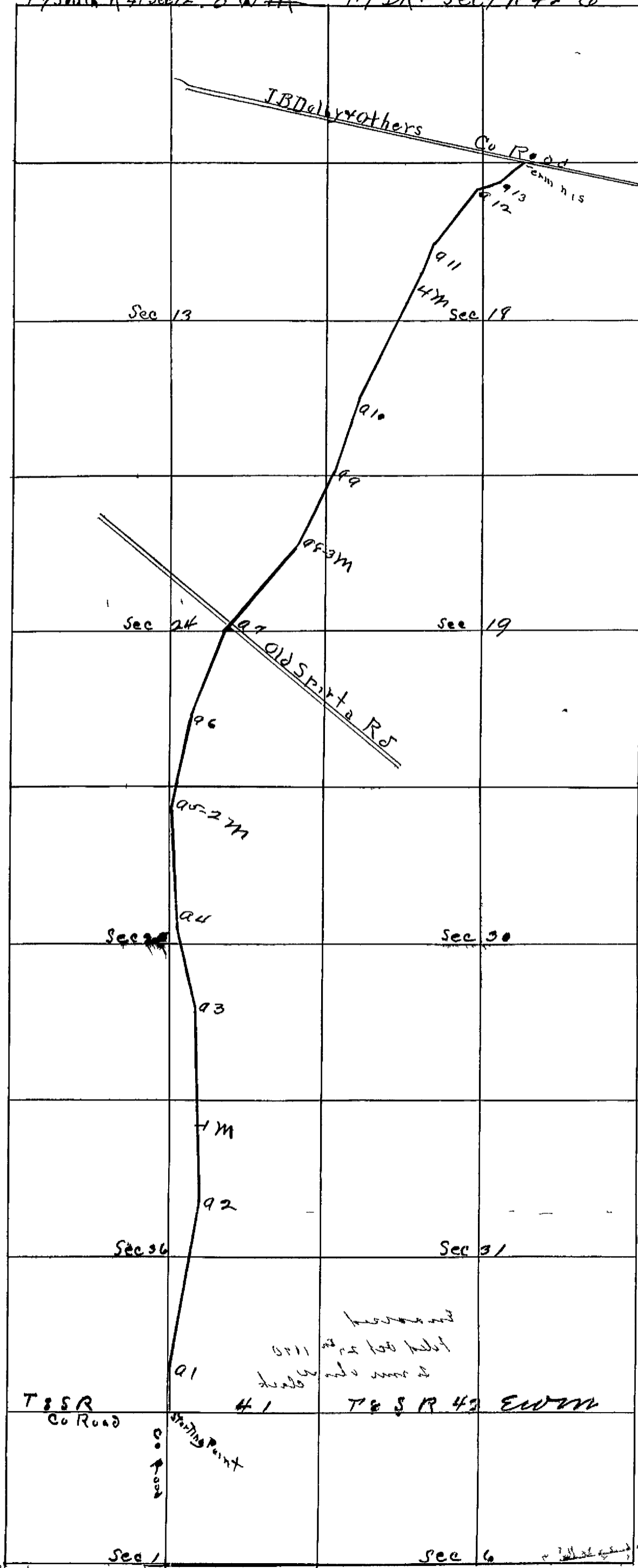
Commencing at the 1/4 Sec. corner between Secs. 1, and 36, on the township line between ~~E~~ 7 & 8, S. Range 41, E.W.M. and running thence N. 10 Chs. to A. 1, thence N. 10° E. 46 Chs. to A. 2, thence N. 3° W. 24 Chs. to 1 mile station; thence N. 3° W. 27.50 chs, to A. 3, thence N. 18° W. 23 chs to A. 4, thence N. 4° W. 29.50 chs. to A. 5, and 2 mile station, thence N. 5° E. 24 chs. to A. 6, thence N. 17° E. 26 Chs. to A. 7, and intersection of the Old Sparta Road, at an angle of 22° with the proposed road, thence N. 40° E. 30 Chs. to A. 8, and 3 mile station, thence N. 37° E. 22 Chs. to A. 9, thence N. 34° E. 17 Chs. to A. 10, thence N. 36° E. 41 Chs. to 4 mile station, thence N. 36° E. 7 Chs. to A. 11, thence N. 48° E. 20 chs. to a ¹² ~~E~~ 2, thence N. 81° E. 5 chs. to A. 13, thence N. 78° E. 9.50 chs. to the terminus of the proposed road at angle post No. 25, in the J. B. Dolby and others County Road, making the whole distance 4 miles and 39.50 chains, All Mile stations, angles beginning and terminus of this road are designated by rocks properly marked and imbedded in the center of the line of the proposed road?

J. L. Curtis, County Surveyor.

Endorsed:- Filed Oct. 25th, 1890.

Turner Oliver, Clerk.

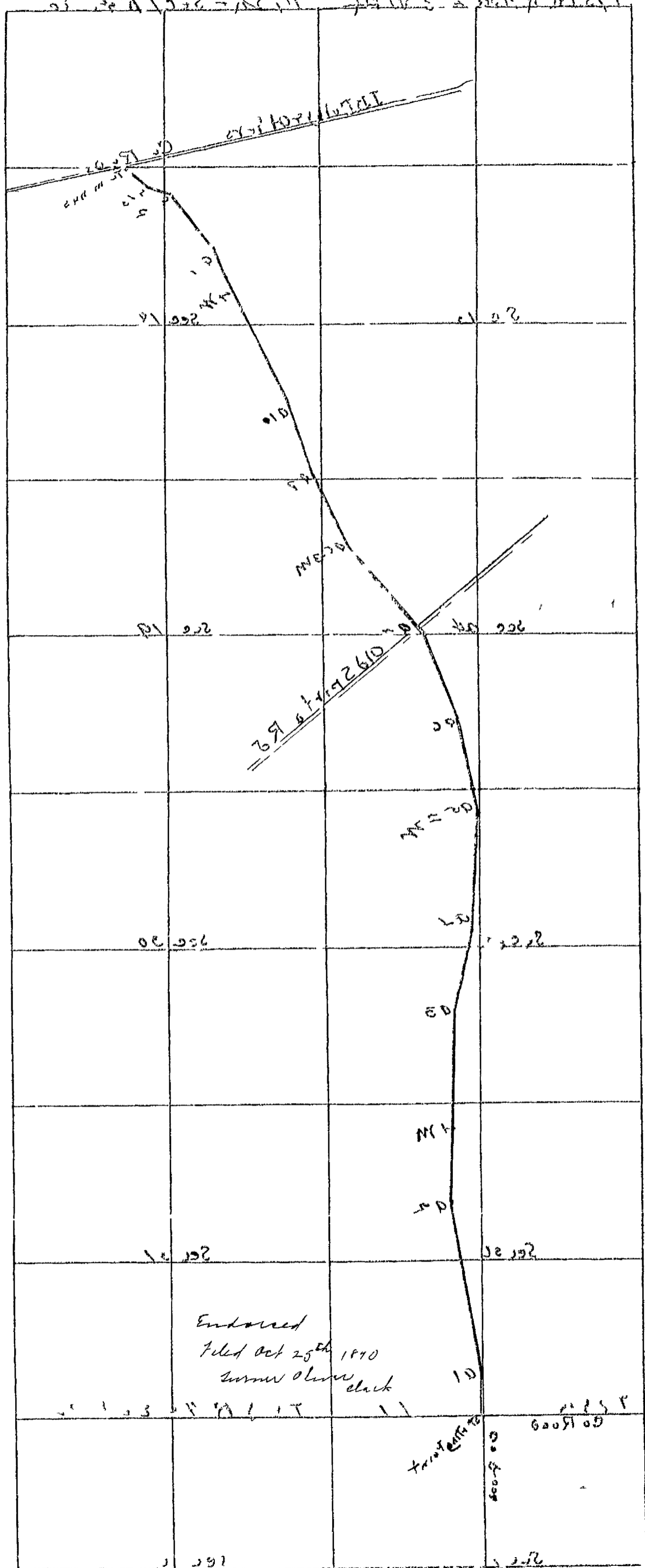
T7 South R41 Sec 12 E W7M T7 SR - Sec 7 - R42 E



Scale 1 to the Mile

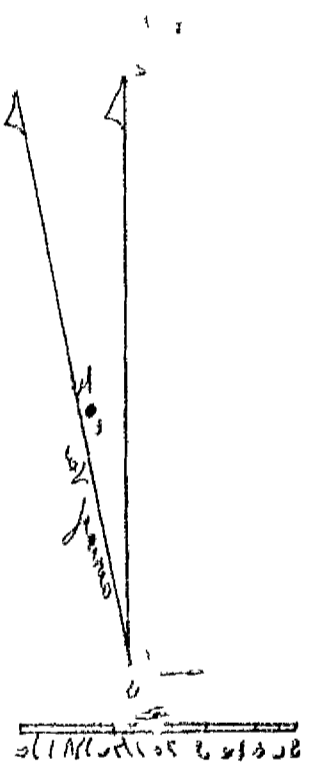
T8 SR Co Road #1 T8 SR R42 E W7M

Sec 1 Sec 6



Endorsed
 Filed Oct 25th 1890
 Survey Clerk

100
 50
 100
 50



BE IT REMEMBERED That at a regular term of the County Court of the State of Oregon, for Union County, begun and held at the Court House in the City of Union, on Wednesday November 5th, 1890, the same being the Wednesday after the first Monday in said month and the time fixed by law for holding a regular term of said Court, when the following officers were present, to-wit:-

Hon. I. N. Sanders, County Judge,
Hon. John McDonald Commissioner,
Turner Oliver, Clerk,
J. T. Bolles, Sheriff.

When on Wednesday the 5th day of November, A. D. 1890, or the First Judicial Day of said term, among other proceedings the following was had:-

In the matter of the proposed road petitioned for }
by H. W. Lee, 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.

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

The foregoing order is entered in Comr's Jul.
'E' at page 201 thereof.

BE IT REMEMBERED THAT at a regular term of the County Court of the State of Oregon, for Union County, begun and held at the Court House in the City of Union, on Wednesday November 5th, 1890, the same being the Wednesday after the first Monday in said month and the time fixed by law for holding a regular term of said Court, when the following officers were present, to-wit:-

Hen. I. N. Sanders, County Judge,
Hen. John McDonald, Commissioner,
Turner Oliver, Clerk,
J. T. Belles, Sheriff.

When on Thursday the 6th day of November, 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 County road)
petitioned for by H. W. Lee, et al.)
-----)

This matter came on to be heard at this time on the report of the viewers and surveyor heretofore appointed herein for a second reading as provided by law, and the report of the 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 3rd day of September, 1890, appointed to view and lay out the proposed County road of which the survey hereto attached is a true and correct description as petitioned for by H. W. Lee, et al, beg leave to report that on the 22nd day of September, 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 much to the convenience of the householders residing in the vicinity thereof and we therefore recommend that the said

proposed road be laid out and declared a public highway of said County

Dunham Wright,

R. M. South.

Abe Vandevanter,

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 recommend that said proposed road be established as a County road and be declared 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 said 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 plats of County Roads of Union County, Oregon, and that Warren Fraser road supervisor of road district No. 23, 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. N. Sanders,

County Judge.

The foregoing order is entered in Comr's Jul. '11
at page 207 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, on Wednesday November 5th, 1890, the same being the Wednesday after the first Monday in said Month and the time fixed by law for holding a regular Term of said Court, when the following officers were present, to-wit:

Hen. I. N. Sanders, County Judge,
Hen. John McDonald, Commissioner,
Turner Oliver, Clerk,
J. T. Belles, Sheriff.

When on Thursday the 6th day of November, 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 road)
petitioned for by H. W. Lee, et al.)
- - - - -)

This matter came on to be heard on the bills of viewers, surveyor, etc, for services rendered, and it is ordered by the Court that the Bill of J. L. Curtis, for \$15.80 for surveying the road be allowed.

It is further ordered that the Bill of Dunham, for \$5.00 for viewer on said road be allowed.

It is further ordered that the bill of R. M. South, for \$5.40 for viewers on said road be allowed.

It is further ordered that the Bill of A. Vandevanter for \$5.50 for viewer on said road be allowed. It is further ordered that the bill of Arthur Curtis for \$5.00 for marker on said road be allowed.

It is further ordered that the bill of Dunham Wright for \$4.00 for use of team for the survey of above road be allowed.

(Signed) I. N. Sanders,

The foregoing order is entered in County Judge.
Court's Jul. 'E' at page 218 thereof.

In the County Court of the State of Oregon for
Union county.

In the matter of the County)
Road petitioned for by H.)
W. Lee, 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 matter.

IN TESTIMONY WHEREOF, I have hereunto set my hand and
affixed the seal of the County Court,
this 27th day of June, A. D. 1902.

G. W. Benson Clerk.

Justice
County Court of the
State of Oregon in
Washington County
vs
W. W. Lee

Justice matter
of the road pe-
titioned for by
W. W. Lee, et al

Transcript of
papers transmitted
to Baker County,
Oregon

Filed June 29, 1902

G. W. Bennett
Clerk

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 Wednesday the 3rd day of September A.D. 1890 and from day to day thereafter during the continuance of said term, when we were present:

The Hon. J. M. Sanders, Judge
 Hon. John M. Donald, Commis.
 Hon.

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

One proclamation of the opening of Court having been made the following proceedings were had, to wit:

In the matter of the
 Proposed County Road
 petitioned for by H. W. Lee et al. } This matter came on to be heard
 upon the petition filed herein by H. W. Lee and 15
 others praying for a county Road described in the
 petition as follows: "Commencing at the $\frac{1}{4}$ Sec corner bet.
 Sec 17 & 36 on the Township line bet. 7 & 8 South of Range
 41 East N.M.

Thence in a North and Northeasterly direction on the easiest
 and most practicable route through sec 36, 25 & 24 in
 T 7 S R 41 East and sec 19 and 18 in T 7 S R 42 East
 N.M. and intersect and terminate at the $\frac{1}{4}$ Sec corner
 between sec 7 & 18 on the county Road of J. B. Dolby and
 others in T 7 S Range 42 East N.M.

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 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 A. Vandevanter R.M.
 South and Ounham Wright be appointed viewers and

J. L. Curtis surveyor, to view, survey and report upon said proposed Road and that they meet at Dunham Wrights house on the 22 day of Sept 1890 and duly qualify before entering upon the discharge of their duties in this behalf

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

This matter came on to be heard upon the Reports of the Viewers and Surveyors heretofore filed herein and upon the claim of Jas McCay for Damages, and said report of the viewers having been read in open Court are laid over for a second reading on some other day of this term of Court. And it appearing to the Court from said claim of Jas McCay that he is the owner of the S² of the N⁶ and the S⁶ of the N⁴ of Sec 2 T³ R³⁸ E¹ M¹ in Union Co Ogn and that the above intitled County road as viewed and surveyed and laid out extends across the South side and the West end of said lands a distance of one mile and seeks to condemn and appropriate for said public road a strip of said land 30 feet wide and one mile long and Claimant alleges that said land is first class agricultural land and is worth \$75⁰⁰ per acre, Claimant further alleges that the opening of said proposed road as a public highway will necessitate the erecting and maintaining by Claimant of one half mile of additional fencing and the removal and resetting of about one half mile mow which Claimant alleges will cost him \$275⁰⁰. Claimant further alleges that said land is low Meadow lands that Annually overflows by high water from Grande Ronde River and at high water stages a strong current of water flows across the West end of said lands and that the

First Judicial Day

Wednesday Nov 5th 1890

and claimant alleges that he will be damaged by said proposed road in the sum of \$344.⁰⁰ It is therefore considered and ordered that three disinterested householders of Union County, to-wit: Ed Imbley, 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

Court met pursuant to adjournment.

The same officers were present as on yesterday.

Due proclamation of the opening of court having been made the Journal of yesterday's proceedings was read approved and is here now signed.

D. N. Sanders
County Judge.

Thereupon the following proceedings were had, to wit:

In the matter of the Proposed
County road petitioned for by
H. W. Lee et al

This matter came 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 30th day of September 1890, appointed to view and lay out the Proposed County road of which the survey hereto attached is a true and correct description as petitioned for by H. W. Lee et al by leave to report that on the 22nd day of September 1890, in pursuance with paid 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 opinions 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

Second Judicial Day

Thursday Nov 6th 1890.

residing in the vicinity thereof, we therefore recommend that said proposed road be laid out and declared a Public Highway of said County.

Dunham Wright
R. M. South
Abe Vandewanter

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 recommend that said proposed road be established as a County road and be declared 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 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 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 the 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 Plats of County roads of Union County, Oregon, and that Warren Frazier Road, Supervisor of road District No 23, 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.

Second Judicial Day

Thursday Nov 6th 1890

In the matter of Geo }
May a Pauper }

At this time it is ordered by the Court that Geo May be granted \$10.00 on contingent fund as relief from County.

In the matter of the Road }
petitioned for by W. M. Lee et al }

This matter came on to be heard on the Bill of viewers surveyor ~~ee~~ for services rendered and it is ordered by the Court that the bill of J. L. Curtis for \$15.50 for surveying the road be allowed.

It is further ordered that the Bill of Sunham Wright for \$5.00 for viewers on said road be allowed.

It is further ordered that the Bill of R. M. South for \$5.40 for viewers on said road be allowed.

It is further ordered that the Bill of A. Vanderanter for \$5.50 for viewers on said road be allowed.

It is further ordered that the Bill of Arthur Curtis for \$8.00 for markers on said road be allowed.

It is further ordered that the Bill of Sunham Wright for \$4.00 for use of team for the survey of above road be allowed.

In the matter of the }
Road petitioned for }
by J. D. Shirley et al }

This matter came on to be heard on the allowance of bills and costs of survey thereof. and it is ordered that the Bill of J. L. Curtis for \$16.50 for surveying said road be allowed.

It is further ordered that the Bill of J. A. Jones for \$2.50 for viewers on said road be allowed.

It is further ordered that the Bill of J. M. Kennedy for \$2.50 for viewers on said road be allowed.