

Viewers Appointed S. L. E. 509

Ordered opened 570
Aug 6, 1891

Road No 387

Petitioned for by J. Q. Wallsinger
et al

Commencing at the County Road
at the SW corner of the SE⁴ of NE⁴
Sec 31 T¹ N R 39 E W¹ M and
terminating 80 ft N¹ of NW⁴
of NE⁴ NE⁴ Sec 31 T¹ N R 39 E

REAR
MAY 1 1891
E. D. WME
EN E
L. C. H. S.
10

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:

Commencing at the County road at the S.W. corner of the S.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Section 31, in Township 1, north of range 39, east of Willamette Meridian and running north $\frac{1}{4}$ mile to the N.W. corner of the S.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Section 31 in township 1, north of range 39, east of Willamette Meridian, thence north $\frac{1}{4}$ mile to the N.W. corner of the N.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Sec 31, township 1, north of range 39, east of Willamette Meridian, and thence in a northeasterly direction about 80 feet to County Road and there terminate.

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

NAMES:

P. J. Wallsinger
 Conrad Kieferer
 John Niederer
 John Mc Bland
 Charlie Hacker
 Charles Down
 John Reser
 August Hug.
 John Hug.
 Frank Barney
 James H. Briggs
 Rudolf Hug
 Henry Hug

NAMES:

George McDonald
 J. H. Childers
 Hiram McDonald

F.I.L.F.D.

AUG 5 1891

James Oliver

County Clerk

STATE OF OREGON,
County of Union, } ss.

I, *J. R. 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 1891, 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 6th day of *J. R. Oliver*
July 1891.

FILED.

AUG 5 1891

James 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 8th day of July

A. D. 1891, 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 Gravel road at the S.W. corner of the S.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of section 31, in Township 1, north of range 39, east of Willamette meridian and running north $\frac{1}{4}$ mile to the N.W. corner of the S.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of section 31, in Township 1, north of range 39, east of Willamette meridian, thence north $\frac{1}{4}$ mile to the N.W. corner of the N.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of section 31, in Township 1, north of range 39, east of Willamette meridian, and thence in a ~~North~~ direction about 80 feet to County Road and there terminate

NAMES:

J. I. Wellmeyer
 Conrad Niederer
 John Niederer
 John Mc Bland
 Charlie Harker
 Charles Town
 John Peser
 August Hug
 John Hug
 Frank Barney
 James H. Riggs
 Rudolf Hug
 George H. Donald
 Henry Hug

NAMES:

J. W. Childers
 Mirava M. Donald

J. P. Oliver
 June 4th 1891

1891
James Oliver

FBI

AUG 5 1891

James Oliver
County Clerk

James Oliver

STATE OF OREGON,
County of Union, } ss.

I, W. McDonald

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 begin

ning of the proposed road on a board nailed to the fence by the side of the public road near the schoolhouse. One at the ending of the proposed road on a board nailed to a tree by the road side, and the third on a board nailed to a tree by the side of the public County road a little south West of the house of W. McDonald.

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

1891, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the _____ day of _____ 18____, 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.

W. McDonald
mark

Subscribed and sworn to before me this

8th day of July 1891.
James Oliver

FILLED.

AUG 5 1891

James Oliver
County Clerk.

BOND OF ROAD PETITIONERS.

Know All Men by These Presents, That *J. Miriam McDonald*

and _____, of the County of Union and State of Oregon, are held and firmly bound unto 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 *8th* day of *July* A. D. 189*1*

Now, the condition of the above obligation is such, That, whereas the above named *J. D. Wallinger* and others, have

petitioned the County Court of said County of Union, at the *July* Term, 189*1*, thereof for a County Road, commencing *Described in the notice and petition hereto attached.*

Now, if the above named *J. D. Wallinger* and *Miriam McDonald* shall well and truly pay, or cause to be paid, all costs and expenses that may be incurred by reason of the view or review of said Road, in case the prayer of said petitioners be not granted or allowed, then that this obligation shall be void, otherwise to remain in full force and virtue.

Miriam McDonald
mark
(L. S.)

STATE OF OREGON, }
County of Union. }

I, *Miriam McDonald* and _____, each for himself, say, that I am worth the sum of *One*

Hundred Dollars over and above all debts and liabilities and property exempt from execution; that I am a resident and householder in said County and State.

Miriam McDonald
mark

Subscribed and sworn to before me this *8th* day of *July* A. D. 189*1*

James Oliver
County Clerk.

In the County Court of the State
of Oregon, Union County.

IN THE MATTER OF THE

Proposed Road beti-
tween
R. W. Callender and
ROAD.

BOND OF ROAD PETITIONERS.

Approved..... 189.

County Judge.

Filed July 5th 1891

Johnnie Oliver
County Clerk.

By

Deputy.

To the Hon County Court of
Union County Oregon

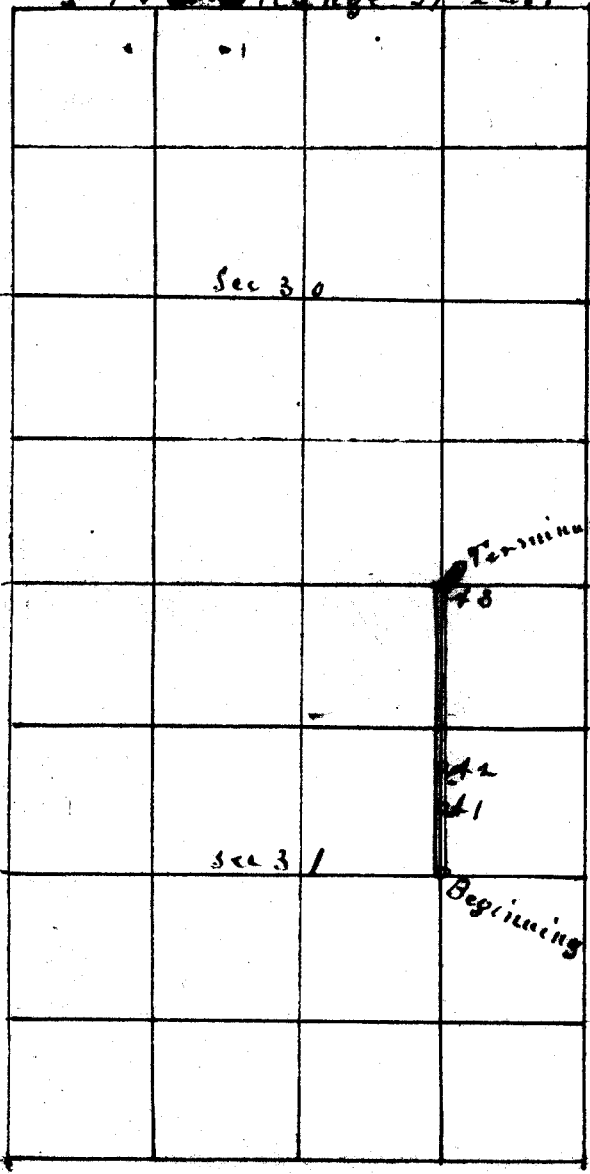
We the undersigned heretofore
appointed to view out a county Road as
Petitioned for by Hiram M^c Donald et al,
By leave to report that we met on
July 21st 1891 with J L Curtis as
Surveyor and after being duly sworn
proceeded to view out said Road and
the whole thereof: ~~and we further report~~
~~that~~ in accordance with the accompanying
Plat and Field Notes and we further
report that we deem the Road practicable
and of benefit to the Citizens residing
in the vicinity of said Road and recommend
that the same be declared a Public highway
and ordered opened for Public Travel

Wm Eubank
C H Myers
W N Park

387

July 24 1894
James O. Jones
Clark

T 1. ~~2~~ Range 39 East



True Meridian
Var 20° 30' East



Plat and Field Notes of survey of Road
as Petitioned for by H McDonald et al,
Done on July 21st A D 1891

Commencing at the SW corner of the SE⁴ of the
NE⁴ of Sec 31 T. 1. N. R. 39 East
and running thence N 4° E

7 50 Chs to A 1 Thence N 60° W

4 53 " " " " " " N Var 20° 30'

28 50 " " " 3 intersecting the NW corner of the
NE⁴ of NE⁴ Sec 31 T. 1. N. R. 39 East
Thence N 63° E

1 00 Chs intersecting the County Road and Terminating
at this Point making the whole distance
166 Rods and 3 Links

J L Curtis
Surveyor

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 the County and State aforesaid on Wednesday the 8th day of July, 1891. 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 whom were present:

The Hon. J. N. Sanders County Judge

Hon. John McDonald Commissioner

Hon. M. J. Donald Commissioner

Turner Oliver Clerk

J. J. Pallas Sheriff

Due 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 J. A. Wall-
Singer et al

Comes now William McDonald, 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 County Road at the SW. corner of the SE^{1/4} of the NE^{1/4} of Section 31 in Township 1 North of Range 39 East of Willamette Meridian and running north ^{1/4} mile to the NW corner of the SE^{1/4} of the NE^{1/4} of Section 31 in Township 1 North of Range 39 East of Willamette Meridian; thence north ^{1/4} mile to the NW. corner of the NE^{1/4} of the NE^{1/4} of Section 31 Township 1 North of Range 39 East Willamette Meridian and thence in a northerly direction about 80 feet to County Road and there terminate 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 Union, County of Union, State of Oregon and also in three public places in the vicinity of said proposed road to-wit: One at the beginning of the proposed road on a board nailed to the fence by the side of the public road near the school house; one at the ending of the proposed road on a board nailed to a tree by the road side, and the third on a board nailed to a tree by the side of the public County Road a little southwest of the house of H. McDonald 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 said 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 C. A. Myers, Wm Park and Mrs. Eubanks be appointed Viewers of said road, and that J. L. Curtis be appointed Surveyor of said road, and that they meet at the house of Herman McDonald on the 21st day of July 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 a change
in the Road petitioned for
by E. W. Imbler et al.

Comes now R. D. Reckman
and petitions the Court for leave to change the Road petitioned for by E. W. Imbler et al. on his own land and at his own expense, and it appearing to the Court from said petition that petitioner R. D. Reckman is the owner of the following described Real Estate, across which said County

First Judicial Day

Wednesday Aug 5th 1891.

and the petitioners who file counter affidavits, and after hearing the testimony of several witnesses on behalf of petitioners and promoters the Court finds that there fourteen legal householders living in the vicinity of the proposed road represented on the petition and only twelve on the remonstrance. It is therefore considered and ordered by the Court that said remonstrance be dismissed.

In the matter of the Road petitioned for by J. W. Hallinger 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 further consideration on some other day of this term.

In the matter of the road petitioned for by Jesse Doubler in his own right }

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 further consideration on some other day of this term.

In the matter of the road petitioned for by John Miller 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 further consideration on some other

Second Judicial Day

Thursday Aug. 6th 1891

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 plats of County roads of Union County, Oregon, and that John Rymareon Road Supervisor of Road District No. 44 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.

In the Matter of the proposed Road }
petitioned for by R. D. Ruckman }

This matter came on to be heard at this time on the Report of Viewers and Surveyor for second reading and on the objections filed by E. J. Couper and it appearing to the Court from said objections of E. J. Couper under oath that said road sought to be vacated is not entirely on the lands of R. D. Ruckman and that said road would be materially lengthened to the detriment of the public, it also appearing from the report of the viewers that said road would be lengthened 49 rods and the Court having no legal right under the showing made to grant said petition. It is ordered that the same be dismissed.

In the Matter of the proposed }
County road petitioned for by J. Q. Walling 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 reports of Viewers being in words following to-wit:

Report of Viewers

To the Honorable County Court for Union County Oregon:

Second Judicial Day

Thursday August 6th 1891

The undersigned viewers heretofore on the 8th day of July 1891 appointed to and lay out and alter the proposed County road of which the survey here to attached is a true and correct description, as petitioned for by J. Q. Wallinger et al. by leave to report that on the 21st day of July 1891 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 to the convenience of the householders residing in the vicinity thereof, we therefore recommend that said proposed road be established laid out and declared a public highway of said county.

Wm. Eubanks

B. A. Myers

W. N. Parke

And said report of the viewers and the report of the surveyors 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 surveyors be approved and adopted by the court and that said proposed road be declared a public highway of Union Co Oregon and opened up and placed in repair for travel according to law.

Second Judicial Day

Thursday Aug 6th 1891

It is further ordered that the report of the viewers be placed on record in this Journal, and that the surveyors 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 James H. Riggs Road Supervisor of road District No 3.6 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.

In the Matter of the proposed County
Road petitioned for by Jesse Embler 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:
We the undersigned viewers heretofore on the 8th day of July 1891 appointed to view and lay out a proposed change in County road, of which the survey hereto attached is a true and correct description as petitioned for by Jesse Embler et al, beg leave to report that on the 22nd day of July 1891 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, 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 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 and we further recommend that so much of the old road running parallel with